

RESOLUTIONS OF WATER DISTRICT 55B – JORDAN CREEK

ADOPTED RESOLUTIONS WILL REMAIN IN EFFECT UNTIL CHANGED BY VOTE OF THE WATER RIGHT USERS AT THEIR ANNUAL MEETING OR SPECIAL MEETING CALLED FOR SUCH PURPOSE

WATER DISTRICT 55B – JORDAN CREEK 2023 ADOPTED AND PROPOSED RESOLUTIONS AND BUDGET

The water users of Water District 55B (WD55B), as part of the annual district meetings in the year noted, have adopted THE FOLLOWING RESOLUTIONS THAT WILL REMAIN IN EFFECT UNTIL CHANGED BY SUBSEQUENT RESOLUTION OR OTHERWISE ALTERED BY MAJORITY VOTE OF THE WATER RIGHT OWNERS IN THEIR ANNUAL MEETING OR SPECIAL MEETING CALLED FOR SUCH PURPOSE:

1. WATER DISTRICT 55B JURISDICTIONAL BOUNDARIES – Adopted 2022

Water District 55B is composed of the entire Jordan Creek drainage basin and is located in Owyhee County as determined by the Director of IDWR. The watermaster is responsible for the distribution and control of the waters of Jordan Creek and its tributaries.

2. ANNUAL MEETING DATE – Adopted 2022

The annual meeting for WD55B shall be held on the ^{third Monday March} ~~second Monday of January~~ of each year at a time and place to be determined each year. Water right holders at its annual meeting will: choose a meeting secretary and meeting chairman, may adopt resolutions governing the operations of WD55B, elect a watermaster, elect a treasurer, and adopt a budget for the ensuing year.

3. ANNUAL MEETING MINUTES – Adopted 2022

Annual meeting minutes shall be recorded by the chosen secretary for the annual meeting. A copy of the minutes of the annual meeting and adopted resolutions shall be filed with the Director of IDWR within five (5) business days after the annual meeting in accordance with Idaho Code 42-605(5).

4. WATERMASTER DUTIES AND AUTHORITIES – Adopted 2022

The watermaster shall perform his or her duties as required by Chapter 6, Title 42, Idaho Code and in accordance with:

- Direction and guidance provided by the Director of IDWR;
- The annual water district resolutions adopted herein;
- Guidance and input from the WD55B Advisory Committee.

SCANNED
JUN 09 2023

The watermaster and any watermaster assistants are authorized under Idaho Code 42-1701(5) to make reasonable entry on lands within the district, in accordance with IDWR policy, to carry out the duties of the watermaster consistent with Chapter 6, Title 42, Idaho Code, and as instructed by IDWR.

5. WATERMASTER TERM OF SERVICE – Adopted 2022

As provided in Idaho Code § 42-608(4), watermaster's term of service shall begin upon appointment by the Director of IDWR immediately following the annual meeting election and continue until the next annual meeting, or until a successor is appointed and qualified under the provision of Section 42-604, Idaho Code.

6. TREASURER DUTIES – Adopted 2022

The treasurer shall maintain financial records, collect annual assessments in coordination with and on behalf of the watermaster, approve expenses, disburse water district funds and prepare or authorize a review of financial affairs of the district at the end of each fiscal year, in accordance with Idaho Code 42-619. The Treasurer will maintain and prepare all correspondence. The watermaster and treasurer will prepare the agenda for the next annual meeting. The WD55B bank account will be maintained at: TBD Consistent with Public Depository Laws – Likely US Bank in Homedale, Idaho, Owyhee County. – Note – Did set up at US Bank.

7. DISTRICT FISCAL YEAR – Adopted 2022

It is herewith resolved that the fiscal year for Water district No. 55B be defined as April 1st to March 31st. The fiscal years shall be referred to using the year of the meeting during which the budget for that fiscal year was adopted.

8. COLLECTION OF THE BUDGET AND DISBURSEMENT OF FUNDS – Adopted 2022

The adopted budget for WD55B shall be collected from the water users by the WD55B treasurer in coordination with the watermaster. The treasurer, in coordination with the watermaster, will make an assessment to each water user in pro-rata amounts as determined by the budget adopted at the annual meeting or special meeting called for that purpose. All assessments collected shall be deposited in the bank account maintained by the water district. The WD55B treasurer shall only disburse funds for expenses incurred for water district purposes related to the delivery of water. Expenses paid from the water district bank account must be authorized by the Watermaster and at least one member of the advisory committee.

