

Project No. Project **Page Nos.**

IRR GEN

AGPACE PROGRAM - ADMINISTERED BY BANK OF
NORTH DAKOTA FOR NEW IRRIGATION DEVELOPMENT
IN NORTH DAKOTA

- 1) Status Reports 5

- 2) Approval of eligibility of costs under the
 AgPACE program associated with holding
 pond construction

 Approved: February 15, 2007 6

- 3) Denial of eligibility of costs under the
 AgPACE program associated with drain
 tile construction

 Denied: February 15, 2007 6

237-03

ALL SEASONS WATER USERS DISTRICT - UPHAM, CITY OF, WATER SUPPLY

- 1) Status Reports 91

- 2) Approval of 75 percent MR&I Water
 Supply program grant not to exceed
 an allocation of \$620,000

 Approved: July 17, 2007 91
 75 percent MR&I grant
 \$620,000 in 2007-2009 biennium (S.B. 2020)

416-08

AASMUNDSTAD, ET AL. V. STATE, ET AL. DEVILS LAKE LAWSUIT

- 1) Status Reports 155

- 2) Court issued decision on October 25,
 2007 in favor of defendants concluding
 the plaintiffs failed to establish that any
 of the alleged projects were the cause of
 harm and damages to their property.
 The court further ordered that the claims
 be dismissed with prejudice, meaning
 that the plaintiffs cannot sue on the same
 grounds in the future. The court entered
 judgment on November 15, 2007, and
 notice of entry of judgment was served
 on the plaintiffs on November 19, 2007.
 (December 7, 2007 SWC meeting) 155

ATMOSPHERIC RESOURCE BOARD, NORTH DAKOTA

STATE ENGINEER'S AUTHORITY RELATING TO
STAFF ADMINISTRATIVE AUTHORITY

- 1) Reaffirmation that the State Engineer has the authority to determine administrative decisions regarding all State Water Commission staff, including the Atmospheric Resource Board division staff, with the acknowledgement that the Atmospheric Resource Board has the authority to appoint an executive director and approve the hiring of staff

Approved: December 7, 2007 157

- 2) Comments from Henry Bodmer, chairman of Atmospheric Resource Board, to discuss issues relating to the administrative authority over the Atmospheric Resource Board division staff
(December 7, 2007 SWC meeting) 157

B 2007

Project No. Project **Page Nos.**

237-03 BARNES RURAL WATER DISTRICT -
WIMBLEDON, CITY OF, WATER SUPPLY

1) Status Reports 91

2) Approval of 50 percent MR&I Water
Supply program grant not to exceed
an allocation of \$70,000

Approved: July 17, 2007 91
50 percent MR&I grant
\$70,000 in 2007-2009 biennium (S.B. 2020)

BERG, ARNE, DEVILS LAKE, ND -
STATE WATER COMMISSION MEMBER

1) Appointed by Governor John Hoeven to serve
as a member of the State Water Commission
(replaced Curtis Hofstad, Devils Lake, ND)

Term: December 7, 2006 through June 30, 2011

CONIARN BOND COUNSEL - NORTH DAKOTA STATE WATER COMMISSION

Refer To: State Water Commission, North Dakota

1267 BOTTINEAU COUNTY, KORSNESS DAM

1) Status Reports 95

2) Approval of release of easement and dedication,
pursuant to NDCC 61-02-14.1, for the easement
as described for the Korsness Dam in Bottineau
County

Approved: July 17, 2007 95

BUREAU OF RECLAMATION, UNITED STATES

237 RED RIVER VALLEY WATER SUPPLY PROJECT

Refer to: Garrison Diversion Unit,
Dakota Water Resources Act of 2000

C 2007

Project No. Project **Page Nos.**

1328	<u>CASS COUNTY DRAIN NO. 23 AREA IMPROVEMENTS PROJECT</u>	
	1) Status Reports	71
	2) Approval of request from North Cass Water Resource District for conditional state cost participation for the Cass County Drain No. 23 area improvements projects	
	<u>Approved:</u> July 17, 2007	71
	35 percent of eligible costs	
	\$35,980 in 2007-2009 biennium (S.B. 2020)	

1080	<u>CASS COUNTY DRAIN NO. 27 IMPROVEMENT RECONSTRUCTION</u>	
	1) Status Reports	116
	2) Approval of request from Southeast Cass Water Resource District for an allocation not to exceed \$94,197 to support the Cass County Drain No. 27 improvement reconstruction project	
	<u>Approved:</u> October 24, 2007	116
	32 percent of eligible costs	
	\$94,197 in 2007-2009 biennium (S.B. 2020)	
	3) Direction that rural flood control committee revisit rural flood control drainage projects policy criteria as it relates to the rural/urban issues (October 24, 2007 SWC meeting)	118

1088	<u>CASS COUNTY DRAIN NO. 37 IMPROVEMENT RECONSTRUCTION PROJECT</u>	
	1) Status Reports	72
	2) Approval of request from Maple River Water Resource District for conditional state cost participation for the Cass County Drain No. 37 improvement reconstruction project	
	<u>Approved:</u> July 17, 2007	72
	35 percent of eligible costs	
	\$75,150 in 2007-2009 biennium (S.B. 2020)	

Project No. Project **Page Nos.**

1859 CLEAN WATER ACT - SECTION 319 FUNDS -
NORTH DAKOTA DEPARTMENT OF HEALTH

Refer to: *North Dakota Department of Health*

ACT/RES CONTRACT FUND EXPENDITURES, 2005-2007 BIENNIUM

Refer to: *State Water Commission, North Dakota*

ACT/RES CONTRACT FUND EXPENDITURES, 2007-2009 BIENNIUM

Refer to: *State Water Commission, North Dakota*

D 2007

Project No. Project Page Nos.

AS/HEAA DEPARTMENT OF HEALTH, NORTH DAKOTA

Refer to: North Dakota Department of Health

DEVILS LAKE

416-08 AASMUNDSTAD, ET AL. V. STATE, ET AL. LAWSUIT

- 1) Status Reports 155
- 2) Court issued decision on October 25, 2007 in favor of defendants concluding the plaintiffs failed to establish that any of the alleged projects were the cause of harm and damages to their property. The court further ordered that the claims be dismissed with prejudice, meaning that the plaintiffs cannot sue on the same grounds in the future. The court entered judgment on November 15, 2007, and notice of entry of judgment was served on the plaintiffs on November 19, 2007. (December 7, 2007 SWC meeting) 155

416-01 DEVILS LAKE BASIN MANAGER

- 1) Status Reports 47
- 2) Approval of contract extension for Devils Lake basin manager from July 1, 2007 through June 30, 2009, with a 40 percent state cost participation not to exceed \$52,000

Approved: May 9, 2007 47
40 percent state cost participation
\$52,000 in 2007-2009 biennium (S. B. 2020)

416-02 DEVILS LAKE, CITY OF - WATER SUPPLY PROJECT

- 1) Status Reports 29
- 2) Approval to reduce the state's financial obligation by \$1,440,000 for the Devils Lake levee system, stages I-III, and reallocate that amount (\$1,440,000) to the Devils Lake water supply project; and

DEVILS LAKE (Continued)

416-02 DEVILS LAKE, CITY OF - WATER SUPPLY PROJECT (Continued)

approve an allocation up to \$2,700,000 from the funds appropriated to the SWC in the 2005-2007 biennium (H.B. 1021) for the Devils Lake water supply project

Approved: May 9, 2007 29
\$2,700,000 in 2005-2009 biennium (H.B. 1021)

Total state cost participation for Devils Lake water supply project - \$4,140,000

Total state cost participation for Devils Lake levee system, stages I-III - \$2,634,202

416-02 DEVILS LAKE LEVEE SYSTEM, STAGES I-III

1) Status Reports 29

2) Approval to reduce the state's financial obligation by \$1,440,000 for the Devils Lake levee system, stages I-III, and reallocate that amount (\$1,440,000) to the Devils Lake water supply project; and

approve an allocation up to \$2,700,000 from the funds appropriated to the SWC in the 2005-2007 biennium (H.B. 1021) for the Devils Lake water supply project

Approved: May 9, 2007 29
\$2,700,000 in 2005-2009 biennium (H.B. 1021)

Total state cost participation for Devils Lake water supply project - \$4,140,000

Total state cost participation for Devils Lake levee system, stages I-III - \$2,634,202

416-01 DEVILS LAKE AND STUMP LAKE HYDROLOGICS

1) Status Reports 44, 89, 127, 153

2) National Weather Service hydrologic reports 44, 89, 127

D 2007

Project No. Project

Page Nos.

