

EMIGRATION IMPROVEMENT DISTRICT
BOARD OF TRUSTEES REGULAR MEETING
THURSDAY, MARCH 18, 2010
EMIGRATION CANYON FIRE STATION
5025 EMIGRATION CANYON ROAD
SALT LAKE CITY, UTAH

Board Members in Attendance: Mike Hughes – Chairman, David C. Bradford, Mark Stevens

Ex Officio: Fred Smolka – EID General Manager, Jerry Kinghorn—Legal Counsel

Chair Mike Hughes called the meeting to order at 7:05 p.m.

Mr. Smolka reported that substantial progress has been made in the Pinecrest area, and Lynn Hales has been meeting with John Walsh to reach an agreement. It is proposed that the EID would purchase an interest in the 6-inch pipeline Mr. Walsh has already installed and be given the right to go to the spring. Mr. Smolka indicated a potential location for the EID reservoir, which would not be on Mr. Walsh's property. The water could gravity flow into the reservoir, and a line could be brought from the reservoir into Mr. Walsh's line. It appears that the EID might be able to get enough water from Secret Spring to provide for the entire Canyon for five or six months of the year. Chair Hughes explained that, if the EID could show that not using Thomas Spring and developing Secret Spring would not affect stream flows, Mr. Walsh's concerns should be alleviated. The spring was tested in late summer conditions and was flowing at 67 gpm, which mean it would be possible to use the spring without affecting stream flow or Mr. Walsh's water flow. Mr. Smolka explained that, if the EID could net 50 gpm during the winter when it will not affect flows to areas further downstream, that would provide 72,000 gallons per day, and the EID's current winter use is about 50,000 gallons per day. Mr. Stevens asked if the EID would have to sign away rights to Thomas Spring. Mr. Kinghorn replied that Mr. Walsh has not talked about the EID giving up that point of diversion. Mr. Smolka indicated the location of the Bertagnole property and recalled that the EID is hoping the Bertagnoles might deed a portion of their land to the EID. Mr. Kinghorn reported that the Bertagnoles are in the process of having their property appraised. Chair Hughes noted that, even with the spring, the EID will need another water source and should be actively seeking one, and he would not want to give up a point of diversion anywhere.