

WATER DISTRICT BUDGET

FISCAL YEAR 20 23

The budget when adopted shall be filed with the secretary of the meeting and the watermaster shall immediately prepare and file a certified copy of the budget, along with a copy of all resolutions adopted at the annual meeting with the Idaho Department of Water Resources. When a county or counties are designated to collect the funds for the water district, a certified copy of the budget and resolutions must additionally be filed with the designated county or counties. (§ 42-613, Idaho Code)

Water District No. 290

Water District Name (Stream/Source): Bannock Creek Drainage

Watermaster: Richard Curry

Annual Meeting Secretary: Richard Curry

Annual Meeting Secretary Address: 4363 Arden Hwy Arbon Id 83212

Annual Meeting Secretary Telephone/Email: rd@dedi.net

Please check the appropriate box regarding the collection of water district funds.

☒ The water district collects its own funds.

☐ _____ County is designated to collect the water district funds.
(County name)

☒ A complete copy of adopted resolutions must be attached to this document. Highlight any resolutions that were added or changed. A copy of the adopted budget and resolutions must additionally be filed with the designated county or counties.

As the appointed watermaster of water district no. 290, I HEREBY CERTIFY that the adopted budget, and the resolutions included in this submittal, are true and correct to the best of my knowledge.

Richard Curry
Watermaster printed name

Richard Curry 3/7/24
Watermaster signature Date

WATERMASTER'S PROPOSED BUDGET

Each watermaster shall, at least fourteen (14) days prior to the annual meeting of the water users of the water district, prepare a proposed budget for the upcoming year, together with a distribution of the pro rata amounts of the budget assessed to the respective water users or water delivery organizations using the actual volume of water delivered for the past season or seasons. **The proposed budget and distribution of pro rata assessments shall be presented to the water users for consideration and approval at the next annual meeting.** (42-612 Idaho Code)

1. In the work space below, enter the past year or years watermaster salary, secretaty and/or staff salaries, and expenses. Past season costs and expenses, or average past seasons' costs and expenses, may aid in determining next year's budget. A more detailed listing or itemization of expenses and salaries can be attached to this form.

PAST YEAR OR YEARS ACTUAL EXPENSES

YEAR	WATERMASTER		ASSISTANT WATERMASTER, SECRETARY, STAFF, ETC.		OTHER EXPENSES		TOTAL COSTS
	DAYS	SALARY	DAYS	SALARY	ITEM	COST	
2023		\$2,565.00			Mileage	\$ 1,140.28	
					Misc.	\$ 400.00	
					Office Sup.	\$0.00	\$4,105.28

Year End Balance \$304.72
Uncollected \$90.00 \$4,500.00

2. Complete the proposed budget section below for the upcoming year. Using the total water delivered from the watermaster report, calculate the distribution of the proposed budget among water users, and complete the table on pages 3 and 4.

If this district uses a past-year average of deliveries for assessment purposes, please attach the record of past deliveries used to obtain average deliveries or complete the Delivery Averaging Worksheet on page 5.

WATERMASTER'S PROPOSED BUDGET for 2024

Watermaster Salary-----	\$	3000.00
Assistant Watermaster Salary (if any)-----	\$	0.0
Treasurer Salary-----	\$	0.0
Other Expenses-----	\$	1,500.00
Total Expenses for 2024-----	\$	4,500.00

3. Once a final budget is adopted, complete the Adopted Budget section on page three and make any adjustments to the Distribution of Budget table.

2024 BUDGET ADOPTED AT THE ANNUAL MEETING**OF THE WATER USERS**

WATER DISTRICT No. 29.O

Estimated Amount for Watermaster`s Salary	\$ 3000.00
Estimated Amount for Watermaster and other Water District Officials.....	\$ None
Estimated Amount for Other Expenses	\$ 1500.00
TOTAL ESTIMATED EXPENSES FOR 2023	\$ 4500.00

