

MINUTES OF
ARKANSAS RIVER COMPACT ADMINISTRATION

Special Meeting

October 24, 1961

Court House
Lamar, Colorado

RECEIVED

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DIVISION OF WATER RESOURCES

Attendance:

For Colorado:

David Jenkins, Las Animas
Hacket Smartt, Lamar
L. R. Kuiper, Denver

For Kansas:

Logan N. Green, Garden City, Vice-Chairman
Carl E. Bentrup, Deerfield
R. V. Smrha, Topeka

For the United States:

F. M. Bell, Denver, Chairman

Others Attending:

John T. Martin	Corps of Engineers	Albuquerque, N. Mex.
Edward J. Tripp	U. S. Geological Survey	Denver, Colorado
W. C. Fagerquist	Bureau of Reclamation	Pueblo, Colorado
Ross W. Moor	U. S. Geological Survey	Lamar, Colorado
F. N. Leatherwood	Fort Lyon Canal Co.	Las Animas, Colorado
Guy M. Vincent	Kans. State Div. of Water Res.	Garden City, Kansas
Col. Harry Larson	Corps of Engineers, AUS, Ret.	Holly, Colorado
H. D. Heath, Jr.	Irrigation Farmer	Holly, Colorado
J. E. Bone	U. S. Corps of Engineers	John Martin Dam
R. J. McGrath	Water Comm. #66 & #67	Lamar, Colorado
F. L. Boydston, Jr.	Colo. Water Conservation Board	Denver, Colorado

Chairman Bell called the meeting to order at 9:30 A. M. He presented Mr. Kuiper as the representative of Colorado temporarily replacing Mr. Sparks as Acting Director of the Colorado Water Conservation Board while Mr. Sparks is on active duty with the Army.

Credentials for Mr. Kuiper, Mr. Jenkins, Mr. Smartt and Mr. Smrha were presented to the Secretary for his records.

The minutes of the July 25, 1961 meeting were considered and after they were amended, were approved as amended by vote of the States on a motion by Mr. Bentrup, seconded by Mr. Smartt.

The Chairman then read his report which follows:

ARKANSAS RIVER COMPACT ADMINISTRATION

Special Meeting - October 24, 1961

Report of the Chairman

There is little of significance to report at this time, but you may be interested in the following items:

1. In an informal conversation with the Colorado State Engineer, I suggested that his office should be represented at all meetings of this Administration so that he could be kept informed on current problems relating to water administration below John Martin Reservoir.
2. On September 20, I attended a meeting of the Arkansas-White-Red Basins Interagency Committee in Colorado Springs. No matters of importance to this Administration were discussed. However, I requested that my name be placed on the mailing list to receive Committee sponsored material.
3. I have arranged an appointment next week in Washington with the Interstate Compact Division of the Bureau of the Budget. Presumably, I will receive additional information on the duties and responsibilities of the Federal Representative. On this trip, I will also take custody of the files of the former appointee.

Francis M. Bell

October 20, 1961

Chairman Bell then called for the report of the Secretary and Secretary Smartt read his report as follows:

Secretary's Report
July 25, 1961 to October 24, 1961

As directed by the administration at the July 25th meeting, the Secretary forwarded resolutions to Colonel J. W. Wark and Mrs. Ivan Crawford expressing sympathy for their loss of loved ones, also sent a letter to the Army Engineers of Albuquerque thanking them for furnishing us with the late sedimentation charts of the John Martin Reservoir.

On September 2, 1961, requests were sent to Colorado and Kansas for the payment of funds to the administration for the fiscal year ending June 30, 1962. Both States have responded and deposits have been made in The First National Bank. Colorado \$2,970.00 and Kansas \$1,980.00, total \$4,950.00.

On September 13, 1961 budget requests for the fiscal year, July 1, 1962 to June 30, 1963 were sent to the Governors of the two states.

Respectfully Submitted,

Hacket Smartt
Secretary-Treasurer

Mr. Bell said that if there were no objections, the Secretary's Report would be received, and hearing no objections, ordered the report received and entered in the minutes.

