

**DEER LODGE VALLEY CONSERVATION DISTRICT**  
**Regular meeting October 13, 2015**  
**6:30 PM - USDA Building**

The meeting was called to order by John Hollenback. Supervisors present were Dwight Crawford, Troy McQueary and Jodi Pauley. Also present were Jason Lindstrom, Glen Green, Brian Bender and Susie Johnson.

It was moved by Dwight Crawford, seconded by Troy McQueary and motion carried to approve the minutes of the previous meeting.

**FINANCIAL STATEMENT:**

Treasurer Dwight Crawford reported \$2,167.28 in the district checking account and \$3,545.91 in the district Range Days account.

District Secretary Susie Johnson provided written financial reports. The balance in Petty Cash is \$151.80 and \$37,508.98 in County funds.

**CLAIMS TO BE PAID:**

MACDEO (dues, acct. 330)	\$ 25.00
Writing & Communications Services (contracted services, acct. 739)	3,650.00
DLVCD (convention registration, acct. 370)	480.00
Petty Cash (postage, 310)	15.93
<u>Petty Cash (supplies-ink cartage, acct. 210)</u>	<u>61.99</u>
Total	\$4,232.92

It was moved by Jodi Pauley, seconded by Troy McQueary and motion carried to approve these claims.

**OLD BUSINESS:**

1. WRC was reported by John Hollenback. WRC's RCPP grant application was accepted for the National level so Ted will be working on the full proposal to be submitted in November.
2. Kohrs Manning diversion was reported on by Jason Lindstrom. All the district has so far is a conceptual design from M-M and doesn't sound like we will get a final design until they receive a contract modification. FW&P has taken the conceptual design and sent it to their engineer, River Design Group for review.
3. No Till Drill was discussed. The 223 grant for \$20,000 for the drill is almost completed. The grant has to be submitted by Wednesday, October 15<sup>th</sup>.
4. Tour on Cover Crops was discussed. The Conservation District will supply donuts, lunch and pay for the Bus Driver and fuel.
5. District Administrator Job Description was signed by Chairman John Hollenback.
6. Livestock Seminar was discussed. Jim Lee was able to get a donation of \$500 from NorthWestern Energy again this year for the Seminar. The board decided to have a one price ticket this year at \$20/person for adults and kids for the Bar J Wranglers Concert. The afternoon session ideas that were brought up were: 1) No-till benefits/rotation crops (Glen would like to get a person from NRCS from North Dakota to give this presentation. 2) Estate Planning. 3) Presentation on the Clean Water Act.
7. Area V meeting Troy McQueary and Don Despain received their certificate and pin for 10 years on the board and Susie received her certificate and pin for 20 years with the district.

## **NEW BUSINESS:**

1. MACD Convention was discussed. Dwight and John will be attending. We received the DNRC funds again this year to pay for John and Dwight's travel and rooms.
2. DLVCD/Big Hole Watershed Committee Oregon Creek agreement was signed by Chairman John Hollenback.
3. DLVCD/Racetrack Water Users agreement was signed by Chairman John Hollenback.

## **SB310:**

1. DLV-02-15, Bill Mosier, Kohrs & Manning Ditch Company, Clark Fork River Irrigation Structure/Improvement to Existing Structure. **On Hold.**
2. DLV-12-15, Perkins Ranch, LLC, Dempsey Creek Irrigation Structure/Improvement to existing structure.  
Per the Team member report, it was determined that this application was not a project since the headgate to be replaced was 30 feet down the ditch. It was moved by Dwight Crawford, seconded by Troy McQueary and motion carried that this application is not a project.
3. DLV-15-15, Jordan Contracting, Mill-Willow Debris Removal (Beaver Dams)  
It was moved by Dwight Crawford, seconded by Jodi Pauley and motion carried to approve this application as a project and issue a permit. An inspection was not requested.
4. DLV-16-15, Montana Rail Link, Clark Fork River Bridge/Improvement to Existing Structure/Removal of Accumulated Sediments from Stream.  
It was moved by Dwight Crawford, seconded by Jodi Pauley and motion carried to approve this application as a project. An inspection is requested.
5. DLV-01-15V, Donald Beck, Pikes Peak Creek Improvement to existing diversion without a permit.  
On October 1, 2015 the site of the alleged violation was inspected. Those present included Jason Lindstrom with Montana Fish, Wildlife and Parks, Dwight Crawford with the Deer Lodge Valley Conservation District, Cameron Razor with the U.S. Forest Service, Don Beck (water right holder and alleged violator), and Graham Coppes, an attorney representing Mr. Beck. Upon inspection it was clear that a significant amount of earthen fill had been recently placed in the channel and floodplain of Pikes Peak Creek without a valid permit. The fill was placed so that most of the creek was being diverted down the ditch at the time of the inspection. Fill had been placed in the floodplain of the channel downstream of the historic boulder diversion leading to a much narrower channel profile. This was determined to be a significant concern for periods of higher flow (i.e. spring runoff). It is likely that if the fill is not removed, high flows in the spring will lead to excessive erosion around the placed fill. It could also lead to the ditch capturing the creek channel and causing significant damage to the ditch as well as the natural environment.  
The fill needs to be removed and the site reclaimed to the preexisting condition to the extent possible. See attached photos for area where fill needs to be

removed, and channel and floodplain reclaimed. The area is highlighted in yellow in the photos. This work should be completed this fall, but shall occur no later than April 1, 2016. All fill removed needs to be deposited or stockpiled outside of the floodplain of the stream. Erosion controls need to be placed on all disturbed sites following reclamation work to prevent sediment from reaching the creek during runoff and rainstorm events. All disturbed areas should also be seeded with a native seed mix appropriate for a forested site.

An engineered diversion should be designed for the site, and a 310 permit applied for and secured prior to any construction taking place. Note: The diversion should be designed so as to not impede upstream fish passage while in operation.

6. Tim Beck update was reported on by Brian Bender. Today, Brian received the Flood Plain Development permit from Tim's Engineer. It was not a joint application so they still need to fill out a 310 permit.

**MT FW&P 124 permit:**

1. Montana State Prison, Troy McQueary, Diversion maintenance, Dempsey Creek was noted.

**AGENCY REPORTS:**

1. Glen Green wanted to know if the board wanted to have a local work group meeting or keep the resource issue the same. It was moved by Dwight Crawford, seconded by Jodi Pauley and motion carried to keep the resource issue the same as last year.

**Open Mike:**

**NEXT MEETING IS: Tuesday, November 10, 2015, 6:30 pm., USDA Building**

Submitted by \_\_\_\_\_ Date: October 21, 2015