DEVILS LAKE (Continued)

416-05

DEVILS LAKE OUTLET AWARENESS PROJECT MANAGER

1) Status Reports 46

2) Approval of contract extension for the Devils Lake outlet awareness project manager, with a 33 percent state cost participation not to exceed \$15,000 for the period July 1, 2007 through June 30, 2008

Approved: May 9, 2007 46
33 percent state cost participation
\$15,000 in 2007-2009 biennium (S.B. 2020)

416-07

NORTH DAKOTA DEVILS LAKE EMERGENCY OUTLET PROJECT

1) Status Reports 45, 90, 128, 154

2) North Dakota Pollutant Discharge Elimination System (NDPDES) water quality discharge permit issued by North Dakota Department of Health 45, 90, 154

3) Appeal to challenge North Dakota Department of Health's modifications to NDPDES water quality discharge permit filed on September 14, 2006 by People to Save the Sheyenne River, Inc., Peterson Coulee Outlet Association, Government of the Province of Manitoba, and the National Wildlife Federation 90, 154

1851

DROUGHT DISASTER LIVESTOCK WATER SUPPLY PROJECT ASSISTANCE PROGRAM

1) Status Reports 2, 50, 97

2) Approval of additional allocation of \$550,000 for Drought Disaster Livestock Water Supply Project Assistance program

Approved: February 15, 2007 3
\$550,000 in 2005-2007 biennium (H.B. 1021)

Total state cost participation - \$1,200,000

Project No. Project **Page Nos.**

1851

DROUGHT DISASTER LIVESTOCK WATER SUPPLY
PROJECT ASSISTANCE PROGRAM (Continued)

- 3) Senate Bill 2020, SWC appropriation bill for 2007-2009 biennium, includes amendment to section 61-34-04 of the North Dakota Century Code relating to eligibility for assistance from program: Notwithstanding any other provision of law, a water supply project commenced after application for funding is made but without prior approval of the state engineer is eligible for funding from the program.
(May 9, 2007 SWC meeting) 50

- 4) Discussion of current and long-term status of program; and

SWC direction as required by North Dakota Century Code 61-34, the advisory committee appointed in 1991 to develop the administrative rules for the management of the program, reconvene for the purpose of reevaluating the administrative rules to reflect the legislative and SWC instituted changes to program
(May 9, 2007 SWC meeting) 50

- 5) Meeting of advisory committee on June 29, 2007 to carry out SWC direction of May 5, 2007; recommendations being reviewed by State Engineer
(July 17, 2007 SWC meeting) 98

- 6) SWC approval to terminate the Drought Disaster Livestock Water Supply Project Assistance program, effective July 1, 2007

Approved: *July 17, 2007* 99

518

EDDY COUNTY WATER RESOURCE DISTRICT

SHEYENNE DAM REHABILITATION PROJECT

- | | | |
|----|--|-----|
| 1) | Status Reports | 108 |
| 2) | Consideration of request from Eddy County Water Resource District for construction and state cost participation for rehabilitation of Sheyenne Dam. SWC staff will develop design work and carry out construction; funding will be SWC in-kind services; no funding allocation required. | |
| 3) | Request for state cost participation withdrawn
(October 24, 2007 SWC meeting) | 108 |

1934

ELM RIVER SNAGGING AND CLEARING PROJECT

- | | | |
|----|--|-----|
| 1) | Status Reports | 139 |
| 2) | Approval of request from Traill County Water Resource District for state cost participation in Elm River snagging and clearing project | |
| | <u>Approval:</u> December 7, 2007
25 percent of eligible costs
\$24,500 in 2007-2009 biennium (S.B. 2020) | 139 |

EMMONS COUNTY WATER RESOURCE DISTRICT

512

NIEUWSMA DAM REHABILITATION PROJECT

- | | | |
|----|--|----|
| 1) | Status Reports | 26 |
| 2) | Approval of request from Emmons County Water Resource District for state cost participation for the repair costs associated for the rehabilitation of Nieuwsma Dam | |
| | <u>Approved:</u> May 9, 2007
33.33 percent of eligible costs
\$30,000 in 2005-2007 biennium (H.B. 1021) | 26 |

Project No. Project Page Nos.

1271 FARMSTEAD/RURAL RING DIKE PROGRAM -
SOUTHEAST CASS WATER RESOURCE DISTRICT

1) Status Reports 75

2) Approval of request from Southeast Cass Water Resource District for an additional conditional state cost participation for the Southeast Cass Water Resource District farmstead/rural ring dike program

Approved: July 17, 2007 75
50 percent of eligible costs
\$19,166 in 2007-2009 biennium (S.B. 2020)

Total state cost participation - \$95,200

1053 FLOOD CONTROL (RURAL) POLICY CRITERIA

Refer to: State Water Commission, North Dakota

1431-08 FLOOD OUTLOOK - 2007

1) Status Reports 49, 64

2) National Weather Service hydrologic conditions 49

3) SWC staff memorandum, dated April 30, 2007, summarizing 2007 spring runoff and hydrologic conditions experienced statewide (May 9, 2007 SWC meeting) 49, 64

FOLEY, MAURICE V., MINOT, ND -
STATE WATER COMMISSION MEMBER

1) Appointed by Governor John Hoeven to serve as a member of the State Water Commission (replaced Charles (Mac) Halcrow, Drayton, ND

Term: December 8, 2006 through June 30, 2011

Project No. Project

Page Nos.

GARRISON DIVERSION CONSERVANCY DISTRICT

237

RED RIVER VALLEY WATER SUPPLY PROJECT

Refer to: Garrison Diversion Unit,
Dakota Water Resources Act of 2000

237-03

WATER DEVELOPMENT RESEARCH FUND

GARRISON, CITY OF, WATER SYSTEM
FEASIBILITY STUDY

- 1) Status Reports 149
- 2) SWC approval of a 65 percent grant, not to exceed an allocation of \$35,750, from the water development research fund for the city of Garrison water system feasibility study

Approval: December 7, 2007 149
65 percent grant
\$35,750 from water
development research fund

237

WILL & CARLSON CONTRACT - PETER CARLSON

- 1) Status Reports 69
- 2) Approval of allocation of \$70,000 (\$35,000 for each year of the 2007-2009 biennium) to continue the Will and Carlson consulting contract from July 1, 2007 through June 30, 2009

Approved: July 17, 2007 69
\$70,000 in 2007-2009 biennium (S.B. 2020)

G 2007

<u>Project No.</u>	<u>Project</u>	<u>Page Nos.</u>
237	<u>GARRISON DIVERSION UNIT, DAKOTA WATER RESOURCES ACT OF 2000</u>	
	1) Status Reports	48, 63, 96, 104, 107, 129, 135, 155, 163
1826	<u>NORTH DAKOTA NATURAL RESOURCES TRUST (formerly known as North Dakota Wetlands Trust)</u>	
	1) Status Reports	107
	2) Approval of allocation of \$19,799.34 for one-third of state's fiscal year 2007 contribution to the North Dakota Natural Resources Trust	
	<u>Approved:</u> October 24, 2007	107
	\$19,799.34 in 2007-2009 biennium (S.B. 2020)	
237	<u>RED RIVER VALLEY WATER SUPPLY PROJECT</u>	
	1) Status Reports	48, 63, 96, 104, 107, 129, 135, 155, 163
	2) Comments by Dennis Breitzman, Area Manager for the Bureau of Reclamation, Bismarck, ND, relating to Red River Valley Water Supply Project (October 24, 2007 SWC meeting)	125
	3) Draft environmental impact statement (EIS) released in December, 2005; public hearings held in February and March, 2006; and final EIS scheduled to be issued before January 1, 2008 (December 7, 2007 SWC meeting)	155, 163

G 2007

Project No. Project Page Nos.

237 GARRISON MUNICIPAL, RURAL AND INDUSTRIAL (MR&I) WATER SUPPLY PROGRAM
1) Status Reports 29, 91, 148

237-03 ALL SEASONS WATER USERS DISTRICT - UPHAM, CITY OF, WATER SUPPLY
1) Status Reports 91
2) Approval of 75 percent MR&I Water Supply program grant not to exceed an allocation of \$620,000
Approved: July 17, 2007 91
75 percent MR&I grant
\$620,000 in 2007-2009 biennium (S.B. 2020)

237-03 GARRISON, CITY OF, WATER SYSTEM FEASIBILITY STUDY
Refer to: Garrison Diversion Conservancy District, Water Development Research Fund

237-03 LAKOTA, CITY OF, WATER SUPPLY - TRI COUNTY WATER DISTRICT
1) Status Reports 91
2) Approval of 70 percent MR&I Water Supply program grant not to exceed an allocation of \$700,000
Approved: July 17, 2007 91
70 percent MR&I grant
\$700,000 in 2007-2009 biennium (S.B. 2020)

237-03 McKENZIE COUNTY RURAL WATER SYSTEM III
1) Status Reports 91
2) Approval of 75 percent MR&I Water Supply program grant not to exceed an allocation of \$1,563,750
Approved: July 17, 2007 91
75 percent MR&I grant
\$1,563,750 in 2007-2009 biennium (S.B. 2020)

G 2007

<u>Project No.</u>	<u>Project</u>	<u>Page Nos.</u>
237	<u>GARRISON MUNICIPAL, RURAL AND INDUSTRIAL (MR&I) WATER SUPPLY PROGRAM</u> (Continued)	
237-03	<u>MR&I COMMITTEE OF SWC AND GDCD</u>	
	1) Status Reports	29, 91, 149
	2) SWC staff memorandum, dated December 6, 2007, relating to projects recommended for funding, and project status report (December 7, 2007 SWC meeting)	149, 162
237-03	<u>MR&I FEDERAL FISCAL YEAR 2007 FUNDING</u>	
	1) Status Reports	29, 32, 91, 149
	2) Staff memorandums recommending funding, and projects status (May 9, 2007 SWC meeting) (December 7, 2007 SWC meeting)	29, 59 149, 162
	3) Approval of MR&I Water Supply program proposed allocation of \$4,052,943 for fiscal year 2007 <u>Approved:</u> May 9, 2007	 32
	4) Approval of an allocation not to exceed \$8,888,750 from the funds appropriated to the State Water Commission in the 2007-2009 biennium (S.B. 2020) for the following projects: Lakota Water Supply-Tri County Water District (\$700,000); McKenzie County Rural Water, System III (\$1,563,750); South Central Water District, Phase I (\$4,870,000); Tioga Rural Water Feasibility Study (\$65,000); Upham Water Supply-All Seasons Water Users District (\$620,000); Walsh Rural Water District Water Supply (\$1,000,000); Wimbledon Water Supply-Barnes Rural Water District (\$70,000) <u>Approved:</u> July 17, 2007 \$8,888,750 in 2007-2009 biennium (S.B. 2020)	 91

G 2007

Project No. Project Page Nos.

