

**Bishop Creek Water Association
Monthly Meeting Summary
December 10, 2019**

1) Opening and Introduction

BWCA meeting called to order. Trustees in attendance: Gene Coufal, Don Kunze, Henry Means, Merry Armstrong and Adam Perez. Watermaster Matt Durkee was present.

2) Acceptance of the November 12, 2019 Monthly Meeting Summary

The November 12th, 2019 monthly meeting summary was accepted as written.

3) Approval of the November 2019 Financial Report

November 2019 Financial Report reviewed & approved.

4) Bishop Creek Precipitation, Flow, and Storage Report

Bishop Creek has been flowing at normal seasonal levels of around 50 cfs.

5) Old Business

a) Matlick Ditch flow obstruction @ Rousek Toy Co:

The bid from Kevin Grevenkamp has been accepted and work will occur after 1st of year.

b) North/South Sunset Rd Diversion Structure Replacement:

This structure is part of the Phase II/ replacement schedule. The new owner is having issues with the box being clogged with leaves. In theory this ditch only provides tail-water to North Side.

c) Restriction in Nelligan Ditch at Norberg/Scott:

Phase II will begin after the new year.

d) Restriction in 4X Ditch @ East end of Sunrise Dr. :

Need to contact owner

e) Water shut-off at property on n/s at 2769 Sunset Rd:

Upstream water shut down by neighbor, who states that water is his/hers to manipulate as he/she wants. Gene will do additional research of maps to look at historical use. Gene will follow up and pay a visit to site.

f) Bishop Plaza maintenance and cleaning responsibility:

Gene Coufal will follow up with attorney Peter Tracy.

g) Bishop Tribe BCWA Membership:

With City of LA Attorney for official review.

h) Collection of Past Due Assessments:

Of ~900 total, 92 members have not paid past assessments.

- 42 one-year or less past due
- 13 1 year to 2 years past due
- 37 greater than 2-years past due

Plan is to go to small claims court.

i) Ditch Diversion Box Repair/Rebuild Work – Phase II/III:

Gene is working on the plans.

j) Yaney Ditch Diversion Structures Repair/Replacement:

- i. SW corner (LADWP)

ii. Diversion at Dog Park part of Phase II work

6) Water & Arbitration Committee Report

No new items.

7) Watermaster Report:

Matt reported that he received 37-calls & 25-text messages. Three of the calls were from board members and he reminded the membership to call if anyone needs assistance.

8) New Business

a) Plugged culvert on Sierra Vista and Barlow:

Brought to attention by Ray Warburton. Blockage underneath county road. Several attempts were made to unplug, and move obstruction downstream. Replacement of structure contingent on agreement with Inyo County Road Dept. The Board approved the payment for Inyo County Road Dept. labor to replace the Sierra Vista culvert on a non-precedent setting basis. (1st to motion by Don. 2nd to motion by Henry. Unanimous decision of agreement.) Ray W. provided a copy of Water Code 7034. (See attached)

The handling of street culverts moving forward to remain on the agenda: Culvert issues including private to private, where ownership is to the centerline of road above culvert, and the public has easement over to remain on the agenda.

b) Temporary Watermaster:

Within administration language, board will change Watermaster vacation to 'authorized absence'. Unanimously approved by all board members.

c) Plugged ditches due to leaves:

Brought to attention by Don: Who cleans the leaves? List of people/community to clean ditches, with who to call. Could the paper address issue within an article? Is there a charity group that could/would help? A secondary list could be managed by the Watermaster Matt Durkee. Don will contact the newspaper.

d) McLaren and Ranch Rd, Formally the Gillette property:

A complaint was made by Ms. J. Parsons that the new owner of the Gillette property has kept the original gardener who is obstructing flow to Vista Road. No change in the condition of the diversion structure. Henry and Merry will talk to new owners.

e) Marion/Nona Davis, 1468 Cherry Lane:

Pleased with the job of Watermaster (See attached). Matt will meet with Highlands Janitor to try and resolve issue of flow interruptions.

9) Next Meeting: January 14, 2020, 7:00 p.m. at LADWP, 300 Mandich Street

10) Adjournment

Meeting adjourned at 8:32 p.m.

