



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

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DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

January 10, 2003

Basin 36/Water District No. 130 Spring Users and Spring/Surface Water Right Holders

**Re: Meeting of Spring Users to Discuss Assessments, Voting and Advisory Committee Representation for Water District No. 130, The Thousand Springs Area Water District.**

**Meeting Time and Date: 1:30 p.m., Tuesday, January 21, 2003**  
**Meeting Location: Buhl Eight Street Center, Buhl, Idaho**

Dear Water User:

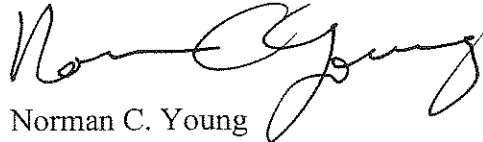
The steering committee for Water District No. 130 has met several times since Water District 130 was created last spring. The steering committee is open to participation by any water right holder within the water district or their representatives. The committee has discussed and proposed several alternative proposals for assessments and voting, as well as representation of water users on the water district advisory committee. Participation at these meetings by spring users has generally been sparse and usually limited to just one or two representatives. Ground water users in contrast have actively participated.

At the last steering committee meeting held on October 29, the committee unanimously recommended that a separate meeting be held among the Water District 130 spring users to get their input or consensus regarding water district assessments, voting and advisory committee representation. Attached to this notice is a list of potential options for assessment and voting procedures within Water District 130 that were discussed at the last water district steering committee meeting. Time is very short for you to develop a position on these issues because the steering committee recommendation must be prepared before the February 11, 2003 annual meeting. Thus, I have scheduled a meeting of the spring users for January 21, 2003 for the purpose of facilitating discussion of these issues among the spring users. The meeting at 1:30 p.m. on January 21 will follow the Basin 36/Water District 130 Mediation meeting, which is scheduled on the same day (January 21) and at the same location (Eight Street Center) from 9:30 a.m. to approximately 12:30 p.m.

The spring users also need to discuss the possibility and mechanics of forming a spring user sub-district. A spring area subdistrict could operate much like the ground water districts and irrigation districts presently function within Water District No. 130.

It is important that you, as a spring user, participate in this upcoming meeting and provide input as to how you and fellow spring users wish to be assessed and represented in the water district.

Sincerely,

A handwritten signature in black ink, appearing to read "Norman C. Young". The signature is fluid and cursive, with the first name "Norman" being more prominent and the last name "Young" written in a similar style.

Norman C. Young  
Administrator, Water Management Division

## Options for Assessments and Voting in Water District No. 130

- 1) Assessments set in accordance with Section 42-605. Assessments are made on an equal basis between ground water and surface water diversions using actual diversion records. Since there is roughly a three to one ratio in amount of water diverted between surface water and ground water, then the surface water users may potentially control a majority of the voting at the annual meeting. The advisory committee composition may be independent of assessments and voting (i.e. committee can be 50-50 ground water – surface water representation or other ratio as determined by users at annual meeting).
- 2) Assessments set in accordance with Section 42-605A and split 50-50 between the spring/surface water right holders and the ground water right holders (Note: Assessing nonconsumptive surface water users at about 1/3 of the total surface water diversions results in about a 50-50 split between surface water and ground water uses). Voting at the annual meeting would also be split 50-50. Actual surface water and ground water user votes cast at the meeting depend on the number of ground and surface water users present at any annual meeting. Again, advisory committee composition may be independent of assessments and voting.
- 3) Assessments and hence voting, set in accordance with Section 42-605A but split based on estimate of amount of time the watermaster dedicates to administration of consumptive ground water diversions and nonconsumptive surface water diversions. It is roughly estimated, based in part on just the number of diversions, that this would result in a split of about 75 or 80% ground water to 20% or 25% surface water. This approach results in ground water users having majority voting.
- 4) Assess a minimum charge of up to \$50 per diversion. Voting at annual meeting is based on the amount assessed to each water right holder present at the annual meeting (proxy voting limited to representatives of water right holders who have a direct interest in the water right, i.e.; lessee, representative of company owning water right etc).

Note: Under Idaho Code, advisory committee composition is not dependent on type of uses or types of water rights within the district. Committee composition therefore can be different than the assessment/voting splits given in the above scenarios. It was suggested that the advisory committee could include an equal number of surface and ground water users to promote consensus committee decisions and recommendations but that assessments and voting at annual meetings could deviate from 50-50 split. Alternatively, the advisory committee could have more ground water representatives than surface water representatives but operate with the understanding that all committee decisions and recommendations must be made unanimously or have the consent of all members.

