MEMORANDUM

Type: In Office Conversation
(Telephone)
Meeting Notes

Follow-up
Log of Events
Other_____

To: East Fork Ditch / WD # 67
From: J. Westra, Western Reg.
Date: _____

E Frk Ditch.
RE: Williams taking Water - Alleged.

8/14/12 Balderson # 67-15021 & 67-15024 253-4346
10:55 Left message
8/23/12 Am Discussed ditch rights, storage, E Fork Ditch
Send OK with curtailments by watermaster.
Measmt of water on east Frk ditch (boxes) send
fin with system.

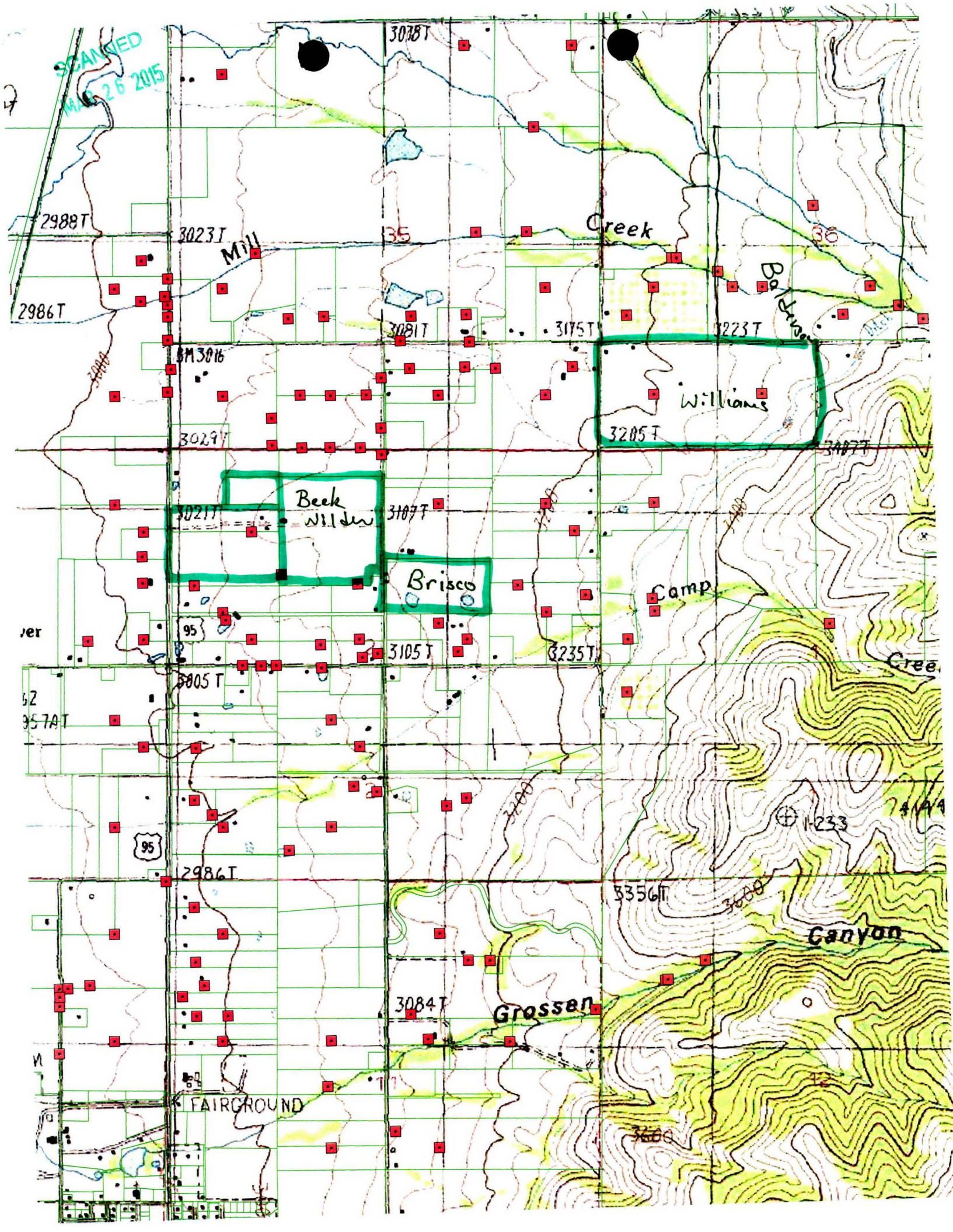
8/14/12. John Bezates 541-889-5963 WR # 67-348C.
11:15 Left message, 208-859-7038
Am.

8/15/12 Discussed jurisdiction - end at headgate.
What water do they have Lost Valley, E Frk Ditch, natural rights?
The matter with Williams is civil between Parties on
the ditch. Mr. Bezates will be contacting an attorney
to address the matter.

8/14/12 Ron Barker 208-253-6061
Talked with Mrs Barker.
Discussed jurisdiction of water master and Dept.

SCANNED
MAR 26 2015

67-0348C - Says delivery through Hoom Ditch - aka Mill Creek Ditch


SCANNED
MAR 26 2015
3038T
2988T
3023T
Mill
Creek
35
36
2986T
3081T
3175T
3223T
BM3016
Williams
3205T
3029T
Beek
Wilder
3021T
3107T
Brisco
Camp
95
3105T
3235T
3005T
957AT
95
2986T
3356T
Canyon
3084T
Grossen
FAIRGROUND

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-4110

WATER RIGHT NUMBER: 67-4110

Owner Type	Name and Address
Original Owner	RICHARD L WILLIAMS PO BOX 111 COUNCIL, ID 83612
Current Owner	DARLIN J WILLIAMS PO BOX 111 COUNCIL, ID 83612

Richard Williams

Priority Date: 05/10/1918

Basis: Decreed

Status: Active

Source	Tributary
MILL CREEK	WEISER RIVER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/15	11/15	0.760 CFS	
STOCKWATER	01/01	12/31	0.030 CFS	
		Total Diversion:	0.790 CFS	

Location of Point(s) of Diversion

MILL CREEK SE1/4NW1/4SE1/4 Sec. 36, Twp 17N, Rge 01W, B.M.