237 GARRISON MUNICIPAL, RURAL AND
INDUSTRIAL (MR&I) WATER SUPPLY PROGRAM (Continued)

237-03 MR&I FEDERAL FISCAL YEAR 2008 FUNDING

- 1) Status Reports 150

- 2) Approval of MR&I Water Supply program proposed allocation of \$3,595,000 for fiscal year 2008. This funding provides for an additional fiscal year 2008 MR&I federal grant allocation up to \$3,400,000 for the Northwest Area Water Supply program (not to exceed 65 percent of the eligible project costs) and \$195,000 for fiscal year 2008 administrative costs.

Approved: December 7, 2007 150

237-03 MR&I FEDERAL REIMBURSEMENT OF PREVIOUS PAYMENTS

- 1) Status Reports 148

- 2) State Water Commission approval not to pursue the issue to ensure reimbursement of previous payments from future federal MR&I funds; and that the SWC continue to consider future allocations from the funds appropriated to the SWC to address the needs and concerns associated with the MR&I Water Supply program

Approved: December 7, 2007 148

237-03 NORTH CENTRAL RURAL WATER CONSORTIUM

- 1) Status Reports 151

- 2) Approval of request from North Central Rural Water Consortium for state cost participation for a 65 percent grant, not to exceed an allocation of \$1,900,000 for construction of the south Benson Rural Water area

Approved: December 7, 2007 151
65 percent grant of eligible costs
\$1,900,000 in 2007-2009 biennium (S.B. 2020)

G 2007

Project No. Project Page Nos.

237 GARRISON MUNICIPAL, RURAL AND INDUSTRIAL (MR&I) WATER SUPPLY PROGRAM (Continued)

237-03 NORTHWEST AREA WATER SUPPLY (NAWS) PROJECT

Refer to: Northwest Area Water Supply

237-03 SOUTH CENTRAL REGIONAL WATER DISTRICT, PHASE I

1) Status Reports 91

2) Approval of 29 percent MR&I Water Supply program grant not to exceed an allocation of \$4,870,000

Approved: July 17, 2007 91
29 percent MR&I grant
\$4,870,000 in 2007-2009 biennium (S.B. 2020)

1736 SOUTHWEST PIPELINE PROJECT

Refer to: Southwest Pipeline Project

237-03 TIOGA RURAL WATER FEASIBILITY STUDY

1) Status Reports 91

2) Approval of 65 percent MR&I Water Supply program grant not to exceed an allocation of \$65,000 for the feasibility study

Approved: July 17, 2007 91
65 percent MR&I grant
\$65,000 in 2007-2009 biennium (S.B. 2020)

237-03 TRI COUNTY WATER DISTRICT - CITY OF LAKOTA WATER SUPPLY

1) Status Reports 91

2) Approval of 70 percent MR&I Water Supply program grant not to exceed an allocation of \$700,000

Approved: July 17, 2007 91
70 percent MR&I grant
\$700,000 in 2007-2009 biennium (S.B. 2020)

G 2007

Project No. Project Page Nos.

237 GARRISON MUNICIPAL, RURAL AND INDUSTRIAL (MR&I) WATER SUPPLY PROGRAM (Continued)

237-03 UPHAM, CITY OF - WATER SUPPLY ALL SEASONS WATER USERS DISTRICT

1) Status Reports 91

2) Approval of 75 percent MR&I Water Supply program grant not to exceed an allocation of \$620,000

Approved: July 17, 2007 91
75 percent MR&I grant
\$620,000 in 2007-2009 biennium (S.B. 2020)

237-03 WALSH RURAL WATER DISTRICT

1) Status Reports 91

2) Approval of 29 percent MR&I Water Supply program grant not to exceed an additional allocation of \$1,000,000

Approved: July 17, 2007 91
29 percent MR&I grant
\$1,000,000 in 2007-2009 biennium (S.B. 2020)

Total MR&I grant - \$1,750,000

237-04 WILLISTON, CITY OF - WATER SYSTEM IMPROVEMENTS

1) Status Reports 31

2) Approval of a partial advance of the \$5,000,000 grant (approved by SWC on August 15, 2002), not to exceed an allocation of \$2,000,000 for the city of Williston water system improvements

Approved: May 9, 2007 31
Partial advance of \$2,000,000
in 2005-2007 biennium (H.B. 1021)

Total partial advances - \$3,000,000

HANSON, LARRY, WILLISTON, ND -
STATE WATER COMMISSION MEMBER

- 1) Appointed by Governor Edward Schafer to serve as a member of the State water Commission
Term: July 1, 1999 through June 30, 2005
- 2) Appointed to represent State Water Commission on Northwest Area Water Supply advisory committee (October 27, 1999 SWC meeting)
- 3) Appointment by Governor Edward Schafer to serve as a member of the State Water Commission
Term: July 1, 2001 through June 30, 2005
- 4) Appointment by Governor John Hoeven to serve as a member of the State Water Commission
Term: July 1, 2005 through June 30, 2011

AS/HEA

HEALTH DEPARTMENT, NORTH DAKOTA

Refer to: North Dakota Department of Health

HILLESLAND, ELMER B., GRAND FORKS, ND -
STATE WATER COMMISSION MEMBER

- 1) Appointed by Governor Edward Schafer to serve as a member of the State Water Commission
Term: March 1, 1993 through June 30, 1995
- 2) Reappointed by Governor Edward Schafer to serve as a member of the State Water Commission
Term: July 1, 1995 through June 30, 2001
- 3) Appointed by Governor John Hoeven to serve as a member of the State Water Commission
Term: July 1, 2001 through June 30, 2007
- 4) Reappointed by Governor John Hoeven to serve as a member of the State Water Commission
Term: July 1, 2007 through June 30, 2013

HOEVEN, JOHN - GOVERNOR OF NORTH DAKOTA

- 1) Elected Governor of North Dakota;
 Chairman of State Water Commission

Term: *Elected:* *1-01-2001 to 12-31-2004*
Re-Elected: *1-01-2005 to 12-31-2008*

Project No. Project

Page Nos.

INTERNATIONAL WATER INSTITUTE

322

RED RIVER BASIN MAPPING INITIATIVE

- | | | |
|----|---|-----|
| 1) | Status Reports | 109 |
| 2) | Approval of allocation to International Water Institute to support the Red River River basin mapping initiative | |

Approved: October 24, 2007 109
\$400,000 in 2007-2009 biennium (S.B. 2020)

AOC/IRR

IRRIGATION ASSOCIATION, NORTH DAKOTA

Refer to: North Dakota Irrigation Association

J 2007

Project No. Project

Page Nos.

K 2007

Project No. Project Page Nos.

1267

KORSNESS DAM, BOTTINEAU COUNTY

- 1) Status Reports 95

- 2) Approval of release of easement and dedication,
 pursuant to NDCC 61-02-14.1, for the easement
 as described for the Korsness Dam in Bottineau
 County

Approved: July 17, 2007 95

KRENZ, JULIE - ASSISTANT ATTORNEY GENERAL,
NORTH DAKOTA OFFICE OF ATTORNEY GENERAL

- 1) Recognition of appreciation for leadership
 in addressing North Dakota's critical water
 issues and in promoting water resource
 management; and

 termination from state government in April, 2007 52

L 2007

Project No. Project **Page Nos.**

237-03 LAKOTA, CITY OF, WATER SUPPLY - TRI COUNTY WATER DISTRICT

- | | | |
|----|---|----|
| 1) | Status Reports | 91 |
| 2) | Approval of 70 percent MR&I Water Supply program grant not to exceed an allocation of \$700,000 | |
| | <i>Approved: July 17, 2007</i> | 91 |
| | <i>70 percent MR&I grant</i> | |
| | <i>\$700,000 in 2007-2009 biennium (S.B. 2020)</i> | |

LEGISLATIVE ASSEMBLY (SIXIETH) - 2007

- | | | |
|----|---|--------|
| 1) | Status Reports | 6, 15 |
| 2) | Senate Bill 2020, State Water Commission appropriation bill | 6, 15 |
| 3) | Governor Hoeven released executive budget recommendations for the 2007-2009 biennium on December 6, 2006 | 18 |
| 4) | State Water Commission's appropriation bill (Senate Bill 2020) was heard before Senate Appropriations Committee on January 19, 2007, and passed the Senate on February 14, 2007 | 18 |
| 5) | Engrossed Senate Bill 2020 was heard before the House Appropriations Committee, Education, and Environmental Division, on March 2, 2007, and passed the House on March 27, 2007 | 18 |
| 6) | Reengrossed Senate Bill 2020 was signed by Governor Hoeven on May 1, 2007 | 18 |
| 7) | SWC staff memorandum relating to S.B 2020, and other bills passed by the legislature pertaining to water issues
<i>(May 9, 2007 SWC meeting)</i> | 20, 58 |
| 8) | Sixieth (2007) Legislative Assembly created and enacted a new section to chapter 61-02-1 of the North Dakota Century Code, provided in Senate Bill 2020, the State Water Commission's appropriation bill, as follows: | |

LEGISLATIVE ASSEMBLY (SIXIETH) - 2007 (Continued)

SECTION 9. Grand Forks flood control project. Notwithstanding any other provision of law or policy, any existing caps may not be construed to limit access to total state funding of up to fifty-two million dollars for the Grand Forks flood control project.

