

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON JANUARY 16, 1986 AT 9:30 A.M. IN THE COMMISSIONER'S ROOM, SARGENT COUNTY COURTHOUSE.

Chairman Bosse called the meeting to order with all members present.

Commissioner Paczkowski moved that the minutes be approved as read. Commissioner Lien seconded the motion and same carried.

Commissioner Paczkowski moved that the Board approve and renew the pledge of assets according to law and designate Sargent County Bank, Forman, ND, as the public depository of all funds. Commissioner Lien seconded the motion and same carried.

Greg Radniecki, Pat Nelson Construction Co., arrived to meet with the Board regarding Drain No. 11. He informed the Board that the early winter snow had delayed work on the north end and they were unable to finish the cleanout. There are 2-900 foot areas that are left to do - one in Section 26 and one in Section 36 of Denver Township. It was the Board's decision to wait until March or when the ground is frost free and let Pat Nelson Construction Co. proceed and complete the cleanout. Mr. Radniecki stated that rates would be the same as quoted in 1985.

Commissioner Paczkowski discussed a request from Harold Lawrence on Dr. # 3. He would like a Texas crossing where the drain was cleaned. The Board agreed that it would be OK providing Mr. Lawrence pays for the crossing and that he does not create a blockage in the leveled area. Commissioner Paczkowski will get in touch with him and check on his willingness to pay for the crossing.

Commissioner Jacobson moved and Commissioner Totenhagen seconded the motion to increase the Board Per Diem to \$55.00 per meeting. Following discussion the Secretary was instructed to call Mr. Breitling to see if the county commissioner's have to approve said increase. All members voted aye. Motion carried.

Chairman Bosse suggested to the Board the possibility of hiring a summer employee to do fencing, spraying and other miscellaneous jobs. He felt there would be several jobs that could be done this summer to warrant hiring someone with experience in these various areas. It was decided to keep this idea in mind for a future meeting.

The following bills were presented for payment. Commissioner Jacobson moved to pay all bills. Commissioner Lien seconded the motion and same carried unanimously.

1/17/86 - Pat Nelson Construction - Winter swamp operations on Dr. # 11	11,580.00
1/22/86 - Sherry Hosford - Sec. salary less 12.51 S.S.	162.49
1/22/86 - James Bosse-110.00 P.D. less 7.87 S.S. plus 9.60 mileage	111.73
1/22/86 - Dan Jacobson-110.00 P.D. less 7.87 S.S. plus 2.40 mileage	104.53
1/22/86 - Maynard W. Lien-165.00 P.D. less 11.80 S.S. plus 31.40 mlge & meals	184.60
1/22/86 - Mike Paczkowski-110.00 P.D. less 7.87 S.S. plus 97.40 mlge & meals	199.53
1/22/86 - John C. Totenhagen-110.00 P.D. less 7.87 S.S. plus 31.20 mileage	133.33
1/29/86 - City of Cayuga - Approved amount for sewer project	5,000.00
1/29/86 - Moore Engineering, Inc. - Dr. # 11 staking-\$668.50 and Dr. # 3 survey-\$2,875.76	3,544.26

The Board moved to meet with the county commissioners on February 4, 1986 at 9:15 a.m. for the annual joint meeting.

Commissioner Jacobson moved that the Board adjourn to February 20, 1986 at 9:30 a.m.

James Bosse
JAMES BOSSE - CHAIRMAN

ATTEST:

Sherry Hosford
SHERRY HOSFORD - SECRETARY

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON FEBRUARY 19, 1986 AT 9:30 A.M. IN THE SARGENT COUNTY COURTHOUSE, FORMAN, ND

The meeting was called to order with Commissioner Paczkowski absent. Commissioner Jacobson signed the Oath of Office for a three year term.

The Board proceeded to reorganize for 1986.

Commissioner Totenhagen moved that James Bosse be re-appointed as Chairman. Commissioner Lien moved that the Secretary cast a unanimous ballot for Mr. Bosse. Motion carried.

Commissioner Lien moved that Dan Jacobson serve as Vice-Chairman. Commissioner Totenhagen moved that the Secretary cast a unanimous ballot for Mr. Jacobson. Motion carried.

Commissioner Lien moved that the Board re-appoint Sherry Hosford, Secretary-Treasurer. Commissioner Jacobson seconded the motion and same carried.

Commissioner Jacobson moved that the minutes and financial report be accepted. Commissioner Totenhagen seconded the motion and same carried.

Randy Gjestvang, SWC, met with the Board regarding a flood control dam in Section 20-T129N-R53W. He reviewed the preliminary cost estimate and also indicated problems with the dam that is in place. There is considerable water off the hills and not much storage area. He said the dam would not be much benefit unless it were a taller structure. His cost estimate on a 30 foot high structure was \$350,000.00 (not including land acquisition or easements). The SWC would cost share 50% of the eligible items and RRJWB 25% of the total cost. The Board decided to have Randy come to another meeting to discuss the dam when Mike can be present.

In order to seek funding from the SWC and RRJWB, all projects must be submitted for their consideration. Commissioner Jacobson moved that the Secretary be instructed to send letters to both requesting a revision of the 1985-1987 priority list and adding the Flood Control Dam in the NW4-20-129-53. Commissioner Lien seconded the motion and same carried.

Donald Willprecht met with the Board to discuss some problems with Drain No. 3. He reminded the Board of his request last fall for a bridge to cross over the drain to get to his pasture on the other side. He said it is harder to cross over the ditch since it has been cleaned and he feels he is entitled to a bridge. He also indicated that he is not happy with the dirt piles on his land. The Board explained that they will be leveled this spring. Mr. Willprecht stated that he spoke with Jeff Volk on the phone and he was informed that a crane would not be used to clean the ditch, but one was used. Also a 200 foot area from Harold Lawrence's did not need cleaning according to the stakes, but it was cleaned anyway. The Board felt the best way to resolve this would be to have Mr. Willprecht, Jeff Volk and the Board meet jointly in March and discuss the problem. The Secretary will arrange the meeting.

Orville Nelson, Tax Director, met with the Board regarding legal drain special assessments.

Commissioner Totenhagen reported that Gerald Beckstrom has indicated that he wants his fence repaired on the south end where there is pasture land. Greg Radniecki told the Board that he would take care of these repairs.

Commissioner Bosse reported on a meeting with the WRSCD held in Crete on 2-12-86. The purpose of the meeting was to discuss conservation alternatives on sandy soils. The land owned by this Board could possible qualify for the 10 year program. The time for bidding the land is between March 3 and March 15. Commissioner's Bosse and Jacobson agreed to talk to Dean Schmidt and find out how many acres are eligible and get in touch with Jeff Breker, who currently rents the land. A special meeting will be called if there is an interest.

The following bills were audited. Commissioner Lien moved that the bills be paid. Commissioner Jacobson seconded the motion and same carried unanimously.

1-27-86 - Social Security Contribution Fund-Wages paid in Jan., 1986	111.54
2-14-86 - Sherry Hosford-Sec. salary less 12.51 S.S.	162.49
2-24-86 - James Bosse-165.00 P.D. less 11.80 S.S. plus 21.00 expenses	174.20
2-24-86 - Dan Jacobson-110.00 P.D. less 7.87 S.S. plus 7.40 expenses	109.53
2-24-86 - Maynard W. Lien-110.00 P.D. less 7.87 S.S. plus 21.00 expenses	123.13
2-24-86 - John C. Totenhagen-110.00 P.D. less 7.87 S.S. plus 20.20 expenses	122.33
2-24-86 - ND Water Resource Districts Ass'n - 1986 Dues	200.00
2-24-86 - Ohnstad, Twichell & Breitling - General-salary opinion	80.00
2-24-86 - Tri-County Drain District-Culvert on Ran-Sarg. Co. line No. of DeLamere	175.44

Commissioner Jacobson moved that the Board adjourn to March 20, 1986 at 9:30 a.m.

ATTEST:

Sherry Hosford
SHERRY HOSFORD-SEC.-TREAS.