DISTRIBUTION OF THE BUDGET AMONG USERS

Individual, Ditch or Canal Company, assessed	Water Right Ident. No.	Address	Amount of Budget
Stuart H & Judy G Adams	29-10422 29-13504	1271 Mink Creek Rd Arbon ID 83212	\$100.00
Oliver Daniel Ames	29-13676	2198 Michaud Creek Rd Pocatello ID 83204	\$100.00
Darin Ames	29-13677	645 Mathew Chubbuck ID 83202	\$100.00
Rosa Gay Jones	29-7913	2196 Michaud Creek Rd Pocatello Id 83204	\$50.00
Arbon School District #383	29-10549	Arbon School District #383 Arbon ID 83212	\$50.00
Rickard D Bailey	29-10505	PO Box 980490 Park City Utah 84098	\$50.00
Sharla Dene Bailey	29-10507	PO Box 1847 New York NY 10150-1847	\$50.00
Vernal F & Blanche E Bailey (Stanley Bailey)	29-10504		\$50.00
V Stanley Bailey	29-10506	4052 S Schooner Dr Saratoga Springs Lehi Ut.	\$50.00
Ivan & Marti E Bingham	29-10504	14735 N 4400 W Garland Ut 84312	\$50.00
Kenneth L Campbell	29-10280	4798 Bailey Rd Arbon ID 83212	\$50.00
Corp of the Presiding Bishop % Hans Hayden	29-13709	Corporation of the Presiding Bishop Facilities Management Dep 50 E North Temple St Salt Lake City Ut 84150	\$50.00
Bill & Deanna Curry	29-2458A	PO Box 21 Arbon ID 83212	\$63.95

D & D Ranches Partnership	29-4349	PO Box 7 Arbon ID 83212	\$102.79
Gordan Jones	29-7630	Loafer Land Arbon LLC 1392 Church Rd Arbon Valley Id 83212-5003	\$100.00
Mike & Cami Gelles (Robert W & Beverly Feld)	29-7184	2147 Michaud Creek Rd Pocatello ID 83201	\$100.00
G5 Land Co	29-13949, 29-13950, 29-13951		
	29-13952, 29-13984, 29-13985	1310 S 600 W Oakley ID 83346	\$412.32
Janet Hayball	29-476	PO Box 725 Fort Hall ID 83203	\$174.75
Hans & Twain Hayden	29-2144, 29-7335, 29-10893	C/O Hans Hayden 3747 Mid Crystal Rd Arbon ID 83212	\$0.00
Russell J Hayden; Hans & Twain Hayden	29-13522	C/O Hans Hayden 3747 Mid Crystal Rd Arbon ID 83212	\$0.00
Mid Crystal Farms	29-7110, 29-7948, 29-7949	C/O Hans Hayden 3747 Mid Crystal Rd Arbon ID 83212	\$135.31
John & Sandra Herrman	29-13858 29-13860	2157 Michaud Creek Rd Pocatello Id 83204	\$50.00
(Orval H Hilliard) sold to JD & Terri Oborn, Tessa & Dillon Anderson	29-7130	Tessa & Dillon - 5285 Hawthorne Rd Chubbuck Id 83202	\$50.00
Chance Miller	29-13859 29-13861	2155 Michaud Creek Rd Pocatello Id 83204	\$50.00
J Garth Thompson Family Trust	29-12259	J Garth Thompson Trustee 1136 W Thompson Ln Arbon Id 83212	\$50.00
Byron & Lori Marshall	29-14138	2193 Michaud Creek Rd Pocatello Id 83204	\$100.00
A Jacob Andersen	29-2470		
	29-13708		
	29-477		
	29-2565		
	29-10857		
	29-13234	1170 Lusk Loop Arbon Id 83212	\$634.33
Kimberly Whittier Williams Trust	29-2237A	3291 Midnight Creek Rd Pocatello Id 83204	\$100.00
Morris Lehman	29-7333	2174 Michaud Creek Rd Pocatello Id 83201	\$50.00
JR Simplot Co. Vic Conrad	29-2490	JR Simplot Co. PO Box 27 Boise Idaho 83707	\$100.00

