



State of Idaho

DEPARTMENT OF WATER RESOURCES

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EASTERN REGION

MARCH 20, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

CAROL HOOPES
PO BOX 65
DUBOIS ID 83423

RE: Water District No. #31

Dear Mrs. Hoopes:

We acknowledge receipt of the Minutes of the Annual
Watermaster's Election Meeting held in your district.

Thank you.

Sincerely,

Harold W. Jones
Harold W Jones
Water Rights Supervisor

HWJ:dn

**Dallas Furness
Chairman**

**Greg Shenton
Watermaster**

**Carol Hoopes
Secretary**

WATER DISTRICT #31

Dubois, Idaho

CLARK AND JEFFERSON COUNTIES, IDAHO

MINUTES OF THE ANNUAL MEETING OF MARCH 13, 2001

RECEIVED

MAR 19 2001

Department of Water Resources
Eastern Region

The water users of Water District No. 31 met in the County Commissioners Room at Dubois, Clark County, Idaho, on Tuesday, March 13, 2001, at 1:00 p.m., as provided by Idaho Statutes, for the purpose of electing a chairman and secretary, electing a watermaster, adopting the 2001 budget, and any other business that may come before the District.

Those in attendance were: Dallas Furness, Chairman; Keith Shuldborg, Bill Frederiksen, Valeria Maxwell, Jim Hagenbarth, Richard Savage, Allen Ruberry, IDWR; Gerald Messerli, Roy Yearsley, Quinn Jacobson, Willy Schmitt, David Zweifel, Gerry Deutscher, Enid Hunter, Dave Ward, Greg Shenton, Watermaster; Bart May, Deputy Watermaster; Carol Hoopes, Secretary.

The meeting was called to order by Dallas Furness, Chairman at 1:05 p.m.

ADOPTION OF AGENDA

Dallas Furness read the following as the proposed agenda:

1. Adoption of agenda
2. Nomination and election of Chairman and Secretary
3. Appointment of credentials committee
4. Recess to allow Credentials Committee to prepare report
5. Report of Credentials Committee
6. Roll call
7. Reading of minutes of previous meeting
8. Report of Watermaster and approval
9. Adoption of budget
10. Fix the compensation of Watermaster and assistant
11. Election of Watermaster and assistant
12. Appointment of Advisory Board
13. Resolutions
14. Meeting time
15. Other business
16. Adjournment

Dallas then entertained a motion that the agenda be approved. Jim Hagenbarth moved that the proposed agenda be adopted as the order of business for this meeting. The motion was seconded by Gerald Messerli, and passed unanimously.

NOMINATION AND ELECTION OF CHAIRMAN AND SECRETARY

Dallas ask for nomination from the floor for Chairman. Gerald Messerli made a motion that Dallas Furness continue as Chairman. Keith Shuldborg seconded the motion. Jim Hagenbarth moved that nominations cease. Willy Schmitt, seconded the motion and the motion passed. Dallas Furness was elected by unanimous ballot. Dallas ask for nominations for Secretary since Keith Bramwell's health won't allow him to continue as Secretary. Bill Frederiksen nominated Carol Hoopes for Secretary. Gerald Messerli seconded the motion. Willy Schmitt moved that nominations cease. Jim Hagenbarth seconded the motion that nominations cease. Carol Hoopes was elected by unanimous ballot.

MINUTES

Minutes were passed out to all those in attendance. Hearing no corrections they stood approved as written.

APPOINTMENT OF CREDENTIALS COMMITTEE

The Chairman ask Greg to explain the duties of credentials committee?
Greg explained the duties of the credentials committee.

Gerald Messerli moved and Keith Shuldborg seconded the motion to dispense with agenda items No. 3-7 and go directly to No. 8. The appointment of the credentials committee, the recess for the credentials committee, its report, roll call, and reading of the minutes would all be dispensed with. Dallas called for a vote and the motion passed unanimously.

REPORT OF WATERMASTER

Watermaster Greg Shenton distributed the 2000 Watermaster's Report and time was allowed for review. Greg Shenton discussed many of the items in the report.

2000 Water Year

The 2000 water delivery was at 124,413 A.F. for the water season. Compared to 132,438 A.F. which was delivered in the 1999 water season.
The difference of water delivered was down 8,034 A.F.

Low Stream Flows

Stream flows in the Kilgore area were extremely low. Water Users in the Kilgore area allowed their water to stay in the creeks to allow for stock water. This also was

the case in the upper Beaver Creek drainage, which was an extremely rare situation. Beaver Creek went dry this year at Dubois, in the later part of June.

Camas Creek however continued to flow and reach the Refuge until August 13th, which contributed to the majority of the Kilgore users being unable to divert any water except that in which the refuge allowed them to divert for stock water.

