

BURLEIGH COUNTY WATER RESOURCE DISTRICT AGENDA

Wednesday, January 8, 2013 – 8:00 a.m.

Tom Baker Meeting Room

1. 8:00 a.m. - Call to Order
2. Roll Call (Fleck, Royse, Backstrand, Weixel, Jones)
3. **Approval of Minutes of (12-7-12) 1-10**
4. Financial Reports
 - End of December Financial Data – possible handout
 - Fund Accounting Status
5. **Approval of Bills 11**
6. **Board Reorganization - Election of Officers**
 - **Chairman**
 - **Vice Chairman**
 - **Treasurer**
 - **Secretary contract 12-14**
 - **Reappointment of Engineer & Legal Counsel 15-17**
7. McDowell Dam Recreation Area Updates
 - Water Permits – Update (if any)
 - McDowell Dam Expenses (not available – possible handout)
8. Drainage Complaints
 - Eldin Spier/UTTC – Memorandum and City Letter
 - Sanferd Mees/Ed Jaskowiak – Culvert Installed (Floodplain Permit Compliance – Ray Zeigler)
 - Emery/Koppang - State Engineer Watercourse Determination Letter dated 11-27-12 18
 - **Enforcement letter to Emery 19**
9. Missouri River Flood Hazard Mitigation Studies
 - ND State Engineer funding assistance – no response as yet
 - Missouri River Correctional Center FHMP #23 – Hold for funding
 - Sibley Area FHMP #26, #27 & #30 – SWC funding under review
 - **Sandy River Drive – Public Informational Meeting – January - Date?**
 - **Morton County and Lower Heart WRD’s Letters 20-21**
10. **Comments and Discussion from Public**
11. Break
12. Fox Island (FM #19 & #21)
 - **Harbor Drive Flood Control Project – On Hold – Consider Action on Petition 22-31**
 - **Fox Island Flood Control Project – Receive Updated Draft Report**
 - Alignment #1 and Township Roadway Grade Raise (Gallatin/Far West)
 - Project Development Cost Separation (Harbor Drive/Fox Island)
 - **Second Public Informational Meeting – January/February**
13. Hogue Island COE - Section 33 Bank Stabilization Project (FM #37)
 - Bank Stabilization and Specifications Policy – Pending
 - Section 33 - COE Funding

14. Hogue Island Flood Control Project (FM #39)	
• Letter from Carrington House Movers	32
• Response to Carrington House Movers	33
• Property Acquisitions update	34-82
• Landowner Meeting (Riverside Properties) – Mid-January (HEI)	
• Public Informational Meeting – January - Date?	
• Alternative project alignment review – Project costs remain to be determined	
• Next Steps, Auction/Demolition Schedule	
15. Burnt Creek Flood Control Repair Project (FM #7) – Update	
• Letter, plan set and opinion of probable costs – Submitted to NRCS	
16. Hay Creek Sediment & Geomorphic Assessment Update	
• Approved Notice of Grant Award	83-84
• Study work ongoing	
17. Sunny View Flood Control Project	
• Restudy and OPC updated – Receive Draft Report Update	
18. Apple Valley Cooperative Lagoon Project	
• Documents provided to NDDH for review prior to signing contract	
• Documentation for draw on account	85
• Engineering costs memorandum and project budget	
19. Other Old Business	
• Stormwater Management Plan Review Policy – On-Going	
• Houston Engineering - Work Orders (past and active) – Discussion	
• Missouri River Snagging and Clearing – Debris removal U-Mary area	
• Records Retention Policy update	
20. New Business	
• Board Portfolio Appointments	86
• Building Permit Process – Ray Zeigler, Buildings and Inspections	
• FEMA Community Rating System – Ray Zeigler, Buildings and Inspections	
• Board Policy Documents – review	
21. Correspondence or Document Information	
• Board Orientation Memorandum	87-89
• Bismarck Levee Removal Information	90-91
• SOV #S-1827	92-100
• Dam Operator Training	101-102
• City Preliminary Plat – emailed	
o Meadow Village Addition	
o Century Centennial Addition	
o Kilber North 2 nd Addition	
o Southbay Meadows	
o Edgewood Village 7 th Addition	
o Sunrise Town Centre Addition	
• City Revised Preliminary Plat – Emailed	
o Revolutionary Addition	
• City Final Plat – emailed	
o England Acres	
o Brei Estates First Subdivision	
o Koch Crest Addition	
• Storm Water Management Plans – emailed	
o England Acres	
o Pine Meadows Third Subdivision (Resubmitted)	
o Apple Creek Ridge Revised	

22. List of Bills 102

23. Next Meeting: Tuesday, February 12th

24. Adjourn

Note: Bold Items Require Board Action



BURLEIGH COUNTY WATER RESOURCE DISTRICT MINUTES
Wednesday, December 7, 2012 at 1:00 pm
Bartlett & West Office – Bismarck

Present: Terry Fleck, Cary Backstrand, Bruce McCollom, Gordon Weixel, Ken Royse, Michael Gunsch, HEI, Dave Bliss, Bliss & Stebbins Law Firm, Mona Livdahl, Personalized Management Services, Inc.

Chairman Fleck called the meeting to order at 1:00 p.m. noting a quorum was present

Minutes: Cary moved to approve the Minutes of November 7, 2012, Bruce seconded. Motion carried.

Financials: Provided as a handout, Ken reviewed no action taken.

Approval of Bills: Noted the Parks & Rec bill was provided after the briefing book was mailed out, a handout was provided with the revision. Bruce moved to approve the bills as revised in the amount of \$40,035.08, Gordon seconded. Motion carried.

McDowell Dam:

Greg reported that the switch for dates of ice on ice off fishing periods has been working. Chairman Fleck noted we had received an evaluation on Bobcat to fill out, this was provided to Greg Smith to complete.

North Dakota Spaniel Club: Rodney Beck, Program Director was present to request a special use of the facility. The ND Spaniel Club requested to use McDowell Dam for the water portion of their 2013 National English Cocker Spaniel Championship October 22-26, 2013. It was noted that if it is approved by this Board, we would need authorization from the Bismarck Parks and Recreation District regarding using rifles even though they are blanks and having dogs off leash and clean up. It was noted that a letter would need to be sent to the managing director at the Bismarck Parks and Rec District to get these concerns addressed and authorized. Mr. Beck noted that they would have people taking care of clean up and assisting in the process. **Cary moved to let the ND Sporting Club use the lake with the provision that they first write a letter to the Bismarck Parks and Recreation to obtain their approval on the deviation from the park rules. Bruce seconded. Motion carried.**

Water Permit: Nothing new to report at this point. Cary noted he is still trying to work with the State Water Commission (SWC) to get this permit approved. Noted this has been on file with the SWC since around 2008 and they are short staffed and doing work on priority levels.

Drainage Complaints:

Bittner/Smith/Barbere: Noted the Bittner portion of this complaint is done and we are just working with the Smith/Barbere portion as needed. The roadway ditch has been cleaned. A number of ideas were provided to Mr. Smith and Mr. Barber as to what can be done to address the noted concerns. Cary noted it is now between the landowners as to the final solution.



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Eldin Speirs: Cary noted that he met with the Mel Bullinger, Bismarck City Engineer and other City staff on this issue and they will be contacting United Tribes Technical College (UTTC) regarding the complaint. Part of the problem is the retention area doesn't have adequate storage capacity given high groundwater and it then overflows onto Mr. Speirs property. Michael noted he visited with Linda Oster and Mel Bullinger and they are in the process of drafting the letter to send to the UTTC, as well as reviewing the draft memorandum that was prepared. Once the letter is drafted, they will forward a copy to BCWRD.

Mees/Jaszkwiaik: Cary reported that we did issue an order to Mr. Jaszkwiaik as well as the county had issued an order related to its floodplain ordinance. At our last meeting we had asked our engineer to make an inspection and it was noted that nothing has changed. We are now in a position where we need to take action. One option is to hire a contractor to remove the obstruction. Mr. Jaszkwiaik was given the opportunity to come back with an alternative and obviously has not done so.. Noted the work could still be done this year. Cary noted we had a complaint, issued an order and it has not been followed. We had specified a culvert being placed, however at this point we need to just remove the obstruction based on the complaint received and Board action. **Cary moved that we retain a contractor to remove the blockage and assess the costs back to the property owner with input from our attorney. Gordon seconded.** Discussion was held on giving Mr. Jaszkwiaik one more opportunity to remove the blockage by sending him a letter noting when we would have the contractor come out to do the work. One concern with that idea was the weather and the possibility of getting a contractor out to the location. Michael will discuss with Marcus, Burleigh County Engineer to see if he can do this work. There will be one more review of the site prior to sending a letter. Dave will draft the letter. **A roll call vote was taken.**

Cary Backstrand: Yes

Gordon Weixel: Yes

Ken Royse: Yes

Bruce McCollom: Yes

Terry Fleck: Yes

Motion Carried.

Emery/Koppang: Cary noted that our engineer had made a determination that this was a natural watercourse; however we also requested the State Engineer to make his determination. A letter has been received from the State Engineer determining that this was in fact a watercourse. Cary indicated that an order had been issued and that once we received this letter the corrective should be directed to be completed. Michael noted the question at this time is if Mr. Koppang still willing to allow the placement of the relocated watercourse on his property and felt that we first should contact him. Consensus of the Board was to have Michael contact Mr. Koppang to see if he is still ok with having it on his land, and if so proceed. Cary noted that Jim Lindseth made the inspection and the Emery's wanted to be contacted and Mr. Lindseth did contact them and spoke to the Emery's related to his determination. It was noted the letter was not cc'd to the Emery's and it was recommended that we attach the letter from the State Engineer to the order to the Emery's.



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Ron Roehrich: A draft letter is included in the booklet. Cary noted that it is a roadway problem in Burnt Creek Estates and there was no stormwater management plan prepared for this subdivision. A copy of the letter will be sent to Marcus Hall, Neil Modin (Hay Creek Township), and Michael Gunsch noting there is no jurisdiction for this Board to act on this complaint. Bruce pointed out that Chairman Fleck's title on the letter was incorrect. **Cary moved that with the change of Chairman Fleck's position the Chairman sign it and send it out. Bruce seconded.** Ken questioned the second sentence of the second paragraph regarding natural watercourses or artificial drains. Michael clarified noting that if the water comes off the field in a natural swale and is intercepted by the roadway ditch, it can be considered an artificial drain. If it is just a roadway ditch because of the borrow area to construct the road, not it is likely not considered an artificial drain. Noted not all roadway ditches are considered artificial drains. Dave noted he is comfortable with the letter as written. **Motion carried.**

Expense Reports:

Burleigh County Commission Chairman Schonert and Commissioner Woodcox, Burleigh County Commissioner, were present to discuss the compensation of the water board members as well as that of other boards. It was felt that there should be discussion on the expectation of board members when they are appointed. Chairman Schonert noted that while the Burleigh County Commission doesn't want to set compensation for boards, they want to review all of the boards. The BCWRD board members currently receive \$135/meeting. It was noted some of the boards get less and some get none at all. Since the BCWRD has their own budget, they set their own compensation and Chairman Schonert felt that there should be an understanding of the board members that you are volunteering for public service. Chairman Schonert indicated that he wasn't sure as to where to draw the line on this related to compensation and requested input on this. Commissioner Woodcox noted that at the last meeting they discussed reviewing all of the boards that they have and the fees each gets. Chairman Schonert noted they do consider this a volunteer position when they appoint and provide compensation however the expectations are not to make us whole for what boards do.

Cary noted that each quarter each of the board members fills out the expense sheet and noted he does not list everything he does related to his duties as part of giving back to the public. The water resource district is a separate political subdivision. The county commission legally gets involved in appointment and approving the budget {mill levee}, and noted most water boards around the state are different. The law sets the limits on what board members can get in compensation, the Board gets to make the per diem rate and we have our own set of statutes we operate under. Cary stated he had spoken to other water management boards around the state and we are comparable to the larger cities such as Cass County, Ward County, etc. Cass County has 4 separate water boards and Morton County has two water boards. Cary noted that some of the water managers get an insurance allowance, some get cell phones, etc. Cary noted we are not elected, we are appointed.



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Cary also discussed the transition from Gailen Narum to Terry Fleck as Chairman within a short period of time. Bruce also noted he was appointed in September to fill out a term through the end of the year and discussed the amount of time it would take. Bruce noted the BCWRD does have an expense reimbursement policy but it needs clarification as the workload has changed from just attending the meetings to the amount of time it is taking with the project issues and portfolios. With the 2011 flood event the meetings and the length of time it is taking versus what it used to take has changed dramatically. Discussion was also held on the hourly rates of the professionals that work for the board. Chairman Schonert noted he would like to see this board and the highway department hire an engineer and split the costs. Chairman Schonert felt that our 'house' engineer could split the time 50/50 with the Highway Department. As for legal counsel Bruce feels they should be at full meeting versus just setting up legal issues as things come up during meetings. Bruce also noted that comparing a salary versus a fee that is charged by a consultant is not a fair comparison. Chairman Schonert noted he has asked for our feelings on the matter, but has not heard back from us. Ken noted that we have not ignored it, but have discussed the other costs involved on the engineering side including GIS, surveying, equipment, benefits, etc. noting these fees are billed out separately so it is not generally one engineer we have contracted with, but rather an entire firm that provides the requested services. Consensus was to set up a meeting with Marcus and the BCWRD to discuss the pros and cons of hiring and sharing an engineer to assist the Board.

Chairman Schonert stated that he and Commissioner Woodcox are bringing forth the feeling of the entire County Commission and thanked the board for their service.

Legal Issues:

Jerry Rodgers was present – noted he spoke to Dr. Steve Bernard and has a house moving contractor who wants his I-beam back. Dr. Bernard is afraid that if the I-beam goes the house may fall into the river. Dave Bliss noted that Dave from Carrington Movers called and he also spoke to Michael Gunsch as well. Chairman Fleck noted that this is not a BCWRD Board issue but rather an issue between the homeowner and contractor. Michael noted that the contractor and Dr. Bernard need to work it out as this Board will be purchasing the house and that asset needs to be protected. By removing the beam, if it results in a decrease in the salvage value, it will be an issue, but the residence can be supported by other means prior to removing the beam. Mr. Rodgers noted he will relay this to Dr. Bernard and ask that it gets properly blocked.

Mr. Rodgers also asked if there were any more legal issues holding up the process. Dave noted we were waiting on Mr. Rodger's documentation. Mr. Jerry Rodgers then presented his documentation to David Bliss. Dave noted he will forward this information to FEMA and the SWC for review, once they rule on the duplication of benefits question we can get clearance on the final value of the property. After this happens, it comes back to the BCWRD Board for completion of the purchase.



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Dave Bliss noted an issue has been raised by one of the homeowners regarding the removal of septic and drain fields. It is our understanding that it comes under the demolition costs with the board and the state. Dave noted that to clarify, we need a motion or consensus that these items are the Board's responsibility not the homeowners and it will be incorporated into the purchase agreements. Michael noted that when you look at the environmental requirements of reclamation of a residence, since the resident is selling and if there is a significant contaminant that the homeowner had in there basement, it is the sellers responsibility to remove, the simple things are otherwise the buyers. Michael noted as far as the geothermal wells, well systems, septic systems, waterlines and utilities these are all part of the demolition and recovery costs that the Water Resource District participates in and there would be no deducts on the homeowners side.

Consensus of Board that this will be the BCWRD's responsibility as part of the acquisition process to remove geothermal wells, well systems, waterlines, septic, drainage, utilities etc. as part of the demolition recovery costs and will not be the homeowners responsibility and this language can be added to the purchase agreement.

It was noted that we also need to have an informational meeting with the island residents to get them up to speed on what is happening. At this time, Michael noted it appears that this meeting will be in January. Ken asked if we had issued an extension on the buyouts. It was noted there was a formal extension to the 31st of December but it has not been extended beyond that, but all have agreed to sell. Michael noted that there is a discrepancy on Dr. Bernard's buy out with the flood insurance timeline that needs to be determined before the purchase proceeds. Mr. Rodgers asked if we could possibly add a stipulation on Dr. Bernard's in the event FEMA does come back and approve the flood insurance. Dave noted that we need to be careful on this as it is a Federal program and there are legal hurdles that we need to cross before making such a stipulation.

Records Retention Policy: Dave noted this issue is twofold, the first being how long do we have to retain records and what do we need to retain. The state has worked with one district already in this process and we can get this information. The second issue is what does the Board want to keep and what do we need to throw? Dave asked to be a part of his process as there are a lot of legal documents that we have that are helpful in our duties. Dave noted we do have records that we need to keep and also felt we need to decide how the Board stores these records, i.e. electronically, etc. Dave felt we should have someone from IT come in and explain how this process works. Michael noted that he has the majority of the documents of this Board that they have created. Michael also noted they are scanning every booklet from 1999 to present at no cost to the Board. Discussed having a board member do an initial sorting of documents in the back room as in some cases there may be easement or other records that perhaps should not be destroyed.



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Comments and Discussion from Public: Wait with the individual issues.

Hogue Island COE Section 33 Bank Stabilization Policy

Bank Stabilization and Specifications Policy: Michael noted he has drafted a preliminary document and has been looking at this and it is an ongoing process.

Turnover agreement & Final Inspection/Warranty Services: Michael has worked with the contractor who completed the bank stabilization restoration. They have completed record drawings and received a letter from COE regarding warranty. The BCWRD is in essence the project sponsor, so the mechanism for reporting issues would be the BCWRD. Michael noted that the agreement is set up that the SWC has taken on at a 50/50 cost share in maintenance costs with the SWC but it is ultimately the BCWRD's responsibility. Ken asked about the one year warranty and if it covers all events or specifics. Michael noted he felt it covered only the work that was done. It was noted that a weather or unforeseen flood event would be an extraordinary event and the warrantee would not cover this.

Harbor Drive Flood Control Project:

Public Informational Meeting: Michael updated noting he has had numerous conversations with multiple parties, including Lance Boyer and Andrew Steichen who are representatives for the Riverwood West Homeowners Association. Michael noted that the public meeting held, let them know what the Board could do for them, however they need to petition this Board for a project before you can proceed, as this was the Board's direction to them. We do have petitions from the interior residents mainly who are interested in a project. The project they are looking at is raising Mills Avenue and West Harbor Drive, they are now discussing raising Mills Avenue and only raising a portion of West Harbor Drive and provide access easements to the County. Michael noted his concern in talking to Apex Engineering who is working with the City is that some of these individuals are talking to the City asking them to raise Mills Avenue and the City stated they are. At this time, the BCWRD is not in a position to do anything until they let us know, so we first need to talk to the City to confirm what they are doing. Since West Harbor Drive is a private roadway the residents can do this part of a project on their own. Michael noted he just found this out and will contact the City to see what is happening. Michael noted we have petitions to consider but now we need to go to the City to see what they are doing to determine how to respond to the petition.

Break at 3:30 - reconvened at 3:45 p.m.

Missouri River Flood Hazard Mitigation Studies

Letter requesting funding assistance: This has been resubmitted to John Paszkowski at the SWC.

Missouri River Correctional Center: Still on hold for funding a Public Informational Meeting will eventually be set up after the legislative session to address the assessment of costs to residents.



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Sibley Area: SWC funding is under review, and some preliminary alignments have been completed, etc.

Sandy River Drive: Schedule remains to be determined. The Public Informational Meeting is to happen after the first of the year.

Signed copy of Work Order 21: Informational only.

Website project posting: Michael asked about posting the public information meeting summaries on the website. It was the consensus of the Board to allow this. Michael will work with Mona on getting this information posted on the website for the projects currently under development.

Fox Island Project Assessment Report

Alignment #1 and Township Roadway Grade Raise: Michael reviewed and noted by January we will have updated draft engineering costs. Also reviewed Marcus' concern related to the removal of internal drainage issue and noted we do have a culvert to the river with the private levee and gate in place, and would look at a parallel culvert which would only be used during flooding situations.

Updated Draft Engineering Report: Michael noted this will be provided at our January, 2013 meeting.

Sunnyview Flood Control Project: Draft report will be submitted for Board review in January.

Hogue Island Flood Control Project:

Public Informational Meeting: Not scheduled yet, Jerry Rodgers has volunteered his shop for the meeting.

Burnt Creek Flood Control Repair Project:

Plan Set: Michael noted the 50% plan set is complete. Michael spoke to Dennis Reep and the construction dollars for the 75/25% cost share are still not available, but there is an agreement in effect for engineering costs, the project cost is now on hold.

Hay Creek Sediment & Geomorphic Assessment Update: It was noted that Mike Ell, ND Health Department signed the agreement and has returned it to the Board.



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Apple Valley Cooperative Lagoon Project:

Documents: Michael provided the documents to the Health Department and we are still waiting on them. Bond council recommended completing a draw on the loan account. Michael noted the Board could draw on it past engineering costs incurred but can't draw on it for upcoming costs. It was the consensus of the Board to do a draw on the account for engineering costs. Ken asked response time from the ND Health Department on the contract award – Michael felt we should know sometime in January.

Other Old Business:

Rural Ring Dike Cost Share: Michael noted they looked at it for Burleigh County noting it is available but it has to come through the BCWRD not the general public. Noted the program is available however the Board would need to sponsor it. Michael felt at this time it is premature to sponsor such a program until you have an idea of where our levees are going. Terry recommended that we table it at this time and look at it further down the road. Gordon asked about the constituent who asked about it, Michael noted with the Boards consensus he can talk to him and send him the information. Noted in his case he could do it, but all costs would be borne by the landowner and he would need to hire his own engineer and contractor.

SWMP Reviews: Ongoing, Michael is still visiting with Marcus on this.

Work Orders Past and Active: Gordon, Ken and Michael are working on this, due to time constraints, discussed possibly doing a conference call.

New Business:

Board Portfolio Appointments: Tabled until January

Missouri River Snagging and Clearing: Michael discussed the debris removal around the University of Mary area. It was noted that if the district or joint district sponsors the project could move forward. The COE had issues on this a few years ago, however now that it is in the channels we are able to pursue for permitting. The SWC cost share funding is 50/50, though there is no known cost at this time. Currently there are trees blocking the main channel. Noted we may not be able to dredge, but we will be able to at least try to remove the trees. Cary felt that we should still pursue dredging which would be operated by the State Engineer. **Ken moved to authorize our engineer to start formal discussions with the State about the 50% cost share, and to authorize discussions with the Corp regarding the permitting process to do a study and get going on this. Cary seconded.** It was noted the last time we did try to authorize this, the County felt we should not have to use County but COE money. Discussed the need to get the State Engineer going on this and since it is state land, there should be more monies on cost share. It was noted that we also need to include the Lower Heart and Morton County WRD in the discussion. **A roll call vote was taken:**



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Cary Backstrand: Yes
Gordon Weixel: Yes
Ken Royse: Yes
Bruce McCollom: Yes
Terry Fleck: Yes **Motion Carried.**

Michael noted with our consensus he would also like to talk to Bill Robinson with the Lower Heart WRD as he has already spoken to Wade Bachmeier from Morton County WRD.

2013 Meeting Schedule: Discussed the next meeting which is January 8th – consensus to change it to the 9th as some board members were unable to attend.

Website Annual Hosting: under bills, it has been approved.

Correspondence or Document information: Reviewed.

Miscellaneous: Chairman Fleck thanked Bruce McCollum for his service on the BCWRD board.

With no further business, the meeting adjourned at 4:12 p.m.

Mona Livdahl

Mona Livdahl,
BCWRD Secretary

Burleigh County Water Resource District Meeting

Members of the Public in Attendance Date: 12-7-12

NAME - PLEASE PRINT	ADDRESS/COMPANY REPRESENTING
Jeff McQueen	3007 Fontenelle Dr, Bis self
Rod Beck	1983 Billings Dr Bis ND Sporting Spauld Club
MIKE DONAHUE	2749 SMOKEY LN BIS self
Jenny Woodcox	Burley County Commission
Greg Smith	
Jessa Rodgers	9750 Island Road Bismarck ND
Greg Wavra	9710 Island Road Bismarck ND

BCWRD Invoices
1-8-13

Name	Project	Invoice	Amount	Code
Bismarck Parks and Rec	December Services			904
Bliss & Stebbins Law Firm	December - legal	12832	\$2,627.05	312
Houston Engineering	General	13893	\$2,825.50	315
Houston Engineering	Fox Island Flood control	13896	\$5,889.00	937
Houston Engineering	Burnt Creek Floodway	13894	\$3,096.75	940
Houston Engineering	Sunny View	13895	\$1,235.00	937
Houston Engineering	Hogue Island Flood Control	13897	\$713.00	910
Houston Engineering	Sibley Area - Work Order 18	13605	\$2,985.00	933
Houston Engineering	Hay Creek Watershed - Greenway	13842	\$668.00	953
ND Irrigation Association	2013 dues	2013	\$250.00	376
ND Water Users	2013 dues	2013	\$300.00	376
Missouri River JW Board	2013 dues	2013	\$1,000.00	376
Fleck, Terry	4th Quarter	4th	\$1,534.00	111
Royse, Ken	4th Quarter	4th	\$715.00	111
Backstrand, Cary	4th Quarter	4th	\$1,350.00	111
Weixel, Gordon	4th Quarter	4th	\$820.00	111
Best Western	Joint Water Users breakfast	65185	\$195.50	911
Personalized Management Svs.	Dec. Secretarial services	5100	\$511.88	112
Personalized Management Svs.	suplies	5100	\$157.62	411
		TOTAL:	\$26,873.30	



Personalized Management Services, Inc.

1811 E. Thayer Avenue
Bismarck, ND 58501
Phone: 701.222.3499
Email: mona@midco.net

*Our business is taking care of **your** business*

January 1, 2013

Terry Fleck, Chairman
Burleigh County Water Resource District
221 N 5th Street
Bismarck, ND 58501

Dear Chairman Fleck & Board Members:

Enclosed please find our Proposal for Services for the Burleigh County Water Resource District. The terms of the proposal are the same as the original proposal signed in 2007 with the exception of the fee agreement.

In January 2010 we asked for an increase of \$2.50/hour. We are again respectfully asking for a \$2.50/hour increase bringing the total fee amount to \$25.00 per hour.

Please feel free to contact me if you have further questions or concerns.

Sincerely,

A handwritten signature in blue ink that reads "Mona Livdahl". The signature is written in a cursive style and is located below the typed name.

Mona Livdahl
PMS Vice President

A small, handwritten mark or signature in the bottom right corner of the page, possibly initials or a date.

PROPOSAL FOR SERVICES

Amended: 8/10/09

This contract for services is entered into by the Burleigh County Water Resource District (BCWRD), and Personalized Management Services, Inc. (PMS), pursuant to which PMS, as an independent contractor, will provide the administrative and management services to BCWRD for a fee of \$20.00 per hour from February 12, 2007 until 60 (sixty) day written notice of termination is given by either party.

Terms

The term of this contract shall commence on February 12, 2007 and will be reviewed in three months.

Prior Contracts

The term of this contract shall commence on February 12, 2007. Any and all prior contracts for secretarial services for BCWRD are no longer valid.

PMS or any of its staff cannot be held responsible for any business and/or organization decisions made on behalf of BCWRD.

Miscellaneous

This Agreement and the attached Scope of Services represent the entire understanding of BCWRD and PMS and supersede any prior or contemporaneous agreements or representations. This Agreement may be amended only by further written agreement signed by the authorized representatives of the BCWRD and PMS.

This Agreement is governed by the laws of the State of North Dakota. Any legal proceeding brought to enforce the terms of this Agreement or to seek a remedy for breach of this Agreement shall be brought in State or federal court in the State of North Dakota.

Confidentiality

PMS agrees that with respect to any and all materials, reports, correspondence, or other documents which have been stamped or otherwise identified as confidential matters by the BCWRD'S Executive Committee ("the Confidential Materials"), PMS shall not disclose, distribute or publish such Confidential Materials to any third party, unless otherwise requested by a duly authorized member of the BCWRD.

Other Costs

Postage, telephone, printing, copying, fax copies, supplies, travel (at state rates), bulk mailing costs, and other incidental costs for items that are for exclusive use by BCWRD will be in addition to the contract fee and will be paid directly by the provider from BCWRD funds.

Evaluation

The BCWRD may evaluate the management and administrative services provided by PMS.

Termination

This contract/arrangement can be terminated by either party upon a sixty (60) day written notice of the intent to terminate to the other party.

Information & Property

All computer data and paper records prepared by PMS specifically for the BCWRD or prepared or provided by BCWRD, its officers, directors, members, or agents, along with supplies pur-

chased by BCWRD are the property of BCWRD. Other data and records, including and regarding the operations of PMS, along with all other supplies and property, shall remain the property of PMS.

Upon termination of this contract, all BCWRD property will be returned to the BCWRD and all outstanding PMS bills will be paid by BCWRD.

Computer data will be placed on disks compatible with an IBM format in an ASCII file - data fields will be documented on paper - a hard copy will be provided of all data.

PMS may retain a copy of BCWRD'S data and records for archival purposes. Any additional expenses incurred during the transfer process from PMS will be billed according to the contract.

Indemnification

The BCWRD shall indemnify and hold harmless PMS, its officers, directors, employees, and agents for and against all liabilities related to any and all claims and causes of action by third parties, including but not limited to judgments, verdicts, settlements, and fines resulting from any act or omission of the BCWRD, its officers, directors, members or agents.

Signed this 12th day of February, 2007.

Amendment to contract:

Dated this _____ day, of _____, 2009, Personalized Management Services, Inc. respectfully requests an increase in the fee of this contract to \$22.50 per hour effective January 1, 2010

Amendment to contract:

Dated this _____ day, of _____, 2013, Personalized Management Services, Inc. respectfully requests an increase in the fee of this contract to \$25.00 per hour effective January 1, 2013

BCWRD Representative

PMS, Inc. Representative

David R. Bliss
Attorney at Law

Jackie M. Stebbins
Attorney at Law

Micheal A. Mulloy
Attorney at Law



Catherine A. Bliss, CLA
Certified Legal Assistant

Erica L. Pullen
Legal Assistant

BY ELECTRONIC MAIL ONLY

January 2, 2013

Terry Fleck, Chairman
Burleigh County Water Resource District
City/County Building
221 North 5th Street
Bismarck, ND 58501

**Re: Bliss & Stebbins Fec Agreement
Our File No.: 282-94**

Dear Chairman Fleck and Board Members:

Enclosed please find a proposed hourly fee agreement between Bliss & Stebbins Law Firm and the Burleigh County Water Resource District. The only change from our last agreement has been to increase our hourly rates by 7.5%. My hourly fee will increase to \$215 per hour from the present \$200 per hour; my partner Jackie's hourly rate increases from \$175.00 to \$188.00; my associate Mike Mulloy's hourly rate increases from \$150.00 to \$161.00; and our legal assistant hourly rate for our two legal assistants will be billed at one half of my new hourly rate, or \$107.50 per hour. This increase in our hourly rates still represents a seven percent discount from my lowest current hourly rate of \$230 and a 20 percent discount from my \$250 hourly rate, applicable in certain cases.