# CERTIFICATE OF SERVICE

I DO HEREBY CERTIFY that on this 10th day of Jan., 2003, the attached letter was served upon the following individuals by placing a copy of the same in the United States Mail, postage prepaid and properly addressed as follows:

LYNN BABBINGTON  
ARK FISHERIES  
2849 S 850 E  
HAGERMAN ID 83332

JOHN BOWLING  
IDAHO POWER COMPANY  
PO BOX 70  
BOISE ID 83702

CHUCK CARNOHAN  
IDAHO TRANSPORTATION DEPT  
PO BOX 2A  
SHOSHONE ID 83352

JERRY CHAPMAN  
IDAHO DEPT OF FISH & GAME  
2131 NIAGARA SPRINGS RD  
WENDELL ID 83355

LARRY COPE  
CLEAR SPRINGS FOODS  
PO BOX 712  
BUHL ID 83316

RALPH CROWLEY  
NATURE CONSERVANCY  
1205 THOUSAND SPRINGS GRADE  
WENDELL ID 83355

HERB DEUEL  
BANBURY HOT SPRINGS  
PO BOX 348  
BUHL ID 83316

ERWIN FRANK  
BILLINGSLEY CREEK WD36-A  
2628 S 975 E  
HAGERMAN ID 83332

PERCY J GREENE  
BLUE LAKES TROUT FARM INC  
PO BOX 1237  
TWIN FALLS ID 83303-1237

MIKE GREENE  
PISCES INVESTMENTS INC  
PO BOX 268  
HAGERMAN ID 83332

HAROLD L. JOHNSON  
IDAHO TROUT PROCESSORS  
PO BOX 72  
BUHL ID 83318

BRYAN KENWORTHY  
3059 D NATIONAL FISH  
HATCHERY RD  
HAGERMAN ID 83332

DWAIN KNIGEE  
BANBURY PIPE CO  
4799A RIVER RD  
BUHL ID 83316

DENNY KUNTZ  
CLEAR LAKES COUNTRY  
CLUB  
403 CLEAR LAKE LANE  
BUHL ID 83316

GARY LEMMON  
BLIND CANYON AQUA  
RANCH  
2775 S 1050 E  
HAGERMAN ID 83332

RICK LOWELL  
IDAHO DEPT OF FISH &  
GAME  
2036 RIVER RD  
FILER ID 83328

JOHN MAVENCAMP  
BRAILSFORD DITCH  
1019 E 2900 S  
HAGERMAN ID 83332

PAT MCCAMMON  
SAND SPRINGS RANCH  
3494 S 1300 E  
WENDELL ID 83355

DAVID MCCOLLUM  
CANYON SPRINGS  
PO BOX 112  
TWIN FALLS ID 83301

MIKE MCDONALD  
IDAHO DEPT OF FISH &  
GAME  
PO BOX 428  
JEROME ID 83338

DAN MCFADDEN  
17966 HWY 30  
HAGERMAN ID 83332

HOWARD MORRIS  
1101 EAST 2900 SOUTH  
HAGERMAN ID 83332

WES NASH  
NASH FAMILY LTD  
PO BOX 797  
KETCHUM ID 83340

MYRON SHELDON  
IRLE RANCH  
1425 E 3675 S  
BUHL ID 83316

BUTCH TADLOCK  
PRISTINE SPRINGS INC  
201 WARM CREEK RD  
JEROME ID 83338-6490

WARREN THORNE  
BLUE LAKES COUNTRY CLUB  
PO BOX 582  
TWIN FALLS ID 83303


GWEN TZANAKAKIS  
2809-A S 900 E  
HAGERMAN ID 83332

PAT WINDES  
BLIND CANYON AQUA RANCH  
1424 BOB BARTON RD  
WENDELL ID 83355

GARY & CATHERINE WRIGHT  
CLEAR LAKES RANCH  
3675 CANYON LANE  
BUHL ID 83316

DAN YORE  
BUCKEYE FARMS, INC.  
18335 US HWY 30  
HAGERMAN ID 83332

COUNTRY CLUB ESTATES  
630 CANYON DRIVE  
TWIN FALLS ID 83301

  
\_\_\_\_\_  
Dayna M. Ball, Office Specialist II  
Water Distribution Section

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