Snake River Basin Adjudication

A lot of time was spent this year researching files, letter writing, going to meetings and many other related tasks for the adjudication process. The adjudication process took up the majority of the watermaster time and is still working on related items to this date, which will continue until the adjudication process is finalized.

Water Measurement District

Water District #31 passed a resolution to take canal companies under contract for the purpose of measuring and reporting their water deliveries. The companies involved were from the Montevue area. Funds were to be from a separate funding account paid for totally from the merging companies and no funds were used from Water District #31. New large weirs were constructed and placed in the delivery canals by the canal companies involved. This has worked very well and we are getting good measurements.

March 1 - Winter Flow

Independent Ditch winter flow was 6.22 cfs compared to 21.21 cfs last year. Bybee Well winter flow was 15.59 cfs compared to 32.64 last year. Total for 2001 was 21.81 cfs compared to last years total, which was 53.91 cfs.

Mud Lake Content

Greg reported on the water levels in Mud Lake for March 1, 2001, which was 10,300, May 1, 2000, which was 26,600 and November 1, 2000, which was 9,750.

Camas Creek Inflow into Mud Lake

The inflow from Camas Creek was higher in 1999 than it had been for 10 years at 67,382 A.F. For 2000 the inflow was 6,000 A.F.

2000 Water Use of Major Canal Companies

Mud Lake Water Users used a total of 75,808 A.F., applying 3.46 A.F. per acre, while the Independent Water Users used 8,966 A.F., applying 2.18 A.F. per acre.

Greg also reviewed a table in the report showing the average use in the Mud Lake area for the past 8 years. 2000 compares to average use in Mud Lake area in 1996.

Snow Report - March 1, 2001

The Camp Creek-Beaver Creek measurements show a snow depth of 27.0 with water content at 5.8, compared to Kilgore-Camas Creek measured show a snow depth of 28.0 with water content at 6.4. The Camp Creek snow course is at 67% of normal, the Kilgore course is 62% of normal, the Crab Creek course is at 50%, and the Lake View Ridge is at 50% of normal. The average of all courses is 57% of normal.

2000 Budget Review and 2001 Budget Proposal

Greg Shenton reviewed the 2000 budget and actual expenses, explaining some of the expenditures. He pointed out that there was a \$4,900 increase in the proposed 2001 budget. Those items and the proposed increases were Miscellaneous Expenses, 3,300; Deputy Salary, \$1,000; and Deputy Mileage, \$600. The deputy watermaster's mileage needed the increase with the increase in fuel prices.

The 2001 proposed budget, including the approved increase is as follows:

2001 WATER DISTRICT 31 PROPOSED BUDGET

Misc. Expense	25,300.00
Channel & Legal	1,000.00
Secretary Salary	450.00
Office Rent	1,500.00
Total	28,250.00
Watermaster Salary	27,500.00
Deputy Salary	20,000.00
Total	47,500.00
Watermaster Mileage	11,400.00
Deputy Mileage	8,400.00
Total	19,800.00
Total Budget	95,550.00
2001 Budget	95,550.00
2000 Budget	90,650.00
Increase	4,900.00
2001 Budget	95,550.00
Less Federal agencies	7,129.99
Proposed Budget	\$ 88,420.01

USGS Contract

The Watermaster's report included a copy of the water measurement contract with USGS for 2001. The USGS provides for outside measurement when disputes arise and has been a very good resource. The USGS is continuing water measurement, on a 50-50-contract basis. USGS has been taking three sets of measurements stop

measurement per run. The arrangement continues to be a good deal for the water district. Chairman Furness entertained a motion for the USGS contract. Jim Hagenbarth made the motion to continue with the USGS contract, Willy Schmitt, seconded the motion. Motion passed.

ADOPTION OF BUDGET

Willy Schmitt moved that the Watermaster's report, and the proposed budget be accepted. Gerald Messerli seconded the motion and the motion passed.

ELECTION OF WATERMASTER AND DEPUTY WATERMASTER

The Chairman called for nominations from the floor for Watermaster. Willy Schmitt moved that Greg Shenton be elected as Watermaster and that Bart May be elected as Deputy Watermaster. Gerald Messerli seconded the motion. The motion passed unanimously, electing Greg and Bart by unanimous ballot.

APPOINTMENT OF ADVISORY BOARD

The Chairman opened the floor for appointment of the Advisory Board. Keith Shuldborg made the motion, Willy Schmitt seconded it, and the motion passed unanimously. The following were appointed or re-appointed to the board: Dallas Furness as Chairman, Garth Soderquist, Dave Hagenbarth, Valere Maxwell, Andy Dobson, Edgar Green, and David Burtenshaw as members.