It is my privilege to serve the District as your counsel, and I thank you for the opportunity to do so. Please let me know if you have questions.

Very truly yours,

A handwritten signature in dark ink, appearing to read "D. R. Bliss", is written over a circular stamp or mark.

DAVID R. BLISS

DRB:

Attachment

cc: Board members w/ attachment
Michael Gunsch, District Engineer w/ attachment

C:\Users\Dave\Google Drive\Bliss Files\Burleigh County Water Resource\Hogue Island Project\Board Ltr DRB 1-2-13.docx

BURLEIGH COUNTY WATER RESOURCE DISTRICT LEGAL COUNSEL - HOURLY FEE AGREEMENT

The Burleigh County Water District ("District"), hereby retains Bliss & Stebbins Law Firm, LLC, 400 E. Broadway Avenue, Suite 308, P.O. Box 4126, Bismarck, ND 58502-4126, telephone (701) 223-5769, to represent the District with regard to the following matter: water board legal counsel.

- ▶ IT IS AGREED that time spent (attorneys fees) by the attorneys on this matter will be billed at the rate of \$215.00 per hour for David R. Bliss, \$188.00 per hour for Jackie M. Stebbins and \$161.00 per hour for Micheal A. Mulloy. Time spent by the legal assistants will be billed at a rate of \$107.50 per hour.
- ▶ IT IS FURTHER AGREED that the District will receive from Bliss & Stebbins Law Firm, LLC, once per month, a billing statement itemizing fees and costs for the month.
- ▶ IT IS FURTHER AGREED that the District will pay, in full, all fees and costs which are billed for each month.
- ▶ IT IS FURTHER AGREED that either the District or counsel may withdraw from this agreement at any time with proper notice given to the other party.

"Costs" are, unless authorized by the District, limited to:

1. postage
2. substantial reproduction costs
3. expert witness fees
4. filing fees
5. travel expenses

Counsel will bill for all time spent on telephone conferences, office conferences, document preparation time, research time, and any other time spent on behalf of the client.

Dated this ____ day of January, 2013.

Bliss & Stebbins Law Firm, LLC

BY: _____
David R. Bliss

Burleigh County Water Resource District

BY: _____
Terry Fleck/Chairman



State of North Dakota

Office of the State Engineer

COPY

900 EAST BOULEVARD AVE. • BISMARCK, ND 58505-0850
701-328-2750 • FAX 701-328-3696 • <http://ewc.nd.gov>

SENT!

Water Development Division 328-2752

November 27, 2012

Terry Fleck, Chairman
Burleigh County Water Resource District
1811 East Thayer Ave
Bismarck, ND 58501

Dear Chairman Fleck:

In your letter of September 21, 2012 the District requested the State Engineer to determine if a watercourse exists at 7245 Russel Road, a location in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 8, T139N-R79W, Gibbs Township.

I have reviewed several aerial photos of the area, one dating from 1957 before there was much development of the area, up to 2010. Also I reviewed the quad map of the area and 2009 LiDAR maps of this area. In some of these photos and maps the lot in question was super imposed for reference. On November 6, 2012 I conducted an on-site investigation of the area in question. During the on-site visit multiple photographs were taken of the area for future reference.

After reviewing all the aerial photos, on the ground photographs, other pertinent information, and conducting the on-site visit, it is apparent that this lot is the major outlet for drainage from this development. Therefore, it is my opinion that a watercourse is located across the back yard of 7245 Russel Road starting further upstream and continues southeasterly to the southeast corner of the lot and into the surrounding agricultural land.

If you should have further questions concerning this matter please contact me at 328-4988.

Sincerely,

Jim Lindseth
Regulatory Section
Office of the State Engineer

JL:jl/331, 1581

REGISTERED MAIL

January 10, 2013

Mr. Dan Emery
7245 Russell Road
Bismarck, ND 58501

**RE: NOTICE OF DECISION AND ORDER
Complaint of Obstruction of Natural Watercourse
Lot 7B, Block 2, T-J Ranch Estates, Gibbs Township, Burleigh County**

Dear Mr. Emery:

The Burleigh County Water Resource District (BCWRD) has investigated a complaint filed against you regarding an obstruction of a natural watercourse filed by Mr. Chris Koppang. Based on our site inspection and review of aerial topography, it was determined that your residence was constructed directly within a natural watercourse as defined in ND Century Code Section 61-01-06. The Office of the ND State Engineer has subsequently confirmed the determination that a natural watercourse exists and has been obstructed.

North Dakota Century Code Section 61-16.1-51 states that, if a water resource district determines that a watercourse has been obstructed, the board shall notify the landowner by registered mail as to the nature of the obstruction and order its removal. In this instance your home actually constitutes the obstruction, and removal of the home would seem to constitute an impractical solution at this point. Therefore, we are willing, in this instance, to allow a relocation of the watercourse rather than removal of the home.

YOU ARE HEREBY ORDERED to remedy the obstruction of the watercourse in question by constructing an alternate drainage route as illustrated in the enclosed drawing. This remedy must be completed by May 1, 2013. You shall notify the Burleigh County Water Resource District upon completion, so that the construction can be inspected for compliance.

If you fail to comply with this order and fail to construct the alternate drainage and notify this office of its completion by May 1, 2013, the Burleigh County Water Resource District shall procure the services necessary to construct the remedy and assess the cost against your property, including all costs incurred by the BCWRD in investigating and resolving this complaint.

In accordance with NDCC 61-16.1-51, you may demand in writing a hearing on this matter. Upon receipt of the demand, the board shall set a hearing date within fifteen days from the date the demand is received. A landowner aggrieved by action of the board under this section may appeal the decision of the board to the district court of the county in which the land is located in accordance with the procedure provided in NDCC Section 28-34-01.

Sincerely,

Terry Fleck Chairman
Burleigh County Water Resource District

Encl.

C: Michael Gunsch, HEI
David Bliss
Chris Koppang

Lower Heart River Water Resource District

P.O. Box 395
MANDAN, NORTH DAKOTA 58554
701-667-4399

December 17, 2012

Mr. Terry Fleck, Chairman
Burleigh County Water Resource District
1859 Bonn Boulevard
Bismarck, N.D. 58504

RE: Burleigh County/City of Bismarck Flood Protection Projects

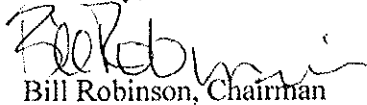
Dear Mr. Fleck;

As a result of the 2011 Flooding of the Missouri River we are aware of efforts being made to protect property in Burleigh County and the City of Bismarck from being subjected to flooding in the future.

The Lower Heart River Water Resource District is asking to be informed on proposed projects to determine what if any impacts they might have on potential increases in flooding to properties in Morton County and the City of Mandan.

We would enjoy the opportunity to work with you to protect properties in Morton/Burleigh Counties and the Cities of Mandan and Bismarck.

Sincerely,



Bill Robinson, Chairman
Lower Heart River Water Resource District

Cc Wade Bachmeier, Morton County Water Resource District
Morton County Commission
Arlyn Van Beek, Mandan Mayor
John Warford, Bismarck Mayor
Todd Sando, ND State Engineer
Mike Gunsch, Houston Engineering
Ron Manchester, Toman Engineering Co.

Morton County Water Resource District

P.O. Box 176
MANDAN, NORTH DAKOTA 58554
701-663-8549

December 7, 2012

Terry Fleck, Chairman
Burleigh County Water Resource District
1859 Bonn Boulevard
Bismarck, ND 58504

Dear Terry:

The Morton County Water Resource District Board has been approached by Morton County residents and city and county officials expressing concern over several of the Burleigh/Bismarck flood protection proposals.

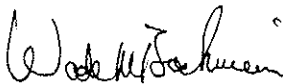
The underlying concern is the potential negative impacts to residents on the Morton County side of the Missouri River from any proposed projects. Our community supports your efforts to protect Burleigh/Bismarck properties and infrastructure as long as it can be shown that no negative impacts will occur to Morton County residents.

As you move forward with your project proposals, we ask that you keep us in the information loop and recognize our concerns. Please notify our board of any information meetings or public hearings. On selected projects, a copy of the engineering data developed on river stage impacts would be appreciated. The information provided will be used to keep Morton County residents informed so no unnecessary concerns evolve.

We look forward to working with your board as we go forward in addressing the many Missouri River issues. I can be contacted as follows:

Phone - 701-400-4251
E-mail - wade@btinet.net

Sincerely,



Wade Bachmeier
Chairman

cc: Tom Bair, Legal Counsel
Todd Sando, ND State Engineer
Burleigh County Commission
Morton County Commission
✓ Mike Gunsch, Houston Engineering
John Warford, Bismarck Mayor
Arlyn Van Beek, Mandan Mayor

RECEIVED

DEC 14 2012

Houston Engineering, Inc.
Bismarck, ND

21

Mona Livdahl

From: Michael Gunsch [mgunsch@houstoneng.com]
Sent: Saturday, December 29, 2012 11:15 AM
To: 'Mona Livdahl'
Cc: Fleck Terry (tfleck@attitudedr.com); Lance Boyer (inspro@me.com); 'Andrew Steichen'
Subject: Harbor Drive Petition and Signature Map
Attachments: Petitioned Owners Harbor Drive Area.pdf; Harbor Drive Petition.pdf

Mona:

Please include the attached in the next briefing book.

Not sure what action will be taken, though I have been in contact with the City regarding Mills Avenue. Sounds like there is a need for a technical group meeting to discuss options and direction on this.

Thanks,

Michael H. Gunsch, PE

Principal / Senior Project Manager

O 701.323.0200 | F 701.323.0300 | C 701.527.2134



3712 Lockport St. • Bismarck, ND • 58503

mgunsch@houstoneng.com

www.houstoneng.com

This entire message (including all forwards and replies) and any attachments are for the sole use of the intended recipient(s) and may contain proprietary, confidential, trade secret, work-product, attorney-client or privileged information. Any unauthorized review, use, disclosure or distribution is prohibited and may be a violation of law. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message.



Burleigh County Water Resource District

City/County Office Building - 221 North 5th Street
Bismarck, North Dakota 58501-4028

August 22, 2012

Mr. Lance Boyer, President
Riverwood West Homeowners Association
2201 Harbor Drive
Bismarck, ND 58504-8915

RE: HARBOR DRIVE FLOOD CONTROL PROJECT ALTERNATIVE

Dear Mr. Boyer:

The Burleigh County Water Resource District is working with Houston Engineering to prepare a Preliminary Engineering Analysis for the Fox Island Flood Control Project. This process was initiated in 2009 in response to a petition received from landowners who owned lots predominantly in the interior of Fox Island, south of Mills Avenue. At the time the petitioners were seeking a project to provide flood protection from an event similar to the 2009 ice jam. In response to the 2011 flood, the scope of our investigation was expanded, at the landowner's request, to identify alternatives that would protect all properties on Fox Island south of Mills Avenue for a flood equivalent to that experienced in 2011.

During this process, Burleigh County developed a conceptual master plan for flood protection, consisting of roadway grade raises and levees that included all of Fox Island. About this same time the Riverwood West Homeowners Association contacted us and inquired if the scope of work for Fox Island Flood Control Project could be expanded to include the area north of Mills Avenue in the Harbor Drive area. Houston Engineering subsequently was directed to develop a draft preliminary engineering analysis for this area, and the public meeting held on July 30th to present the draft findings and provide the public an opportunity to provide input.

One alternative evaluated for the Harbor Drive area involved construction of an earthen levee along the river. Feedback during the public meeting included significant opposition to this alternative from landowners whose property was directly adjacent to the Missouri River. A petition was presented at the meeting from these residents voicing specific opposition and rejecting any option to obtain easements on which to construct a levee system. Southport residents also voiced opposition to any project that would assess them as they perceived themselves as receiving little or no benefit.

It is our understanding the interior residents, those between Harbor Drive, West Harbor Drive and Mills Avenue support a project, was documented in a petition provided to the BCWRD. While one alternative involved constructing a levee along the river, another involved raising West Harbor Drive to provide flood control benefits to the interior residences. This would leave residences along the river outside the protected area. While they would be provided improved access, in the future they would not be protected by the construction of any publicly funded temporary flood protection measures.

It is also our understanding both Harbor Drive and West Harbor Drive, which are privately owned roadways, are in need of repair and resurfacing. This would be an opportune time to combine these repairs with a grade raise that would provide flood protection for the interior properties and improve access for all residents. This alternative provides the protection desired by the interior residents, without the levee opposed by the residents on the river. It also allows the grade raise costs, which provide flood

Current Board Members:

Terry Fleck, Vice Chair, Bismarck 223-9768 Ken Royse, Treas., Bismarck 258-1110 Cary Backstrand, Bismarck 471-9134

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Burleigh County Water Resource District

City/County Office Building - 221 North 5th Street
 Bismarck, North Dakota 58501-4028

Mr. Lance Boyer, President, Harbor Drive Homeowners Association
RE: HARBOR DRIVE FLOOD CONTROL PROJECT ALTERNATIVE
 August 22, 2012
 Page -2-

protection benefits to the interior residents and access benefits to all residents, to be cost shared as a flood control project through the North Dakota State Water Commission. This cost share is only available for construction costs associated with the grade raise and not the roadway resurfacing. The entire project could still be constructed via an assessment project district, which would also allow the costs to be assessed over a period of years rather than a lump sum payment, which we understand can be required if the roadway were repaired under Homeowners Association authority. Because the Southport Residents share the operation and maintenance responsibility for Harbor Drive, they would cost share in the resurfacing costs for that roadway.

It is also necessary to raise and re-surface a portion of Mills Avenue to provide flood containment. As a City street, the City of Bismarck would be requested to fund the re-surfacing costs, while the interior residents would be responsible for the grade raise based on the flood control benefit provided. The following table summarizes a conceptual breakdown of cost responsibilities for what appears to be a viable alternative.

Project Costs	Interior Residents Assessment	SWC Cost Share	Riverwood West Homeowners Ass.	City of Bismarck	Southport
Mills Ave Grade Raise	Yes	Yes	No	No	No
Mills Ave Re-surfacing	No	No	No	Yes	No
Harbor Drive Grade Raise	Yes	Yes	No	No	No
Harbor Drive Re-Surfacing	No	No	Yes (50%)	No	Yes (50%)
West Harbor Drive Grade Raise	Yes	Yes	No	No	No
West Harbor Drive Re-surfacing	No	No	Yes	No	No

Because the roadway re-surfacing is required due to grade raises it could be included in the flood control project costs with the entire cost being assessed to the benefited residents. As noted above, this allows the re-surfacing to be re-paid over a period of years through the special assessment district. The level of assessment or cost distribution to the various lots would be apportioned in accordance with the conceptual breakdown provided in the table above. Resurfacing costs shown to be the responsibility of the Riverwood West Homeowner's Association would actually be shared equally by the association residents, while the grade raise costs would only be assessed to the interior properties receiving a flood control benefit. The Southport residents would be assessed their (50%) share of the costs associated with the re-surfacing of Harbor Drive in accordance with what we understand to be the current agreement.

Several other issues are necessary to further clarify this project. As the result would be permanent grade raises of private roadways we propose that all operation and maintenance for these roadways remain with the Riverwood West Homeowners and Southport properties in accordance with your existing agreements. The only obligation for the BCWRD is to complete the project assessment and payments

Current Board Members:

Galen Narum, Chair, Bismarck 323-0167 Terry Fleck, Vice Chair, Bismarck 223-9768 Ken Royst, Treas., Bismarck 258-1110 Cary Backstrand, Bismarck 471-9134 Reinhold Kellar, Bismarck 425-6158

24



Burleigh County Water Resource District

City/County Office Building - 221 North 5th Street
Bismarck, North Dakota 58501-4028

Mr. Lance Boyer, President, Harbor Drive Homeowners Association

RE: HARBOR DRIVE FLOOD CONTROL PROJECT ALTERNATIVE

August 22, 2012

Page -3-

until the bonds are repaid. There will also need to be an easement provided to Burleigh County to allow the future placement of temporary flood control measures on these roadways. This document would be developed only if the project moves forward and may require the roadways be constructed to a higher standard that would better survive the heavier truck loading, and possibly some additional width, where practical.

If this appears to be a viable project we would entertain the option of holding another public informational meeting for the Harbor Drive and Southport residents to receive additional input regarding this conceptual approach. Based on this input we would then entertain a petition from the residents requesting us to proceed with additional preliminary engineering work, followed by a request to the State Water Commission for a conditional cost share, then a formal public hearing and vote to construct the project.

Sincerely,

A handwritten signature in black ink, appearing to read "Terry N. Fleck".

Terry Fleck, Chairman

C: Marcus Hall, Burleigh County Engineer
Doug Schonert, Burleigh County Commission
Michael Gunsch, Houston Engineering

Current Board Members:

Terry Fleck, Vice Chair, Bismarck 223-9768 Ken Royse, Treas. Bismarck 258-1110 Cary Beckstrand, Bismarck 471-9134

15

HARBOR DRIVE FLOOD CONTROL PETITION OF REQUEST FOR A PROJECT

We, the undersigned, hereby request the Burleigh County Water Resource District to initiate a project in accordance with North Dakota Century Code Chapter 61-16.1 to construct permanent flood control measures to protect residential structures north of Mills Avenue.

We understand that the cost of any such improvements will need to be approved by a vote of the benefitted landowners and assessed accordingly. By our signature we recognize that a flood control project will benefit our properties and agree to be assessed for a portion of the cost to implement these flood protection measures, should the project be approved by a majority vote of those located within the assessment district.

It is further requested that the Burleigh County Water Resource District evaluate two alternatives, including projected costs and assessment distribution. After which a Public Informational Meeting would be held so the benefitted residents can weigh in on a preferred alternative before it is presented at a Public Hearing and voted on. The first alternative would be as generally outlined in the Burleigh County Water Resource District's letter of August 22, 2012. The second alternative would provide lesser protection utilizing a grade raise on Mills Avenue and West Harbor Drive, with easements obtained on the adjoining streets to allow for the placement of temporary flood protection measures during large flood events.

<u>Name</u>	<u>Address</u>	<u>Phone</u>
Andrew Steichen	2210 Harbor Dr	226-1180
Shane Freitas S.F.	2160 Harbor Dr	226-8869
Step Lingle	2231 Harbor Dr	223-1043
Becky Lingle	2231 Harbor Dr	223-1043
Kurt Leier	2115 West Harbor Dr	255-4218
Bobby Leier	2115 West Harbor Dr	255-4218
Karin Williams	2210 Harbor Dr	214-1847
SEAN RUSSELL	2250 TRUDY AVE	226-9611
COLGAN RUSSELL	2250 TRUDY AVE	255-5096
LANCE ROYER	2201 Harbor Dr	223-6421
LAURIE ROYER	2201 Harbor Dr	223-6421

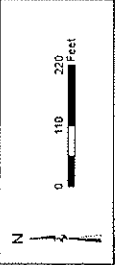
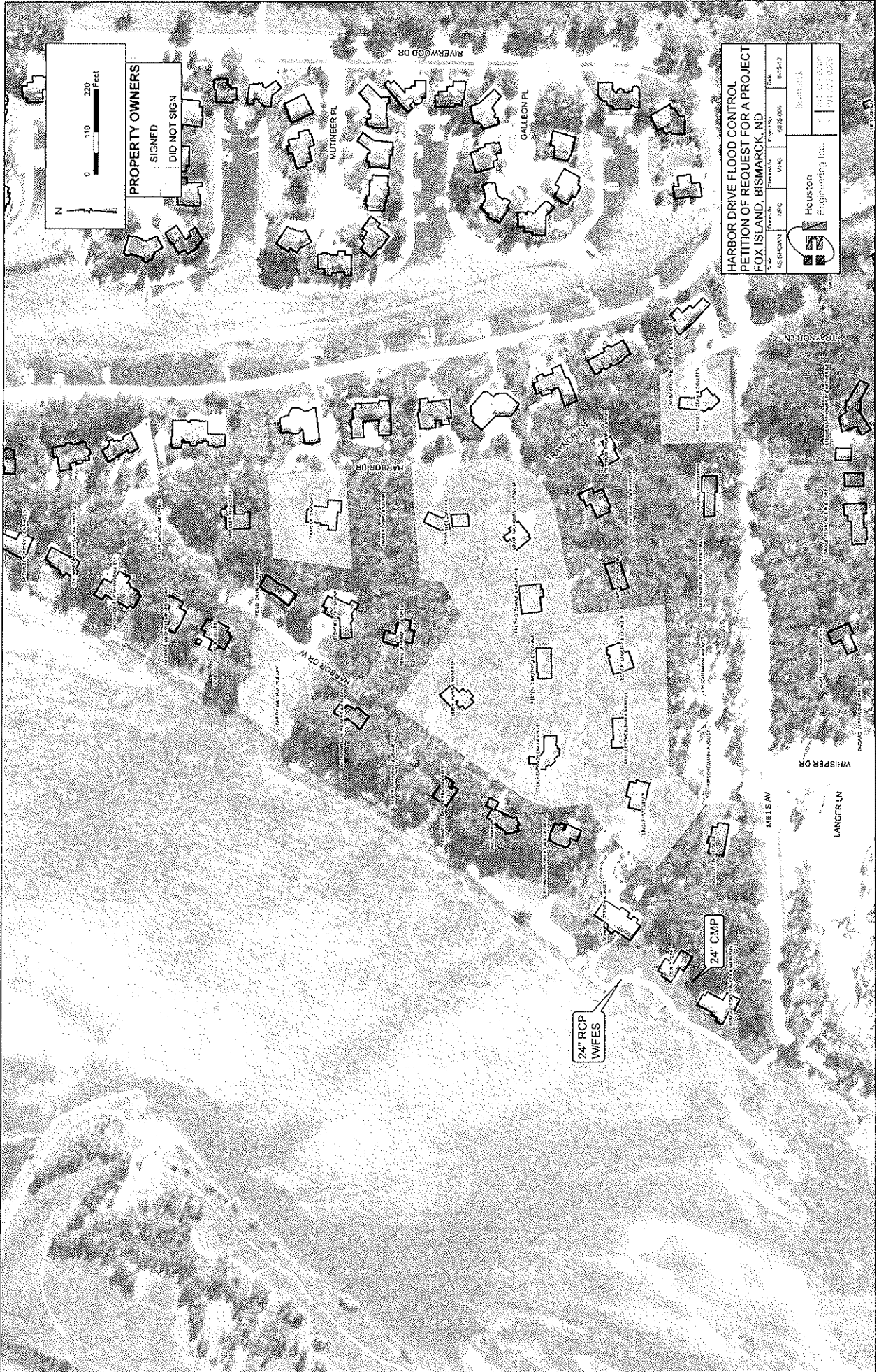
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<u>Name</u>	<u>Address</u>	<u>Phone</u>
<u>Steve A Stordee</u>	<u>2024 Harbor Dr.</u>	<u>258-9562</u>
<u>Sally Stordee</u>	<u>2024 Harbor Dr</u>	<u>258-9562</u>
<u>Shanda Krause</u>	<u>2000 Harbor Dr.</u>	<u>320.2988</u>
<u>Tim Reiten</u>	<u>2200 Harbor Dr.</u>	<u>258-4101</u>
<u>Dana Reiten</u>	<u>2200 Harbor Dr.</u>	<u>258-4101</u>
<u>Myli Miller</u>	<u>2209 Harbor Dr</u>	<u>751-2578</u>
<u>Karen Miller</u>	<u>2209 Harbor Dr</u>	<u>751-2578</u>
<u>Stephen C Make</u>	<u>2134 Harbor Dr.</u>	<u>860-306-3432</u>
<u>John M Make</u>	<u>2134 Harbor Dr.</u>	<u>239-910-1583</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____



PROPERTY OWNERS
 : SIGNED
 : DID NOT SIGN

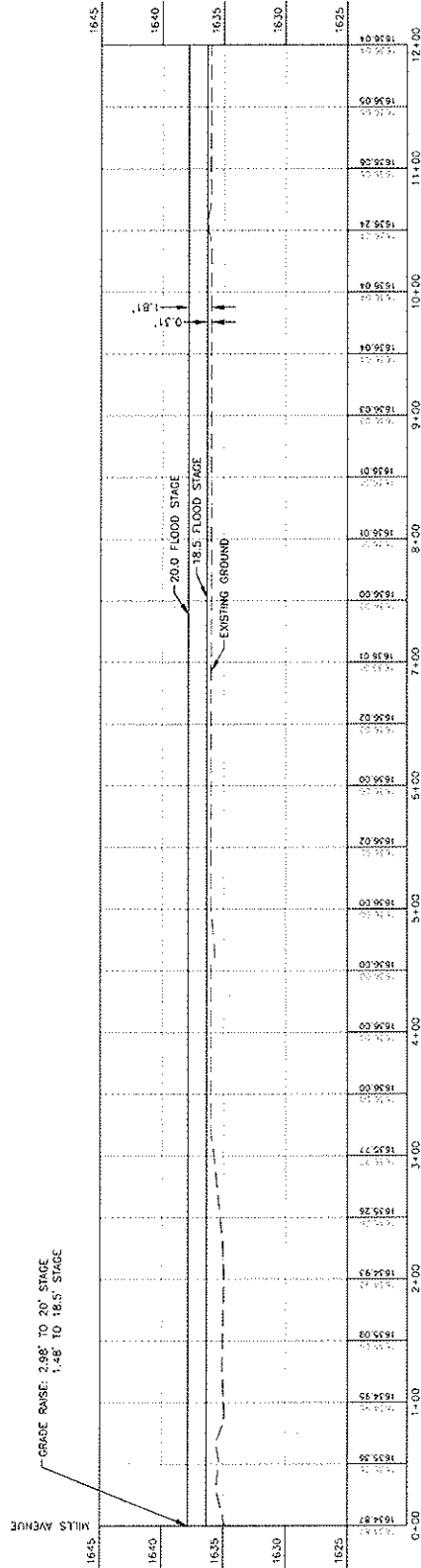
**HARBOR DRIVE FLOOD CONTROL
 PETITION OF REQUEST FOR A PROJECT
 FOX ISLAND, BISMARCK, ND**

State	CDP No.	CDP	CDP No.
ND	45-010000	100000	100000
CDP No.	CDP No.	CDP No.	CDP No.
100000	100000	100000	100000

Houston Engineering Inc.
 Bismarck, ND
 701.771.1995

24" RCP WIFES

24" CMP



This document is preliminary and not for construction or implementation purposes.

No. Revision		Date		Drawn by		Checked by		Date		FOX ISLAND		HARBOR DR		SHEET	
				MRC		MRG		5-25-12		HARBOR DR		PLAN & PROFILE		1 of 2	
				Scale		ASS SHOWN		AS SHOWN		BISMARCK, ND		PROJECT NO. 6025-006			

HARBOR DRIVE FLOOD CONTROL PETITION OF REQUEST FOR A PROJECT

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Karin Williams	2210 Harbor Dr	214-1847
Sean Russell	2250 TRAYNOR	226-9611
Colleen Russell	2250 TRAYNOR	255-5096
Lance Boyer	2201 Harbor Dr	223-6421
Laurie Boyer	2201 Harbor Dr	223 -6421

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<u>Name</u>	<u>Address</u>	<u>Phone</u>
<u>Steven A Stordie</u>	<u>2024 Harbor Dr.</u>	<u>258-9562</u>
<u>Sally Stordie</u>	<u>2024 Harbor Dr.</u>	<u>258-9562</u>
<u>Spanda Trause</u>	<u>2000 Harbor Dr.</u>	<u>320.2988</u>
<u>Tim Reiten</u>	<u>2200 Harbor Dr.</u>	<u>258-4101</u>
<u>Dana Reiten</u>	<u>2200 Harbor Dr.</u>	<u>258-4101</u>
<u>Melanie Miller</u>	<u>2209 Harbor Dr.</u>	<u>751-2578</u>
<u>Karen Miller</u>	<u>2209 Harbor Dr.</u>	<u>751-2578</u>
<u>Stephen C. Mahr</u>	<u>2134 Harbor Dr.</u>	<u>860-306-3432</u>
<u>Cheryl Mahr</u>	<u>2134 Harbor Dr.</u>	<u>239-910-1583</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

December 27, 2012

Burleigh County Water Resource District
ATTN: Terry Fleck
1411 East Thayer Ave
Bismarck, ND 58501

Dear Sir,

Carrington House Moving has a beam & blocking under the house of Steve Bernard located at 9700 Island Rd., Bismarck. I've been trying to get this equipment back for several months. He claims he was told by BCWRD the beam cannot be removed. Of course, CHM will shore up corner of house before removing. I just need a signature for proof BCWRD is not saying the beam cannot be removed or would even stand in the way.

Respectfully,

David Lutman

Carrington House Moving

January 1, 2013

DRAFT LETTER – FOR CONSIDERATION BY THE BOARD

Mr. Dave Lutman
Carrington House Moving

Carrington, ND

Re: 9700 Island Road – Dr. Steven Bernard

Dear Mr. Lutman:

The Burleigh County Water Resource District (BCWRD) is in receipt of your December 27, 2012 letter regarding the steel beam and blocking that you placed under the residence located at 9700 Island Road. We understand this beam was placed to protect the residence during the 2011 flood and has remained there ever since. The presence and cost for placement and maintenance of this beam is solely between you and Dr. Bernard.

Since the BCWRD is in the process of purchasing this residence it is in the best interests of all parties to protect the integrity of the residence. We understand and acknowledge your property claim, therefore should you elect to remove the beam the structure must be properly bracing and protected. If you elect to proceed with its removal in the interest of all parties we request that you provide us with a cost estimate for this work and a proposed timeline. If these costs are not paid prior to the time of closing the BCWRD will deduct these costs from the purchase price paid to Dr. Bernard. Then upon completing the acquisition process you will be reimbursed for your costs. There remain a number of items to be resolved prior to closing so at this time we cannot provide you with a timeline on the process.

