

WATERMASTER'S REPORT

RECEIVED

FEB 07 2019

Department of Water Resources
Eastern Region

From March 20 18 To November 20 18

FEB 14 2019

DEPT OF WATER RESOURCES
SALMON OFFICE

Water District No. 74J
Name of Watermaster Ben Armstrong
P.O. Address PO Box 486, Salmon ID 83467 940-1551

AFFIDAVIT OF WATERMASTER

STATE OF IDAHO)
COUNTY OF Lemhi) ss.

Ben Armstrong, being first duly sworn, deposes and says that he is Watermaster of Water District 74J, having been lawfully appointed by Gary Spackman, Director, Idaho Department of Water Resources, and that the volumes of water, as stated in this report and prorated by him to the water right holders of the district are correct.

[Signature] *

(Deputy) Watermaster District No. _____

Subscribed and sworn to before me, this 7th day of February 20 19

[Signature]
Notary Public

My Commission expires Sept 12, 2020

(SEAL)



Boise, Idaho, Feb 7, 20 19

I HEREBY CERTIFY, that Ben Armstrong was lawfully appointed by me as Water Master of Water District No. 74J, and that the information contained in this report, as herein sworn to, is, to the best of my knowledge and belief, correct.

Gary Spackman
Director, Department of Water Resources

By [Signature] Salmon Field Office
MAR 19 2019

WD74J 2018 Watermaster Report of Diversions

POD	2	2a	3	4	4a	5	6	7(Col)	7 (Thom)	7a	8 (Col)	8 (Thom)	8 (Vicki)	9 (Thom)	10	11	12
Date	Measurements in Miner's Inches																
Watermaster Visit Dates																	
8/17	30	O	83	O	O	O	25	13	12	O	O	32	O	O	O	45	O
8/18	30	O	68	O	O	O	25	17	18	O	O	35	3	O	O	45	O
8/19	30	O	68	O	O	O	25	18	17	O	O	35	3	O	O	45	O
8/20	30	O	68	O	O	O	25	17	18	O	O	35	3	O	O	45	O
8/21	30	O	68	O	O	O	25	18	17	O	O	35	3	O	O	45	O
8/22	15	O	50	O	O	O	37	16	17	O	O	25	3	O	O	45	O
8/23	15	O	50	O	O	O	37	O	33	O	O	25	3	O	O	45	O
8/24	9	O	24	O	O	O	25	O	35	O	O	35	3	O	O	45	O
8/25	9	O	47	O	O	O	25	O	35	O	O	35	3	O	O	45	O
8/26	9	O	47	O	O	O	25	O	35	O	O	35	3	O	O	45	O
8/27	9	O	47	O	O	O	25	O	35	O	O	35	3	O	O	45	O
8/28	9	O	47	O	O	O	25	O	35	O	O	35	3	O	O	45	O
8/29	9	O	47	O	O	O	25	O	35	O	O	35	3	O	O	45	O
8/30	9	O	47	O	O	O	25	O	35	O	35	O	3	O	O	O	O
8/31	9	O	47	O	O	O	25	O	35	O	35	O	3	O	O	O	O
9/1	9	O	47	O	O	O	25	O	35	O	35	O	3	O	O	O	O
9/2	5	O	47	O	45	O	O	O	35	35	35	O	3	O	O	O	O
9/3	5	O	47	O	45	O	O	O	35	35	35	O	3	O	O	O	O
9/4	5	O	47	O	45	O	O	O	35	35	35	O	3	O	O	O	O
9/5	5	O	47	O	45	O	O	O	35	35	35	O	3	O	O	O	O
9/6	5	O	47	O	45	O	O	O	35	35	35	O	3	O	O	O	O
9/7	5	O	47	O	45	O	O	O	35	35	35	O	3	O	O	O	O
9/8	5	O	47	O	45	O	O	O	35	35	35	O	3	O	O	O	O
9/9	5	O	47	O	45	O	O	O	35	35	35	O	3	O	O	O	O
9/10	5	O	47	O	45	O	O	O	35	35	35	O	3	O	O	O	O
9/11	5	O	47	O	45	O	O	O	35	35	35	O	3	O	O	O	O
9/12	5	O	32	O	O	35	O	O	35	O	28	O	3	30	O	33	O
9/13	5	O	47	O	O	35	O	O	35	O	35	O	3	30	O	33	O
9/14	5	O	47	O	O	35	O	O	35	O	35	O	3	30	O	33	O
9/15	5	O	47	O	O	35	O	O	35	O	35	O	3	30	O	33	O
9/16	5	O	47	O	O	35	O	O	35	O	35	O	3	30	O	33	O
9/17	5	O	47	O	O	35	O	O	35	O	35	O	3	30	O	33	O
9/18	5	O	47	O	O	35	O	O	35	O	35	O	3	30	O	33	O
9/19	5	O	47	O	O	35	O	O	35	O	35	O	3	30	O	33	O
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9/21	5	O	47	O	O	35	O	O	35	O	35	O	3	30	O	33	O

