### COLEMAN, RITCHIE & ROBERTSON

ATTORNEYS AT LAW 156 SECOND AVE. WEST P.O. BOX 525 TWIN FALLS, IDAHO 83303-0525

JOHN R. COLEMAN JOHN S. RITCHIE THOMAS M. ROBERTSON TELEPHONE (208) 734-1224

FAX (208) 734-3983

March 14, 1995

James Stanton Idaho Department of Water Resources 222 Shoshone Street East Twin Falls, ID 83301 RECEIVED

MAR 1 5 1995

Department of Water Resources
Southern Region

Re: Water District 47-C

Dear Jim:

With regard to Water District 47-C, I am enclosing for your files a signed copy of the Adopted Budget for the 1995 irrigation season, together with a copy of the minutes of the annual meeting wherein Jack Eastman was elected watermaster to serve through March 15, 1995.

Executed copies of the Adopted Budget have been sent to the Auditors in Twin Falls and Owyhee Counties. Also, an executed copy of the Budget and a copy of the minutes of the meeting have been sent directly to the Idaho State Department of Water Resources in Boise, Idaho.

If you have any questions concerning any of these matters, please feel free to contact me.

Sincerely yours,

JOHN R. COLEMAN

JRC\jlk Encls. (An executed copy of this form must be made and filed with the State Department of Water Resources, Boise, Idaho, and with the County Auditor of Each designated county.)

#### ADOPTED BUDGET AND RESOLUTIONS

PERTAINING TO THE COLLECTION THEREOF

FOR 1995

RECEIVED

MAR 1 5 1995

WATER DISTRICT NO. 47-C

Department of Water Resources
Southern Region

|         |              |                          | Southern Region     |
|---------|--------------|--------------------------|---------------------|
| STREAM  | Cedar, Hous  | e, Devil and Deadwood Cr | eeks                |
| COUNTY  | Twin Falls   | and Owyhee               |                     |
| NAME OF | SECRETARY    | John R. Coleman          |                     |
| ADDRESS | OF SECRETARY | P. O. Box 525, Twin Fall | s, Idaho 83303-0525 |

Sections 42-613 and 42-617, Idaho Code Annotated, provide:

"46-613. Said budget when approved shall be filed with the Secretary of said meeting and thereupon he shall immediately prepare and file a certified copy thereof with the Director Department of Water Resources and a certified copy with the county auditor of such county or counties designated at said water users' meeting. If more than one county is designated then said budget shall show the amount to be collected in each county and the water users from which each county shall make collection.\*\*\*"

"42-617. \*\*\* All resolutions adopted under the provisions of this section shall be filed with the secretary of said meeting and thereupon he shall immediately prepare and file a certified copy thereof with the Director Department of Water Resources and a certified copy with the county auditor of such county or counties as designated at said water users' meeting.\*\*\*.

Twin Falls, Idaho, March 6, 1995

I HEREBY CERTIFY That the within is a true and correct copy of the budget as adopted at the annual water Users' Meeting of Water District No. 47-C, held at Twin Falls, Idaho, on the 6th day of March, 1995, and all resolutions adopted at said meeting pertaining to the time and the manner of collecting the amounts provided for in the said budget.

JOHN R. COLEMAN

Secretary, Water District No. 47-C

### RECEIVED

### BUDGET ADOPTED AT THE ANNUAL MEETING

OF THE WATER USERS

MAR 1 5 1995

WATER DISTRICT NO. 47-C

Department of Water Resources Southern Region

|   |   | _                      |
|---|---|------------------------|
| Estimated Amount for Watermaster's  | s Salary  | \$ 3,600.00            |
| Watermaster's Gasoline Expense  |   | 1,200.00               |
| Secretary's Salary  |   | 500.00                 |
| Estimated Amount for Other Expense  | es  | 500.00                 |
| TOTAL ESTIMATED EXPENSES FOR  | 1995  | \$5,800.00             |
| Individual, Ditch or Canal<br>Company, assessed   | Address   | Amount<br>of<br>Budget |
| TWIN FALLS COUNTY:  |   |                        |
| Devil Creek Ranch, Inc.   | c/o Rolland Patrick<br>Rogerson, ID 83302                       |                        |
| Devil Creek Right<br>House Creek Right  | Rogerson, ID 63302  | 564.21<br>78.12        |
| Maurice Guerry  | Route 2, Box 103<br>Buhl, ID 83316                              | 183.15                 |
| Swan Land & Livestock   | c/o William Swan<br>Rogerson, ID 83302                          | 781.26                 |
| Gerald Tews   | 2473 East 4100 North<br>Filer, ID 83328                         | 159.45                 |
| Cedar Canal Company   | 1055 Redbud Drive<br>Redding, CA 96001                          | 966.02                 |
| Cedar Mesa Reservoir & Canal<br>Company   | 1055 Redbud Drive<br>Redding, CA 96001                          | 2549.33                |
| Salmon Falls Sheep Company  | Route 1, Box 741<br>Hagerman, ID 83332                          | 182.52                 |
| TOTAL BUDGET TWIN FALLS COUN  | VTY   | 5464.06                |
| The sums to be collected from each table, which table allows for 199 water user is entitled, and charge from him for the same or prior year | 94 and prior years credit to v<br>ges the water user for any de | which the              |
| Devil Creek Ranch, Inc.   |   |                        |