Respectfully Submitted,

Adam Perez

Secretary

Bishop Creek Water Association

**BISHOP CREEK WATER ASSOCIATION
FINANCIAL REPORT FOR THE MONTH**

NOVEMBER 2019

CHECKING ACCOUNT BALANCE	\$ 9,658.68
SAVINGS ACCOUNT BALANCE	<u>41,903.40</u>

TOTAL BANK BALANCES - October 30, 2019 51,562.08

DEPOSITS:

Customer Deposits - Into Checking	\$ -
Customer Deposits - Into Savings	340.00
Insurance Refund	-
Interest Income	-
Transfer from Savings	<u>-</u>

TOTAL DEPOSITS 340.00

CHECKS WRITTEN:

Water Master Pay - 851.83 X 2	\$ 1,703.66
Truck Allowance - 200.00 X 2	400.00
Assistant Water Master Pay	-
Telephone	85.91
Payroll Taxes - IRS	-
Payroll Taxes - State	-
Payroll Taxes - IRS Unemployment	-
Web Site	-
US Post Office	-
Alex Printing	-
State Fund - Worker's Comp Insurance	-
Holland & Allred - Quarterly Accounting	-
Brown's	-
Paiute Tribe Water District	-
Transfer to Savings	<u>-</u>

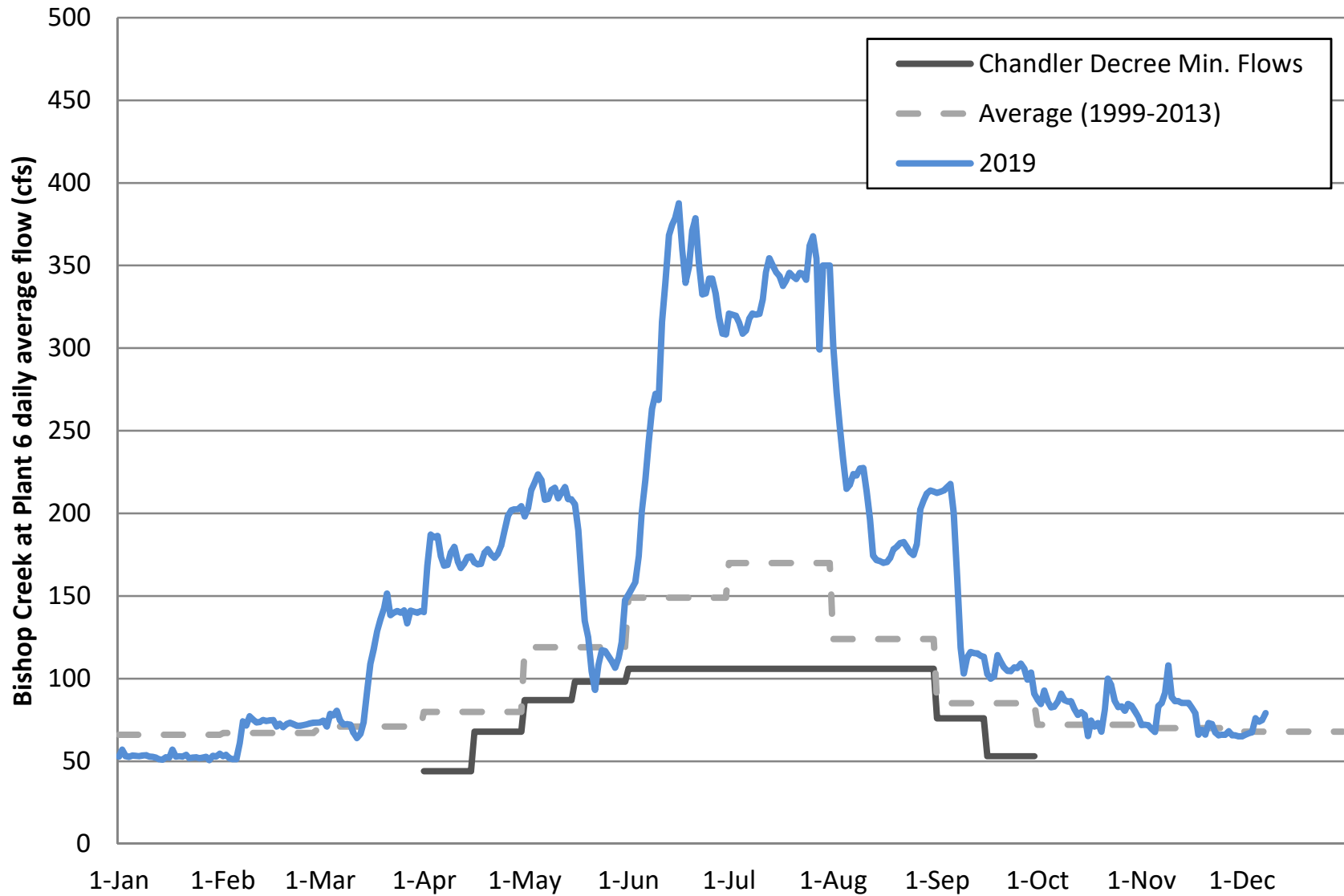
TOTAL CHECKS WRITTEN (2,189.57)

