

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, JANUARY 18, 1990 AT 9:00 A.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE.

Chairman Jacobson called the meeting to order with all members present. Maynard Lien moved and John Totenhagen seconded the motion to approve the minutes and financial statement as presented. Motion carried.

Dean Schmidt, SCS; Jim Hicks, Eng., SCS and Ordean Jacobson, R C & D, met with the Board to discuss the Bergh-McLaen proposed waterway. The total drainage area exceeds the limit by SCS by 441 acres. SCS is suggesting an open channel versus a waterway project. There are 5,000 feet of channel and they propose to install several drop structures. This would increase the cost of the project \$60,000. The Board discussed several options: 1) new design; 2) solicit SCS Office to go with original design, or 3) do nothing. Mike moved to send a letter to SCS stating that this Board cannot financially afford the new project and would like to stay with the old design and possibly add one or two drop structures if necessary later on. Sargent County Water Resource Board would continue to be responsible for maintenance and operation and feel that they need to do something with the area to improve the water quality and prevent flooding. John Totenhagen seconded the motion. The Board instructed the secretary to draft a letter to SCS and authorize Chairman Jacobson to sign said letter. Motion carried. Upon response from SCS, the Board will look into funding sources that are available.

The Secretary reported that the COE paid for photo copies plus \$4.15 interest.

All public meetings scheduled to review the Kraft Slough National Wildlife Refuge and Environmental Assessment draft were postponed. They will be rescheduled and announced in the near future.

John Totenhagen moved and Mike Paczkowski seconded the motion to disapprove SWC Application # 2628 to Warren E. Stofferahn to drain a wetland because specific conditions were not met as requested by the Board. Motion carried. The original application will be returned to the State Water Commission.

The Board received and read a letter from NDIRF regarding the lawsuit brought by the United States of America on Sargent County Water Resource Board. NDIRF originally felt that this claim would fall under the GL forms. However, in reviewing the Complaint, there is no allegation of bodily injury or property damage, therefore, our coverage would

actually be provided under the Public E & O policy. Under the terms of that endorsement, the NDIRF has and will continue to provide coverage for the defense of this claim. The Board called Attorney Breitling to discuss this letter. Mr. Breitling informed the Board that this is standard procedure and that this Board would have to cover any fines or costs and collective action. He still feels comfortable with the case and would like to schedule depositions with three landowners as soon as possible. He will send a letter to the Board with the names of these individuals and a list of dates that are good for him. The Board will set up a meeting.

Bradley T. Benson, Water Resource Engineer, State Water Commission, sent the Board a letter regarding the Alkali Lake investigation. Due to the inability to obtain the necessary surveys of the area, the investigation has been terminated. If in the future this Board feels that the landowners are willing to allow right-of-entry to obtain the surveys, the Board should contact the State Water Commission.

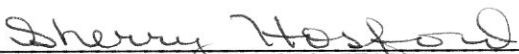
The following bills were audited. Mike Paczkowski moved and Maynard Lien seconded the motion to pay the bills. Motion carried unanimously.

13503	James Bosse	Travel	5.28
13504	Danny K. Jacobson	Travel	1.32
13505	Maynard W. Lien	Travel	8.80
13506	ND Water User's Ass'n	1990 Dues	250.00
13507	Mike Paczkowski	Travel	9.68
13508	John C. Totenhagen	Travel	8.36
7184	James Bosse	P.D. less 4.21 S.S.	50.79
7185	Danny Jacobson	P.D. less 4.21 S.S.	50.79
7186	Maynard W. Lien	P.D. less 4.21 S.S.	50.79
7187	Mike Paczkowski	P.D. less 4.21 S.S.	50.79
7188	John C. Totenhagen	P.D. less 4.21 S.S.	50.79
7189	Sherry Hosford	Sec. salary less 13.39 S.S.	161.61

Jim Bosse moved to adjourn to February 16, 1990 at 1:00 P.M.


DANNY K. JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON FRIDAY, FEBRUARY 16, 1990 AT 1:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE.

The meeting was called to order by Secretary, Sherry Hosford. Oaths of Office were administered to Mike Paczkowski and John C. Totenhagen for a three year term.

Nominations were called for Chairman. John Totenhagen nominated Dan Jacobson. Mike Paczkowski seconded the motion and moved nominations cease and the Secretary be instructed to cast a unanimous ballot for Dan Jacobson. Motion carried.

Chairman Jacobson called for nominations for Vice-Chairman. Jim Bosse nominated John C. Totenhagen. Mike Paczkowski seconded the motion and moved nominations cease and the Secretary be instructed to cast a unanimous ballot for John C. Totenhagen. Motion carried.

Maynard Lien moved and John Totenhagen seconded the motion to re-appoint Sherry Hosford, Secretary-Treasurer. Motion carried.

Jim Bosse moved and Maynard Lien seconded the motion to accept the minutes and financial report as presented. Motion carried. The Board also reviewed the 1989 Statement of Revenues and Expenditures.

Mike Paczkowski moved and Jim Bosse seconded the motion to invest \$20,000 from the General Fund in a 12 month CD at Sargent County Bank. Motion carried.

Jim Bosse moved to join the North Dakota Joint Water Resource Board with dues of \$250.00. John Totenhagen seconded the motion. Voting aye: Bosse, Totenhagen, Lien and Jacobson. Voting nay: Paczkowski. Motion carried.

The Board read a letter dated February 1, 1990 from Ronnie L. Clark, State Conservationist SCS stating that based on the Board's willingness to provide additional maintenance required to assure establishment of vegetation on the Bergh-McLaen Waterway Project, SCS will proceed with the design of a grass lined channel as detailed in the measure plan. The Board is waiting for a legal description on the area involved. It appears total acres on the Bergh land could be 7-10. This information should be available in a couple weeks and the Board will meet at that time to discuss funding sources.