1995 budget

1995 budget

1995 budget

Plus 1994 deficit

Less 1994 credit

Less 1994 credit

564.21

79.31

78.12

40.88

183.15

98.44

643.52

37.24

84.71

Devil Creek Right

House Creek Right

Maurice Guerry

| · · · · · · · · · · · · · · · · · · ·     |  | · · · · · · · · · · · · · · · · · · ·   |
|---|--|---|
| 1995 budget<br>Less 1994 credit           | 781.26<br>257.48   | 523.78  |
| 1995 budget<br>Plus 1994 deficit          | 159.45<br>2.36   | 161.81  |
| 1995 budget<br>Less 1994 credit           | 966.02<br>294.53   | 671.49  |
| 1995 budget<br>Plus 1994 deficit          | 2549.33<br>710.88  | 3260.21   |
| 1995 budget<br>Less 1994 credit           | 182.52<br>22.92  | 159.60  |
| COUNTY                                    |  | 5542.36   |
|   |  |   |
| c/o Rolland Patrick<br>Rogerson, ID 83302 |  |   |
|   |  | 168.53<br>49.74   |
| c/o William Swan<br>Rogerson, ID 83302    |  | 79.21   |
| Rogerson, ID 83302                        |  | 38.48   |
|   |  | 335.96  |
| 4 and prior years cr                      | edit to v  | which the   |
|   |  |   |
| Less 1994 credit                          | 24.75  | 143.78  |
| Plus 1994 deficit                         | 11.02  | 60.76   |
| 1995 budget<br>Less 1994 credit           | 79.21<br>30.03   | 49.18   |
| 1995 budget<br>Less 1994 credit           | 38.48<br>34.01   | 4.47  |
| COUNTY                                    |  | 258.19  |
|   |  |   |
|   |  |   |
|   |  |   |
|   |  |   |
|   |  |   |
|   |  |   |
|   | Less 1994 credit  1995 budget Plus 1994 deficit  1995 budget Less 1994 credit  1995 budget Plus 1994 deficit  1995 budget Less 1994 credit  COUNTY   C/O Rolland Patrick Rogerson, ID 83302  C/O William Swan Rogerson, ID 83302  Rogerson, ID 83302  Rogerson, ID 83302  Rogerson, ID 83302  1995 budget Less 1994 credit 1995 budget Plus 1994 deficit  1995 budget Less 1994 credit | Less 1994 credit   257.48     1995 budget   159.45     1995 budget   966.02     Less 1994 credit   294.53     1995 budget   2549.33     1995 budget   710.88     1995 budget   182.52     Less 1994 credit   22.92     COUNTY |

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## RESOLUTIONS PERTAINING TO THE TIME AND MANNER OF COLLECTING THE BUDGET AS ADOPTED AT THE ANNUAL MEETING OF THE WATER USERS OF

### WATER DISTRICT NO. 47-C

"It being desirable that a date different than that fixed by statutes, i.e., June 1, be fixed as the final date upon which the amount payable from each water user as shown by the adopted budget shall be due; and that the water payments be made prior to delivery of any water,

"NOW, THEREFORE, BE IT RESOLVED that the amounts payable by each water user as shown by the adopted budget, shall become due and payable on May 1, 1995, and said amounts if not so paid shall bear interest at the rate of 8% per annum.

"BE IT FURTHER RESOLVED that no water be delivered by the Watermaster of this District to any water user until such time as the assessments for such water user are paid in full."

MINUTES OF THE ANNUAL MEETING OF WATER DISTRICT 47-C

Twin Falls, Idaho

March 6, 1995

The annual meeting of the water users of Water District 47-C was held on March 6, 1995, at the office of Coleman, Ritchie & Robertson, 156 2nd Avenue West, Twin Falls, Idaho.

John R. Coleman was unanimously elected Secretary of the Water District and Chairman of the meeting.

The following persons were present:

| Lloyd Davis        | Larry Heil      |
|--------------------|-----------------|
| Randall Brewer     | Preston Davis   |
| Gerald Tews        | Jack Eastman    |
| George Swan        | Scott Tverdy    |
| Leonard Olmstead   | John A. Bryant  |
| Richard Rodgers    | John R. Coleman |
| Frank Rodgers, Jr. |                 |

Minutes of the annual meeting held March 7, 1994, were read and on motion by Mr. Swan, seconded by Mr. Heil, were approved as written.

