

MINUTES OF THE EDDY COUNTY WATER RESOURCE BOARD
October 1, 2024

A regular meeting of the Eddy County Water Resource Board was held on October 1, 2024 at 9:00 AM at the Eddy County Courthouse. Board members Kenny Reis, Monty Schaefer, Mike Tweed, and Secretary/Treasurer, Travis S. Peterson, were present in the basement of the Eddy County Courthouse.

The minutes of the regular September 3, 2024 meeting were presented. Schaefer made a motion to approve. Second by Tweed. Motion carried.

At approximately 9:10 AM the Board adjourned and joined the Eddy County Commission meeting in the Eddy County Courthouse to listen and gather information regarding Roger Langley's complaint about culverts west of Eddy County Road #4 in NE1/4 of Section 15, Township 149, Range 65. Eddy County State's Attorney Ashley Lies reviewed a memorandum prepared by Mike May of Interstate Engineering; and Roger Langley presented his concerns. Roger Langley believes that two culverts located in an approach (that Ed Nystrom uses to get to his hay lot) cause Langley's field to flood. Langley believes these culverts cause water to flow where it would not normally flow. Langley estimates that, on average, he annually loses 18 acres of cropland due to this issue. The County Commission indicated that it would follow up with Mike May of Interstate Engineering. At this time, the water board left the commissioner's meeting.

The Water Board reconvened its regular meeting at 9:45 AM at which time Roger Langley joined the Eddy County Water Board meeting. Roger Langley presented to the water board a map with his notes thereon, selected portions of Stream Crossing Statutes and Rules (January 1, 2015), selected portions of NDCC 89-14, and a screen shot of USGS Streamstats with an elevation profile in the area of concern. Langley's concerns were further discussed and culvert location and sizes in the general area were discussed. After discussion, the water board determined that it would wait to hear further from the Eddy County Commission.

The Treasurer's Report was presented and reviewed. Schaefer made a motion to approve the Treasurer's report. Reis seconded the motion. Motion carried.

Correspondence: Various correspondence was reviewed. Except as otherwise stated in these minutes no action required.

Old Business:

Johnson Lake/Forde Township/Snagging and Clearing: No additional or new information available.

Upper Sheyenne Joint Water Resource Board: No new information to report. The next meeting is scheduled for late October.

Devils Lake Basin Joint Water Resource Board: Tweed summarized the business conducted at the last meeting. The next meeting is scheduled for October 9, 2024.

Garrison Diversion Conservancy District: There was an executive meeting on September 26, 2024. The executive board approved the agenda for the next full board meeting to be held in January of 2025. Tweed noted that the 2024 Red River Valley Supply Pipeline goal is to complete 12 miles.

Chester Flaagan cleanout inquiry: Tweed noted that he had a discussion with Wade Halvorson. Because the water board has received no formal complaint or cleanout request, no action taken.

Alex Lies/Fairville Township/Wells County Water Board: Schaefer reported that Fairville Township removed the culverts in question. Shortly thereafter Wells County Water Board reinstalled the culverts. It is unknown what the parties' next course of action will be.

As to the assertion that modifications to culverts within the Oak Creek/Rocky Run Assessment District occurred previously, the Eddy County Water Board will likely bring this issue up at the next joint Rocky Run meeting.

New Business:

Battle Lake Access: Tweed reported that he was contacted by a Freeborn Township Board member about an issue with a section line and access to Battle Lake. Apparently, a landowner posted land adjacent to Battle Lake and there is an issue with access to Battle Lake. It is believed that the ND Game and Fish stocked Battle Lake with fish. This being the case, it seems that ND Game and Fish would have an interest in access issues. As such, it was suggested that the township board member reach out to the ND Game and Fish.

Next Meeting: The next regular meeting is scheduled for November 5, 2024 at 10:00 AM in the Eddy County Courthouse.

There being no further business the meeting was adjourned at 10:30 AM.

Respectfully submitted,

Travis S. Peterson, Recording Secretary

APPROVED:

Kenneth Reis, Chairman