ADAMS County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
17N 01W 36											27.0	11.0					38.0

Total Acres: 38

STOCKWATER same as IRRIGATION

Conditions of Approval:

1. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
2. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

SCANNED

MAR 26 2015

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-4110

Comments:

1. mmount 8/10/2006 Priority
Comment: Claimant provided proof of the land being used for agriculture in 1915 however claimed 1950. Recommended 1950.

2. mmount 8/10/2006 pod
Comment: Mill Creek tag A0014037

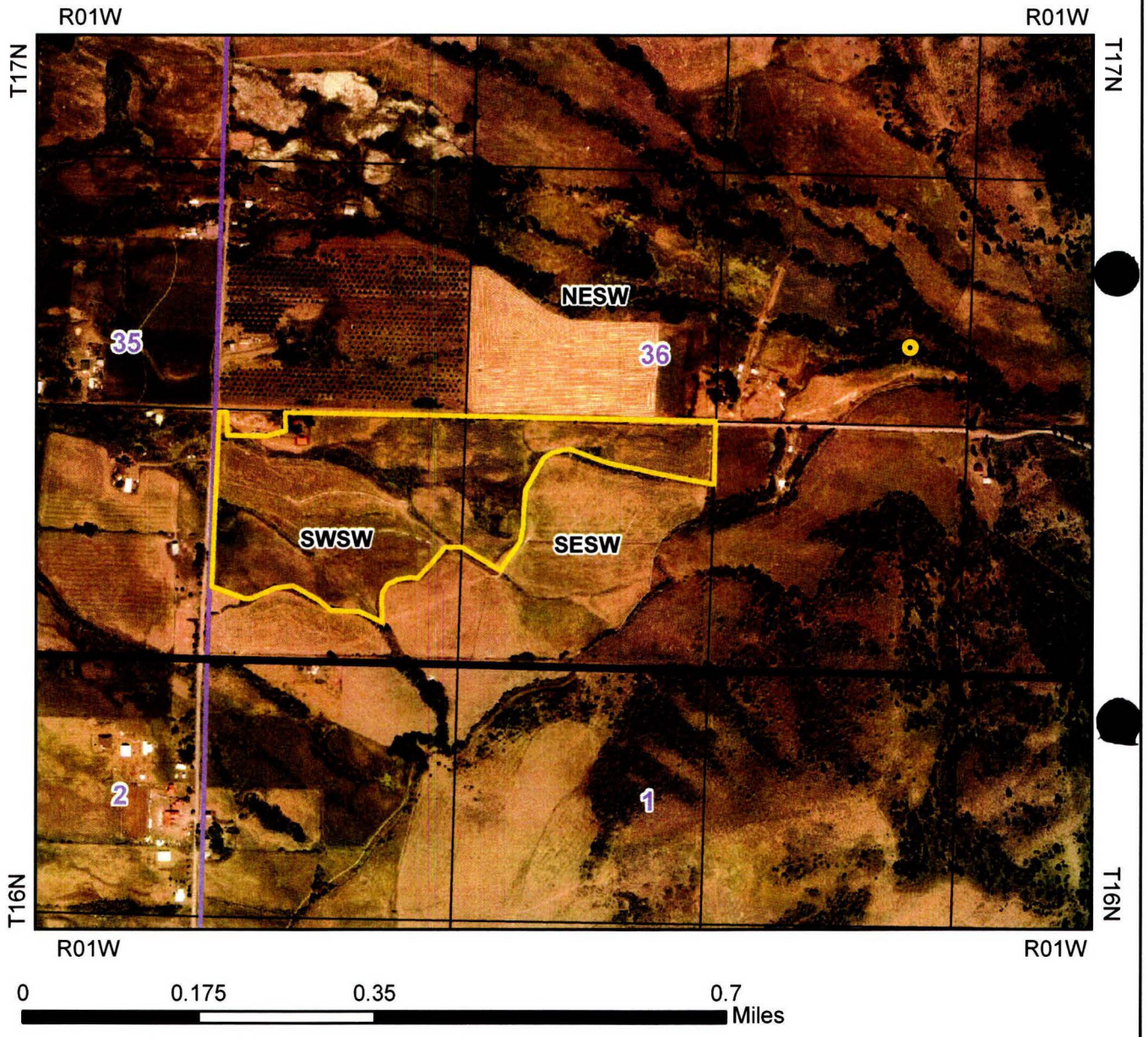
3. lgraves 12/13/2006 Notice of Error
Comment: License 67-2051 with a 1910 priority date for 25 acres from an unnamed stream overlaps claimants p/u. Claimant did not file on this right. The licensing field report conducted in 1912 indicates the source as as a slough fed by irrigation ditches. The slough is north of claimants property. Rick Williams (claimants son) stated in a telecon 12/13/2006 that his father does not divert from the slough. Decree 67-124 also overlaps the claimed acres and was filed under right 67-11413 in the name of East Fork Ditch Company, which the claimant is a shareholder. Claimant also provided assessment information dated 1915 indicating irrigation of 76 acres in the S1/2SW S36. Obviously, the property was irrigated prior to the 1950 priority date listed on the claim. Because Mill Creek was included as a source in the Muir vs. Allison decree, a priority date of 5/10/1918 (day after decree was signed) can be recommended for this beneficial use claim based on the evidence provided.

Water Supply Bank:

SCANNED
MAR 26 2015

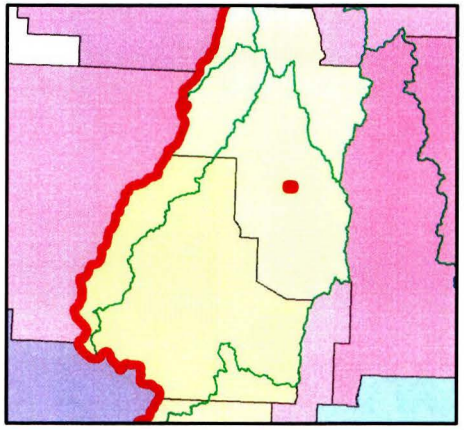
Idaho Department of Water Resources

Water Right
67-4110
(IRRIGATION)



- Point of Diversion
- Place of Use
- State Outline
- Townships
- PLS Sections
- Quarter Quarters