SCANNED
MAR 19 2019

SCANNED
MAR 19 2019

Dates & Measurements

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SCANNED
MAR 19 2019

Page 3

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SCANNED
MAR 19 2019



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE

Governor

March 19, 2019

GARY SPACKMAN

Director

Ben Armstrong
PO Box 486
Salmon ID 83467

WATER DISTRICT #4J

Dear Watermaster:

Enclosed herewith is a copy of the Watermaster's Annual Report for the past season.

The same has been prepared by the watermaster and approved by this Department in conformity with Sections 42-610, 42-614 and 42-615, Idaho Code.

During the 1993 legislative session, the legislature enacted a new law which amends Section 42-619(9), Idaho Code and removes the independent financial audit requirement for most state water districts. The new law, referenced by Section 67-450B, Idaho Code (copy enclosed) identifies minimum audit requirements for all local government entities. Under the new statute, the governing body of any local government entity (i.e.; water district) whose annual budget does not exceed one hundred thousand dollars (\$100,000) has no minimum audit requirements under this section. This means that any district which handles its own money and whose budget is one hundred thousand dollars (\$100,000) or less does not have to have an independent public account firm conduct a financial audit every few years as previously required by Section 42-619(9).

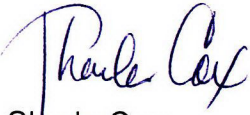
Please note that only the statutory requirement regarding the independent financial audit has been changed. Districts handling their own fund (i.e.; districts who collect and / or disburse their own funds) must still submit their own statement of the water district's financial affairs at the end of each fiscal year. As recommended in the Department's February 16, 1993 letter and the 1993 Watermaster Handbook, a copy of the financial statement may be submitted either with the annual water masters report or with the minutes of the annual meeting for the ensuing year. An example of an annual financial statement may be found in Appendix C of the 1993 Watermaster Handbook.

SCANNED

MAR 19 2019

The purpose of this letter is to remind all water districts that workers compensation insurance is required for all water district employees. This requirement applies to all water districts in Idaho, regardless of annual budget. Insurance should be applicable at least to all paid water district staff, including the water master as well as watermaster assistants, advisory committee, secretary and treasurer. The costs associated with workers compensation insurance is paid directly by the water district and should be considered an expense of the district. For information about obtaining insurance costs etc., please contact the Idaho State Insurance Fund. The State Insurance Fund has offices in Boise, Coeur d'Alene, Idaho Falls, Pocatello and Twin Falls. Water Districts are also reminded that all paid water district staff may be subject to state and federal taxes. These tax requirements will vary depending on salaries and total income of each watermaster or employee. In many water districts, particularly smaller districts with part-time staff, payment of watermaster or each employee. Districts may wish to contact the State Tax Commission or the Internal Revenue Service for information about state and federal withholding taxes.

