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FEB 06 2023

**Water District 100
2023 Resolutions**

Department of Water Resources
Eastern Region

The water users of Water District 100, meeting at the annual district meeting on January 31, 2023, at the offices of Fremont-Madison Irrigation District in St. Anthony Idaho, hereby adopt the following resolutions:

1. The watermaster for Water District 100 and any assistants shall perform their duties in accordance with Chapter 6, Title 42, Idaho Code, the *Final Order Creating Water District 100* (December 29, 2006), the *Order Revising Water District No. 100* (May 10, 2017), these resolutions, and any other direction and guidance provided by the Director of IDWR ("Director") pursuant to Idaho Law. These duties include, but are not limited to, the following:
 - a) Measure, record and report diversions of ground water in the district;
 - b) Administer water rights according to priority;
 - c) Curtail unauthorized diversions;
 - d) Curtail out-of-priority diversions which are determined by the Director to be causing injury to senior water rights, unless the out-of-priority diversions are protected from curtailment by a stipulated agreement or mitigation plan approved by the Director;
 - e) Inspect flow meters to confirm ongoing, reliable operation;
 - f) Enforce the provisions of any stipulated agreements or mitigation plans.
2. Blake Jordan is elected as the watermaster for Water District 100. As provided in Idaho Code § 42-608(4), the Director shall appoint Blake Jordan, an employee of IDWR, to provide watermaster services from February 1, 2023, to January 31, 2024.
3. The water users of Water District 100 empower the elected advisory committee to enter into or continue to apply a Memorandum of Understanding between Water District 100 and the Director that will provide for the following:
 - a) The 2023 budget for Water District 100 will be set at this annual meeting.
 - b) Water District 100 will provide compensation to IDWR for clerical and financial support services, watermaster services, and measuring/reporting services.
 - c) The watermaster shall maintain an office within the IDWR Eastern Regional Office, located in Idaho Falls, Idaho.
 - d) IDWR will provide office space, vehicles and the use of all necessary office and field equipment in exchange for compensation as set forth in the budget included in these resolutions. This arrangement shall not give Water District 100 any ownership interest in any IDWR office space or equipment. However, any equipment purchased by Water District 100 will remain owned by the district.
4. The budget of Water District 100 for this year (beginning on February 1, 2023 and ending on January 31, 2024) is as follows:

Assessments to be Collected	\$31,733.19 \$32,108.00
Watermaster Services (IDWR Contract)	\$31,733.19 \$32,108.00

5. The water users within Water District 100 shall be assessed according to the following provisions:
- a) Waived Assessments: Water users who divert water for domestic or stockwater purposes as described in Idaho Code § 42-111 shall not be assessed by Water District 100.
 - b) Minimum Assessments: Water users whose water rights authorize a combined diversion rate of 0.24 cfs or less for non-irrigation uses or whose water rights authorize 5 acres of irrigation or less will be assessed a minimum assessment pursuant to Idaho Code § 42-612(4). The minimum assessment for Water District 100 shall be \$40.
 - c) All other diversions in Water District 100 shall be assessed as follows:
 - 1) **\$40 per diversion** (whether used or unused); and
 - 2) ~~\$0.13~~ **\$0.14 per acre foot** based on the average annual diversion volume for each diversion, reported by the watermaster, for the previous five years.
 - d) In the event that past season delivery records are not available, the Watermaster may reasonably estimate the volume of water delivered or used, when the water was available under the priority of the right during the past season, or seasons.
 - e) The watermaster shall send assessments to Madison Ground Water District ("MGWD") and Henrys Fork Ground Water District ("HFGWD"), representing the combined assessments for all of the water users within their respective districts. MGWD and HFGWD are authorized to pay the annual assessment for Water District 100 on behalf of the water users in their respective districts and then incorporate the water district costs into their own assessments.
 - f) As provided for in Idaho Code § 42-617, assessment payments are due within 30 days of the date on the assessment. Payments made after 30 days shall accrue penalties in the amount of 10% of the total assessment and shall accrue interest in the amount of 1% of the delinquent balance per month.
 - g) The watermaster is authorized to withhold or suspend delivery of water to any water user who has not paid their assessment charges by January 1 of the year following the original assessment date.
6. Jeff Raybould is hereby elected as the Water District 100 Treasurer. The duties of the treasurer will be to approve the expenses and disburse water district funds, and to prepare or oversee preparation of a written statement of the financial affairs of the district at the end of each fiscal year, in accordance with Idaho Code § 42-619. Blake Jordan, watermaster for Water District 100, will also be designated an authorized signature for banking purposes.

7. An advisory committee shall be elected at each annual meeting to represent the interests of the water users within the district and to provide input to the watermaster and the Director of IDWR. The Water District 100 advisory committee shall consist of an odd number of members with a minimum size of three members. At least two members shall be water users with irrigation rights and one shall be a water user from municipal, commercial or industrial use.
8. The credentials for voting in any district meeting and for serving on the Water District 100 advisory committee shall be as follows:
 - a) Must be a water user of the district as evidenced by a valid water right.
 - b) Must have paid all assessments owed to the water district.
9. The annual meeting for Water District 100 shall be held on the last Tuesday of January of each year unless the Director of IDWR or the Water District 100 advisory committee should find it necessary to change the meeting date or unless changed by resolution of the district at any annual meeting.
10. Copies of the minutes of the annual meeting, the approved budget, the adopted resolutions, and the watermasters report (prepared in accordance with Idaho Code § 42-615) shall be filed with the Director in accordance with Idaho Code § 42-617.
11. The watermaster of Water District 100 shall be responsible for submitting to IDWR annual reports showing water use and such other information that may be deemed necessary by the Director.
12. The watermaster and assistant watermasters are authorized under Idaho Code § 42-1701(5) to make reasonable entry on lands within the district to carry out the duties of the watermaster as instructed by IDWR. These duties include, but are not limited to:
 - a) Monitoring diversions and measuring the rate and volume of water diverted from ground water and other public water sources;
 - b) Measuring the depth to water in wells; and
 - c) Monitoring the place, period, and nature of use of water to identify unauthorized diversion and use and to determine compliance with mitigation provisions required by agreement or order of IDWR.