SCANNED
MAR 26 2015



Adams County
IDWR Basin 67

Prepared by Westra, John

2009 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-348C

WATER RIGHT NUMBER: 67-348C

Owner Type	Name and Address
Original Owner	WILLIAM P ABIDE 3505 HANOVER LN IRVING, TX 75062-891283333 (208)578-5203
Original Owner	BRET ARMACOST PO BOX 1992 MCCALL, ID 83522 (208)469-0467
Original Owner	STEVE SCHWILLING HC 62 BOX 1365 COUNCIL, ID 83612 (208)253-6006
Original Owner	DORIS ARMACOST PO BOX 87 COUNCIL, ID 83612 (208)253-4360
Original Owner	GARY R ARMACOST 50558 HOMESTEAD RD OXBOW, OR 97840-5901 (208)785-3372
Original Owner	WILLIAM F WINKLER COUNCIL, ID 83612
Original Owner	ROSE K ABIDE PO BOX 3080 HAILEY, ID 83333 (208)578-5203
Current Owner	HENRICUS P BEEKWILDER FAMILY REVOCABLE TRUST 2687 TOWNSEND CT SACRAMENTO, CA 95864 (916)481-1893

Beekwilder WR

Priority Date: 05/01/1878

Basis: Decreed

Status: Active

SCANNED

MAR 26 2015

Source	Tributary
MILL CREEK	WEISER RIVER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/15	11/15	0.250 CFS	
		Total Diversion:	0.250 CFS	

Location of Point(s) of Diversion

MILL CREEK NW1/4SE1/4 Sec. 36, Twp 17N, Rge 01W, B.M.

ADAMS County

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-348C

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
16N	01W	2					29.0	21.0	8.0	7.8									65.8
							L 3	L 4											

Total Acres: 65.8

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
3. K06 This right is limited to the irrigation of 20.0 acres within the place of use described above in a single irrigation season.

Remarks:

Comments:

1. csaxton 5/31/2006 TR 539 and 517
Comment: This claim represents two portions of original decreed right 67-348 as defined in TR 517 and TR 539. At 5/8 inches per acre this right is limited to 20 acres. However, the additional acreage can be covered by E. Fk Ditch Company shares.

2. csaxton 5/31/2006 Flood Water
Comment: No flood water claim was filed.

3. csaxton 5/31/2006 POD
Comment: POD in different QQ than defined by TR 517. There are enough PODs close together that I can not say it did not change and was just an error in the legal description.

4. csaxton 4/2/2007 Change of Address
Comment: Possible change of address to: PO Box 51, Council ID 83612

5. csaxton 2/20/2009 Objection Resolution
Comment: Altered the recommended land list acreage distribution between QQs per objection. I did not create a v2.

6. shemenway 4/6/2010 11:54:44 AM Water Right
Comment: This water right record was updated by decree record from old RightID 72765 to new RightID 579854

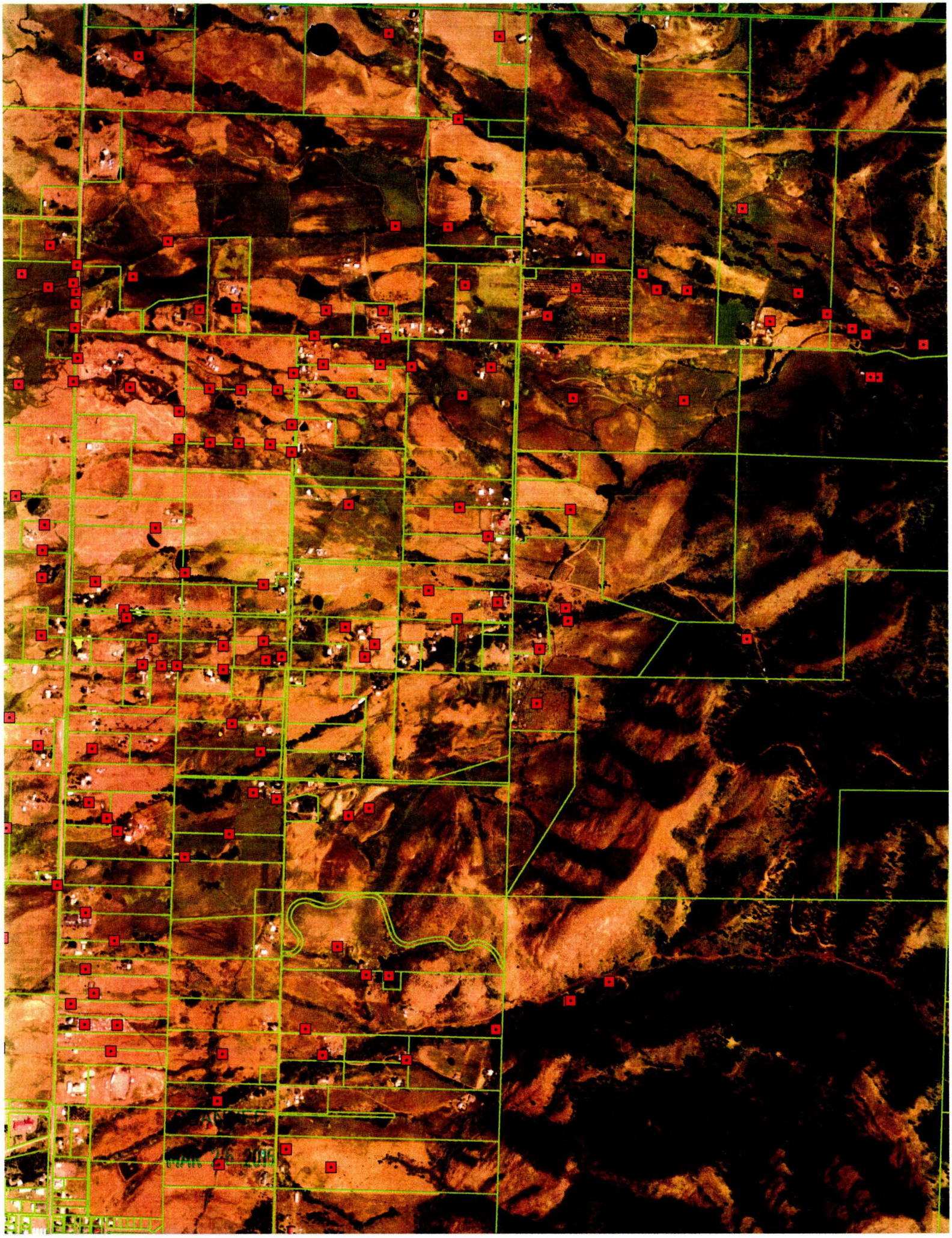
IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-348C

