

The Monthly Meeting of the Board of Trustees of the Carbon Water Conservancy District was held Tuesday May 19, 2026 in the Downstairs Conference Room at the Carbon County Administration Building, 751 East 100 North, Price, UT 84501.

Present:

Jon Richens, Trustee, Chairman
Keith Cox, Trustee, Treasurer
Russell Seeley, Trustee
Tyler Clark, Trustee
Gordon Odendahl - Clerk

Also Present:

R.J. Davis, Dam Tender
Derris Jones, Assistant Dam Tender
Bill Butcher – PRWUA
Daniel Campbell, 106 Reforestation
Tommy DeHart – Trout Unlimited
David Horsley – Utah Division of Water Rights
James Saunders – Jones & DeMille Engineering
Lincoln Irvine, Carbon County

Excused:

Daniel Allen, Trustee, Vice Chairman
Christian Bryner, Attorney
Doug Rasmussen, Finance Director
Janelle Jensen, Assistant Finance Director

1. Open Meeting and Introduction of Guests.

Chairman Richens opened the meeting at 3:01 PM and welcomed everyone in attendance. Since there were several guests in attendance Chairman Richens asked that everyone introduce themselves and what organization they represent.

2. Review and Possible Approval of Minutes from Annual Meeting on 4/21/2026.

There were no comments or concerns about the minutes. Trustee Cox made a motion to approve the minutes as presented. Trustee Seeley seconded the motion and the motion was passed unanimously.

3. Dam Tenders Report – RJ Davis.

Dam Tender RJ Davis stated the elevation of the reservoir is currently 7,610.58 ft. which is 47,204 acre-ft. of water. This correlates to 72% of usable capacity. Mr. Davis stated we are currently releasing 78 cfs from the reservoir. Mr. Davis reported that to date the observed inflow has been 1,780 acre-ft. The 50% forecast from now to July is 3,700 acre-ft, but based on recent history, the actual number will probably be lower. Trustee Clark asked what inflow would be normal in a typical year. Mr. Davis responded 20,000 would be typical and Mr. Bill Butcher from PRWUA added that total inflow would typically be in the neighborhood of 30,000 acre-ft.

4. Public Comments on Matters Concerning Carbon Water Conservancy District

Note: Public Comments will be limited to 2 Minutes per Person. Public Comments or Requests from the Public may not be voted upon by the CWCD Board at this meeting because they are not listed as Agenda Items for the current meeting.

There were no comments from the public.

5. Review and Possible Approval of Quote from BODEC for South Slope Cleanup and Repairs and Fencing Repairs.

Chairman Richens stated he had previously emailed the Quote from BODEC to the trustees for their review. Chairman Richens reviewed the quote for the benefit of those present. The total quote is \$10,400 which includes - repairs to the fencing on the bridge is \$3,500, \$2,850 for Traffic Control and \$4,500 for cleaning up the rock and repairs to chain-link netting on the South Slope. Chairman Richens asked if there were any questions concerning the quote. Chairman Richens stated this is in a gray area concerning our purchasing policy. Trustee Clark asked what our Purchasing Policy was concerning this quote. Chairman Richens explained there is no direct policy concerning "repairs", but it is below the threshold where multiple bids are required for "Small "Purchases" (Construction, Professional Services, etc.) and it is below or right at the threshold for "Micro Purchases" for those same purchasing categories, but just to be safe and do the best we can to follow the procedures, he wanted to bring this before the board for approval. Chairman Richens stated we have asked other contractors for bids in the past and BODEC is the only firm that responded. Clerk Odendahl stated that BODEC also lists us as an additional insured on their insurance policy and sends us a Certificate of Insurance each year, so this meets the requirements from our insurer to show the vendor or contractor is insured for the work they are performing. There were no further questions concerning the quote. Trustee Cox made a motion to approve the quote and for the Chairman to Sign the quote on behalf of the District. Trustee Seeley seconded the motion. The motion was passed unanimously.

6. Review and Possible Approval of Guidelines and Draft Policy Regarding Matters Related to the Gooseberry Narrows Project.

Chairman Richens stated he had forwarded an email to the trustees about a Carbon County based group concerning the Gooseberry Narrows and the need to develop a formal policy for dealing with various situations concerning the Narrows Project. Chairman Richens stated that both CWCD and PRWUA are party to the agreement and subsequent court ruling that defines level of involvement. Chairman Richens has discussed this with Graham Gilbert from Parsons Behle & Latimer who put together a memo concerning this subject. Chairman Richens created a draft policy which is not ready to be adopted yet, but to be put before the trustees for their information, thoughts, comments and suggestions. The policy will not be based on water rights or other currently ongoing subjects, but form the framework of a policy that will help ensure the proper guidelines are followed, knowledgeable decisions can be made concerning reservoirs, cost benefit analysis, and taking these limitations into consideration. Hopefully a policy would help us make the correct decisions and take the best possible actions and help us to follow the rules and limitations that were previously agreed to when dealing with this matter. If and when something comes up based on the Narrows Project if we have a policy in place, and if we are ever questioned on the matter, we would be able to show that the decisions were made based on an approved policy. Chairman Richens stated local entities have proposed forming a coalition of local entities and local governmental agencies to work as a group to engage on the Narrows Project. Chairman Richens asked the trustees if they were in favor of developing a policy for us to follow when things do come up concerning the Sanpete Water Conservancy District and the Narrows Project. Trustee Seeley stated he liked the idea of a policy for us to follow. Trustee Clark was also in favor of the policy. Chairman Richens stated we would table this item for now, but now that he knows the trustees are in favor of the policy he will work with Attorney Christian Bryner to create a policy that will work for us.