James Bosse
JAMES BOSSE - CHAIRMAN

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON
TUESDAY, MARCH 20, 1986 AT 9:30 A.M. IN THE COMMISSIONERS ROOM OF THE SAR-
GENT COUNTY COURTHOUSE, FORMAN, NORTH DAKOTA.

Chairman Bosse called the meeting to order with all members present.

Commissioner Lien moved to approve the minutes as printed. Commissioner Paczkowski seconded the motion and same carried.

Commissioner Paczkowski moved to instruct the Secretary to purchase a money market certificate for \$45,000.00. Commissioner Totenhagen seconded the motion and same carried.

Donald Willprecht and Jeff Volk arrived at the meeting to discuss problems relative to Drain No. 3. Jeff reviewed what had been done last fall and also why the dragline was brought in to do the work. He also informed Mr. Willprecht that the spoil bank will be leveled when it is dry enough this spring. In regards to Mr. Willprecht's request for a bridge to cross over the drain, the Board still maintains the policy to keep culverts and structures on section lines. The Board agreed to grant Mr. Willprecht permission to install a Texas crossing at his own expense and to keep it at grade level or below. A letter will be sent to him from the Board with this decision.

Beverly Stone, ElRoy Stein, Jorgan Haugen, Richland County WRB and Randy Gjestvang, SWC, met with the Board to discuss WR-190 Dam. Said project would be the construction of a dry dam on the Wild Rice River for the purpose of flood control. The proposed dam site is located in the NW $\frac{1}{4}$ of Section 25, Township 132 North, Range 52 West approximately three miles south of Wyndmere. The basin area at the site is 1,160 square miles. Approximately 1 $\frac{1}{2}$ sections or two river miles back up into Sargent County. The Richland County Board is seeking support of this project and are approaching Southeast Cass, Red River Joint Water Board, State Water Commission as well as the Sargent County Board. The benefits gained would be to the Great Bend area and Mantador farmsteads. Commissioner Paczkowski moved to send a letter of support to the Richland County Water Board. Commissioner Jacobson seconded the motion and same carried.

Chairman Bosse reviewed a problem with the Board on a road located on the north edge of the NE $\frac{1}{4}$ 7-129-56 on Drain No. 11. Three areas along a section line are very low and have been filled in with rock. When it is wet the water sits in the low places and with culverts in place it would drain into the ditch. Commissioner Lien moved that the Water Board fund one-half of the cost of 3 18" pipes at a length to be decided that will be long enough to reach the center of the ditch so that the water drains and not washes out the bank. Commissioner Jacobson seconded the motion and same carried. The Secretary was instructed to send a letter to Alan Wittich, Chairman, Taylor Township.

The conservation alternatives on sandy soils was discussed and Jeff Breker decided that it would not be feasible at this time but will be looked at in the future.

The Board reviewed the audit from the State Auditor's Office and instructed the Secretary to contact the Tax Director for an appraisal of land owned by the Water Resource District.

Chairman Bosse reported on a phone call from Terry Douglas who owns land on the north end of Drain No. 11. Mr. Douglas wanted to know how long an easement continues if nothing has been done to a drain and also if he can farm the drain right-of-way. No decision was made by the Board at this time.

The following bills were audited. Commissioner Jacobson moved to pay bills. Commissioner Totenhagen seconded the motion and same carried unanimously.

2-25-86 Social Security Contribution Fund-Wages paid in February, 1986	95.81
3-13-86 ND Water Resource Districts Ass'n (replace # 1662)	(200.00)
3-21-86 James Bosse-55.00 P.D. less 3.93 S.S. plus 9.80 expenses	60.87
3-21-86 Dan Jacobson-55.00 P.D. less 3.93 S.S. plus 6.20 expenses	57.27
3-21-86 Maynard W. Lien-55.00 P.D. less 3.93 S.S. plus 13.00 expenses	64.07
3-21-86 Mike Paczkowski-110.00 P.D. less 7.87 S.S. plus 22.60 expenses	124.73
3-21-86 John C. Totenhagen-55.00 P.D. less 3.93 S.S. plus 12.60 expenses	63.67
3-21-86 State Treasurer-Audit from July 1, 1983-December 31, 1984	970.00
3-21-86 Sherry Hosford-Sec. salary less 12.51 S.S.	162.49
3-21-86 Social Security Contribution Fund-Wages paid in March, 1986	72.22
3-21-86 Sargent County Bank - Purchase money market certificate	45,000.00

Commissioner Totenhagen moved to adjourn to April 17, 1986 at 8:00 p.m.

James Bosse
James Bosse - Chairman

Attest:

Sherry Hosford
Sherry Hosford - Secretary-Treasurer

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD
ON APRIL 17, 1986 AT 8:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY
COURTHOUSE, FORMAN, ND.

Chairman Bosse called the meeting to order with all members present.

The minutes of the last meeting were read and approved.

Virgil Woytassek, Geneseo, met with the Board regarding a slough located in the W $\frac{1}{2}$ of Section 22-130-53. He would like to dig a pond on his own land to keep the water in one area, thus enabling him more acres to farm. The Board suggested that he get in touch with the Soil Conservation Service to see if it would be a problem with them and also to protect himself as far as the farm program is concerned. He was also instructed to contact any landowners which this water might affect.

The Board reviewed the 1985-1987 Priority list of projects as filed with the State Water Commission and moved to adopt a new list for 1987-1989. Said list will contain Item No. 3 & 4 from the old list and add a \$350,000.00 project for constructing a flood control structure on a tributary to LaBelle Creek located in the NW $\frac{1}{4}$ of Section 20-129-53.

Greg Radniecki met with the Board to discuss future projects on Drain No. 11. Commissioner Totenhagen moved and Commissioner Paczkowski seconded the motion to authorize Radniecki Construction Co., Inc. to complete two miles left on the end of said Drain No. 11 from Station 636 to Station 708 and Station 917 to swamp and also from the northside of Section 23 in Harlem Township and proceed 2 $\frac{1}{2}$ miles to Highway No. 11. (Station 1353 to Station 1108). Motion carried.

The Board also discussed with Greg the status of work left in the swamp area. There is 1,000 feet left in the middle of the slough that is plugged but is flooded at this time. Work will be completed in that area when conditions permit. Also on an abandoned bridge located on the North side of Section 35 and the South side of Section 26 in Denver Township it has been requested to install a culvert in that area to provide access across the drain. Greg will talk to Jeff Volk for sizing and the county commissioners will be contacted about their 60/40 participation in the culvert installation. Hopefully said culvert can be installed late this summer. The Board instructed Radniecki to put up some barriers on the east side to warn people of the dead end. Radniecki was also reminded that Beckstrom's fence must be put back up. He will take care of this.

Dale Furch, landowner in Herman Township, met with the Board to discuss Drain No. 2. Said area being discussed is located in Section 4 of that township. The water does not flow through the drain like it should and Furch would like permission to clean it out. He would do the work himself at no cost to the landowners. He informed the Board he had spoken with Crandall's and they wanted to see what he planned to do before they approved the work be done. Furch was meeting with them tomorrow. Commissioner Paczkowski moved and Commissioner Lien seconded the motion to agree with Furch's proposal subject to approval by Baker and Crandall's and Bob Nelson and that the work not exceed the original depth of the drain. Motion carried. Mr. Furch will keep Commissioner Paczkowski informed on the progress of the project.

The Board read a letter from the State Water Commission regarding the 1986 Water Education Workshop for Teachers. This years' workshop will be held at Washburn, ND, on July 28-31. The cost of the workshop is \$65 for Board and Room and \$24.00 for Credit. Commissioner Paczkowski moved and Commissioner Jacobson seconded the motion to instruct the Secretary to contact all three schools in the county of said workshop and that the Water Board pay the \$65 fee for every teacher who attends from Sargent County. Motion carried.

Commissioner Paczkowski reported that Harold Lawrence is concerned about the re-routing the Board did on Drain No. 3-lots of swails in it. He wants the Board to help him out - ideally they could go along the channel and move some dirt. The Board instructed Commissioner Paczkowski to contact Crandall Construction to look at the area and get an estimate for said work.

