

MINUTES OF
ARKANSAS RIVER COMPACT ADMINISTRATION
ANNUAL MEETING

December 9, 1958

Court House
Lamar, Colorado

Attendance:

For Colorado:

David Jenkins, Las Animas
Hacket Smartt, Lamar

For Kansas:

Carl E. Bentrup, Deerfield
R. V. Smrha, Topeka

Members Absent:

Carl G. Paulsen, Washington, D. C.
Logan N. Green, Garden City, Kansas
Felix L. Sparks, Denver, Colorado

Others Attending:

R. A. Buchhagen	Corps of Engineers	John Martin Dam
John T. Martin	Corps of Engineers	Albuquerque, N. M.
E. A. Thax ton	S. E. C. R. A.	Las Animas, Colo.
Guy M. Vincent	Kans. Div. of Water Resources	Garden City, Kansas
Wallace T. Miller	U. S. Geological Survey	Denver, Colorado
Ross W. Moor	U. S. Geological Survey	Lamar, Colorado
George Ed Deahl	Store Owner	Hasty, Colorado
Hugh Morgan	Lamar Daily News	Lamar, Colorado
Harry C. Nevius		Lamar, Colorado
Fred L. Boydston, Jr.	C. W. C. B.	Denver, Colorado

Mr. Smrha noted that both the Chairman and Vice-Chairman were absent and asked if it was the will of the members present to hold the meeting. The answer was in the affirmative, and Mr. Smrha called the meeting to order at 10:10 A. M.

Mr. Smartt moved that Mr. Smrha become acting Vice-Chairman for this meeting. The motion was seconded and approved by both States.

Mr. Smrha remarked that Mr. Paulsen, Mr. Green and Mr. Sparks were not present, but since two representatives each from Kansas and Colorado were present, a quorum existed.

The minutes of the last meeting were discussed at length as to the desirability of approving them without hearing the opinions of Mr. Green and Mr. Sparks, since statements by them were an important part of the meeting. Mr. Bentrup moved that action on the minutes of the October 28, 1958 meeting be deferred until the March meeting. The motion was duly seconded and approved.

Since the Chairman was not present, Mr. Smrha said that his report would have to be deferred.

Mr. Smartt gave the Secretary's report verbally and said that the resolution had been forwarded to Mr. Crawford, as directed, and budget requests had been sent to the Governors of Kansas and Colorado. The Arkansas Valley Ditch Association had requested a copy of the minutes of the last meeting and also wanted a copy of the next Annual Report. The same association transmitted a letter to the Secretary containing a copy of a resolution passed at a meeting October 17, 1958. A copy of this letter and the reply by the Secretary follows:

THE ARKANSAS VALLEY DITCH
ASSOCIATION

329 Thatcher Bldg. (or P O Box 654)
Pueblo, Colorado

November 8, 1958

Hon. Hackett Smartt
Secretary of the Compact Commission
Lamar, Colorado

My dear Sir:

You of course are familiar with the recent movement for creating a permanent pool in John Martin Reservoir, for recreational purposes. Said proposed permanent pool was discussed at length at the October meeting of the Executive Committee of this Association, after which the following statement was released to the press:

"At the October meeting of the Executive Committee of the Arkansas Valley Ditch Association, held in La Junta on the 17th, the following resolution was unanimously adopted:

'Careful consideration of the proposed permanent pool at John Martin Reservoir indicates that such a plan is not feasible. In years of water scarcity a pool could not be maintained without injury to the vested rights of water users on the Arkansas River. This Association favors recreational facilities for the Arkansas Valley, but at the same time believes that sportsmen of the area should be prepared to face the ups and downs of water supply as are the other water users in the Valley.'

Very truly yours,

VP:P

/s/ Vena Pointer
Vena Pointer, Secretary.

November 29, 1958

Vena Pointer Secretary, Of the A.V.D.A.
329 Thatcher Bldg. Pueblo, Colo.

Dear Madam:

Thank you for your letter of Nov. 8, 1958 which included the stand taken by the Arkansas Valley Ditch Association at their October Meeting regarding the creating a Permanent Pool in John Martin Reservoir. I will present this resolution to the Compact Commission at our next meeting Dec. 9, '58 which will be held in Lamar, Colorado.

I am sure that the Compact Commission will appreciate the judgment of an organization which represents most, or perhaps all, of the ditches in the Arkansas Valley of Colorado.

Again I say thanks for this very valuable information.