If you have any questions, please let me know.

Sincerely,

Terry Fleck, Chairman

C: Dr. Steven Bernard
David Bliss, Bliss and Stebbins

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David R. Bliss
Attorney at Law

Jackie M. Stebbins
Attorney at Law

Micheal A. Mulloy
Attorney at Law



Catherine A. Bliss, CLA
Certified Legal Assistant

Erica L. Pullen
Legal Assistant

BY PERSONAL DELIVERY

December 14, 2012

Erin Schmitz
Escrow Closing Manager
North Dakota Guaranty & Title Company
400 East Broadway Ave., Suite 102
Bismarck, North Dakota 58501

**Re: Water District Acquisition/Hogue Island
Our File No.: BCH20/Hogue Island**

Dear Ms. Schmitz:

As you know, four homeowners have agreed to sell their respective residences to the Burleigh County Water Resource District, whom I represent. Rodney and Laura Boll, who own one of the four residences, have now executed a purchase agreement and supporting documents. District Chairman Terry Fleck has also executed the purchase agreement. Enclosed please find the following documents with regard to the Boll sale:

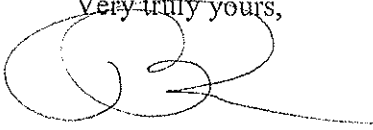
1. Purchase agreement;
2. Exhibit A (removal of personal property);
3. Exhibit B (bill of sale);
4. Exhibit C (affidavit of seller);
5. Exhibit D (certificate of survey -- preliminary); and
6. Proposed warranty deed.

I understand that you will now proceed with your title examination and determination. I look forward to hearing from you.

3ef

Page Two
Erin Schmitz
December 14, 2012

Very truly yours,



DAVID R. BLISS

DRB:

Enclosures

cc: Chairman Terry Fleck and Board members w/o enclosures (by electronic mail only)
Doug Schonert, Burleigh County Commission w/o enclosures (by electronic mail only)
Michael Gunsch, District Engineer w/o enclosures (by electronic mail only)
John Pacskowski, State Water Commission w/enclosures (by electronic mail only)
Lonnie Hoffer, North Dakota Emergency Services w/enclosures (by electronic mail only)
Rodney and Laura Boll w/enclosures (by hard copy and electronic mail)

C:\Users\Dave\Google Drive\Bliss Files\Burleigh County Water Resource\Hogue Island Project\ND Guaranty Ltr. DRB 12-14-12.docx

Mona Livdahl

From: David Bliss [dbliss@blisslaw.com]
Sent: Friday, December 21, 2012 12:23 PM
To: mona@midco.net
Cc: Terry Fleck; Michael Gunsch
Subject: FW: Hogue Island Homeowner Steve Bernard

Mona,

Please put the emails below in our January briefing book.

Thanks.

Dave



DAVID R. BLISS
400 E. Broadway Ave., Suite 308
PO Box 4126
Bismarck, ND 58502-4126
(701) 223-5769 (office)
(701) 471-3972 (cell)
(701) 751-1242 (fax)
dbliss@blisslaw.com

www.blisslaw.com

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From: Steve [mailto:drstb2@aol.com]
Sent: Tuesday, December 18, 2012 10:36 AM
To: dbliss@blisslaw.com
Subject: Re: Hogue Island Homeowner Steve Bernard

David, Please inform the water commission and all other parties involved that I very much would like to proceed with the buy out of my property at 9700 Island Rd. and if the status of my flood insurance claim is still in limbo at the time of the buy out I will pay back any and all monies that I may receive from my flood insurance. That is if I receive these monies after the buy out is done. I would really like to get this behind me and hope that it can be resolved by the end of this month especially since Dec. 31 is your current deadline.

Thank you, Steve Bernard, 9700 Island Rd. Bismarck, ND 58503

-----Original Message-----

From: David Bliss <dbliss@blisslaw.com>

To: lhoffer <lhoffer@nd.gov>; John A. Paczkowski - State Water Commission <jpaczkowski@nd.gov>

Cc: Terry Fleck <tfleck@attitudedr.com>; Michael Gunsch <mgunsch@houstoneng.com>; Steve <drstb2@aol.com>

Sent: Wed, Nov 21, 2012 1:05 pm

Subject: Hogue Island Homeowner Steve Bernard

Lonnie and John,

Steve Bernard contacted my office today with regard to his request for a FEMA/SWC determination as to whether moneys he received and applied for certain flood-related expenses may constitute a duplication of benefits. I have previously forwarded to each of you Steve's request, which he had forwarded to me as Water District counsel. I'll leave it to Steve and you folks to further discuss Steve's request. I had forwarded to you Steve's email address (also above) and cell phone number.

Thanks.

Dave Bliss



DAVID R. BLISS

400 E. Broadway Ave., Suite 308

PO Box 4126

Bismarck, ND 58502-4126

(701) 223-5769 (office)

(701) 471-3972 (cell)

(701) 751-1242 (fax)

dbliss@blisslaw.com

www.blisslaw.com

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Mona Livdahl

From: Kellye Trzpuc [ktrzpuc@blisslaw.com]
Sent: Monday, December 17, 2012 9:59 AM
To: mona@midco.net
Cc: David Bliss
Subject: Hogue Island Buyout/ Jerome Rodgers
Attachments: 20121217091606552.pdf

Dear Mona:

Attached please find a copy of the December 17, 2012 letter to John Paczkowski and Lonnie Hoffer from Attorney David R. Bliss, with attachments in regard to the above mentioned matter. Also please, put a copy of these documents in the briefing book.

Thank you for your time and attention in this matter.

Sincerely,

Kellye Trzpuc



Kellye Trzpuc
Legal Secretary
BLISS & STEBBINS LAW FIRM, LLC
400 E. Broadway Ave., Suite 308
PO Box 4126
Bismarck, ND 58502-4126
(701) 223-5769 (office)
(701) 751-1242 (fax)
ktrzpuc@blisslaw.com

www.blisslaw.com

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David R. Bliss
Attorney at Law

Jackie M. Stebbins
Attorney at Law

Micheal A. Mulloy
Attorney at Law



Catherine A. Bliss, CIA
Certified Legal Assistant

Erica L. Pullen
Legal Assistant

December 17, 2012

John A. Paczkowski
Division of Water Development
ND State Water Commission
900 East Blvd. Ave., Dept. 770
Bismarck, ND 58505-0850

Lonnie Hoffer
ND Dept. of Emergency Services
Fraine Barracks Lane, Building 35
PO Box 5511
Bismarck, North Dakota 58505-0850

**Re: BCH20 District/Hogue Island Buyouts/Jerome Rodgers
Our File No.: BCH20/Hogue Island**

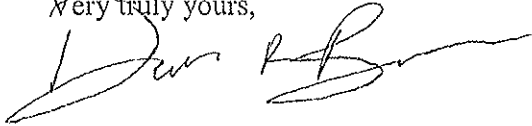
Dear Mr. Paczkowski and Mr. Hoffer:

As you know, four Hogue Island homeowners have agreed to sell their respective properties under the terms of the Hogue Island Floodway Property Program. Pursuant to the terms of this acquisition program, The BCWRD "will receive individual determinations by NDDDES and/or FEMA of any required deductions" as to any deductions from the purchase price for duplications of payments to the homeowner as further described in the acquisition brochure.

Enclosed please find correspondence and supporting documents from Hogue Island Homeowner Jerome Rodgers with regard to his flood-related expenses for determination by FEMA and/or NDDDES. He has requested that I forward this information to each of you for your determination as to duplication of benefits. Please contact Mr. Rodgers or me if you have any questions. We look forward to hearing from you.

Page Two
Paczkowski and Hoffer
December 17, 2012

Very truly yours,



DAVID R. BLISS

DRB:kjt

Enclosures

cc: Water Board Members w/enclosures (electronic mail only)
Mike Gunsch, Houston Engineering w/enclosures (electronic mail only)
Mona Hurt, Board Secretary, w/enclosures (electronic mail only)
Jerome Rodgers w/enclosures (electronic copy and hard copy)

C:\Users\Dave\Google Drive\Bliss Files\Burleigh County Water Resource\Hogue Island Project\Hoffer Paczkowski Ltr Hogue Island DRB 12-17-12.docx

Dear Sara:

12/7/11

May 2011 -

with the help of many family members, friends & volunteers we put up a sandbag dike and doubled up the riverside with 1 ton sand bags to hold timber out from puncturing the main dike.

Mark Armstrong made comment that there were approx 200,000 sandbags around the house/shop perimeter.

After the Magnus' house went in the river the outer 1 ton sand bags began to fail in because of land erosion. We diked the shop separately in case the house washed out and tied bags, pallets and anything available over the scour hole side of the dike to slow down the erosion.

When the water went down $\frac{1}{2}$ of the land was gone in the backyard along with Magnus' Bulls & Benards.

I Sept 2012 I began organizing help to clean up so the neighbors wouldn't have to look at the mess.

The sand bags were taken down & placed on Co. Road & picked up by Knife River. I used 137,000 water to pump the sand out of the crawl space as the floor had buckled and material from under the footings washed into the crawl space causing the house to sink, walls are cracked, floors sloped, wood floors warped, none of the doors swing properly or latch out of plumb & square.

What used to be 700' of separation from the river is now 25' due to the taking of land.

Enclosed are receipts for construction of dike, expenses during the flood, alternative living expenses, and clean up.

I would ask that these expenses be deducted from the confiscation of FEMA payment by Burlington Co.

Sincerely
Jerry Rodger

Received from FEMA

6/30/11	477. ⁰⁰	Rent
8/22/11	27,501.81	Pers. assistance
	954. ⁰⁰	Rent
11/7/2011	<u>1267.19</u>	Rent
	30,200. ⁰⁰	total

Expensed for Construction
of DIKE. \$ 1214.08

Expenses During Flood \$ 5,309.83

Expenses for 2nd Home \$ 5903.80

Expenses for Cleanup \$ 6712.⁰⁰

Total \$ 19,139.71

Putting up Flood Protection

5/15/11	Captain Sacks Cash	# 212.65
5/27/11	Bobcat of Mandan ck # 4070	267.15
5/30/11	Lee Friese ck 1201, 6/22/11 gas / diesel Fuel	137.04
5/30 5/29 5/28/11	ERIK Bailey ck 1203 Fuel	397.24
5/31	Wayne Martinson ck 1204 to truck haul in sand Fuel charged only.	200. ⁰⁰
		<hr/>
		Total # 1214.08



3131 Weiss Ave
Bismarck, ND 58503

#002-001 5/15/2012 11:35:00 JEFF
Inv#:00501561 Trs#:502023

KEY.L. 30PAK/CAN	\$19.99 T2
KEY.L. 30PAK/CAN	\$19.99 T2
KEY.L. 30PAK/CAN	\$19.99 T2
LITE 24PAK/CAN	\$20.99 T2
LITE 24PAK/CAN	\$20.99 T2
LITE 24PAK/CAN	\$20.99 T2
4 @ \$20.99 each	
BUD L. 24PAK/CAN	\$83.96 T2
** Voided	
** Refunded	
Beer	-\$0.10 T2
** Refunded	
Beer	-\$10.00 T2
<hr/>	
Net Sales	\$196.90
Tax 2 [\$196.90]	\$15.75
TOTAL SALES	\$212.65
<hr/>	
SUB TOTAL	\$212.65
Cash	\$220.00
Change	\$7.35
<hr/>	
Item count	9

Thank you



BOBCAT OF MANDAN

4209 Memorial Hwy
Mandan, ND 58554
Phone: (701) 663-0903 • Fax: (701) 663-6306
www.bobcatofmandan.net



CASH-TAXABLE	PAGE 1
	CASH CHG. F.P. X
	ACCT. NO. 00001

SALESMAN KC	PURCHASE ORDER NO.	R.O. NO.	P.L. NO. 2959	INVOICE DATE 05/27/2011	TIME 06:06 PM	INVOICE NO. 2341
----------------	--------------------	----------	------------------	----------------------------	------------------	----------------------------

QUANTITIES			PART NUMBER	DESCRIPTION	VENDOR BIN LOC.	PRICES		
ORDERED	B/O	SHIPPED						
1		1	6729900	TIRE, HEA	WBRAK2TO	204.35	204.35	204.35
1		1	6591447	VAL STEM		6.74	6.74	6.74
1		1	LABOR	LABOR		97.11	41.50	41.50
CASH			00001	<p><i>Check # 4070</i></p>				267.75

THANK YOU FOR YOUR BUSINESS
HAVE A NICE DAY!

SHIP VIA

A service charge on past due accounts is computed by a periodic rate of 1 1/2% per month, which is an annual rate of 18% on any previous balance not paid within 30 days.

Signature: X *[Signature]*

DESCRIPTION	ACCOUNT	AMOUNT
PARTS		
TAXABLE		252.59
FREIGHT		
SALES TAX		15.16
PLEASE PAY THIS TOTAL		267.75

Lee Eriest



98.54

Gas Rick-up

38.50

Diesel bobcat

137.04

Panel CK 1201
137.04

WELCOME
54292980219854
722799
CLARK 9854
3921 TRENTON DRIVE
BISMARCK ND
58503, 701-530-9300

VI AUTH#03069A
SEQ# 9230
DATE 05/30/11 15:37
REF# 115020891596281
BATCH# 20110530063

PUMP # 13
PRODUCT: MID1
GALLONS: 27.639
PRICE/G: \$ 3.799
FUEL SALE \$105.00

THANK YOU
HAVE A NICE DAY

WELCOME
54292980219854
722799
CLARK 9854
3921 TRENTON DRIVE
BISMARCK ND
58503, 701-530-9300

VI AUTH#03017A
SEQ# 9237
DATE 05/30/11 15:44
REF# 115020800313081
BATCH# 20110530063

PUMP # 12
PRODUCT: MID1
GALLONS: 28.954
PRICE/G: \$ 3.799
FUEL SALE \$110.00

THANK YOU
HAVE A NICE DAY

*paid
check 203
Eric Bailey
Fuel*

WELCOME
INTERSTATE TESORO
1304 INTERCHANGE
BISMARCK ND

TES062075001
VISA
INVOICE# 004402
DATE 05/29/11 17:22
PUMP # 12
PRODUCT: SUPER
APPROVAL # 02966A
GALLONS: 6.903
PRICE/G: \$ 3.799
FUEL SALE \$ 26.22

THANK YOU
HAVE A NICE DAY

WELCOME
INTERSTATE TESORO
1304 INTERCHANGE
BISMARCK ND

TES062075001
VISA
INVOICE# 004398
DATE 05/29/11 17:18
PUMP # 12
PRODUCT: SUPER
APPROVAL # 02962A
GALLONS: 19.742
PRICE/G: \$ 3.799
FUEL SALE \$ 75.00

THANK YOU
HAVE A NICE DAY

WELCOME
INTERSTATE TESORO
1304 INTERCHANGE
BISMARCK ND

TES062075001
VISA
INVOICE# 004408
DATE 05/29/11 17:26
PUMP # 13
PRODUCT: SUPER
APPROVAL # 02903A
GALLONS: 19.742
PRICE/G: \$ 3.799
FUEL SALE \$ 75.00

THANK YOU
HAVE A NICE DAY

*295
101.22
6.02
397.24*

WELCOME TO
OUR STORE
TES062075001 INTERSTATE TESORO
1304 INTERCHANGE BISMARCK ND

Descr.	qty	amount
SUPE GA #13	1.5806	6.02
	@ 3.799/ G	

Sub Total 6.02
Tax 0.00

TOTAL 6.02
CREDIT \$ 6.02

CHARGE

CARD TYPE: VISA
CARD NAME: BAILEY/ERIC D
ACCT NUMBER: *****0708
EXP DATE: TRANS TYPE: SALE
AUTH# 02965A INVOICE#: 4414

X
CUSTOMER AGREES TO PAY THE ABOVE
TOTAL AMOUNT ACCORDING TO THE CARD
ISSUER AGREEMENT

THANKS, COME AGAIN
REG# 0002 CS# 001 DR# 01 TRAN# 25376
05/29/11 17:34:22 ST# AB123

12 hours

37

Expenses During Flood.

7/8/11 ck # 6998 \$947.55
Fargo Winnelson
Pumps

1 ck # 7110 \$239.10
Fargo Winnelson

7/1/11 Acme Electric \$998.48
ck # 7001
Fans, batteries

7-4/11 Go Mini Storage \$153.70
ck 8746

6/3/11 Go Mini Storage \$344.50
8732

Receipts for supplies \$2626.50
during Flood attached.

Total 2626.50

pump fittings, couplings
hoses, ext cords
etc, stapled together.

Total \$5,309.83

Sincerely,

Individual Assistance Branch Director

SUPER

Bob Rodgers 282-2309
Fargo Winnelson

<u>Recvd</u>	<u>Returned</u>	<u>7/8/11</u>	<u>paid for</u>
6			2 - VAI Pumps
1			1 - MZ64 Sewage Pump
6			5 - HP 33 pump
3			1 - hose KIT

Balance
as per
Mary
12/28/11

\$ 222.98
 16.72 tax

 239.70
 c/c 7110

1552

RODGERS HARDWOOD FLOORS, INC.

Check Number: 7110

7110

Check Date: Dec 28, 2011

Check Amount: \$239.70

Fargo Winnelson

Item to be Paid - Description

Discount Taken

Amount Paid

V-A1 Pumps

222.98

tax @ 7.5%

16.72

LMP98 M/P CHECK

51N321/39289 (3/10) 594227

RODGERS HARDWOOD FLOORS, INC.

Check Number: 6998

6998

Fargo Winnelson

Check Date: Jul 8, 2011

Check Amount: \$947.55

Item to be Paid - Description	Discount Taken	Amount Paid
2 - V-A1 Pumps <i>Black</i>		207.42
1 - M264 Sewage pump		200.00
5 - HP33 pump <i>Green</i>		465.00
1 - C29-123 hose		9.03
		66.10
tax @ 7.5%		

LMP88 M/P CHECK

51N321/39289 (3/10) 594227



40

Jeremy Rodgers

6- U A 1 panel 2 on hand 4/7/8/11

1- M 264 panel 1 200.⁰⁰

~~4- C 29-123 panel 1~~

- Jeremy
Rodgers

6- ~~HP~~ HP 33 panel 5 on hand 2/8/11
Pickup 6/5/11

→
3 Flex discharge

used
1.6kx

6" HP 33
92.00

2 UAI
Black
103.71

Sew pump
200.00

tax 7.5

Fargo Winneison

3333 39.62 50.00

Fargo ND

58104

382 2307

Sewer line
note 50' submersible pump
I used.



3333 SOUTH 39TH STREET
FARGO, ND 58104

PHONE (701) 282-2309
FAX (701) 282-4818

Quoted To Customer
CASH SALES ACCOUNT 3333 39TH STREET FARGO, ND 58104-0000
Phone (999) 999-9999 Fax

Job Name
SUMP PUMPS

Quote No.	Date	Page
0002729	6/05/11	1
Expiration Date		7/05/11
Revised Date		6/05/11
Bid Due Date		6/05/11

Quoted By
Jerrold McPherson jmcpherson@winnelson.com (701) 282-2309

Customer	Quoted To	Salesperson	FOB Point
000300	CASH SALES ACCOUNT	ROBERT RODGERS	Source

Line	Qty	Description	Unit Price	UOM	Extended Price
1.0	1	HP-33 HYDROMATIC SUMP PUMP 1811HP33 1 1/2"	93.0000	EA	93.00
2.0	1	V-A1 HYDROMATIC SUMP PUMP 2 cords to bypass float 1811VA1 1 1/2"	103.7100	EA	103.71
3.0	1	C29-123 1-1/2" FLEX DISCHARGE 1-1/2"X24' SUMP PUMP HOSE 140JC29123	9.0300	EA	9.03
4.0	1	M264 115V 1PH UL SEWAGE PUMP 1819M264 2"	225.2200	EA	225.22

GeoCode	Net Sales	430.96
350170050	Freight	.00
	Tax	32.32
	Quotation Total	463.28

Meet Jerry @ Oasis Truck Stop.
701-226-4970



Acme Tools
 PO Box 13720
 Grand Forks, ND 58208-3720
 Phone: 701-335-4800

STATEMENT

Page: 1

RODGERS HARDWOOD FLOORS INC
 9750 ISLAND RD
 BISMARCK ND 58503-9213
 USA

DATE
7/01/11
ACCOUNT NO
77528

DATE	INVOICE NO.	CUST. PURCHASE ORDER NO.	CHARGES	CREDITS	BALANCE
6/02/11	767494	CURT	683.66	Fans	683.66
6/03/11	768000	JERRY	314.82	Batteries	314.82
6/15/11	788331	JERRY	99.60		99.60
6/28/11	807700	?	19.05		19.05
<p>When you provide a check as payment, you authorize us to use information to make a one-time electronic fund transfer from your account or to process the payment as a check transaction. When we use information from your check to make an electronic funds transfer, funds may be withdrawn from your account as soon as the same day we receive your payment and you will not receive your check back from your financial institution</p> <p><i>Flood Fans, Flood Batteries, Paid check # 7001 7/19/11 998.48 Flood exp.</i></p>					
1,117.13		.00	.00	.00	1,117.13
CURRENT	OVER 30	OVER 60	OVER 90	OVER 120	

PAY THIS AMOUNT

45

From: Go Minis-Bismarck
 3403 East Rosser Ave
 Bismarck, ND 58501
 (701) 255-6464

SysInvoice
 Page 1 of 1
 Printed: 7/29/2011

To: Jerry Rodgers
 8001 Northwood
 Bismarck, ND 58503

Invoice # 26027

Due Date	Description	Amount	Tax	Applied	Balance
08/03/2011	Rent for unit: 12-0001-B	\$145.00	\$8.70	\$0.00	\$153.70
		<i>Penal ck 8732 7/4/11</i>			
Totals:		\$145.00	\$8.70	\$0.00	\$153.70

Thanks for your business!!!

Cut / Detach here and return with payment.

Customer : Jerry Rodgers
 8001 Northwood
 Bismarck, ND 58503

Invoice Number: 26027

Send Payments To:

Go Minis-Bismarck
 3403 East Rosser Ave
 Bismarck, ND 58501

Current Totals
 Outstanding Balance Due: \$0.00
 Prepaid Rent/Lease Fees: \$0.00
 New Charges : \$145.00
 Tax: \$8.70
 Payments / Credits Applied: \$0.00
TOTAL DUE: \$153.70

Flood

137.43 Menards
 253.57 Lowes
 206.13 Menards
 242.22 Menards
 396.38 Menards
 124.02 Rigging & Tools Inc
 658.47 Menards
 20.99 Tractor Supply

Acme

✓ 314.82 ~~297~~ Batteries
 ✓ 683.66 Fans

82.68 El Menards
 31.08 Lowes
 77.36 Schuels
2230.33

Additional Receipts

Walmart 17.96
 Menards 11.49
 Walmart 50.86
 Dans 172.31
 Dans 143.55

396.17

Total 2626.50

Use Your **WALMART** 2%
BIG CARD REBATE

MENARDS®

MENARDS - BISMARCK
3300 State Street
Bismarck, ND 58503

KEEP YOUR RECEIPT
RETURN POLICY VARIES BY PRODUCT TYPE

Unless noted below allowable returns for
items on this receipt will be in the form
of an in store credit voucher if the
return is done after 09/01/11



Sale Transaction

1/2" X 480" TEFLON T	
8791805	0.89
3/4" BLACK PLUG	
8881066	1.15
8 PK MENS QUARTER SO	
8809756	5.99
TOTAL	8.03
TAX AT 6%	0.48
TOTAL SALE	8.51
CASH	20.00
CHANGE	11.49

TOTAL NUMBER OF ITEMS = 3

MENARDS IS NOW HIRING
APPLY TODAY

THANK YOU, YOUR CASHIER, Tonja

54378 07 0582 06/03/11 02:26PM 3055

Walmart 
Save money. Live better.

Walmart
MANAGER TIM MORRIS
(701) 323 - 0630

ST# 3648 DP# 00002561 TE# 27 TR# 07634	
NESTLE WATER 006827493471 F	3.98 N
GV WATER 007874235192 F	0.78 N
GV WATER 007874235192 F	0.78 N
GV WATER 007874235192 F	0.78 N
GV WATER 007874235192 F	0.78 N
GRANOLA 002430003191 F	1.88 N
GRANOLA 002430003191 F	1.88 N
GRANOLA 002430003183 F	1.88 N
GRANOLA 002430003183 F	1.88 N
HERSHEY MILK 003400029005 F	2.48 X
TOOTHPASTE 003700042321	4.97 X
BARSOAP 001111132538	3.97 X
EQ ZINI DAND 007874201378	2.97 X
EQ IBUPROFEN 068113170011	6.99 X
EQ IBUPROFEN 068113170011	6.99 X
MOUTHWASH 031264742855	6.82 X
SUBTOTAL	48.81
TAX 1 6.00 %	2.06
TOTAL	50.86
CASH TEND	60.00
CHANGE DUE	9.14

ITEMS SOLD 16

TC# 0010 6213 6649 6309 6283



Low prices. Every day. On everything.
Backed by our Ad Match Guarantee.
06/03/11 09:02:21

WE WANT TO KNOW ABOUT YOUR SHOPPING
EXPERIENCE TODAY AT WAL-MART.

Please complete a survey about
today's store visit at:

<http://www.survey.walmart.com>

You will need to enter the
following online:

ID #: 7CL3TP18HLK8

IN RETURN FOR YOUR TIME YOU COULD
RECEIVE ONE OF FIVE \$1000
WALMART SHOPPING CARDS

Must be 18 or older and a legal
resident of the 50 US or DC to
enter. No purchase necessary to
enter or win. To enter without
purchase and for complete official
rules visit
www.entry.survey.walmart.com.
Sweepstakes period ends on the date
shown in the official rules. Survey
must be taken within TWO weeks
of today.

Esta encuesta también se encuentra
en español en la página del Internet

THANK YOU

Walmart 
Save money. Live better.

Walmart
MANAGER TIM MORRIS
(701) 323 - 0630

ST# 3648 DP# 00000382 TE# 05 TR# 07634	
COKE 004900001278 F	1.99
COKE 004900001063 F	1.99
M M S 004000024887	1.99
SUBTOTAL	5.97
TAX 1 6.00 %	0.36
TOTAL	6.33
CASH TEND	20.00
CHANGE DUE	13.67

ITEMS SOLD 3

TC# 3789 8877 4675 8129 0431



Layaway is back for Electronics,
Toys, and Jewelry. 10/17/11-12/16/11
10/27/11 12:24:46

06/05/11

1:52:19

STROMANOR, RD 30303
(701)258-7791

ALL OUT WITH US AT DANS CHUCKWAGON
OPENING MAY 26TH FROM 11 AM TO 6 PM
Store:2

Cashier: JADE C

05/28/11

GROCERY

GEN MILLS CHE 016000275287	4.85	F
IAMS LARGE BR 019014018581	19.49	F
DEL MONTE PEA 02400039344	2.97	F
DEL MONTE PEA 024000393413	2.99	F
OAT HONEY GRA 02430003183	1.67	F
1 @ 3/ 5.00		
Dan's Savings		
OAT HONEY GRA 02430003183	1.67	F
1 @ 3/ 5.00		
Dan's Savings	53	
CHWY ALMD GRA 024300031939	1.67	F
1 @ 3/ 5.00		
Dan's Savings	52	
CHWY ALMD GRA 024300031939	1.67	F
1 @ 3/ 5.00		
Dan's Savings	52	
CHWY RAISN GR 024300031946	1.67	F
1 @ 3/ 5.00		
Dan's Savings	52	
CHWY RAISN GR 024300031946	1.66	F
1 @ 3/ 5.00		
Dan's Savings	53	
FOLGERS FRENC 025500003986	11.99	F
Dan's Savings	60	
M&M'S PEANUT 040000421245	3.75	F
FLAV FRUIT CU 041130018817	2.59	F
Dan's Savings	20	
FLAV NATURAL 041130047725	2.55	F
FLAV NATURAL 041130047725	2.55	F
FLV OLIVE RP 041130049767	1.59	F
Dan's Savings	18	
FLV OLIVE RP 041130049767	1.59	F
Dan's Savings	18	
FLAV CRMY PEA 041130140808	1.99	F
Dan's Savings	16	
FL SALTINES 041130146800	1.77	F
SHOP VAL PAPE 041130300653	.99	F
Dan's Savings	1.34	
HOMELIFE PAPE 041163446373	.89	T
Dan's Savings	.60	
HOMELIFE PAPE 041163446373	.89	T
Dan's Savings	.60	
HOMELIFE WIPE 041163448872	3.99	T
Dan's Savings	2.07	F
HOMELIFE FS V 041163449602	2.07	F
HOMELIFE FS V 041163449602	3.49	F
HOMELIFE 18 O 041163450970	3.49	F
Dan's Savings	.50	
SOUP STARTER 041258215204	3.77	F
MRS GRASS CRM 041258215303	3.77	F
DIXIE ULTRA 2 042000145312	2.99	F
NAB SALTINES 044000000578	3.15	F
NAB WHEAT THI 044000009045	3.69	F
NAB WHT THINS 044000011208	3.69	F
DIET COKE 20P 049000014648	6.49	F
DASANI WATER 049000031652	3.99	F
Dan's Savings	1.90	
DASANI WATER 049000031652	3.99	F
Dan's Savings	1.90	
CAM BN BACON 051000012913	1.69	F
CHICK NOODLE 051000024572	1.69	F
HLTHY REO CHI 051000058973	1.55	F
CAMP HLTHY RE 051000061973	1.69	F
VAN CAMP PORK 052000011227	.77	F
Dan's Savings	.26	
VAN CAMP PORK 052000011227	.77	F
Dan's Savings	.26	
VAN CAMP PORK 052000011227	.77	F
Dan's Savings	.26	
DELI		
24 OZ COFFEE	3182	.69 T
12 OZ COFFEE	3191	.25 T
DAIRY		
DANS PANTRY 2 070422154223	2.79	F
CF BUTTER 075925100029	3.49	F
Dan's Savings	.70	
BAKERY		
12 CT REESE P 270253000007	3.69	F
SUBTOTAL	140.65	
TOTAL TAX	2.90	
TOTAL	143.55	

GROCERY

LAYS WAVY POT 028400033466	2.20	
Dan's Savings	2.20	
LAYS HONEY BB 028400034166	2.20	
Dan's Savings	2.20	
LAYS BBQ POT 028400034180	2.20	
Dan's Savings	2.20	
LAYS WAVY RAN 028400034319	2.20	
Dan's Savings	2.20	
LAYS WAVY RAN 028400034319	2.20	
Dan's Savings	2.20	
CAM TOMATO 051000000149	2.39	
CAM TOMATO 051000000149	2.39	
CAM TOMATO 051000000149	2.39	
CAMP LT CHK G 051000010810	1.69	
CAMP LT CHK G 051000010810	1.69	
CAMP LT CHK G 051000010810	1.69	
CAMP LT CHK G 051000010810	1.69	
MC MUSHROOM & 052100641249	1.39	
MC MUSHROOM & 052100641249	1.39	
MC MUSHROOM & 052100641249	1.39	
MC MUSHROOM & 052100641249	1.39	
MASTER HAMBUR 078700002396	2.69	
Dan's Savings	1.00	
MASTER HAMBUR 078700002396	2.69	
Dan's Savings	1.00	
MASTER HAMBUR 078700002396	2.69	
Dan's Savings	1.00	
MASTER HAMBUR 078700002396	2.69	
Dan's Savings	1.00	
MASTER HAMBUR 078700002396	2.69	
Dan's Savings	1.00	
MASTER HAMBUR 078700002396	2.69	
Dan's Savings	1.00	
MASTER HAMBUR 078700002396	2.69	
Dan's Savings	1.00	
MASTER HAMBUR 078700002396	2.69	
Dan's Savings	1.00	
MASTER HAMBUR 078700002396	2.69	
Dan's Savings	1.00	
PRODUCE		
10 LB RUSSET 605806001413	3.99	F
MEAT		
EXCEL 85% GRO 028749003786	8.99	F
Dan's Savings	2.40	
EXCEL 85% GRO 028749003786	8.99	F
Dan's Savings	2.40	
EXCEL 85% GRO 028749003786	8.99	F
Dan's Savings	2.40	
EXCEL 85% GRO 028749003786	8.99	F
Dan's Savings	2.40	
VP CHOICE BF 231714000004	15.41	F
VP CHOICE BF 231714000004	17.69	F
DELI		
RESERS POTATO 071117001624	6.99	
RESERS POTATO 071117001624	6.99	
RESERS MACARO 071117001631	6.99	
ROZEN		
LV MIXED VE 041130030260	2.99	F
LV MIXED VE 041130030260	2.99	F
LV MIXED VE 041130030260	2.99	F
BAKERY		
ARIETY PACK 270351000008	6.99	F
ARIETY PACK 270351000008	6.99	F
SUBTOTAL	172.31	
TOTAL TAX	.00	
TOTAL	172.31	
CASH		
CASH		
TENDER CHANGE	183.00	
NUMBER OF ITEMS	41	
Dan's Savings	30.60	

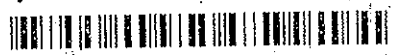
Use Your **BIG CARD** 2% **REBATE**

MENARDS

MENARDS - BISMARCK
 3300 State Street
 Bismarck, ND 58503

KEEP YOUR RECEIPT
 RETURN POLICY VARIES BY PRODUCT TYPE

Unless noted below allowable returns for items on this receipt will be in the form of an in store credit voucher if the return is done after 09/18/11



Sale Transaction

1/6HP CAST UTILITY P
 6913760 78.00

TOTAL 78.00
 TAX AT 6% 4.68
 TOTAL SALE 82.68
 VISA 0042 82.68
 69973C

Flood

TOTAL NUMBER OF ITEMS = 1

GUEST COPY

The Cardholder acknowledges receipt of goods/services in the total amount shown hereon and agrees to pay the card issuer according to its current terms.