SubCase:

SubCase Number: 67-348C
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent: Craig Saxton
Basis of Claim: Decreed
Date Filed: 5/9/2008 Objection Status: Active

Water Supply Bank:



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-15021

WATER RIGHT NUMBER: 67-15021

Owner Type	Name and Address
Original Owner	JOHN POYNER , ID
Original Owner	J D POYNER , ID
Previous Owner	LUCILLE C BALDERSON 2452 MILL CREEK RD COUNCIL, ID 83612-5222 (208)253-4861
Previous Owner	GERALD E BALDERSON 2452 MILL CREEK RD COUNCIL, ID 83612-5222 (208)253-4861
Current Owner	JOHN W BALDERSON 2452 MILL CREEK RD COUNCIL, ID 83612 (208)253-4346

SCANNED
MAR 26 2015

Priority Date: 05/10/1918

Basis: Decreed

Status: Active

Source	Tributary
MILL CREEK	WEISER RIVER

Beneficial Use	From	To	Diversion Rate	Annual Volume
IRRIGATION	03/15	11/15	0.120 CFS	
		Total Diversion:	0.120 CFS	

Location of Point(s) of Diversion

MILL CREEK SE1/4NW1/4SE1/4 Sec. 36, Twp 17N, Rge 01W, B.M.

ADAMS County

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N 01W 36									5.0					12.5			17.5

Total Acres: 17.5

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 67-15021

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. E55 Right Nos. 67-15021 and 67-15024 are limited to the irrigation of a combined total of 17.5 acres in a single irrigation season.

Remarks:

Comments:

1. DMBall 9/15/2009 Ownership Change
Comment: WR 67-11249 split into 67-15020 (G Balderson Jr), 67-15021 (J Balderson), & 67-15022 (Fewkes)

2. dmball 9/15/2009 3:49:39 PM POU
Comment: Updated Shape

3. dmball 9/15/2009 3:56:45 PM POD
Comment: Updated Shape

Water Supply Bank:

SCANNED
MAR 26 2015

Westra, John

SCANNED
MAR 26 2015

From: Brandi Horton [watermaster67@hotmail.com]
Sent: Wednesday, August 15, 2012 12:50 PM
To: Westra, John; Lester, Steve
Subject: FW: East Fork Water!

Hi Guys!

I know how much you love hearing from me, so here's so more excitement for you! East Fork Ditch is calling into question how the Lost Valley Reservoir operates. I've explained in the following email how I was taught to do the job. But as you'll read, I've spoken with LVR board members, and there seems to be confusion as to what the bylaws actually say about it. I get different answers from different board members. I want to have a meeting with LVR board members, EFD directors, and one of you. Once I get my hands on the LVR bylaws (if that's possible, they're having trouble locating them) I'll schedule it. I'd like to handle this as soon as possible, since it's been recommended to the EFD that they bring their complaints to the District's annual meeting as well as the LVR's annual meeting. The problem with that is the more people you have there with no actual involvement in the case, the more volatile this may become. I'll speak with you soon!

Take Care!

Brandi Horton
Watermaster-District 67
2297 Snapp Ln.
Midvale, ID 83645
(208) 550-0313

From: watermaster67@hotmail.com
To: ahahorse@ctcweb.net
Subject: RE: East Fork Water!
Date: Wed, 15 Aug 2012 13:40:23 -0500

Hi Dick,

When I took on the job it was explained to me that the water is to be delivered on a 60 day release rate. It became necessary to start releasing water from LVR at the end of June, and the demand for water will be over by the end of August and we'll be closing the gate at the reservoir to conserve all the water we can. That's 60 days. Each share in the reservoir is equivalent to 0.22 inches per minute. You take the total shares owned by the shareholder, and multiply that by the share equivalent and deliver that much water to them. For example, East Fork Ditch has a total of 660 shares. 660 x 0.22 = 145.2 inches per minute. I've given you 150 inches for reservoir shares. This is how I was told to do the job and is how I have done it. Think back to 2007...the last really hot, dry year we had. The East Fork Ditch was down to 300 inches at the end of July that year as well. Many other water users throughout the district were shut off completely by then because they had junior water rights and no reservoir shares. It's the same situation this year.

I spent yesterday with a man from the IDWR measuring natural stream flow in all forks of the Weiser River. There is a total of 3,514.8 inches of natural stream flow available in the Weiser River drainage. To fill all water

rights on the Weiser River and it's [redacted]ks I need 40,057 inches. To fill only th[redacted]nior rights (completely curtailing all junior rights) I still need 8,934.5 inches. Give you some idea of what I'm up against?
The method of delivery of the reservoir water is decided by the reservoir company itself, since they own the water. When the reservoir company was formed and the reservoir built, they wrote bylaws and articles of incorporation which governs how they operate. I never asked to see them. I was taught how my job was to be done by Bosco, which is how he was taught by Jerry Myers, which is how he was taught by the watermaster before him and is how it's always been done so far as anyone knows. However, on speaking to different LVR board members, there seems to be confusion as to what the bylaws and articles say, as well as where they are located. I'm doing the leg work now to get that information, and will be organizing a meeting with LVR board members, EFD directors, the IDWR, and myself. I've got to get everyone on the same page. You know, it makes me wonder why EFD has suddenly decided to start asking questions this year, when this has been going on for over so many years. In fact, Jerry informed me that when he was watermaster, not only did he repeatedly have to reduce your water in dry years, but for 2 years straight you had to be shut down completely. Bosco has told me he had to reduce your water several times as well. Why is the EFD reacting this year as if this has never happened before? Curious...

I'll be contacting you when I get this meeting scheduled. In the mean time I've spoken with some senior water users on the river who are planning on finishing irrigating in the next few days, and as those diversions are shut down I'll be able to deliver more water your way. I hope this helps you some, and I'll be contacting you soon. Hang in there Dick, this irrigation season too shall pass.

Have a Good Day,

Brandi Horton
Watermaster-District 67
2297 Snapp Ln.
Midvale, ID 83645
(208) 550-0313

SCANNED
MAR 26 2015

Date: Tue, 14 Aug 2012 14:02:05 -0600
From: ahahorse@ctcweb.net
To: watermaster67@hotmail.com
Subject: East Fork Water!