Yours Truly,

Hacket Smartt, Secretary
Arkansas River Compact
Administration.

Mr. Bentrup's motion was seconded and passed to accept the report of the Secretary.

Mr. Smartt gave the Treasurer's Annual Report and stated that although he did not have it divided as such, the report for the period of October 28, 1958 to date includes only those vouchers numbered 252 through 257. A motion by Mr. Bentrup to accept that part of the report, including vouchers numbering 252 through 257 as the Treasurer's report, was seconded and passed. The Treasurer's report, thus accepted, follows:

Balance on hand October 28, 1958		\$4,957.24
Disbursements since October 28, 1958		
Vouchers	Payee and Purpose	Amount
252	Secretary Salary, September and October (less \$4.50 O.A.S.I.)	\$ 195.50
253	Mtn. States T. & T. Co., Sept. and Oct. Services & Tolls	35.16
254	U. S. Geological Survey, Co-operative Agreement	125.00
255	Valley Agency Inc., Premium due on Bond #1203007	25.00
256	Treasurer of U. S., Deposits by States	9.00
257	Hacket Smartt, Sec'y, Mileage \$34.72, Postage \$5.00, Typing \$15.00	<u>54.72</u>
		444.38
Balance December 9, 1958		\$4,512.86

Mr. Smrha, reporting for the Engineering Committee, said that no meetings of the committee had been held and there was, therefore, no report.

Mr. Bentrup read the report of the Operations Committee as follows:

ARKANSAS RIVER COMPACT ADMINISTRATION

December 9, 1958

Report of Operations Committee

There was no change in the discharge from the reservoir since our meeting of October 28 which was 650 cfs, where it remained until 10 PM on October 31 when the gates were closed.

The amount of water in storage in John Martin Reservoir on April 1, 1958 was 278,828 acre feet, and at the end of this irrigation period the reservoir contained approximately 231,000 acre feet.

The elevation to date is 3838.47 feet with 234,997 acre feet of water in storage.

Carl E. Bentrup
Chairman Operations Committee

A motion to accept the Operations Committee report was made by Mr. Smartt. The motion was seconded and passed.

Mr. Bentrup read a letter that had been prepared by Mr. Sparks for the Operations Committee to send to Colonel Reed as follows:

Colonel Albert L. Reed, Dist. Engr.,
U. S. Corps of Engineers,
P. O. Box 1538
Albuquerque, N. M.

Dear Colonel Reed:

Under date of July 12, 1958, I directed a letter to you at the request of the Arkansas River Compact Administration concerning releases from John Martin Reservoir in the event storage in the reservoir reached the top of the conservation pool. By letter dated July 23, 1958, you replied to the Administration to the effect that your office did not deem it advisable to depart from the present operating procedures which, in the event the top of the conservation pool is reached, would require the release of the river in-flow but not to exceed 5000 cubic feet per second.

We are not satisfied that the maximum release of 5000 cubic feet per second should be made at such a time when the reservoir still has a flood control capacity of, say for example, 200,000 acre feet. It appears to us that releases should be graduated in accordance with the available flood control storage. We well realize, however, that your office has conducted an intensive study of all possible conditions which might exist in the Arkansas River. Since no such intensive studies have been conducted by this Administration, we are not prepared to disagree with your conclusions at this time. It is our intention to initiate studies to determine whether or not the present operating principles can be improved upon.

It is our opinion that in the event the proposed Trinidad Project is constructed, then such construction would have a significant effect upon the flood control pool required in John Martin Reservoir. Therefore will you please advise us as to whether or not your office is currently considering the revision of the flood pool requirements of John Martin Reservoir in view of the possible construction of the Trinidad Project.

Very truly yours,

CARL E. BENTRUP, Chairman
Operations Committee

After some discussion Mr. Smartt's motion was seconded and approved directing the Operations Committee to transmit the letter to Colonel Reed as drafted.

Mr. Smrha's suggestion that the report of the Legal and Administrative Committee be deferred until the afternoon session was agreed to by the other members of the Administration.

The election of officers being the next order of business, Mr. Bentrup nominated Mr. Green for Vice-Chairman. The nomination was seconded and Mr. Smartt moved that nominations for Vice-Chairman cease and Mr. Green be declared elected to the post unanimously. The motion was duly seconded and passed.

Mr. Bentrup nominated Mr. Smartt for Secretary. The nomination was seconded and Mr. Jenkin's motion was seconded and passed that nominations be closed for Secretary and Mr. Smartt be unanimously elected Secretary.