Mr. Coleman explained to those present that the Statutes of the State of Idaho provided that the voting rights at the water district meetings are to be based upon the average assessment against each water user in the district for the five preceding years. Based on this statute the voting rights for the water district for the 1995 annual meeting are as follows:

Twin Falls County Voting Rights:

| Devil Creek Ranch, Inc.<br>Devil Creek Right<br>House Creek Right<br>Maurice Guerry | 496.628<br>89.244<br>217.164 | De   |          |                |
|---|------------------------------|--|----------|----------------|
| Swan Land & Livestock   | 809.094                      | pa   |          | 20             |
| Gerald Tews   | 132.382                      | <u>,,</u> , ₹                                    |          | M              |
| Cedar Canal Company   | 1,381.752                    | Some   | <b>3</b> |                |
| Cedar Mesa Reservoir & Canal Company  | 1,746.788                    | 돌 <sup>주</sup>                                   | MAR      | $\bigcirc$     |
| Salmon Falls Sheep Co.  | 192.240                      | eri v  |          | $\bigcap$      |
|   |                              | า B<br>H   | വ        | <u> </u>       |
| Twin Falls County Total   | 5,067.292                    | eg   |          | $\blacksquare$ |
|   |                              | Department of Water Resources<br>Southern Region | 1995     | -              |
| Owyhee County Voting Rights:  |                              | SO   | ٠.       |                |
|   |                              | ar<br>Z  |          |                |
| Devil Creek Ranch, Inc.   |                              | es   |          |                |
| Dead Wood Creek Right   | 198.170                      |  |          |                |
| Devil Creek Right   | 59.566                       |  |          |                |
| Swan Land & Livestock   | 129.250                      |  |          |                |
| William Drown   | 70.840                       |  |          |                |
|   |                              |  |          |                |
| Owyhee County Total   | 457.826                      |  |          |                |
| Total for both counties   | 5,525.118                    |  |          |                |

It was determined that the following water users with their voting rights were present at the meeting:

2

| Devil Creek Ranch, Inc.<br>Swan Land & Livestock<br>Cedar Mesa Reservoir & | 843.608<br>938.344                |
|--|-----------------------------------|
| Canal Company<br>Cedar Canal Company<br>Gerald Tews                        | 1,746.788<br>1,381.752<br>134.382 |
| Total rights present for voting purposes                                   | 5,0448.74                         |

The chairman of the meeting reported that the Watermaster's Report for 1994 showed the following deliveries of water in 24-hour second feet, with the following deficits or credits for the costs in delivery based upon the 1994 adopted budget:

|  | 24-hour sec. ft.<br>deliveries | Credit or<br>Deficit |
|--|--------------------------------|----------------------|
| TWIN FALLS COUNTY:                         |                                |                      |
| Devil Creek Ranch,                         |                                |                      |
| Devil Creek Right                          | ·                              | 79.31 Def            |
| House Creek Right                          |                                | 40.88 Cr             |
| Maurice Guerry                             | 602.08                         | 98.44 Cr             |
| Swan Land & Livesto                        | 2,300121                       | 257.48 Cr            |
| Gerald Tews                                | 524.16                         | 2.36 Def             |
| Cedar Canal Company<br>Cedar Mesa Reservoi | r                              | 294.53 Cr            |
| and Canal Compan                           |                                | 710.88 Def           |
| Salmon Falls Sheep                         | Co. 600.00                     | 22.92 Cr             |
| Total Twin Falls County                    | deliveries 17,962.04           |                      |
| OWYHEE COUNTY:                             |                                |                      |
| Devil Creek Ranch,                         | Inc.                           |                      |
| Deadwood Creek Ric                         | ght 554.00                     | 24.75 Cr             |
| Devil Creek Right                          | 163.50                         | 11.02 Def            |
| Swan Land & Liveston                       |                                | 30.03 Cr             |
| William Drown                              | 126.48                         | 34.01 Cr             |
| Total Owyhee County deals                  | veries 1,104.38                |                      |
| Total deliveries 1994                      |                                |                      |
| Twin Falls County                          | 17,962.04                      |                      |
| Owyhee County                              | 1,104,38                       |                      |
| Total                                      | 19,066.42                      |                      |
| Costs 1994:                                |                                |                      |
|  | 5,605.00                       |                      |

Cost per 24 hour second feet \$.2266.