Laurence Nelson	29-7868	2184 Michaud Creek Rd Pocatello Id 83204	\$100.00
Power County Highway Dist	29-7938	PO Box 513 American Falls Id 83211	\$50.00
Rex Dale Curry	29-8066	PO Box 1 Arbon Id 83212	\$50.00
Gene & Lois Anne Stewart	29-2343	764 Upper Rattlesnake Rd Arbon Id 83212	\$50.00
Ward & Sons Co Inc	29-7291, 29- 7931A, 29-13243	5336 Arbon Hwy Arbon Id 83212	\$350.44
Barry T Williams	29-10990, 29- 13530, 29-13764	1277 Mink Creek Rd Arbon Id 83212	\$367.63
Melanie & Terry Schatz	29-7697	4297 Bailey Rd Pocatillo Id 83204	\$100.00
Jay & Renee Pennick 406-890-0313	29-14310	2191 Michaud Creek Rd. Pocatello Id 83204	\$50.00
Jason & De Williams	29-2565 29-14187	1266 Lusk Loop Arbon Id 83212-5004	\$71.58
Jake & Brianna Evans	29-14260	Jake & Brianna Evans Arbon Id 83212	\$100.00
Justin & Meloni Williams		1269 Mink Creek Rd. Arbon Valley Hwy. Id. 83212	\$86.90
Jack Montague		2171 Michaud Creek Rd Pocatello Id. 83204	\$100.00
			\$4,500.00

RESOLUTIONS PERTAINING TO THE TIME AND MANNER OF COLLECTING THE BUDGET AS
ADOPTED AT THE ANNUAL MEETING OF THE USERS OF

WATER DISTRICT No. 29-O

**WATER DISTRICT NO. 29-0
BANNOCK CREEK DRAINAGE
2024 RESOLUTIONS**

The water users of Water District No. 29-O, as part of the annual district meeting held on March 6, 2024, at 6:00 P.M. at the Arbon Elementary School in Arbon, Idaho, HEREBY ADOPT THE FOLLOWING RESOLUTIONS:

1. DISTRICT CREATION AND BOUNDARIES

Water District 29-O, Bannock Creek Drainage, consists of the area and water rights as defined by the *Preliminary Order Creating Water District 29-O*, issued by the Idaho Department of Water Resources (IDWR) on November 25, 2013.

2. WATERMASTER DUTIES

The Watermaster shall perform his or her duties as stated in the *Preliminary Order Creating Water District 29-O* and as required by Chapter 6, Title 42, Idaho Code and in accordance with:

- a. Direction and guidance provided by the Director of IDWR;
- b. The annual water district resolutions adopted herein.

3. ELECTION OF WATERMASTER

It is herewith resolved that Richard Curry be elected as watermaster for Water District No.29-O for the ensuing year. It was decided that to keep budget costs down working systems will not require to be checked once per week.

4. RESOLUTION REGARDING WATERMASTER TERM OF SERVICE

As provided in Idaho Code § 42-608(4), the Water District 29-O 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.

5. BUDGET MATTERS

5a. 2024 BUDGET

It is herewith resolved that the 2024 operating budget for Water District No. 29-O be \$4,500, to include water master salary and related taxes (FICA, Workers Comp, Medicare), watermaster vehicle mileage, any book keeping and financial related services, and other miscellaneous watermaster and district operating expenses.

5b. ASSESSMENTS

1. It is herewith resolved that the adopted budget for Water District No. 29-O be collected from the water users by the Water District No. 29-O Watermaster as provided by Idaho Code § 42-618. The Watermaster will make an assessment to

each water right holder, except those holders of water rights meeting the criteria in item 3 below, in pro-rata amounts. All funds shall be deposited in a bank account maintained by the Water District. The Watermaster shall prepare annual assessments after the water users present at the annual meeting have formally adopted the budget.

2. Whereas Idaho Code Sections 42-612 and 42-615 require that proposed water district budgets and annual assessments to individual right holders be prorated based upon the amount of water delivered or used by individual right holders during the past season or seasons (not to exceed five seasons) and, whereas no records of water delivery were made in 2013 Water District 29-O; it is therefore resolved that Water District 29-O will estimate annual water use for all irrigation rights using the following formula:

Estimated seasonal use (total 24 hr-cfs) = Total authorized water right diversion rate (cfs) multiplied by 85 days per season. Except that for those diversions where the watermaster confirmed in 2023 that there was no water available those users shall be assessed the minimum fee.

3. Ground water rights that are used solely for domestic and stock water purposes or other small uses that are consistent with the use limits defined by Idaho Code Section 42-111 are excluded from WD29-O pursuant to IDWR's Preliminary Order Creating Water District 29-O and shall be exempt from any water district assessments. Additionally, ground water rights overlying the ESPA and water rights administered by the United States and/or Shoshone-Bannock Tribes pursuant to the *1990 Fort Hall Agreement* and the *Partial Final Consent Decree Determining the Rights of the Shoshone-Bannock Tribes to the Use of Water in the Upper Snake River Basin* dated August 2, 1995, are excluded from Water District 29-O.
4. Surface water rights that are used solely for domestic and stock water purposes or other small uses that are consistent with the use limits defined by Idaho Code Section 42-111 shall be exempt from any water district assessments.