Depositions on the Drain No. 11 case are scheduled for the first part of March in Oakes. Three area farmers are scheduled to take depositions.

The Board read and discussed the Tri-County Drain Financial Statement.

Following the meeting with the county commissioners, the Board has a list of several bridges needing replacement. Jeff Volk was contacted and he agreed to meet with the Board on February 26 to inspect these bridges, size culverts and make recommendations. Bridges included are: 110-16; 113-19; 116-20; 132-24; and 132-23.

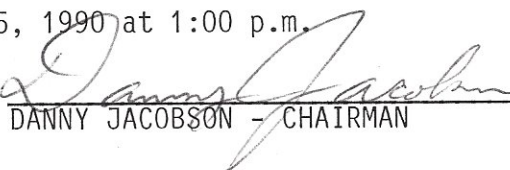
Jim Bosse reported that Orville Bergh, Havana, talked to him about a water problem in town with a septic tank. They want to drain down to a slough by the state highway and along the railroad tracks. Flowage easements would be required to do any draining.

Chairman Jacobson reported on the Chase Lake meeting in Jamestown. The majority in attendance were opposed.

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

13693	Sargent County Treasurer	Purchase CD	20,000.00
13698	James Bosse	Travel	17.98
13699	Danny K. Jacobson	Travel	33.32
13700	Maynard W. Lien	Travel	94.62
13701	ND Water Resource District Ass'n	1990 Dues	325.00
13702	ND Joint Water Resource Board	1990 Dues	250.00
13703	Mike Paczkowski	Travel	57.22
13704	John C. Totenhagen	Travel	8.36
7252	James Bosse	165.00 P.D. less 12.62 S.S.	152.38
7253	Danny K. Jacobson	220.00 P.D. less 16.83 S.S.	203.17
7254	Maynard W. Lien	220.00 P.D. less 16.83 S.S.	203.17
7255	Mike Paczkowski	220.00 P.D. less 16.83 S.S.	203.17
7256	John C. Totenhagen	55.00 P.D. less 4.21 S.S.	50.79
7257	Sherry Hosford	175.00 sec. salary less 13.39 S.S.	161.61

Maynard Lien moved to adjourn to March 15, 1990 at 1:00 p.m.


DANNY JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SEC.-TREAS.

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, MARCH 15, 1990 AT 1:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE.

The meeting was called to order with all members present. Maynard Lien moved and John Totenhagen seconded the motion to approve the minutes and financial statement as presented. Motion carried.

Paul Bergh, Milton McLaen and Dean Schmidt arrived at the meeting to discuss the Bergh-McLaen Waterway Project. Dean distributed the real property and acquisition map and discussed the project. Bergh's land will require 34.4 acres for temporary easement and 9.2 acres for permanent easement. McLaen's land will require 1.7 acres for temporary easement and 0.1 acre for permanent easement. Said land is located in Sections 25 & 36 of Weber Township. It is this Board's responsibility to obtain legal service and develop a legal description for the easements. The Board will work on the easements. Paul Bergh stated that he hopes to use the 34.4 acres for ACR and if not possible he would request payment for actual land damage. Regarding the 9.2 acres, John Totenhagen moved and Jim Bosse seconded the motion to pay Paul Bergh \$150 per acre for a permanent easement. Motion carried.

Following the inspection of bridges with Jeff Volk, these bridges were suggested for replacement: 110-16, 113-19 and 116-20. Jeff Volk furnished culvert size and length and estimated total cost at \$43,000. The Board called Jeff and he will contact a contractor and respond with a letter with his findings.

The Board received a copy of the ND Migratory Bird Habitat Acquisition Plan prepared by the U.S. F & W Service and ND Game and Fish Dept.

The Board also received copies of the annual plan for U.S. F & W Service Wildlife Refuges within Sargent County that are capable of storing 1,000 acre feet or more.

A letter from the Sargent County Commission informed the Board that effective March 1, 1990, travel allowance will be reduced from 22¢ to 20¢ and also no county official, employee or board member will be reimbursed for meals unless they are traveling outside Sargent County.

Whitestone Hill Township sent the Board a letter requesting this Board talk to the Ransom County Water Resource Board regarding a problem of water run-off backing up on the NE¼ of Section 6-132-56. Whitestone Hill Township feels that the problem is due to inadequate culverts on the county line where the run-off flows into the SW¼-33-133-56. The Water Board will visit with the Ransom County Board.

The following bills were presented for payment. Jim Bosse moved and Mike Paczkowski seconded the motion to pay all bills. Motion carried unanimously.

13839 James Bosse	Travel	32.68
13857 FRS Industries	Name Badges	30.95
13860 Globe Gazette Printing	Minute Book	105.20
13865 Dan Jacobson	Travel	7.52
13872 Maynard W. Lien	Travel	8.00
13898 Mike Paczkowski	Travel	23.48
13916 John C. Totenhagen	Travel	7.60
13927 Paul R. Bergh	9.2 acres @ \$150/acre	1,380.00
13928 Milton & Danene McLaen	0.1 acre	100.00
7314 James Bosse	2 P.D. less 8.42 S.S.	101.58
7315 Danny Jacobson	2 P.D. less 8.42 S.S.	101.58
7316 Maynard W. Lien	1 P.D. less 4.21 S.S.	50.79
7317 Mike Paczkowski	2 P.D. less 8.42 S.S.	101.58
7318 John C. Totenhagen	1 P.D. less 4.21 S.S.	50.79
7319 Sherry Hosford	Sec. salary less 13.39 S.S.	161.61

Maynard Lien moved to adjourn to April 19, 1990 at 8:00 p.m.