The next matter of business was the discussion of a budget for 1995. Discussion followed concerning the number of trips which Mr. Eastman is required to make to the upper watershed during the non-irrigation season. He reported that he had made a number of trips, that he had not charges the District for the extra trips as authorized by the 1994 budget, and that the most recent trip which he made was last week to gather information in preparation for the annual meeting. Mr. Eastman was asked if he would be satisfied if the watermaster's gasoline expense allowance was increased from \$1,005.00 to \$1,200.00 and the salary remain the same. He agreed that this would be satisfactory with him. Motion was made by Mr. Rodgers, seconded by Mr. Swan, that the budget for 1995 in the amount of \$5,800.00 be adopted to cover expenses as follows:

| Watermaster's salary                    | \$3,600.00 |
|---|------------|
| Watermaster's gasoline expense          | 1,200.00   |
| Miscellaneous expense & Social Security | 500.00     |
| Secretary's salary                      | 500.00     |

The Chairman announced that the next matter of business was the election of a watermaster, whereupon Jack Eastman was nominated by Mr. Bryant, and seconded by Mr. Swan for Mr. Eastman to serve as watermaster through March 15, 1996. No further nominations were made. Upon roll-call vote, Mr. Eastman was unanimously elected Watermaster for the District for the period through March 15, 1996.

In connection with the matter of the payment of assessments, the following motion was made by Mr. Bryant and seconded by Mr. Swan, and adopted by unanimous vote:

"It being desirable that a date different than that fixed by statutes, i.e., June 1, be fixed as the final date upon which the amount payable from each water user as shown by the adopted budget shall be due; and that the water payments be made prior to delivery of any water,

NOW, THEREFORE, BE IT RESOLVED that the amounts payable by each water user as shown by the adopted budget, shall become due and payable on May 1, 1995, and said amounts if not so paid shall bear interest at the rate of 8% per annum.

BE IT FURTHER RESOLVED that no water be delivered by the Watermaster of this District to any water user until such time as the assessments for such water user are paid in full."

The chairman announced that the next matter of business was the election of an advisory board to serve for the 1995 irrigation season. Upon motion duly made and seconded, the following persons were nominated and elected as the advisory committee for the water district for the irrigation season of

Preston Davis Scott Tverdy George Swan

Discussion followed concerning the Order issued by the Department of Water Resources to the upper watershed users to have measuring devices and diversion devices in place by the beginning of the 1995 irrigation season. Mr. Coleman reported to the meeting that the matter had been discussed at the Cedar Mesa Reservoir and Canal Company meeting and the meeting of the Cedar Canal Company, both of which meetings were neld earlier in the day, and that the proposal by Mr. Swan that studies be made during the irrigation season to determine the extent and type of measuring devices which will meet the requirements of the Department and all parties and yet be within the economic means of the upper watershed users, be pursued during the 1995 irrigation season. Mr. Coleman reported to the meeting that both the Cedar Mesa Reservoir and Canal Company stockholders and directors and the Cedar Canal Company stockholders and directors had agreed to communicate this decision to the Department of Water Resources. Mr. Coleman agreed to convey this information to Mr. Luke at the Department of Water Resources and to report back to Mr. Swan on behalf of the watershed users.

There being no further business to come before the meeting, the same was adjourned.

John R. COLEMAN, Secretary

### COLEMAN, RITCHIE & ROBERTSON

ATTORNEYS AT LAW 156 SECOND AVE. WEST P.O. BOX 525 TWIN FALLS, IDAHO B3303-0525 MAR 1 6 1995

Department of Water Resources

JOHN R. COLEMAN JOHN S. RITCHIE THOMAS M. ROBERTSON

TELEPHONE (208) 734-1224

FAX (208) 734-3983

March 14, 1995

Department of Water Resources 1301 North Orchard Street Statehouse Mail Boise, ID 83720

REGETVED

MAR 22 1995

Department of Water Resources Southern Region Office

Re: Water District 47-C

Gentlemen:

Regarding to Water District 47-C, I am enclosing an executed copy of the Adopted Budget and Resolutions pertaining to the collection of the 1995 assessments for Water District 47-C. An executed copy of this form has also been filed with the County Auditor for Twin Falls County and the County Auditor for Owyhee County. I have also sent a copy of this Budget to Mr. James Stanton at the District Office of the Department of Water Resources in Twin Falls.

I am enclosing for your files a copy of the minutes of the annual meeting of this water district.

If you have any questions concerning any of these matters, please feel free to contact me.

Sincerely yours,

JOHN R. COLEMAN

JRC\jlk Encls. (An executed copy of this form must be made and filed with the State Department of Water Resources, Boise, Idaho, and with the County Auditor of Each designated county.)