The following bills were audited. Commissioner Paczkowski moved and Commissioner Lien seconded the motion to pay all bills. Motion carried unanimously.

3-28-86 - Pat Nelson Const.-Thru swamp area on Drain No. 11	3,390.00
4-17-86 - Radniecki Construction Co., Inc.-Winter swamp operations # 11	1,620.00
4-21-86 - Sherry Hosford-Sec. salary less 12.51 S.S.	162.49
4-28-86 - James Bosse-55.00 P.D. less 3.93 S.S. plus 4.80 mileage	55.87
4-28-86 - Dan Jacobson-110.00 P.D. less 7.87 S.S. plus 17.70 expenses	119.83
4-28-86 - Maynard W. Lien-110.00 P.D. less 7.87 S.S. plus 61.30 expenses	163.43
4-28-86 - Mike Paczkowski-110.00 P.D. less 7.87 S.S. plus 26.10 expenses	128.23
4-28-86 - John C. Totenhagen-55.00 P.D. less 3.93 S.S. plus 7.60 expenses	58.67
4-28-86 - Social Security Contribution Fund-Wages paid in April, 1986	87.95

Commissioner Lien moved to adjourn to May 15, 1986 at 8:00 p.m.

James Bosse
James Bosse - Chairman

Attest:

Sherry Hosford
Sherry Hosford - Secretary

SPECIAL MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON APRIL 28, 1986 AT 9:00 A.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE, FORMAN, ND

Commissioner Bosse called the meeting to order with all members present. Also present were the following: Cyril Kudelka, Lloyd Planteen, John Mlnarik and Donald Wucherpfennig, members of the Forman Township Board, Harvey, Fred and Jerome Fiala and Terry Baltes.

Those present proceeded to describe a problem with water which has developed between Sections 15 and 10 in Forman Township. The Township Board has requested permission from the Water Board to install a culvert at said location because they are concerned about losing the grade of the road.

The Fiala's are concerned about all the water which is flowing onto their land through a natural waterway. Said waterway has had some scraper work done by Terry Baltes to enable him to cross the drain with his machinery. Mr. Baltes stated that he has not lowered the natural drain.

Several alternatives were discussed such as a dike at the high point to control water if necessary; pumping the water across to save the grade; sandbagging; or the installation of a culvert and placement of a flap on the culvert located between Section 15 and 16 in said township to control water flow.

It was agreeable to all present and papers were signed and notarized with the following decision: 1) Cap old culvert with plywood temporarily between Sections 15 and 16; 2) Put 18" culvert in with one foot of dirt on the road top between Sections 10 and 15 at the townships expense; 3) When conditions permit, remove plywood and put control flap on culvert between Section 15 and 16 at township expense and 4) Control of flap belongs to Fiala's, based upon reasonable judgment.

A copy of the proposal and other information are on file in the Office of the Sargent County Water Management Board.

While in session, the Board received a call from Dean Schmidt, SCS, informing the Board that Lubke-Brummond Dam is plugged up. Mr. Schmidt, John Anderson and an engineer with the SCS were going out to take a look at the dam and will get in touch with the Board with their findings.

The Board also discussed a complaint received on water problems in the SW $\frac{1}{4}$ -Section 28 in Weber Township. The Secretary was instructed to contact the landowners and the complaintant and invite them to the May meeting.

Meeting adjourned at 11:45 a.m.

James Bosse
James Bosse - Chairman

Attest:

Sherry Hosford
Sherry Hosford - Secretary

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY MAY 15, 1986 AT 8:00 P.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE, FORMAN, NORTH DAKOTA.

Chairman Bosse called the meeting to order with all members present. Also present were Walter Sedler, Jr., Frank Parrow and Bill Smith.

The Board proceeded to read a complaint from Frank Parrow on a natural drain located in the southwest corner of Section 28-129-55. Mr. Sedler stated that the problem with the rocks goes back many years when the telephone company was burying the cable. They dug up the road and with it many rocks. The township ordered the landowners to bury the rock which is now causing problems for water to drain through the culvert. The culvert sits full of water and is backed up now. Mr. Parrow indicated that the rocks should be buried somewhere else to eliminate the obstruction of the flow of water. The Board discussed the possibility of asking Jerry Bohnenkamp to survey the area and if obstructed, clean it out with the backhoe. Mr. Sedler feels the culvert is low on the east and should be leveled. Chairman Bosse will schedule Bohnenkamp, Sedler, Parrow and Paul Bergh at a later date to determine what route to follow.

Pete Willprecht appeared before the Board concerning the slough south of his house. A culvert which is under the state highway won't run because there is six feet of dirt in the Orville Erickson yard which blocks the water. The water should flow into the creek. The Board will take a look at it and talk to Orville.

Greg Radniecki met with the Board to discuss the progression Drain No. 11. He started at Station 636 and now is at 686 with the dragline. He also has leveled some spoil bank. He discussed a concern on digging north of Highway 11 and requested that the electric company be contacted prior to him beginning work to eliminate any problems with cable. The Secretary was instructed to contact the electric companies.

It was reported that Carol Holmstrom is registered to attend the education workshop for teachers this summer in Washburn, ND. The Board previously agreed to pay the \$65.00 registration fee for any teacher wishing to attend.

The Board acknowledged receipt of a letter from the Corps of Engineers regarding the discharge of fill material into wetlands in Bruns Slough, Section 26,

Township 132, North, Range 58 West. They are ordering all persons responsible to cease and desist any further unauthorized work or development at this site. Chairman Bosse also read a letter from the State Water Commission to the Corps which states that this assessment drain was constructed prior to the need for a Section 404 Permit and they question whether this Board needed to obtain a permit to clean out the drain. The Board instructed the Secretary to send copies of both these letters to Mr. Breitling for his information and files.

The Board also discussed several other projects. Lubke-Brummond Dam is unplugged and working. Silver Lake Dam has been repaired by the SC Park Board as per recommendations by the State Water Commission. A complaint from persons around DeLamere requesting a 18" culvert on Tri-County Drain. This should be billed 50% to Hall Township and 50% to Tri-County Drain. The Sargent County Water Channel Imp. Dist. No. 1 is matted and plugged with cattails. The Board will look at it in June and decide what to do. Jim Gaukler, along Dr. No. 3 from the lateral in Richland County is concerned about how it is diked up and he would like the Board to do something to get the water to go to Dr. No. 3. There is some opposition from landowners who are concerned that the Drain might overflow. The Board discussed the possibility of visiting with Richland County Water Board this summer to find a solution.

Commissioner Lien moved to approve the minutes as corrected. Commissioner Paczkowski seconded the motion and same carried.

The following bills were audited. Commissioner Totenhagen moved to pay all bills. Commissioner Lien seconded the motion and same carried unanimously.

5-7-86 - US Stamped Envelope Agency - 500 stamped-printed envelopes	120.90
5-15-86- Radniecki Construction, Inc.-22½ hrs D8H @ \$70/hr Dr. # 11	1575.00
5-15-86- Radniecki Construction, Inc.-114 hrs Dragline @ \$60/hr Dr. # 11	6840.00
5-61-86-James Bosse-275.00 P.D. less 19.66 S.S. plus 32.40 expenses	287.74
5-16-86-Dan Jacobson-220.00 P.D. less 15.73 S.S. plus 13.80 mileage	218.07
5-15-86-Maynard W. Lien-137.50 P.D. less 9.83 S.S. plus 19.20 mileage	146.87
5-15-86-Mike Paczkowski-110.00 P.D. less 7.87 S.S. plus 17.60 mileage	119.73
5-15-86-John C. Totenhagen-110.00 P.D. less 7.87 S.S. plus 15.20 mileage	117.33
5-16-86-Horticulture & Forestry Dept.-NDSU-Carol Holmstrom registration fee	65.00
5-16-86-Sherry Hosford-Sec. salary less 12.51 S.S.	162.49
5-30-86-Social Security Contribution Fund-Wages paid in May, 1986	146.93

Commissioner Paczkowski moved to adjourn to June 19, 1986 at 8:00 p.m.