DANNY K. JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY

MINUTES OF THE SPECIAL MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON WEDNESDAY, APRIL 4, 1990 IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE, FORMAN, ND

Chairman Jacobson called the meeting to order with the following present: Bosse, Totenhagen, Lien, Paczkowski, Jim Hicks, SCS, Ordean Jacobson and Dean Schmidt.

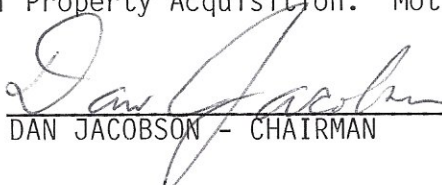
The purpose of the meeting was to discuss plans for the Bergh-McLaen Waterway. The easements have been prepared and compensation paid to Bergh and McLaen. Jim Hicks reviewed the maps with the Board and also discussed land rights. Paul Bergh's land for temporary easement needs an agreement in writing stating that the contractor may use the buffer zone and that Paul will not charge for this area unless land cannot be used as ACR. The Board would be willing to pay Bergh additional compensation for the 34.4 acres under temporary easement. Also discussed was the corner of the pasture on the McLaen land. It is necessary to keep the cattle out of this area for approximately 3 years and the Board will compensate McLaen for this area.

Jim Hicks also reviewed the breakdown on cost estimate which totals \$64,673.05. Bid opening is scheduled for June 20 and project start date is July 5. The completion date is September 10, 1990.

Maynard Lien moved and Mike Paczkowski seconded the motion to authorize the Chairman and Secretary to sign the Project Agreement and Operation and Maintenance Agreement. Motion carried.

Jim Bosse moved and John Totenhagen seconded the motion to authorize the Chairman to sign Form AD578 - Assurances Relating to Real Property Acquisition. Motion carried.

Meeting adjourned.


DAN JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, APRIL 19, 1990 AT 8:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE.

Chairman Jacobson called the meeting to order with all members present. John Totenhagen moved and Maynard Lien seconded the motion to approve the minutes and financial report as presented. Motion carried.

Mike Paczkowski moved and Jim Bosse seconded the motion to reinvest CD # 27482 at the best rate. Motion carried.

The Board proceeded to discuss the Bergh-McLaen Waterway Project. All easements have been signed and the permanent easements recorded. Milton McLaen was paid \$200 for his temporary easement. Chairman Jacobson also reported that the local SCS was notified that this Board will provide 2 steel posts with double reflectors at each concrete weir box adjacent to County Road No. 7. Dean Schmidt sent a letter to the local ASCS committee requesting that they consider letting Paul Bergh use the area adjacent to the waterway for ACR. No response has been received from the local committee.

Jeff Volk sent a letter stating that he has talked to the contractor Lloyd Mortenson regarding the bridge projects and he will be able to do the work in June of this summer. Jeff will work with him as far as ordering the pipe and staking each bridge.

Dan, Jim and John met with the Ransom County Board regarding the problem in Whitestone Hill Township. Ransom County is in the planning stages of a water retention project by the Ron Bergeman farm with R C & D. They are not certain at this time just what will be done, but they did assure Sargent County that if they determine this area to be a problem, they will solve it. A letter will be sent to Whitestone Hill Township with this information.

Board members attended the Red River Joint Board meeting on March 27, 1990 and asked for funding on the Bergh-McLaen Waterway Project. They were happy to report that the RRJTB agreed to reimburse Sargent County for 50% of the local cost on the project.

The Board completed a soil and water conservation survey as per Dean Schmidt's request.

Maynard Lien moved and John Totenhagen seconded the motion to approve payment of all bills presented. Motion carried unanimously.

13981 Milton & Danene McLaen	Easements	200.00
14121 James Bosse	Travel	56.50
14122 Case & Bopp	Easement search--Bergh McLaen	316.00
14123 Danny K. Jacobson	Travel	32.70
14124 Maynard W. Lien	Travel	70.50
14125 Mike Paczkowski	Travel	43.70
14126 John C. Totenhagen	Travel	37.30
7373 James Bosse	5 P.D. less 21.04 S.S.	253.96
7374 Danny Jacobson	7 P.D. less 46.84 taxes	338.16
7375 Maynard W. Lien	4 P.D. less 16.83 S.S.	203.17
7376 Mike Paczkowski	4 P.D. less 16.83 S.S.	203.17
7377 John C. Totenhagen	5 P.D. less 21.04 S.S.	253.96
7378 Sherry Hosford	Secretary salary less 13.39 S.S.	161.61

The Board adjourned to May 17, 1990 at 8:00 P.M.

ATTEST:


SHERRY HOSFORD - SECRETARY


DANNY JACOBSON - CHAIRMAN

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, MAY 17, 1990 AT 8:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE, FORMAN.

Chairman Jacobson called the meeting to order with all members present. John Totenhagen moved and Maynard Lien seconded the motion to approve the minutes and financial statement as presented. Motion carried.

The Board discussed spraying ditches and decided to hire individuals in each area to do the spraying at a rate of \$5.00 per hour plus 20¢ per mile.

Dan reported that it looks like Paul Bergh can use his land involved in the Bergh-McLaen Project as ACR. Jim also indicated that Jerry Bohnenkamp agreed to put on the extension at the site before the project gets underway. There will be a contractor's showing on May 24 at 1:00 pm in the Commissioner's Room to discuss the project with various contractors.