THIS IS YOUR CREDIT CARD SALES SLIP
 PLEASE RETAIN FOR YOUR RECORDS.

MENARDS IS NOW HIRING
 APPLY TODAY

THANK YOU, YOUR CASHIER, Lisa

55152 03 2714 06/20/11 05:12PM 3055

LOWE'S

LOWE'S HOME CENTERS, INC.
 1401 CENTURY AVENUE WEST
 BISMARCK, ND 58503 (701) 934-9000

- SALE -

SALES #: S2533AG1 1211901 06-15-11

163311 4" TEST BALL PLUG 270040 29.32
 SUBTOTAL: 29.32
 TAX: 1.76
 INVOICE 11429 TOTAL: 31.08
 VISA: 31.08

SR:XXXXXXXXXX0042 AMOUNT:31.08 AUTHCD:527
 CNTPEP REFID:803910445 06/15/11 17:55:57

[Signature]

STORE: 2533 TERMINAL: 11 06/15/11 17:56

OF ITEMS PURCHASED:
 EXCLUDES FEES, SERVICES AND SPECIAL ORDER IT



THANK YOU FOR SHOPPING LOWE'S.
 SEE REVERSE SIDE FOR RETURN POLICY.
 STORE MANAGER: BROBST

HAVE A COMMENT OR FEEDBACK? LET US KNOW AT
WWW.LOWES.COM/FEEDBACK
 STORE CODE: 25330-61511-11429

WE HAVE THE LOWEST PRICES, GUARANTEED!
 IF YOU FIND A LOWER PRICE, WE WILL BEAT IT BY
 SEE STORE FOR DETAILS.

 YOUR OPINIONS COUNT!
 * REGISTER TO WIN A \$5,000 LOWE'S GIFT CARD
 * REGISTRESE PARA GANAR UNA TARJETA DE REGALO LI
 * REGISTER BY COMPLETING A GUEST SATISFACTION SI
 * WITHIN ONE WEEK AT: www.lowes.com/survey
 * YOUR ID# 11429 2533 166
 * NO PURCHASE NECESSARY TO ENTER OR WIN.
 * VOID WHERE PROHIBITED. MUST BE 18 OR OLDER /
 * OFFICIAL RULES & WINNERS AT: www.lowes.com

STORE: 2533 TERMINAL: 11 06/15/11

SCHEELS
 scheels.com

Bismarck Scheels
 800 Kirkwood Mall
 Bismarck, ND 58504
 (701) 255-7255

5:00:46 PM CDT
 Store: 0072
 Till: kencj
 Sales: 19536

SALE



000720047628

SUSPENDER CLASSIC CLIP-O 12.99 1
 475 4177 1 @ 12.99
 Optio=12.99 @ 6.0000% 0.78

WADLER WEST SPIRY RUBBER- 59.99 1
 02559354633 1 @ 59.99
 Optio=59.99 @ 6.0000% 3.60

Subtotal 72.98
 Optio Taxable Amount 72.98
 Optio Tax 4.38
 Total Sales Tax 4.38

Total 77.36

Visa (S) 77.36
 Account: 0042
 Auth: 58476C (A)

Tot: Tender 77.36

Change Due 0.00

Visit the Scheels website at
www.scheels.com

Customer Copy

Chai.
 and High

50

1101 BROOKSIDE LANE
BISMARCK, ND 58503
701-223-8931

LOWE'S HOME CENTERS, INC.
1401 CENTURY AVENUE WEST
BISMARCK, ND 58503 (701) 934-9000

- SALE -

SALES #: S2533JH4 1300143 05/28/11

16950 20'X100'BLACK GHIL PLASTI 280.00
70.00

ticket: 56032
date: 6/10/11 Time: 4:59 PM
store: 277 Register: 2
cashier: 00333879

Item	Qty	Price	Amount
100T PVC KNEE BROWN 10			
6356077	1	19.99	19.99
Subtotal			19.99
Tax			1.00
Total			20.99

Visa
XXXXXXXXXXXX0042
Auth #: 43742C

Change 0.00
I agree to pay the above amount according to my card issuer agreement.

Call 877-789-1443 within 7 days to complete a survey and be entered in a monthly drawing for a chance to win a \$2500 shopping spree. (Awarded as Gift Card) Ends 9/30/2011

For complete details or to participate without purchase or survey, go to TractorSupply.com/customerurvey

Enter Store #: 0277
Enter Reference #: 0255032

SOLD ITEM COUNT = 1
11F14166FL4RKEGY

Please call 877-872-7721 for Customer Service.

Sign up now for ads, news, and more at TractorSupply.com

Customer Copy

INVOICE 02275
SUBTOTAL: 280.00
TAX: 16.80
TOTAL: 296.80
CASH: 200.00
CHANGE: 96.80

STORE: 2533 TERMINAL: 02 05/29/11 10:43:27
OF ITEMS PURCHASED: 4
EXCLUDES FEES, SERVICES AND SPECIAL ORDER ITEMS



THANK YOU FOR SHOPPING LOWE'S.
SEE REVERSE SIDE FOR RETURN POLICY.
STORE MANAGER: BROBST

HAVE A COMMENT OR FEEDBACK? LET US KNOW AT:
WWW.LOWES.COM/FEEDBACK
STORE CODE: 25330-52911-02275

WE HAVE THE LOWEST PRICES, GUARANTEED!
IF YOU FIND A LOWER PRICE, WE WILL BEAT IT BY 10%.
SEE STORE FOR DETAILS.

YOUR OPINIONS COUNT!
* REGISTER TO WIN A \$5,000 LOWE'S GIFT CARD!
*
* REGISTER BY COMPLETING A GUEST SATISFACTION SURVEY
* WITHIN ONE WEEK AT: www.lowes.com/survey
* YOUR I.D.# 02275 2533 149
*
* NO PURCHASE NECESSARY TO ENTER OR WIN.
* VOID WHERE PROHIBITED. MUST BE 18 OR OLDER TO ENTER.
* OFFICIAL RULES & WINNERS AT: www.lowes.com/survey

STORE: 2533 TERMINAL: 02 05/29/11 10:43:27

NOTICE: Drywall Settlement. Read Below

Lowe's has settled a lawsuit alleging that certain drywall purchased from Lowe's was defective and caused property damage and/or personal injury. Lowe's denies all of these claims. You are included in the Class if you have or allegedly had defective drywall that was purchased from Lowe's anytime before 7/27/10.

Class Members may receive from \$50 to \$100,000.00 in Lowe's gift cards and/or cash. To get a payment, you must submit a claim form by 7/15/11.

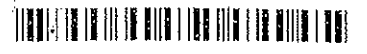
Unless you exclude yourself from the Class by 5/27/11, you give up the right to ever sue Lowe's about the legal claims this settlement resolves. If you stay in the Class, you may object to the awarded settlement by 7/27/11.

Use Your 29
BIG CARD REBA
MENARDS®

MENARDS - BISMARCK
3300 State Street
Bismarck, ND 58503

KEEP YOUR RECEIPT
RETURN POLICY VARIES BY PRODUCT TYPE

Unless noted below allowable returns on this receipt will be in the form of an in store credit voucher if the return is done after 08/24/11



Sale Transaction

GHIL 20'X100' POLY C		
5680075 8 @72.98		583.8
2" WING NUT PLUG		
6896315 1		2.41
4" WING NUT PLUG		
6896331		9.99
3" SCHEDULE 40 HUB P		
6896329 2 @4.99		9.98
2" CLEAN SEAL TEST P		
6896604		20.99

TOTAL 621.20
TAX AT 6% 37.27
TOTAL SALE 658.47
VISA 0042 658.47
94466C

TOTAL NUMBER OF ITEMS = 13

GUEST COPY

The Cardholder acknowledges receipt of goods/services in the total amount shown hereon and agrees to pay the card issuer according to its current terms.

THIS IS YOUR CREDIT CARD SALES SLIP
PLEASE RETAIN FOR YOUR RECORDS.

MENARDS IS NOW HIRING
APPLY TODAY

THANK YOU, YOUR CASHIER, Etienne

8295 05 4019 05/26/11 10:35AM 3055

ARDS - BISMARCK
 00 State Street
 marck, ND 58503

KEEP YOUR RECEIPT
 POLICY VARIES BY PRODUCT TYPE

Unless noted below allowable returns for
 items on this receipt will be in the form
 of an in store credit voucher if the
 return is done after 08/25/11



Sale Transaction

DOG SAWHORSE # 32.84
 24" FLAT IRON 21.96
 PREMIUM/SELECT * 28.68
 32) 4'X8' * 38.97
 3 @ 12.99 129.65
 6% SALE 7.78
 042 137.43
 137.43

SAVINGS 12.96

NUMBER OF ITEMS = 23

GUEST COPY

Cardholder acknowledges receipt of
 goods/services in the total amount shown
 hereon and agrees to pay the card issuer
 according to its current terms.

CREDIT CARD SALES SLIP
 FOR YOUR RECORDS

RECEIVED

LOVE'S HOME CENTERS, INC.
 1401 CENTURY AVENUE WEST
 BISMARCK, ND 58503 (701) 934-9000

- SALE -

SALES #: S2533LF1 1498353 06-06-11

68517 50' 12/3 YELLOW TRIPLE TAP 59.97
 242113 50' 12/3 OUTDOOR CORD 149.91
 3 @ 49.97
 141731 1 1/4" PLASTIC SUPP CHECK 11.68
 2 @ 5.84
 346395 TF 5PC TOOL SET W/LCKBCK 4.99
 22741 11/4" RETL H ADPT 370414 12.68
 4 @ 3.17

SUBTOTAL: 239.22
 TAX: 14.35
 INVOICE 10171 TOTAL: 253.57
 VISA: 253.57

VISA:XXXXXXXXXXXX042 AMOUNT:253.57 AUTHCD:39387C
 SWIPE REFID:003910589 06/06/11 12:21:22

STORE: 2533 TERMINAL: 10 06/06/11 12:21:31
 # OF ITEMS PURCHASED: 11
 EXCLUDES FEES, SERVICES AND SPECIAL ORDER ITEMS



THANK YOU FOR SHOPPING LOVE'S.
 SEE REVERSE SIDE FOR RETURN POLICY.
 STORE MANAGER: BROBST

HAVE A COMMENT OR FEEDBACK? LET US KNOW AT:
WWW.LOWES.COM/FEEDBACK
 STORE CODE: 25330-60611-10171

WE HAVE THE LOWEST PRICES, GUARANTEED!
 IF YOU FIND A LOWER PRICE, WE WILL BEAT IT BY 10%.
 SEE STORE FOR DETAILS.

 * YOUR OPINIONS COUNT!
 * REGISTER TO WIN A \$5,000 LOVE'S GIFT CARD!
 * REGISTRESE PARA GANAR UNA TARJETA DE REGALO LOVE'S
 * REGISTER BY COMPLETING A GUEST SATISFACTION SURVEY
 * WITHIN ONE WEEK AT: www.Loves.com/survey
 * YOUR ID # 10171 2533 157
 * NO PURCHASE NECESSARY TO ENTER OR WIN.
 * VOID WHERE PROHIBITED. MUST BE 18 OR OLDER TO ENTER
 * OFFICIAL RULES & WINNERS AT: www.Loves.com/survey

 STORE: 2533 TERMINAL: 10 06/06/11 12:21:31

MENARDS - BISMARCK
 3300 State Street
 Bismarck, ND 58503

KEEP YOUR RECEIPT
 RETURN POLICY VARIES BY PRODUCT TYPE

Unless noted below allowable returns for
 items on this receipt will be in the form
 of an in store credit voucher if the
 return is done after 09/04/11



Sale Transaction

1-1/4" X 24" DRAINAG 79.80
 6893842 10 @ 7.98
 5 LED HEAD LIGHT 27.98
 2107550 2 @ 13.99
 SPORT TOOL HEADLAMP 18.98
 6757082
 1-1/4" INSERT COUPLI 9.86
 6894320 14 @ 0.89
 1-1/4" INSERT COUPLI 0.69
 6894320
 1-1/2" INSERT COUPLI 2.67
 6894333 3 @ 0.89
 1-1/4" INSR X 1-1/2" 11.68
 6895277 8 @ 1.46
 SAE SLD NUTDRV 5/16X 4.99
 2377845
 MILK CHOCOLATE M&M 1 * 2.50
 2734246
 TWIZZLERS STRBRY TWI 1.88
 2733508
 PEANUT M&M'S 12.8 OZ * 2.50
 2734247
 1-1/4" INSERT MALE AD 3.36
 6894805 6 @ 0.56
 1-1/2" INSERT MALE AD 0.78
 6894818
 1" INSERT COUPLING 0.49
 6894317
 2 X 1-1/4 GALV BUSHI 14.76
 6855246 4 @ 3.69
 2" X 1-1/2" GALV BUS 7.20
 6857419 2 @ 3.60
 300Z DAWN ULTRA PWR 3.87
 6470958
 1-1/2" INSERT COUPLI 0.89
 6894333

TOTAL: 194.46
 TAX AT 6% 11.67
 TOTAL SALE 206.13
 VISA 0042 206.13
 50306C

TOTAL SAVINGS 0.88
 TOTAL NUMBER OF ITEMS = 59
 GUEST COPY

The Cardholder acknowledges receipt of
 goods/services in the total amount shown
 hereon and agrees to pay the card issuer
 according to its current terms.

THIS IS YOUR CREDIT CARD SALES SLIP
 PLEASE RETAIN FOR YOUR RECORDS.

MENARDS - BISMARCK
3300 State Street
Bismarck, ND 58503

KEEP YOUR RECEIPT
RETURN POLICY VARIES BY PRODUCT TYPE

Unless noted below allowable returns for items on this receipt will be in the form of an in-store credit voucher if the return is done after 09/03/11



Sale Transaction

2X4X8' PREMIUM/SELEC *	
1021017 8 @1.99	15.92
1/2" (15/32)" 4'X8' *	
1231085	12.99
2" X 5' SOLID PVC PJ	
6898559	4.17
2" LAKE SCREEN FPT	
6911326 2 @1.98	37.96
24"X84" CHARC. FIBER	
5671104	3.98
1/4"X50' SOLID BRD	
2355229	4.99
40" BUNGEE CORD	
2359872 4 @1.87	7.48
30" BUNGEE CORD	
2359843 4 @1.29	5.16
1 3/4" -2 3/4" HOSE	
6790623 4 @0.98	3.92
9"X.050 6T RECIP BLA	
2521564	15.97
25PK3/4"-1 3/4"HOSE	
6790618	17.99
2" 22.5DEG PVC ELBOW	
6892607 2 @1.71	3.42
2" PVC MALE ADAPTER	
6892296 2 @0.90	1.80
1-1/4" INSERT COUPLI	
6894320 3 @0.69	2.07
2" SCH40 PVC COUPLIN	
6897576	0.86
16 OZ PURPLE PRIMER	
6932169	9.62
16 OZ ALL PURPOSE, CL	
6931678	7.58
16 OZ CLEAR PVC CEME	
6931306	6.53
#0 SCREW EYE ZN/B	
2254702 8 @0.99	7.92
2" PVC REPAIR COUPLT	
6890269 2 @9.26	18.52
1-1/4" X 24' DRAINAG	
6893842 2 @7.98	15.96
1-1/2" X 24' DRAINAG	
6893855 2 @9.62	19.24
1-1/2" INSERT MALE AD	
6894618 3 @0.76	2.28
2" INSERT MALE ADAPT	
6894621	1.29
1-1/2" INSERT COUPLI	
6894333	0.89
TOTAL	228.51
TAX AT 6%	13.71
TOTAL SALE	242.22
VISA 0042	242.22
71345C	

Flood

MENARDS®

MENARDS - BISMARCK
3300 State Street
Bismarck, ND 58503

KEEP YOUR RECEIPT
RETURN POLICY VARIES BY PRODUCT TYPE

Unless noted below allowable returns for items on this receipt will be in the form of an in-store credit voucher if the return is done after 08/30/11



Sale Transaction

Cust name: Rodgers, Jerry

ORDER 27570	
4"X100' CORRUGATED T - PICK	
6894016	34.98
ORDER SUBTOTAL	34.98
END OF ORDER	
10W30 QUART "H" OJ PKG:	
2612389	31.08
14-3 50' AMER CONT C	
3700242	37.99
2X3X4 DOWNS	
6893813 4 @2.94	11.76
CAST IRON SUMP PMP	
6913205	89.99
SUPER TOUGH CONTRACT	
6485275 5 @10.79	53.95
14 LED SUPERLIGHT	
2101004 3 @7.95	20.85
AAA 10PK ENERGIZER M	
2105246 2 @5.97	11.94
100W RUFF SERV BULB	
3539112 5 @2.29	11.45
12-3 50' 15A 6-BUILL	
3700655	59.95
TOTAL	373.94
TAX AT 6%	22.44
TOTAL SALE	396.38
VISA 0042	396.38
68815C	

Flood

TOTAL NUMBER OF ITEMS = 24

GUEST COPY

The Cardholder acknowledges receipt of goods/services in the total amount shown hereon and agrees to pay the card issuer according to its current terms.

THIS IS YOUR CREDIT CARD SALES SLIP
PLEASE RETAIN FOR YOUR RECORDS.

MENARDS IS NOW HIRING
APPLY TODAY

THANK YOU, YOUR CASHIER, Lisa

55152 07 3725 06/01/11 03:17PM 3055



PICKING LIST - GUEST COPY

STORE # 3055 BISM
3300 STATE STREET
BISMARCK, ND 58503

PHONE: (701) 222-2700
FAX: (701) 222-3116

CASHIER - PRESS RECALL TRANS
AND SCAN BARCODE ==>

BISM 27570



CASHIER:

PLEASE STAPLE

RECEIPT HERE.

PAGE 1 OF 1

SOLD BY: jb
DATE: 06/01/11

GUEST NAME - ADDRESS - PHONE
Rodgers, Jerry 9750 Island Rd Bismarck, ND 58503 Ph: (701) 250-0625

QUANTITY	DESCRIPTION	SKU NUMBER	UNIT PRICE	EXTENDED PRICE
1 EACH	4"X100' CORRUGATED TUBINGSOLID	689-4016	34.98	34.98

Flood

TO AVOID PRODUCT NOT BEING AVAILABLE ON A LATER DATE PLEASE PICK UP ALL MERCHANDISE TODAY. THANK YOU.

This is a quote valid today. Upon payment this quote becomes a yard picking list subject to the terms and conditions below. Quantities listed above may exceed quantities available for immediate pick-up. Product is not held for a specific guest, but instead is available to the buying public on a first come, first serve basis. Please pickup all purchases made on this picking list immediately. Failure to pick up products on this picking list today will result in additional charge to you if, on the day of pick up, the retail price of the products are higher than on the day purchased. Menards liability to you is limited to refunding your original purchase price for any product not picked up.

Guest Instructions:

1. Take this picking list to a cashier to pay for the merchandise.
2. Enter the outside yard to pick up your merchandise. (All vehicles are subject to inspection.)
3. Load your merchandise. (Menards Team Members will gladly help you load your materials but cannot be held liable for damage to your vehicle.)
4. When exiting the yard, present this list to the Gate Guard. (The Gate Guard will record the items you are taking with you.)
5. Sign the Gate Guard's signature pad verifying you've received the merchandise.

PRE-TAX TOTAL:	34.98
----------------	-------

Our insurance does not allow us to tie down or secure your load, trunk lid, etc. For your convenience, we supply twine, but you will have to decide whether or not your load is secure and if the twine supplied is strong enough. If you do not believe the twine will suffice, stronger material can be purchased inside the store.

READ THE TERMS AND CONDITIONS CAREFULLY. All returns are subject to Menards' posted return policy. In consideration for Menards low prices you agree that if any merchandise purchased by you is defective, Menards will agree to exchange the merchandise or refund the purchase price based on the form of original payment. You agree that there shall be no other remedy available to you. If there is a warranty provided by the manufacturer, that warranty shall govern your rights and Menards will be selling the product "AS IS." Oral statements do not constitute warranties, and are not a part of this contract. The guest agrees to inspect all merchandise prior to inspection or using it. **UNDER NO CIRCUMSTANCES SHALL MENARDS BE LIABLE FOR ANY SPECIAL, INCIDENTAL, OR CONSEQUENTIAL DAMAGES.** MENARDS MAKES NO WARRANTIES, EXPRESS OR IMPLIED, AS TO MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE OF ANY MERCHANDISE. Any controversy or claim arising out of or relating to this contract, or the breach thereof, shall be settled by arbitration administered by the American Arbitration Association under its applicable Consumer or Commercial Arbitration Rules, and judgments on the award rendered by the arbitrator(s) may be entered in court having jurisdiction thereof. The guest agrees to these terms and conditions through purchase of merchandise contained on this document.

THIS IS NOT A RECEIPT

GATE GUARD - SCAN HERE ==>



RIGGING & TOOLS INC
 2031 LEE AVENUE
 BISMARCK, ND 58504-6726
 Phone: (701)224-1122 Fax: (701)224-9087

WORK ORDER

WORK ORDER NO. 11-3500

BILLING PHONE:
 BILLING FAX:

ACCT. NO.: 0 VISA
 SOLD TO: Credit Card Sales

SHIP TO: Credit Card Sales

SALES NO.	PURCHASE ORDER NO.		SHIP VIA	SALES- PERSON	DATE SHIPPED	TERMS	INVOICE DATE
25			PICKED UP	MM	05/25/2011	Credit Card	05/25/2011
QUANTITY ORDERED	QUANTITY SHIPPED	BACK ORDERED	ITEM NO.	DESCRIPTION		UNIT PRICE	EXTENDED PRICE
6	6	0	JAC 3004349	CONE SAFETY 36" W/ONE REFLECT STRIP		19.500	117.00
<p><i>Flood</i></p>							
<p>RIGGING & TOOLS INC 2031 LEE AVE BISMARCK, ND 58504 (701) 224-1122</p> <p>Merchant ID: 000611673000 Ref #: 0005 Term ID: 71013332</p> <p>Sale</p> <p>XXXXXXXXXXXX0042 VISA Entry Method: Swiped</p> <p>Total: \$ 124.02 05/25/11 14:34:15</p> <p>Inv #: 000005 Appr Code: 32829C Apprvd: Online Batch#: 000619</p> <p>Customer Copy THANK YOU HAVE A NICE DAY!</p>							
						SALES AMOUNT	117.00
						TAXABLE TOTAL	117.00
						SALES TAX	7.02
						FREIGHT	0.00
Thank You						TOTAL	124.02



Acme Tools - Bismarck
 3840 E Rosser Ave
 BISMARCK, ND 58501-3314
 USA
 Phone: (701) 258-1267 / Fax: (701) 258-1292

INVOICE

PAGE	1
INVOICE NO.	767494
INVOICE DATE	6/02/11

77528
 RODGERS HARDWOOD FLOORS INC
 9750 ISLAND RD
 BISMARCK, ND 58503-9213
 USA

Acme Tools - Bismarck
 3840 E Rosser Ave
 BISMARCK, ND 58501-3314
 USA

CUSTOMER PURCHASE ORDER NO	SHIP VIA	TERMS	DATE SHIPPED	SIAMON 1	SIAMON 2	ORDER NO
CURT	Customer Pick Up	Net 30 Days	6/02/11	130	12019	8843929-001

SPECIAL INSTRUCTIONS >

QTY. ORDERED	QTY. SHIPPED	QTY. BACK ORDERED	U/M	ITEM NO. / DESCRIPTION	PRICE	AMOUNT	
3.00	3.00	.00	EA	3500BLK 3500 SERIES CRUSADER AIR MOVER (BLACK) 226-4970	214.9900	644.97	
<i>E600d</i>							
SUB-TOTAL		HANDLING		TAX		SUB-TOTAL	
644.97		.00		38.69		683.66	
DEPOSIT				BALANCE DUE			
.00				683.66			

Mark W. Miller
 Original Signature



Acme Tools - Bismarck
 3840 E Rosser Ave
 BISMARCK, ND 58501-3314
 USA
 Phone: (701) 258-1267 / Fax: (701) 258-1292

INVOICE

PAGE	1
INVOICE NO.	768000
INVOICE DATE	6/03/11

77528
 RODGERS HARDWOOD FLOORS INC
 9750 ISLAND RD
 BISMARCK, ND 58503-9213
 USA

Acme Tools - Bismarck
 3840 E Rosser Ave
 BISMARCK, ND 58501-3314
 USA

CUSTOMER PURCHASE ORDER NO.	JERRY	SHIP VIA	Customer Pick Up	TERMS	Net 30 Days	DATE SHIPPED	6/03/11	SLMN1	130	SLMN2	12016	ORDER NO.	8847152-000
-----------------------------	-------	----------	------------------	-------	-------------	--------------	---------	-------	-----	-------	-------	-----------	-------------

SPECIAL INSTRUCTIONS >

QTY ORDERED	QTY SHIPPED	QTY BACK ORDERED	U/M	ITEM NO. / DESCRIPTION	PRICE	AMOUNT					
3.00	3.00	.00	EA	DC9096-2 -P- 18V XRP BATTERY COMBO PACK	99.0000	297.00					
SUB-TOTAL		HANDLING		TAX		SUB-TOTAL		DEPOSIT		BALANCE DUE	
297.00		.00		17.82		314.82		.00		314.82	

Original Signature

Expenses for alternative place to live

8/31/11 River place 840.⁰⁰
 ck 8763
 Sept 2011 Rent

10/3/11 River Place 1680.⁰⁰
 ck 8779
 Oct Nov 2011 Rent

11/22/11 River place Apts. 1680.⁰⁰
 Dec 2011 & Jan 2012 Rent

12/13/11 Sp-EEG, BEES ck 7100 308.⁰⁰

12/21/11 Sp-EEG, BEES. 107.50
 7101

Aug 2011 MDCU total 246.60
 Feb 2012
 Aug thru
 2011 Feb 2012

10/31/11 Curtis Rad oil Comp. 726.70
 propane

Capital Electric
 Ave 45 per mo.
 From Aug thru Feb. \$ 315.⁰⁰
 2011 2012

7 mos. @ 45.⁰⁰
 2 receipts enclosed total \$ 5,903.⁸⁰

RECEIVED

DATE 8-31-11 No. 12345

RECEIVED FROM Jerry Realsers \$ 840⁰⁰

_____ DOLLARS

FOR RENT (apt rent)

FOR _____

ACCOUNT	<u>3400</u>	<input type="checkbox"/> CASH
PAYMENT	<u>84000</u>	<input type="checkbox"/> MONEY ORDER
BAL. DUE	_____	<input checked="" type="checkbox"/> CHECK
		<input type="checkbox"/> CREDIT CARD

FROM Sept 2011 TO _____

BY Louise

© 2004 2701

RECEIPT

DATE 10-3-11 No. 752423

RECEIVED FROM Jerry Rodgers \$ 840⁰⁰

check # 8779 DOLLARS

FOR RENT 2821#3

FOR

ACCOUNT	<u>840⁰⁰</u>	<input type="radio"/> CASH	FROM <u>Oct 2011</u> TO
PAYMENT	<u>840⁰⁰</u>	<input type="radio"/> MONEY ORDER	
BAL. DUE	<u>—</u>	<input checked="" type="radio"/> CHECK	BY <u>Louise</u>
		<input type="radio"/> CREDIT CARD	

Edwards 2701

RECEIPT

DATE 10-3-11 No. 752424

RECEIVED FROM Jerry Rodgers \$ 840⁰⁰

check # 8779 DOLLARS

FOR RENT November cust rent

FOR

ACCOUNT	<u>840⁰⁰</u>	<input type="radio"/> CASH	FROM <u>November</u> TO
PAYMENT	<u>840⁰⁰</u>	<input type="radio"/> MONEY ORDER	
BAL. DUE	<u>—</u>	<input checked="" type="radio"/> CHECK	BY <u>Louise</u>
		<input type="radio"/> CREDIT CARD	

Edwards 2701

60

RECEIPT DATE 11-22-11 No. 494758

RECEIVED FROM Jerry Rodgers \$ 1680⁰⁰

FOR RENT 2 mths Rent 2851# 3 DOLLARS
 FOR _____

ACCOUNT	<u>1680:00</u>	<input type="checkbox"/> CASH	FROM <u>Dec 1st 2010</u> TO <u>2 2012</u>
PAYMENT	<u>1680:00</u>	<input type="checkbox"/> CHECK	
BAL. DUE		<input type="checkbox"/> MONEY ORDER	
		<input type="checkbox"/> CREDIT CARD	

BY [Signature]

A-2701
T-46800/46802

RODGERS HARDWOOD FLOORS, INC.