James Bosse
JAMES BOSSE - CHAIRMAN

ATTEST:

Sherry Hosford
SHERRY HOSFORD - SECRETARY

SPECIAL MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON JUNE 5, 1986 AT 4:00 P.M.

Chairman Bosse called the meeting to order with Commissioner's Totenhagen and Jacobson present.

The purpose of the meeting was to discuss problems with Drain No. 11. The Board placed a call to Jeff Volk at Moore Engineering, Inc. The area that needs immediate cleaning is the natural drain located on the NW¼-8-129-56. The Secretary reported that this Board has right-of-way in the NW¼ (1740 feet long and 50 feet wide).

Chairman Bosse reported that all five Board members investigated the situation earlier today and it was the Board's decision to proceed with cleaning the above described area. A dike which was placed in the legal drain in the SE¼-21-130-57 on May 30, 1986 was for emergency purposes and will be removed after the natural drain has been cleaned.

Commissioner Jacobson moved and Commissioner Totenhagen seconded the motion to hire Radniecki Construcion, Co. to do the emergency cleaning immediately and to hire Moore Engineering to stake that area. Motion carried.

The Board adjourned at 4:40 p.m.

James Bosse
JAMES BOSSE - CHAIRMAN

ATTEST:

Sherry Hosford
SHERRY HOSFORD - SECRETARY

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, JUNE 19, 1986 AT 8:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE.

Chairman Bosse called the meeting to order with all members present. Also present were Mike and Bill Hayen, Cogswell, W.E. Smith, Forman and John M. Manikowski, Geneseo.

Commissioner Totenhagen moved and Commissioner Paczkowski seconded the motion to approve the minutes as presented. Motion carried. The financial statement was also approved.

Mike and Bill Hayen inquired as to future plans in removing the water in Dr. # 11. The Board informed them that they plan to dig into the slough this summer as far as possible. The outlet area was finished today. Chairman Bosse also reported that the water on the culvert east of Russell Thompson has dropped 6 inches in the last eight days. The Hayen's also inquired about the Cogswell Tile Drain which was abandoned in March, 1984. They want to know who has responsibility - the surrounding landowners or this Board. The Board will check with their attorney and get back to the Hayen's.

W.E. Smith and John M. Manikowski, county commissioners, were seeking permission from the Water Resource Board to pump water to a slough to save the grade on a county road. The area involved is between sections 20 and 29 in Ransom Township. Commissioner Jacobson moved to issue permission to the county commissioners for an emergency pumping permit and pending flowage easement from Price Gulleeson, landowner. Commissioner Paczkowski seconded the motion and same carried.

The commissioner's also discussed the county road by Olaf Olson's. They have had numerous complaints about the water over the road. Commissioner Paczkowski agreed to meet with them and proceed with building up the road. All draining was done prior to the time that a permit was needed.

Liability insurance was discussed briefly and the Water Board hopes to get helpful information at the annual summer meeting in Devils Lake in July.

W.E. Smith also discussed with the Board the Frank Parrow complaint. He indicated that Jim and Dan met at the site with himself, Sedler, Parrow and Paul Bergh and nothing was resolved. He is requesting that this Board proceed with what has to be done to solve this drainage problem. There is concern over farming the road ditch as well as removing the rocks. The Board will talk to their attorney about this situation. He also questioned the Board on Drain # 19 and the possibility of making it work. He feels there would be a benefit to the City of Havana. As this drain has not been used for sometime, the Board agreed to talk to the attorney for his advice.

Commissioner's Jacobson and Totenhagen reported that they met with Martin Keller and Daryl Kunz from the Corps of Engineers and reviewed the Bruns Slough on the north end of Dr. # 11. The Corps still maintains that nothing should be done to the spoil piles and that it is perfect for waterfowl. A letter from the SWC states that a 404 permit is not necessary and that State law allows a maintenance assessment. The Board will discuss this matter with their attorney in the near future.

Commissioner Totenhagen moved and Commissioner Jacobson seconded the motion to hire Leon Decker and John J. Lien, Milnor to install and repair fence this summer at a rate of \$5.00 per hour plus 20¢ per mile.

The Board discussed fencing by Lubke-Brummond Dam. Commissioner Paczkowski moved and Commissioner Lien seconded the motion to hire Bill Lubke's daughter and boyfriend to fence a portion of the dam at \$5.00 per hour. Motion carried. Chairman Bosse will talk to Bill Lubke to get this confirmed.

Commissioner Jacobson reported that the Pete Willprecht/Orville Erickson matter was looked at and it appears that the culvert never did work. Orville maintains that some original sod is still in place and does not feel he is at fault. Pete Willprecht failed to submit a written complaint and the matter was tabled at this time.

Chairman Bosse informed the Board of a Conditional Water Permit that had been issued to the Tewaukon National Wildlife Refuge, Nickerson tract by the SWC. The point of diversion is the W $\frac{1}{2}$ of 27-130-54 and the amount of water authorized is 571.0 from January 1 to December 31. The water shall be beneficially used on or before June 1, 1989.

The following bills were audited. Commissioner Lien moved and Commissioner Paczkowski seconded the motion to pay all bills. Motion carried unanimously.

6-20-86-Radniecki Construction Co., Inc.-Wild Rice outlet-dragline 34 $\frac{1}{2}$ hrs	
D8 10 hrs - Dr # 11	2770.00
6-20-86-Radniecki Construction Co., Inc.-Tree operation (2 mi) by Rick Bosse	
dragline 11 $\frac{1}{2}$ hrs D8 29 hrs - Dr # 11	2720.00
6-20-86-Radniecki Construction Co., Inc.-Last 2 miles Dr # 11-sloping	
191 $\frac{1}{2}$ hrs dragline	11490.00
6-20-86-Radniecki Construction Co., Inc.-South branch level 1985 spoil bank	
between 818 and 910 and 2 mile outlet D8 39 hrs	2730.00
6-20-86-Sherry Hosford- Sec. salary less 12.51 S.S.	162.49
6-27-86-Leon Decker-205.00 labor less 14.66 S.S. plus 60.00 mileage (fencing)	250.34
6-27-86-John J. Lien-205.00 labor less 14.66 S.S. (fencing)	190.34
6-27-86-Ohmstad, Twichell Law Firm-General	136.75

6-27-86-James Bosse-330.00 P.D. less 23.60 S.S. plus 44.60 expenses	351.00
6-27-86-Dan Jacobson-275.00 P.D. less 19.66 S.S. plus 52.40 expenses	307.74
6-27-86-Maynard W. Lien-165.00 P.D. less 11.80 S.S. plus 43.00 expenses	196.20
6-27-86-Mike Paczkowski-110.00 P.D. less 7.87 S.S. plus 39.40 expenses	141.53
6-27-86-John C. Totenhagen-165.00 P.D. less 11.80 S.S. plus 22.60 expenses	175.80
6-30-86-Social Security Contribution Fund-Wages paid in June, 1986	233.09

Commissioner Totenhagen moved to adjourn subject to call by the Chairman for a special meeting with Attorney Breitling.

James Bosse
James Bosse - Chairman

Attest:

Sherry Hosford
Sherry Hosford - Secretary

SPECIAL MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON WEDNESDAY, JULY 2, 1986 AT 7:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE, FORMAN

Chairman Bosse called the meeting to order with the following members present: Maynard Lien and Mike Paczkowski. Also present was Duane Breitling, Attorney.

Members of the Board discussed with Mr. Breitling several issues and asked his legal advice. The issues discussed and findings are as follows:

APRIL 26, 1986 LETTER FROM THE CORPS OF ENGINEERS REGARDING BRUNS SLOUGH ON THE NORTH END OF DRAIN NO. 11. Mr. Breitling reviewed all correspondence that the Board has received from both the Corps and the State Water Commission. He feels that they cannot stop you from maintaining the drain but may proclude any dumping of discharge. The Corps would ignore all 404 requirements if the fill was hauled out of the area to the high water mark. He advises to continue to maintain the drain as in the past and he will write to Mr. Martin Keller explaining that we are aware of the inspection with SWC and ask for any further input he might have. Mr. Breitling feels there is a strong indication that the Board is not obligated to apply for a 404 permit.