The Board received information from the State Water Commission on WET II for teachers. The three area schools were contacted and informed that the Board will pay the registration fee for any teacher to attend the workshop. The fee is \$85 per registrant.

The State Water Commission requested a priority list of projects that this district anticipated undertaking during the 1991-1993 biennium with the estimated costs. Jim Bosse moved and John Totenhagen seconded the motion to submit the following list:

ITEM	PROJECT DESCRIPTION	COST ESTIMATE
1	Repair and Maintain Nelson Dam	\$10,000
2	Inventory, sizing and evaluation of the placement of all culverts, bridges and structures and prioritizing replacement, resizing and removal	\$150,000
3	Preliminary engineering of water channels, natural drains and legal drains located in Sargent County	\$ 50,000

The Board received a request from Houston Engineering, on behalf of the Richland Rural Water System, to size several culverts located near the reservoirs that will be installed. Moore Engineering investigated the sites and made the following recommendations: 1) Minimum size culvert to be installed will be 18" CMP's. Change 15" CMP's to 18" and 2) Reservoir J - investigate this location in more detail in order to insure the east-west drainage continues to the east from the intersection. There is concern the drainage may go north on the west side of the section line, which Houston shows as going south back toward the intersection. If the drainage is to the south, the 18" is adequate, but if the drainage is going north a larger culvert will be needed.

John Totenhagen moved and Maynard Lien seconded the motion to adopt a policy stating the minimum size culvert to be installed in Sargent County shall be 18". Motion carried.

The Board instructed the secretary to send a letter to Houston Engineering with the above information and recommendations regarding the rural water project.

The county commissioners referred an application for abatement and settlement of taxes from Terrence R. Douglas on Drain # 11 taxes. Mr. Douglas asks that taxes for Drain # 11 be deleted and previous paid taxes be refunded to him. Mike Paczkowski moved and John Totenhagen seconded the motion to recommend to the county commissioners that the application be denied. Motion carried.

The Board read a letter from the State Water Commission on the ND Centennial Tree Program. No action taken.

Willey Township made a request to the Board for a 36" x 30' culvert to be placed between Section 13 and Section 24 about 90 rods west from the Willey/Milnor Township line. Presently there is a 36" x 20' culvert at the same site. Jim Bosse moved and John Totenhagen seconded the motion to pay 1/3 of the cost providing the county commissioners and township each pay 1/3 and the township pay for installation. Motion carried.

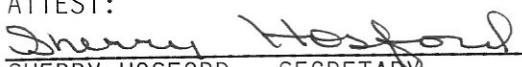
The following bills were audited. John Totenhagen moved and Mike Paczkowski seconded the motion to pay the bills. Motion carried unanimously.

14324	James Bosse	Travel	4.80
14325	Danny Jacobson	Travel	7.40
14326	Maynard W. Lien	Travel	8.00
14327	Mike Paczkowski	Travel	8.80
14328	John C. Totenhagen	Travel	7.60
7442	James Bosse	P.D. less 4.21 S.S.	50.79
7443	Danny Jacobson	2 P.D. less 8.42 S.S.	101.58
7444	Maynard W. Lien	P.D. less 4.21 S.S.	50.79
7445	Mike Paczkowski	P.D. less 4.21 S.S.	50.79
7446	John C. Totenhagen	P.D. less 4.21 S.S.	50.79
7447	Sherry Hosford	Sec. salary less 13.39 S.S.	161.61

The Board adjourned to 8:00 p.m. on June 21, 1990.


DANNY JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY

4 MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY,
JUNE 21, 1990 AT 8:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE, FORMAN

Chairman Jacobson called the meeting to order with all members present. Mike Paczkowski moved and John Totenhagen seconded the motion to approve the minutes and financial statement as presented. Motion carried.

Dean Schmidt arrived at the meeting to review the results of the Annual Dam inspection. The biggest problem was severe grazing on Nelson Dam and also Brummond-Lubke Dam. He suggested that the Board send letters to the adjacent landowners prohibiting any grazing on either site until further notice. The Secretary was instructed to send letters to John Brummond and Jack Nelson. Dean reported that brush and trees need spraying especially on Wild Rice # 9 and noxious weeds and leafy spurge are a problem county-wide. Mike sprayed the area around Frenier Dam and Jim and Maynard will line up some kids to spray the ditches.

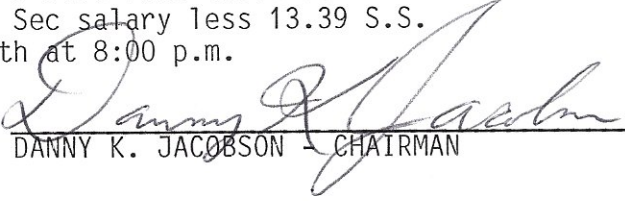
Dean Schmidt also reviewed the project bids for Bergh-McLaen Project. Low bid from Harvey Sand & Gravel Inc. was \$82,258.08 compared to the government estimate of \$64,729.05. Due to the large difference it is necessary to request an amendment to adjust funds due to increased costs of construction. Jim Bosse moved and Mike Paczkowski seconded the motion to make said request to the USDA Soil Conservation Service from \$64,673.05 to \$90,000.00. Motion carried. The Board agreed to ask that the rye cover crop seeding and or any grass seeding be removed from the construction contract and become the Board's liability. Dan Jacobson was named official representative of this Board for the duration of the Bergh-McLaen Project. Work is scheduled to begin on July 5, 1990.

The Board received and read a letter from the Office of the State Engineer regarding a upcoming road project on County # 12. The Secretary was instructed to contact the Interstate Engineering Co. to ask that this Board be contacted to size any new culverts.