9. PAYMENT OF ASSESSMENTS – Adopted 2022

Annual assessments shall be payable on or before May 15th. Any other billing is due within thirty (30) days of the billing date. Accounts not paid by the due date shall be charged in accordance with Idaho Code 42-613(4) which provides for a late fee of 10% of the amount due and interest of 1% each month.

The watermaster is authorized to terminate water delivery to any water user whose assessments are not paid in full by the due date and will not resume delivery until the outstanding amount is paid in full.

10. ADOPTED BUDGET – Adopted 2022

The adopted budget for WD55B for the 2022 fiscal year, shall be \$ 2,000.00 .

In accordance with Idaho Code § 42-612 (6), the assessment amount for each user as shown below shall constitute a final determination of the amount due for that year.

Owners of water rights for irrigation or mining purposes: \$50.00 per owner. **See Attachment A.**

Owners of all other water rights: \$0.00

11. ADVISORY COMMITTEE – Adopted 2022 The advisory committee will consist of four water users. The committee will serve as advisors to the Director of IDWR and watermaster. The advisory committee will meet as often as needed to address structure, governance, and operation of WD55B. For the ensuing year, the advisory committee shall consist of the following:

- Robert Mullener – Representing Delamar Mining Co.
- Bryce Kershner – Representing “upper valley” users
- Wyatt Stanford – Representing “lower valley, senior priority” users
- Josh Bruce – Representing “lower valley, non-senior priority” users

12. WATERMASTER SERVICES – Adopted 2022

It is herewith resolved that the Idaho Department of Water Resources (IDWR) be elected to provide watermaster services for Water District 55B at no cost to the district and that the Director of IDWR appoint Justin Shearer, an employee of IDWR, or other employees of IDWR as may be necessary, to serve as the watermaster for the ensuing year.

13. TREASURER SERVICES – Adopted 2022

In accordance with Idaho Code 42-619(10), the watermaster shall serve as the district treasurer.

14. ASSISTANT WATERMASTER – Adopted 2022

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The Watermaster is authorized to select one person who, upon appointment by the Director of IDWR, shall be employed by Water District No. 55B as a Deputy Watermaster to assist the Watermaster in performing his duties and responsibilities as provided by Idaho law. Prior to offering employment to an assistant watermaster, the Watermaster shall submit a written request for a special meeting pursuant to Idaho Code 42-605(11) to authorize compensation for the assistant watermaster.

Adopted
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Replace Resolution #10

2023 BUDGET – Proposed 2023

The adopted budget for WD55B for the 2023 fiscal year, shall be \$ 2,000.00.

In accordance with Idaho Code § 42-612 (6), the assessment amount for each user as shown below shall constitute a final determination of the amount due for that year.

Owners of water rights for irrigation or mining purposes: \$50.00 per owner. **See Attachment A.**

Owners of all other water rights: \$0.00

Adopted
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Replace Resolution #11

ADVISORY COMMITTEE – Proposed 2023

The advisory committee will consist of four water users. The committee will serve as advisors to the Director of IDWR and watermaster. The advisory committee will meet as often as needed to address structure, governance, and operation of WD55B. For the ensuing year, the advisory committee shall consist of the following:

- Robert Mullener – Representing Delamar Mining Co.
- Bryce Kershner – Representing “upper valley” users
- Wyatt Stanford – Representing “lower valley, senior priority” users
- Josh Bruce – Representing “lower valley, non-senior priority” users

Adopted
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Replace Resolution #12

WATERMASTER SERVICES – Proposed 2023

It is herewith resolved that the Idaho Department of Water Resources (IDWR) be elected to provide watermaster services for Water District 55B at no cost to the district and that the Director of IDWR appoint Justin Shearer, an employee of IDWR, or other employees of IDWR as may be necessary, to serve as the watermaster for the ensuing year.

X Justin Shearer 3/23/23
watermaster 55B