Check Number: 7100

7100

Check Date: Dec 13, 2011

Check Amount: \$308.00

Spiffy Biffs

Item to be Paid - Description

Discount Taken

Amount Paid

SI-68322

308.00

LMP98 M/P CHECK

514321/30289 11/03/11 12:27

1	Discount - Free Delivery Per Collin	Yes	-25.00	0%	-25.00
1	UNIT RENTAL - Billing Period: 05/21 Thru 06/17/11]	Yes	10.00	0%	10.00
1	BASIC SERVICE RATE - Full Service Rate \$76.00	No	38.00	0%	38.00
0		Yes	0.00	0%	0.00
1	UNIT RENTAL - Billing Period: 08/13 Thru 09/09/11]	Yes	10.00	0%	10.00
1	BASIC SERVICE RATE- Non Taxable	No	76.00	0%	76.00
0		Yes	0.00	0%	0.00
1	UNIT RENTAL - Billing Period: 09/10 Thru 10/07/11]	Yes	10.00	0%	10.00
1	BASIC SERVICE RATE- Non Taxable	No	76.00	0%	76.00
0		Yes	0.00	0%	0.00
1	UNIT RENTAL - Billing Period: 10/08 Thru 11/04/11]	Yes	10.00	0%	10.00
1	BASIC SERVICE RATE- Non Taxable	No	76.00	0%	76.00

<p>Finance Charges Will Be Billed On Unpaid Invoices 30 Days Past Due At 1.5% Per Month (Annual Equivalent 18%)</p> <p>Thank You</p> <p>* Thank You for using the very best --- SPIFFY BIFFS ---</p>	Subtotal:	306.00
	Freight:	0.00
	Other:	0.00
	Sales Tax:	2.00
	Amount:	308.00
		Amount due: 308.00

62

RODGERS HARDWOOD FLOORS, INC.

Check Number: 7100

7100

Check Date: Dec 13, 2011

Check Amount: \$308.00

Spiffy Biffs

Item to be Paid - Description

Discount Taken

Amount Paid

SI-68322

308.00

LMP98 M/P CHECK

51N321/39280 (3/10) 504227

63

SPIFFY BIFFS
 1414 Continental Ave.
 Bismarck, ND 58504
 Phone: (701)-224-0856
 Fax: (701)-223-9281

Invoice

Rodgers, Jerry
11/4/2011

Customer Num	Date	PO Number	Invoice Num
5-RODG	11/4/2011	9750 ISLAND DR.	SI-68322

Bill To:
 Rodgers, Jerry
 9750 Island Dr.
 Bismarck, ND 58503

Additional Inf:
 9750 Island Dr.
 Per: Rodger [406-489-3283]
 Unit: 20513
 Del: 05/31/11
 6 Billing Periods [05/31/11 thru 11/04/11]

Ship Via Terms Tax Number

Quantity	Description	Tax	Sales Price	Disc	Total
1	DELIVER-Taxable	Yes	25.00	0%	25.00
1	Discount - Free Delivery Per Collin	Yes	-25.00	0%	-25.00
1	UNIT RENTAL - Billing Period: 05/21 Thru 06/17/11	Yes	10.00	0%	10.00
1	BASIC SERVICE RATE - Full Service Rate \$76.00	No	38.00	0%	38.00
0		Yes	0.00	0%	0.00
1	UNIT RENTAL - Billing Period: 08/13 Thru 09/09/11	Yes	10.00	0%	10.00
1	BASIC SERVICE RATE- Non Taxable	No	76.00	0%	76.00
0		Yes	0.00	0%	0.00
1	UNIT RENTAL - Billing Period: 09/10 Thru 10/07/11	Yes	10.00	0%	10.00
1	BASIC SERVICE RATE- Non Taxable	No	76.00	0%	76.00
0		Yes	0.00	0%	0.00
1	UNIT RENTAL - Billing Period: 10/08 Thru 11/04/11	Yes	10.00	0%	10.00
1	BASIC SERVICE RATE- Non Taxable	No	76.00	0%	76.00

Finance Charges Will Be Billed On Unpaid Invoices 30 Days Past Due At 1.5% Per Month (Annual Equivalent 18%)

* Thank You
 for using the very best
 --- SPIFFY BIFFS ---

Subtotal:	306.00
Freight:	0.00
Other:	0.00
Sales Tax:	2.00
Amount:	308.00

Thank You

Amount due: 308.00

RODGERS HARDWOOD FLOORS, INC.

Check Number: 7101

7101

Check Date: Dec 21, 2011

Check Amount: \$107.50

Spiffy Biffs

Item to be Paid - Description

Discount Taken

Amount Paid

SI-68811

107.50

LMP98 M/P CHECK

51N321/39209 (3/10) 394227

65

Spibby

BIFFS

1414 CONTINENTAL AVE
BISMARCK, ND 58504
(701) 224-0856/FAX (701) 223-9281

Pre-Set
28 Day Billing Periods (4 Weeks)

01/01 thru 01/28	05/21 thru 06/17	10/08 thru 11/04
01/29 thru 02/25	06/18 thru 07/15	11/05 thru 12/02
02/26 thru 03/25	07/16 thru 08/12	12/03 thru 12/31
03/26 thru 04/22	08/13 thru 09/09	
04/23 thru 05/20	09/10 thru 10/07	

PRO-RATED:

***The cost of units/service which are *Picked-up* or *Delivered* in between current billing period dates will be *pro-rated* [by the service].

6/8

SPIFFY BIFFS
 1414 Continental Ave.
 Bismarck, ND 58504
 Phone: (701)-224-0856
 Fax: (701)-223-9281

Invoice

Rodgers, Jerry
12/2/2011

Customer Num	Date	PO Number	Invoice Num
5-RODG	12/2/2011	9750 ISLAND DR.	SI-68811

Bill To:
 Rodgers, Jerry
 9750 Island Dr.
 Bismarck, ND 58503

Additional Inf:
 9750 Island Dr.
 Per: Rodger [406-489-3283]
 Unit: 20513
 Del: 05/31/11

Billing Period:
 11/05 thru 12/02/11

Ship Via Terms Check

Tax Number

Quantity	Description	Tax	Sales Price	Disc	Total
1	UNIT RENTAL- taxable	Yes	10.00	0%	10.00
1	BASIC SERVICE RATE- Non Taxable	No	76.00	0%	76.00
4	WINTER ANTI-FREEZE [Per Service]	Yes	5.00	0%	20.00

*Finance Charges Will Be Billed On
 Unpaid Invoices 30 Days Past Due At
 1.5% Per Month (Annual Equivalent
 18%)*

* Thank You
 for using the very best
 --- SPIFFY BIFFS ---

Subtotal:	106.00
Freight:	0.00
Other:	0.00
Sales Tax:	1.50
Amount:	107.50

Thank You

THIS IS NOT A RECEIPT FOR PAYMENT

CURTIS RUD OIL COMPANY

1310 N. 8TH ST.
 NEW SALEM, NO. DAK. 58563
 701-843-7508
 or 1-800-430-7508



CASH SALE	CREDIT SALE	PRE PAID FUEL	TRUCK DELIVERY	TANKER DELIVERY	Special Fuel Delivered into Veh. Fuel Supply Tank
		<input checked="" type="checkbox"/>			

Invoice No. **176660**

*Jerry Rodgers
 (House)*

DATE *10-31-11*
 Purchase Order No.

CODE NO.	PRODUCT	GALLONS	PRICE	TAXES		TOTAL PRICE AND GAL. TAXES	TOTAL AMOUNT
				FED.	STATE		
1	PREM. LEAD FREE			.184	.23		
2	REG. LEAD FREE			.184	.23		
3	MID GRADE			.184	.23		
4	ETHANOL			.133	.23		
5	DIESEL #2				.04		
6	HEATER OIL #1				.04		
7	PREM. DIESEL				.04		
8	UNDYED DIESEL			.244	.23		
9	PROPANE	<i>430</i>				<i>1.89</i>	<i>812 70</i>

PRODUCT	DRUMS - NO.	CASES - SIZE	QTY.	PRICE

UN-DYED
 THE PRICE OF THIS DIESEL FUEL DOES NOT INCLUDE FEDERAL MOTOR FUEL TAXES AND DOES NOT CONTAIN VISIBLE EVIDENCE OF DYE.

THIS PRODUCT IS DYE-DIESEL FUEL NON-TAXABLE USE ONLY. PENALTY FOR TAXABLE USE IF THIS BOX IS MARKED. OFF-HIGHWAY USE NOT LEGAL FOR MOTOR-VEHICLE USE.

SPECIAL FUELS USED FOR
 HEATING
 AGRICULTURE
 INDUSTRIAL

PRODUCT TOTAL	
31 DRUM DEPOSIT	8.35
STATE SALES TAX	625.55
EXCISE TAX	430.11
TOTAL AMOUNT DUE	812 70

CASH DISCOUNT: DEDUCT *86.00* IF PAID IN 7 DAYS *1.69* *726 20*

DELIVERED BY *To* FINANCE CHARGE OF 1.5% PER MONTH OR 18% PER YEAR WILL BE CHARGED AFTER THE 10TH OF FOLLOWING.

RECEIVED BY _____

PAID BY _____

THANK YOU - CALL AGAIN!



**MONTANA-DAKOTA
UTILITIES CO.**

A Division of MDU Resources Group, Inc.

In the Community to Serve®

PO Box 7608, Boise, ID 83707-1608
Phone: (800) 638-3278 • Fax: (701) 323-3104
Customer Service Hours: 7 AM – 7 PM (M – F)
www.montana-dakota.com

Valerie Wentz
Jerry Rodgers
9750 Island Rd
Bismarck ND 58503

November

Dear Customer:

The information you requested is enclosed. If you need additional information please call our Customer Service Center at (800)-638-3278; our representatives will be happy to assist you. We appreciate your business and look forward to serving you in the future.

Thank you,

*2011 2012
Aug - Feb 246, 60
APT. UTILITIES*

Sincerely,

Montana-Dakota Utilities Co.
www.montana-dakota.com

Enclosure

Task HS13 Account 12 15 498 | 188112 | 41
 Name WENTZ, VALERIE K
 Address 2821 SE MARINA RD #3 MANDAN ND 58554

Meter # Reg KMult DMult Rate SIC PBC Meter Meter Rdr Former OSD Sell
 Loc Code Rate C
 484052 1 1 100 0102 EG


Date	Day	Reading	KWH Use	Energy \$	Fuel \$	Tax \$	Total \$	BC
030112	15	4120	92	4.88	2.41	.00	12.54	23
021512	28	4028	311	16.50	8.08	.00	34.38	
011812	33	3717	424	22.49	11.02	.00	45.06	
121611	31	3293	398	21.11	10.25	.00	42.21	
111511	28	2895	337	17.87	8.44	.00	36.11	
101811	29	2558	341	18.09	8.22	.00	36.46	
091911	31	2217	384	20.37	8.62	.00	39.64	
081911	0	1833	0	.00	.00	.00	.00	00

Total Aug 2011 March 2012 \$ 246.60



CAPITAL ELECTRIC COOPERATIVE, INC.

4111 STATE STREET • P.O. Box 730 • BISMARCK, ND 58502-0730
 www.capitalelec.com

Your Touchstone Energy® Cooperative 
 The power of human connections

Contact us at: (701)223-1513
 8 - 5 CT Mon-Fri (888)223-1513

7120 1 AV O.340
 JEROME D RODGERS
 9750 ISLAND RD
 BISMARCK ND 58503-9213

4 7120
 C-21 P-21

Account Number 3049800

Statement Date 12/06/2011

BILLING SUMMARY

Previous Balance	60.34
Payment Received	60.34 CR
Balance Forward	0.00
Usage Charges	52.78

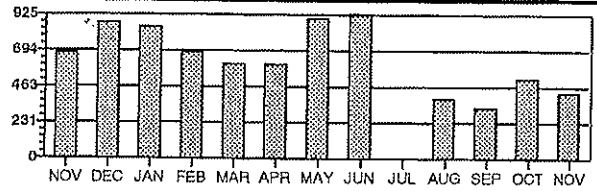
Amount Due 12/20/11 52.78



Service Details

Service Address: 9750 ISLAND RD Desc: 024 GENERAL SERVICE RC 024


Meter Reading Details Meter 54508493		
Current Reading	12/01/11	18721
Previous Reading	11/01/11	18301
Total Usage (Multiplier: 1)		420
Days 30		
Total This Meter		52.78





CAPITALELECTRIC COOPERATIVE, INC.

4111 STATE STREET • P.O. Box 730 • BISMARCK, ND 58502-0730
www.capitalelec.com

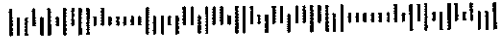
Your Touchstone Energy® Cooperative 
The power of human connections

Contact us at: (701)223-1513
8 - 5 CT Mon-Fri (888)223-1513

8584 1 AV O.340 4 8584
JEROME D RODGERS C-22 P-22
9750 ISLAND RD
BISMARCK ND 58503-9213

Account Number 3049800
Statement Date 10/06/2011

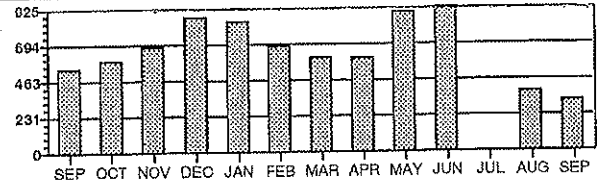
BILLING SUMMARY	
Previous Balance	132.07
Payment Received	132.07 CR
Balance Forward	0.00
Usage Charges	40.50
Amount Due 10/20/11	40.50



Service Details

Service Address: 9750 ISLAND RD Desc: 024 GENERAL SERVICE RC 024

Meter Reading Details Meter 54508493	
Current Reading	10/01/11 17791
Previous Reading	09/01/11 17470
Total Usage (Multiplier: 1)	321 40.50
Days 30	
Total This Meter	40.50



Messages

Off Peak & Electric heating rates began 10/1/11.

Expenses For Cleanup

10/27/11	50 Cent. Reg. Water ck 8791 Water to pump sand out of crawl space	722.50
10/18/11	Scott Kusella ck # 8787 cleanup	750. ⁰⁰
10/18/11	Lee Erick ck # 8785 cleanup	400. ⁰⁰
10/10/11	ERIC Bailey ck: 8782 cleanup	900. ⁰⁰
9/26	Roy Bergquist ck 8778 cleanup	1457.50
9/21	Mark Rodgers ck' 8772 cleanup	400. ⁰⁰
10/18/11	Mark Thompson ck 8788 cleanup	1500. ⁰⁰
10/10/11	Cole Bailey paid cash	50. ⁰⁰
7/18/12	Walter Lister Cleanup & tree Removal	532. ⁰⁰
		<hr/>
		Total \$ 6,712. ⁰⁰

Please make Checks Payable to: SOUTH CENTRAL REGIONAL WATER DISTRICT

Account Number: 04810420-00
 Service Address: 9750 ISLAND RD
 Last Payment: 30.00 - 09/30/2011
 Billing Date: 10/21/2011

RODGERS, JEROME
 9750 ISLAND RD
 BISMARCK ND 58503

Current Reading: 10/03/2011 323400
 Previous Reading: 09/01/2011 187900
 Usage: 135500

Important Messages

IF THERE ARE METER BOXES PRESENT, PLEASE ENTER A METER READING.

IF METER BOXES ARE ABSENT, YOUR HOME IS ON OUR AUTO READ SYSTEM.

INTERESTED IN E-MAIL BILLING:
 CONTACT SCWBILLING@BTINET.NET WITH YOUR REQUEST OR CALL 258-8710.

IF INTERESTED IN AUTO-PAY, PLEASE CALL 258-8710.

SCWD OFFICE WILL BE CLOSED:
 FRIDAY, NOVEMBER 11 -- VETERANS' DAY
 THURSDAY, NOVEMBER 24 -- THANKSGIVING DAY
 HAVE A WONDERFUL AND SAFE HOLIDAY SEASON !!

- PAYMENTS AND METER READINGS -
 - DUE BY THE --10TH-- OF EVERY MONTH -

PRE-PAID ENVELOPES ARE PROVIDED FOR PAYMENTS.

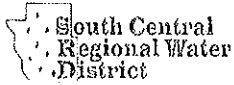
Service	Current	Past-Due	Balance
MONTHLY MINIMUM	30.00	0.00	30.00
WATER COST	692.50	0.00	692.50
<i>Print out current spec pd ck 8791 10/27/11</i>			
Totals:	722.50	0.00	722.50
DUE DATE	11/10/2011		

THANK YOU FOR YOUR PREVIOUS PAYMENT

USAGE HISTORY IN GALLONS (HUNDREDS)

OCT 2010	NOV 2010	DEC 2010	JAN 2011	FEB 2011	MAR 2011	APR 2011	MAY 2011	JUN 2011	JUL 2011	AUG 2011	SEP 2011	OCT 2011
1900	2800	2700	2200	3300	3000	2200	3300	5500	0	100	0	135500
H-HELD	H-HELD	H-HELD	H-HELD	H-HELD	H-HELD	H-HELD	H-HELD	H-HELD	ACTUAL	M-HH	H-HELD	H-HELD

PLEASE KEEP THIS PORTION FOR YOUR RECORDS
 SOUTH CENTRAL REGIONAL WATER DISTRICT
 (701) 258-8710

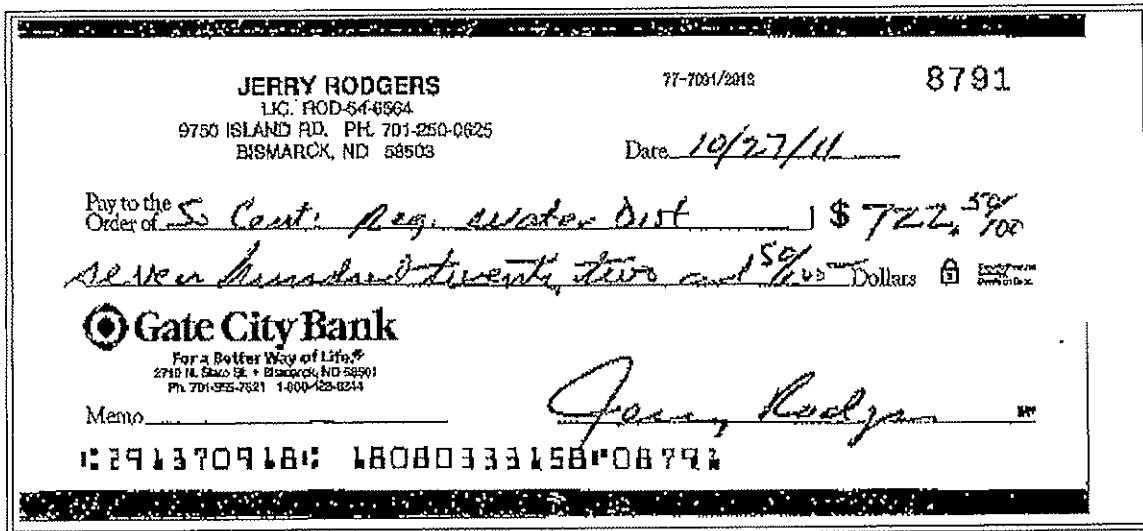


nd

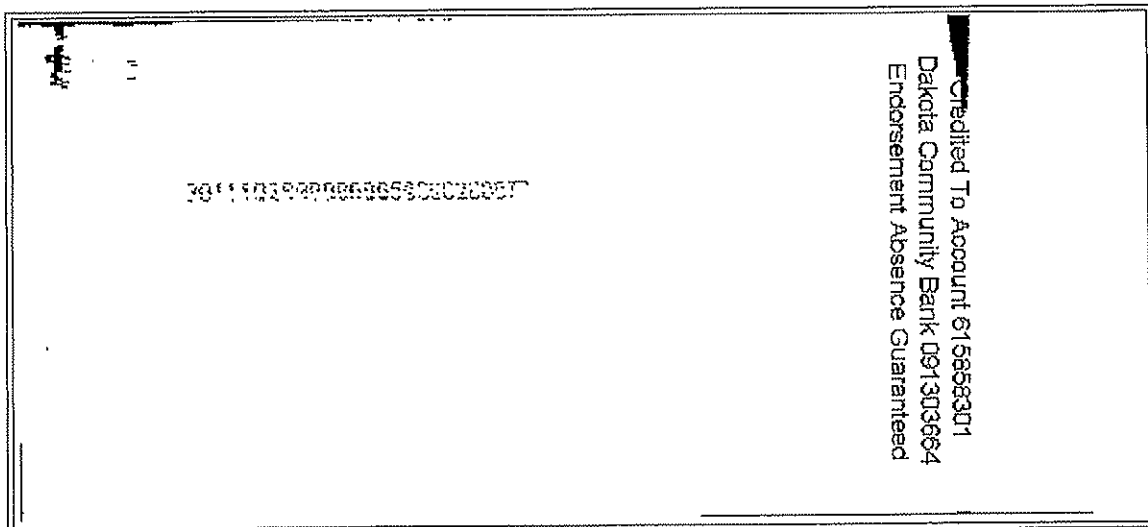
09/04/12

Account: 18080333158
 Name: JEROME D RODGERS
 Address: 9750 ISLAND RD
 BISMARCK, ND 58503

The image shown below represents an official copy of the original document as processed by our institution



08791 10/31/11 900140470 722.50



15

09/04/12

Account: 18080333158
 Name: JEROME D RODGERS
 Address: 9750 ISLAND RD
 BISMARCK, ND 58503

The image shown below represents an official copy of the original document as processed by our institution

JERRY RODGERS
 LIC. ROD-54 6564
 9750 ISLAND RD. PH. 701-250-0625
 BISMARCK, ND 58503

77-7081/2913 **8787**

Date: 10/18/11

Pay to the Order of Scott Kennell \$ 750.74
seven hundred fifty and 74/100 Dollars

Gate City Bank
 For a Better Way of Life.SM
 2710 N. 2nd St. - Bismarck, ND 58501
 Ph. 701.255.7621 • 1.800.429.3344

Memo _____ Jerry Rodgers

⑆291370918⑆ 18080333158⑈08787

08787 10/24/11 920421670 750.00

ENDORSE HERE

Scott M. Kennell

DO NOT WRITE, STAMP OR SIGN BELOW THIS LINE
 RED INK FOR PENNACIA, LAST CHECK DATE

* FEDERAL RESERVE BOARD OF GOVERNMENT *

10910000224 10212311
 F 2893 15 395 PKT 82
 6272166824

16



JOB WORK ORDER

CUSTOMER'S ORDER NO.			PHONE	MECHANIC	HELPER	DATE OF ORDER
BILL TO Jerry Rodgers						STARTING DATE
ADDRESS						ORDER TAKEN BY
CITY, STATE, ZIP						<input type="checkbox"/> DAY WORK <input type="checkbox"/> CONTRACT <input type="checkbox"/> EXTRA
JOB NAME AND LOCATION						

SERVICE REQUESTED	JOB PHONE
-------------------	-----------

QTY.	DESCRIPTION OF WORK	PRICE	AMOUNT
	Sept 24, 2011		
5.5	WA-150 wheel loader debris removal	125 ⁰⁰	687 ⁵⁰
	Sept 25, 2011		
6.5	277 B Skid loader w/ Grapple debris removal	80 ⁰⁰	520 ⁰⁰
	Loader Rental	250 ⁰⁰	250 ⁰⁰

<input type="checkbox"/> OK TO ENTER <input type="checkbox"/> CONTACT TENANT TO ENTER	TIME START	DELIVERY CHRG. OR MILEAGE	
	TIME FINISH	TOTAL MATERIALS	
	HOURS	TOTAL LABOR	1457 ⁵⁰
		TAX	
DATE COMPLETED	WORK ORDERED BY	TOTAL AMOUNT \$	1457 ⁵⁰

I hereby acknowledge the satisfactory completion of the above described work.

Signature X _____

09/04/12

Account: 18080333158
 Name: JEROME D RODGERS
 Address: 9750 ISLAND RD
 BISMARCK, ND 58503

The image shown below represents an official copy of the original document as processed by our institution

77-7091/2913 8775

JERRY RODGERS
 LIC. ROD-54-6564
 9750 ISLAND RD. PH. 701-250-0625
 BISMARCK, ND 58503

Date: 9/28/11

Pay to the Order of Roy Bergquist \$ 1,457.50
one thousand four hundred fifty seven and 50/100 Dollars

Gate City Bank
 For a Better Way of Life.[®]
 2710 M. State St. • Bismarck, ND 58501
 PH. 701-325-7621 T. 800-423-3344

Memo _____ *Jerry Rodgers*

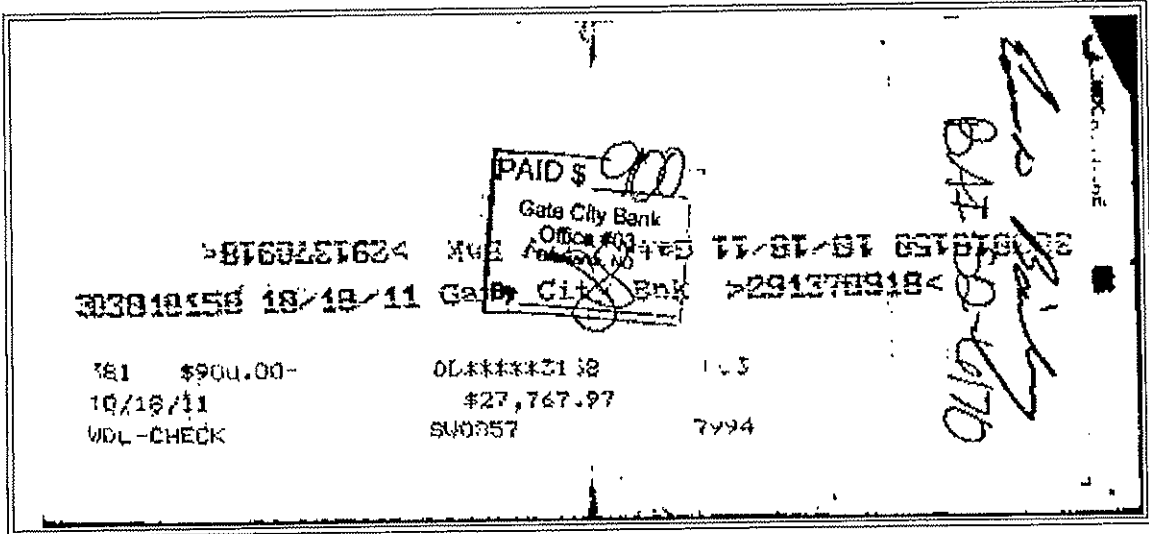
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08775 09/28/11 900130770 1457.50

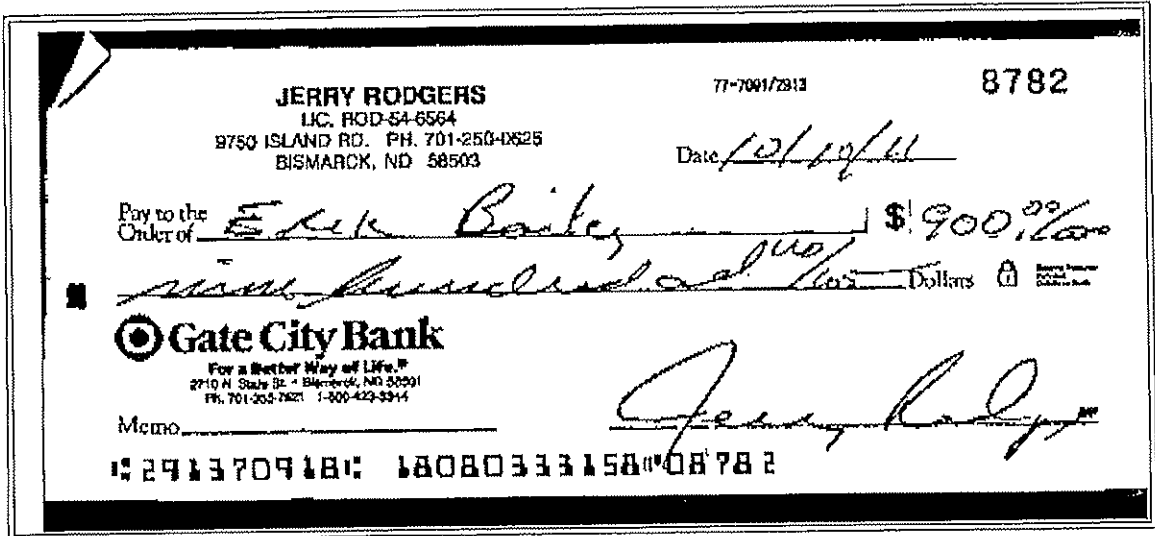
2000300930 09-27-11
 2000300930 012 09-27-11 05 >091310767< STARION FIN

REQUESTOR: BROS.LLC
 2900 E BROADWAY AVE W6
 BISMARCK, ND 58501
 FOR DEPOSIT ONLY
 TAX ID# 80-0356116
 (701) 471-1736

19



8782 10/18/11 303010150 900.00



The image shown below represents an official copy of the original document as processed by our institution

Address: 9750 ISLAND RD
BISMARCK, ND 58503

Name: JEROME D RODGERS
Account: 18080333158

09/04/12

09/04/12

Account: 18080333158
 Name: JEROME D RODGERS
 Address: 9750 ISLAND RD
 BISMARCK, ND 58503

The image shown below represents an official copy of the original document as processed by our institution

JERRY RODGERS
 LIC. ROD-64-6564
 9750 ISLAND RD, PH. 701-250-0625
 BISMARCK, ND 58503

77-7091/2913 8772

Date: 9/26/11

Pay to the Order of Mick Rodgers \$ 400.00/100
~~four hundred and no/100~~ Dollars

Gate City Bank
 For a Better Way of Life.[®]
 2710 N. 3RD ST. • BISMARCK, ND 58501
 PH. 701-255-7801 1-800-123-3344

Memo _____

Jerry Rodgers

⑆291370918⑆ 18080333158⑈08772

08772 09/23/11 910031420 400.00

Mick Rodgers

50

433051

CUSTOMER'S ORDER NO.		DEPARTMENT		DATE 7/18/12	
NAME Walter Lister					
ADDRESS 6849 37th St N.W.					
CITY, STATE, ZIP Fayshall ND 58770					
SOLD BY		CASH	C.O.D.	CHARGE	ON ACCT.
QUANTITY	DESCRIPTION			PRICE	AMOUNT
1					
2	Paid 532.00				532.00
3					
4	to Walter L. Lister,				
5	clean up & tree				
6	removal				
7					
8					
9	Dead Pine trees				
10					
11					
12					
13					
14					
15					
16					
17					
18					
19					
20					
RECEIVED BY WALTER LISTER					

adams
5805

KEEP THIS SLIP FOR REFERENCE

47



NORTH DAKOTA
DEPARTMENT of HEALTH

ENVIRONMENTAL HEALTH SECTION
Gold Seal Center, 918 E. Divide Ave.
Bismarck, ND 58501-1947
701.328.5200 (fax)
www.ndhealth.gov



December 4, 2012

Terry Fleck
Burleigh County Water Resource Board
1811 East Thayer Ave
Bismarck, ND 58501

Dear Mr. Fleck:

Enclosed is a copy of the signed FY 2012 Notice of Grant Award for the Hay Creek Sediment and Geomorphic Assessment Project issued to the Burleigh County Water Resource Board for the period September 1, 2012 through May 31, 2013.