FRANK PARROW/WALTER SEDLER, JR. COMPLAINT. After discussing the situation with the Board, Mr. Breitling felt that since the rock pile was buried some 20 years ago, the courts would not require removal after that many years. He will draft a letter to Mr. Parrow stating that because of the time lapse, the Board does not believe that he has an appropriate claim.

MERGING OF DRAIN NO. 16 INTO DRAIN NO. 11. With the merger of Drain No. 16 in March, 1984, it would be the responsibility of this Board to maintain the tile drain. There is right-of-way allowing the Board to check out the existing tile. Mr. Breitling suggested that Mr. Hayen be contacted and ask him for a written request of exactly what he wants done and then the Board should prioritize those requests and the work left on Drain No. 11. Jim will contact Mr. Hayen.

HAVANA TILE NO. 19. Mr. Breitling felt if there is an interest in using this drain, the interested parties should send a letter to the Board. Upon receipt of said letter, all landowners in the assessment area should be contacted and conduct a hearing to discuss the maintenance. Since the City of Havana is involved in the assessment district, a letter would be sent to the City Council as representative of all the residents of that city. The assessment set for non-agricultural property is \$1.00 for each \$500.00 of taxable valuation. The \$1.50/acre would be the maximum charge for agricultural land. If the Board does not hear anything within the next six months, Mr. Breitling suggested that they proceed with abandonment of said drain.

DRAIN NO. 3 FROM RICHLAND COUNTY. There are several sets of minutes for the Bi-County Drain Board (Sargent and Richland). Mr. Breitling will talk to the Richland County Board and see what information they have available and let this Board know what the findings are.

There being no further business, the Board adjourned to July 17, 1986 at 8:00 p.m.

James Bosse
James Bosse - Chairman

Attest:

Sherry Hosford
Sherry Hosford - Sec.-Treas.

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON JULY 17, 1986 AT 8:00 P.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE.

Chairman Bosse called the meeting to order with all members present.

Commissioner Lien moved to approve the minutes as corrected. Commissioner Paczkowski seconded the motion and same carried.

The Board reviewed the financial statement. Commissioner Jacobson moved and Commissioner Totenhagen seconded the motion to cash one CD that matures on July 27 and reinvest the other CD. Motion carried.

Commissioner Totenhagen moved that the Pledge of Assets for District Funds be approved as sufficient according to law. Commissioner Jacobson seconded the motion and same carried.

The Annual Dam Inspection Report was discussed. Dean Schmidt noted that fences need repair, trees and brush need to be sprayed, some trees need to be removed, channel should be burned every few years, the Board should keep advertising about farming channel right-of-way and not to dump rocks, debris, etc. into channels. He commended the Board on good brush control and good recovery on past bare areas at Lubke-Brummond dam.

Mr. Schmidt also included a RC & D proposal for the Bergh-McLaen waterway and asked if the Board was interested in sponsoring the project. It was the consensus of the Board that SCS could sponsor it and also they were not to happy with what had transpired in the past at the waterway. No action taken.

Greg Radniecki met with the Board and presented a bill on cleaning Drain No. 11. He also discussed a proposal to clean 8 additional miles beginning in the SE $\frac{1}{4}$ -21 Sargent Township and continuing through the SE $\frac{1}{4}$ -21 Harlem Township. The area would include Mezarus Slough and he would expect to go through that area some time in October. The Board agreed to discuss this matter with their attorney and get back to Greg before the end of the month.

The Board was informed that effective July 15, 1986, insurance coverage is provided through the North Dakota Insurance Reserve Fund. Limits are \$250,000/\$500,000.

The Board read a letter to Mr. Frank Parrow ^{as prepared by Attorney Breitling} regarding his complaint filed on May 6, 1986. Given the fact that the present condition has existed for more than 20 years and given the fact that no complaints have ever been received by this Board relative to the complained of situation, it appears that the time has long since come and gone when any complaint of this nature would have been proper. The Board instructed the Secretary to send this information to Mr. Parrow and copies to Mr. Walter Sedler, Jr. and Mr. W.E. Smith.

The Board reviewed all correspondence relative to the Corps of Engineer's request to apply for a 404 permit to clean out Drain No. 11. Mr. Breitling has answered the Corps, in that he feels it is not necessary to apply for such a permit, either before or after-the-fact, and that the Corps has no basis, either in law or in fact, for ordering this Board to cease and desist. He has also asked that they formally lift and remove its cease and desist order within a reasonable time. The Board will await a response to Mr. Breitling's letter.

Jim was unable to get ahold of anyone to do the fencing at Lubke-Brummond Dam. If Wm. Lubke calls, he will tell them to go ahead, if not, it was decided to leave until next year.

A letter from the ND State Water Commission stressed the importance of each Board in sending their actions on all drainage permit applications to them. This information is invaluable to them and gives the State Engineer a better picture of the amount and type of drainage going on statewide.

Commissioner Lien moved that the following bills be paid. Commissioner Totenhagen seconded the motion and same carried unanimously.

7-22-86-Sherry Hosford-Sec. Salary less 12.51 S.S.	162.49
7-22-86-Sherry Hosford-Summer meeting expenses	147.00
7-22-86-James Bosse-110.00 P.D. less 7.87 S.S. plus 9.60 mileage	111.73
7-22-86-Dan Jacobson-55.00 P.D. less 3.93 S.S. plus 1.20 mileage	52.27
7-22-86-Maynard W. Lien-275.00 P.D. less 19.66 S.S. plus 233.00 exp.	488.34
7-22-86-Mike Paczkowski-110.00 P.D. less 7.87 S.S. plus 17.60 mileage	119.73
7-22-86-John C. Totenhagen-220.00 P.D. less 15.73 S.S. plus 180.10 exp.	384.37
7-22-86-Farmers Union Oil Co.-Barb wire	30.00
7-22-86-Beaver Lumber-1 roll soft wire	9.56
7-22-86-SEL Lumber-Posts and staples	53.73
7-28-86-Radniecki Const. Co.-Dragline South Main-Dr # 11	3,600.00
7-28-86-Radniecki Const. Co.- Dragline last 2 miles of outlet-Dr # 11	1,230.00
7-28-86-Soc. Sec. Contribution Fund-Wages paid in July, 1986	135.14

Commissioner Lien moved to adjourn to August 21, 1986 at 8:00 p.m.

James Bosse
JAMES BOSSE - Chairman

ATTEST:

Sherry Hosford
SHERRY HOSFORD - Secretary

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON
AUGUST 21, 1986 AT 8:00 P.M. IN THE COMMISSIONER ROOM, SARGENT COUNTY COURTHOUSE

Chairman Bosse called the meeting to order with the following persons present. Commissioners Jacobson, Lien and Totenhagen, Sherry Hosford, Secretary and Greg Radniecki. Commissioner Paczkowski was absent.

Commissioner Jacobson moved seconded by Commissioner Totenhagen to approve the minutes as corrected and to approve the financial statement as presented. Motion carried.

Greg Radniecki presented firm bids on leveling, excavating, dragline and pipe relay on various contracts on Drain No. 11. Work is scheduled to begin at Station 930 and end at Station 1353. The Board moved to accept the bids as presented and instructed Mr. Radniecki to proceed with the work.

The Board instructed the secretary to send a letter to Wm. Huffman informing him of the upcoming work and to let the contractor know where he wants the spoil bank placed and what he wants done with the fence.

A letter was also sent to Dennis Dockter, Mayor, City of Cogswell, asking for the location and depth of the water line which goes under Dr. No. 11 west of Cogswell. He should contact the contractor or the chairman.

A problem located in Section 27 of Jackson Township was discussed and Commissioner Lien moved seconded by Commissioner Totenhagen that the Water Board place a 24" x 40' culvert in the roadway where the existing culvert has deteriorated. Said area is located on Dr. No. 11. Motion carried. The chairman will contact Jerry Bohnenkamp to do this work.