Mr. Jenkins nominated Mr. Smartt for Treasurer and the nomination was duly seconded. Mr. Bentrup's motion was seconded and passed to cease nominations and declare Mr. Smartt unanimously elected Treasurer.

Mr. Jenkins moved that the Secretary's salary be the same as for the previous year plus actual expenses. The motion was seconded and passed.

Mr. Jenkins moved that the following committee members and chairmen be named for the coming year:

Administrative and Legal Committee:

Logan N. Green (Chairman)
David Jenkins

Engineering Committee:

R. V. Smrha (Chairman)
Felix L. Sparks

Operations Committee:

Carl E. Bentrup (Chairman)
Hacket Smartt

The motion was seconded and approved by Colorado and Kansas.

Mr. Smrha suggested that the meeting recess for lunch.

Afternoon Session

Mr. Smrha reconvened the meeting at 1:10 P. M. and asked for the report of the Administrative and Legal Committee. Mr. Jenkins then introduced the Annual Report and it was discussed in detail. Mr. Smartt submitted the Treasurer's Annual Report for inclusion in the Annual Report of the Administration and Mr. Bentrup's motion to accept the Treasurer's Annual Report was duly seconded and passed as follows:

ANNUAL TREASURER'S REPORT

Arkansas River Compact Administration

Balance on hand October 31, 1957, Auditor's Report \$ 1,299.20

Receipts

State of Colorado, Dec. 2, 1957	\$1,800.00	
State of Kansas, Dec. 31, 1957	1,200.00	
State of Colorado, Aug. 26, 1958	1,800.00	
State of Kansas, Sept. 4, 1958	<u>1,200.00</u>	
		<u>6,000.00</u>
		7,299.20

Disbursements by the Administration--November 1, 1957
to October 31, 1958:

Voucher No.	Date	Payee and Purpose	Amount
227	12-31-57	U. S. Geological Survey, Cooperative Agreement	\$ 125.00
228		R. W. Rollins, Audit and Service	65.00
229		Schoenith Office Equipment, Supplies	9.74
230		H. C. Nevius, Sec'y., Mileage	19.60
231		Secretary Salary, November and December (less \$3.00 O.A.S.I.)	130.33
232		Secretary Salary, December (less \$1.50 O.A.S.I.)	65.17
233		Treasurer of U. S., Deposits by States	9.00
234		Mtn. States T. & T. Co., November and December Service and Tolls	24.56

(Receipts)

\$7,299.20

Voucher No.	Date	Payee and Purpose	Amount
235	1- 3-58	Lamar Daily News, Stationery	\$ 10.50
236	3- 1-58	Secretary Salary, January and February (less \$4.50 O.A.S.I.)	195.50
237		Treasurer of U. S., Deposits by States	9.00
238		U. S. Geological Survey, Cooperative Agreement	125.00
239		Peerless Printing Co., Annual Reports	554.00
240	3- 5-58	Mtn. States T. & T. Co., January and February Service and Tolls	23.30
241	5- 3-58	Lamar Daily News, Printing & Cards	23.31
242		U. S. Geological Survey, Cooperative Agreement	125.00
243		Secretary Salary, March and April (less \$4.50 O.A.S.I.)	195.50
244	5- 6-58	Mtn. States T. & T. Co., March and April Service and Tolls	25.65
245	7- 1-58	Mtn. States T. & T. Co., May and June Service and Tolls	30.35
246	6-30-58	Treasurer of U. S., Deposits by States	18.00
247	7- 1-58	Secretary Salary, May and June- (less \$4.50 O.A.S.I.)	195.50
248	8- 8-58	U. S. Geological Survey, Cooperative Agreement	125.00
249	9- 2-58	Mtn. States T. & T. Co., July and August Service and Tolls	33.45
250		Secretary Salary, July and August (less \$4.50 O.A.S.I.)	195.50
251		Treasurer of U. S., Deposits by States	9.00
252	10-31-58	Secretary Salary, September and October (less \$4.50 O.A.S.I.)	195.50
253		Mtn. States T. & T. Co., September and October Service and Tolls	35.16
254		U. S. Geological Survey, Cooperative Agreement	125.00
255		Valley Agency, Inc.-Premium due on Bond #1203007	25.00
256		Treasurer of U. S., Deposits by States	9.00
257		Hacket Smartt, Sec'y., Mileage \$34.72, Postage \$5.00, & Typing \$15.00	<u>54.72</u>