Sincerely,

Michael J. Ell
Environmental Administrator
Division of Water Quality

MJE:dlp
Encl.

82



NOTICE OF GRANT AWARD
 NORTH DAKOTA DEPARTMENT OF HEALTH
 SFN 53371 (2-2011)

North Dakota Department of Health
 600 East Boulevard Avenue—Dept 301
 Bismarck, ND 58505-0200

Grant Number 11.804	CFDA Number 66.454	Contract Period From: September 1, 2012 Through: May 31, 2013
------------------------	-----------------------	--

This contract is not effective and expenditures related to this contract should not be incurred until all parties have signed this document.

Title of Project/Program Hay Creek Sediment and Geomorphologic Assessment			Health Department Grant Code HO632 (Section 604(b) Grant Funds)		
Grantee Name Burleigh County Water Resource District			Program Director Mike Ell		
Address 1811 East Thayer Ave			Address Division of Water Quality; 918 East Divide Avenue; 4 th Floor		
City Bismarck	State ND	ZIP Code 58501	City Bismarck	State ND	ZIP Code 58501-1947
Contact Name Galen Narum <i>Terry Fleck</i>		Telephone Number 701-222-3499	Contact Name Mike Ell		Telephone Number 701-528-5214

Financial Information	Dept of Health Cost Share	Grantee Cost Share	Total Project/Program Costs
Amount of Financial Assistance	\$ 9,000	\$ 0	\$ 9,000
Previous Funds Awarded	\$0	\$0	\$0
Total Funds Awarded to Date	\$ 9,000	\$ 0	\$ 9,000

Scope of Service: Compile and organize existing sediment and geomorphic data, including prior surveyed cross sections. Assess current stream morphology and compare to historic conditions using historic aerial imagery, re-surveyed cross sections and a field geomorphology assessment. Using daily stream flow record published by the USGS and the newly developed sediment/discharge rating curve, annual sediment yields will be calculated for the watershed. The estimated Hay Creek sediment yields will be compared to sediment reference yields developed by A. Simon and form the basis for a TMDL or a TMDL delisting.

Reporting Requirements:

- 1) Monthly or quarterly reimbursement requests/expenditure reports. Reimbursement payments will be processed upon Department approval of required reimbursement forms and contingent upon continued progress toward approved project goals and objectives.
- 2) A final reimbursement request for the period ending May 31st must be submitted to the Department by June 15th.
- 3) **A final report summarizing the results of the analysis described in the Scope of Service and project workplan. This report is due May 31, 2013.**

Special Conditions:

- 1) Administrative costs for the Contract Period cannot exceed 10% of the total project costs.
- 2) Section 604(b) grant payments shall not exceed \$9,000.

This Notice of Grant Award is subject to the terms and conditions incorporated either directly or by reference in the following: (1) Requirements for Notice of Grant Awards/Purchase of Service Awards issued by North Dakota Department of Health as signed by Contractor for the period July 1, 2011 to June 30, 2013 [Accounting Use Only Requirements Received] (2) applicable Federal and State regulations.

Evidence of Grantee's Acceptance		Evidence of Departmental Acceptance	
Signature <i>[Signature]</i>	Date	Signature <i>Arvy Smith</i>	Date <i>10/30/12</i>
Typed Name and Title of Authorized Representative		Typed Name and Title of Authorized Representative Arvy Smith, Deputy State Health Officer	
Signature <i>[Signature]</i>	Date	Signature <i>[Signature]</i>	Date <i>10/24/12</i>
Typed Name and Title of Authorized Representative		Typed Name and Title of Authorized Representative L. David Glatt, P.E. Chief, Environmental Health Section	



SRF REQUEST FOR PAYMENT

North Dakota Department of Health
Municipal Facilities
SFN 7804(7-12)

- Clean Water SRF
 Drinking Water SRF

Instructions on back

1. Type of Request <input type="radio"/> FINAL <input checked="" type="radio"/> PARTIAL	2. SRF Project No. 380945-01	3. Payment Request No. 1	4. Employer ID No.	5. Recipient Account No.
6. Name of Recipient Organization Burleigh County Water Resource District			7. Address C/O City/County Office Building, 221 North 5th Street	
City Bismarck	State ND	Zip Code 58501	Period Covered by Request From: April 26, 2010 To: October 21, 2012	

8. STATUS OF FUNDS:

CLASSIFICATION	(a)	(b)	TOTAL
a. Administrative expenses	\$	\$	\$
b. Preliminary expenses			
c. Land, structures, right-of-way			
d. Engineering basic fees	\$61,845.27		\$61,845.27
e. Other engineering fees			
f. Project inspection fees			
g. Land development			
h. Relocation expenses			
i. Relocation payments to individuals/businesses			
j. Demolition and removal			
k. Construction and project improvement cost			
l. Equipment			
m. Miscellaneous cost			
n. Total cumulative to date (sum of lines a thru m)			
o.			
p. SRF payments previously received			
q. Amount requested for payment			
r. Percentage of physical completion of project	0	%	0 %

9. CERTIFICATION:

I certify that, to the best of my knowledge and belief, the billed costs or disbursements are in accordance with the terms of the loan agreement, the payment represents an amount which has not been previously requested, and all work is in accordance with the terms of the loan agreement.

a. Recipient	Signature of Authorized Certifying Official (PLEASE USE BLUE INK) 	Date Request Submitted 12/20/2012
	Typed or Printed Name and Title Terry Fleck, Chairman, Burleigh County Water Resource District	Telephone (area code, number & ext.) 701-222-3499
b. Representative certifying to Line 8r	Signature of Authorized Certifying Official (PLEASE USE BLUE INK) 	Date Signed 12/20/2012
	Typed or Printed Name and Title Terry Fleck, Chairman, Burleigh County Water Resource District	Telephone (area code, number & ext.) 701-222-3499

FOR DEPARTMENT USE ONLY

10a. Date of Health Dept Approval	10b. Date of Public Finance Authority Approval	10c. Date of SRF Payment Disbursal
Authorized By:	Authorized By:	Authorized Trustee:

85

The Board has directed its' Treasurer, to work through the Burleigh County Auditor's Office to provide a monthly income/expense reports or a general statement of finances to the Board. The Burleigh County Auditor's office is hereby authorized by this document to act at the direction of and on behalf of its' Treasurer to exercise such duties related to tax collections, payments, fund transfers and/or payments authorized by the Board.

After consulting with members of the Board the following portfolio Leads and alternates were appointed to the noted project portfolios. Alternates are available to assist and/or complete assignments, in the absence of the Lead, as directed by the Board.

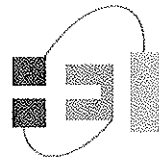
Hay Creek Watershed/Greenway	-	Gordon Weixel, Lead Cary Backstrand, Alternate
Burnt Creek Watershed/Floodway	-	Ken Royse, Lead _____, Alternate
McDowell Dam Recreation Area	-	Gordon Weixel, Lead Cary Backstrand, Alternate
Missouri River Issues (Missouri River Correctional Center) (Sibley Island)	-	Terry Fleck, Lead _____, Alternate Ken Royse, Alternate
Apple Creek Watershed	-	Gordon Weixel, Lead Cary Backstrand, Alternate
Landowner/Drainage Complaints	-	Cary Backstrand, Lead _____, Alternate
Missouri River Joint WRB	-	Ken Royse, Lead Terry Fleck, Alternate
Dakota Prairie, RC&D	-	Terry Fleck, Lead Cary Backstrand, Alternate
Burleigh County Soil Conservation District	-	Cary Backstrand, Lead
State Water Commission Liaison	-	Cary Backstrand
Fox Island / Harbor Drive Projects	-	Gordon Weixel
Sunny View Project	-	_____
Hogue Island Flood Control	-	_____
Missouri River Correctional Facility	-	_____
Sibley Island Flood Control	-	_____
ND Water Users	-	_____
ND Water Resource Board	-	_____

The Board reserves the authority to revise these appointments as needed to complete its statutory and contractual duties and obligations.

_____, BCWRD Chairman

g/b

MEMO



Houston Engineering Inc.

Project Status Report

To: BCWRD Board

From: Michael Gunsch, PE

Date: December 26, 2012

Subject: BCWRD Project Status Summary
New Board Member Orientation

The following provides a brief summary of the projects and issues in which the Burleigh County Water Resource District is currently involved in. Houston Engineering is under contract to assist the Board on these matters, either as directed or as authorized under specific Work Orders.

- **Fox Island Flood Control**
 - Draft Preliminary Engineering Report Prepared – June 2012 (online)
 - Public Informational Meeting held on July 30, 2012 – (on line)
 - Second Draft of Engineering Report to be presented at the January Board meeting
 - Funding questions remain to be resolved
 - County/Township Participation
 - SWC Cost Share
 - Special Assessment District(s)
 - Assessment District summary and cost distribution remains to be created
 - Meeting with Fox Island Homeowners Association Board
 - Second Public Informational Meeting – Late January or early February
 - Public Hearing and Vote will follow to establish the project
 - Request to NDSWC for conditional funding – meeting date undetermined
 - Construction could occur in late 2013 or early 2014 if the assessment vote passes
- **Missouri River Correctional Center Flood Control**
 - Draft Preliminary Engineering Memorandum Completed (online)
 - Public Informational Meeting held October 30th (online)
 - MRCC to request legislative funding for project
 - Funding limit will be based on allocation
 - Easements to be provided for construction
 - Preliminary Engineering Memorandum
 - To be completed prior to second public informational meeting
 - Assessment District and costs distribution to be determined
 - WRD could wait for petition or proceed with a Resolution of Necessity
 - Public Hearing and Vote required
 - Possible construction in early 2014 depending upon state funding – and vote
- **Sibley Island Flood Control**
 - Public Informational Meeting held October 30th (on line)
 - Project development underway
 - Location and cost of levee
 - Benefits determination
 - Special Assessment District – limits and distribution
 - Second Public Information Meeting in Summer of 2013
- **Sandy River Drive**
 - Public Informational Meeting – January 2013
 - Initiate landowner discussions

- **Sunnyview Flood Control**
 - Revised Engineering Report to be presented at the January meeting – Post online after receipt
 - Meeting with project proponents to be scheduled after Board receives report
 - SWC cost share to be reconsidered
 - Hearing and vote required – April 2013?
 - Possible construction in 2013 if vote passes

- **Apple Valley Cooperative - Lagoon Restoration**
 - Vote passed winter 2010/2011
 - Work delayed due to 2011 flood related activities and 2012 cost considerations
 - Project has been bid and awarded to Weisz and Sons, Inc.
 - Construction to be completed by June 30, 2013
 - Costs near maximum level authorized
 - State Revolving Fund Loan – 15 year payback

- **Hoge Island Property Acquisitions & Project Development**
 - Acquisitions nearing completion (75%/25% with SWC)
 - Property Issues
 - Auction, Demolition and Cleanup (75%/25% with SWC)
 - Easements, Land Use – Retain or Sale (Public/Private)
 - Flood Protection Project
 - Public Informational Meeting to be scheduled in January 2013
 - Levee and/or Levee-Roadway combination
 - Special Assessment District and Funding Options

- **Burnt Creek Floodway**
 - BCWRD Sponsored Original Construction in 1975
 - Reconstruction in 2010
 - Channel Reconstruction, Drop Structure, Easements and Ownership Issues
 - 2011 Flood Damage Reconstruction
 - NRCS Funding (75%/25%) Engineering Fee
 - Project funding through NRCS is no longer available as federal funding was pulled
 - Preliminary Reconstruction Plans completed to be sent to NRCS with updated costs

- **Missouri River Issues**
 - Multiple issues related to use and regulation of the river
 - MRRIC, etc...
 - Bank Stabilization – Private and Public
 - COE – Section 33 and Section 32 projects (Agreements)
 - COE – Garrison/Oahe Projects (County Agreements)
 - Need for easement documentation through SWC – COE impact summary
 - Access Questions – and use of lands within designated easements
 - Easement Mapping Required (GIS and title) – Regulatory Control and Policy
 - Floodplain Management – level of involvement
 - Ordinance Input (County/City Jurisdictions)
 - City Status and County Status
 - Ice Jam Concerns – Debris Removal (Snagging and Clearing)
 - Cross County/City Issues
 - Burleigh/Morton/Lower Heart WRD's
 - City of Bismarck/City of Mandan
 - No protocol for cooperative efforts

- **McDowell Dam and Recreation Area**
 - History of Facility – Development and Construction SCS/NRCS
 - Management Agreement with Bismarck Parks and Recreation District
 - Site Manager – Forrest Ecklund
 - BPRD Representative – Greg Smith
 - Low Level Drawdown – Operations Agreement with NDGF – Water Quality Control
 - Recent Facility Upgrades 2008-2011
 - Parking Lot Improvements
 - Pedestrian Trail Improvements
 - Play Ground Equipment - BPRD
 - NDGF Bank Stabilization
 - Future Project – Timeline undetermined (drought related)
 - Water Permit – Flashboard Installation in place (1 foot above control level)
 - Apple Creek Diversion Water Permit - Submitted to SWC
 - Diversion Project – Easements and Pump System

- **Hay Creek Watershed and Greenway Studies**
 - Background and Status – Watershed Assessment and Water Quality Evaluation (Section 319)
 - Bismarck Parks and Recreation District – Phase I, II and III
 - City of Bismarck, Phase IV and V
 - Greenway Development – Stalled by other WRD/City/Park District priorities
 - Stormwater Management and Hydrology Studies – on hold
 - City of Bismarck has some localized studies underway
 - Floodplain Development – Flood Insurance Study completed (BCWRD LOMR – 2008)
 - Sediment Assessment
 - NDDH Funded effort Section 604(b) – 100% Grant
 - USGS Stream Gages – 50%/50% Cost Share Sponsor
 - 71st Avenue and 43rd Avenue
 - City sponsored gages at Century and Main Avenue

- **Drainage Complaints**
 - Mees/Jaszkowiak Complaint – Appears to be resolved
 - Emery/Koppang Complaint – Order to Emery for compliance
 - Eldin Speirs/UTTC – Memorandum to City Engineer regarding options

- **Administrative Services**
 - As Requested
 - Letters, meetings, board, legal and constituent calls and information requests etc...
 - Stormwater Management Issues
 - County Highway Department Coordination
 - On hold – no action to be taken without Board directive
 - Flood Insurance Studies – Burleigh County Updates
 - Apple Creek Inundation Mapping – on line
 - Board Policies- need online posting?
 - Use of Board Properties
 - Other???

Mona Livdahl

From: Michael Gunsch [mgunsch@houstoneng.com]
Sent: Saturday, December 22, 2012 10:54 AM
To: 'Bruce Mccollom'; Cary Backstrand; Craig Odenbach; David Bliss; Gordon Weixel (gweixel@nd.gov); Ken Royse; Mona; Terry Fleck
Cc: 'Mona Livdahl'; kathleenathome@bis.midco.net
Subject: Bismarck Levee Removal
Attachments: Bismarck ND Flood Protection - Levee Locations.pdf

Terry, et. al.:

I located the City of Bismarck temporary flood levee protection map.
The recent funding was received for removal of Levee A, D, E and F, as highlighted on the map.
These levees are all located behind the new Tavis Roadway Flood Control Gate, with the exception of Levee A.

These levees were left in place after the flood event, to be used should another flood occur in 2012.
With the Tavis structure in place Levee D, E and F become somewhat redundant, though not without some purpose if left in place. It is anticipated that the issue came down to the fact that if removed the City would get reimbursed for the cost to construct and then remove them. If left in place the City's construction costs are not reimbursable. The total cost recovered based on the grant is \$1.3 Million.

I will have Mona place this email and map in the January briefing book for Board information.
Am sending this to the Board as viewing the map in a large scale should provide a better view.

Thanks,

Michael H. Gunsch, PE

Principal / Senior Project Manager

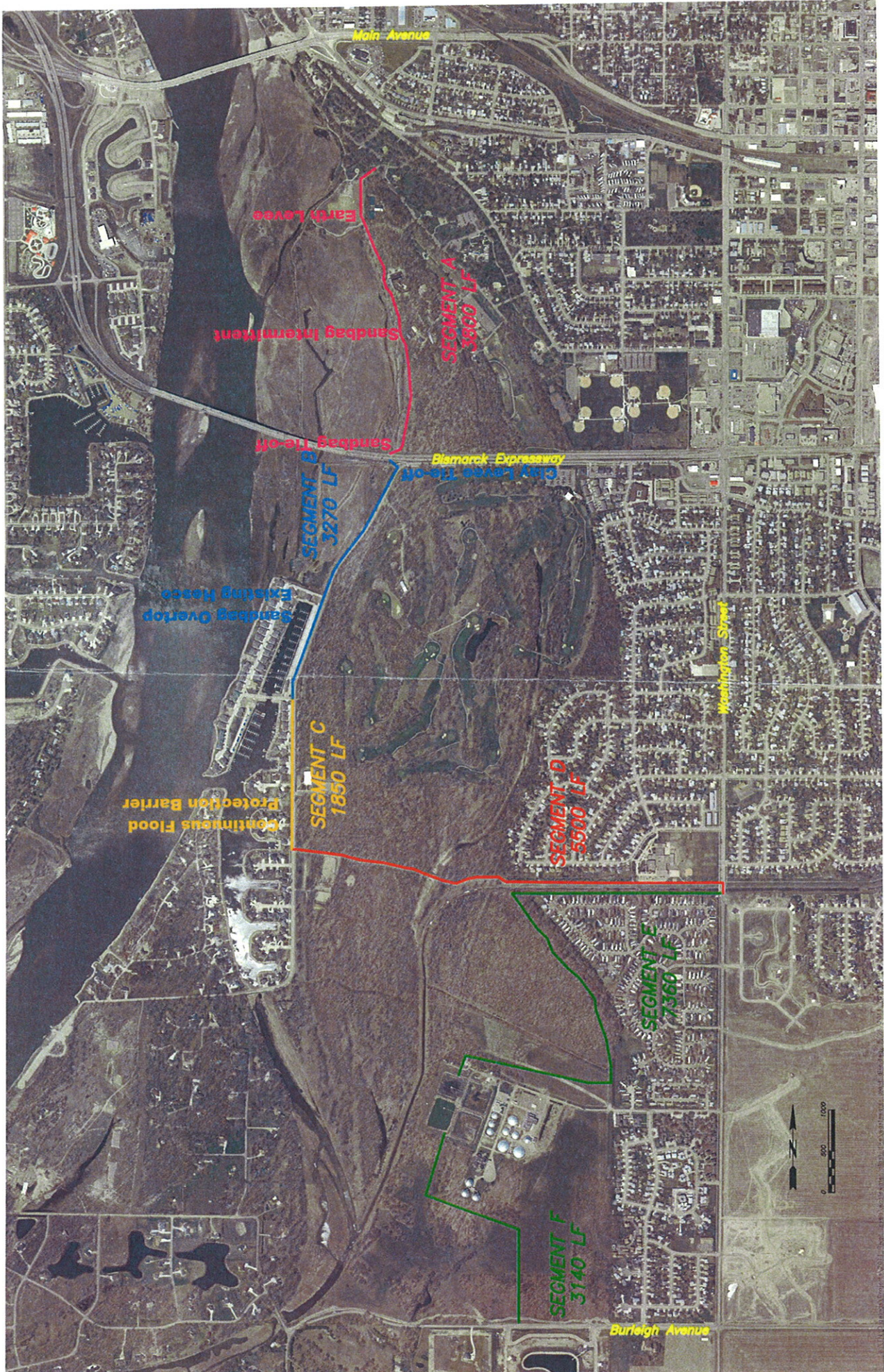
O 701.323.0200 | F 701.323.0300 | C 701.527.2134

3712 Lockport St. • Bismarck, ND • 58503

 mgunsch@houstoneng.com

www.houstoneng.com

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State of North Dakota

Office of the State Engineer

900 EAST BOULEVARD AVE. • BISMARCK, ND 58505-0850
701-328-2750 • FAX 701-328-3696 • <http://swc.nd.gov>

December 21, 2012

SOLICITATION OF VIEWS

RE: APPLICATIONS TO THE STATE ENGINEER FOR AUTHORIZATION TO CONSTRUCT A PROJECT WITHIN ISLANDS AND BEDS OF NAVIGABLE STREAMS OR WATERS OF THE STATE OF NORTH DAKOTA.

Syd Stewart, Bismarck, ND Applicant

Application No. **S-1827**

Syd Stewart, Bismarck, North Dakota has filed an application with the State Engineer to deepen a portion of a side channel of the Missouri River in Burleigh County.

The 2011 Missouri River flood made significant changes to the river system through Burleigh County including the size and shape of an island at the southern end of Hogue Island. At a river stage that approximates the ordinary high water mark, Missouri River water flows through this side channel and separates the island from the left bank of the Missouri River. During periods of lower flows, the side channel is cut off from the main channel of the Missouri River at the upper and lower ends of the island leaving a long narrow stagnant pool in between. The applicant is proposing to deepen a portion of the side channel at the lower end of the island to allow the river to once again flow into the side channel. The constructed channel would allow for freshening of the existing pool and watercraft access to the main channel of the Missouri River.

Specifically, the project would involve dredging approximately 2,000 cubic yards of material to form a 6-foot deep channel approximately 30 feet wide and 300 feet in length. Dredged material would be placed and spread on the island immediately north of the constructed channel.

Construction will occur in the SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 3, Township 139 North, Range 81 West, Burleigh County.

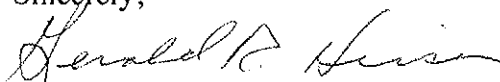
Projects which lie either partially or wholly below the ordinary high watermark of navigable streams or waters may require authorization from the State Engineer prior to construction or operation. At the discretion of the State Engineer, a public meeting may be held on the project for the purpose of gathering information. The State Engineer will consider riparian owner's rights, recreation, navigation, aesthetics, erosion, wildlife, water quality, maintenance of existing water flows, alternative uses, and the environment in determining whether to grant the authorization.

To ensure that all environmental, economic and social factors are considered in the evaluation of this application, your views and comments are solicited. It is requested that any comments or

98.

information be forwarded within **30** days of the date of this mailing to the State Engineer, at 900 East Boulevard Avenue, Bismarck ND. If no reply is received within the **30** days, it will be assumed that your agency has no comment on this project.

Sincerely,



Gerald R. Heiser
Sovereign Lands Manager

GRH:pp/1625

Enclosures: Sovereign Lands Application
Drawings
Map

Copies to: Mike Brand, North Dakota State Land Department
Jesse Hanson, North Dakota Parks and Recreation Department
Terry Steinwand, Director, North Dakota Game and Fish Department
Peter Wax, North Dakota Department of Health
Dave Koland, Garrison Diversion Conservancy District
U.S. Fish and Wildlife Service, Bismarck
State Historical Society of North Dakota
Burleigh County Water Resource District
U.S. Army Corps Engineers, Bismarck



APPLICATION FOR AUTHORIZATION TO CONSTRUCT A PROJECT WITHIN ISLANDS AND BEDS OF NAVIGABLE STREAMS AND WATERS

Office of the State Engineer
900 East Boulevard
Bismarck, ND 58505-0850

Permit No. S1827
Project No. 1625

NOV

I, the undersigned, do hereby submit the following information to the Office of the State Engineer as an application to construct a project that may impact islands and beds of navigable streams and waters of North Dakota under NDCC Chapter 61-33.

GENERAL INFORMATION:

This Application must include a map from an actual survey, aerial photo or topographic map and plot map (if a development). The size of the map shall be 8 1/2 by 11 inches. The map shall have a north arrow and approximate scale. Indicate the existing or proposed work on the drawing. Plans and specifications must be submitted if project includes construction work.

- (1) Project will be located in the: Hoge Island So. Water Resource District
Subdivision 94 Woodland Shores
(2) Legal description to the nearest 40 acre tract: block 1, lot 4 SW 1/4 NW 1/4 Section 31 Township 139 Range 81
(3) Is this application for modification of an existing project? No If so, what year was project constructed:
By whom:

- (4) Proposed project involves water crossing, type sand/clay
dredge, volume cu. yds. filling, volume cu. yds.
Other (explain) 300' X 30' X 6' channel from stagnant water pool to River

(5) Water body on which project will be located: Missouri

(6) Purpose: Allow filtration and flow from standing water

(7) Project Description: An approximate 1000' X 50' Pool is becoming increasingly overgrown and stale. If a 300' stretch could be opened to the River - water could begin filtering and moving through

- (8) Contractor, if known:
(9) Anticipated construction start date: April 2013 Completion date: May 2013

The filing of this application and its approval in no way relieves the applicant or riparian landowner from any responsibility or liability resulting from the construction, operation or failure of the project.