- 9) Approval of \$52,000,000 for the Grand Forks flood control project as set forth in 2007 Senate Bill 2020; funds will come from carry over funds previously approved by the State Water Commission

Approved: July 17, 2007

M 2007

MEETINGS, STATE WATER COMMISSION - 2007

February 15, 2007	Audio Conference Call	Bismarck, ND
April 12, 2007	Audio Conference Call	Bismarck, ND
May 9, 2007		Bismarck, ND
July 17, 2007		Casselton, ND
October 24, 2007		Bismarck, ND
December 7, 2007		Bismarck, ND

MINUTES OF STATE WATER COMMISSION MEETINGS

December 8, 2006	APPROVED	17
February 15, 2007	APPROVED	17
April 12, 2007	APPROVED	17
May 9, 2007	APPROVED	66
July 17, 2007	APPROVED	106
October 24, 2007	APPROVED	139

MAPLE RIVER WATER RESOURCE DISTRICT (Continued)

1947	<u>CASS COUNTY DRAIN NO. 62 CONSTRUCTION PROJECT</u>	
	1) Status Reports	118
	2) Approval of request from Maple River Water Resource District for conditional state cost participation for the Cass County Drain No 62 construction project	
	<u>Approved:</u> October 24, 2007	118
	31 percent of eligible costs	
	\$125,550 in 2007-2009 biennium (S.B. 2020)	

237-03	<u>McKENZIE COUNTY RURAL WATER, SYSTEM III</u>	
	1) Status Reports	91
	2) Approval of 75 percent MR&I Water Supply program grant not to exceed an allocation of \$1,563,750	
	<u>Approved:</u> July 17, 2007	91
	75 percent MR&I grant	
	\$1,563,750 in 2007-2009 biennium (S.B. 2020)	

McKENZIE COUNTY WEED CONTROL BOARD

1289	<u>NOXIOUS WEEDS CONTROL ON SOVEREIGN LANDS ALONG YELLOWSTONE RIVER</u>	
	1) Status Reports	113
	2) Approval of allocation not to exceed \$33,732, to McKenzie County Weed Control Board to support control of noxious weeds on sovereign lands along the Yellowstone River in McKenzie county	
	<u>Approval:</u> October 24, 2007	113
	\$33,732 in 2007-2009 biennium (S.B. 2020)	

Project No. Project **Page Nos.**

MERCER COUNTY WATER RESOURCE DISTRICT

1291	<u>SPRING CREEK BANK STABILIZATION PROJECT</u>	
	1) Status Reports	28
	2) Approval of request from Mercer County Water Resource District for state cost participation for the Spring Creek bank stabilization project	
	<u>Approved:</u> <i>May 9, 2008</i>	28
	<i>50 percent of eligible costs</i>	
	<i>\$30,000 in 2005-2007 biennium (H.B. 1021)</i>	

1392 MISSOURI RIVER

	1) Status Reports	49, 99, 130, 156
	2) Missouri River basin lake levels reports	49, 99, 130, 156
	3) Missouri River Recovery Implementation Committee (MRRIC), established by Master Manual revision and Biological Opinion of that revision. Committee will provide recommendations and guidance regarding mitigation, recovery, and restoration of threatened and endangered species, and to prevent further declines of other native species.	
	<i>(October 24, 2007 SWC meeting)</i>	130
	<i>(December 7, 2007 SWC meeting)</i>	157

1392 MISSOURI RIVER JOINT WATER BOARD

	1) Status Reports	157
	2) 2007 annual report and plan of action to address issues	157
	<i>(December 7, 2007 SWC meeting-presentation postponed)</i>	

N 2007

Project No. Project **Page Nos.**

AOC/IRR

NORTH DAKOTA IRRIGATION ASSOCIATION

1) Status Reports 68

2) Approval of request from North Dakota Irrigation Association for allocation to support the efforts of the Association in pursuance of the activities outlined in the Strategic Plan for Irrigation Development

Approved: July 17, 2007 68
\$100,000 in 2007-2009 biennium (S. B. 2020)

1826

NORTH DAKOTA NATURAL RESOURCES TRUST
(formerly known as North Dakota Wetlands Trust -
name changed by Dakota Water Resources Act of 2000)

1) Status Reports 107

2) Approval of allocation of \$19,799.34 for one-third of state's fiscal year 2007 contribution to the North Dakota Natural Resources Trust

Approved: October 24, 2007 107
\$19,799.34 in 2007-2009 biennium (S.B. 2020)

NORTH DAKOTA STATE ENGINEER, AND
CHIEF ENGINEER- SECRETARY TO STATE WATER COMMISSION

ADMINISTRATIVE AUTHORITY

1) Reaffirmation that the State Engineer has the authority to determine administrative decisions regarding all State Water Commission staff, including the Atmospheric Resource Board division staff, with the acknowledgement that the Atmospheric Resource Board has the authority to appoint an executive director and approve the hiring of staff

Approved: December 7, 2007 157

2) Comments from Henry Bodmer, chairman of Atmospheric Resource Board, to discuss issues relating to the administrative authority over the Atmospheric Resource Board division staff

(December 7, 2007 SWC meeting) 157

NORTH DAKOTA STATE ENGINEER, AND
CHIEF ENGINEER- SECRETARY TO STATE WATER COMMISSION
(Continued)

PROJECT COST OVERRUNS

- 1) Authorize State Engineer to approve eligible project cost overruns up to 10 percent of the total amount approved for a project, but shall not exceed a \$20,000 increase

Approved: May 9, 2007 21

1625

SOVEREIGN LANDS - ORDINARY HIGH WATER MARK DELINEATIONS

- 1) Approval of an allocation not to exceed \$100,000 to delineate the ordinary high water mark in areas of immediate concern to allow State Engineer to accurately determine the sovereign lands as required in N.D.C.C. chapter 61-33

Approved: October 24, 2007 119
\$100,000 in 2007-2009 biennium (S.B, 2020)

NORTH DAKOTA STATE WATER COMMISSION

Refer to: State Water Commission, North Dakota

1907-01

NORTH DAKOTA WATER DEVELOPMENT TRUST
FUND PROGRAM - FOR FUNDING PROJECTS
CREATED UNDER 1999 SENATE BILL 2188 AND
1999 HOUSE BILL 1475 - 2005-2007 BIENNIUM

Refer to: State Water Commission, North Dakota

1907-01

NORTH DAKOTA WATER DEVELOPMENT TRUST
FUND PROGRAM - FOR FUNDING PROJECTS
CREATED UNDER 1999 SENATE BILL 2188 AND
1999 HOUSE BILL 1475 - 2007-2009 BIENNIUM

Refer to: State Water Commission, North Dakota

N 2007

Project No. Project Page Nos.

NORTH DAKOTA WATER EDUCATION FOUNDATION

AOC/WEF

NORTH DAKOTA WATER MAGAZINE

1) Status Reports 80

2) Approval of request from North Dakota Water Education Foundation for state cost participation in *North Dakota Water Magazine* from July 1, 2007 through June 30, 2009

Approved: July 17, 2007 80
\$36,000 in 2007-2009 biennium (S.B. 2020)

1403

NORTH DAKOTA WATER RESOURCES RESEARCH INSTITUTE FELLOWSHIP 2008 -2009 PROGRAM ADMINISTERED THROUGH NORTH DAKOTA STATE UNIVERSITY

1) Status Reports 140

2) Approval of request from North Dakota Water Resources Research Institute for state cost participation for 2008-2009 academic year fellowship program administered through North Dakota State University

Approved: December 7, 2007 140
\$13,850 in 2007-2009 biennium (S.B. 2020)

1826

NORTH DAKOTA WETLANDS TRUST
(Presently known as North Dakota Natural Resources Trust - name changed by Dakota Water Resources Act of 2000)

Refer to: North Dakota Natural Resources Trust

1289

NOXIOUS WEEDS CONTROL ON SOVEREIGN LANDS ALONG YELLOWSTONE RIVER - McKENZIE COUNTY WEED CONTROL BOARD

1) Status Reports 113

2) Approval of allocation not to exceed \$33,732, to McKenzie County Weed Control Board to support control of noxious weeds on sovereign lands along the Yellowstone River in McKenzie county

Approval: October 24, 2007 113
\$33,732 in 2007-2009 biennium (S.B. 2020)

N 2007

Project No. Project **Page Nos.**

237-04 NORTHWEST AREA WATER SUPPLY PROJECT (NAWS)

