

MINUTES OF  
ARKANSAS RIVER COMPACT ADMINISTRATION

Prowers County Courthouse  
Lamar, Colorado  
December 13, 1949

Attendance:

Brig.-Gen. Hans Kramer, San Francisco, California; Federal Representative and  
Chairman of the Administration.

For Colorado--

Harry B. Mendenhall, Rocky Ford, Colorado; Chairman of Colorado Represent-  
tatives.

Harry C. Nevius, Lamar, Colorado; Administration Secretary.

Clifford H. Stone, Denver.

For Kansas--

George S. Knapp, Topeka, Kansas; Chairman of Kansas Representatives.

William E. Leavitt, Garden City, Kansas.

Roland H. Tate, Garden City, Kansas.

Others Attending--

Ray E. Peterson, Denver, recorder.

John S. Sharer, Caddoa, Colorado; Reservoir Manager, John Martin Dam.

Allen Moore, Denver, Deputy Attorney General.

F. M. Bell, Denver, District Engineer USGS.

Henry C. Vidal, Denver.

R. J. McGrath, Water Commissioner, District 67, Lamar, Colorado.

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Meeting was called to order at 10:20 a. m. by Chairman Kramer.

Chairman Kramer called attention to group pictures of the Administration,  
received by all members, and thanked F. M. Bell, who had taken the picture and made  
copies available to Administration members.

The Minutes of the November 14, 1949 meeting of the Administration were  
reviewed. The Minutes were tentatively approved, as modified by several minor  
corrections, subject to a final review by Chairman Kramer and his report later in  
the meeting.

Chairman Kramer suggested transposition of a line appearing on Page 13,  
Paragraph 3, of the mimeographed copy of the September 12 Minutes. The sentence  
reading "The Secretary was directed to prepare a budget estimate of such expenses"  
was deleted from the end of Paragraph 3, and re-inserted into the Minutes midway in  
Paragraph 4 of the mimeographed draft of the Minutes of September 12.

Secretary Nevius reported folders would be made available for members of the Administration to file their copies of official minutes.

Chairman Kramer announced he had no report to submit as Chairman.

Secretary Nevius reported he had written a letter of thanks, as directed, to the Prowers County Commissioners, William M. Turpin, William N. Wilson, and W.H. Straney, regarding use of the Prowers County Courthouse for Administration meetings and headquarters.

The Secretary reported his files complete with Letters of Certification for all members of the Administration.

He reported that photostat copies of the Secretary-Treasurer's bond had been made, and copies sent to James A. Noonan, Colorado Controller, and George Robb, Kansas Auditor, as directed. He reported that copies of official minutes and the approved by-laws had been distributed according to Administration instructions.

The Secretary reported that vouchers and the official Administration seal had been ordered.

The Secretary announced that ditches in Water District 67 had submitted distribution agreements, in accordance with the Compact, covering a large part of the water distributed in Colorado below John Martin Dam. To date, approximately 93 per cent of water represented has signed or promised agreement.

Chairman Kramer ordered the Secretary's report to stand adopted, as presented.

Chairman Kramer directed that the contracts being worked out in District 67, Colorado, should be reviewed by the Legal Committee of the Administration, to determine that terms of the contracts were consistent with the provisions of the Arkansas River Compact.

The Treasurer's report revealed a balance of \$2,000 on deposit in the First National Bank of Lamar, \$800 having been paid by Kansas and \$1,200 by Colorado. No expenditures from the Administration account have been made to date. The Treasurer's report was ordered approved, as presented.

The Administration discussed the scope and preparation of its first annual report, to be dated December 13, 1949. Rep. Stone reported that all phases of the proposed report were not ready. He said information on the Engineering Committee report had not been received to permit working on the text of the report.

Rep. Knapp, who said that various factors had prevented earlier compilation of the Engineering Committee report, reported he had the data ready for presentation to the Administration. He presented the draft of the Engineering Committee report for the files, and for the attention of the Administration in the preparation of the annual report.

Rep. Nevius proposed that the Engineering Committee report should include a statistical table for all of the State Line flow. Chairman Kramer concurred in the idea that the report should show where all water in the river goes, in demands and daily flows. Rep. Knapp said the future reports might also include a compilation of benefits accruing to each State.