Riparian Land Owner or Organization Sponsor: (Print) Syd Stewart

Applicant: (Print) Syd Stewart

Address: 8040 Burnt Creek Island Rd
Bismarck ND 58503

Phone: (H) 701-220-0550

(W) 701-250-6602

Signature: Syd Stewart

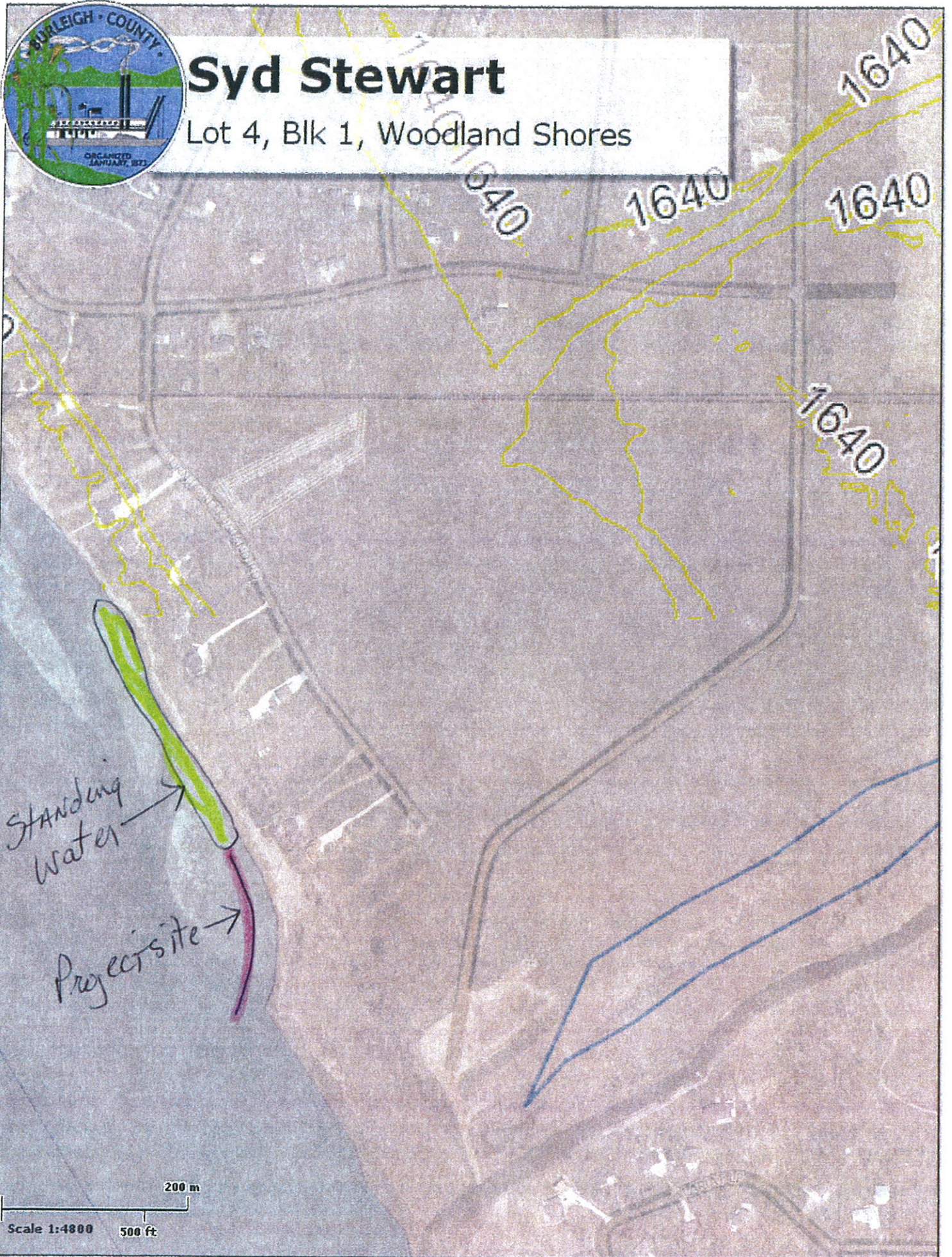
Date Submitted: 11/5/12

(Riparian Landowner or Organization Sponsoring the project)



Syd Stewart

Lot 4, Blk 1, Woodland Shores





MAP SCALE 1" = 1000'



PANEL 0570C

FIRM FLOOD INSURANCE RATE MAP

BURLEIGH COUNTY, NORTH DAKOTA AND INCORPORATED AREAS

PANEL 570 OF 1125

(SEE MAP INDEX FOR FIRM PANEL LAYOUT)

CONTAINS: COMMUNITY NUMBER PANEL SUFFIX
BURLEIGH COUNTY, INCORPORATED AREAS 380017 01/0 C

Notice to User: The Map Number shown below should be used when plotting map indices, the Community Number shown above should be used on insurance applications for the subject community

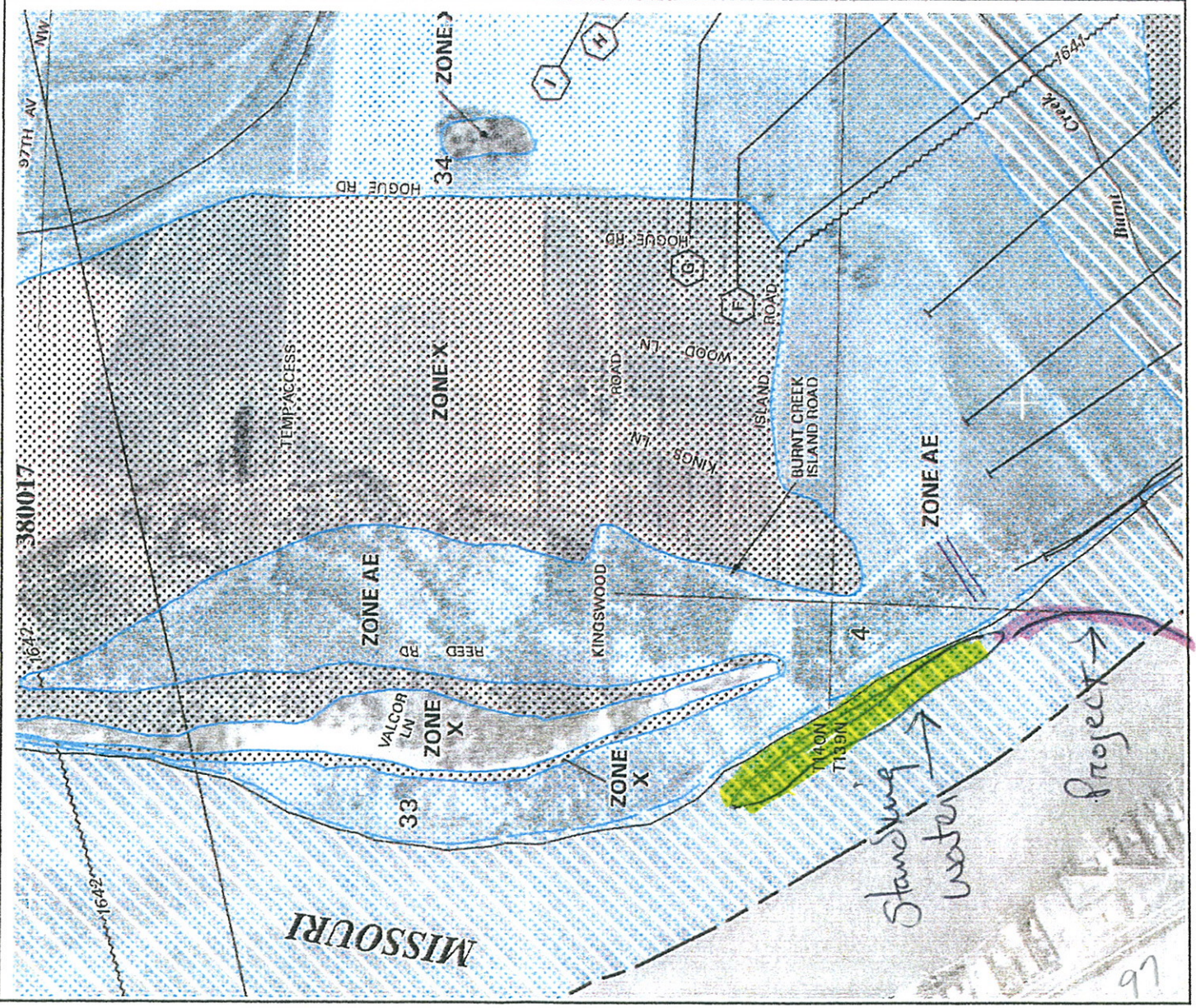


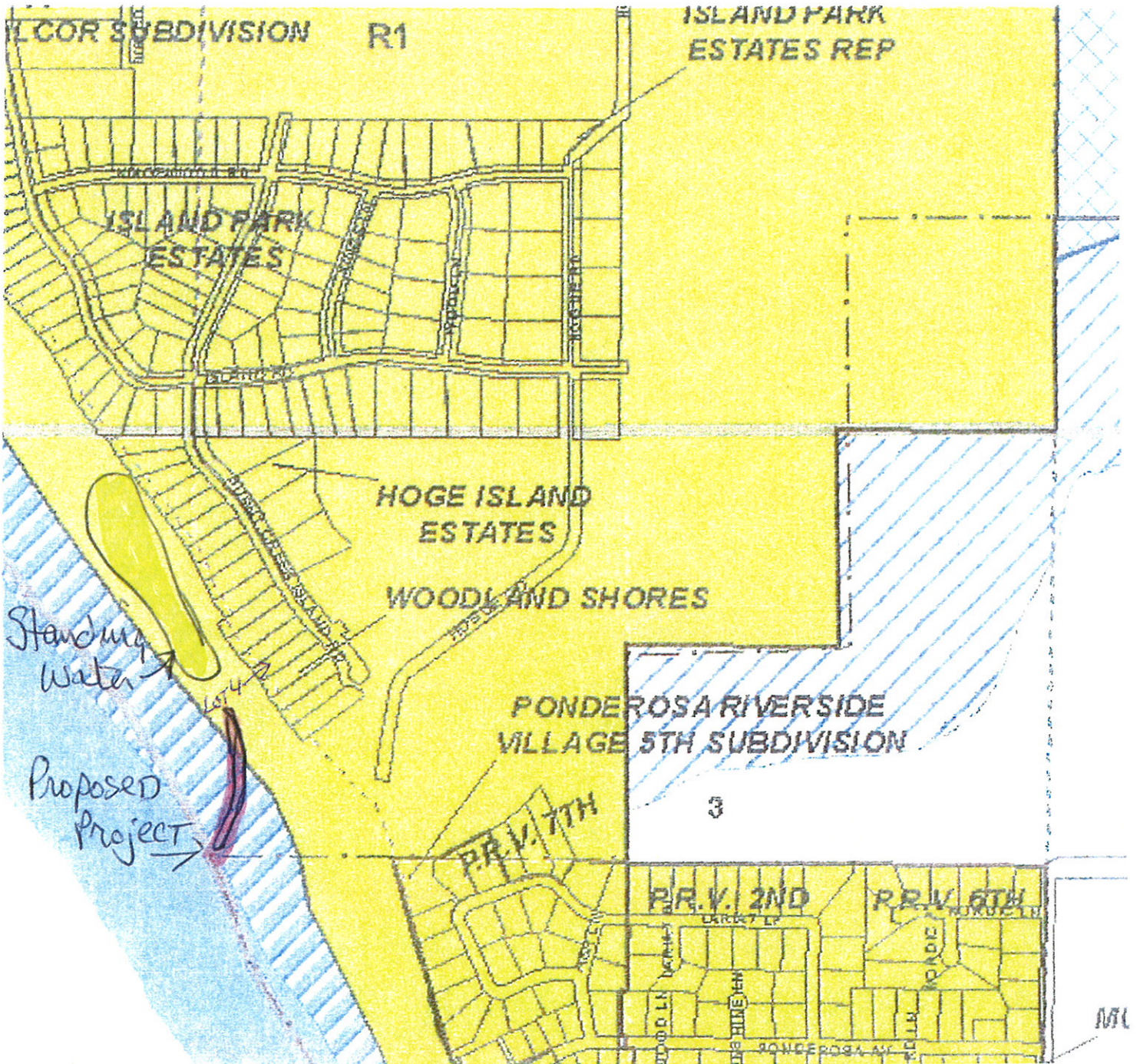
MAP NUMBER 38015C0570C

EFFECTIVE DATE: JULY 19, 2005

Federal Emergency Management Agency

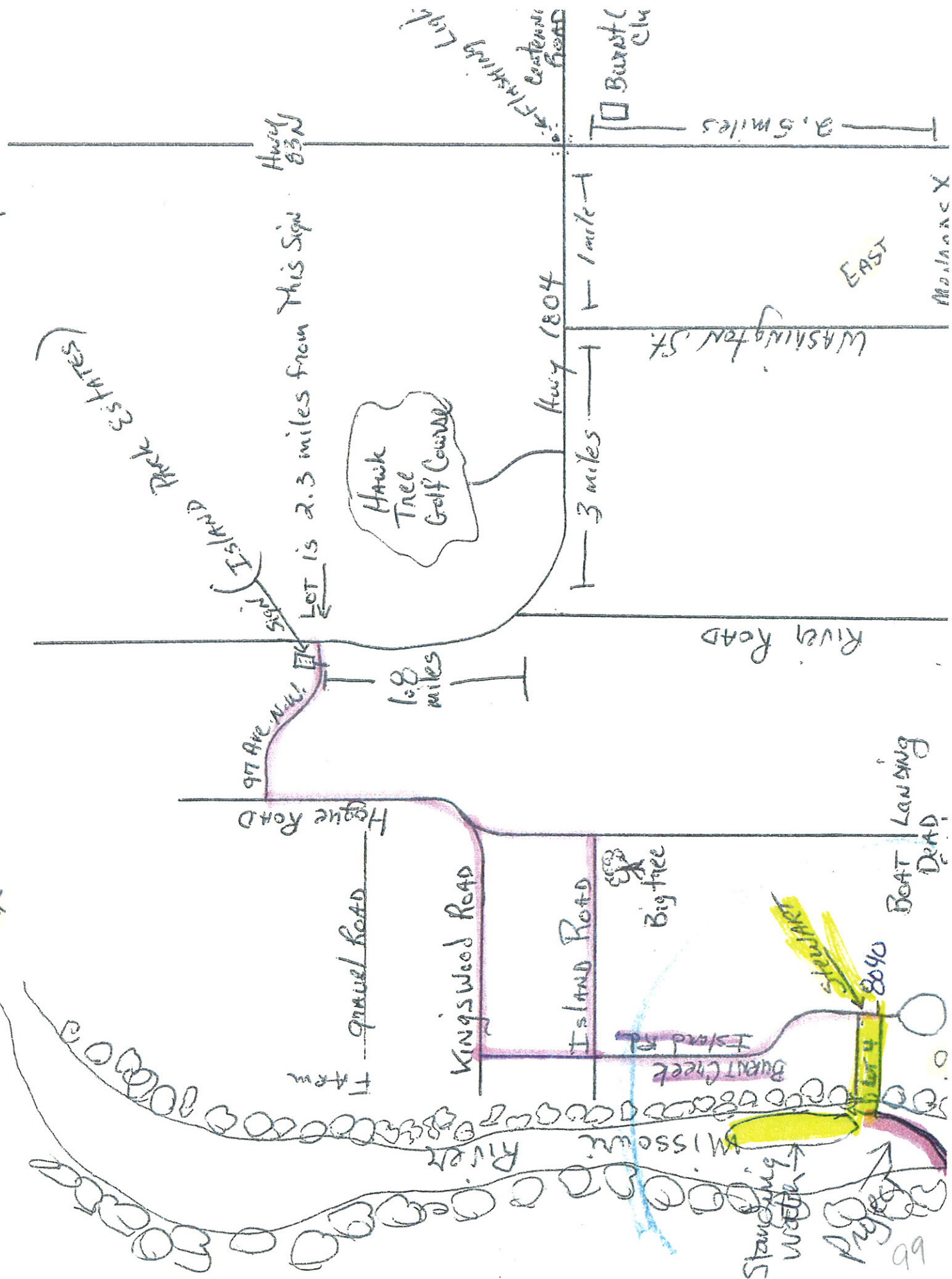
This is an official copy of a portion of the above referenced flood map. It was extracted using FIRMette - Desktop version 3.0. This map does not reflect changes or amendments which may have been made subsequent to the date on the title block. Further information about National Flood Insurance Program flood hazard maps is available at <http://www.msc.fema.gov/>.





West

North





Syd Steward
SW1/4 NW1/4 Section 3, T139N, R181W Permit S1827

Burleigh Co.





United States Department of the Interior

BUREAU OF RECLAMATION
Dakotas Area Office
P.O. Box 1017
Bismarck, North Dakota 58502



IN REPLY REFER TO:

DK-4100
PRJ-13.00

DEC 14 2012

Interested Parties

Subject: Dam Operator Training on February 12, 2013

Bureau of Reclamation, Dakotas Area Office, will be having dam operator training on Tuesday, February 12, 2013, from 8 a.m. to 5 p.m. CT, at 304 East Broadway, Bismarck, North Dakota, in room 338. Please enter through the back (north) entrance.

Classroom dam operator training is required every 3 years for the primary and designated alternate dam operators at all Reclamation dams. Dam operators are asked to bring the Standing Operating Procedure for their respective dam to the training session.

Anyone involved in dam tending or dam safety is encouraged to attend this no-cost training. Please RSVP me or Randy Ehlis with the number of persons coming from your office before Thursday, February 7 so I can have the correct number of attendee packets available.

Contact information is: e-mail klake@usbr.gov or by phone at 701-221-1257 or Randy Ehlis at 701-221-1283.

Sincerely,

Kenneth Lake
Civil Engineer Technician

Enclosure

CLASSROOM DAM OPERATOR TRAINING

DAKOTA'S AREA OFFICE

Bismarck, North Dakota – February 12, 2013

<u>TIME</u>	<u>TOPIC</u>
8:00-8:15	Welcome and Introductions
8:15-9:15	Overview <ul style="list-style-type: none">- Teton Dam Failure (Video)- Purpose of Training- DKAO Facilities
9:15-10:15	Types of Dams and Water Conveyance Features
10:15-10:30	BREAKS
10:30-11:30	Failure Modes
11:30-12:00	Facility Examinations <ul style="list-style-type: none">- Types of Exams- Exam Schedule
12:00-1:00	LUNCH
1:00-2:00	Emergency Management/Security
2:00-2:15	BREAK
2:15-3:00	Performance Monitoring & Instrumentation
3:00-3:30	Delinquent Instrumentation Readings Importance of the O.V.I.C.
3:30-4:15	Standing Operating Procedures (SOP's) <ul style="list-style-type: none">- Overview- Quiz
4:15-4:45	Visual Dam Safety Deficiencies (TADS Video)
4:45-5:00	Wrap-Up, Questions, Discussion, Critique

BCWRD Invoices
1-8-13

Name	Project	Invoice	Amount	Code
Bismarck Parks and Rec	December Services			904
Bliss & Stebbins Law Firm	December - legal	12832	\$2,627.05	312
Houston Engineering	General	13893	\$2,825.50	315
Houston Engineering	Fox Island Flood control	13896	\$5,889.00	937
Houston Engineering	Burnt Creek Floodway	13894	\$3,096.75	940
Houston Engineering	Sunny View	13895	\$1,235.00	937
Houston Engineering	Hogue Island Flood Control	13897	\$713.00	910
Houston Engineering	Sibley Area - Work Order 18	13605	\$2,985.00	933
Houston Engineering	Hay Creek Watershed - Greenway	13842	\$668.00	953
ND Irrigation Association	2013 dues	2013	\$250.00	376
ND Water Users	2013 dues	2013	\$300.00	376
Missouri River JW Board	2013 dues	2013	\$1,000.00	376
Fleck, Terry	4th Quarter	4th	\$1,534.00	111
Royse, Ken	4th Quarter	4th	\$715.00	111
Backstrand, Cary	4th Quarter	4th	\$1,350.00	111
Weixel, Gordon	4th Quarter	4th	\$820.00	111
Best Western	Joint Water Users breakfast	65185	\$195.50	911
Personalized Management Svs.	Dec. Secretarial services	5100	\$511.88	112
Personalized Management Svs.	suplies	5100	\$157.62	411
		TOTAL:	\$26,873.30	

Personalized Management Services, Inc.

1811 E Thayer Ave - PO Box 712
Bismarck, ND 58502
(701) 222-3499

Invoice

Date	Invoice #
1/2/2013	5100

Bill To
BCWRD

Description	Amount
Typing - meeting, minutes, agenda - December	511.88
Photocopies	26.50
Printing - December meeting packets	131.12
Total	
	\$669.50

Bliss & Stebbins Law Firm, LLC
PO Box 4126
Bismarck, ND 58502

Invoice submitted to:

Burleigh County Water Resource District
221 N 5th St.
Bismarck, ND 58501

December 27, 2012

Invoice #12832

Professional Services

	<u>Hrs/Rate</u>	<u>Amount</u>
12/5/2012 Telephone call from David/Carrington House Movers with regard to Dr. Bernard's support beams	0.40 200.00/hr	80.00
Telephone call from Chairman Fleck with regard to Board matters	0.20 200.00/hr	40.00
12/6/2012 Telephone call from Burleigh County State's Attorney Assistant Lloyd Suhr with regard to Board matters	0.30 200.00/hr	60.00
12/7/2012 Review Board reimbursement policy to Board members; telephone call from Mike Gunsch with regard to Board matters	0.40 200.00/hr	80.00
Prepare for Board meeting; attend Board meeting	4.50 200.00/hr	900.00
12/10/2012 Telephone call from Hogue Island homeowner Rodney Boll with regard to status of Hogue Island buyout	0.30 200.00/hr	60.00
12/11/2012 Review proposed meeting minutes from Mona with regard to Hogue Island homeowner issues; amend 4 purchase agreements with regard to respective closings with regard to homeowners, copy to Mike Gunsch, review and amendments; telephone call from Mike Gunsch with regard to the same	0.50 200.00/hr	100.00
Finalize purchase amount for Bolles; follow up telephone call to John Paczkowski with regard to State Water Commission's computation of duplication of benefits for the Boll's; conference with Rodney and Laura Boll, execution of closing documents	1.00 200.00/hr	200.00

	<u>Hrs/Rate</u>	<u>Amount</u>
12/13/2012 Follow up telephone call to Attorney John Olson with regard to Magnus property sale, purchase agreement modification	0.20 200.00/hr	40.00
12/14/2012 Follow up telephone call to Attorney Olson with regard to Magnus purchase and modification, review my modified purchase agreements with Olson; e-mails to, from ND Guaranty Erin Schmitz with regard to title work for the Boll's and Magnus's; provide Schmitz with purchase agreement and supporting documentation for Boll's; finalize and amend Magnus documents pursuant to agreement with Attorney Olson, receipt and review of all documents from North Dakota Guaranty and Title, copies electronic to Board members, Mike Gunsch	2.50 200.00/hr	500.00
12/16/2012 Telephone call from Dr. Bernard with regard to Dr. Bernard's FEMA determination, house foundation issues	0.30 200.00/hr	60.00
12/17/2012 Receipt and review of Jerome Rogers receipts; follow up letters to FEMA (Lonny Hoffer) and State Water Commission (Pazskowski), copies to board via electronic mail only	0.30 200.00/hr	60.00
12/20/2012 E-mail correspondence to, from Mike Gunsch with Houston Engineering with regard to Mees complaint; receipt and review of e-mail from Attorney Dave Tschider with regard to Hogue Island matters	0.20 200.00/hr	40.00
Telephone call from Chairman Terry Fleck with regard to Board matters; e-mail correspondence to, from Mike Gunsch with regard to Mees complaint; review, revise Hogue Island documents	0.80 200.00/hr	160.00
12/21/2012 Telephone call from Mike Gunsch with regard to Apple Valley cooperative project funding matters	0.30 200.00/hr	60.00
Two telephone calls from Dr. Bernard with regard to his Hogue Island home, status of FEMA insurance matters, status of his acceptance or rejection from flood insurance program as to his obligation for relief; receipt and review of several e-mails from Dr. Bernard, forward the same to Chairman Fleck, Mike Gunsch	0.20 200.00/hr	40.00
Fourth call from Dr. Bernard, referred Dr. Bernard to separate counsel for assistance	0.40 200.00/hr	80.00
For professional services rendered		<u>\$2,560.00</u>
Additional Charges :		
12/26/2012 Postage		9.80
Copying cost		57.25
Total additional charges		<u>\$67.05</u>
Total amount of this bill		<u>\$2,627.05</u>

	<u>Amount</u>
Previous balance	\$2,204.75
Accounts receivable transactions	
12/18/2012 Payment - Thank You No. 90895	<u>(\$2,204.75)</u>
Total payments and adjustments	<u>(\$2,204.75)</u>
Balance due	<u><u>\$2,627.05</u></u>

BURLEIGH COUNTY WATER RESOURCE DISTRICT

City-County Building

221 N. 5th St, Bismarck, ND 58501

Claimant's Name

Terry A. Fleck

Position

Chairman

Claimant's Address

1857 Bown Blvd

Date Rendered

Item No.	Date	Materials Provided or Services Rendered	Hours	Mileage	Misc.	Per Diem	Total
	10/1	3PM State Water Commission	2 1/2				135 ⁰⁰
		(Missouri River Stakeholders)					135 ⁰⁰
	10/2	Houston Eng. in Meeting Prep	3 hrs.				135 ⁰⁰
	10/9	BCWRD					67 ⁵⁰
	10/10	4PM State Water Commission (BCWRD)	1 1/2				67.50
	10/30	A.O.P.	1				135 ⁰⁰
	11/1	Meeting Prep (Nov.)					135 ⁰⁰
	11/7	BCWRD					135 ⁰⁰
	12/3	Meeting Prep (Dec)					135 ⁰⁰
	12/5	N.D. Water Resource District					135 ⁰⁰
	12/6	State Convention					135 ⁰⁰
	12/7	BCWRD					135 ⁰⁰
		Registration State Convention			175 ⁰⁰		
		Parking		9 ⁰⁰			
			Total Hours	Total Miles	Total Misc.		1350
				9 ⁰⁰	175 ⁰⁰		SUB TOTAL
							1525

I DO HEREBY CERTIFY THAT THE WITHIN BILL, CLAIM, ACCOUNT OR DEMAND IS JUST AND TRUE; THAT THE MONEY HEREIN CHARGED WAS ACTUALLY PAID FOR THE PURPOSE HEREIN STATED; THAT THE SERVICES HEREIN CHARGED WERE ACTUALLY RENDERED AND OF THE VALUE THEREIN CHARGED, AND THAT NO PART OF SUCH BILL, CLAIM, ACCOUNT, OR DEMAND HAS BEEN PAID; AND THAT THE GOODS HEREIN CHARGED WERE ACTUALLY DELIVERED AND WERE OF THE VALUE CHARGED.

I CERTIFY THAT THE ABOVE CLAIM IS CORRECT AND THAT THE GOODS WERE RECEIVED OR SERVICES PERFORMED.

(X) Terry A. Fleck
SIGN HERE

(TITLE)

BOARD MEMBER

FIRM OR COMPANY

49th Annual
Joint North Dakota Water Convention and Irrigation Expo
 Best Western Ramkota Hotel, Bismarck
 December 5-6, 2012

ADVANCE REGISTRATION FORM

Name(s) Terry A Fleck

Representing RCWRD E-mail tfleck@attitudedv.com

Address 1859 Bowman Blvd

City Bism State N.D. Zip 58501 Phone (701) 223-9768

<u>Please indicate the number attending for each event:</u>	#	Cost	Total
Full Registration includes convention program, Irrigation Expo plus ALL MEALS, speakers, panels, entertainment, social hours and breaks	<u>1</u>	\$ 175.00	\$ <u>175⁰⁰</u>
Full Registration after Dec. 3	_____	\$ 200.00	\$ _____
Registration Only includes convention program/Irrigation Expo plus, speakers, panels, entertainment, social hours and breaks-DOES NOT INCLUDE MEALS	_____	\$ 100.00	\$ _____
Registration Only after Dec. 3	_____	\$ 125.00	\$ _____

Extra meal tickets may be purchased:

Opening Luncheon (Dec. 5)	_____	\$ 15.00	\$ _____
Western Party (Dec. 5)	_____	\$ 20.00	\$ _____
Prayer Breakfast (Dec. 6)	_____	\$ 10.00	\$ _____
Buffet Luncheon (Dec. 6)	_____	\$ 15.00	\$ _____
Awards Banquet (Dec. 6)	_____	\$ 20.00	\$ _____

Totals \$ 175⁰⁰

Irrigation Expo Only		
Irrigation Workshop, Dec. 6 (now includes lunch)	\$ 35.00	\$ _____
_____ Name		

Send completed form and check to: North Dakota Water Users Association
PO Box 2254, Bismarck, ND 58502
Phone: 701-223-4615 Fax: 701-223-4645
E-mail: ndwater@btinet.net

Cancellation Policy: When you register for the convention, we make arrangements for your arrival. In the unfortunate event you have to cancel your registration, the following cancellation policy will be applied. By registering to attend the event, you are complying with the cancellation policy. A **\$40 administrative fee** will be charged on all refund requests received from **Nov. 28 to Dec. 2**. There will be no refunds for cancellations received after **Dec. 3**.

Hotel Reservations: A block of rooms has been reserved for Dec. 4-7, at the Ramkota Hotel. Reserve your room(s) by calling 701-258-7700 (\$69/single, \$89/double, N.D. Water Convention block), by **Nov. 19**.

BISMARCK PARKING AUTHORITY
114 N. 6TH STREET
BISMARCK, ND 58501
THANK YOU FOR PARKING WITH US TODAY!
TRANS. NO: 27490

GARAGE 1 LANE 1 CASHIER 3-24017
TICKET 01-231761 11/07/12 12:50 PM
ARRIVE 7:48 AM
STAY 0 Day 01 hrs 57 mins

PARKING FEE \$ 5.00

TOTAL DUE \$ 5.00
AMOUNT PAID \$ 5.00
CHANGE \$ 0.00

BISMARCK PARKING AUTHORITY
114 N. 6TH STREET
BISMARCK, ND 58501
THANK YOU FOR PARKING WITH US TODAY!
TRANS. NO: 25789

GARAGE 1 LANE 1 CASHIER 2-20526
TICKET 01-000102 10/09/12 11:29 AM
ARRIVE 7:44 AM
STAY 0 Day 03 hrs 40 mins

PARKING FEE \$ 4.00

TOTAL DUE \$ 4.00
AMOUNT PAID \$ 4.00
CHANGE \$ 0.00

BURLEIGH COUNTY WATER RESOURCE DISTRICT

City-County Building
221 N. 5th St., Bismarck, ND 58501

Claimant's Name K. P. Rette Position WATER BOARD

Claimant's Address 3501 Winnipeg Dr., Bismarck, ND 58503 Date Rendered 12/28/12

Item No.	Date	Materials Provided or Services Rendered	Hours	Mileage	Misc.	Per Diem	Total	
(1)	10/9/2012	OCT. BOARD MTG.				135.00		
(2)	12/5/2012	NO WATER CONVENTION				135.00		
(3)	12/4/2012	NO WATER CONVENTION				135.00		
(4)	12/1/2012	DEC. BOARD MTG.				135.00		
(5)	12-2012	CONFERENCE REIMBURSEMENT			175.00			
			Total Hours	Total Miles	Total Misc.			
					175.00	540.00		
							SUB TOTAL	715.00

I DO HEREBY CERTIFY THAT THE WITHIN BILL, CLAIM, ACCOUNT OR DEMAND IS JUST AND TRUE; THAT THE MONEY HEREIN CHARGED WAS ACTUALLY PAID FOR THE PURPOSE HEREIN STATED; THAT THE SERVICES HEREIN CHARGED WERE ACTUALLY RENDERED AND OF THE VALUE THEREIN CHARGED, AND THAT NO PART OF SUCH BILL, CLAIM, ACCOUNT, OR DEMAND HAS BEEN PAID; AND THAT THE GOODS HEREIN CHARGED WERE ACTUALLY DELIVERED AND WERE OF THE VALUE CHARGED

I CERTIFY THAT THE ABOVE CLAIM IS CORRECT AND THAT THE GOODS WERE RECEIVED OR SERVICES PERFORMED.

K. P. Rette
BOARD MEMBER

(X)

SIGN HERE

(TITLE)

FIRM OR COMPANY

49th Annual
Joint North Dakota Water Convention and Irrigation Expo
 Best Western Ramkota Hotel, Bismarck
 December 5-6, 2012

ADVANCE REGISTRATION FORM

Name(s) Ken Rocco

Representing Burleigh Co. WUEB E-mail Ken.Rocco@Bismarck.com

Address 3501 Wynnys Dr.