1) Project Status Reports 9, 32, 34, 82, 124, 146

CONTRACTS

Contract 2-1D

Main Transmission Pipeline (14.9 Miles)
Extending From North on N.D. Highway 53
at City of Max to South of Totten Trail
Restaurant and Lounge on East Side of
Snake Creek Embankment

1) Status Reports 36, 83, 124, 147

Contract 2-1D-1.05

Seeding Disturbed Areas Associated with Contract 2-1D

1) Status Reports 39, 83

2) Authorize the award of contract
2-1D-1.05 to Magic Mile Welding,
Minot, ND, in the amount of \$24,329

Approved: May 9, 2007 39

Contract 2-2A

Water Transmission Pipeline, Minot Area Segment

1) Status Reports 9, 32, 36, 83, 124, 126,
147

2) Authorize the award of contract 2-2A
to ERS Constructors, Centennial, CO,
in the amount of \$5,876,766

Approved: April 12, 2007 9

3) Approval of emergency change
order to contract 2-2A for additional
pipe work at the high service pump
station site

Approved: October 24, 2007 126

237-04 NORTHWEST AREA WATER SUPPLY PROJECT (NAWS) (Continued)

CONTRACTS (Continued)

Contract 2-2B
Berthold Pipeline and Pump Stations

1) Status Reports 35, 36, 83, 124, 147

2) Authorize the award of contract 2-2B to Northern Improvement Co., Fargo, ND, in the amount of \$3,094,675.94

Approved: May 9, 2007 36

3) Authorize secretary to SWC to execute Memorandum of Understanding for the construction, operation, and water service from the project's main transmission pipeline between the city of Minot and the community of Berthold within the North Prairie Rural Water District

Approved: May 9, 2007 38

4) Executed Berthold Memorandum of Understanding 60

Contract 4-2A
Minot High Service Pump Station and 2 Million Gallon Reservoir

1) Status Reports 35, 147

Contract 5-2B
750,000 Gallon Reservoir and 500,000 Gallon Reservoir
Along the Contract 2-2B Pipeline Between Minot and Berthold

1) Status Reports 35, 83, 125, 147

2) Authorize the award of contract 5-2B to Engineering America, Inc., Oakdale, MN, in the amount of \$1,135,000

Approved: July 17, 2007 84

Project No. Project Page Nos.

237-04 NORTHWEST AREA WATER SUPPLY PROJECT (NAWS) (Continued)

ENVIRONMENTAL IMPACT STATEMENT (EIS) -
(Prepared by United States Bureau of Reclamation)

- | | | |
|----|---|------------------|
| 1) | Status Reports | 34, 82, 124, 146 |
| 2) | Comments by Dennis Breitzman,
Area Manager for the Bureau of
Reclamation, Bismarck, ND, relating
to NAWS EIS
(October 24, 2007 SWC meeting) | 125 |

MANITOBA V. BUREAU OF RECLAMATION LAWSUIT

- | | | |
|----|--|------------------|
| 1) | Status Reports | 32, 82, 124, 146 |
| 2) | Judge Rosemary Collyer requested
joint federal and state project status
report prior to June 7, 2007 | 32, 82, 124, 146 |

MR&I WATER SUPPLY PROGRAM FUNDING - 2007

- | | | |
|----|---|-------------|
| 1) | Status Reports | 32, 82, 150 |
| 2) | Approval of an additional federal
fiscal year 2007 MR&I grant of up
to \$3,840,000, not to exceed 65
percent of the eligible project costs | |
| | <u>Approved:</u> May 9, 2007 | 32 |
| | 65 percent MR&I grant of eligible costs
\$3,840,000 in Fiscal Year 2007 | |

MR&I WATER SUPPLY PROGRAM FUNDING - 2008

- | | | |
|----|---|-----|
| 1) | Status Reports | 82 |
| 2) | Approval of an additional federal
fiscal year 2008 MR&I grant of up
to \$3,400,000, not to exceed 65
percent of the eligible costs | |
| | <u>Approved:</u> December 7, 2007 | 150 |
| | 65 percent MR&I grant of eligible costs
\$3,400,000 in Fiscal Year 2007 | |

OLIN, JACK, DICKINSON, ND -
STATE WATER COMMISSION MEMBER

- 1) Appointed by Governor Edward Schafer to serve as a member of the State Water Commission
Term: March 1, 1993 through June 30, 1997
- 2) Reappointed by Governor Edward Schafer to serve as a member of the State Water Commission
Term: July 1, 1997 through June 30, 2003
- 3) Appointed by Governor Edward Schafer to serve as vice chairman of State Water Commission
(January 27, 1999 SWC meeting)
- 4) Appointed by Governor John Hoeven to serve as a member of the State Water Commission
Term: July 1, 2001 through June 30, 2003
- 5) Reappointed by Governor John Hoeven to serve as a member of the State Water Commission
Term: July 1, 2003 through June 30, 2009

1625

ORDINARY HIGH WATER MARK DELINEATIONS, SOVEREIGN LANDS

- 1) Status Reports 119
- 2) Approval of an allocation not to exceed \$100,000 to delineate the ordinary high water mark in areas of immediate concern to allow State Engineer to accurately determine the sovereign lands as required in N.D.C.C. chapter 61-33

Approved: *October 24, 2007* 119
\$100,000 in 2007-2009 biennium (S.B. 2020)

Q 2007

Project No. Project

Page Nos.

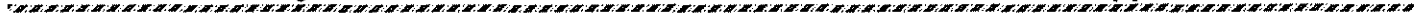
R 2007

RESOLUTIONS

No.

Subject

Date Approved



Project No. Project **Page Nos.**

AOC/RRBC	<u>RED RIVER BASIN COMMISSION</u>	
	1) Status Reports	70
	2) Activity reports from Executive Director	70
	3) Approval of allocation of \$200,000 to support the Red River Basin Commission's Natural Resources Framework Plan efforts from July 1, 2007 through June 30, 2009	
	<u>Approved:</u> July 17, 2007	70
		\$200,000 in 2007-2009 biennium (S.B. 2020)

1705	<u>RED RIVER BASIN FLOOD CONTROL COORDINATOR</u>	
	1) Status Reports	112
	2) Approval of allocation not to exceed \$36,000 to support the Red River Basin Flood Coordinator from July 1, 2007 through June 30, 2009	
	<u>Approved:</u> October 24, 2007	112
		\$36,000 in 2007-2009 biennium (S.B. 2020)

322	<u>RED RIVER BASIN MAPPING INITIATIVE - INTERNATIONAL WATER INSTITUTE</u>	
	1) Status Reports	109
	2) Approval of allocation to International Water Institute to support the Red River basin mapping initiative	
	<u>Approved:</u> October 24, 1997	109
		\$400,000 in 2007-2009 biennium (S.B. 2020)

237	<u>RED RIVER VALLEY WATER SUPPLY PROJECT</u>	
	<u>Refer to:</u> Garrison Diversion Unit, Dakota Water Resources Act of 2000	

R 2007

Project No. Project Page Nos.

849 RENWICK DAM REHABILITATION PROJECT - PEMBINA COUNTY

- 1) Status Reports 74
- 2) Approval of request from Pembina County Water Resource District for conditional state cost participation in Renwick Dam rehabilitation project

Approved: July 17, 2007 74
50 percent of eligible costs
\$1,148,520 in 2007-2009 biennium (S.B. 2020)

ACT/BUD/ RESOURCES TRUST FUND, 2005-2007 BIENNIUM
01-03 and
ACT/RES

Refer to: State Water Commission, North Dakota

ACT/BUD/ RESOURCES TRUST FUND, 2007-2009 BIENNIUM
01-03 and
ACT/RES

Refer to: State Water Commission, North Dakota

RICHLAND COUNTY WATER RESOURCE DISTRICT

1207 RICHLAND COUNTY DRAIN NO. 65 PROJECT

- 1) Status Reports 27
- 2) Approval of request from Richland County Water Resource District for conditional state cost participation for Richland County Drain No. 65

Approved: May 9, 2007 27
30-35 percent of eligible cost
\$47,815 in 2005-2007 biennium (H.B. 1021)

1753 RURAL FLOOD CONTROL POLICY CRITERIA

Refer to: State Water Commission, North Dakota

S 2007

Project No. Project **Page Nos.**

1859	<u>SECTION 319 PROGRAM, CLEAN WATER ACT - NORTH DAKOTA NON-POINT SOURCE POLLUTION TASK FORCE, NORTH DAKOTA DEPARTMENT OF HEALTH</u>	
	1) Status Reports	110
	2) Approval of allocation to North Dakota Department of Health to support the North Dakota Non-Point Source Pollution Management program for a state match in Section 319 program	
	<u>Approval:</u> October 24, 2007	110
	\$200,000 in 2007-2009 biennium (S.B. 2020)	

518	<u>SHEYENNE DAM REHABILITATION PROJECT - EDDY COUNTY</u>	
	1) Status Reports	108
	2) Consideration of request from Eddy County Water Resource District for construction and state cost participation for rehabilitation of Sheyenne Dam. SWC staff will develop design work and carry out construction; funding will be SWC in-kind services; no funding allocation required.	
	3) Request for state cost participation withdrawn (October 24, 2007 SWC meeting)	108