Total Disbursements

2,786.34

Balance on hand October 31, 1958

\$4,512.86

Mr. Smartt then submitted the Auditor's Report and after some discussion, Mr. Jenkin's motion to accept the Auditor's Report was seconded and passed and is included herein:

ROBERT W. ROLLINS
Certified Public Accountant
LA JUNTA, COLORADO

December 6, 1958

To the Representatives
Arkansas River Compact Administration
Lamar, Colorado

Gentlemen:

In accordance with your request, an examination has been made of the financial transactions of the Arkansas River Compact Administration for its "Report-Year"-November 1, 1957 to October 31, 1958. The results of the audit are expressed in the attached statement of cash receipts and disbursements, Schedule I, Page No. 4. The remarks which follow are offered as additional information and tend to describe the extent of the audit work performed.

General Comments

Schedule I, reflects the beginning balance of cash in bank, revenue assessments received from the States of Colorado and Kansas, expenditures by classification and the ending balance of cash in bank.

As provided for in the budget of the Administration's Meeting of October 26, 1956 and authorized for call in the Minutes of the Meeting of October 22, 1957, funds due from Colorado (60% share) of \$1,800.00 and Kansas (40% share) of \$1,200.00 were received for the budget year ending June 30, 1958 and placed on deposit with the First National Bank in Lamar, Colorado on the respective dates of December 2, 1957 and December 31, 1957. In like manner, per request of the Representatives in their Minutes of the July 8, 1958 Meeting, budget contributions for the year ended June 30, 1959, were received from Colorado and Kansas in the respective amounts of \$1,800.00 and \$1,200.00. According to the Administration's records, Colorado funds were deposited on August 26, 1958, while monies received from Kansas were put in the bank on September 4, 1958.

All disbursements were made by checks drawn on the Administration's account at the First National Bank in Lamar, Colorado. The individual checks were examined for amount, signature, and endorsement. Amounts so expended were substantiated by verification to payees' statements, authorization of payment as evidenced in minutes of the Compacts' meeting, or other supporting documents.

Consistent with prior year's practices, the Secretary's salary for the current year of \$1,200.00 has been reduced by the Old-Age and Survivor's Insurance deductions amounting to \$27.00. This figure of \$27.00 together with the Administration's contribution of like amount are shown under the classification of taxes on Schedule I.

Travel expense of the Secretary for the fiscal year ending October 31, 1958 amounted to \$54.32 or 679 miles at \$0.08 per mile.

Payments made to the U. S. Treasurer totaling \$54.00 during the year were accompanied by related returns referring to Old-Age and Survivor's Insurance information on the Secretary.

Cash in bank at October 31, 1958, per Schedule I, amounting to \$4,512.86 was reconciled to the amount directly confirmed by the First National Bank in Lamar, Colorado.

The following summary compares the Administration's financial position at October 31, 1958 with that of a year ago.

Arkansas River Compact Administration
Lamar, Colorado
Comparative Balance Sheet

<u>Assets</u>	<u>October 31, 1958</u>	<u>October 31, 1957</u>	<u>Increase (Decrease)</u>
Cash in bank	\$4,512.86	\$1,299.20	\$3,213.66
Equipment (Portable typewriter)	92.50	92.50	-0-
<u>Total Assets</u>	<u>\$4,605.36</u>	<u>\$1,391.70</u>	<u>\$3,213.66</u>
 <u>Capital</u>			
Unexpended fund balance	\$4,512.86	\$1,299.20	\$3,213.66
Expended fund balance for equipment	92.50	92.50	-0-
<u>Total Capital</u>	<u>\$4,605.36</u>	<u>\$1,391.70</u>	<u>\$3,213.66</u>

Because the "Budget Year" covers the period July 1, 1957 to June 30, 1958, it has been necessary to combine related months of the last two "Report Years" in order to compare actual expenditures with the related budgeted items. Such a comparison is set forth for your review in the following summary.