The Chairman then asked for a report of the Treasurer and Mr. Smartt distributed copies of the following report:

Treasurer's Report
July 25, 1961 to October 24, 1961

Balance on Hand July 25, 1961	\$1,727.32
Deposits, State of Colorado, September 29, 1961	2,970.00
Deposits, State of Kansas, October 16, 1961	<u>1,980.00</u>
Total	\$6,677.32

Voucher No.	Date	Payee & Purpose	Amount
322	9- 1-61	M.S.T. & T. Co. July & Aug. Service	45.35
323	10- 5-61	Valley Agency Treasurers Bond	25.00

Treasurer's Report (Continued)

Voucher No.	Date	Payee & Purpose	Amount
324	10- 5-61	Hacket Smartt Secy.-Treas. July, Aug. & Sept. Salary	291.00
325	10- 5-61	U. S. Treasurer, O.A.S.I. Fund	18.00
326	10-24-61	U. S. Geological Survey 1st Quarter Cooperative Agreement	412.50
Total Disbursements			791.85
Balance on Hand, October 24, 1961			\$5,885.47

Respectfully Submitted,

Hacket Smartt
Secretary-Treasurer

Mr. Smartt questioned if he could defer taking his October salary until the quarter ending December 31, 1961. It was agreed that he should follow the advice of the auditor in this matter. The Treasurer's Report was received and accepted on a motion by Mr. Bentrup, seconded by Mr. Jenkins and affirmative votes by the two States.

The Legal Committee was called upon for a report and Mr. Green replied that there were no problems before the Legal Committee at present, and therefore no report.

A report of the Engineering Committee was asked for and Mr. Smrha said that the Engineering Committee acknowledged receipt of its assignments, but that no work had been done as yet. He said he hoped that Mr. Kuiper would be assigned to the Engineering Committee. Mr. Smrha then moved that Mr. Kuiper be appointed to fill the unexpired term of Mr. Sparks on the Engineering Committee. Mr. Smartt seconded the motion and it was passed.

The report of the Operations Committee was called for and Mr. Bentrup gave the following report:

Operations' Committee Report

The reservoir remained empty until August 13, 1961 when the gates were closed at 8:30 A. M. and storage began.

As water was coming into the reservoir in a rather small amount and with a discharge of 800 CFS, it was difficult to estimate when the reservoir would become empty.

On the 16th of August by telephonic meeting the reservoir was declared to become empty on August 18th. The reservoir was empty at 1:00 A. M. August 18th and the river has been under the authority of the State Engineer up to the present time.

Operations Committee

Carl Bentrup, Chairman

Mr. Bentrup also said that inspection of the ditch headgates had been deferred several times, but that the committee still intended to make the inspection when they could get together. Chairman Bell said that if there were no objections the Operations Committee report would be received and recorded. Hearing no objections, it was so ordered.

Mr. Smartt read the minutes of the telephonic meetings of August 12, 1961 and August 16, 1961. Mr. Green moved that the minutes of these two telephonic meetings be accepted and approved. Mr. Jenkins seconded the motion and the motion passed. These minutes follow:

Telephonic Meeting of August 12, 1961

Mr. McGrath notified the Secretary about 6:00 P. M. Saturday, August 12, 1961 that he had just received word from Mr. Dave Hieser that there was about 5,500 CFS of water passing La Junta.

Upon receiving this information, a telephonic meeting was held Saturday evening, August 12, 1961 for the purpose of finding water available for storage.

It was decided to wait until Sunday morning August 13th and if upon further investigation, the Secretary found enough water in sight to warrant closing the gates and declaring water available for storage, he may do so. The gates were closed at 8:30 A. M. on August 13, 1961.

Mr. Green and Mr. Bentrup speaking for Kansas
and Mr. Smartt and Mr. Jenkins for Colorado.

Mr. Whitten, State Engineer was notified, also
was Mr. F. C. Snyder, Division Engineer.