SHEYENNE RIVER FLOOD CONTROL PROJECT

1878	<u>MAPLE RIVER DAM - CASS COUNTY</u>	
	1) Status Reports	100
	2) Dedication of Maple River Dam, July 17, 2007 (July 17, 2007 SWC meeting)	100

SOUTHEAST CASS WATER RESOURCE DISTRICT (Continued)

1093 CASS COUNTY DRAIN NO. 45 EXTENSION CONSTRUCTION PROJECT

- 1) Status Reports 23
- 2) Approval of request from Southeast Cass Water Resource District for conditional state cost participation for the Cass County Drain No. 45 extension construction project

Approved: May 9, 2008 23
29 percent of eligible costs
\$179,800 in 2005-2007 biennium (H.B. 1021)

1944 CASS COUNTY DRAIN NO. 66 CONSTRUCTION PROJECT

- 1) Status Reports 24
- 2) Approval of request from Southeast Cass Water Resource District for conditional state cost participation for the Cass County Drain No. 66 construction project

Approved: May 9, 2007 24
35 percent of eligible costs
\$147,000 in 2005-2007 biennium (H.B. 1021)

1271 FARMSTEAD/RURAL RING DIKE PROGRAM

- 1) Status Reports 75
- 2) Approval of request from Southeast Cass Water Resource District for an additional conditional state cost participation for the Southeast Cass Water Resource District farmstead/rural ring dike program

Approved: July 17, 2007 75
50 percent of eligible costs
\$19,166 in 2007-2009 biennium (S.B. 2020)

Total state cost participation - \$95,200

S 2007

Project No. Project **Page Nos.**

1291 SPRING CREEK BANK STABILIZATION PROJECT - MERCER COUNTY

1) Status Reports 28

2) Approval of request from Mercer County
Water Resource District for state cost
participation for the Spring Creek bank
stabilization project

Approved: May 9, 2008 28
50 percent of eligible costs
\$30,000 in 2005-2007 biennium (H.B. 1021)

1736

SOUTHWEST PIPELINE PROJECT (SWPP) (Continued)

CONSTRUCTION AND CONTRACTS - 2007

- 1) Status Reports 40, 85, 120, 143

CONTRACTS

Contract 4-2A

Richardton Pump Station Standby Engine Generator

- 1) Status Reports 4
- 2) SWC rejection of all bids on Southwest Pipeline Project contract 4-2A, Richardton pump station standby engine generator; and

that the contract be rebid with plans and specifications to include the Richardton pump station, and a generator option for the Dodge pump station

Rejection of bids: February 15, 2007 5

Contract 4-2A/4-1C

Richardton and Dodge Pump Stations Standby Engine Generators

- 1) Status Reports 11, 40, 86, 121, 144
- 2) Authorize award of contract 4-2A/4-1C to Cummins N Power, LLC, Fargo, ND, in the amount of \$919,800

Approved: April 12, 2007 13

- 3) Approval of additional allocation not to exceed \$600,000 for contract 4-2A/4-1C

Approved: April 12, 2007 11
\$600,000 in 2005-2007 biennium (H.B. 1021)

Total state allocation for contract 4-2A/4-1C - \$1,000,000

Project No. Project **Page Nos.**

1736 SOUTHWEST PIPELINE PROJECT (SWPP) (Continued)

CONTRACTS (Continued)

Contract S78B78C79A
Seeding of Disturbed Areas Associated with
Construction of Contracts 7-8B, 7-8C, and 7-9A

- | | | |
|----|---|----|
| 1) | Status Reports | 13 |
| 2) | Authorize award of contract
S78B78C79A to Holland
Contracting, Inc., Moorhead, MN | |
| | <u>Approved:</u> April 12, 2007 | 13 |

Contract 7-8B
Medora-Beach Regional Service Area, Phase II,
(Beach, Golva and Fryburg Service Areas)

- | | | |
|----|----------------|-------------|
| 1) | Status Reports | 40, 85, 120 |
|----|----------------|-------------|

Contract 7-8C
Medora-Beach Regional Service Area, Phase II,
Morton County Areas (Junction Inn Service Area,
North Crown Butte and Tower Hill Booster Areas)

- | | | |
|----|----------------|-------------|
| 1) | Status Reports | 40, 85, 121 |
|----|----------------|-------------|

Contract 7-8D
Medora-Beach Regional Service Area, Phase III,
South Fryburg Pocket

- | | | |
|----|--|--------------------------|
| 1) | Status Reports | 40, 42, 85, 86, 121, 143 |
| 2) | Authorize award of contract to
Abbot, Arne, Schwindt, Inc.,
Moorhead, MN, in the amount
of \$1,535,515.90 | |
| | <u>Approved:</u> May 9, 2007 | 42 |

1736 SOUTHWEST PIPELINE PROJECT (SWPP) (Continued)

CONTRACTS (Continued)

Contract 7-8E
Medora-Beach Regional Service Area, Phase III,
Fairfield Service Area and Trotters Pocket

1) Status Reports 85, 121, 143

Contract 7-8F
Medora-Beach Regional Service Area, Phase III,
Grassy Butte Service Area and Trotters Pocket

1) Status Reports 143

Contract 7-9A
Oliver-Mercer-North Dunn Regional Service Area,
Beulah Interim Service Area

1) Status Reports 41, 86, 122

DEFERRED CONSTRUCTION ITEMS

- 1) Status Reports 123, 134
- 2) Deferred construction items list 134

DICKINSON HIGH SERVICE PUMP STATION

- 1) Status Reports 89
- 2) Approval to rename the Dickinson
high service pump station to the
"Ray Christensen pump station"

Approved: July 17, 2007 89

Project No. Project Page Nos.

1736 SOUTHWEST PIPELINE PROJECT (SWPP) (Continued)

MEDORA-BEACH REGIONAL SERVICE AREA, PHASE II -
(MORTON COUNTY AREAS (JUNCTION INN SERVICE AREA,
NORTH CROWN BUTTE AND TOWER HILL BOOSTER AREAS -
CONTRACT 7-8C)

1) Status Reports 40, 85, 121

MEDORA-BEACH REGIONAL SERVICE AREA, PHASE III -
(SOUTH FRYBURG POCKET - CONTRACT 7-8D)

1) Status Reports 40, 42, 85, 86, 121, 143

2) Authorize award of contract to
Abbot, Arne, Schwindt, Inc.,
Moorhead, MN, in the amount
of \$1,535,515.90

Approved: May 9, 2007 42

MEDORA-BEACH REGIONAL SERVICE AREA, PHASE III -
(FAIRFIELD SERVICE AREA AND TROTTERS POCKET -
CONTRACT 7-8E)

1) Status Reports 85, 121, 143

MEDORA-BEACH REGIONAL SERVICE AREA, PHASE III -
(GRASSY BUTTE SERVICE AREA AND TROTTERS POCKET -
CONTRACT 7-8F)

1) Status Reports 143

MEDORA, CITY OF - WATER SERVICE CONTRACT 1736-18

1) Status Reports 43

2) Approval of a sole source amendment to
the City of Medora's Southwest Pipeline
Project water service contract No. 1736-18

Approved: May 9, 2007 44

3) Executed sole source amendment to
water service contract 1736-18 62

1736

SOUTHWEST PIPELINE PROJECT (SWPP) (Continued)

OLIVER-MERCER-NORTH DUNN REGIONAL SERVICE AREA -
(BEULAH INTERIM SERVICE AREA - CONTRACT 7-9A)

1) Status Reports 41, 86, 122

RAY CHRISENEN PUMP STATION

1) Status Reports 89

2) Approval to rename the Dickinson
high service pump station to the
"Ray Christensen pump station"

Approved: July 17, 2007 89

REPLACEMENT AND EXTRAORDINARY MAINTENANCE RATE - 2008

1) Status Reports 144

2) Approval of replacement and extra-
ordinary maintenance rate for 2008

Approved: December 7, 2007 144

RICHARDTON PUMP STATION - STANDBY ENGINE GENERATOR -
(CONTRACT 4-2A/4-1C)

1) Status Reports 4, 40, 86, 121, 144

2) SWC rejection of all bids on Southwest
Pipeline Project contract 4-2A, Richardton
pump station standby engine generator; and

that the contract be rebid with plans and
specifications to include the Richardton
pump station, and a generator option for
the Dodge pump station

SWC rejection of bids: February 15, 2007 5

1736 SOUTHWEST PIPELINE PROJECT (SWPP) (Continued)

RICHARDTON AND DODGE PUMP STATIONS -
STANDBY ENGINE GENERATORS - CONTRACT 4-2A/4-1C

- 1) Status Reports 11, 40
- 2) Authorize award of Southwest Pipeline Project contract 4-2A/4-1C to Cummins N Power, LLC, Fargo, ND, in amount of \$919,800
Approved: April 12, 2007 11
- 3) Approval of additional allocation not to exceed \$600,000 for contract 4-2A/4-1C
*Approved: April 12, 2007 11
\$600,000 in 2005-2007 biennium (H.B. 1021)*