# ADOPTED BUDGET AND RESOLUTIONS PERTAINING TO THE COLLECTION THEREOF



MAR 88 1995

FOR 1995

Department of Water flagources Southern Region Office

WATER DISTRICT NO. 47-C

| STREAM  | Cedar, House, Devil and Deadwood Creeks                  |
|---------|--|
| COUNTY  | Twin Falls and Owyhee                                    |
| NAME OF | SECRETARYJohn R. Coleman                                 |
| ADDRESS | OF SECRETARY P. O. Box 525, Twin Falls, Idaho 83303-0525 |

Sections 42-613 and 42-617, Idaho Code Annotated, provide:

"46-613. Said budget when approved shall be filed with the Secretary of said meeting and thereupon he shall immediately prepare and file a certified copy thereof with the Director Department of Water Resources and a certified copy with the county auditor of such county or counties designated at said water users' meeting. If more than one county is designated then said budget shall show the amount to be collected in each county and the water users from which each county shall make collection.\*\*\*"

"42-617. \*\*\* All resolutions adopted under the provisions of this section shall be filed with the secretary of said meeting and thereupon he shall immediately prepare and file a certified copy thereof with the Director Department of Water Resources and a certified copy with the county auditor of such county or counties as designated at said water users' meeting.\*\*\*.

Twin Falls, Idaho, March 6, 1995

I HEREBY CERTIFY That the within is a true and correct copy of the budget as adopted at the annual water Users' Meeting of Water District No. 47-C, held at Twin Falls, Idaho, on the 6th day of March, 1995, and all resolutions adopted at said meeting pertaining to the time and the manner of collecting the amounts provided for in the said budget.

JOHN R. COLEMAN

Secretary, Water District No. 47-C

### BUDGET ADOPTED AT THE ANNUAL MEETING

### OF THE WATER USERS

WATER DISTRICT NO. 47-C

MAR \$0 1705

Department of Victor Carources
Southern Region Office

| Estimated Amount for Watermaster's              | s Salary                                  | \$ 3,600.00            |
|---|---|------------------------|
| Watermaster's Gasoline Expense                  |   | 1,200.00               |
| Secretary's Salary                              |   | 500.00                 |
| Estimated Amount for Other Expense              | es  | 500.00                 |
| TOTAL ESTIMATED EXPENSES FOR                    | 1995                                      | \$5,800.00             |
| Individual, Ditch or Canal<br>Company, assessed | Address                                   | Amount<br>of<br>Budget |
| TWIN FALLS COUNTY:                              |   |                        |
| Devil Creek Ranch, Inc.                         | c/o Rolland Patrick<br>Rogerson, ID 83302 |                        |
| Devil Creek Right<br>House Creek Right          | negerson, 12 esser                        | 564.21<br>78.12        |
| Maurice Guerry                                  | Route 2, Box 103<br>Buhl, ID 83316        | 183.15                 |
| Swan Land & Livestock                           | c/o William Swan<br>Rogerson, ID 83302    | 781.26                 |
| Gerald Tews                                     | 2473 East 4100 North<br>Filer, ID 83328   | 159.45                 |
| Cedar Canal Company                             | 1055 Redbud Drive<br>Redding, CA 96001    | 966.02                 |
| Cedar Mesa Reservoir & Canal<br>Company         | 1055 Redbud Drive<br>Redding, CA 96001    | 2549.33                |
| Salmon Falls Sheep Company                      | Route 1, Box 741<br>Hagerman, ID 83332    | 182.52                 |
| TOTAL BUDGET TWIN FALLS COUN                    | TTY                                       | 5464.06                |
|   |   |                        |

The sums to be collected from each water user are shown on the following table, which table allows for 1994 and prior years credit to which the water user is entitled, and charges the water user for any deficit due from him for the same or prior years.

| Devil Creek Ranch, Inc. |                   |        |        |
|-------------------------|-------------------|--------|--------|
| Devil Creek Right       | 1995 budget       | 564.21 |        |
| 1                       | Plus 1994 deficit | 79.31  | 643.52 |
| House Creek Right       | 1995 budget       | 78.12  |        |
|                         | Less 1994 credit  | 40.88  | 37.24  |
| Maurice Guerry          | 1995 budget       | 183.15 |        |
|                         | Less 1994 credit  | 98.44  | 84.71  |