Sincerely,



Sharla Cox
Administrative Assistant

Enclosure

SCANNED
MAR 19 2019



State of Idaho

DEPARTMENT OF WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls ID 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177

Website: idwr.idaho.gov • Email: easterninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

March 19, 2019

Water District 74J
Bob Loucks
260 Withington Cr. Rd
Salmon Id 83467

WATER DISTRICT #73

Dear Secretary:

Enclosed herewith is a copy of the Watermaster's Annual Report for the past season.

The same has been prepared by the watermaster and approved by this Department in conformity with Sections 42-610, 42-614 and 42-615, Idaho Code.

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SCANNED
MAR 19 2019

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Sincerely,



Sharla Cox
Administrative Assistant

Enclosures

SCANNED

MAR 19 2019

State of Idaho
Department of Water Resources
Certificate of Appointment

SCANNED

APR 30 2018

This is to certify that I have on this day appointed Ben Armstrong as
Watermaster of Water District 74J from this day until the 2019 annual
meeting or until his/her successor is appointed and qualified under the provisions of Idaho Code Section
42-607, at such rate of compensation as established by applicable law.



This certificate has been issued and the seal of the
Director fixed at Boise, Idaho, this 27th ____
day of April _____, 2018.

Gary Spackman

Director - IDWR

RECEIVED
APR 23 2018

Department of Water Resources
Eastern Region

PETITION FOR WATERMASTER'S SERVICES

Salmon, Idaho
April 19, 2018

RE: Water District No. 74J
Stream: Withington Creek

TO: IDAHO DEPARTMENT OF WATER RESOURCES

I, the undersigned, owner or manager of ditches or person controlling ditches in Water District No. 74J, hereby request the services of a watermaster for the reason that there is a necessity for the use and control of the waters of the District.

NAME OF WATERMASTER: Ben Armstrong

ADDRESS OF WATERMASTER: PO Box 486, Salmon 83467

cell
PHONE NUMBER: 208-940-1551

Date watermaster is to start: When called out by Chairman

If known, the date services of watermaster are to terminate: _____

Robert Lander, 260 Withington Cr Rd 756-3032
signature address Salmon telephone

W A R N I N G: Watermaster cannot begin services until ALL conditions of appointment have been fulfilled.

SCANNED
APR 30 2018

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

RECEIVED

APR 23 2018

Department of Water Resources
Eastern Region

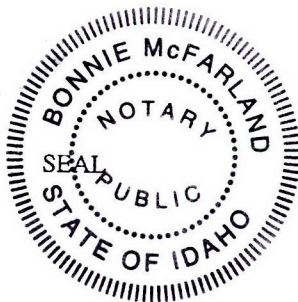
State of Idaho)
County of Lemhi) ss

Official Oath

I do solemnly swear or affirm that I will support the Constitution of the United States, the Constitution and laws of the State of Idaho, specifically including the provisions of Section 42-605 and 42-607, Idaho Code, and that I will faithfully discharge all the duties of the office of Watermaster of District 74 J according to the best of my ability. So help me God.

[Signature]
Watermaster

SUBSCRIBED AND SWORN TO before me this 19th day of April, 2018.



[Signature]
Notary Public
Residing At Salmon, Id
Commission Expires 4-15-2021

SCANNED

APR 30 2018



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

April 27, 2018

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Ben Armstrong
PO Box 486
Salmon ID 83467

RE: WATER DISTRICT #74J

Dear Watermaster:

Your CERTIFICATE OF APPOINTMENT is enclosed herewith. You will, therefore, take charge of the waters of such district and distribute the same in accordance with the law and the decrees of the courts to the various users in such district in accordance with the terms and conditions of their respective rights, and perform such other duties as may be required by the Department of Water Resources, under the laws of the State of Idaho. You are hereby requested to assume your duties at once and continue thereat until the necessity therefore shall cease.

Please feel free to call upon this office whenever we can be of assistance to you. We have a personal interest in the success of your year's work and desire to keep in as close touch with you as conditions will permit.