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

14556	James Bosse	Travel	46.00
14557	Jason Bosse	Labor-Bergh-McLaen Project	100.40
14558	Danny K. Jacobson	Travel	64.40
14559	Jerry's Backhoe Service	Bergh-McLaen Project	540.00
14560	Chad Kulzer	Labor-Bergh-McLaen Project	54.60
14561	Maynard W. Lien	Travel	21.00
14562	Moore Engineering, Inc.	Bridge repl - 110-16, 113-19 & 116-20	742.10
14563	NW Sheet & Iron Works	Culverts-B-M Project	551.04
14564	Ohnstad, Twichell Law Offices	General-Attorney	134.80
14565	Mike Paczkowski	Travel	55.40
14566	SEL Lumber	Posts, staples etc. - B-M Project	86.60
14567	James Thompson	Labor-B-M Project	24.00
14568	John C. Totenhagen	Travel	35.80
7516	James Bosse	4 P.D. less 16.83 S.S.	203.17
7517	Danny K. Jacobson	6 P.D. less 33.23 taxes	296.77
7518	Maynard W. Lien	3 P.D. less 12.62 S.S.	152.38
7519	Mike Paczkowski	3 P.D. less 12.62 S.S.	152.38
7520	John C. Totenhagen	3 P.D. less 12.62 S.S.	152.38
7521	Sherry Hosford	Sec salary less 13.39 S.S.	161.61

The meeting adjourned to July 19th at 8:00 p.m.


DANNY K. JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY

Chairman Jacobson called the meeting to order with all members present. Maynard Lien moved and John Totenhagen seconded the motion to approve the minutes as presented. Motion carried. The Secretary was instructed to cash CD # 27708 and put into checking.

Dan reported on the Bergh-McLaen Waterway Project: He met with the telephone people twice and they are relocating the line. The telephone line will be 9-10' deep on the east end of the project; 5-6' deep on the west end and 10-12' by Paul Bergh's driveway. He also reported that the Bismarck office failed to get approval of this project from Washington. This will delay the start of the project a month to six weeks.

Jim had Dr # 11 from Mezarous Slough to the outlet sprayed and from Baltes' south to Dahl's/Armer's. The spurge was sprayed and some trees. The tree problem is getting out of hand and the Board agreed to look at this area during next dam inspection.

Dunbar Township requested the commissioners and Water Board to cost share three culverts that need replacing on Crooked Creek. Two 36" x 38' culverts are needed between sections 30-29-31-32 and one 48" x 38' between sections 35 & 36. The existing culverts are either the same size and down one size. The commission agreed to cost share 1/3 if the Water Board also agrees. Jim Bosse moved and Maynard Lien seconded the motion to contribute 1/3 of the total cost for the above culverts with the township being responsible for installation costs. Motion carried.

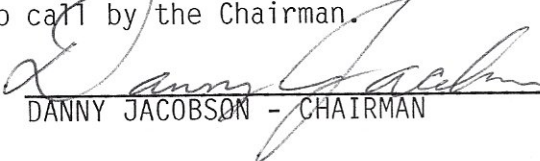
The 1991 Red River Joint Water Board Budget was received and discussed. Sargent County's share is 2% of the total budget or \$5,436. This would be approximately .59 mills.

Chairman Jacobson received a copy of the Final Draft Environmental Assessment for pumping of irrigation water, Storm Lake Easement Refuge. Any comments should be forwarded to Fish and Wildlife Service, Cayuga, ND.

The following bills were audited. Mike Paczkowski moved and Jim Bosse seconded the motion to pay all bills. Motion carried unanimously.

14779	James Bosse	Travel & Sprayer	43.18
14780	Jason Bosse	Spraying & Mileage	90.60
14781	Heather Bosse	Spraying	60.00
14782	Brampton Farm Service	Chemicals	107.50
14783	Boyd Brummond	Fence repairs-dam	36.00
14784	Danny Jacobson	Travel	33.20
14785	Maynard W. Lien	Travel	8.00
14786	Martinsen's Home Center	Plastic cement	28.98
14787	Mike Paczkowski	Travel & Convention expenses	180.90
14788	Sargent County	Culvert-Willey Twp	152.15
14789	John C. Totenhagen	Travel & Convention expenses	351.90
7588	James Bosse	2 P.D. less 8.42 S.S.	101.58
7589	Danny Jacobson	5 P.D. less 21.04 S.S.	253.96
7590	Maynard W. Lien	1 P.D. less 4.21 S.S.	50.79
7591	Mike Paczkowski	4 P.D. less 16.83 S.S.	203.17
7592	John C. Totenhagen	4 P.D. less 16.83 S.S.	203.17
7593	Sherry Hosford	Secretary less 13.39 S.S.	161.61

The meeting adjourned subject to call by the Chairman.


DANNY JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY

Chairman Jacobson called the meeting to order with the following present: Bosse, Totenhagen, Lien, Paczkowski and Dean Schmidt.

The minutes of July 19, 1990 and July, 1990 Financial Statement were approved as presented. (Lien/Paczkowski, unanimous)

Dean Schmidt gave a progress report on the Bergh-McLaen Waterway Project. Work must begin on August 21, 1990 and conclude on October 27, 1990. The Board was very concerned about this delay and would like to know where the problem developed and who is responsible. The Board authorized a letter to Mr. Ronnie Clark, State Conservationist, asking for an explanation on what transpired with this project and the SCS to make a commitment to accept some of the liability if it is too late to seed the waterway.