| Swan Land & Livestock   | 1995 budget<br>Less 1994 credit   | 781.26<br>257.48   | 1  |
|---|---|--|--|
| Gerald Tews   | 1995 budget<br>Plus 1994 deficit  | 159.45<br>2.36   | 161  |
| Cedar Canal Company   | 1995 budget<br>Less 1994 credit   | 966.02<br>294.53   | 671  |
| Cedar Mesa Reservoir & Canal C  | o. 1995 budget<br>Plus 1994 deficit   | 2549.33<br>710.88  | 3260   |
| Salmon Falls Sheep Company,<br>Inc.   | 1995 budget<br>Less 1994 credit   | 182.52<br>22.92  | 159  |
| TOTAL TO BE COLLECTED TWIN FAL  | LS COUNTY   |  | 5542   |
| OWYHEE COUNTY:  |   |  |  |
| Devil Creek Ranch, Inc.   | c/o Rolland Patrick<br>Rogerson, ID 83302   |  |  |
| Deadwood Creek Right<br>Devil Creek Right   |   |  | 168.<br>49.  |
| Swan Land & Livestock Co.   | c/o William Swan<br>Rogerson, ID 83302  |  | 79.  |
| William Drown   |   |  | -  |
| WIIIIAM DIOWN   | Rogerson, ID 83302  |  | 38.  |
| TOTAL BUDGET OWYHEE COUNTY  |   |  |  |
| TOTAL BUDGET OWYHEE COUNTY  The sums to be collected from each table, which table allows for the same or prior y  | ach water user are show<br>1994 and prior years c<br>arces the water user f   | redit to w   | 335.   |
| TOTAL BUDGET OWYHEE COUNTY  The sums to be collected from extable, which table allows for twater user is entitled, and charge from him for the same or prior y  Devil Creek Ranch, Inc.  Deadwood Creek Right   | ach water user are shown 1994 and prior years carces the water user fyears.  1995 budget Less 1994 credit   | redit to wor any def   | 335.<br>Tollowi<br>hich t<br>icit d  |
| TOTAL BUDGET OWYHEE COUNTY  The sums to be collected from extable, which table allows for a sater user is entitled, and chafrom him for the same or prior y  Devil Creek Ranch, Inc.  | ach water user are show<br>1994 and prior years c<br>arges the water user f<br>years.<br>1995 budget  | redit to worder any def                                      | 335. followithich thich thich dicit dicit.   |
| TOTAL BUDGET OWYHEE COUNTY  The sums to be collected from extable, which table allows for twater user is entitled, and charge from him for the same or prior y  Devil Creek Ranch, Inc.  Deadwood Creek Right   | ach water user are show<br>1994 and prior years c<br>arges the water user f<br>years.<br>1995 budget<br>Less 1994 credit<br>1995 budget   | redit to wor any def   | 335. following hich to dicit dicit.  143.  |
| TOTAL BUDGET OWYHEE COUNTY The sums to be collected from extable, which table allows for twater user is entitled, and chafrom him for the same or prior y  Devil Creek Ranch, Inc. Deadwood Creek Right  Devil Creek Right                                    | ach water user are show<br>1994 and prior years carces the water user f<br>years.  1995 budget Less 1994 credit 1995 budget Plus 1994 deficit   | 168.53<br>24.75<br>49.74<br>11.02                            | 335. following hich to icit dicit dicit.  143. 60.   |
| TOTAL BUDGET OWYHEE COUNTY The sums to be collected from extable, which table allows for twater user is entitled, and chafrom him for the same or prior y  Devil Creek Ranch, Inc. Deadwood Creek Right  Devil Creek Right  Swan land & Livestock             | ach water user are shown 1954 and prior years carces the water user farears.  1995 budget Less 1994 credit 1995 budget Plus 1994 deficit 1995 budget Less 1994 credit 1995 budget Less 1994 credit 1995 budget Less 1994 credit | 168.53<br>24.75<br>49.74<br>11.02<br>79.21<br>30.03<br>38.48 | 335. following hich to dicit d |
| TOTAL BUDGET OWYHEE COUNTY The sums to be collected from extable, which table allows for a water user is entitled, and chafrom him for the same or prior y Devil Creek Ranch, Inc. Deadwood Creek Right Devil Creek Right Swan land & Livestock William Drown | ach water user are shown 1954 and prior years carces the water user farears.  1995 budget Less 1994 credit 1995 budget Plus 1994 deficit 1995 budget Less 1994 credit 1995 budget Less 1994 credit 1995 budget Less 1994 credit | 168.53<br>24.75<br>49.74<br>11.02<br>79.21<br>30.03<br>38.48 | 335. following hich to dicit d |
| TOTAL BUDGET OWYHEE COUNTY The sums to be collected from extable, which table allows for a water user is entitled, and chafrom him for the same or prior y Devil Creek Ranch, Inc. Deadwood Creek Right Devil Creek Right Swan land & Livestock William Drown | ach water user are shown 1954 and prior years carces the water user farears.  1995 budget Less 1994 credit 1995 budget Plus 1994 deficit 1995 budget Less 1994 credit 1995 budget Less 1994 credit 1995 budget Less 1994 credit | 168.53<br>24.75<br>49.74<br>11.02<br>79.21<br>30.03<br>38.48 | 335. following hich to dicit dicit dicit dicit.  143. 60. 49.  |
| TOTAL BUDGET OWYHEE COUNTY The sums to be collected from extable, which table allows for a water user is entitled, and chafrom him for the same or prior y Devil Creek Ranch, Inc. Deadwood Creek Right Devil Creek Right Swan land & Livestock William Drown | ach water user are shown 1954 and prior years carces the water user farears.  1995 budget Less 1994 credit 1995 budget Plus 1994 deficit 1995 budget Less 1994 credit 1995 budget Less 1994 credit 1995 budget Less 1994 credit | 168.53<br>24.75<br>49.74<br>11.02<br>79.21<br>30.03<br>38.48 | 335. following hich to dicit dicit dicit dicit.  143. 60. 49.  |
| TOTAL BUDGET OWYHEE COUNTY The sums to be collected from extable, which table allows for a water user is entitled, and chafrom him for the same or prior y Devil Creek Ranch, Inc. Deadwood Creek Right Devil Creek Right Swan land & Livestock William Drown | ach water user are shown 1954 and prior years carces the water user farears.  1995 budget Less 1994 credit 1995 budget Plus 1994 deficit 1995 budget Less 1994 credit 1995 budget Less 1994 credit 1995 budget Less 1994 credit | 168.53<br>24.75<br>49.74<br>11.02<br>79.21<br>30.03<br>38.48 | hich t   |

