

Water District 65 Annual Meeting
Official Resolutions
January 8, 2025

RESOLUTION NO. 1

BE IT RESOLVED, that the water users of Water District 65 do hereby agree to vote by majority vote of the water user's present at the meeting for the resolutions to be adopted in this meeting, unless a request is made by a qualified voter to vote on any resolution by casting a roll call vote counting the numbers of votes based on the average annual dollar amount assessed per Idaho Code § 42-605.

RESOLUTION NO. 2

A motion, to be made and seconded, that the 2025 Budget (Attachment A) be adopted as read and that the items of salary and other expenses be fixed as contained therein.

RESOLUTION NO. 3

a. A motion, to be made and seconded, that Neil Shippy be elected to serve as Watermaster for Water District 65, at the prescribed salary fixed in the 2025 Budget (Attachment A), until the next annual meeting or until a successor is appointed.

b. A motion, to be made and seconded, that the watermaster be authorized to hire a deputy watermaster and clerical personnel with approval of the Advisory Committee, and such as provided by the adopted budget. The watermaster may hire additional assistants as authorized by Idaho Code § 42-609, in an emergency.

RESOLUTION NO. 4

A motion, to be made and seconded, that the Watermaster for Water District 65 is authorized to collect the assessment directly from the water users of the District. The amount assessed to each user shall be a pro rata share based on the volume of water delivered to each water user in proportion to the whole amount delivered to all water Users. I.C. § 42-610. If a right has not previously been assessed or if past season delivery records are not available, the watermaster may, by resolution of the water users, estimate the volume of water delivered or reasonably used when water was available under the priority of the right during the past season or seasons. I.C. § 42-612. A minimum charge of \$200 per water user will be assessed. For non-irrigation water users, a fee of \$200 shall be assessed by the District.

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RESOLUTION NO. 5

A motion, to be made and seconded, that the amounts payable by each ditch, canal company, irrigation District, or other water user, as shown by the approved budget, shall become due and payable on June 1, 2025, and said amounts shall, if not paid by the due date, bear interest from that date until paid at a rate of 8.0 % per annum, and that the Watermaster of Water District 65 is authorized to withhold or suspend water deliveries from water users who have not paid said assessment.

RESOLUTION NO. 6

A motion, to be made and seconded, that the following persons nominated for Chairman, Vice Chairman, Secretary and Treasurer be elected by the water users to serve for the ensuing year until the next annual meeting of the District.

<u>John Hartman</u>	Chairman
<u>Kevin Border</u>	Vice-Chairman
<u>Matt Housley</u>	Secretary
<u>Ron Mio</u>	Treasurer

Be it further resolved that the persons nominated for the 2025 Water District 65 Advisory Committee (Attachment B) be elected by the water users to serve for the ensuing year until the next annual meeting of the District. In the event that an advisory committee member is unable to continue attending the advisory committee meetings, the remaining advisory committee members may select a replacement to serve until the next annual meeting.

RESOLUTION NO. 7

A motion, to be made and seconded, that the water users of Water District 65 pay the necessary expense, as listed in the approved budget, to send the watermaster to the Idaho Water Users Association Annual Convention, and any other workshops, meetings or conventions deemed necessary by the advisory committee.

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RESOLUTION NO. 8

A motion, to be made and seconded, that the persons duly nominated by the water users of Water District 65 (Attachment B) be appointed to serve as the Nominating/ Budget/ Resolutions Committee for the ensuing year until the next annual meeting of the District.

RESOLUTION NO. 9

A motion, to be made and seconded, that the advisory committee approve any and all expenditures from the "50% Cost Share Incentive Program, Facility Improvement" category, limiting individual requests to 50% cost share of expenditures for improvements to measuring devices, lockable head structures, or for facilities constructed to improved water management within the District, limited to \$ 50,000 per request for the 2025 budget year, except as may be modified by the terms defined in Resolution No.14

RESOLUTION NO. 10

A motion, to be made and seconded, that the advisory committee approve any and all expenditures from the "50% Cost Share Incentive Program, Water Quality " category, limiting individual 50% cost share expenditures for water quality monitoring or water treatment projects designed to ultimately improve the water quality entering the Payette, Boise, and Snake Rivers to \$ 3,000 per request for the 2025 budget year, and in doing so, protect the ability of water rights to use water from the District.

RESOLUTION NO. 11

A motion, to be made and seconded, that the watermaster is authorized to reimburse the Chairman, Vice Chairman, and Secretary of Water District 65 for any necessary mileage to and from District meetings, at the current allowable federal mileage rate, as well as any other necessary expenses incurred by these Officers deemed appropriate for reimbursement by the advisory committee.

RESOLUTION NO. 12

A motion, to be made and seconded, to authorize the watermaster, with the consent of the advisory committee, to acquire, hold and disburse of real and personal property,

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equipment and facilities in the name of Water District 65 as necessary for the proper distribution of water.