*Total state allocation for
contract 4-2A/4-1C - \$1,000,000*

UNITED STATES DEPARTMENT OF AGRICULTURE, RURAL
DEVELOPMENT- WATER DEVELOPMENT REVENUE BONDS,
SOUTHWEST PIPELINE PROJECT

- 1) Status Reports 19, 41, 67 86
- 2) Approval to proceed with refunding the outstanding Southwest Pipeline Project bond - Series 1997A, and USDA Rural Development loans - Series 1997B, Series 1999A, Series 2000B, Series 2001A, Series 2002A, and Series 2003A; and
adopt the general authorization resolution 19, 57
Approved: May 9, 2007 19, 57
- 3) Preliminary analysis for refunding bonds 19, 56
- 4) Authorize secretary to SWC to execute the 2007 Series A bond resolution for the North Dakota State Water Commission Water Development Revenue Bonds, Southwest Pipeline Project , Medora-Beach Regional Service Area, Phase III, South Fryburg Pocket; and

Project No. Project **Page Nos.**

1736 SOUTHWEST PIPELINE PROJECT (SWPP) (Continued)

UNITED STATES DEPARTMENT OF AGRICULTURE, RURAL
DEVELOPMENT- WATER DEVELOPMENT REVENUE BONDS,
SOUTHWEST PIPELINE PROJECT (Continued)

adopt the general authorization resolution 41, 61

Approved: May 9, 2007 41, 61

- 5) Authorize secretary to SWC to execute following documents for 2007 Series A bond: resolution authorizing execution of loan and grant documents; resolution ratifying actions taken by project manager and assistant state engineer for a water loan and grant; resolution authorizing execution of grant agreement; and the 2007 Series A bond resolution for the North Dakota State Water Commission Water Development Revenue Bonds, Southwest Pipeline Project, Medora-Beach Regional Service Area, Phase III, South Fryburg Pocket;

executed Series A bond documents 86, 103

Approved: July 17, 2007 86, 103

Project No. Project Page No.

1289 SOVEREIGN LANDS ALONG YELLOWSTONE RIVER
IN McKENZIE COUNTY - CONTROL OF NOXIOUS WEEDS,
McKENZIE COUNTY WEED CONTROL BOARD

1)	Status Reports	113
2)	Approval of allocation not to exceed \$33,732, to McKenzie County Weed Control Board to support control of noxious weeds on sovereign lands along the Yellowstone River in McKenzie county	
	<u>Approved:</u> October 24, 2007	113
	\$33,732 in 2007-2009 biennium (S.B. 2020)	

1625 SOVEREIGN LANDS - ORDINARY HIGH WATER MARK DELINEATIONS

1)	Status Reports	119
2)	Approval of allocation not to exceed \$100,000 to delineate the ordinary high water mark in areas of immediate concern to allow State Engineer to accurately determine the sovereign lands as required in N.D.C.C. chapter 61-33	
	<u>Approved:</u> October 24, 2007	119
	\$100,000 in 2007-2009 biennium (S.B. 2020)	

STATE ENGINEER, NORTH DAKOTA, AND
CHIEF ENGINEER-SECRETARY TO STATE WATER COMMISSION

Refer to: North Dakota State Engineer, and
Chief Engineer-Secretary to State Water Commission

STATE WATER COMMISSION, NORTH DAKOTA

BERG, ARNE, DEVILS LAKE, ND -
STATE WATER COMMISSION MEMBER

- 1) Appointed by Governor John Hoeven to serve as a member of the State Water Commission (replaced Curtis Hofstad, Devils Lake, ND)

Term: December 7, 2006 through June 30, 2011

STATE WATER COMMISSION, NORTH DAKOTA (Continued)

BOND COUNSEL

- | | | |
|----|--|----|
| 1) | Status Reports | 14 |
| 2) | Approval to select Arntson & Stewart,
P.C., Fargo, ND, as the bond counsel
to the North Dakota State Water
Commission | |
| | <u>Approved:</u> April 12, 2007 | 14 |

BUDGET, 2007-2009 BIENNIUM

- | | | |
|----|---|----|
| 1) | Status Reports | 18 |
| 2) | Governor Hoeven released executive
budget recommendations for the 2007-
2009 biennium on December 6, 2006 | 18 |
| 3) | State Water Commission's appropriation
bill, Senate Bill 2020) was heard before
Senate Appropriations Committee on
January 19, 2007, and passed the Senate
on February 14, 2007 | 18 |
| 4) | Engrossed Senate Bill 2020 was heard
before the House Appropriations Com-
mittee, Education, and Environmental
Division, on March 2, 2007, and passed
the House on March 27, 2007 | 18 |
| 5) | Reengrossed Senate Bill 2020 was signed
by Governor Hoeven on May 1, 2007 | 18 |

1753

CONTRACT FUND EXPENDITURES - 2005-2007 BIENNIUM

- | | | |
|----|--|-----------------|
| 1) | Status Reports | 17, 55, 66, 102 |
| 2) | Approval that 2005-2007 biennium programs
and general projects unexpended obligation
amounts (which includes all previous
bienniums carry over) be carried forward
to the 2007-2009 biennium, with the exception
of the Grafton flood control project | |
| | <u>Approved:</u> May 9, 2007 | 19 |

STATE WATER COMMISSION, NORTH DAKOTA (Continued)

CONTRACT FUND EXPENDITURES - 2007-2009 BIENNIUM

- | | | |
|----|---|--------------------|
| 1) | Status Reports | 106, 133, 139, 160 |
| 2) | Proposed project allocations for
2007-2009 biennium
(May 9, 2007 SWC meeting) | 20, 58 |

FINANCIAL STATEMENTS, AND ALLOCATED PROGRAM
EXPENDITURES - 2005-2007 BIENNIUM

- | | | |
|----|----------------|-----------------|
| 1) | Status Reports | 17, 54, 66, 101 |
|----|----------------|-----------------|

FINANCIAL STATEMENTS, AND ALLOCATED PROGRAM
EXPENDITURES - 2007-2009 BIENNIUM

- | | | |
|----|----------------|--------------------|
| 1) | Status Reports | 106, 132, 139, 159 |
|----|----------------|--------------------|

FOLEY, MAURICE V., MINOT, ND -
STATE WATER COMMISSION MEMBER

- | | |
|----|--|
| 1) | Appointed by Governor John Hoeven to serve
as a member of the State Water Commission
(replaced Charles (Mac) Halcrow, Drayton, ND

<i>Term: December 8, 2006 through June 30, 2011</i> |
|----|--|

HANSON, LARRY, WILLISTON, ND -
STATE WATER COMMISSION MEMBER

- | | |
|----|---|
| 1) | Appointed by Governor Edward Schafer to
serve as a member of the State water Commission

<i>Term: July 1, 1999 through June 30, 2005</i> |
| 2) | Appointed to represent State Water Commission on
Northwest Area Water Supply advisory committee
(October 27, 1999 SWC meeting) |
| 3) | Appointment by Governor Edward Schafer to
serve as a member of the State Water Commission

<i>Term: July 1, 2001 through June 30, 2005</i> |

STATE WATER COMMISSION, NORTH DAKOTA (Continued)

HANSON, LARRY, WILLISTON, ND -
STATE WATER COMMISSION MEMBER (Continued)

- 4) Appointment by Governor John Hoeven to
 serve as a member of the State Water Commission

Term: July 1, 2005 through June 30, 2011

HILLESLAND, ELMER B., GRAND FORKS, ND -
STATE WATER COMMISSION MEMBER

- 1) Appointed by Governor Edward Schafer to
 serve as a member of the State Water Commission

Term: March 1, 1993 through June 30, 1995

- 2) Reappointed by Governor Edward Schafer to
 serve as a member of the State Water Commission

Term: July 1, 1995 through June 30, 2001

- 3) Appointed by Governor John Hoeven to
 serve as a member of the State Water Commission

Term: July 1, 2001 through June 30, 2007

- 4) Reappointed by Governor John Hoeven to
 serve as a member of the State Water Commission

Term: July 1, 2007 through June 30, 2013

HOEVEN, JOHN, GOVERNOR OF NORTH DAKOTA

- 1) Elected Governor of North Dakota;
 Chairman of State Water Commission

Term: 1- 1-2001 to 12-31-2004

Re-Elected: 1- 1-2005 to 12-31-2008

STATE WATER COMMISSION, NORTH DAKOTA (Continued)

OLIN, JACK, DICKINSON, ND -
STATE WATER COMMISSION MEMBER

- 1) Appointed by Governor Edward Schafer to serve as a member of the State Water Commission
Term: March 1, 1993 through June 30, 1997
- 2) Reappointed by Governor Edward Schafer to serve as a member of the State Water Commission
Term: July 1, 1997 through June 30, 2003
- 3) Appointed by Governor Edward Schafer to serve as vice chairman of State Water Commission
(January 27, 1999 SWC meeting)
- 4) Appointed by Governor John Hoeven to serve as a member of the State Water Commission
Term: July 1, 2001 through June 30, 2003
- 5) Reappointed by Governor John Hoeven to serve as a member of the State Water Commission
Term: July 1, 2003 through June 30, 2009

RESOURCES TRUST FUND, 2005-2007 BIENNIUM

- 1) Status Reports 17, 56, 66, 102

RESOURCES TRUST FUND, 2007-2009 BIENNIUM

- 1) Status Reports 106, 133, 139

1753

RURAL FLOOD CONTROL POLICY CRITERIA,
2007-2009 BIENNIUM

- 1) Status Reports 67, 73, 116
- 2) Approval of cost share policy of funding limitation for individual rural flood control projects to \$250,000 per project for the 2007-2009 biennium