Respectfully Submitted,

Hacket Smartt
Secretary-Treasurer

Telephonic Meeting

August 16, 1961

A telephonic meeting of the administrators was
held on August 16, 1961 in accordance with Article IV,
Section 3B of the By Laws for the purpose of declaring
the reservoir empty, and giving notice to the State
Engineer of Colorado.

As a result of said meeting, the reservoir was
declared to become empty on August 18th. Unless a change
of conditions justified cancellation or modification of
that notice, that priority administration should commence,
and decreed rights of water users in Colorado would be
administered by the State Engineer.

Finding and notification were filed. The reser-
voir was empty at 1:00 A. M., August 18, 1961.

Speaking for Colorado was Mr. Smartt and Mr. Jenkins
and for Kansas Mr. Bentrup and Mr. Green.

Respectfully Submitted,

Hacket Smartt
Secretary-Treasurer

Mr. Smrha asked if there were operating agreements on the ditches
in Colorado downstream from John Martin Reservoir and after some discussion,
it was agreed that no operating agreements were on file with the Administration
and that the ditches were administered on a priority basis.

Mr. Smartt and Mr. Bentrup both remarked that although there had been very little storage water this season the river water supply had been good--especially in the latter part of the season.

Mr. Green asked if there had been an adequate interpretation of what winter water should be released from the reservoir. Mr. Leatherwood was asked to describe the conflict of opinions last fall and he related how the Fort Lyon Canal had been called upon to pass enough river water after October 31, 1960 to make up 100 cfs flows below the reservoir. Mr. Jenkins discussed Article V of the Compact and the intent of the Compact. Mr. Green said that he had discussed the subject with Mr. Leavitt and Mr. Mendenhall and they were both emphatic that it was intended that winter releases should be for stock ponds only; however, it did not state this in the Compact. Mr. Kuiper then read the opinion of the Kansas Attorney General. After much discussion it was agreed that the gates should be closed October 31st and administration will be under terms of the Compact. Mr. Bentrup moved and Mr. Jenkins seconded that the Secretary be instructed to notify the State Engineer of Colorado that the gates will be closed October 31, 1961, and administration will be under the jurisdiction of the Compact Administration. The motion passed. Further discussion ensued on whether the downstream ditches should also be notified and also as to whether Mr. Bone closes the gates automatically at midnight on October 31st. Mr. Bone said that he never closes the gates without an order from the Secretary. Mr. John Martin and Mr. Bone asked the Administration to consider the practicability of closing the gates before midnight, in that their budget made no provisions for overtime to be paid on operations outside of working hours except in emergencies. After some discussion Mr. Green moved and Mr. Jenkins seconded that the Secretary be instructed to request the Corps of Engineers to close the gates on the reservoir at midnight October 31, or as soon as practical thereafter, but no later than 8:00 A. M. November 1. The motion passed.

Mr. Jenkins asked what the status of the Trinidad Project was at this time. Mr. Fagerquist was called upon to explain and he said that the axis of the dam had been established finally and that there had been several meetings with the City Council of Trinidad and the District to explain the Project. Mr. Smrha asked if the operation plans were not to be submitted to the Administration for approval. After some discussion the Secretary said that he would look up the minutes when the operations were considered.

Mr. Smartt presented a bill for \$1.43 from the Pueblo Star Journal for publishing a notice of the Administration meeting. It was agreed that the Secretary will pay this bill and notify them not to publish any future notices, that notices are sent them only as news items and not as legal notices.

Mr. Kuiper moved that the Secretary be authorized to arrange for an audit of the Administration's books. Mr. Bentrup seconded the motion and it was duly passed.

The Annual Report was considered and the responsibility for various sections assigned. Mr. Boydston was requested to get bids from Peerless Printing Company for printing of 350 and also 500 copies of the report.

Colonel Harry Larson introduced himself as an interested observer and requested copies of the Annual Reports of previous years if they are available.

There being no further remarks, Mr. Green's motion to adjourn was seconded by Mr. Jenkins.

The meeting adjourned at 11:30 A. M.