

Water District 65 Annual Meeting  
Official Resolutions  
January 14, 2026

**RESOLUTION NO. 1**

**VOTING**

BE IT RESOLVED, that the water users of Water District 65 (district) do hereby agree to vote by majority vote of the water user's present at the meeting, on 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 consistent with Idaho Code § 42-605(4).

**RESOLUTION NO. 2**

**BUDGET**

A motion, to be made and seconded, the 2026 Budget (Attachment A) be adopted as read and that the items of salary and other expenses be fixed as contained therein.

**RESOLUTION NO. 3**

**WATERMASTER ELECTION**

A motion, to be made and seconded, that Neil Shippy be elected Watermaster for Water District 65, at the prescribed salary fixed in the 2026 Budget (Attachment A), until the next annual meeting or until a successor is appointed.

A motion, to be made and seconded, that the watermaster is authorized to hire a deputy watermaster and other assistants, with the consent of the Advisory Committee, and as provided for in the adopted budget. In an emergency, the watermaster may hire additional assistants as authorized by Idaho Code § 42-609..

**RESOLUTION NO. 4**

**ASSESSMENTS**

WHEREAS, Idaho Code § 42-613(2) authorizes the water users of the district, pursuant to a resolution adopted at the annual meeting, to designate the county or counties in which water is delivered to collect the expenses of delivering water within the district, in the manner provided by law for the collection of other taxes; and

WHEREAS, Water District 65 includes all, or portions of Payette, Gem, Boise, Valley, and Washington counties.

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BE IT RESOLVED, the counties noted above shall collect water district assessments within their respective jurisdictions as requested by the WD65 watermaster. The list or roll for assessments to be collected by the counties will be coordinated between the watermaster and the counties and subsequently delivered to the county treasurers for collection. After collection, each county treasurer shall convey the funds to the Water District 65 treasurer; and

BE IT RESOLVED, the watermaster or treasurer of the district may collect assessments not otherwise collected by the counties directly from the water users, consistent with Idaho Code § 42-613(3). The annual minimum charge to be assessed shall be \$200.00 per water user. Otherwise, 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 as required by Idaho Code § 42-610. When a water right has not previously been assessed or if past season delivery records are not available, the watermaster may 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.

BE IT FURTHER RESOLVED, water rights for domestic and stock water uses defined in Idaho Code §§ 42-111, 42-113, 42-1401(11), and irrigation rights for ½ acre of land, .019 cubic feet per second or less will not be assessed.

**RESOLUTION NO. 5**  
**OWNERSHIP CHANGES**

WHEREAS, Idaho Code § 42-248 requires all persons owning or claiming ownership of a right to use the water of the state must provide notice to the Department of Water Resources (Department) of any change in water right ownership or change in the owner's mailing address; and

WHEREAS, the watermaster of the district must have current address and ownership information to properly notify the water users of district meetings and other lawful requirements;

BE IT RESOLVED, the Watermaster for Water District 65 is authorized to work with title companies during ownership change of a parcel. The watermaster will provide the title company with a copy of the water right, permit, or license along with a water right transfer form for submittal to the Department of Water Resources after being properly filled out and signed. The watermaster will also provide a statement for the property's account of any unpaid assessment. The watermaster is authorized to charge a fee of \$200 for this work.

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**RESOLUTION NO. 6**

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 are the final amount due and payable for that year, and shall become due and payable on June 1, 2026. 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, the amounts payable by each ditch, canal company, irrigation district, or other water user that are assessed through the counties shall become due and payable on the due dates that align with each of the counties, late fees and interest will also match the counties. 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. 7**

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 Water District 65.

<u>Kevin Border</u>	Chairman
<u>Stewart Russell</u>	Vice-Chairman
<u>Brady Hicks</u>	Secretary
<u>Ron Mio</u>	Treasurer

Be it further resolved that the persons nominated for the 2026 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.8**

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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.

**RESOLUTION NO. 9**

A motion, to be made and seconded, that the persons 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. 10**

A motion, to be made and seconded, that the advisory committee may 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 2026 budget year, except as may be modified by the terms defined in Resolution No.14

**RESOLUTION NO. 11**

A motion, to be made and seconded, that the advisory committee may 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 2026 budget year, and in doing so, protect the ability of water rights to use water from the District.

**RESOLUTION NO. 12**

A motion, to be made and seconded, that the watermaster and treasurer are 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

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rate, as well as any other necessary expenses incurred by these Officers deemed appropriate for reimbursement by the advisory committee.

**RESOLUTION NO. 13**

A motion, to be made and seconded, to authorize the watermaster, with the consent of the advisory committee, to acquire, hold and disburse real and personal property, equipment and facilities in the name of Water District 65 as necessary for the proper distribution of water.

**RESOLUTION NO. 14**

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

The advisory committee shall conduct bimonthly meetings on the second Tuesday of each month and as otherwise deemed necessary. The water users will set the district's annual meeting date between the second Monday of January and the last day of February 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 majority vote of the members present, unless a request is made by a qualified voter by casting a roll call vote counting the numbers of vote based on the average annual dollar amount assessed per Idaho Code § 42-605(4).

**RESOLUTION NO. 15**

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 10). At the discretion of the advisory committee, these uncommitted funds may be

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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. 16**

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 2026, 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 or entity may retain the right to pay their dues directly if preferred, by informing the Water District 65 of their election.

**RESOLUTION NO. 17**

**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

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

**RESOLUTION NO. 18**  
**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 7<sup>th</sup> 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 7<sup>th</sup> 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.

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These Resolutions, numbers 1 through 18, are hereby adopted at this Annual Meeting to serve the Payette River Basin, Water District 65, through the Water Year 2026.

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Chairman Kevin Border

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Date