7. Review and Possible approval of Carbon Water Conservancy District's Participation in the Carbon

County Local Government Group Concerning the Gooseberry Narrows Project.

Chairman Richens stated the District has been asked to participate in a Carbon County based group that would include entities and local governmental agencies to work as a group and oppose the Narrows Project. The purpose of this group would not be to protest water rights, but would be strictly focused around working with the Division of Water Rights on filings, hearings, applications, comment on studies, reviews and processes by the State Division of State Parks, and other State or Federal agencies, participating in Environmental Studies including, Environmental Impact Studies, Environmental Assessments & Environmental Mitigation Plans. This group is not official yet and is still in the developmental phase, but members of this group "could include" Price City, PRWUA, PRWID, Carbon County, Trout Unlimited, the Conservation District, the other various cities in Carbon County, and possibly others. Chairman Richens asked the trustees if they would be comfortable participating in this coalition. Trustees Seeley and Cox answered yes, they were in favor of participating. Trustee Clark made a motion to participate in the local group. Trustee Seeley seconded the motion and the motion was passed unanimously.

8. Update on USGS Stream Gauge Station Below Scofield Dam.

Chairman Richens stated there was a USGS meeting the week before last. Apparently the USGS heard that we were not happy with the Stream Gauge located below Scofield Dam. Chairman Richens briefly explained the history of this gauge being implemented beginning with acceptance by Colorado River Authority of Utah, a study recommending 2 USGS Gauges on the Price River - Below Scofield Dam and just below the Golf Course. Chairman Richens stated at that time we were working on a Flat Crested Weir which would have been more accurate, but the Colorado River Authority said the Stream Gauges were accurate enough for what they needed to report, so we went with, the Stream Gauges. What we were not aware of at that time was that macro-algae (long stringy moss) can slow the flow and back water up flooding the section of the river causing interference with the operation of the Stream Gauge. The USGS did commit to sampling more often and trying to continue updating the charts, but Chairman Richens stated we now know that a stream gauge is not a good fit for the challenges at this particular location.

9. Review and Discuss Options for Upgrading Flow Measurement Devices below Scofield Dam.

Chairman Richens continued the discussion of the meeting discussed in the previous section. On a separate topic, at the end of that same meeting they talked about different ways to get a more accurate measuring device below Scofield Dam. Chairman Richens stated he had applied for a grant with the Utah Diversion Measurement and Telemetry Program to help fund a Flat Crested Weir with a V-Notch to measure low flows. Our grant application was turned down, but Tommy DeHart from Trout Unlimited also turned in an application independently and his application was accepted. Additionally, the Division of Water Rights is also interested in a more accurate measuring device at that location, so in an effort to come up with something better, discussions have been held with River Commissioner Derris Jones, Dave Horsley and Cash Stallings from the Division of Water Rights and James Saunders and Eric from Jones & DeMille Engineering, to see if there is a way to merge all three proposed projects into one and help come up with a way to more accurately measure outflows from Scofield Reservoir that would provide high flows during runoff season, normal flows during the Irrigation Season and low flows during the Winter months for Trout Unlimited. We have invited Jones and DeMille to discuss various ways that all of the above requirements could be met. James Saunders from

Jones & DeMille reported that a project such as what Chairman Richens just discussed is larger in scope than the Utah Diversion Measurement and Telemetry Program is designed for, so realizing that, Mr. Saunders stated he could probably help answer some questions about what is being proposed, but that is all he could do at this time. Tommy DeHart from Trout Unlimited told the group that Trout Unlimited applied for grants along with PRWUA as the water right holder and was awarded grants for several projects, but below Scofield Dam the project would be primarily designed to measure low flows. However, Trout Unlimited feels like the best solution would be a measuring device that would meet the requirements for all entities. Jones & DeMille will talk to Ashley Wilson who is the coordinator for this program. Other entities that could be involved could be the Bureau of Reclamation. They feel like with Jones & DeMille being involved that we could get to the 30% design point. Possibly the BOR will be on board at that point in time. Chairman Richens stated the weir will need to be raised by a couple of feet and have a "V Notch" added to it. River Commissioner Jones talked about having another meeting to get the consensus of all involved entities. Chairman Richens asked the trustees if they were okay with CWCD pursuing this avenue of getting better and more accurate ways to measure the outflows of Scofield Reservoir. The trustees agreed that this was the right direction to move in. Trustee Seeley asked if this proposed device would be the one device that all involved entities would reference to get their information from. Chairman Richens stated "yes" that is what he envisioned is one device that would be able to meet the measurement needs of any organization that needs to know the flow coming out of Scofield Dam. Trustee Seeley asked if raising the weir by a foot or whatever height it may be raised to would have any effect on the toe of the dam and cause any problems with the dam. Chairman Richens stated that is what Jones & DeMille would determine during the study, and then we would also get with Reclamation and see if there were any concerns from the Bureau. Chairman Richens stated Reclamation will be involved with anything we do concerning this proposed project.