The Board instructed the secretary to send a letter to Taylor Township regarding a problem on the north edge of the NE $\frac{1}{4}$ -7-129-56. The Board agreed to supervise the installation of three 18" culverts and pay one-half of the cost of the culverts. Taylor Township would be responsible for the other half of the culvert cost plus installation charges. Taylor Township was also informed that the spoil bank leveling will be done soon and the Water Board will pay for these costs. If they are agreeable to the conditions above, they should contact Chairman Bosse immediately and he will contact Bohnenkamp to proceed with the culvert installation.

Mr. Radniecki asked about availability of 48" pipe. The county does not have any in stock and thus the secretary was instructed to order a 10' piece of 48" pipe. At the same time, a order will be placed for 40' of 48" pipe which will be installed on Dr. No. 11 between Section 26 and 35 of Denver Township. Radniecki Construction, Inc. will do the installing.

The Board read a thank you card from Carol Holmstrom who attended the 1986 Water Education Workshop for Teachers. She indicated it was very informative and interesting and hopes the Board will continue to sponsor more teachers in the future.

The State Water Commission's request to receive copies of Board minutes was approved.

Commissioner Jacobson moved seconded by Commissioner Lien to sponsor the Bergh-McLaen Waterway proposal through R C & D. The Board favors landowner participation versus this Board spending money. Motion carried. A letter will be sent to Dean Schmidt, District Conservationist, informing him of this action.

The Board began working on the 1987 budget. Estimated figures show a total expenditure for general funds of \$39,000.00 and total for drains of \$100,000.00. Commissioner Lien moved seconded by Commissioner Totenhagen to request a total of \$45,400.00 for general fund and \$75,000.00 for legal drains. Motion carried.

The Secretary was instructed to publish a notice for two weeks in the Teller on Obstructions to Water Courses.

The Board moved to place the following assessments on various drains for 1986: Drain No. 11 - \$.50 per acre; Drain No. 3 - \$.25 per acre and Drain No. 12 - \$.50 per acre.

The Board read a letter from Mr. Breitling regarding Mezarous Slough. Mr. Breitling states that the easements involved in this matter have been recorded for almost 70 years. Thus, when the North Dakota Game and Fish Dept. acquired the real property through which Drain No. 11 is located, it took that property subject to the easements obtained by the County of Sargent. The maintenance which this Board intends to perform clearly falls within the terms of the easements.

The following bills were audited. Commissioner Lien moved seconded by Commissioner Jacobson to pay all bills presented. Motion carried unanimously.

8-22-86 - Radniecki Construction, Inc.-Drain No 11-Dragline & D-8 Contract	12,000.00
8-26-86 - Ohnstad, Twichell Law Firm-General matters	1,063.85
8-26-86 - James Bosse-220.00 P.D. less 15.73 S.S. plus 15.40 mileage	219.67
8-26-86 - Dan Jacobson-110.00 P.D. less 7.87 S.S. plus 9.40 mileage	111.53
8-26-86 - Maynard W. Lien-110.00 P.D. less 7.87 S.S. plus 16.00 mileage	118.13
8-26-86 - John C. Totenhagen-110.00 P.D. less 7.87 S.S. plus 15.20 mileage	117.33
8-26-86 - Moore Engineering, Inc. - Drain No. 11 staking	1,781.00
8-26-86 - Sherry Hosford - Sec. salary less 12.51 S.S.	162.49
8-27-86 - Social Security Contribution Fund-Wages paid in August, 1986	103.68

Commissioner Lien moved to adjourn to September 18, 1986 at 8:00 p.m.

James Bosse
James Bosse - Chairman

Attest:

Sherry Hosford
Sherry Hosford - Secretary

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON SEPTEMBER 18, 1986 AT 8:00 P.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE.

Chairman Bosse called the meeting to order with all members present. Also present were the following: Greg Radniecki, Dean Schmidt, Ordean Jacobson, Paul Bergh and Milt McLaen.

Greg Radniecki updated the Board on the progress of Drain No. 11. Spoil bank has been leveled between 532 and 708 (behind Bosse's); D8 work on dragline to 1353 is complete; he has relayed 54" x 40' pipe at 1176; dragline excavation on north side of Mezarous-hit old spoil; completed dragline from 1108-1203; started work at the highway (1203) and presently are at 1306. He reported there is less than one mile to go. Also discussed was the telephone cable problems west of Cogswell. The Secretary was instructed to send a letter to Northwestern Bell asking them to bury the cable a safe distance below the grade. There is also an electric cable in the NW $\frac{1}{4}$ Section 16 of Sargent Township that will be in the way when Radniecki gets to this area. Easements will be checked to see what prevails in this area. Greg also explained a misunderstanding between his company and Mr. Janke. He submitted a bid to install the 48" x 40' pipe on the north end of Drain # 11 for \$680.00. He plans to complete the contracts next week. The Board instructed him not to do any more work in Mezarous slough.

The Secretary reported that the county commissioners will cost share 50/50 the pipe which will be placed on the north end of Drain No. 11.

Dean Schmidt, District Conservationist, SCS introduced Ordean Jacobson, Paul Bergh and Milt McLaen. He proceeded to explain what is proposed for the Bergh-McLaen Waterway. The SCS would like to know if the Board and/or landowners are interested in pursuing this project. Mr. Jacobson explained that RC & D would cost share 65% of the construction cost and a possibility that the State Water Commission may pick up 40% of the local cost. The project has been reviewed and it has merit. It is a critical area treatment project and has public benefit because of the watershed dam. Normally a local water resource board is the project sponsor and agrees to keep up the project. Preliminary designs were drawn up several years ago and what is needed at the present time is to know if there is an interest in the project. Both farmers agreed that they would like to see more details on what they propose to do with the waterway before they will commit themselves. The Water Board is concerned about the future of the watershed dam. Commissioner Paczkowski moved and Commissioner Lien seconded the motion to instruct the SCS to proceed with plans. With landowner agreement and RC & D participation, they will sponsor the project. Motion carried.

Paul Bergh visited with the Board briefly about drainage problems.

Commissioner Jacobson moved and Commissioner Lien seconded the motion to approve the minutes and financial statement as presented. Motion carried.

The Board discussed what had transpired at the Red River Joint Board meeting on September 17. They discussed the happenings with the Army Corps of Engineers and the latest correspondence indicating a possible referral to the United States Attorney. The RR Joint Board will provide funding for action on this matter up to District Court. It will be the decision of the Executive Board how much funding they will provide. The Secretary was instructed on motion by Commissioner Lien and seconded by Commissioner Paczkowski to send Mr. Breitling a letter asking him to choose the necessary and appropriate course of action to pursue the situation with the Corps. Motion carried unanimously.

The Secretary was also instructed to send a letter to Beverly Stone, President, ND Water Resource Ass'n, asking her to contact other joint boards in North Dakota to seek their participation and support on this matter.

The Board was informed that the county commissioner's have approved 4.00 mills for 1987 for the SC Water Resource Board General Fund and .60 mill for the Red River Joint Water Resource Board.

Chairman Bosse reported that three 40' x 18" culverts have been placed on the north edge of the NE $\frac{1}{4}$ of Section 7-129-56 on Drain No. 11. This Board agreed to pay one-half of the culvert cost and Taylor Township will pay all other costs.

The Board instructed the Secretary to send a letter to Mr. George Kiefer, Mayor, City of Cayuga informing him that if the seeding cannot be completed this fall on the Cayuga Sewer Project, they will leave it up to his own discretion and request that it be done when conditions are favorable.

A letter was read from Lowell Smith, Havana in regards to Drain 19. He is concerned about all the water he is getting from the City of Havana and would like to know when he can expect work to begin on this drain. The Board moved to send letters to all landowners in this assessment area and invite them to the October 16 meeting. At that time, the Board will see what the landowners in this area wish to do.