Good afternoon Brandi. I'm trying to continue my education of our water operations. Concerning Lost Valley Reservoir, is there a way to measure discharge? Do you keep a log of the changes you make to Lost Valley discharge? I understand that we have C and B shares of Lost Valley water. I also understand that when the reservoir is full, that is "C" water. As the reservoir is drawn down, "B" shares are used. Our "B" water is "paper water", at least for us, because we can not obtain it. Instead we, or you send it down river so we can keep diverting our 16 cfs. on the East Fork. If I do not understand correctly, please correct me. Also, who by law is responsible for setting releases from Lost Valley Reservoir. If there is a state statute or administrative rule, I will appreciate having the citation. Lastly, what class of our shares are you now releasing from Lost Valley Reservoir, and what is the discharge?

Thanks for your help. I have had a lot of explaining to do since you reduced us, and I feel I have not been able to explain the operations well enough.

Regards,

Dick Thompson,
President
East Fork Ditch Company, Ltd.

Westra, John

From: Brandi Horton [watermaster67@hotmail.com]
Sent: Wednesday, July 25, 2012 1:15 AM
To: Westra, John; Lester, Steve
Subject: Hans Beekwilder/John Bezates/Rod Barker

SCANNED
MAR 26 2015

Good Morning!

Wanted to let you all know about the latest developement in the Mill Creek area. As you may recall I sent you an email to explain the situation of Mr. Bezates (renting property from Mr. Beekwilder) demanding I deliver water which is already in the ditch, but his neighbors were keeping it all. I was finally able to reach Darlin Williams (the neighbor using all the water) and inform her that she must release the water since her junior right in the ditch had been curtailed. She said no problem she'd do that right away. Apparently she did (or at least part of it) because Mr. Bezates called me tonight wanting to know if the little trickle coming to him was all the water there is. I explained the situation to him, told him I'd done all that the law allows me to do in the matter, and he was already privey to the history with Rick and Darlin Williams and there use (or abuse) of water up there. He then requested that I call the Department and insist that you take action immediately. He was under the impression that the Department (somewhere back in time) had send a letter to the Williams' informing them that their water rights would be taken away if they didn't stop stealing from the neighbors. So the chances are very good that you'll be recieving a phone call to that affect in the near future. I tried to tell him that the same laws that govern my actions also govern yours, but I don't think he understood that. I also tried to tell him that the Williams' will hang on to that water every year until the Watermaster gets ahold of them and tells them there's no water for them to use, and then they'll usually (but I suspect not always) release it and send it on.

To add to the excitement and confusion, Rodman Barker is down the ditch from Mr. Bezates/Beekwilder's property, and has East Fork Ditch shares, and a water right filed on "Waste Water" apparently in the same ditch system. He called me to ask where his water was and I explained the same to him as to Mr. Bezates, but he didn't seem to follow what I was saying. Mr. Bezates told me this evening that he believes Mr. Barker is tampering with boards in the ditch and taking off with what little water there is, so he'll probably speak to you about that too. We're having way to much fun in the sun up here in District 67! Just wanted you to be prepared...

Have a Good One!

Brandi Horton
Watermaster-District 67
2297 Snapp Ln.
Midvale, ID 83645
(208) 550-0313

Westra, John

From: Brandi Horton [watermaster67@hotmail.com]
Sent: Friday, August 03, 2012 5:21 PM
To: Lester, Steve; Westra, John
Subject: FW: East Fork Ditch Reduced Flow!

Hi Guys!

Thought I'd send along this coorespondence with the East Fork Ditch Company for your information. It's become neccessary for me to make reductions to the junior rights on the Weiser River, and the folks on the East Fork Ditch are behaving as if nothing like this has ever happened before in the whole history of the district...yeah right! Anyway, the president requested detailed information about why I've done what I've done and I sent it to him in the following email. Just thought I'd keep you in the loop....

Have a Great Day!

SCANNED
MAR 26 2015

Brandi Horton
Watermaster-District 67
2297 Snapp Ln.
Midvale, ID 83645
(208) 550-0313

P.S. It's getting to be more and more difficult to keep the senior rights going with all the fires! Midvale Hill has burned twice in two weeks and today Rush Creek/ Cow Creek area out of Cambridge is blazing! All those helicopters with buckets and hoses putting out the fires are sucking the river dry...and one guy even asked why I allow them to do that! Crazy! ☒ Lol!

From: watermaster67@hotmail.com
To: ahahorse@ctcweb.net
Subject: RE: East Fork Ditch Reduced Flow!
Date: Fri, 3 Aug 2012 18:13:25 -0500

Hi Dick,

Sorry it's taken me so long to get back to you...things are really hopping around here! The Middle Valley Ditch Corporation made the call to me for their water because the flow in the river has not met their water rights even with Lost Valley running full force. They have water rights 67-23 (1883), 67-24 (1887), and 67-25 (1889) for a combined total of 44 cfs (2200 inches) as well as 3000 shares of Lost Valley water (2000 of A & 1000 of B stock). For the last several days they've only had about 1800 inches, not nearly their allotment. I made reductions to all junior water rights on the Weiser River and East and West Forks of the Weiser. Any water right with a priority date after 1900 has been reduced. Notice I said reduced, not curtailed. I'm trying to supply enough for the deficiency to the senior rights while leaving some water for the junior rights. I have no desire to dry up anybody. This means the junior water rights will just have to get by with less, rather than my shutting them completely off. If your director has further questions please have him/her contact me directly. I'll be more than happy to answer them. As of today the Middle Valley Ditch is finally full up and I'm hoping to hold them there without further reductions to the junior water users. Pray for rain!

Have a Good One,

Brandi Horton
Watermaster-District 67
2297 Snapp Ln.
Midvale, ID 83645
(208) 550-0313

> Date: Thu, 2 Aug 2012 10:21:21 -0600
> From: ahahorse@ctcweb.net
> To: watermaster67@hotmail.com
> Subject: East Fork Ditch Reduced Flow!
>
> Good morning. One of our directors who has been here a lot longer than
> I is puzzled by your reduction in our water diversion. For us to
> understand better what is happening, who else in the area did you
> reduce, and who made the water call.
>
> Thanks for your help.
>
> Dick Thompson,
> President
> East Fork Ditch Company, Ltd.