10. Board Training – Water Rights on Price River Distribution System – David Horsley – Utah Division of Water Rights.

Chairman Richens thanked Trustee Cox for setting this training session up for the group and also thanked Mr. Horsley for being willing to come to the meeting and speak to our group. David Horsley from the Utah Division of Water Rights gave a presentation to the group about Water Rights starting with the law of Surface Rights which was enacted in 1903 and Priority of Usage Law in 1931. Mr. Horsley talked about how Water Rights work, and Federal Programs. Mr. Horsley explained the difference between "Water Rights" and "Water Shares" where Water Rights are usually tied to a piece of property and Water Shares are not tied to property and are considered "Personal Property". Water shares represent a share in the ownership of stored water such as is stored in Scofield Reservoir. Scofield Water Shares can be used anywhere and can be transferred from one canal to another for delivery. There were various discussions held concerning different subjects Mr. Horsley talked about. Mr. Horsley stated that Water Rights can be lost if they are not put to use. Water Shares are legally owned just like a share of Stock and ownership certificates are issued. Some Water Rights are designated for a specific type of use such as stock watering or irrigation. Although Water Rights are tied to a piece of property, Change Applications can be applied for to use the water in a different location and these changes can be temporary or permanent. Water Rights agreements that have been determined in a court of law are called "Decrees" and these decrees are named after the last name of the Judge who presided over the case where the decision was made in court such as the Morris and

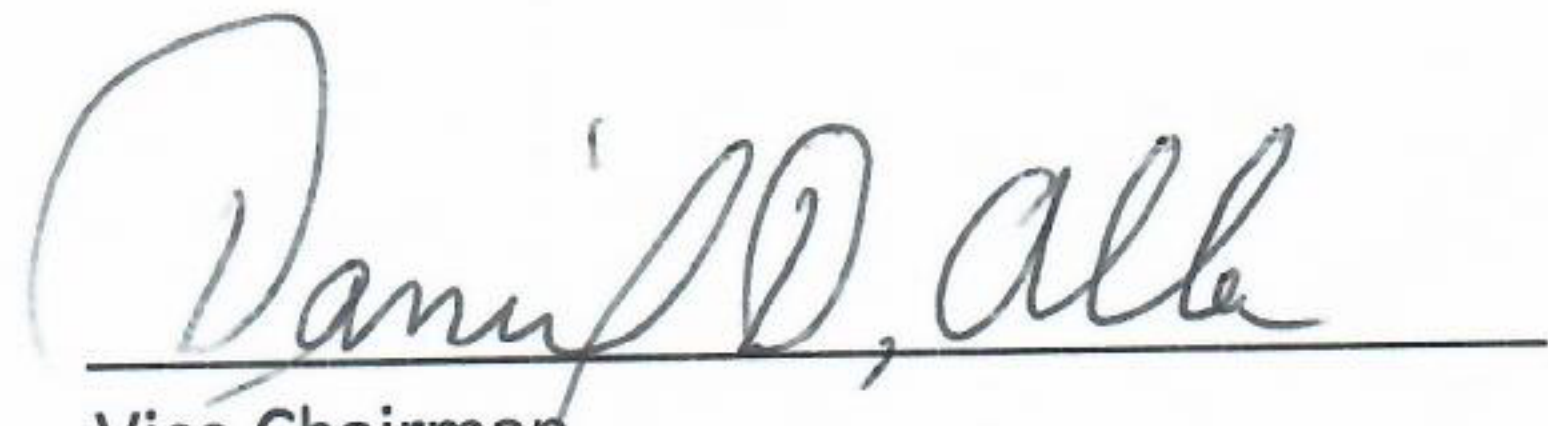
Keller Decrees on the Price River System. Mr. Horsley reviewed the Price River Model which simulates river flows in the Price River Distribution System. The presentation by Mr. Horsley was very informative as were the various discussions that resulted from the subject matter in the presentation. Attached to these minutes are an outline of Mr. Horsley's presentation and a copy of the Priority Schedule for the Water Rights in the Price River System. Chairman Richens thanked Mr. Horsley for his interesting presentation and announced that at our next meeting River Commissioner Derris Jones will give a presentation to the group about what he does as River Commissioner.

15. Adjourn Meeting.

There was no further business to discuss. Trustee Cox made a motion to Adjourn the meeting. The motion was passed unanimously and Chairman Richens declared the meeting closed at 4:33 PM.



Chairman



Vice Chairman