UNION CHECKING ACCOUNT \$ 7,469.11

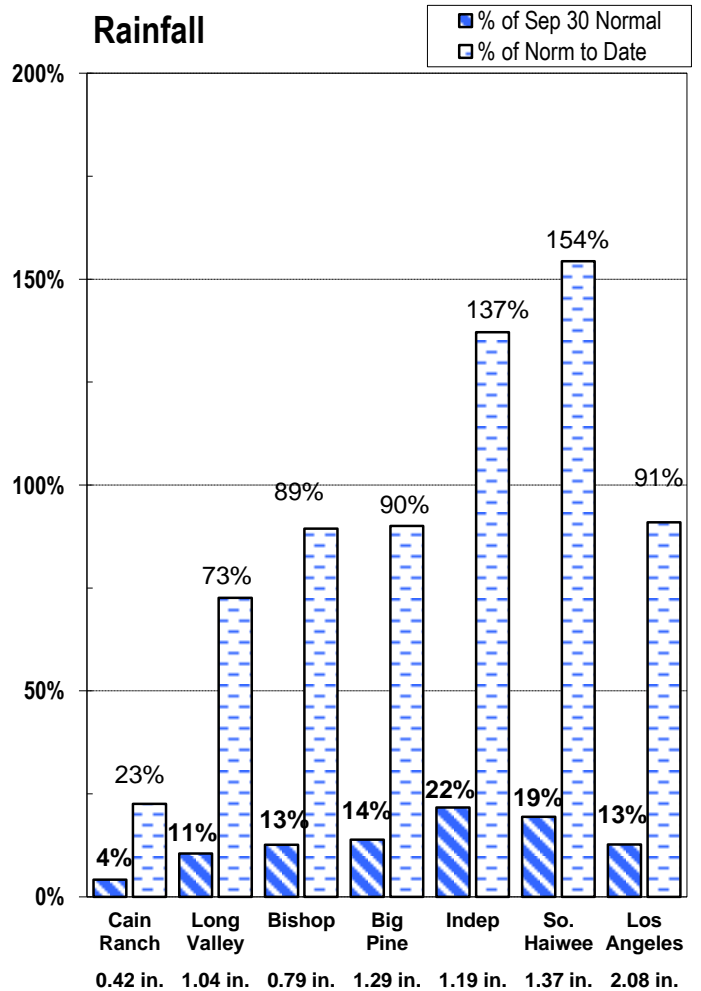