Commissioner Totenhagen moved and Commissioner Paczkowski seconded the motion to pay all bills presented. Motion carried unanimously.

9-18-86-Sargent County-Bridge share-\$2754.46-Cayuga and Geneseo Bridge and 3,806.09
1051.63-South of Cayuga

9-19-86-Radniecki Const. Co., Inc.-Drain No. 11 contracts	6,000.00
9-19-86-Radniecki Const. Co., Inc.-Drain No. 11 contracts	9,390.00
9-19-86-Radniecki Const. Co., Inc.-Drain No. 11 contracts	14,900.00
9-22-86-Jerry's Backhoe Service-Culvert installation-Dr # 11	115.00
9-22-86-Northwestern Sheet & Iron Works-Culverts for Dr # 11	1,200.46
9-22-86-Ohnstad, Twichell Law Firm-234.00-Dr # 11; 57.00-General fees	291.00
9-22-86-The Teller-Publishing obstruction notice	18.36
9-22-86-James Bosse-220.00 P.D. less 15.73 S.S. plus 35.50 expenses	239.77
9-22-86-Dan Jacobson-275.00 P.D. less 19.66 S.S. plus 22.10 expenses	277.44
9-22-86-Maynard W. Lien-275.00 P.D. less 19.66 S.S. plus 86.10 expenses	341.44
9-22-86-Mike Paczkowski-275.00 P.D. less 19.66 S.S. plus 63.10 expenses	318.44
9-22-86-John C. Totenhagen-275.00 P.D. less 19.66 S.S.+36.90 expenses	292.24
9-22-86-Sherry Hosford-Sept. secretary salary less 12.51 S.S.	162.49
9-23-86-Social Security Contribution Fund-Wages paid in Sept., 1986	213.79
Commissioner Jacobson moved to adjourn to October 18, 1986 at 8:00 p.m.	

James Bosse
James Bosse - Chairman

ATTEST:

Sherry Hosford
Sherry Hosford - Sec. Treas.

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON OCTOBER 16, 1986 AT 8:00 P.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE.

Chairman Bosse called the meeting to order with all members present. Also present were: Walter Sedler, Jr.; Paul Bergh; Kim Rasmussen; Fred Rasmussen, Bernetta Parrow; Gordon Phillips and John J. Brummond.

A hearing was held on Havana Tile Drain No. 19. Chairman Bosse explained the letter that was received from Lowell Smith. The group also looked at a map of the original ditch and several assessment lists for said drain. The landowners felt that it would be too costly to replace the tile and furthermore, the drain did not work properly after it was constructed. Bernetta Parrow, representing the City of Havana, indicated that there were only two persons in favor of doing work on the drain. It was a concern of those present what might happen if the drain were abandoned today and what procedure could be taken to re-establish another drain in the future. After further discussion, it was the general consensus of those present to have the Board contact Mr. Breitling and check out the steps for dissolution of said drain. Also where would the money in this fund go to if the drain were dissolved. The Board will contact the landowners when information has been received.

The minutes were read and approved as read.
Commissioner Paczkowski moved to cash CD # 21054 and renew CD # 21053 upon maturity date. Commissioner Lien seconded the motion and same carried.

Rex Ferguson appeared before the Board to discuss a problem with soft spots on a road located between Sections 9 and 4 in Sargent Township on Drain No. 11. A culvert was lowered at this location and proper fill was not available and thus the soft spots. The Board felt that it would set up in time and they informed Mr. Ferguson they will take a look at the area of concern.

Dean Schmidt, SCS, reviewed the annual dam inspection report with the Board. Overall the report was good. Spraying should be done on the trees and brush within the channels, but fences were put up at Lubke - Brummond and Frenier Dam looks good. The Board plans to try the chemical RODEO next year and also cut down trees.

Mr. Schmidt discussed the Swampbuster law with the Board and suggested a letter be sent to our Congressmen and Washington ASCS-USDA stating the Board's feeling on inconsistent findings in this law and the loopholes that will make it a very tough law for water boards to administer. The Secretary was instructed to send a letter to Milton Hertz.

The Board discussed the levy to Red River Joint Water Board as approved by the Sargent County Commissioners. Commissioner Jacobson moved to concur with the .60 levy set by the commission. Commissioner Paczkowski seconded the motion and same carried.

Correspondence was read by the Board from Senator Mark Andrews and Duane R. Breitling as per the Army Corps of Engineers request for a 404 permit. Mr. Breitling has contacted the Corps that the Board will be more than willing to discuss this matter with a representative from their department and the U.S. Attorney in Fargo.

Donald Markeseth, holder of a farm cash rent contract with the SC Water Resource Board, requested permission to sublet his 40 acres to Arnold Banish and Sons for 1987, 1988 and 1989. Commissioner Paczkowski moved and Commissioner Jacobson seconded the motion to approve permission to sublet. Payment shall be made by Mr. Markeseth to the Board as per the dates on the contract. Motion carried.

The Secretary was instructed to send a letter to R.S.R. requesting that they send some of their personnel to the NW¹/₄-16-Sargent Township when Radniecki is ready to dig on Drain No. 11 through that area to assist with locating the underground cable.

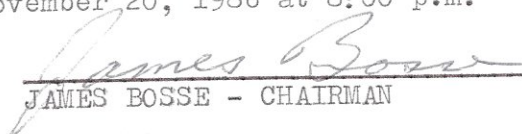
Commissioner Totenhagen explained a problem to the Board regarding the NE $\frac{1}{4}$ -35-Denver Township. Jim Greenmyer has requested that a fence be removed off the right-of-way in the NE $\frac{1}{4}$ -35 on Drain No. 11 to enable him to have access to the adjacent land. The Secretary was instructed to send a letter to the landowner explaining that the spoil bank will be leveled soon and the Board would like him to remove the fence and keep the corner post off the right-of-way.

Commissioner Jacobson discussed a problem concerning Charles Anderson and the City of Gwinner. After considerable discussion on how this would be affected by the Swampbuster bill, it was the Board's consensus that this would not concern this Board. It should be addressed by SCS and ASCS.

The following bills were presented for payment. Commissioner Paczkowski moved and Commissioner Lien seconded the motion to approve payment of bills. Motion carried unanimously.

10-17-86-Radniecki Construction Co.-Drain No. 11 contracts	7,900.00
10-17-86-Sherry Hosford-Sec. salary less 12.51 S.S.	162.49
10-27-86-Sargent County-Lawrence Bridge-5,363.89 and culvert cost share in Taylor Twp. on Dr. # 11-516.00	5,879.89
10-27-86-Jim Bosse-165.00 P.D. less 11.80 S.S. plus 55.70 expenses	208.90
10-27-86-Dan Jacobson-330.00 P.D. less 23.60 S.S. plus 33.10 expenses	339.50
10-27-86-Maynard W. Lien-110.00 P.D. less 7.87 S.S. plus 45.30 expenses	147.43
10-27-86-Mike Paczkowski-55.00 P.D. less 3.93 S.S. plus 8.80 mileage	59.87
10-27-86-John C. Totenhagen-110.00 P.D. less 7.87 S.S. plus 55.10 expenses	157.23
10-27-86-Social Security Contribution Fund-wages paid in Oct., 1986	135.14

Commissioner Lien moved to adjourn to November 20, 1986 at 8:00 p.m.


JAMES BOSSE - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON NOVEMBER 20, 1986 AT 8:00 P.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE.

Chairman Bosse called the meeting to order with Commissioner Jacobson absent.

The Board moved to approve the minutes and financial statement as presented.

Lowell Smith met with the Board to discuss the Walter Sedler, Jr.-Frank Parrow problem. The Board explained their decision based on Attorney Breitling's opinion in that they have no jurisdiction on this problem. They suggested he contact the township board.

Mr. Smith also discussed Drain No. 19. He will not give the city permission to place a culvert in the problem area and run water on to his land. This Board cannot give the city permission to drain the water without Lowell's approval. The Board tabled this matter until next spring.