Jim reported on the bridge projects. Jeff Volk was at Jim's on August 14th at noon and had crews at the sites. Lloyd Mortenson Co. was supposed to start on the first bridge that same day. As of Thursday, he had not arrived. Jeff said it will take Mortenson nine days to do all three bridges.

The Board read a letter from Bowen Township about a drainage problem. It appears that past farming practices in DUNBAR township have caused a natural drain to become blocked thereby backing water up and flooding a roadgrade between Section 24 & 25 in Bowen Township. This is preventing farmers access to farmland. The Secretary was instructed to call Duane Breitling to find out who is responsible for cleaning natural drains.

The ND Water Resource District Ass'n is requesting each WR District send a written documentation of Section 404 problems to the state office. It is their intent to compile a complete documentation of as many Section 404 problems in ND as possible, to support our Congressional efforts in 1991 to restrict Section 404. Mr. Breitling will be contacted to submit this information.

The Board reviewed the 1991 budget and accepted an amount of \$110,900 for General purposes and a four (4) mill levy. (Paczkowski/Bosse, unanimous). Drain No. 3, 11 & 12 each request a budget of \$1,000 and Water Channel Imp. District a budget of \$30,000.

Mike reported problems on Drain # 3 and was authorized to have the following areas cleaned: Between Sections 1 & 2 in Kingston Twp - approximately 3/4 mile and Section 3 & 10 in Marboe Twp - 300 yards north. (Totenhagen/Lien, unanimous)

The following bills were audited and approved for payment. (Bosse/Totenhagen, unanimous)

14879	James Bosse	Travel	5.60
14880	Crandall Construction	Ditch repair-south of Rutland	90.00
14881	Farmers Union Oil Co.	Chemicals for spraying	114.10
14882	Maynard Lien	Travel	8.00
14883	Mike Paczkowski	Travel	8.80
14884	Sargent County	Culverts-Dunbar Township	621.08
14885	John Totenhagen	Travel	7.60
7656	James Bosse	1 P.D. less 4.21 S.S.	50.79
7657	Danny Jacobson	1 P.D. less 4.21 S.S.	50.79
7658	Maynard Lien	1 P.D. less 4.21 S.S.	50.79
7659	Mike Paczkowski	1 P.D. less 4.21 S.S.	50.79
7660	John Totenhagen	1 P.D. less 4.21 S.S.	50.79
7661	Sherry Hosford	Sec. salary less 13.39 S.S.	161.61

The meeting adjourned until Thursday, September 20, 1990 at 8:00 p.m.


DANNY JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, SEPTEMBER 20, 1990 at 8:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE, FORMAN, ND

Chairman Jacobson called the meeting to order with the following present: Bosse, Totenhagen, Lien, and Paczkowski.

The minutes of the August 16 meeting and August, 1990 Financial Statement were approved as presented. (Lien/Totenhagen, unanimous)

John D. Freitag, Houston Engineering, Inc., engineers of the rural water project met with the Board regarding culvert size. Booster M and Reservoir K were sized at 18" and when the pipe was delivered, 15" was left instead of 18". In a letter dated May 18, 1990, the Water Board informed Houston Engineering, Inc. of a Board policy stating the minimum size culvert to be installed shall be 18". Mr. Freitag explained that in these two areas they barely require a pipe at all and asked the Board to reconsider the sizing. Board approved said request and reduced the size of the pipe to 15" on the above named sites. (Bosse/Lien, Totenhagen, nay, carried)

Orville Bergh, Bob Johnson and Karlton Chapin, Havana City Councilmen met to discuss a water problem in the city. The water does not flow out of town and sits in a middle section creating problems. The council purchased 6" tile to bury underground from the problem area to the railroad tracks and then to a slough located on land owned by Lowell Smith. This area has been researched and it appears that no additional right-of-way was acquired when Drain No. 14 was constructed. The Board explained that any drainage requires a flowage/floodage easement from affected landowners. The council took some blank easement forms and agreed to talk to their city attorney on which route to take.

The secretary was instructed to reinvest CD # 28181 at the best interest rate.

Dan reported on the Bergh-McLaen Project. The cement is finished on McLaen's structure. Crew is doing excellent work and landowners are satisfied. Regarding the letter to State Soil Conservation Service on August 20, 1990, they have assured this Board that the contractor will be liable for any winter erosion on the dirt work and will come back in the spring to complete. If any other damages occur, the contractor will assume full liability. This Board is responsible for the seeding portion of the project.

Clarmont Ulven and Bruce Stevens, Supervisors, Bowen Township, met with the Board to discuss the drainage problem. Mr. Breitling informed the Board that if a natural drain is plugged, it depends on how the condition developed - 1) by nature or 2) by farming practices. If by farming practices, landowner is responsible to clean. This problem occurred by a former landowner. The township is concerned about losing a road and also flooding some other land now in CRP. The Board instructed Bowen Township to talk to the Soil Conservation and Wildlife Service to obtain permission to clean this area. They felt that someone in the township could do the work if it does not create a problem with either agency.

Bridge Nos. 110-16, 113-19 and 116-20 have been removed and replaced by Lloyd Mortenson Contractor. Jim and Dan reported that they look good, but fence repair is necessary by No. 116-20. The Board will take care of the repairs.

County Commissioners approved the 1991 budget in the sum of \$110,900 and agreed to levy four mills. They also approved the request from Red River Joint Water Board for \$5,436.

The Board discussed the status of the Drain No. 11 lawsuit and agreed to schedule a meeting with Mr. Breitling to find out what's happening.