Respectfully submitted,


Sharla Cox
Administrative Assistant

Enclosure

SCANNED

APR 30 2018

WATER DISTRICT INFORMATION SHEET

RECEIVED

APR 23 2018

Department of Water Resources
Eastern Region

2018
Year

74 J / Withington Creek
Water District # / Stream Name

Ben Armstrong
Watermaster Name

PO Box 486, Salmon 83467
Address

Cell - 208-940-1551
Phone Number, Home / Cell E-Mail Address

None
Assistant Watermaster Name

Address

Phone Number, Home / Cell E-Mail Address

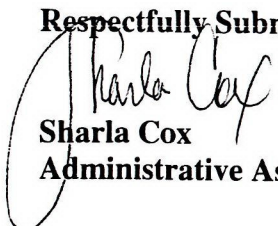
Bob Loucks
Secretary Name

260 Withington Creek Road, Salmon 83467
Address

208-756-3032 baloucks@centurytel.net
Phone Number, Home / Cell E-Mail Address

Please print in the blank information above and return it to the Idaho Department of Water Resources. Your cooperation on this matter would be greatly appreciated. If you have any questions, please feel free to contact me.

Respectfully Submitted,


Sharla Cox
Administrative Assistant

SCANNED

APR 30 2018

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APR 23 2018

Department of Water Resources
Eastern Region

WATER DISTRICT 74J
Special Meeting April 19, 2018

The meeting was called to order at 11:00 A.M. in Room 103 at the Brooklyn Annex by Chairman Jack Jakovac for the purpose of electing a Watermaster.

Members Present

Attending the meeting were: Jack Jakovac, Bob Loucks, Carolyn Thomas, Alfonso Martinez, Tom Stephenson, Lynn Thomas, Morgan Peets, Andrea Daine, and Cindy Yenter, IDWR. Most water rights except David Yoder, Linda Davidson, Christopher Beachy, Bart Crofoot, R.J. Stephenson, and Kathy Jordan were represented.

Election of Watermaster

Ben Armstrong was present and introduced himself. He is a Salmon native and his Grandfather, Paul Fisher, has been a rancher on the Lemhi River for many years. He has experience as an irrigator and some experience with duties of a Watermaster on Carmen Creek. He has visited with both Rick Sager, Watermaster WD-74, and Gary Thomas, former Watermaster WD-74J, so he is familiar with WD-74J. He understands that the compensation for the position is \$50/day and mileage both ways.

He is also aware that he is expected to read the measuring devices at each diversion 1X weekly from the time he is engaged by the Chairman until the creek goes to regulation. When the creek is in regulation, he will read the measuring devices 2X weekly. Ben is moving to a home in the Baker community May 1, so he will be readily available.

Ben's cell phone is **208-940-1551** and his email address is benstepharmstrong@yahoo.com.

Watermaster Nomination

Motion: (L.Thomas - M.Peets) That Ben Armstrong be elected Watermaster. The motion carried unanimously.

There being no further business, the meeting adjourned at 11.30 A.M.

S/Bob Loucks, Secretary-Treasurer

SCANNED

APR 30 2018

WATER DISTRICT 74J
Annual Meeting March 8, 2018

The meeting was called to order at 2:00 P.M. in Room 103 at the Brooklyn Annex by Chairman Jack Jakovac.

Members Present

Attending the meeting were: Jack Jakovac, Bob Loucks, Mike & Carolyn Thomas, Barbara Peets, Alfonso Martinez, Tom Stephenson, Lynn & Heather Thomas, Morgan & Alisa Peets, R.J. Stephenson, and Cindy Yenter, IDWR. All water rights except David Yoder, Linda Davidson, Christopher Beachy, and Kathy Jordan were represented.

Election of Officers

Chairman – Jack Jakovac was nominated and unanimously elected.

Secretary-Treasurer – Bob Loucks was nominated and unanimously elected.

Cindy Yenter – Errors in Watermaster Report

Cindy discussed errors in the Annual Report. An amended report will be filed.

Watermaster Compensation

WD-74J has been paying \$15/hour plus mileage both ways. We have been unable to find anyone who will accept the job for that salary. A considerable discussion ensued. After discussion, the following Motion was offered: (T. Stephenson-M. Thomas) That the Watermaster be paid \$50/day plus mileage both ways. Motion passed.