## RESOLUTIONS PERTAINING TO THE TIME AND MANNER OF COLLECTING THE BUDGET AS ADOPTED AT THE ANNUAL MEETING OF THE WATER USERS OF

### WATER DISTRICT NO. 47-C

"It being desirable that a date different than that fixed by statutes, i.e., June 1, be fixed as the final date upon which the amount payable from each water user as shown by the adopted budget shall be due; and that the water payments be made prior to delivery of any water,

"NOW, THEREFORE, BE IT RESOLVED that the amounts payable by each water user as shown by the adopted budget, shall become due and payable on May 1, 1995, and said amounts if not so paid shall bear interest at the rate of 8% per annum.

"BE IT FURTHER RESOLVED that no water be delivered by the Watermaster of this District to any water user until such time as the assessments for such water user are paid in full."

MINUTES OF THE ANNUAL MEETING OF WATER DISTRICT 47-C

Twin Falls, Idaho

March 6, 1995

The annual meeting of the water users of Water District 47-C was held on March 6, 1995, at the office of Coleman, Ritchie & Robertson, 156 2nd Avenue West, Twin Falls, Idaho.

John R. Coleman was unanimously elected Secretary of the Water District and Chairman of the meeting.

The following persons were present:

Lloyd Davis Randall Brewer Gerald Tews George Swan Leonard Olmstead Richard Rodgers Frank Rodgers, Jr.

Larry Heil Preston Davis Jack Eastman Scott Tverdy John A. Bryant John R. Coleman

Minutes of the annual meeting held March 7, 1994, were read and on motion by Mr. Swan, seconded by Mr. Heil, were approved as written.

Mr. Coleman explained to those present that the Statutes of the State of Idaho provided that the voting rights at the water district meetings are to be based upon the average assessment against each water user in the district for the five preceding Based on this statute the voting rights for the water district for the 1995 annual meeting are as follows:

Twin Falls County Voting Rights:

| House Creek Right 89.244  |
|---|
| Maurice Guerry 217.164<br>Swan Land & Livestock 809.094 MAR 원리 132.382  |
| Gerald Tews Cedar Canal Company Cedar Mesa Reservoir & Canal Company Salmon Falls Sheep Co.  132.382 1,381.752 Department of Water Natural Company 1,746.788 Southern Region Office 192.240 |
| Twin Falls County Total 5,067.292   |
| Owyhee County Voting Rights:  |

| Devil Creek Ranch, Inc. |           |
|-------------------------|-----------|
| Dead Wood Creek Right   | 198.170   |
| Devil Creek Right       | 59.566    |
| Swan Land & Livestock   | 129.250   |
| William Drown           | 70.840    |
| Owyhee County Total     | 457.826   |
| Total for both counties | 5,525.118 |

It was determined that the following water users with their voting rights were present at the meeting:

| Devil Creek Ranch, Inc.<br>Swan Land & Livestock | 843.608<br>938.344 |
|--|--------------------|
| Cedar Mesa Reservoir &                           |                    |
| Canal Company                                    | 1,746.788          |
| Cedar Canal Company                              | 1,381.752          |
| Gerald Tews                                      | 134.382            |
| Total rights present for                         |                    |
| voting purposes                                  | 5,0448.74          |