Special assessment for 1991 on Drain Nos. 3, 11 & 12. Approved 25¢ per acre on Drain No. 3 & 11 and 50¢ per acre on Drain No. 12. (Lien/Bosse, unanimous)

Approved extra \$75 clerical hire for Sherry Hosford. (Lien/Paczkowski, unanimous)

Discussed request from Rueben Reisenweber for a cap on a 24" culvert on County Road No. 5 between Sections 11 & 14-129-56. No action.

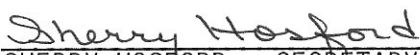
Reviewed the following bills and approved payment. (Paczkowski/Totenhagen, unanimous)

15171	James Bosse	Travel	20.40
15172	Fargo Culvert Co.	3 bridge replacement projects	24,186.60
15173	Danny K. Jacobson	Travel	19.60
15174	Maynard W. Lien	Travel	61.30
15175	John J. Lien	Spraying ditches & travel	65.80
15176	Mike Paczkowski	Travel	169.54
15177	John C. Totenhagen	Travel	69.54
7722	James Bosse	3 P.D. less 12.62 S.S.	152.38
7723	Danny K. Jacobson	3 P.D. less 12.62 S.S.	152.38
7724	Maynard W. Lien	3 P.D. less 12.62 S.S.	152.38
7725	Mike Paczkowski	5 P.D. less 21.04 S.S.	253.96
7726	John C. Totenhagen	5 P.D. less 21.04 S.S.	253.96
7727	Sherry Hosford	250.00 sec. salary less 19.13 S.S.	230.87

The Board adjourned to October 18, 1990 at 8:00 p.m.


DANNY JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON FRIDAY, OCTOBER 19, 1990 at 8:00 P.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE.

Chairman Jacobson called the meeting to order with the following present: Bosse, Totenhagen, Lien and Paczkowski.

The minutes of the September 16, 1990 meeting and September, 1990 Financial Report were approved. (Paczkowski/Lien, unanimous)

Dan and John reported on the Final Inspection of the Bergh-McLaen Project which was held on October 17th. Project looks good and the Board decided to meet with the commissioners and invite them to tour the area. The pool area needs to be fenced and eight reflectors installed. The grass seeding will be done in the spring. Upon receipt of a bill the State Water Commission will be contacted for payment of their participation in the sum of \$7,500.

Bills from Lloyd Mortenson Contractor were reviewed by the Board on all three bridge sites. All areas look good and payment was approved.

Still no report on Drain No. 11. The Board will set up a meeting with Breitling in the next week or two and go to Fargo.

Mike reported on Drain No. 3 work. The area by Geneseo is completed but there is a problem by the multiplate that will need to be surveyed.

CD # 28245 will mature on October 22. The Secretary was instructed to reinvest for six months.

Maynard reported on a meeting held on October 2nd regarding Tri-County Drain. Those present at the meeting were Norman Cross, Maynard W. Lien, William Krause, Harley Costain and Dorothy Arnold. Minutes of said meeting are in the Tri-Co. file.

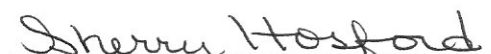
The following bills were approved for payment. (Bosse/Totenhagen, unanimous)

15340	Jim Bosse	Travel	4.80
15341	Dan Jacobson	Travel	11.00
15342	Maynard W. Lien	Travel	13.60
15348	Mike Paczkowski	Travel	14.40
15349	John C. Totenhagen	Travel	21.20
15343	Lloyd Mortenson Contractor	# 116-20-Klefstad Bridge	9,465.00
15344	Lloyd Mortenson Contractor	# 113-19-Bosse Bridge	7,330.00
15345	Lloyd Mortenson Contractor	# 110-16-Anderson Bridge	10,315.00
15346	Moore Engineering	Rural Water investigation	471.00
15346	Moore Engineering	Bridge replacement projects	1,536.40
15347	Ohnstad, Twichell	Natural Water Courses-Bowen Twp	136.50
7785	Jim Bosse	1 P.D. less 4.21 S.S.	50.79
7786	Dan Jacobson	3 P.D. less 12.62 S.S.	152.38
7787	Maynard W. Lien	2 P.D. less 8.42 S.S.	101.58
7788	Mike Paczkowski	2 P.D. less 8.42 S.S.	101.58
7789	John C. Totenhagen	2 P.D. less 8.42 S.S.	101.58
7790	Sherry Hosford	Sec. salary less 13.39 S.S.	161.61

The Board adjourned to November 8th at 10:00 a.m.


DAN JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, NOVEMBER 8, 1990 at 9:00 A.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE.

Chairman Jacobson called the meeting to order with the following present: Totenhagen, Bosse, Lien and Paczkowski.

Approved minutes of the October 19, 1990 meeting. (Paczkowski, Bosse, unanimous)

David Totenhagen met with the Board about a culvert in the NE¹/₄ of NW¹/₄ 7-132-56. He met with the Board last fall, the township put in a 18" culvert, but the problem still exists. The area holds 7" or more of water. After further discussion, the Board agreed to call Attorney Breitling and get a ruling on who has what authority. David also asked the Board to look at another area in the NW corner of the same quarter where excess water is cutting a ditch on the south side of the road.

The Board read a narrative from Randy Gjestvang regarding the final inspection on the Bergh-McLaen CAT Project. He indicates there were a few minor items that are still to be completed on the project. The area affected by the project is still to be chisel plowed, the area needs to be seeded and installation of a fence near the outlet structure. Overall, he feels the project looks good. Pictures were taken of the site, but snow cover limited the usefulness of the pictures. Additional pictures will be taken when conditions are better. Final payment will not be made until next spring and after that time, the Board will request cost sharing from SWC. The Board further discussed a severe problem with the culvert on the east end of the project. Additional work is required and the Board is looking into repairs.