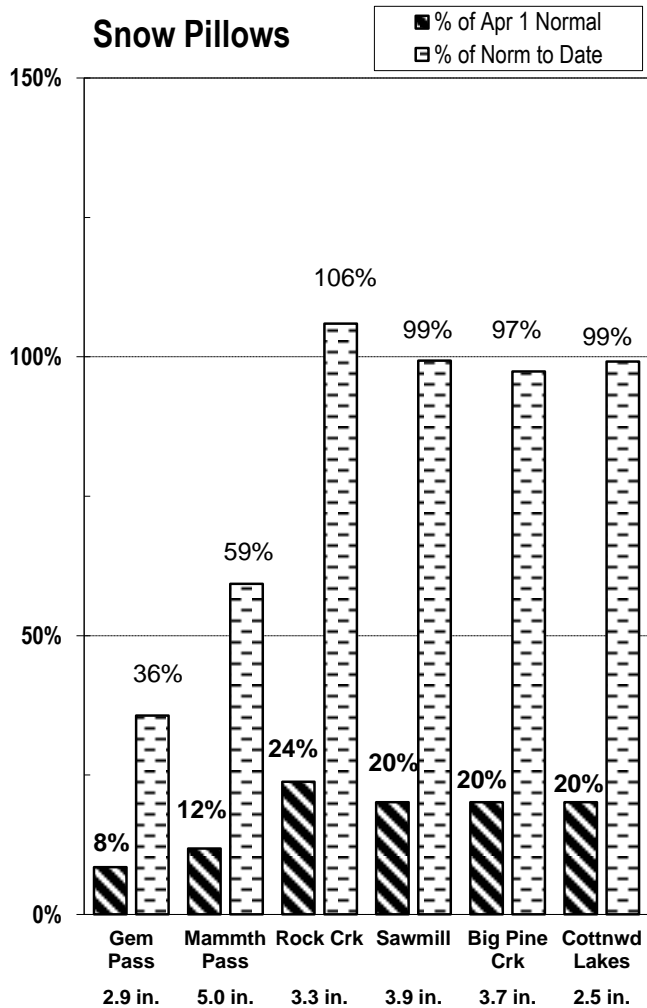
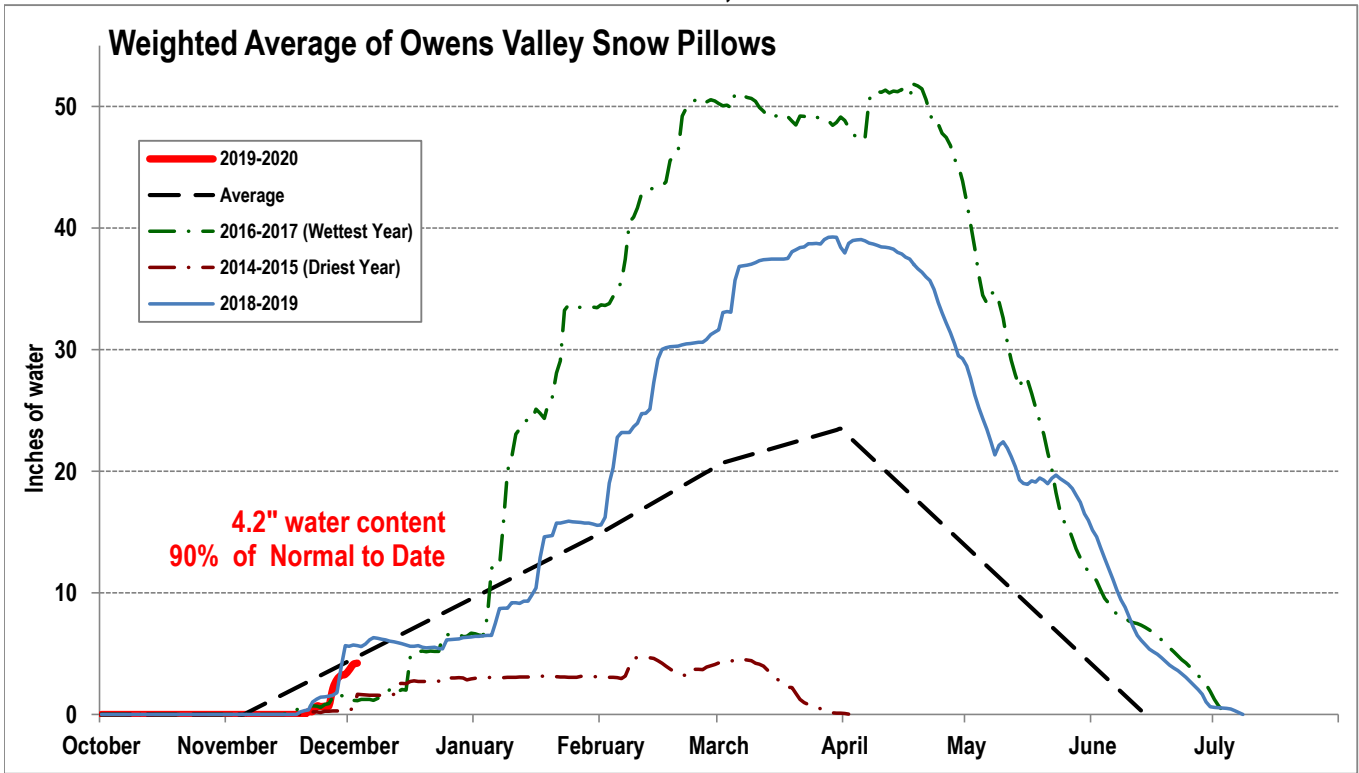
UNION BANK SAVINGS 42,243.40