5c. MINIMUM USER ASSESSMENTS

It is herewith resolved that a minimum charge of \$50.00 per non-use water right owner shall be assessed. Non-use water right holder/s still requires one to two site visits per season. Non-use shall be defined as those water right holders who have not irrigated for three (5) connective years.

Water right holders that at present are not required to have a measuring device installed and/or those water right holders who have a measuring device but use a minimal amount of water but still require numerus visits a minimum fee of \$100.00 will be assessed.

Water right holders who have measuring devices in place and the volume of water used exceeds the \$100.00 minimum assessment; their fee will be assessed on a three year average of water use.

5d. FINAL ASSESSMENT DETERMINATION

It is herewith resolved that, in accordance with Idaho Code § 42-612 (5), the assessment amount for each user as shown in the 2024 adopted budget shall constitute a final determination of the amount due for 2024.

5e. DISTRICT PAYMENT TERMS

It is herewith resolved that the following payment terms be put into effect:

1. Assessments shall be payable within thirty (30) days of the billing date. The postmark date will be considered the date of payment. Accounts not paid within thirty (30) days shall be charged in accordance with Idaho Code § 42-613 which provides for a late fee of 10% of the amount due and interest of 1% per month.
2. 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 within 60 days of the billing date.

6. ELECTION OF A DISTRICT TREASURER

It is herewith resolved that Richard Curry be appointed as treasurer for Water District No. 29-O until a successor is elected and appointed. The duties of the treasurer will be to approve expenses and disburse water district funds, and to 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. It is herewith resolved that a Water District 29O bank account and business savings account shall be maintained. The issuance of checks for any and all payments will be signed by appointed treasurer and co-signed by one (1) nominated and approved advisory committee member. The nomination and approval of an advisory committee member shall take place at the annual meeting.

7. ADVISORY COMMITTEE

It is herewith resolved that an advisory committee shall be selected to provide input to the watermaster and the Director of IDWR. The advisory committee will meet as often as needed to address the structure, governance and operation of the district. Five water users shall comprise the advisory committee, which shall include two surface water right holders, two ground water right holders; and one user holding both surface and ground water rights. The advisory committee members for the ensuing year shall be the following (to be selected at the meeting):

Member #1: Vance Ward

Member #2: Jason Williams

Member #3: Ken Campbell

Member #4: David Lusk

Member #5: Hans Hayden

8. ANNUAL MEETING DATE

It is herewith resolved that the Annual Meeting for Water District 29-O shall be held on the First (1st) Wednesday of March of each year at a time and place to be determined each successive 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. The next Annual Meeting will be held on a date in March of each year at a date to be announced at the Arbon school .

9. ANNUAL MEETING MINUTES AND REPORTS OF THE WATERMASTER AND WATER DISTRICT

- a. Copies of the minutes of the annual meeting, the budget as approved, all resolutions approved, and any report prepared in accordance with Idaho Code § 42-615, shall be filed with the director of the Department of Water Resources immediately after the annual meeting in accordance with Idaho Code § 42-617.
- b. The watermaster of Water District 29-O shall be responsible for submitting to IDWR annual reports and such other information that may be deemed necessary by the Director of IDWR in accordance with Idaho Code § 42-606, § 42-708, and § 42-709.

10. WATERMASTER ACCESS TO CONTROL STRUCTURES AND MEASURING DEVICES

Whereas watermaster access to control structures and measuring devices is essential for providing watermaster services and limiting expense, it is herewith resolved that all users shall provide for watermaster access where access to control structures and measuring devices is through a locked gate and other reasonable means of access are not available. The user shall, upon request by the watermaster, provide to the watermaster a key or combination to any such locks.

11. ENTRY ON LANDS BY WATERMASTER

It is herewith resolved that the watermaster and any watermaster assistants are authorized as employees 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. These duties include but are not limited to:

- a. Inventory of diversions in the district, including inspection of conveyance infrastructure and place of use of water.
- b. Measuring and recording rates of diversions, and regulating diversions as necessary from the surface water sources within the district.
- c. Monitoring the place, period, and nature of use of water to identify unauthorized diversion and use and/or to determine compliance required by any agreement or order of IDWR.