

## SILVER CREEK DIKE

Chairman Jerry Nance gave a brief explanation of the repair of the dike on Silver Creek and the ensuing problems with the EPA. Bruce Smith was hired as the attorney to represent all parties involved. Dr. Charles Brockway, is the project engineer. Jerry told the group that all the work the EPA has requested the District to do, has been done. We were supposed to hear from EPA shortly after the work was completed in November, and as of this date we have not heard from them. An Environmental Specialist was hired to review the situation. In his opinion the District should have been able to due required maintenance as necessary without a permit.

Mike Faulkner requested a vote to request removal of Karl Dreher, Director of IDWR , for his lack of support in protecting the water rights of Idaho Water Users.

Bob Esterbrook asked Jerry Nance to give an explanation of the Watermaster's responsibilities. Jerry read a letter written to the Watermaster from Karl Dreher, dated September 17, 2002, that outlined the duties of the Watermaster.

Nick Purdy moved to have the Districts Advisory Board respond to Karl Dreher's letter. Seconded by Larry Schoen. Motion passed unanimously.

## RESOLUTIONS

Gerald Bashaw moved to accept all 12 resolutions as presented. Seconded by Fred Brossey. Mike Faulkner moved to amend the motion to exclude resolution #9. Seconded by Greg Lierman. Question was called on the amendment. Motion to the amendment passed by majority vote.

Big Wood Canal Co. and American Falls Res. #2 called for a Caucus.  
Meeting called back to order at 4:00 p.m.

Nick Purdy moved to adjourn the meeting in order to reconsider Resolution #9. Seconded by Bill Novinger.  
Motion withdrawn.

Nick Purdy moved to recess the meeting and to meet again at a later date, to reconsider Resolution #9. Seconded by Bill Novinger. Motion passed by majority vote.

The continuation of this meeting will be at 9:00 a.m., Tuesday January 21, 2003, at the Masonic Lodge in Shoshone, located at 1886 West B. There will be a notice of this continued meeting published in the Lincoln County Journal, the Gooding County Leader, and the Wood River Journal,

Continuation of the Annual Meeting for Water Districts 37 & 37M was called to order at 9:10 a.m., January 21, 2003, by Chairman Jerry Nance.

Those present were:

Mike Bean	District 37M
Gary Osborn	American Falls Res. # 2
Allen Merritt	IDWR
Carl Pendleton	Big Wood Canal Co.
Jerry Nance	Big Wood Canal Co.
Mike Porter	
Rocky Sherbine	District 37
Harold Drussel	District 37
Harvey Brauburger	American Falls Res. # 2
John Arkoosh	District 37M
Bill Arkoosh	District 37M
Vernon Ravenscroft	District 37
Greg Lierman	Big Wood Canal Co.
Roddy Adams	Big Wood Canal Co.
David Rothtock	District 37
Bob Esterbrook	American Falls Res. # 2
William Novinger	District 37
Lynn Harmon	Big Wood Canal Co.
Don Taber	District 37M
Gordon Sorenson	District 37
Tracy Sorenson	District 37
Jim Ritter	District 37M
Alton Huyser	District 37M

#### RESOLUTIONS

Bill Novinger moved to accept Resolution #9, as a joint resolution for both District 37 & 37M, to re-hire the Watermaster. Seconded by Gary Osborn. Motion passed by majority vote.

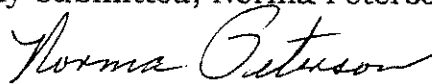
#### ADVISORY BOARD

Greg Lierman moved to reappoint the current advisory board members, they are Rob Struthers, Bob Esterbrook, Jerry Nance, Bud Purdy, Fred Brossey, Gordon Sorenson, Vernon Ravenscroft, and Bill Arkoosh. Seconded by Bill Novinger. Motion passed by majority vote.

Bill Novinger suggested that the Districts look into Officer Director liability insurance. And also check to see if our current policy would cover losses such as drowning.

Meeting adjourned at 9:15 a.m.

Respectfully submitted, Norma Peterson, Secretary.

SIGNED  DATE 1/21/03

2004  
PROPOSED BUDGET  
WATER DISTRICT 37

ACCT #	Adopted 2003	3%	Proposed 2004	SS 7.65%	Ret 9.77%
5001 Watermaster's Salary	24,358.33		21,333.00	1,631.97	2,084.23
5007 Secretary/Treasurer Salary	12,966.98		11,200.00	856.80	1,094.24
5003 Tinker/Above Magic Salary	9,725.24	291.76	10,017.00	766.30	978.66
5011 Tinker/Above Magic Auto	5,740.84		5,740.00		
5003 Becca/Above Magic	4,023.64	494.51	4,518.15	345.64	441.42
5011 Becca's Below Magic Auto	2,806.00		2,806.00	-----	-----
5009 Social Security	0.00		3,600.71	3,600.71	4,598.56
5013 State Retirement	0.00		4,598.56		
5015 Workman's Comp	2,000.00		2,000.00		
5017 SUTA	2,000.00		2,000.00		
5021 IDWR Med-Ins(Full Time)	4,080.00		4,705.76		
5025 Medical Ins (Part Time)	450.00		450.00		
6001 Office Rent	3,160.00		3,160.00		
6003 Field & Office	6,000.00		6,000.00		
6007 Office Heat & Lights	660.00		660.00		
6009 City Water	300.00		300.00		
6011 Auto Expense	2,200.00		1,550.00		
6013 Liability Insurance			1,948.00		
6101 Radio System	625.00		160.00		
6201 Contingency Fund	500.00		500.00		
6301 U S G S Co-op Fund	2,700.00		2,835.00		
6307 IDWR Co-op Fund	1,600.00		1,798.32		
6305 Big Wood Canal Co	850.00		850.00		
6302 North Side Canal Co	549.00		549.00		
6303 District Canal Co	150.00		150.00		
6304 Base Line Canal Co	150.00		150.00		
6401 Water Users Assoc	225.00		225.00		
6501 Extra Labor	2,000.00		2,000.00		
6601 Equipment Reserve	1,500.00		1,500.00		
6005 Audit	500.00		500.00		
Total	91,820.03		97,804.50		