The chairman of the meeting reported that the Water-master's Report for 1994 showed the following deliveries of water in 24-hour second feet, with the following deficits or credits for the costs in delivery based upon the 1994 adopted budget:

|                                 | 24-hour sec. ft. deliveries | Credit or<br>Deficit |
|---------------------------------|-----------------------------|----------------------|
| TWIN FALLS COUNTY:              |                             |                      |
| Devil Creek Ranch, Inc.         |                             |                      |
| Devil Creek Right               | 1,854.72                    | 79.31 Def            |
| House Creek Right               | 256.80                      | 40.88 Cr             |
| Maurice Guerry                  | 602.08                      | 98.44 Cr             |
| Swan Land & Livestock           | 2,568.24                    | 257.48 Cr            |
| Gerald Tews                     | 524.16                      | 2.36 Def             |
| Cedar Canal Company             | 3,175.60                    | 294.53 Cr            |
| Cedar Mesa Reservoir            | ·                           |                      |
| and Canal Company               | 8,380.44                    | 710.88 Def           |
| Salmon Falls Sheep Co.          | 600.00                      | 22.92 Cr             |
| Total Twin Falls County deliver | ries 17,962.04              |                      |
| OWYHEE COUNTY:                  |                             |                      |
| Devil Creek Ranch, Inc.         |                             |                      |
| Deadwood Creek Right            | 554.00                      | 24.75 Cr             |
| Devil Creek Right               | 163.50                      | 11.02 Def            |
| Swan Land & Livestock           | 260.40                      | 30.03 Cr             |
| William Drown                   | 126.48                      | 34.01 Cr             |
| Total Owyhee County deliveries  | 1,104.38                    |                      |
| Total deliveries 1994           |                             |                      |
| Twin Falls County               | 17,962.04                   |                      |
| Owyhee County                   | 1,104,38                    |                      |
| Total                           | 19,066.42                   |                      |
| Costs 1994:                     |                             |                      |

\$5,605.00

Cost per 24 hour second feet \$.2266.

Budget

The next matter of business was the discussion of a budget for 1995. Discussion followed concerning the number of trips which Mr. Eastman is required to make to the upper watershed during the non-irrigation season. He reported that he had made a number of trips, that he had not charges the District for the extra trips as authorized by the 1994 budget, and that the most recent trip which he made was last week to gather information in preparation for the annual meeting. Mr. Eastman was asked if he would be satisfied if the watermaster's gasoline expense allowance was increased from \$1,005.00 to \$1,200.00 and the salary remain the same. He agreed that this would be satisfactory with him. Motion was made by Mr. Rodgers, seconded by Mr. Swan, that the budget for 1995 in the amount of \$5,800.00 be adopted to cover expenses as follows:

| Watermaster's salary                    | \$3,600.00 |
|---|------------|
| Watermaster's gasoline expense          | 1,200.00   |
| Miscellaneous expense & Social Security | 500.00     |
| Secretary's salary                      | 500.00     |

Upon roll-call vote the proposed budget was unanimously adopted.

The Chairman announced that the next matter of business was the election of a watermaster, whereupon Jack Eastman was nominated by Mr. Bryant, and seconded by Mr. Swan for Mr. Eastman to serve as watermaster through March 15, 1996. No further nominations were made. Upon roll-call vote, Mr. Eastman was unanimously elected Watermaster for the District for the period through March 15, 1996.

"It being desirable that a date different than that fixed by statutes, i.e., June 1, be fixed as the final date upon which the amount payable from each water user as shown by the adopted budget shall be due; and that the water payments be made prior to delivery of any water,

NOW, THEREFORE, BE IT RESOLVED that the amounts payable by each water user as shown by the adopted budget, shall become due and payable on May 1, 1995, and said amounts if not so paid shall bear interest at the rate of 8% per annum.

BE IT FURTHER RESOLVED that no water be delivered by the Watermaster of this District to any water user until such time as the assessments for such water user are paid in full."

The chairman announced that the next matter of business was the election of an advisory board to serve for the 1995 irrigation season. Upon motion duly made and seconded, the following persons were nominated and elected as the advisory committee for the water district for the irrigation season of

Preston Davis Scott Tverdy George Swan

Discussion followed concerning the Order issued by the Department of Water Resources to the upper watershed users to have measuring devices and diversion devices in place by the beginning of the 1995 irrigation season. Mr. Coleman reported to the meeting that the matter had been discussed at the Cedar Mesa Reservoir and Canal Company meeting and the meeting of the Cedar Canal Company, both of which meetings were neld earlier in the day, and that the proposal by Mr. Swan that studies be made during the irrigation season to determine the extent and type of measuring devices which will meet the requirements of the Department and all parties and yet be within the economic means of the upper watershed users, be pursued during the 1995 irrigation season. Mr. Coleman reported to the meeting that both the Cedar Mesa Reservoir and Canal Company stockholders and directors and the Cedar Canal Company stockholders and directors had agreed to communicate this decision to the Department of Water Resources. Mr. Coleman agreed to convey this information to Mr. Luke at the Department of Water Resources and to report back to Mr. Swan on behalf of the watershed users.

There being no further business to come before the meeting, the same was adjourned.

John R. COLEMAN, Secretary