It was decided to use the draft report as submitted for the initial annual report, but that succeeding annual reports should contain State Line flows and other vital data and that the Engineering and Operations Committees should formulate an improved pattern for future reports.

The Engineering Committee report was declared adopted.

It was decided that Rep. Stone and Rep. Tate, together with Chairman Kramer, should meet in Denver on December 29, to write the text of the Administration's first annual report.

The Administration's request to U. S. G. S., for Federal funds to carry on the program of gaging stations needed to administer the Compact, was discussed. Distribution to interested individuals and agencies was decided as follows: By Chairman Kramer to the Secretary of the Interior, the Director of the Geological Survey, and to Carl G. Faulsen; by Secretary Nevius to Senators Johnson and Millikin of Colorado; Congressmen John H. Marsalis of Colorado and Clifford Hope of Kansas; Senators Harry Darby and Andrew F. Schoepfel of Kansas; F. M. Bell; the Albuquerque office of the U. S. Army Engineers; the State Engineer of Colorado, and the State Engineer of Kansas.

The Administration recessed until 1:30 o'clock.

#### AFTERNOON SESSION

1:30 o'clock

Chairman Kramer reported he had found one typographical error in the minutes submitted for the November 14, 1949 meeting. The correction being made, the minutes were declared officially approved.

Rep. Stone reported on progress in the drafting of the proposed Rules and Regulations for the Administration. He acknowledged recommendations received from Chairman Kramer, and reported that the Colorado State Engineer seemed adverse to working out a plan to permit the Administration to use the services of the Water Commissioner in District 67, Colorado. He stated the Administration would have to work out an employee-setup of its own, if the Colorado State Engineer opposed the cooperative plan. He said that drafting of Rules and Regulations had been delayed to permit the Administration to review developments, and to ascertain the Kansas attitude on hiring an individual to serve the Administration.

Allen H. Moore, of the Colorado Attorney General's office, said he had conferred with the Colorado State Engineer, advising cooperation with the plan proposed by the Administration, but that the State Engineer had not demonstrated any approval of the plan.

In view of the uncertainties involved, it was decided not to continue any further discussion of Rules and Regulations, but Rep. Stone promised to make a re-draft of the preliminary text, including the revisions suggested by Chairman Kramer and others.

The Operations Committee reported the gates on John Martin Dam closed for the season on October 31, 1949, and that the current storage of water in the reservoir was 136,000 feet.

Chairman Kramer expressed to Mr. Moore the Administration's appreciation for his attendance at the meeting, and for the Deputy Attorney General's assistance in trying to work out an agreement with the Colorado State Engineer on operational details.

Rep. Knapp reported that work of binding the Official Record was well under way by Kansas, and he said distribution of the Record would be made soon.

Rep. Stone said the Legislative Record, of hearings and reports which assisted in the State and Federal approval of the Arkansas River Compact, is being assembled. Rep. Knapp agreed to provide copies of his statement which he presented to the Kansas State legislature.

The total copies of the Legislative Record will be approximately 60. Chairman Kramer announced he would need eight copies for Federal distribution. Secretary Nevius was instructed to prepare a distribution division for the remaining 52 copies between the States of Colorado and Kansas, and other interested parties.

It was decided that 500 copies of the Administration's first annual report will be printed.

This being the Administration's first annual meeting, election of officers was held to conform to the by-laws. The office of Chairman being automatically filled by the Federal representative, Brig. Gen. Hans Kramer, the motion was made and seconded that the other incumbent officers be re-elected for the ensuing year. On vote, the motion carried unanimously, and the Secretary cast the unanimous ballot as follows:

Vice Chairman - William E. Leavitt of Kansas.

Secretary-Treasurer - Harry C. Nevius of Colorado.

Chairman Kramer announced a special meeting of the Administration would be held in Denver, Colorado, on January 31, 1950.

The meeting adjourned at 3:40 o'clock.

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Ray E. Peterson  
Recorder

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Harry C. Nevius  
Administration Secretary

(These Minutes were approved by action of the Arkansas River Compact Administration on Tuesday, January 31, 1949).