2004  
PROPOSED BUDGET  
WATER DISTRICT 37M

ACCT #	Adopted 2003	3%	Proposed 2004	SS 7.65%	Ret 9.77%
5002 Watermaster's Salary	12,179.17		10,666.00	815.95	1042.07
5008 Secretary/Treasurer Salary	6,483.50		5,600.00	428.40	547.12
5004 Skip Silver Cr & Upr Little Wood S	9,725.24	291.76	10,017.00	766.30	978.66
5012 Skip Silver Cr & Upr Little Wood A	5,740.84		5,740.84		
5004 Becca's Lwr Little Wood Salary	4,023.64	494.51	4,518.15	345.64	441.42
5012 Becca's Lwr Little Wood Auto	2,806.00		2,806.00		
5010 Social Security	2,503.33		2,356.29	2,356.29	3,009.27
5014 State Retirement	3,197.06		3,009.27		
5016 Workman's Comp	1,000.00		1,000.00		
5018 SUTA	1,300.00		1,300.00		
5022 IDWR-Med-Ins(Full Time)	2090.00		2,352.88		
5026 Medical Ins(Part Time)	450.00		450.00		
6002 Office Rent	1,580.00		1,580.00		
6004 Field & Office	3,000.00		3,000.00		
6008 Office Heat & Lights	330.00		330.00		
6010 City Water	100.00		138.00		
6011 Auto Expense	1,100.00		750.00		
6014 Liability Insurance			974.00		
6102 Radio System	320.00		81.00		
6202 Contingency Fund	500.00		500.00		
6306 Big Wood Canal Co	510.00		510.00		
6402 Water Users Assoc	130.00		130.00		
6502 Extra Labor	1,000.00		1,000.00		
6602 Equipment Reserve	750.00		750.00		
6006 Audit	250.00		250.00		
6702 Dike Expenses	20,000.00		10,000.00		
Total	81,068.78		69,809.43		

***PROPOSED RESOLUTIONS FOR 2004 WATER DISTRICTS 37 & 37M***

1. BE IT RESOLVED that hereafter the annual meeting of Water District 37, Big Wood River, and Water District 37M, Silver Creek and Little Wood River shall be held on the second Monday of January of each year.
2. BE IT RESOLVED that for the year 2004, a charge of \$40.00 shall be assessed each individual who owns a water right, whose share of the total budget is less than the above specified amount.
3. BE IT RESOLVED that the amounts payable by each ditch, canal company, or other water user, as shown by the approved budget, shall become due and payable on April 1st. and said amount, if not paid, shall bear a penalty of 10% and interest from that date until paid, at the rate of 1% per month.
4. BE IT RESOLVED that no ditch, canal company, or other water user shall have the right to demand and receive water, and the Watermaster shall not deliver to such person or persons, until the amount due and payable from such users, as fixed by the budget, has been paid.
5. BE IT RESOLVED that the Watermaster of these districts shall be in service for the full year, commencing on February 1st of each year and continuing until the following January 31st, or until his successor has been duly qualified and elected.
6. BE IT RESOLVED that the Deputy Watermaster for the Big Wood River, Water District 37, above Magic Reservoir, shall remain in service each year for the months of October and November, if deemed necessary, salary and mileage will be less for these two months.
7. BE IT RESOLVED in accordance with Idaho Code 42-605A, that all non-consumptive Hydro Power water users shall be charged for 15% of the total amount of their water used for the year to pay the additional costs and expenses for Watermaster services for data collection, water measurement, delivery of water and administration.
8. BE IT RESOLVED in accordance with Idaho Code 42-605A, that all non-consumptive water users assessments, except Hydro Power, shall be based upon the total amount of their water delivery, the same as consumptive water users, to pay the additional costs and expenses for Watermasters services for data collection, water measurement, delivery of water and administration costs.

9. BE IT RESOLVED that Kevin Lakey be elected Watermaster of District 37 & 37M for the remaining 2003 contract year ending January 31 2004 and also for the ensuing 2004 contract year beginning February 1, 2004 and ending January 31, 2005, and that he be authorized to hire a full-time staff consisting of three deputies. The Watermaster may hire additional assistants as authorized in Idaho Code 42-609 in an emergency.

10. BE IT RESOLVED that Cyndi McCowan be elected Secretary-Treasurer, for Districts 37 & 37M for the remaining 2003 contract year ending January 31, 2004 and also for the ensuing 2004 contract year beginning February 1, 2004 and ending January 31, 2005.

11. BE IT RESOLVED that the elected treasurer of Water District 37 & 37M should only disburse monies from water district accounts upon a voucher approved by the watermaster. All district checks can be signed either by the Treasurer or Watermaster, but must be co-signed by an Advisory Board Member. Fred Brossy as representative for Ernest Bryant III or Bob Esterbrook (or other named person) shall serve for the purpose of co-signing all district checks.

12. BE IT RESOLVED that the 2004 assessments be calculated over a five year average, according to Idaho Code 42-612 paragraph 5 which reads as follows:

Other provision of Chapter 6, title 42, Idaho Code, notwithstanding, water users at the annual meeting may provide by resolution that the respective amounts owed by each water user as shown in the adopted budget shall constitute a final determination of the amount due for that year without the need to carry forward any water user debits or credits to the following year.