

MINUTES OF THE ANNUAL WATERUSERS MEETING OF REYNOLDS CREEK DIST. 57R

Chairman Richard Brandau call the meeting to order on Tuesday March 6, 2007 at 1:55 PM in Courtroom 2, Murphy, Idaho.

Those attending the meeting were Tom Hook, Lou Sanchez, Kay Walker from IDWR, Brad Huff, LaVar Young, Tony Richards for ZX Ranch, Inez and Elias Jaca, Richard and Connie Brandau, and Jason Muller.

Richard called for the election of Chairman. Tom Hook nominated Richard Brandau, seconded by LaVar Young. LaVar made a motion that nomination cease, seconded by Tom. Motion carried.

Richard called for the election of Secretary. LaVar nominated Jerry Hoagland, seconded by Tom. Discussion: Jerry is not present today because he is in Washington DC. He has information for the district on computer now and it was Brad Huffs opinion that Jerry would still be willing to continue as secretary for 57R. Tom Hook made motion that nominations cease, seconded by Elias Jaca. Motion carried.

Chairman called for the reading of the minutes of 2006 and for corrections. There were no corrections. Tom made a motion to approve the minutes as read, seconded by Elias. Motion carried.

Treasurers report for 2006 was submitted and read by Connie Brandau, Tresurer. The Chairman, responding to a question about administrative costs directed the question to Connie for explanation. Connie explained that since the water district now collects and holds its own funds it is also responsible for administrative expenses that were previously absorbed by the county, ei: workmans comp insurance, office supplies, hourly wages and employer matching payroll taxes that occur outside of the watermasters costs. The administrative costs fee charged to the patrons of Dist 57R help keep the budget in balance rather than continually depleting it. Elias made a motion to approve the treasurers report as submitted, seconded by Tom

Tom Hook made a motion to reappoint Connie Brandau as treasurer for 2007 at the same rate of \$12 per hour plus reimbursement for associated office expenses, seconded by Elias. Motion carried.

Tom Hook made a motion to pay the treasueres bill for 2006 services in the amount of \$142.08. Tony Richards seconded. Motion carried.

Chairman called for election of a watermaster for the year of 2007. Tom Hook nominated Connie Brandau. Discussed rate of pay. Decided that the same rate as last year (\$70 per day and \$.40 per mile) would be acceptable. Tom made a motion that nominations cease, seconded by Elias. Motion carried.

Chairman asked to set the districts budget for 2007. The budget was set at \$5,000. Discussion about how to prorate budgeted amounts for those patrons who have sold property and need to divide water rights. Deferred to Kay Walker, IDWR for expert advice. It was dicussed and opinion is that the budgeted amount should be prorated by CFS tranferred to new owner. She stated that new owners need to file a NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP with IDWR. IDWR should then notify the district secretary for purposes of notification, assessments, billings and water distribution. Those district patrons who were identified as having sold property to date are:

Tom Hook sold the old Benson place in part to Kastera and in part to Kevin Smith

Dan Muller sold to Kevin Smith

Jerry Muller sold in part to Ron Rush and Dave Hock and kept part

Sam Pitman sold part to Lou Sanchez (who has filed a notice of change of ownership with IDWR), John Mortenson, and Dalice Chester and kept part without a water right

William Tincher sold to LaVar Young who has since subdivided the property

Mike Henderson sold to Richard Brandau (who has filed a notice of change of ownership with IDWR) and Brandau has since sold a 40 acre portion with 4.9 irrigated acres to Gary Penny

Heart Diamond Corp. sold in part to LaVar Young and the status of the ownership of the 57R water rights need to be determined

Tony Richards requested that the ZX Ranch Upper rights water bill be sent to him. LaVar Young requested that the Kastera bill be sent to him for payment. Jason Muller requested that the Rush and Hock water bills be sent to Gerald Muller for payment this year.

A motion was made by LaVar Young and seconded by Tony Richards to adopt Resolutions pertaining to the time and manner of collecting the budget, and the approval of measuring devices and to print those Resolutions on billing statements. Motion passed.

BE IT RESOLVED: That no ditch, canal company, or other wateruser shall have the right to demand and receive any water, and the watermaster shall not deliver to such person, until the amount due and payable from such user, as fixed by the budget, has been paid.

BE IT RESOLVED: That no water will be delivered to any wateruser until an approved measuring device is in place of each diversion.

Elias Jaca made a motion to appoint Tom Hook and LaVar Young as the advisory committee. Discussion on purpose and need for such committee. Motion carried unanimously.

Under old business: Connie stated that she had not been provided with the form to file with IDWR which states that she had not been called by district users to make deliveries during the 2006 irrigation season.

Under new business: Kay Walker will have IDWR fax over the above referred form and also the Petition for Watermaster's Services form for the year 2007 for signatures today. She will also work toward getting an updated 57R water users list for the district. She will provide the district with information concerning lateral ditch users and the laws pertaining to payment and/or delivery of water to the lateral and/or its users. Elias Jaca asked for a copy of that information to be provided to him.

Discussion took place about the RID lateral pertaining to livestock movement across it. The ditch was cleaned and deepened last year which made it nearly impossible for livestock to cross while trailing to open range. LaVar stated that the Reynolds Irrigation District had access to (or had acquired or could make available) some cement tile/culvert 8 feet long by 36 inches in diameter for about \$50 each that could be put in the ditch for a livestock crossing.

Elias Jaca moved to set the next meeting on the first Tuesday in March 2008, at 1:30 PM in the Owyhee County Courthouse in Murphy, Idaho. Tony Richards seconded. Motion passed.

Chairman adjourned the meeting.

Connie Brandau acting for
Jerry Hoagland. Secretary


Richard Brandau, Chairman