Motion: (L. Thomas-T. Stephenson) That the job be first offered to Gary Thomas, if he refuses, that the job be offered to Gary Jenson. Motion carried.

Gary Thomas was contacted during the meeting. He declined to accept the job. We were again unable to contact Gary Jenson. Other suggestions were Heber Stokes, Kent Pharris, and Lynn Herbst.

Budget

A copy of the Budgets from 2014 – 2017 was emailed to the members prior to the Annual Meeting. Bob Loucks had proposed a 2018 Budget of \$3235 with an Assessment of \$1250. Because of the change in Watermaster Compensation, this Budget was no longer sufficient. Motion: (A. Peets – T. Stephenson) That the Budget be set at **\$3480** and the Assessment be **\$1500** in 2018. Motion carried.

Resolutions

Resolutions previously adopted were discussed. They are:

1. The Treasurer of Water District 74J is hereby authorized to collect the assessments of the Water District in accordance with Idaho Code § 42-618.
2. Given that the water district cost for administering water for many water users is greater than their normal assessments would be based upon their average annual use of water, it is resolved that pursuant to Idaho Code § 42-612 (4) the Treasurer of Water District 74J is authorized to assess a \$25 minimum charge for Watermaster services for water users in the District.
3. In accordance with Idaho Code § 42-612 (5), the assessment amount for each individual user as shown in the annual adopted budget shall constitute a final determination of the amount due for that year. In the computation of assessments, the Treasurer shall use a 4-year rolling average of diversions for each water user.

new watermaster > Ben Armstrong - 1

SCANNED
APR 30 2018

4. All payments for assessments not received by January 1 of the year following the billing date shall accrue penalties in the amount of 10% of the charge plus interest in the amount of 1% per month, as of the June 1 due date and as provided pursuant to Idaho Code Section 42-617. It is resolved that the Watermaster is authorized pursuant to Idaho Code Section 42-618, to withhold or suspend deliveries of water to any water user who has not paid their assessment charges.
5. The annual Water District 74J meeting shall hereafter be held on the first Thursday of March, of each year unless the Director of IDWR should find it necessary to change the meeting date or unless changed by resolution of the district at any annual meeting.
6. The Watermaster is authorized as an employee of IDWR 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 as instructed by IDWR.
7. When WD-74J is in regulation, the Watermaster visit at least twice weekly, with 24 hours notice to those with multiple diversions.

An additional resolution was offered in 2017 but not adopted. Discussion of the proposed 2017 resolution ensued and amendments were offered. The resolution was then presented as amended.

8. The Watermaster will manage distribution of water within the District from POD Wi-3 (74-216J & 74-221). This POD has 2.81 cfs (140.5 miners inches) of water right. The Chairman of WD-74J will put the Watermaster on duty when only 2.0 cfs (100 miners inches) is delivered. At that point, the District will not be in regulation. When the creek flow approaches 1 cfs (50 miners inches) at POD Wi-3, the Watermaster will put the creek on regulation. If there is any "surplus" water after the creek is on regulation, it will be shared proportionally among the water rights.

Motion: (A. Peets-J. Jakovac) That Resolution 8 be adopted. Motion carried. Additional resolutions proposed were:

9. The Watermaster will complete the Annual Watermaster Report by a month after the end of regulation. The Report will be distributed to water users after it is completed. Watermaster will not receive his final pay check until the Report is completed.

Motion: (T. Stephenson-M. Thomas) That Resolution 9 be adopted. Motion carried.

10. When Watermaster is on active duty, a report of his measurements will be emailed to each water user within 48 hours of the measurements.

Motion: (T. Stephenson-M. Thomas) That Resolution 10 be adopted. Motion carried.

SCANNED
APR 30 2018

Advisory Committee

Motion: (M. Thomas-T. Stephenson) That the Advisory Committee consist of Jack Jakovac, Morgan Peets, and Tom Stephenson. Motion carried.

There being no further business, the meeting adjourned at 4:15 P.M.