Approved: July 17, 2007 67

STATE WATER COMMISSION, NORTH DAKOTA (Continued)

1753

RURAL FLOOD CONTROL POLICY CRITERIA,
2007-2009 BIENNIUM (Continued)

- 3) Governor Hoeven's directive that the rural flood control committee and others revisit the State Water Commission's policy and guidelines as it relates to project deferred maintenance, and state cost participation for improvement reconstruction projects
(July 17, 2007 SWC meeting) 73

- 4) Direction that rural flood control committee revisit rural flood control drainage projects policy criteria as it relates to the rural/urban issues
(October 24, 2007 SWC meeting) 118

SWENSON, HARLEY, BISMARCK, ND -
STATE WATER COMMISSION MEMBER

- 1) Appointed by Governor Edward Schafer to serve as a member of the State Water Commission
Term: March 1, 1993 through June 30, 1997

- 2) Reappointed by Governor Edward Schafer to serve as a member of the State Water Commission
Term: July 1, 1997 through June 30, 2003

- 3) Appointed by Governor John Hoeven to serve as a member of the State Water Commission
Term: July 1, 2001 through June 30, 2003

- 4) Reappointed by Governor John Hoeven to serve as a member of the State Water Commission
Term: July 1, 2003 through June 30, 2009

STATE WATER COMMISSION, NORTH DAKOTA (Continued)

WATER DEVELOPMENT TRUST FUND, WATER
DEVELOPMENT AND MANAGEMENT PROGRAM
BONDS (CREATED UNDER 1999 SENATE BILL 2188
AND 1999 HOUSE BILL 1475) - 2007-2009 BIENNIUM

1) Status Reports 106, 133, 139

847

SWAN CREEK DIVERSION DITCH

1) Status Reports 76

2) Approval of request from Maple River-
Rush River Joint Water Resource District
for conditional state cost participation for
Swan Creek diversion ditch improvement
reconstruction; and

that the State Water Commission review
the project type and cost share percentage
in the second year of the 2007-2009 biennium

Approved: July 17, 2007 76
35 percent of eligible costs
\$500,000 in 2007-2009 biennium (S.B. 2020)

SWENSON, HARLEY, BISMARCK, ND -
STATE WATER COMMISSION MEMBER

1) Appointed by Governor Edward Schafer to
serve as a member of the State Water Commission

Term: March 1, 1993 through June 30, 1997

2) Reappointed by Governor Edward Schafer to
serve as a member of the State Water Commission

Term: July 1, 1997 through June 30, 2003

3) Appointed by Governor John Hoeven to
serve as a member of the State Water Commission

Term: July 1, 2001 through June 30, 2003

4) Reappointed by Governor John Hoeven to
serve as a member of the State Water Commission

Term: July 1, 2003 through June 30, 2009

THOMPSON, ROBERT G., PAGE, ND -
STATE WATER COMMISSION MEMBER

- 1) Appointed by Governor Edward Schafer to serve as a member of the State Water Commission

Term: March 1, 1993 through June 30, 1995

- 2) Reappointed by Governor Edward Schafer to serve as a member of the State Water Commission

Term: July 1, 1995 through June 30, 2001

- 3) Appointed by Governor John Hoeven to serve as a member of the State Water Commission

Term: July 1, 2001 through June 30, 2007

- 4) Reappointed by Governor John Hoeven to serve as a member of the State Water Commission

Term: July 1, 2007 through June 30, 2013

66

237-03

TIOGA RURAL WATER FEASIBILITY STUDY

- 1) Status Reports

91

- 2) Approval of 65 percent MR&I Water Supply program grant not to exceed an allocation of \$65,000 for the feasibility study

Approved: July 17, 2007
65 percent MR&I grant
\$65,000 in 2007-2009 biennium (S.B. 2020)

91

TRAILL COUNTY WATER RESOURCE DISTRICT

1934

ELM RIVER SNAGGING AND CLEARING PROJECT

- 1) Status Reports
- 2) Approval of request from Traill County Water Resource District for state cost participation for Elm River snagging and clearing project

139

Project No. Project

Page Nos.

UNITED STATES, BUREAU OF RECLAMATION

237

RED RIVER VALLEY WATER SUPPLY PROJECT

Refer to: Garrison Diversion Unit,
Dakota Water Resources Act of 2000

237-03

UPHAM, CITY OF, WATER SUPPLY - ALL SEASONS WATER USERS DISTRICT

- 2) Approval of 75 percent MR&I Water
Supply program grant not to exceed
an allocation of \$620,000

Approved: July 17, 2007 91
75 percent MR&I grant
\$620,000 in 2007-2009 biennium (S.B. 2020)

Project No. Project

Page Nos.



WALSH COUNTY WATER RESOURCE DISTRICT

1942

WALSH COUNTY ASSESSMENT DRAIN NO.
10, 10-1, AND 10-2 CONSTRUCTION PROJECT

1) Status Reports 79

2) Approval of request from Walsh County Water Resource District for additional state cost participation for Walsh County Assessment Drain No. 10, 10-1, and 10-2 construction project

Approved: July 17, 2007 79
35 percent of eligible costs
\$43,056 in 2007-2009 biennium (S.B. 2020)

Total state cost participation - \$273,056

237-03

WALSH RURAL WATER DISTRICT

1) Status Reports 91

2) Approval of 29 percent MR&I Water Supply program grant not to exceed an additional allocation of \$1,000,000

Approved: July 17, 2007 91
29 percent MR&I grant
\$1,000,000 in 2007-2009 biennium (S.B. 2020)

Total MR&I grant - \$1,750,000

237-03

WATER DEVELOPMENT RESEARCH FUND,
GARRISON DIVERSION CONSERVANCY DISTRICT

Refer to: Garrison Diversion Conservancy District,
Water Development Research Fund

WATER DEVELOPMENT TRUST FUND, WATER
DEVELOPMENT AND MANAGEMENT PROGRAM
BONDS (CREATED UNDER 1999 SENATE BILL 2188
AND 1999 HOUSE BILL 1475) - 2005-2007 BIENNIUM

Refer to: State Water Commission, North Dakota

W 2007

Project No. Project Page Nos.

WATER DEVELOPMENT TRUST FUND, WATER
DEVELOPMENT AND MANAGEMENT PROGRAM
BONDS (CREATED UNDER 1999 SENATE BILL 2188
AND 1999 HOUSE BILL 1475) - 2007-2009 BIENNIUM

Refer to: State Water Commission, North Dakota

1826 WETLANDS TRUST, NORTH DAKOTA
(Presently known as North Dakota Natural Resources Trust -
name changed by passage of Dakota Water Resources Act of 2000)

Refer to: North Dakota Natural Resources Trust

568 WILD RICE RIVER SNAGGING AND CLEARING PROJECT,
SOUTHEAST CASS WATER RESOURCE DISTRICT

1) Status Reports 115

2) Approval of request from Southeast
Cass Water Resource District for an
allocation not to exceed \$47,500 to
support the Wild Rice River snagging
and clearing project

Approved: October 24, 2007 115
25 percent of eligible costs
\$47,500 in 2007-2009 biennium (S.B. 2020)

237 WILL & CARLSON CONTRACT - PETER CARLSON

Refer to: Garrison Diversion Conservancy District

237-04 WILLISTON, CITY OF - WATER SYSTEM IMPROVEMENTS

1) Status Reports 31, 152

2) Approval of a partial advance of the
\$5,000,000 grant (approved by SWC
on August 15, 2002), not to exceed
an allocation of \$2,000,000 for the city
of Williston water system improvements

Approved: May 9, 2007 31
Partial advance of \$2,000,000
in 2005-2007 biennium (H.B. 1021)

Total partial advances - \$3,000,000

Project No. Project **Page Nos.**

237-04 WILLISTON, CITY OF - WATER SYSTEM IMPROVEMENTS (Continued)

- 3) Approval of additional advance (final advance) of the \$5,000,000 grant (approved by SWC on August 15, 2002), not to exceed an allocation of \$2,000,000 for the city of Williston water system improvements

Approved: December 7, 2007 152
Partial advance (final) of \$2,000,000
in 2007 -2009 biennium (S.B. 2020)

Total partial advances - \$5,000,000

237-03 WIMBLEDON, CITY OF, WATER SUPPLY -
BARNES RURAL WATER DISTRICT

- 1) Status Reports 91

- 2) Approval of 50 percent MR&I Water Supply program grant not to exceed an allocation of \$70,000

Approved: July 17, 2007 91
50 percent MR&I grant
\$70,000 in 2007-2009 biennium (S.B. 2020)

X 2007

Project No. Project

Page Nos.

Project No. Project **Page Nos.**

1289

YELLOWSTONE RIVER, SOVEREIGN LANDS -
CONTROL OF NOXIOUS WEEDS IN McKENZIE COUNTY,
McKENZIE COUNTY WEED CONTROL BOARD

- | | | |
|----|--|-----|
| 1) | Status Reports | 113 |
| 2) | Approval of allocation not to exceed \$33,732, to McKenzie County Weed Control Board to support control of noxious weeds on sovereign lands along the Yellowstone River in McKenzie county | |

Approval: October 24, 2007 113
\$33,732 in 2007-2009 biennium (S.B. 2020)

Z 2007

Project No. Project

Page Nos.