Greg Radniecki informed the Board that he has completed all phases of the contracts, with the exception of the Wild Rice outlet work, the state land area and Mezarous slough. He also stated that the area where the fence post was creating a problem had been cleaned and there was room enough for a tractor or pick-up to drive through. No other complaints were filed. Greg presented a bill for work completed.

The Board reviewed correspondence from Breitling, Congressman Dorgan and Col. Steven G. West regarding the Corps of Engineers controversy. A joint meeting has been arranged for 10:00 a.m. on December 10 at Attorney Breitling's office.

The Board read a follow-up report from Dean Schmidt, SCS, regarding the June 5th dam inspection.

Commissioner Lien moved and Commissioner Totenhagen seconded the motion to approve allocation of monies for one load of gravel for Sargent and Harlem Township. Said gravel shall be used on the roadways where culverts were lowered this fall and the roadtop is caving in. The work can be done next spring when each township proceeds with their road work and the bill sent to the Water Board. Motion carried. The Secretary was instructed to send letters to each township's chairman.

Commissioner reported on the Harold Lawrence/Crandall ditch work.

The following bills were presented for payment. Commissioner Lien moved to pay all bills. Commissioner Totenhagen seconded the motion and same carried unanimously.

11-20-86-Radniecki Construction Co.-Contract work on Drain No. 11	5570.00
11-21-86-Sherry Hosford-Secretary salary less 12.51 S.S.	162.49
11-21-86-Moore Engineering, Inc.-Set grade on Drain No. 11	1358.00
11-21-86-Ohnstad, Twichell Law Firm-General Attorney fees	135.25
11-21-86-Ohnstad, Twichell Law Firm-Corps of Engineers controversy(25%)	450.19
11-21-86-Sargent County-\$2426.78-Lawrence Bridge and \$499.67-Milnor street repairs	2926.45
11-21-86-James Bosse-55.00 P.D. less 3.93 S.S. plus 4.80 mileage	55.87
11-21-86-Maynard W. Lien-110.00 P.D. less 7.87 S.S. plus 16.50 expenses	118.63
11-21-86-Mike Paczkowski-110.00 P.D. less 7.87 S.S. plus 71.30 expenses	173.43
11-21-86-John C. Totenhagen-110.00 P.D. less 7.87 S.S. plus 15.80 mileage	117.93

Commissioner Paczkowski moved to adjourn to December 18, 1986 at 1:00 p.m.


JAMES BOSSE - CHAIRMAN

ATTEST:

Sherry Hosford
SHERRY HOSFORD - SECRETARY

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON DECEMBER 18, 1986 AT 1:00 P.M. IN THE SARGENT COUNTY COURTHOUSE. FORMAN, NORTH DAKOTA

Chairman Bosse called the meeting to order with all members present.

Commissioner Paczkowski moved and Commissioner Jacobson seconded the motion to approve the minutes and financial statement as presented. Motion carried.

The Board read a letter from Dave Potter, Refuge Manager, informing them of his promotion and move to Coleharbor, ND. Assistant Mgr. Gary Erickson will be in charge until a new manager is selected.

Congressman Dorgan sent a letter of correspondence regarding the Army Corps controversy. A copy was sent to Mr. Breitling. The Board also reported on the December 10 meeting in Fargo. Persons attending besides this Board were: Army Corps personnel, ND State Water Commission personnel, Jeff Volk and Duane Breitling. The Corps agreed to review the findings. No further contact or information was available at the meeting.

Jeff Volk forwarded a copy of a letter from the ND State Highway Dept. regarding Drain # 11. Several areas along Highway 11 were not in compliance with sloping and spoil bank specifications. Commissioner Paczkowski moved and Commissioner Lien seconded the motion to authorize Bosse and Jacobson permission to contact Knipple and Bohnenkamp to see if they can remove or flatten the spoil banks along the highway right-of-way and remove or flatten the two approaches to a minimum of 8:1. Motion carried.

Commissioner Lien moved and Commissioner Jacobson seconded the motion to allow an additional one month's salary to the secretary for extra work incurred. Motion carried.

The Board reviewed a letter from the ND State Water Commission on project BRO 41 (2). The Board will meet with the county commission in February, 1987 and discuss the progress of said bridge. They also discussed Bridge 114-20, which is on a county road and crosses over Drain No. 11. They instructed the secretary to contact Jeff Volk and ask him to look at the bridge and suggest a compatible culvert size or the possibility of a plank overlay. Mr. Volk will meet with the Board in January to discuss his findings.

Commissioner Lien moved and Commissioner Totenhagen seconded the motion to instruct Mr. Breitling to proceed with reissuance of bonds relative to Sargent County Water Channel Improvement District No. 1 provided there is a substantial savings to said district. Motion carried.

The following bills were audited. Commissioner Lien moved and Commissioner Jacobson seconded the motion to approve payment of all bills. Motion carried unanimously.

11-25-86-Social Security Cont. Fund-Wages paid in Nov., 1986	80.08
12-5-86 - Postmaster - Postage	2.40
12-23-86 - Crandall Construction- Loader work on Drain No. ?	870.00
12-23-86-Gwinner Oil Co. - 18 yds gravel	116.10
12-23-86-ND Water Users Ass'n - 2 banquet tickets for legislator's	30.00
12-23-86 -ND Water Users Ass'n - 1987 Dues	250.00
12-23-86-Ohnstad, Twichell - Drain # 19	113.25
12-23-86-Ohnstad, Twichell-Corps controversy 25%	121.19
12-23-86 - Sargent County Treasurer-Special Assessments	88.64
12-23-86-Sargent County-541 photo copies @ \$.10 per copy	54.10
12-23-86 - Sherry Hosford - 350.00 salary less 25.03 S.S.	324.97
12-23-86-James Bosse-275.00 PD less 19.66 S.S. plus 206.84 expenses	462.18
12-23-86 - Dan Jacobson - 275.00 PD less 19.66 S.S. plus 163.44 expenses	418.78
12-23-86-Maynard W. Lien - 275.00 PD less 19.66 S.S. plus 262.63 expenses	517.97
12-23-86 - Mike Paczkowski-330.00 PD less 23.60 S.S. plus 326.10 expenses	632.50
12-23-86 - John C. Totenhagen-330.00 PD less 23.60 S.S. plus 229.60 expenses	536.00
12-31-86 - Social Security Cont. Fund - For wages paid in Dec., 1986	262.40

Commissioner Paczkowski moved to adjourn to January 15, 1987 at 1:00 p.m.

James Bosse
JAMES BOSSE - CHAIRMAN

ATTEST:

Sherry Hosford
SHERRY HOSFORD - SECRETARY

MINUTES OF THE SPECIAL MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON JANUARY 8, 1987 AT 1:00 P.M. IN THE COMMISSIONERS ROOM OF THE SARGENT COUNTY COURTHOUSE.

Chairman Bosse called the meeting to order with Commissioner's Jacobson and Totenhagen present. Also present were Darryl Kunz and Donald Disbro, US Army Corps of Engineers.

The Corps representatives requested information from the Board regarding projects on Drain No. 11. They were given photo copies of the 1984, 1985 and 1986 recap of work completed on said drain and also copies of all monies expended on the drain since 1969.

Mr. Disbro stated that EPA feels strongly that the recapture position does exist and possibly during the week of January 12, John Peters from EPA will be in Bismarck. Mr. Disbro will try and schedule a conference call with Mr. Peters and this Board on January 15, 1987 at 2:00, during the regular meeting of this Board.

The two major areas of concern are the spoil bank which was sidecast into the wetlands and also the Bruns Slough which is being farmed at the present time. Under the ag portion, you cannot convert non-ag land (Bruns Slough) into ag land. This was not the intent of the Board when this area was cleaned.

Mr. Disbro reviewed with the Board what steps would be followed if they did apply for an after-the-fact permit. He stated there is a possibility that this Board would get what they want as per the work done upon permit application and approval.

There being no further business, the Board adjourned to January 15, 1987 at 1:00 p.m.

James Bosse
JAMES BOSSE - CHAIRMAN

ATTEST:

Sherry Hosford
SHERRY HOSFORD - SECRETARY