Comparison of Disbursements With Budget
Budget Year July 1, 1957 to June 30, 1958

<u>Classification</u>	<u>Disbursements</u>	<u>Budget</u>
<u>Personal Services</u>		
Secretary's salary	\$1,000.00 (*)	\$1,200.00
Taxes-O.A. and S.I.-Administration's share	18.00	50.00
Gage Reports	375.00 (**)	500.00
Professional services (audit of accounts)	65.00	75.00

Comparison of Disbursements With Budget (Continued)

<u>Classification</u>	<u>Disbursements</u>	<u>Budget</u>
<u>Capital outlay</u>	-0-	300.00
<u>Maintenance and operation</u>		
Bond-Treasurer	25.00	25.00
Printing	565.65	600.00
Office publications	-0-	100.00
Travel expense-Secretary	55.04	150.00
Typing and mailing	11.50	200.00
Investigation and inspection	-0-	150.00
Telephone and telegraph	169.41	300.00
Office supplies and repairs	37.65	150.00
<u>Totals</u>	<u>\$2,322.25</u>	<u>\$3,800.00</u>

Notes

(*) Secretary's salary for May and June 1958 totaling \$200.00 paid on July 1, 1958.

(**) Balance of \$125.00 paid Geological Survey on August 8, 1958.

According to the Minutes of the Meeting of July 23, 1957, the budgeted expenditures for the fiscal year ended June 30, 1959 were approved in the amount of \$3,800.00. Of this amount, \$800.00 is to come from an unexpended balance carry over at June 30, 1958, supplemented by an appropriation of \$3,000.00 from the States of Colorado and Kansas in the respective amounts of \$1,800.00 and \$1,200.00. You are reminded, these sums have been called and received and are discussed in detail on page no. 1 of this report. The Administration anticipates, as evidenced in the Meeting of July 8, 1958, budgeted expenditures for the period July 1, 1959 to June 30, 1960 will total some \$5,800.00. Of this figure, \$1,800.00 will come from unexpended funds of the Compact as of June 30, 1959, while the remaining balance of \$4,000.00 will be requested from the States of Colorado and Kansas on a 60%-40% basis.

Respectfully submitted,

/s/ Robert W. Rollins
 Robert W. Rollins
 Certified Public Accountant

Arkansas River Compact Administration
Lamar, Colorado
Statement of Cash Receipts and Disbursements
November 1, 1957 to October 31, 1958
(Refer to comments in text of audit)

Cash in bank at November 1, 1957 (per audit) \$1,299.20

Receipts

Revenue from assessments:

Colorado portion 60% \$3,600.00 (1)
Kansas portion 40% 2,400.00 (1)

Total Receipts

6,000.00

Total Available Funds

7,299.20

Disbursements

Salary of secretary \$1,200.00
Less: O.A. and S.I. deductions 27.00
Sub total 1,173.00

Printing-Annual report 565.65

Telephone and telegraph 172.47

Travel expense of secretary 54.32

Audit fee (fiscal year ended 10/31/57) 65.00

Premium on secretary's bond 25.00

Typing and mailing 20.00

Office supplies, stationery, etc. 31.90

Taxes-O.A. and S.I. payments

Deduction from Employees \$27.00

Administration portion 27.00 54.00

Stream-gaging expense of the U.S. Geological Survey 625.00

Total Disbursements

2,786.34

Cash in bank at October 31, 1958

\$4,512.86

Cash on Deposit at First National Bank, Lamar, Colorado

Per direct confirmation at 10/31/58 \$4,736.74

Less: Outstanding checks of:

No. 253 Mountain States Tel. and Tel. \$ 35.16

254 U. S. Geological Survey 125.00

256 Treasurer of U. S. 9.00

257 Hackett Smartt 54.72

223.88

Adjusted bank balance

\$4,512.86

Note

(1) Receipts include States' respective contributions for the budget years ended June 30, 1958 and 1959.

A discussion ensued on the method used in computing Colorado demands for water at times when there are also demands by Kansas. It was finally suggested that the Operations Committee should make a report at the next meeting to refresh the memories of the other members on how the demands were computed.

Mr. Smartt's motion was seconded and passed to approve and adopt the Annual Report. Mr. Bentrup then moved that the Administration accept the bid of the Peerless Printing Company of Denver of \$634.00 for printing the Annual Report and the By-Laws as amended.

Mr. Smrha recognized Mr. Nevius and welcomed him to the meeting.

Mr. John Martin when asked for a statement concerning the Corps of Engineers, said that the Corps has initiated a preliminary operation study of encroachment into 20,000 acre feet of the flood control pool, but no completion date has been set for the study.

Mr. Wallace Miller said he had no further report to make in behalf of the U. S. Geological Survey other than that found in the Annual Report of the Administration.

Mr. Bentrup's motion was seconded and approved to express the appreciation of the Administration to all who have contributed to completing the Annual Report.

The meeting was adjourned at 2:30 P. M.