TOTAL BANK BALANCES - November 30, 2019 \$ 49,712.51

Bishop Creek Flows at Plant 6



EASTERN SIERRA CURRENT PRECIPITATION CONDITIONS December 3, 2019



Measurement as Inches Water Content; Precipitation totals are cumulative for water year beginning Oct 1

PROVIDED AT
OCT 8, 19 2010
By JOANN LIJEK

Joann Lijek
272 McLaren Ln.
Bishop, CA. 93514

December 7, 2010

Bishop Creek Water Assoc.
PO Box 1273
Bishop, CA. 93514

To Whom It May Concern:

I am writing in regards to the continual lack of water I have experienced since Mrs. Dee Norberg of 299 McLaren Ln. returned home in May 2010 after an extended absence. I believe I attended a meeting since then and possibly have written a letter, but the situation has not improved.

Mrs. Norberg, deliberately and with great malevolence, repeatedly blocks the flow to my property, refuses to keep the flow free of obstructions, and has threatened to have me arrested if I cross her property to restore the flow. Sometimes the flow stops within an hour of Wayne coming out and getting it going.

I find myself having to call Wayne Stone at least once a week to restore flow, and I only do not call him more frequently because I don't want to bother him all the time. In general, even after Wayne shows up, Norberg has the rocks in the upper channel arranged so I, on average, am only getting about 50% of the amount of water I used to get. I have lived here since 1999. The lack of water makes it a risky proposition to water with the timer (as I have done for 11 years), because now the pump sucks more water than comes in to the pond, another indication of reduced flow.

My pond is starting to show signs of low flow as more sediment and leaves build up and this summer I had an algae bloom for the whole summer. My ditch requires more maintenance as the reduced flow causes increased sedimentation and root growth.

I have had miscellaneous problems with Norbergs over the years over the water (ranging from deliberate flooding to no flow at all) due to the fact that they seem to believe that I only get water at their sole control and discretion. I do not believe any of this behavior was accidental or inadvertent, it has been a deliberate, constant, annoying, and debilitating problem for me. Since Mr. Norberg's death it has become unbearable.

I believe the Water Association should be informed that the ditch that feeds my property is not even on Norberg's property, it is on Gribben's property, there is a survey marker on the SE corner of Norberg's property easily observable and I can provide the property description that describes the line. Gribben's fence is not the property line and is not even parallel to it. Perhaps the ditch could be changed to prevent Ms. Norberg's tampering and the leaf problem at the head gate. I would be willing to pay for any modifications that would solve this problem.

It is my opinion that the problem is largely caused by two conditions (besides Dee Dee Norberg's unmitigated nastiness), the submerged orifice that controls the flow out of Nelligan Ditch, and the diversion directly after that (made of rocks and sandbags) that

splits the flow to go to the pond behind Norberg's house with the flow that comes my way. Norberg can easily divert water away from my property without it being readily observable by moving a few rocks. Norberg could easily divert water directly out of Nelligan Ditch to the rear of her property and leave that ditch alone. Replacement of the submerged orifice with an open topped control device such as a rectangular weir would probably decrease the natural clogging from leaves, but on the other hand, why is any control device necessary here? My property is only receiving about 50% of what it historically used to get, and I would certainly appreciate more than less.

Unfortunately, I believe any modification will only be effective if Norberg can be locked out and prevented from tampering with the ditch. I have personally witnessed her placing rocks, dirt clods and clods of dirt and grass in the pipe that leads from the second diversion to her front yard pond towards my property, which obviously significantly stops the flow. When I first lived here, there was no PVC pipe, it was an open ditch. I believe Norberg's motivation in placing pipe was to be able to say it is not a natural streambed and thereby can not be regulated by Fish and Game or other environmental agencies. This also allows her to place obstructions in the channel that are not readily observable or readily removed.

