

OVERLAND DITCH AND RESERVOIR COMPANY

Board of Directors Meeting
March 12, 2009

CALL TO ORDER

Meeting was called to order at 4:10 p.m. by President Tom Howe. In attendance were directors Tom Howe, Naomi Kasper and Bryan Klaseen. Dave Kuntz arrived later and Phil Ceriani was absent. Operations Manager Bob Church, Secretary/Treasurer Pam Klaseen, Ditch Rider Bill Stahl, and shareholders Mary Helen Church, Ray Marvel, Mark Welsh, Dave Whittlesey and Reg Cridler were also present. Annie Sievers arrived later.

PRESENTATION OF AGENDA

Bryan made the motion to accept the agenda, seconded by Naomi. Motion passed with all in favor.

MINUTES OF PREVIOUS MEETING

Naomi made the motion to accept the minutes as published, seconded by Bryan. Motion passed with all in favor.

TREASURER'S REPORT

Pam handed out February check detail and P&L, and year to date P&L. Bills to be paid were reviewed. Bryan made the motion to accept the financial statements, seconded by Naomi. Motion passed with all in favor.

COMMITTEE REPORTS

Grants – Tom said that nothing is going on now.

Mini-hydro – Tom has submitted a grant application for \$23,000.00 plus \$2,000.00 matching funds for a feasibility study. He said that he has sent out letters to local, state and national representatives.

OLD BUSINESS

There will be a meeting with Levi and Albert of the Forest Service next Tuesday. Albert has said that the Overland project is his highest priority.

The dam emergency action plan is on Tom's desk waiting for the inundation report from Bruce Marvin. There is a plan on file but it is out of date.

The Forest Service has proposed including a portion of the Overland as an ATV trail on the Gunnison National Forest travel plan. There was discussion about liability and concerns about vandalism. There is a 90 day comment period. We will contact Aaron for help with wording for a letter of opposition to the plan.

NEW BUSINESS

There was discussion about the need for an operations manager and a ditch rider. There was discussion about the amount of time that Bob spent on the ditch last year and that it should be less this year. Dave Kuntz expressed concern that he hadn't seen Bill up on the ditch much last year. Dave Whittlesey commented on the need to work with the water commissioners. Bill said that he had worked with Steve Tuck a lot and that Steve had expressed his satisfaction with Bill's work. Bill also disputed Dave Kuntz's assertion. Tom said that we might need to revisit the job descriptions that had been instituted last year. Bill will need to be on the ditch more. Bryan made the motion to hire an operations manager and ditch rider and operate in accordance with the job descriptions as set up, seconded by Naomi. Motion passed with all in favor. The question of compensation will be discussed later.

There was discussion about the skidder. It is at Bob's house and needs the hydraulics repaired.

Stock water was discussed. There isn't any up here now. Bob will talk to Paul Schmucker. Bob will also check on the Currant Creek culvert.

Bruce Marvin is working on the dead pool issue. He believes that it was his mistake that the dead pool is shown as 82 feet in the 1986 permitting. It was determined that the dead pool very rarely is less than 82 feet.

There was discussion about the two deceased shareholders that currently have water shares in their name. Tom spoke to Aaron Clay and Aaron said that title goes back to the company if the water is not transferred. We will send letters to the parties that are using the water currently advising them that they will not receive the water unless they can prove to the company that they have title. Tom will talk to Aaron again to determine what course of action should be taken to notify any family members that might be able to show title to the water.

Tom proposed that letters be sent to all corporations, companies, partnerships, etc. along with a form to be filled out designating who could vote the shares for the corporation, etc. The person designated would remain in effect until we are notified of a difference. Dave made the motion to send out the letter, seconded by Naomi. Motion passed with all in favor.

SHAREHOLDER CONCERNS

Dave Whittlesey wanted to know when water would be available to irrigate as he would like to irrigate as soon as possible. Bob said it depends on the water in Leroux Creek which is dependent on the weather. We will shoot for April 1st, depending on the weather. Bryan made the motion to coordinate the cleaning of the lower ditch with Redlands Mesa Water Users, seconded by Naomi. Motion passed with all in favor. Bob will talk to Dan Hawkins.

Mark Welsh expressed his concern about the way that the Moore box silts up and would like the Overland to address this with Redlands Mesa.

Mary Helen would like to see the draft minutes of the annual meeting on the website.

BOARD CONCERNS

None

ADJOURNMENT

Bryan made the motion to adjourn. Meeting was adjourned at 5:50 p.m.

Pamela Klaseen, Secretary