S/Bob Loucks, Secretary-Treasurer

SCANNED
APR 30 2018

ADOPTED BUDGET AND RESOLUTIONS
PERTAINING TO THE COLLECTION THEREOF

FOR 2018

RECEIVED
MAR 19 2018

Department of Water Resources
Eastern Region

WATER DISTRICT NO. 74J
STREAM Withington Creek
COUNTY Lemhi
NAME OF SECRETARY Bob Loucks
ADDRESS OF SECRETARY 260 Withington Cr Rd

COLLECTION AND HOLDING OF WATER DISTRICT FUNDS

Please check the appropriate box regarding the collection and holding of Water District funds.

☒ The Water District collects and holds its own funds.

☐ _____ County collects and holds funds for the Water District.
(county name)

☐ _____ County collects the Water District's funds and deposits the funds in an account
(county name) held by the Water District.

(This report must be certified and made in duplicate, one copy to be forwarded to the appropriate regional office of the Idaho Department of Water Resources, and one copy to the Secretary of the Annual Water User's Meeting of the Water District. If a designated county collects funds for the water, then a third copy must be sent to the auditor of the designated county.)

_____, Idaho, _____, 20____

I HEREBY CERTIFY that the within is true and correct copy of the budget as adopted at the annual Water User's Meeting of Water District No. _____, held at _____ on the _____ day of _____, 20____ and all resolutions adopted at said meeting pertaining to the time and the manner of collecting the amounts provided for in the said budget.

Bob Loucks

Secretary, Water District No. 74J

SCANNED

APR 30 2018

Adopted Budget

WATER DISTRICT 74J								Adopted
		Budget	Actual	Budget	Actual	Budget	Actual	Budget
	<u>2014</u>	<u>2015</u>	<u>2015</u>	<u>2016</u>	<u>2016</u>	<u>2017</u>	<u>2017</u>	<u>2018</u>
1/1 Cash on hand	\$469	\$118	\$118	\$25	\$25	\$27	\$27	\$1,985
Income	\$2,325	\$2,150	\$2,153	\$2,256	\$2,256	\$3,500	\$3,478	\$1,500
Loan					\$125	\$230	\$230	
	\$2,325	\$2,150	\$2,153	\$2,153	\$2,256	\$3,730	\$3,708	\$3,485
Office		\$100	\$100	\$100	\$108	\$0	\$0	\$25
Secretary		\$625	\$547	\$250	\$0	\$0	\$0	\$0
Watermaster		\$1,000	\$1,312	\$1,200	\$1,944	\$2,000	\$998	\$2,320
Workmen's Comp		\$300	\$300	\$300	\$300	\$300	\$300	\$300
Accountant		\$30		\$30	\$60	\$60	\$85	\$110
Accounts Payable		\$30			\$77	\$415	\$415	\$191
US Treasury						\$250	\$254	\$110
Expense	\$2,675	\$2,246	\$2,293	\$1,880	\$2,659	\$3,025	\$2,051	\$3,056
12/31 Liabilities								
Loan					\$125	\$230	\$0	\$0
US Treasury					\$254	\$81	\$81	\$110
Accountant			\$30	\$30	\$85	\$110	\$110	\$110
Secretary				\$47	\$0	\$0	\$0	\$0
Total			\$30	\$77	\$464	\$421	\$191	\$220
WD-74J operates on a Calendar Year (1/1 - 12/31)								

SCANNED
APR 30 2018

WATER DISTRICT No. 74J

SCANNED



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

April 27, 2018

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

Bob Loucks
260 Withington Creek Rd
Salmon ID 83467

RE: WATER DISTRICT #74J

Dear Secretary / Treasurer:

We acknowledge receipt of the Minutes of the Annual Watermaster's Election Meeting held in your district. The Watermaster Certificate will be sent under separate cover.

Thank you.

Sincerely,

A handwritten signature in blue ink that reads "Sharla Cox". The signature is written in a cursive style with a large, looping 'S' at the beginning.

Sharla Cox
Administrative Assistant

SCANNED

APR 30 2018