

## **ANIMAS CONSOLIDATED DITCH COMPANY**

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### **116<sup>th</sup> Stockholders Annual Meeting March 16, 2010 ~ 10:00am ~ Animas Grange**

- I. Call to order at 10:05am by President John Ott; Introduction of Board Members Present: John Ott, President; Jake Archuleta; Tim Holt; Ed Zink
- II. March 07, 2009 Minutes read and a motion made by Tim Holt to approve, second by Jake Archuleta, motion passed.
- III. President's Report:
  - a. Addressed the value of state wide meetings and evaluation of urban use of water.
  - b. Discussion of Eric Bikis's findings regarding the soil analysis and water usage of the ditch. Areas of concern were as follows:
    1. Finding lost acreage
    2. Less / more water allocation needs
    3. Adjust shares overage / shortage based on water usage
    4. Acquire excess water through the state
    5. Unused water at risk to be taken back by the state
    6. Unsold shares guidelines
  - c. Winter issues regarding maintenance by Jim Mead, Ditch Rider. Specific issue of Headgate at Hermosa damming with snow and ice. Option of buying water from Animas Water Company versus heavy maintenance expenses, emergency calls and frozen headgate.
  - d. Replaced Headgate 10 years ago; possible capital investment of new siphon.
  - e. Target date for water turn on is May 01, 2010.
- IV. Financial Reports:
  - a. Review of 2009 Financials
  - b. Presentation of 2010 Budget: Motion made by Paul Cahill to approve, second by Paddy Lynch, motion passed.
  - c. Discussion of investment strategies for capital.
- V. Old Business:
  - a. Senior rights to water usage. Junior rights to 1922 have no danger to Colorado compact. Discussion included need to have good understanding of shareholder water use.
  - b. Prepare for Division of Water inquiry regarding ACD water being under adjudicated. Discussion of water adjudication; once Bikis Engineering updates completed, Ed Zink and John Ott will meet with Nancy Agro, water attorney, to evaluate adjudication.
  - c. Total Customer Count: 300; Share breakdown as follows:
    1. Animas Consolidated Ditch: 1.0 "A" Share
    2. Customer Issued "A" Shares: 929.50
    3. Customer Issued "B" Shares: 71.0
    4. Contract Shares Issued: 122.0
  - d. Protect water rights at all levels.
- VI. New Business:
  - a. Inspect 1940's siphon at Hermosa Creek with robot.
  - b. Hermosa Dam blockages; Joint clean out of blockages with all eneties.
  - c. Beaver issue where ditch runs wet; notify Jim to trap, etc. to resolve.
  - d. Paul Cahill raised the issue of the state highway easement maintenance and individual owner's headgate and ditch easement maintenance.
- VII. Election of Directors: Motion made by Jim Lewin to submit Eric Bikis for election to District II seat, second by Paddy Lynch, motion passed.
- VIII. Adjournment: Motion made by Jake Archuleta to adjourn, second by Paddy Lynch, motion passed.