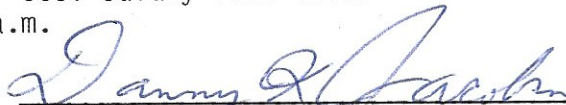
The Board met with Duane Breitling on November 5th and discussed the status of the lawsuit with the United States government. Much information was discussed and questions answered.

Chairman Jacobson presented a request from Milt McLaen to change a water course along County Road 10 south of Rutland. Said location is 4½ miles south of Rutland and he proposes to divert the water straight north and east into the natural drain rather than diagonally across his land. The Board determined that they have no objection provided that the Sargent County Commissioners have approved the plans to use their road ditch as a drainage ditch.

The following bills were approved for payment. (Lien/Bosse, unanimous)

15568	James Bosse	Travel	33.30
15569	Harvey Sand & Gravel, Inc.	Bury Trees/Bergh McLaen Project	100.00
15570	Danny K. Jacobson	Travel	65.90
15571	Maynard W. Lien	Travel	40.10
15572	M-R Sign Co.	8 reflectors-BM/Project	8.59
15573	Mike Paczkowski	Travel	28.90
15574	SEL Lumber	Fence/BM Project	40.66
15575	John C. Totenhagen	Travel	55.20
7846	James Bosse	3 P.D. less 12.62 S.S.	152.38
7847	Danny K. Jacobson	3 P.D. less 12.62 S.S.	152.38
7848	Maynard W. Lien	4 P.D. less 16.83 S.S.	203.17
7849	Mike Paczkowski	3 P.D. less 12.62 S.S.	152.38
7850	John C. Totenhagen	2 P.D. less 8.42 S.S.	101.58
7851	Sherry Hosford	Sec. salary less 13.39	161.61

The meeting adjourned at 11:00 a.m.


DANNY K. JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY

MINUTES OF THE MEETING OF THE SARGENT COUNTY WATER RESOURCE BOARD HELD ON THURSDAY, DECEMBER 20, 1990 AT 10:00 A.M. IN THE COMMISSIONERS ROOM, SARGENT COUNTY COURTHOUSE.

Chairman Jacobson called the meeting to order with the following present: Totenhagen, Bosse, Lien and Paczkowski.

Approved minutes of November 8, 1990 meeting and November, 1990 Financial Report. (Lien/Bosse, unanimous)

Discussed David Totenhagen complaint and instructed the Secretary to send him a letter stating that the Board will wait until spring to see what water problem exists. In the meantime the Board will contact Jeff Volk to come down and shoot the location for proper depth, etc. The Board will visually inspect the site with the township board and the Ransom County Water Resource Board this spring and hopefully remedy the problem.

Bergh-McLaen Waterway Project. Plan to install an extension this spring at the site and will use a culvert and band the Board has on hand.

Drain No. 11 inspection on November 29th with the following: Dan Jacobson, Jim Bosse, John Totenhagen, Duane Breitling, Jeff Volk and the Moore Engineering attorney, Chuck Just and an expert witness. Those attending felt much knowledge was gained from the visual inspection.

The Board inspected the Milton McLaen diversion on County Road # 10 south of Rutland. A 36" culvert will not be adequate size and the Board will look at it again this spring.

Board members and county commissioners inspected all bridge replacement projects completed by the Board in 1990, the Bergh-McLaen Waterway and Milton McLaen diversion on November 30th.

Discussed railroad culvert 2½ miles west of Cogswell on Dr # 11. Instructed the Secretary to contact Jeff Volk and request him to contact the railroad regarding this culvert. The Board feels the railroad should replace the culvert and would like Jeff to compute the size and elevation.

Maynard reported on project work completed on Tri-County Drain by Crandall Construction. Said work was in Ransom County and will be cost shared with the Ransom County Water Board and the Tri-County Drain Board.

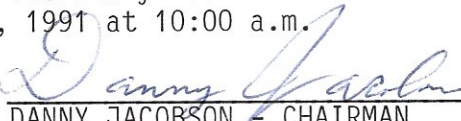
Purchase \$40,000 CD for 12 months at 7.30%. (Paczkowski/Totenhagen, unanimous).

Approved additional compensation for clerk for extra clerical work-\$125. (Lien/Paczkowski, unanimous).

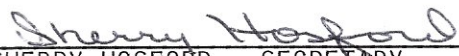
Approved payment of the following bills. (Paczkowski/Totenhagen, unanimous)

15834	James Bosse	Travel & Expenses	312.00
15835	Crandall Construction	Drain #13 cleaning	665.00
15836	Danny Jacobson	Travel & Expenses	311.40
15837	Maynard W. Lien	Travel & Expenses	357.94
15838	Martinsen's	Posts	59.58
15839	Ohnstad, Twichell Law Offices	Attorney Fees	220.00
15840	Mike Paczkowski	Travel & Expenses	325.60
15841	John Totenhagen	Travel & Expenses	263.70
7904	Jim Bosse	8 P.D. less 60.45 taxes	379.55
7905	Danny Jacobson	8 P.D. less 60.45 taxes	379.55
7906	Maynard Lien	7 P.D. less 46.84 taxes	338.16
7907	Mike Paczkowski	6 P.D. less 33.23 taxes	296.77
7908	John Totenhagen	9 P.D. less 74.07 taxes	420.93
7909	Sherry Hosford	Secretary less 25.80 taxes	274.20

Adjourned meeting to January 17th, 1991 at 10:00 a.m.


DANNY JACOBSON - CHAIRMAN

ATTEST:


SHERRY HOSFORD - SECRETARY