NED
2 6 2015

Westra, John

From: Brandi Horton [watermaster67@hotmail.com]
Sent: Thursday, August 09, 2012 5:39 PM
To: Westra, John; Lester, Steve
Subject: East Fork Ditch.....still!

SCANNED
MAR 26 2015

Morning!

More combative activities on the East Fork Ditch for you to know about. Kenneth Ward (one of the directors of East Fork Ditch) called me for the second time in four days, insisting that the East Fork Ditch has never before been reduced like this, and demanding to know why it has been done. I've tried to explain to him in detail both times what's going on, but I don't seem to be making any headway. I figured I'd relay today's conversation to you. He asked me how do I distinguish between Weiser River water and Lost Valley water. I explained to him that I take a look at the flows (there are no measuring devices) of the East Fork, West Fork (above Lost Creek), Middle Fork, and main Weiser River to decide how much water is available without Lost Valley. I then take a look at what's being released from the reservoir. I deliver the Lost Valley water to it's share holders and the remainder goes to the senior water users on the drainage. Currently there's not enough water in the river alone to cover all the user (precious few actually) and that is when the curtailments must be made. He then insisted that Lost Valley is the only reservoir in the state of Idaho that operates as it does. He tried to impress on me that so long as the reservoir is full at the beginning of the year, all of it's water should be delivered as if it were all the same stock. Lost Valley has A, B, and C stock...A being the oldest and therefore best, just like a priority date. When the reservoir level drops below the capacity of C stock those share holders are cut off, then the B stock when it's gone, and the last to go is A stock. Crane Creek Reservoir operates the same, and I may be mistaken but I'm pretty sure that's how most reservoirs are. At any rate, that's how it has always been here, and he's trying to tell me that a reduction to the East Fork Ditch has never been made before (at least, not this early in the year). I know this to be untrue, as I have spoken with Bosco and Jerry as previous watermasters. They both assured me that they had repeatedly year after year made reductions, and Jerry had them shut off completely 2 years running. I've done my best to leave extra water for everyone in the drainage each year if the system would tolerate it, and I'm beginning to regret being so lenient. I'm sorry to say I did lose my temper slightly with Mr. Ward in the conversation as he refused to believe the information I gave him. Upon his asking me for the fourth time why there wasn't enough water I told him that it's been 100 degrees for over a month, we had no snow last winter, and he should pick up a newspaper once in a while and realize that most of the United States is about to dry up and blow away, and we're no different. I know I shouldn't have gotten short with him, but it's difficult to maintain composure when being hounded for doing your job. Very likely you'll being hearing about this soon...

More fun with East Fork Ditch...outside our jurisdiction though. One of their stockholders is threatening to "end it one way or another" with another stock holder. Apparently Mark Briscoe isn't recieving as much water as he feels he should, and blames Rick Williams for "stealing all the water." I called Dick Thompson (president) and relayed the threats that were made. Dick went to Mr. Briscoe's diversion off the main canal and said that his allotment was being diverted at that point, which is the end of the ditch company's responsibility. I figure you'll either receive an angry phone call from Mr. Briscoe, or you'll see him in a booking photo on the news. Man it's getting tense up here!

I don't mean to keep bothering you with all our issues, but I know how much I hate being blindsided by these things, and the more information I can gather prior, the easier to handle each situation. I'm sure you feel the same!

Have a Great Day!

East Fork. Ditch.
Read forward.

Westra, John

From: Westra, John
Sent: Wednesday, August 08, 2012 8:00 AM
To: 'Brandi Horton'
Cc: Lester, Steve
Subject: RE:

Brandi:
Right on the money.
We have had problems with Zundell over the years.
The approach of just shutting the ditch off is a keeper.

Steve and I much appreciate you keeping us posted on the
Issues-- Very very helpful!!
The irrigation season shall too pass!
John

SCANNED
MAR 26 2015

From: Brandi Horton [mailto:watermaster67@hotmail.com]
Sent: Tuesday, August 07, 2012 11:01 PM
To: Westra, John; Lester, Steve
Subject:

Good Morning!

I took a trip up Rush Creek with my deputy, who wanted to know how to handle a problem that has developed at the last headgate on the creek. I thought I'd pass along to you my decision so that you'll be aware of the circumstances incase you receive a call from Robert Bumgarner. Mr. Bumgarner's dam has been undermined by time, the elements, and lack of proper maintenance. The water coming to him all drops out from under his dam, through the rocks and appears in the creek below the dam. I've included pictures I took of it as it looked when I arrived today. In the first picture you see directly upstream of the dam. The next picture is of the dam itself, and the many loads of sand Mr. Bumgarner hauled in trying to seal it up. The third picture gives you a view of the dam and the headgate (right side of pic) which is about a foot above water level. And the last picture is directly downstream of the dam. As things stand now, you'd have to shut off all the water users on the creek to push enough water down to Mr. Bumgarner in order for any of the water to reach his headgate. Most (or possibly all) of that water would be wasted down the creek where there is no one to use it. I told Gordy (my deputy) that this is a futile water call and we won't be delivering to Mr. Bumgarner's diversion. Gordy has informed Mr. Bumgarner of this, and I wanted the Department to be in the know as well.

Also while on Rush Creek we closed down the Ridenour Ditch. The senior water users on that ditch (Ethel Pearson and Nina Hawkins) don't receive their water because a junior user up the ditch from them (Lee Zundell) dumps all of it into his pond. Gordy spoke with Thel and Nina, who told him to just shut off their water entirely since they couldn't make use of it, and let it be used to supply the deficiency to other senior water rights on Rush Creek. It's very likely you'll hear something from Zundell's about this.

That's all the excitement I have to warn you about for now....

Have a Great Day!

SCANNED
MAR 26 2015


SCANNED
MAR 2 6 2015

SCANNED
MAR 26 2015

SCANNE
MAR 26 20

To _____

Date 4-16-08 Time _____ A.M. P.M.

WHILE YOU WERE OUT

_____

of _____

Phone _____
AREA CODE NUMBER EXTENSION

Telephoned		Please call	
Called to see you		Will call again	
Wants to see you		Returned your call	

Message Rick Williams
253-4523
RE: East Fork Ditch Co. delivery
67-11413
-11416

Signed Kelly

To John

Date _____ Time _____ A.M. P.M.