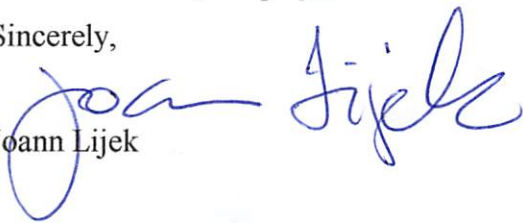
I have contacted Fish and Game, and they told Ms. Norberg that she needed to keep the flow going, so mostly I get a trickle, instead of being completely dried up. Again, it should not be my sole activity to constantly monitor my ditch and call whatever agency I believe will be helpful 24/7. I really cannot afford legal action, so I hope that a solution can be found without my having to go to court.

I have been informed by Shirley Luther (former neighbor of Norberg) and Kathy Powell, who is related to the Hedgecock's, that originally owned my property, that Dee Norberg has been up to the same shenanigans for many years. Elsa Hedgecock has not lived here for at least 16 years, more like 20, and Dee was always cutting her water off when she was old and sick.

To close, I hope you can do something for me. Thanks in advance.

Sincerely,

Joann Lijek



BCWA Diversion Structures Repair/ Replacement Plan

Revised 11/12/2019

PHASE II & III

<u>Loc. #</u>	<u>Div Structure Location</u>	<u>Improvement Needed</u>	<u>Est. Cost</u>
*	Nelligan Ditch Div Structure @ Scott/Norberg	Rebuild structure & locking device	\$4,100
29	Nelligan Ditch at 299 McLaren Ln(pic #32 & 33)	rebuld/replace structure	\$720
*	S/S Sunset Rd @ 2800	Rebuild structure & locking device	\$2,350
20	4X Ditch @ E/s Barlow Ditch (pic #23)	structure and locking devices	\$2,870
21a	4X Ditch @ Parkwest Div (pic #24)	2 locking devices	\$410
21b	4X Ditch @ Parkwest Div (pic #24)	2 headwalls	\$2,870
25	Grandview (@365)/Wildrose split (pic #28)	secured splitter box	\$2,050
27	Line St (No/s) Ditch @ Shepherd Ln (pic #30)	locking devices	\$600
28	Line St(No/s) Ditch spill to Bis Ck (@ 3875) (pic #31)	replace structure & backfill	\$1,300
19	E/s Barlow ditch (at 804S) to Sunrise Dr (pic #22)	structure and locking device	\$3,000
16	So. Indian Ditch No/s of Longview Dr (pic #19)	Locking device	\$400
17	So. Indian Ditch So/s of Longview Dr (pic #20)	Locking device	\$400
18	So. Indian diversion to Sunrise Dr (pic #21)	Locking device	\$400
31	Yaney St So/s ditch at Forest Service (pic #35 & 36)	Structure & Locking device	\$1,800
*	So. End of Mt Tom @ Nelligans	Rebuild structure & locking device	\$3,000
Subtotal			\$26,270

Delayed

23	Ocier Ditch @ Manor Div (pic #26)	3 operable locking devices	\$925
24	Manor ditch @ 377 Grandview Dr (pic #27)	locking cover (see Symmons div)	\$410
22	Div structure splitting S/s and N/s Glenbrook (pic #25)	structure & 2 locking devices	\$2,300
26	Mason Ditch @ Line St (No/s)(pic #29)	repair	\$200
1	Feeder Ditch @ So. Indian Ditch (pic #1)	ability to double lock	\$20
2	So Indian Bypass gate to Feeder Ditch (pic #2)	Replace lock	\$20
14	Newton Ditch at E/s of Barlow div box (pic #17)	Locking device	\$400
15	E/s of Barlow (@864) div box (pic #18)	Locking device	\$400
	New structures and exisiting key diversion points,	install staff gages (33 @ \$75)	\$2,500
Subtotal			\$7,175

Complete

30	Noble Ditch @ Home St (pic #34)	2 locking devices	
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* Not Previously Identifird or Budgeted

