
Arkansas River Litigation Funds Advisory Committee
409 Campus Drive, Suite 108
Garden City, Ks 67846
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The meeting of the Arkansas River Litigation Funds Advisory Committee was called to order by Chairman, Randy Hayzlett on Friday, February 27th, 2009 at 9:16 a.m. The meeting was held at the Southwest Kansas Groundwater Management District Office located at 409 Campus Drive, Suite 108 in Garden City, Ks.

Present:

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| Randy Hayzlett | Al Knoll |
| Ron Conway | Steve Hines |
| Harold Knoll | Mike Meyer |
| Mark Rude | Patty Stapleton |
| Diane Coe | Kevin Salter |

Absent with Notice:

David Brenn
Hal Scheurman

Chairman Randy Hayzlett asked for discussion on the meeting agenda. Steve Hines moved to approve the agenda, Al Knoll seconded and motion passed with all in favor.

Mark Rude read the minutes from the December 17th, 2008 meeting. Correction of spelling for Todd Hanlin's name and Stantec were suggested. Steve Hines moved to approve the minutes as corrected. Al Knoll seconded and the motion passed with all in favor.

South Side Alternate Delivery System

Randy Hayzlett provided a slide presentation of the work in progress for South Side Alternate Delivery System. Randy elaborated on the activities captured in a slide show. He stated that two excavators are working on the ditch capacity restoration for the project. Randy reported to the committee that Reach 4 is done, and ½ done with Reach 3. They are not making ½ mile a day as hoped but still making good process. Randy showed on a map the Tackett right of way issue. They are looking at a route that will provide the needed capacity, in hopes to sweep around the Arc, with two 45 degree turns at a road intersection for the water. The South Side Association representatives are still discussing with land owners some land use issues. Core samplings were completed on the proposed alternate route of the ditch. Randy spoke about the diversion turnouts, Mr. Stoppel work with a Ditch representative in the field for the cement work considerations. Gary Chandler also went out there to make an assessment and he thought it would be simple. South Side is still waiting on proposals. Mark moved to recognize and support the needed change to the ditch route; to recognize and support mitigating the potential legal concern for restoring that reach of ditch to pass full rate of water needed for the project; and finally the willingness of the landowner to trade right of ways and allowing the historic ditch

route reroute of the initial feasibility study. Ron Conway seconded. The motion passed with all in favor.

Lake McKinney Project

Ron Conway gave a report regarding the Lake McKinney Project. Advising not much new to report, however core sampling has been completed. There is some property that may need to be acquired coming up from the dyke for the right of way. Right of Way for two gates may not be wide enough. Ron advised still waiting for the final design.

Preferred Interstate Supply Evaluation

Mark passed out a draft memo from Spronk Water Engineers, Inc., Dale Book. Mark read over the objective and the background with the committee. Focusing on Phase I Work Plan, he read that Phase 1 will provide description of documents, agreements and institutional framework that controls the delivery of water from Colorado to Kansas on the Arkansas River. The complete memo was read through and discussed by the committee and no concerns were expressed by anybody. All committee persons expressed positive support.

Mark advised will take the memo to the Groundwater Water Management Board of Directors for their approval.

Recharge Study

Mark advised may have the ability to purchase or lease a long term recharge supply, under specific operating conditions for the beneficial and non-consumptive purpose of managed recharge.

New Measuring Devices

Mark reminded the committee that measuring devices such as water measurement flumes, meters, gauges, data collection platforms or related monitoring equipment are listed in the agreement as funded. Steve Hines provided a paper on devices with Fresno Gates and Valves and Waterman.

Guide lines for future project eligibility

Mark will complete guide lines for ditches and surface water and will provide to the committee in the future. Draft suggestions are welcome

Financial Report

Mark handed out the January and February Budget Sheet for all to review. He reported that a Commerce Bank checking account was opened with \$50,000. Payments were completed for the following projects and amounts; Lake McKinney Rehabilitation and Bypass Canal (startup work for surveying, design and engineering fees through January 16th, 2009) \$24,689.25, South Side Alternate Delivery System (Initial canal excavation) \$8,700, South Side Alternate Delivery

System (Randy Hayzlett, Project Administration) \$3,915.00 All disbursements were completed on February 25th, 2009. A copy of the Project Vouchers was handed out to all in attendance.

Mark explained the Certificate of Deposit cycle. Explaining that every month the interest from the 4.5 million dollar CD is rolled over to a new CD with the maturity date being the same as the main CD.

Steve Hines moved to accept the financial report. Ron Conway seconded. The Financials were approved as reported.

Report to Legislative Committees

Mark advised that a scheduled time to report to the Legislative Committees is still in the works. He will report with the aids of maps, pictures and last year audit information.

DWR report on upcoming water supply

Kevin advised the projected water supply as of yesterday was just fewer than 24,000, 1500 acre feet above 2005 level. Kevin also spoke about the Ditch and Reservoir Company Alliance that he attended last week in Pueblo, Colorado. The organization has only been going for 7 years. There are seven different surface water ditches that are part of the super ditch in Ark Valley. The idea is to fallow up to 30% of the ground to free up the water. Kevin advised workshops will occur throughout the year and the convention will be held next year around the same time.

KWO Report

Nothing to report.

Appropriation of money for projects

Steve Hines moved to recommend \$200,000 to each of the two already approved projects; South Side Ditch and Lake McKinney as funds are needed. Harold Knoll seconded. Motion passed with all in favor.

Ron Conway moved to adjourn the meeting at 12:00 p.m. Mark Rude seconded. Motion passed with all in favor.

Meeting adjourned.

Randy L. Hayzlett
Patty Stapleton