

**ELEPHANT BUTTE IRRIGATION DISTRICT
BOARD OF DIRECTORS MEETING
May 30, 2006**

The Board of Directors of the Elephant Butte Irrigation District met on Tuesday, May 30, 2006. The meeting was called to order by President James Salopek on a motion by Joe Nelson, seconded by Robert Sloan. Jerry Franzoy, Ramon Alvarez, Bill Gary, and Tom Simpson were absent.

Roll Call

EBID Staff present were Gary Esslinger, Treasurer-Manager; Henry Magallanez, Engineer.

Also present were Steve Hernandez and Steve Hubert, Hubert & Hernandez, P.A and Phil King, Engineering Consultant.

Willie Koenig motioned and Robert Sloan seconded to go into closed session to discuss legal matters, namely the stream adjudication. Motion carried. Pursuant to Section 10-15-1-h, NMSA of the New Mexico Open Meetings Act, the following topics shall be discussed in closed session:

Closed/

Open Session

CONFIDENTIAL SETTLEMENT COMMUNICATION, RULE 11-408 NMRA 2006 State v. EBID et al., No. CV-96-888 And in Anticipation of Litigation of EBID/Salopek 6U Farms, Inc.'s Motion to Set Aside State Engineer's Metering Order, dated 2/20/2006

Willie Koenig motioned and Joe Nelson seconded to return to open session. Motion carried by roll call vote with all members present agreeing to the motion to return to open session. During closed session the above-noted topics were discussed. Members from the Office of the State Engineer were present.

There being no further business, Joe Nelson motioned and Robert Faubion seconded to adjourn the meeting. Motion carried.

Adjourn

JAMES SALOPEK, President

BOBBY SLOAN, Secretary