City Bismarck State ND Zip 58103 Phone (201) 22-5459

Please indicate the number attending for each event:	#	Cost	Total
Full Registration includes convention program, Irrigation Expo plus ALL MEALS, speakers, panels, entertainment, social hours and breaks	<u>1</u>	\$ 175.00	\$ <u>175.00</u>
Full Registration after Dec. 3	_____	\$ 200.00	\$ _____
Registration Only includes convention program/Irrigation Expo plus, speakers, panels, entertainment, social hours and breaks- DOES NOT INCLUDE MEALS	_____	\$ 100.00	\$ _____
Registration Only after Dec. 3	_____	\$ 125.00	\$ _____

Extra meal tickets may be purchased:

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Western Party (Dec. 5)	_____	\$ 20.00	\$ _____
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Buffet Luncheon (Dec. 6)	_____	\$ 15.00	\$ _____
Awards Banquet (Dec. 6)	_____	\$ 20.00	\$ _____
Totals			\$ <u>175.00</u>

Irrigation Expo Only		
Irrigation Workshop, Dec. 6 (now includes lunch)	\$ 35.00	\$ _____

Name		

Send completed form and check to: North Dakota Water Users Association
 PO Box 2254, Bismarck, ND 58502
 Phone: 701-223-4615 Fax: 701-223-4645
 E-mail: ndwater@btinst.net

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Burleigh County WRD
 Ken Royse
 3501 Winnipeg Drive
 BISMARCK ND 58503
 United States

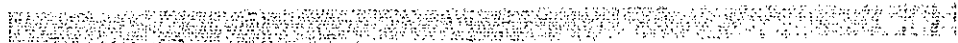
Date : 12-13-12
 A/R Account Number : BCWRD
 Amount Paid : \$ _____

Date	CRS No.	Inv. No.	Bill No.	Description	Debit	Credit	Balance
12-09-12		65185	238344	Burleigh County WRD	195.50		195.50
						Balance Due	195.50

Aging Summary :

Up to 29	30 - 59	60 - 89	90 - 119	120 - 150	151 and Over
195.50	0.00	0.00	0.00	0.00	0.00

Payment Due Upon Receipt



BEST WESTERN PLUS Ramkota Hotel
 800 South 3rd Street. | Bismarck, ND 58504 | Tel: 701-355-2021 | Fax: 701-250-0071
 Each Best Western is independently owned and operated
www.bismarck.ramkota.com

BURLEIGH COUNTY WATER RESOURCE DISTRICT

City-County Building
221 N. 5th St., Bismarck, ND 58501

Claimant's Name Cary Backstrand Position Water Manager

Claimant's Address 600 Columbia Drive Bismarck ND 58504 Date Rendered

Item No.	Date	Materials Provided or Service Rendered	Hours	Mileage	Misc.	Per Diem	Total
1	Oct. 9	Monthly Board Meeting					\$135
2	Oct. 11	Visit with SWC-discuss permits & cost share					\$ 0
3	Oct. 24	Fox Island meeting					\$135
4	Oct 25	Special Meetings, Sibley Island & Correction Center					\$135
5	Nov. 1	Soil Conservation Districts					\$135
6	Nov. 7	Monthly Board Meeting					\$135
7	Nov. 15	Visit with SWC-discuss permits & cost share					\$ 0
8	Nov. 16	Meet with City Eng. & others on Spier drainage					\$135
9	Nov. 19	Drainage inspection with Craig Odenbach					\$135
10	Dec. 5	Water Convention					\$135
11	Dec. 6	Water Convention					\$135
12	Dec. 7	Monthly Board Meeting					\$135
13	Dec 27	Visit with SWC-discuss permits & cost share					\$ 0

4rd QUARTER 2012

Total Hours	Total Miles	Total Misc.	Total Per Diem
			1350

Sub Total

TOTAL \$ 1350

I DO HEREBY CERTIFY THAT THE WITHIN BILL, CLAIM, ACCOUNT OR DEMAND IS JUST AND TRUE THAT THE MONEY HEREIN CHARGED WAS ACTUALLY PAID FOR THE PURPOSE HEREIN STATED THAT THE SERVICE HEREIN CHARGED WERE ACTUALLY RENDERED AND OF THE VALUE THEREIN CHARGED, AND THAT NO PART OF SUCH BILL, CLAIM, ACCOUNT, OR DEMAND HAS BEEN PAID AND THAT THE GOODS HEREIN CHARGED WERE ACTUALLY DELIVERED AND WERE OF THE VALUE CHARGED

I CERTIFY THAT THE ABOVE CLAIM IS CORRECT AND THAT THE GOODS WERE RENDERED OR SERVICES PERFORMED.

Cary Backstrand
BOARD MEMBER

BURLEIGH COUNTY WATER RESOURCE DISTRICT
 City-County Building
 221 N. 5th St., Bismarck, ND 58501

Claimant's Name Gordon Weixel Position BCWRD board
 Claimant's Address 3709 E. Princeton Date Rendered 12/21/12

Item No.	Date	Materials Provided or Services Rendered	Hours	Mileage	Misc.	Per Diem	Total	
	10/9/12	BCWRD Meeting+parking ramp			\$5	135.00	140.00	
	10/25/12	MRCC/Sibley Flood control public meeting				135.00	135.00	
	11/7/12	BCWRD Meeting+parking ramp			\$5	135.00	140.00	
	12/7/12	BCWRD Meeting				135.00	135.00	
	12/27/12	Houston Engineering meeting to update projects f				135.00	135.00	
	12/28/12	Houston Engineering meeting to review work orde				135.00	135.00	
			Total Hours	Total Miles	Total Misc.			
			0	0	10			
							SUB TOTAL	
								820.00

I DO HEREBY CERTIFY THAT THE WITHIN BILL, CLAIM, ACCOUNT OR DEMAND IS JUST AND TRUE; THAT THE MONEY HEREIN CHARGED WAS ACTUALLY PAID FOR THE PURPOSE HEREIN STATED; THAT THE SERVICES HEREIN CHARGED WERE ACTUALLY RENDERED AND OF THE VALUE THEREIN CHARGED, AND THAT NO PART OF SUCH BILL, CLAIM, ACCOUNT, OR DEMAND HAS BEEN PAID; AND THAT THE GOODS HEREIN CHARGED WERE ACTUALLY DELIVERED AND WERE OF THE VALUE CHARGED.

I CERTIFY THAT THE ABOVE CLAIM IS CORRECT AND THAT THE GOODS WERE RECEIVED OR SERVICES PERFORMED.

Gordon Weixel

BOARD MEMBER

(X) Gordon Weixel, Director

SIGN HERE

Burleigh County Water Resource District

(TITLE)

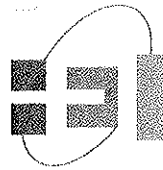
FIRM OR COMPANY

PRINT FORM

EMAIL FORM

Fargo Corporate Office 701.237.5065 701.237.5101

1401 21st Avenue North Fargo ND 58102



HoustonEngineering Inc.

December 20, 2012
Invoice No: 0013842

Burleigh County Water Resource District
221 5th Street North
Bismarck, ND 58501

Project R084241-200 Hay Creek Watershed - Greenway

BCWRD Account No. 953 - Hay Creek
Work Order No. 19 (Phases 002-004)

Professional Services from November 26, 2012 to December 16, 2012

Phase 002 Historic Data

Professional Personnel

	Hours	Rate	Amount	
Project Manager	1.00	124.00	124.00	
Totals	1.00		124.00	
Total Labor				124.00
		Total this Phase		\$124.00

Phase 004 Sediment Yield Assessment

Professional Personnel

	Hours	Rate	Amount	
Project Manager	1.00	124.00	124.00	
Project Engineer	3.75	112.00	420.00	
Totals	4.75		544.00	
Total Labor				544.00
		Total this Phase		\$544.00
		Total this Invoice		\$668.00

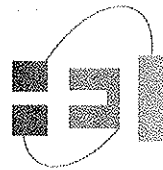
Terms: Due within 30 days of invoice date.

Past due balances may be subject to a finance charge of 1% per month. Other terms may apply per contract.

Bismarck P 701.323.0200 F 701.323.0300	Minot P 701.852.7931 F 701.858.5655
Maple Grove P 763.493.4522 F 763.493.5572	Thief River Falls P 218.681.2951 F 218.681.2987

Fargo Corporate Office 701.237.5065 701.237.5101

1401 21st Avenue North Fargo ND 58102



HoustonEngineering Inc.

December 03, 2012
 Invoice No: 0013605

Burleigh County Water Resource District
 221 5th Street North
 Bismarck, ND 58501

Project R126025-014 Sibley Area FHMP

Work Order No. 18

See attached Project Status Report and Invoice Description.

Professional Services from October 22, 2012 to November 25, 2012

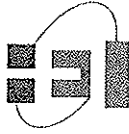
Phase	001	Sibley Park Levee Alignment			
Professional Personnel					
			Hours	Rate	Amount
			1.00	135.00	135.00
			.50	80.00	40.00
			.50	70.00	35.00
		Totals	2.00		210.00
		Total Labor			210.00
					Total this Phase
					\$210.00
<hr/>					
Phase	002	Sibley Estates Levee Alignment			
Professional Personnel					
			Hours	Rate	Amount
			4.00	80.00	320.00
		Totals	4.00		320.00
		Total Labor			320.00
					Total this Phase
					\$320.00
<hr/>					
Phase	006	Public Meeting			
Professional Personnel					
			Hours	Rate	Amount
			9.00	135.00	1,215.00
			10.00	124.00	1,240.00
		Totals	19.00		2,455.00
		Total Labor			2,455.00
					Total this Phase
					\$2,455.00
					Total this Invoice
					\$2,985.00

Terms: Due within 30 days of invoice date.

Past due balances may be subject to a finance charge of 1% per month. Other terms may apply per contract.

Bismarck 701.323.0200 701.323.0300
 Maple Grove 763.493.4522 763.493.5572

Minot 701.852.7931 701.858.5655
 Thief River Falls 218.681.2951 218.681.2987



HoustonEngineering Inc.

Project Status and Invoice Description

3712 Lockport Street
Bismarck, ND 58503
Phone: 701-323-0200
Fax: 701-323-0300

HEI Project No.:	R126025-014
BCWRD Account No.	933 – Missouri River General Services
Project Name:	Sibley Island Flood Control

Billing Period: *October 22, 2012 through November 25, 2012*

Professional engineering services related to activities associated with development of the Sibley Island Flood Protection Levee as authorized under Work Order #18, Task #2. Services provided included, but were not limited to, the following:

- Development of preliminary levee alignment
- Prepare for Public Informational Meeting
- Facilitate Public Informational Meeting
- Prepared PMI summary

Comments and Issues

- Public Informational Meeting held on October 25th.
- Public input was generally positive, but many questions raised
- Calls from landowners regarding options and impacts
- Discussion with Bismarck Parks and Recreation District regarding potential impacts
- Project development work to continue

See accompanying invoice for personnel cost breakdown.

NORTH DAKOTA IRRIGATION ASSOCIATION

P.O. Box 2254
Bismarck, North Dakota 58502
(701) 223-4615

*DEDICATED TO STRENGTHEN AND EXPAND IRRIGATION TO
BUILD AND DIVERSIFY OUR ECONOMY.*

**MEMBERSHIP DUES
STATEMENT**

MONA LIVDAHL
BURLEIGH COUNTY WRD
1811 E THAYER AVE
BISMARCK ND 58501

DATE DUE:

January 1, 2013

<u>COUNTY</u>	<u>MEMBERSHIP CLASSIFICATION</u>	<u>AMOUNT DUE</u>
BURLEIGH	INDUSTRY MEMBER	\$250.00

The portion of dues paid to the North Dakota Irrigation Association,
which is attributable to lobbying activities, is 5%.

(Please mark address corrections)

MONA LIVDAHL
BURLEIGH COUNTY WRD
1811 E THAYER AVE
BISMARCK ND 58501

Please return this portion with your check
payable to ND Irrigation Association.

Mail remittance to:
North Dakota Irrigation Association
P.O. Box 2254
Bismarck, ND 58502

Amount Due: \$250.00

County: BURLEIGH

Contact Person: _____

Fax Number: _____

Phone Number: _____

E-Mail Address: _____

North Dakota Water Users Association

P.O. Box 2254
Bismarck, North Dakota 58502
(701) 223-4615

DEDICATED TO THE PROTECTION, DEVELOPMENT, AND
MANAGEMENT OF NORTH DAKOTA'S WATER RESOURCES

MEMBERSHIP DUES
STATEMENT

MONA LIVDAHL
BURLEIGH COUNTY WRD
1811 E THAYER AVE
BISMARCK ND 58501

DATE DUE: January 1, 2013

<u>COUNTY</u>	<u>MEMBERSHIP CLASSIFICATION</u>	<u>AMOUNT DUE</u>
BURLEIGH	WATER RESOURCE MEMBER	\$300.00

The portion of dues paid to the North Dakota Water Users Association,
which is attributable to lobbying activities, is 5%.

(Please mark address corrections)

MONA LIVDAHL
BURLEIGH COUNTY WRD
1811 E THAYER AVE
BISMARCK ND 58501

Please return this portion with your check
payable to ND Water Users Association.

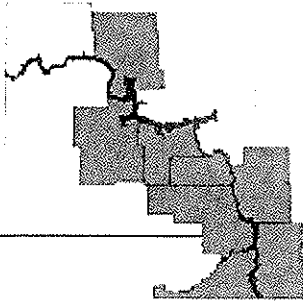
Mail remittance to:
North Dakota Water Users Association
P.O. Box 2254
Bismarck, ND 58502

Amount Due: \$300.00

County: BURLEIGH

Contact Person: _____

Phone Number: _____



Missouri River Joint Water Board

Ken Royse, Chairman
3501 Winnipeg Drive, Bismarck, ND 58503
Phone 701-202-5459

Greg Lange, Secretary/Treasurer
P.O. Box 488, Hazen, ND 58545
Phone 701-748-2206

TO: Missouri River Joint Water Board Members

FROM: Greg Lange, Secretary/Treasurer

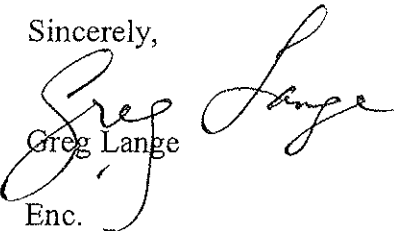
DATE: December 12, 2012

RE: 2013 Membership Dues

I enclose minutes showing that the dues have again been set for \$1,000 for 2012. The dues also provide you with somewhat of an update on our activities and coming challenges.

I enclose a copy of our current mailing list showing Board members and alternates, and other individuals that have asked to be on our mailing list. Please review this carefully and let me know of any changes that you would like me to make in this list. A self-addressed envelope is enclosed for your convenience in returning this payment to our office. Thank you.

Sincerely,

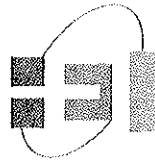

Greg Lange

Enc.

GLL/km

Fargo Corporate Office ☐ 701.237.5065 701.237.5101

1401 21st Avenue North | Fargo ND 58102



HoustonEngineering Inc.

December 31, 2012
 Invoice No: 0013893

Burleigh County Water Resource District
 221 5th Street North
 Bismarck, ND 58501

Project R084241-000 Burleigh Co. WRD - General

BCWRD Project No.:315 - Engineering Administration

See attached Project Status Report and Invoice Description.

Professional Services from November 26, 2012 to December 23, 2012

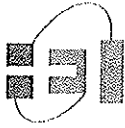
Phase	000	Burleigh Co. WRD - General	Hours	Rate	Amount	
Professional Personnel						
Senior Project Manager			13.25	135.00	1,788.75	
Totals			13.25		1,788.75	
Total Labor						1,788.75
				Total this Phase		\$1,788.75

Phase	002	BCWRD Drainage Complaints	Hours	Rate	Amount	
Professional Personnel						
Senior Project Manager			1.25	135.00	168.75	
Project Manager			7.00	124.00	868.00	
Totals			8.25		1,036.75	
Total Labor						1,036.75
				Total this Phase		\$1,036.75
				Total this Invoice		\$2,825.50

Terms: Due within 30 days of invoice date.

Past due balances may be subject to a finance charge of 1% per month. Other terms may apply per contract.

Bismarck ☐ 701.323.0200 ☐ 701.323.0300 Minot ☐ 701.852.7931 ☐ 701.858.5655
 Maple Grove ☐ 763.493.4522 ☐ 763.493.5572 Thief River Falls ☐ 218.681.2951 ☐ 218.681.2987



HoustonEngineering Inc.

Project Status and Invoice Description

3712 Lockport Street
Bismarck, ND 58503
Phone: 701-323-0200
Fax: 701-323-0300

HEI Project No.: 4241-000 : BCWRD General Services
BCWRD Account No. 315 – Engineering Administration
Project Name: General Engineering Services

Billing Period: *November 26, 2012 through December 23, 2012*

Professional engineering and surveying services related to activities and issues addressed at the request and direction of the BCWRD during this billing period, including time associated with, but not limited to the following:

- Memorandums, letters, assignment updates, phone calls, meetings and general updates, board packet review, and other related items including, but not limited to, the following subjects:
 - General Services, December Board Meeting, Meeting Preparation, etc...
 - Drainage Complaints
 - UTTC/Spier – City Engineer Contact and Draft Memorandum
 - Koppang-Emery - Complaint Enforcement
 - Mees/Jaszowskiak – Follow-up with Buildings and Inspections
 - Roehrich Complaint – Dismissal
 - Initial preparation for board member orientation -

General Services	000	\$ 1,788.75
<u>Drainage Complaints</u>	<u>002</u>	<u>\$ 1,036.75</u>
	Total	\$ 2,825.50

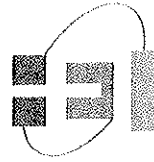
Comments:

- Houston Engineering rate changes to take effect on January 1, 2013.

See accompanying invoice and cost summary for personnel cost breakdown.

Fargo Corporate Office ☐ 701.237.5065 ☐ 701.237.5101

1401 21st Avenue North | Fargo ND 58102



HoustonEngineering Inc.

December 31, 2012
Invoice No: 0013894

Burleigh County Water Resource District
221 5th Street North
Bismarck, ND 58501

Project R084241-300 Burnt Creek Floodway Rehabilitation and O&M

BCWRD Account No. 940 - Shared Projects
Work Order No. 20 (phase 004)

See Attached Project Status Report and Invoice Description

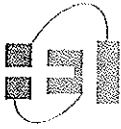
Professional Services from November 26, 2012 to December 23, 2012

Phase	004	Flood Damage Assessment and Repair		
Professional Personnel				
		Hours	Rate	Amount
Senior Project Manager		3.25	135.00	438.75
Project Engineer		4.50	112.00	504.00
Graduate Engineer		8.75	80.00	700.00
GIS Technician II		20.00	70.00	1,400.00
CADD Supervisor		.75	72.00	54.00
Totals		37.25		3,096.75
Total Labor				3,096.75
			Total this Phase	\$3,096.75
			Total this Invoice	\$3,096.75

Terms: Due within 30 days of invoice date.

Past due balances may be subject to a finance charge of 1% per month. Other terms may apply per contract.

Bismarck ☐ 701.323.0200 ☐ 701.323.0300	Minot ☐ 701.852.7931 ☐ 701.858.5655
Maple Grove ☐ 763.493.4522 ☐ 763.493.5572	Thief River Falls ☐ 218.681.2951 ☐ 218.681.2987



HoustonEngineering Inc.

Project Status and Invoice Description

3712 Lockport Street
Bismarck, ND 58503
Phone: 701-323-0200
Fax: 701-323-0300

HEI Project No.:	4241-300
BCWRD Account No.	940 – Burnt Creek Rehabilitation
Project Name:	Burnt Creek Flood Control Project

Invoice Period: November 26, 2012 through December 23, 2012

The following professional engineering and surveying services were provided on the Burnt Creek Flood Control Project.

Flood Damage Assessment and Repair

- Continued development of preliminary plan set
 - Site #1 – Embankment Repair
 - Site #2 – Levee and Bank Stabilization
 - Site #3 – Southern Floodway Levee Repair
- Opinion of Probable Construction Cost
- Transmittal letter for Plan Set to NRCS

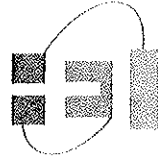
Comments/Issues/Problems

- NRCS Funding remains unavailable as federal funding was pulled
- ROW review for improvements
- Letter sent to Bismarck Parks and Rec – ROW issue notification
- Authorized Budget is \$15,000. After this invoice approximately \$ 4,219.36 remains, and will be utilized to continue work, as requested, and to coordinate with NRSC regarding inquires for plan review and funding status.

<u>Flood Damage Assessment and Repair {004}</u>	\$ 3,096.75
Total	\$ 3,096.75

Fargo Corporate Office 701.237.5065 701.237.5101

1401 21st Avenue North | Fargo ND 58102



HoustonEngineering Inc.

December 31, 2012
Invoice No: 0013895

Burleigh County Water Resource District
221 5th Street North
Bismarck, ND 58501

Project R096025-004 Sunny View Flood Control

BCWRD Account No.:937

See attached Project Status Report and Invoice Description.

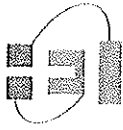
Professional Services from November 26, 2012 to December 23, 2012

Phase	003	Project Reconfiguration			
Professional Personnel					
			Hours	Rate	Amount
			1.00	135.00	135.00
			13.75	80.00	1,100.00
			Totals		1,235.00
			Total Labor		1,235.00
				Total this Phase	\$1,235.00
				Total this Invoice	\$1,235.00

Terms: Due within 30 days of invoice date.

Past due balances may be subject to a finance charge of 1% per month. Other terms may apply per contract.

Bismarck ☎ 701.323.0200 ☎ 701.323.0300 Minot ☎ 701.852.7931 ☎ 701.858.5655
 Maple Grove ☎ 763.493.4522 ☎ 763.493.5572 Thief River Falls ☎ 218.681.2951 ☎ 218.681.2987



HoustonEngineering Inc.

Project Status and Invoice Description

3712 Lockport Street
Bismarck, ND 58503
Phone: 701-323-0200
Fax: 701-323-0300

HEI Project No.: 6025-004:
BCWRD Account No. 937 – Special Assessment District Project
Project Name: Sunny View Flood Control

Billing Period: *November 26, 2012 through December 23, 2012*

Professional engineering services related to the reconfiguration of the Sunny View Flood Control Project, including, but not limited to the following:

- Continued updates for HEC-1 hydrology model based on the following system changes
 - Regraded channel through Richter parcel – impact assessment table
 - Evaluated overflows on 84th Avenue east of 26th Street
 - Evaluated overflows on 26th Street South of 84th Avenue
- Revisions to Preliminary Engineering Report – Initial Draft
- Development of Opinion of Probable Cost
- Meeting with County Engineer

A general distribution of the costs is provided in the following breakdown.

<u>Budget</u>	<u>\$ 15,000.00</u>
Invoice #0012634	\$ 2,647.00
Invoice #0013591	\$ 3,568.12
<u>This Invoice</u>	<u>\$ 1,235.00</u>
Balance	\$ 7,549.88

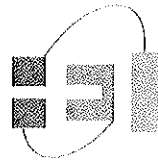
Comments:

- Updated project design evaluation report being updated to address specific resident concerns.
 - Farmstead Owner
 - Resident north of 84th Avenue and West of 26th Street
 - Landowner south of 84th – Richter
- Final report updates remain to be completed
- Next step is to address results with impacted residents to assure ROW
- Scheduling of Public Hearing in 2013

See accompanying invoice and cost summary for personnel cost breakdown.

Fargo Corporate Office 701.237.5065 701.237.5101

1401 21st Avenue North | Fargo ND 58102



Houston Engineering Inc.

Burleigh County Water Resource District
221 5th Street North
Bismarck, ND 58501

December 31, 2012
Invoice No: 0013896

Project R106025-006 Fox Island Flood Control

BCWRD Account No.:937 - Special Assessment Projects

See attached Project Status Report and Invoice Description.

Professional Services from November 26, 2012 to December 23, 2012

Phase 003 Surface Water Easements and Drainage Restoration

Professional Personnel

	Hours	Rate	Amount	
Graduate Engineer	6.25	80.00	500.00	
Totals	6.25		500.00	
Total Labor				500.00
		Total this Phase		\$500.00

Phase 005 Alternative Protection/Mitigation Measures

Professional Personnel

	Hours	Rate	Amount	
Senior Project Manager	1.50	135.00	202.50	
Project Manager	20.50	124.00	2,542.00	
Graduate Engineer	7.25	80.00	580.00	
GIS Technician II	2.25	70.00	157.50	
Totals	31.50		3,482.00	
Total Labor				3,482.00
		Total this Phase		\$3,482.00

Phase 006 Special Assessment Project Evaluation Memorandum

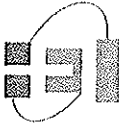
Professional Personnel

	Hours	Rate	Amount	
Senior Project Manager	9.00	135.00	1,215.00	
Project Manager	3.00	124.00	372.00	
Graduate Engineer	4.00	80.00	320.00	
Totals	16.00		1,907.00	
Total Labor				1,907.00
		Total this Phase		\$1,907.00
		Total this Invoice		\$5,889.00

Terms: Due within 30 days of invoice date.

Past due balances may be subject to a finance charge of 1% per month. Other terms may apply per contract.

Bismarck ☎ 701.323.0200 ☎ 701.323.0300 Minot ☎ 701.852.7931 ☎ 701.858.5655
Maple Grove ☎ 763.493.4522 ☎ 763.493.5572 Thief River Falls ☎ 218.681.2951 ☎ 218.681.2987



HoustonEngineering Inc.

Project Status and Invoice Description

3712 Lockport Street
Bismarck, ND 58503
Phone: 701-323-0200
Fax: 701-323-0300

HEI Project No.:	R106025-006
BCWRD Account No.	937 – Special Assessment Projects
Project Name:	Fox Island Flood Control

Billing Period: *November 26, 2012 through December 23, 2012*

Professional engineering services related to the activities associated with the petition of the Fox Island residents and expansion to the Harbor Drive area north of Mills Avenue to complete a preliminary engineering feasibility study related to flood control and protection from the Missouri River. Project scope has expanded due to changes in protection area and alternative selection.

Tasks Completed:

- Continued communications with residents regarding project development
 - Contacts with Harbor Drive and Fox Island areas
- Receipt of Harbor Drive petition – request for a project
- Continued evaluation of Roadway/Levee Alternative
 - Options for Internal Drainage Alternative – Southern Outlet
 - Plan and profile, southern outfall – drainage easement documented
 - Evaluated ROW and Roadway Section Alternatives
 - Review tie points for levee construction
 - Review quantities prior to projecting new costs
- Continued updates on draft report – January 2013

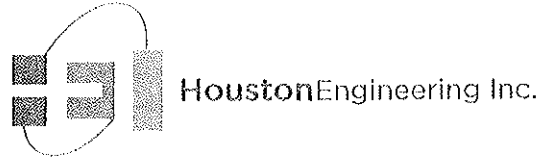
Comments and Issues

- The budget has been exceeded as project development, additional alternative reviews, and extended communications with numerous landowners has resulted in additional complexities related to project development and alternative review.
- The Harbor Drive Project north of Mills Avenue petition was received from some residents. The actual scope of the project requested remains to be determined. Recommendation to separate out past costs for north and south projects as part of continued development.
- Meeting with County Engineer on internal drainage and proposed township roadway work. Discussion also related to cost separation and distribution to the County, Township or Assessment district. The final distribution remains to be refined based on final Opinion of Probable Cost.
- The scope of work at this stage is in a state of flux, therefore we are unable to establish a focused budget to complete the next stages of project development. Work will continue on a time and materials basis until there is a clearer direction on the alternatives to be reviewed.

See accompanying invoice for personnel cost breakdown.

Fargo Corporate Office 701.237.5065 701.237.5101

1401 21st Avenue North | Fargo ND 58102



Burleigh County Water Resource District
221 5th Street North
Bismarck, ND 58501

December 31, 2012
Invoice No: 0013897

Project R116025-011 Hogue Island Flood Control

BCWRD Account No.: 910 - Shared Projects

See attached Project Status Report and Invoice Description.

Professional Services from November 26, 2012 to December 23, 2012

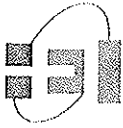
Phase	001	Surveying			
Professional Personnel					
			Hours	Rate	Amount
Graduate Engineer			1.00	80.00	80.00
Land Surveyor			1.00	93.00	93.00
	Totals		2.00		173.00
	Total Labor				173.00
				Total this Phase	\$173.00

Phase	005	Funding, Coordination, & Project Management			
Professional Personnel					
			Hours	Rate	Amount
Senior Project Manager			4.00	135.00	540.00
	Totals		4.00		540.00
	Total Labor				540.00
				Total this Phase	\$540.00
				Total this Invoice	\$713.00

Terms: Due within 30 days of invoice date.

Past due balances may be subject to a finance charge of 1% per month. Other terms may apply per contract.

Bismarck	701.323.0200	701.323.0300	Minot	701.852.7931	701.858.5655
Maple Grove	765.493.4522	763.493.5572	Thief River Falls	218.681.2951	218.681.2987



HoustonEngineering Inc.

Project Status and Invoice Description

3712 Lockport Street
Bismarck, ND 58503
Phone: 701-323-0200
Fax: 701-323-0300

HEI Project No.:	6025-011 : BCWRD General Services
BCWRD Account No.	910 - Shared Projects
Project Name:	Hogue Island Flood Control

Billing Period: *November 26, 2012 through December 23, 2012*

Professional engineering and surveying services related to the development of a flood control project for the north end of Hogue Island, including time associated with, but not limited to the following:

Tasks Completed

- Contacts with landowners regarding project alternatives
- Lot Certificates for Acquisition - Completed
- Acquisition funding questions and responses
- Attempting to set up meeting for north island residents on the river
- Review and comment on Final Draft of Purchase Agreement
- Environmental Issues with Property Purchases

Comments and Issues

- Septic, Wells, Water and Utilities to be address during property removal or demolition
- Determination of cost for alternative alignments remains to be completed
- Next steps following acquisition process being defined
- Public Informational Meeting to be held in January 2013

See accompanying invoice for personnel cost breakdown.