RESOLUTION NO. 13

A motion, to be made and seconded, that the water users of Water District 65 hereby adopt the following policies for the operation of the 2025 Water District 65 Advisory Committee:

The advisory committee shall conduct regular bimonthly meetings on the second Tuesday of every other month or as often as deemed necessary by the advisory committee. The advisory committee will set the District's annual meeting date between the second Monday and the last day of January each year. The advisory committee should foster open communications and participation within the Water District 65 in a cooperative manner in order to strengthen the positions of the water users of the District. The Advisory Committee will vote by the majority of the members present unless a request is made by a qualified voter by casting a roll call vote counting the numbers of votes based on the average annual dollar amount assessed per Idaho Code § 42-605.

RESOLUTION NO. 14

A motion to be made and seconded, that the advisory committee shall determine during the regular November meeting if all funds within the Facility Improvement Incentive Program Budget will be utilized during that budget year. Funding determined to be uncommitted or released from other projects may become eligible for reapplication by large projects previously funded at a level less than 50 % (as determined by Resolution 9). At the discretion of the advisory committee, these uncommitted funds may be directed to one or more project, limiting the total combined cost share expenditures to a level not to exceed 50% of the project cost.

RESOLUTION NO. 15

A motion to be made and seconded, that the advisory committee approve payment of the Idaho Water Users Association, annual membership dues for all water using acres and entities included in the Payette River Water Accounting System for 2025, hereby including all acres and entities in the membership list of the Idaho Water Users Association. A complete list of owner members with acreage and or entity type represented, also to be provided to the Idaho Water Users Association by the Water District 65. Any individual

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or entity may retain the right to pay their dues directly if preferred, by informing the Water District 65 of their election.

RESOLUTION NO. 16
Preservation of Physical Reservoir Storage

WHEREAS, the Lake Reservoir Company and the Bureau of Reclamation on behalf of the space holders of the Payette River Basin reservoirs, have filed storage Refill Rights 1 and 2; with the Idaho Department of Water Resources in the Payette River Basin (administrative Basin 65); and

WHEREAS, Water District 65's water supply function relies in substantial part upon reservoir storage water rights that are essential to the District's ongoing operations; and

WHEREAS, the Idaho Department of Water Resources and the Basin 65 Watermaster have historically condoned and facilitated this storage and used a physical refilling of the reservoirs after a flood control release as an administrative practice though also asserting that the practice is not supported by a legally defensible water right or perfected property interest in that water; and

WHEREAS, the water users of Water District 65 support the preservation of the legal right to store water for beneficial irrigation use, and the right to receive water from storage for irrigation use in accordance with the priorities of established and existing storage and natural flow water rights.; and

THEREFORE, BE IT RESOLVED, The water users of Water District 65 support the need to settle and resolve the physical refilling of the reservoirs after a flood control release in the Payette Basin such that the storage and end beneficial use of water during and after flood control operations is protected by a valid, perfected, and legally defensible water right (or rights) so that future growth and water development in the Payette River Basin is orderly, and occurs without detriment or injury to existing water rights, reservoir operations, and uses of water consistent with the historic status quo in the basin.

THEREFORE, BE IT RESOLVED, the water users of Water District 65 support The Refill 1, Refill 2 water right applications submitted by the Bureau of Reclamation and Lake Reservoir Company in the Payette River Basin (Administrative Basin 65), and all efforts to secure "Refill 1" and "Refill 2" water rights in the Payette River Basin, and to defend and preserve the ongoing utility of existing storage water rights and reservoirs in the

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basin against future water appropriations threatening that ongoing utility and operational status quo.

These Resolutions, numbers 1 through 17, are hereby adopted at this Annual Meeting to serve the Payette River Basin, Water District 65, through the Water Year 2025.

RESOLUTION NO. 17
Administration Expansion Plan

WHEREAS, The Department of Water Resources is to deliver water rights in priority from the common source of water, the Water District 65 Advisory Committee recognized the WD65 should be expanded to administer water deliveries throughout the Payette River Basin.

WHEREAS, Water District 65's Advisory Committee after careful consideration adopted a plan to expand the administration of Water District 65 on June 7th 2023.

THEREFORE, BE IT RESOLVED; the water users of Water District 65 adopt the plan to expand the administration of Water District 65 and direct the watermaster to continue the implementation of this plan, with consideration that this plan will progress with all due diligence and as quickly as resources and challenges allow, and in cooperation and coordination with the Idaho Department of Water Resources.

BE IT FUTHER RESOLVED, all water users entered into the accounting system or otherwise administered by the Water District 65 Water Master, in the Administration plan adopted by the Water District 65 Advisory Committee on June 7th 2023, will comply with all applicable Idaho State Code in compliance, payment, curtailment, and/or mitigation for all water credited to their subsequent diversions according to priority.

Chairman John Hartman

Date