WHILE YOU WERE OUT

_____

of _____

Phone _____
AREA CODE NUMBER EXTENSION

Telephoned		Please call	
Called to see you		Will call again	
Wants to see you		Returned your call	

Message

Rick Williams
classes with East Fork Lake
Reach at 642-7182 (today 4-17)
otherwise 253-4523

Signed _____

IMPORTANT MESSAGE

FOR John Nestra

DATE 8-16-12 TIME 11:31 A.M. P.M.

M John Berabas

OF

PHONE 908-859-7038
AREA CODE NUMBER EXTENSION

❑ FAX

❑ MOBILE
AREA CODE NUMBER TIME TO CALL

TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL		SPECIAL ATTENTION	

MESSAGE

Returned your call.
Please call at the above number.

SIGNED MP

TOPS. FORM 3002P
MADE IN U.S.A.

FOR JOHN

Urgent ☐

DATE 8.22.12 TIME 1:34 A.M. (P.M.)

While You Were Out

M JOHN BAILDERSTON

OF

PHONE 208 253-4346
AREA CODE NUMBER EXTENSION

TELEPHONED		PLEASE CALL	X
CAME TO SEE YOU		WILL CALL AGAIN	
RETURNED YOUR CALL	X	WANTS TO SEE YOU	

MESSAGE FROM: COUNCIL, ID.

JPB2@CTCWEB.NET

YOU MAY CALL OR EMAIL

SIGNED RS

adams 9711

FO [redacted] STEVE

Urge [redacted] ☐

DATE 8·13·12 TIME 2:30 A.M. P.M.

While You Were Out

M MARK BRISCOE

OF

PHONE 741-0202 (208)
AREA CODE NUMBER EXTENSION

TELEPHONED		PLEASE CALL	
CAME TO SEE YOU		WILL CALL AGAIN	
RETURNED YOUR CALL		WANTS TO SEE YOU	

MESSAGE

CONCERNED W/ WATER
IN COUNCIL IDAHO

Called back 8/13.

SIGNED PJ

adams 9711

Middle Valley Ditch Corp

Basin	Sequence	Suffix	Version Number	Process	Basis	Status	Draft	RightID	Priority Date	Diversion Rate	Source List	Water Use List	Current Owner	Other Owner
67	23			Water Right	Decreed	Active	N	579301	7/7/1883	20.000	WEISER RIVER IRRIGATION		MIDDLE VALLEY DITCH CORP	
67	24			Water Right	Decreed	Active	N	579302	11/1/1887	14.000	WEISER RIVER IRRIGATION		MIDDLE VALLEY DITCH CORP	
67	25			Water Right	Decreed	Active	N	579303	5/1/1889	10.000	WEISER RIVER IRRIGATION		MIDDLE VALLEY DITCH CORP	
67	4434			Water Right	Decreed	Active	N	579304	6/1/1921	32.000	WEISER RIVER IRRIGATION		MIDDLE VALLEY DITCH CORP	

Make call for water.

8/15/2012 - Notes for John Weeks

Mill Ck/East Fork Ditch Company Calls:

① John Balderson (208) 253-4346
Left message
↳ WR 67-15021 @ Council 10:55

② John Bezates (541) 889-5963
↳ "Hans Beekwilder Place" WR 67-348C

③ Cheryl + Ron Barker (208) 253-6001
⇒ All 3 complaining Mr. Williams

Chuck + Darlene Williams - Mill Ck WR 67-4110
taking all water + wasting water down
RD with JR. WR. Ditch system off Mill Ck.
All have talked to Brandi Horton.
All want call back from Dept.
⇒ I have more details if needed.

Thanks,
Angie

SCANNED
MAR 26 2015

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region, 2735 Airport Way • Boise, Idaho 83705-5082
Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

March 30, 2012

C. L. "BUTCH" OTTER
Governor
GARY SPACKMAN
Director

BRANDI S. HORTON
2297 SNAPP LN
MIDVALE ID 83645

RE: Watermaster Appointment 2012— Weiser River #67

Dear Ms. Horton:

Enclosed is your Watermaster Certificate of Appointment for the 2012 season.

You will take charge of the water of the district and distribute the same in accordance with the laws of Idaho and decrees of the courts. Distribution shall be in accordance with the terms and conditions of the user's respective rights, and as may be required by the Department of Water Resources. You should note that the enclosed Certificate of Appointment authorizes delivery of natural flow and also stored water pursuant to Section 42-801, Idaho Code.

During the 2011 session, the legislature made several significant changes to the Watermaster Statutes in Chapter 6. In summary the following changes were made:

-Under IC42-605, new watermasters will continue to file an oath of office with the Department. However, a duly appointed watermaster that is reelected in consecutive years will no longer be required to file additional oaths each year.

-Under IC 42-608, a wateruser no longer is required to submit a written Petition for Watermaster Services to the Department when calling the Watermaster. The wateruser now calls the watermaster directly when there is a necessity for control and distribution of water within the district.

-Under 42-615, the watermaster no longer have to submit the district proposed budget to the Department They are to prepare a proposed budget 14 days in advance of the annual meeting. The proposed budget and distribution should be submitted at the annual meeting for consideration by the water users.

These changes definitely will eliminate significant paper work and time for all parties.
Feel free to contact our Western Regional Office if you need assistance during the irrigation season, phone 334-2190.

Sincerely,

Rachel Sommer for:

John Westra,
Western Region

Enclosures: Certificate of Appointment

SCANNED
JUN 0 1 2015

State of Idaho
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 287-4800 FAX: (208) 287-6700 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

Gary Spackman
Interim Director

February 17, 2012

Terry Horton, Sec
2574 School Rd.
Midvale, ID 83645

RE: Acknowledgement of Annual Meeting Minutes 2012
#67 Weiser River Water District

Dear Ms. Horton:

This letter will serve as an acknowledgement the Department has received the annual meeting minutes for the above water district.

Should you have questions, please contact me at the Western Regional Office, phone 334-2190.