RESOLUTIONS

Chairman Furness asked the Deputy Watermaster to read the resolutions and asked if there were any questions about any of the resolutions. Keith Shuldborg said the resolution High Water at Mud Lake needed to be change to read Mud Lake Water Users and delete Owsley Canal. Gerry Deutscher stated that in resolution Well Water Measurements where it stated subterranean heading be deleted and replace with Water Measurement District.

Dallas entertained a motion to accept the resolutions with the above said changes. Gerald Messerli made the motion, Keith Shuldborg seconded it, and the motion passed unanimously.

High Water at Mud Lake

Be it hereby resolved, that the Watermaster be authorized to determine when diversion is needed and to divert any high water. That such water be considered stored in the aquifer, with rights to the water being retained by the district. Diversion of said waters would be by diverting at the Lone Tree Diversion, and pumping through the diversion canal at the Mud Lake Water Users.

Collection of Water Assessments

Be it hereby resolved, that no ditch, canal co., or other water user shall have the right to demand and receive water, and the watermaster shall not deliver such water, until full payment is made. Said payment becomes due April 1, and becomes delinquent April 15, and if not paid by April 15, shall bear interest from the date of April 1, until paid at the rate of 8% per annum.

Be it further resolved that government agencies be exempt from the above provisions to the extent necessary for them to comply with payments according to the provisions of Federal law, and that the Watermaster of District 31, be authorized to enter into contract with said agencies of the United States for payment of assessment as provided in the budget.

Mud Lake Water Users

Be it hereby resolved, that any water user that completes the water year with a negative balance on the Mud Lake balance sheet shall have that negative balance carried forward to the April draft column on the balance sheet of the following year, and said negative balance shall be charged to the Mud Lake allotment of said following year, as set forth in part 5, paragraph 4 of the Mud Lake Decree.

District Billings and Collections

Be it hereby resolved, that the Clark County Auditor make up a roll of all Water District 31 users to include all Jefferson County users. Be it further resolved that the Clark County Treasurer mail out said billings and make collections of all Water District 31 Water Users to include all Jefferson County Water Users in said Water District 31 boundaries.

Be it further resolved that the Clark County Treasurer also make all payments and disbursements owed by Water District 31, which are presented through the proper claims procedures which are common to other Clark County practices.

Well Water Measurements

Be it hereby resolved, that the following canal companies be allowed to contract with Water District #31 to measure and record and report the well water flows of the Montevieu Canal Company, the Jefferson Irrigation Company, and the Producers' Irrigation.

Be it further resolved that the Watermaster and his Deputies accomplish the required measurements and recording and reporting of the above named companies.

Be it further resolved that monies paid for these services be paid out of the Water Measurement District. The above named canal companies will be charged a fee of \$26.00 per second foot (c.f.s.) for the above services. The monies paid out for these services shall be drawn only if the chairman and the secretary of Water District #31 sign the check. We order that the water district is out no costs from any source of

the regular water district funds and that recording and reporting be separate from regular water district water reports and budgets.

IDWR REPORT

Al Ruberry from IDWR discussed the Notice of Error that will be sent out shortly to all water users to make correction on their water rights.

Al said that it is the IDWR Adjudication Bureau objective to represent the waterusers as accurately as possible. Individuals should correct the Notice of Error and return them by April 1.

Greg ask Al about the partial decree notices that are being sent out to private individuals who have filed for water rights. Greg hasn't received an decree's from SRBA.

Al also thanked Greg and Bart for all the work that they have done on the adjudication.

MEETING TIME

Moved: Gerry Deutscher ; Seconded: Gerald Messerli; Passed.

That the 2002 meeting be held on March 5, 2002 at 1:00 p.m. at the Clark County Annex Building in Dubois, Idaho.

OTHER BUSINESS

Chairman Furness asked that there be a Conjunctive Water Management Committee be appointed to keep track of the proposed conjunctive management rules and attend there meeting when they're held. Willy Schmitt made the motion to appoint the following people to the Conjunction Rules Committee: Chairman Don Parker, Watermaster; Greg Shenton, Dale Cope, Jim Hagenbarth, Garth Soderquist and Bart Larsen. Keith Shuldberg, seconded the motion. Motion passed.

Willy Schmitt asked Greg about how effective cloud seeding was this past year. Greg stated that since it had been turned over to Mud Lake Water Users he wasn't up to date on any information. He told them that Marty or Connie Owen could answer there question.

ADJOURNMENT

Chairman Furness asked if there was any further business; having no further business, he called for a motion to adjourn. Keith Shuldberg moved that the meeting be adjourned and Bill Frederiksen seconded the motion. The motion carried and the meeting was adjourned at approximately 2:15 p.m.

ATTEST: Carol Hoopes
Carol Hoopes
Secretary

Dallas Furness
Dallas Furness
Chairman