Sincerely,

for John Westra, Manager

SCANNED
MAR 26 2015

Water District 67
% Terry Horton
2574 School Road
Midvale, Idaho 83645

Watermaster: Brandi Horton (208) 550-0313
Chairman: Vernon Lolley (208) 549-0248
Secretary: Terry Horton (208) 355-2315

February 6, 2012

IDWR
2735 Airport Way
Boise, Idaho 83706

Idaho Department of Water Resources,

Here is a copy of the budget and minutes from our annual Water District 67 meeting held in Cambridge, Idaho at the US Bank Community Room, February 6, 2012 at 1:00 p.m.

Thank you,

Terry Horton

Terry Horton, Secretary

Cc: Vernon Lolley
Brandi Horton

RECEIVED
FEB 16 2012
WATER RESOURCES
WESTERN REGION

SCANNED
MAR 26 2015

RECEIVED
FEB 16 2012
WATER RESOURCES
WESTERN REGION

Water District 67
% Terry Horton
2574 School Road
Midvale, Idaho 83645

Watermaster: Brandi Horton (208) 550-0313
Chairman: Vernon Lolley (208) 549-0248
Secretary: Terry Horton (208) 355-2315

February 6, 2012

Chairman Vernon Lolley called the annual meeting of Water District 67, to order at 1:01 p.m. Monday, February 6, 2012, at the US Bank Community Room in Cambridge, Idaho.

Minutes read by Secretary Terry Horton, minutes stand approved as read.

Election of Chairman:
John Sachtjen nominated Vernon Lolley, Harmon Horton 2nd, Harmon Horton moved to cease all nominations and cast a unanimous ballet, John Sachtjen 2nd, motion carried.

Election of Vice Chairman:
Harmon Horton nominated John Sachtjen, Dale Barton 2nd, John Sachtjen moved to cease all nominations and cast a unanimous ballet, Carl McElhinney 2nd, motion carried.

Election of Secretary/Treasurer:
John Sachtjen nominated Terry Horton, Dale Barton 2nd, John Sachtjen moved to cease all nominations, Dale Barton 2nd, motion carried.

Election of Watermaster:
John Sachtjen moved to keep Brandi Horton as Watermaster, Jerry Myers 2nd, John Sachtjen moved cease all nominations and cast unanimous ballet, Jerry Myers 2nd, motion carried.

Election of Deputies:
Deputies are; Bruce Gochnour, Jacqueline Wray, Wendell Walker, Jim Brown, Nello Jenkins and Gordon Galus.
Harmon Horton moved to retain same deputies, Carl McElhinney 2nd, motion carried.

Election of Credential Committee:
Credential Committee is; Bill Shore- Council, John Sachtjen- Cambridge, Laurie Chandler- Monroe Creek, Vernon Lolley-Weiser, Harmon Horton- Midvale and Paul Striker- Monroe Creek.
Carl McElhinney moved to retain same members, Harmon Horton 2nd, motion carried.

SCANNED
MAR 26 2015

Election of Advisory Committee:
Advisory Committee is: Alvin Yantis- Council, Randy Noah- Cambridge, John Sachtjen- Cambridge, Wendell Walker- Sunnyside, Harmon Horton- Midvale, Paul Striker- Monroe Creek, Vernon Lolley- Weiser and Tyler Amano- Canal Institute.
Harmon Horton moved to retain same members, John Sachtjen 2nd, motion carried.

Budget:
Watermaster Brandi Horton presented the budget and asked for discussion.
Discussion was held about lowering mileage rate, slush fund, are we pushing the limit? Brandi said she would check with IDWR. It was decided to decrease the assessment from $ .90 to $ .75.
Harmon Horton moved to accept the budget as amended, $ .75 per inch w/ $15.00 minimum. John Sachtjen 2nd, motion carried.

Old Business: None

New Business:
Harmon Horton moved to send letters to Washington and Adams Counties to keep collecting to monies and disperse back to WD67, Dale Barton 2nd, motion carried.

Set date for next meeting:
Harmon Horton moved to set date for next annual district meeting February 4, 2013 at 1:00 in Cambridge, Idaho at the US Bank Community Room, Dale Barton 2nd, motion carried.

Adjourn:
Harmon moved to adjourn meeting, Bill Shore 2nd, meeting adjourned at 1:26 p.m.

Those present:
Terry Horton, Harmon Horton, Brandi Horton, Jerry Myers, Anita Van Grunsven, Bill Shore, F.Fred Glemser, Jack Rubelt, Bruce Gochnour, Carl McElhinney, Vernon Lolley, John Sachtjen, Robert Sachtjen, Jerry Yantis, Dale Barton, Debra Dibble and Herb Endicott (he arrived as meeting was adjourned).

SCANNED
MAR 26 2015

WATER DISTRICT 67 - WATERMASTER'S PROPOSED BUDGET

	2011 Proposed Budget	2011 Actual Expenses	2012 Proposed Budget
Watermaster's Salary	$ 14,500.00	$ 14,500.00	$ 14,500.00
Deputies Salaries	$ 9,700.00	$ 5,038.20	$ 9,700.00
Secretary Salary	$ 1,000.00	$ 1,000.00	$ 1,000.00
Mileage	$ 6,170.00	$ 788.19	$ 6,170.00
Internet & Phone Purdium	$ 490.00	$ 490.00	$ 490.00
Office-(Postage,envelopes,etc...)	$ 140.00	$ 35.99	$ 140.00
State Insurance Fund	$ 1,600.00	$ 1,005.00	$ 1,600.00
Insurance (Horner West Ins.)	$ 100.00	$ 100.00	$ 100.00
Social Security	$ 1,800.00	$ 1,571.20	$ 1,800.00
Miscellaneous	$ 200.00	$ -	$ 200.00
Idaho Water Users Association	$ 4,500.00	$ 4,500.00	$ 4,500.00
TOTALS	**$ 40,200.00**	**$ 29,028.58**	**$ 40,200.00**
US Bank Savings Account		**$ 69,078.03**	
US Bank Checking Account		**$ 26,232.46**	
Balance		**$ 95,310.49**	
Receivables			
Washington County		**$ 32,262.68**	
Adams County		**$ 7,481.54**	
TOTALS		**$ 39,744.22**	
ASSESSMENTS			
2011 Assessment @ $ .90 (w/ $15.00 minimum)		**$ 39,615.40**	
2012 Assessment @ $ .75 (w/ $15.00 minimum)		**$ 33,308.04**	

SCANNED
MAR 26 2015