

APR 16 2012

DEPT. OF WATER RESOURCES
SOUTHERN REGION

MINUTES OF THE ANNUAL MEETING OF WATER DISTRICT 47-C

March 5, 2012

Twin Falls, Idaho

The annual meeting of the water users of Water District 47-C was held on March 5, 2012, at the office of Coleman, Ritchie & Cluff, 156 2nd Avenue West, Twin Falls, Idaho, at 11:30 a.m.

The minutes of the 2011 Annual Meeting were read. After reading the previous year's meeting minutes, Rhonda McCaw asked that the Minutes be amended to include her comments and questions about the releasing of water from the cross cut ditch down Devil Creek. She wanted her concern about any release to be noted in the minutes and that she had requested information about the plans of Cedar Mesa Reservoir and Canal Company with regard to releasing water down the Devil Creek channel. With that amendment by Rhonda McCaw, a motion to approve the minutes was made by Andrew Jarvis and seconded by Rhonda McCaw. By unanimous vote the motion passed.

Upon motion by Richard A. Rodgers and seconded by Keith Severe, it was unanimously approved that David A. Coleman would act as Chairman of the meeting.

David A. Coleman was unanimously elected Secretary and Treasurer of the Water District.

The following persons were present:

Don Gaalswyk	Keith Severe	Brian Davis
Andrew Jarvis	Rhonda McCaw	Mike McCaw
Ira Brackett	Ray Jackson	Dustin Taylor
Richard A. Rodgers		

Twin Falls County Voting Rights were as follows:

Devil Creek Ranch, Inc.	
Devil Creek Right	439.38
House Creek Right	27.71
Maurice Guerry	163.71
Aslett Ranches	634.96
Simplot Livestock	36.33
Cedar Canal Company	2,017.41
Cedar Mesa Reservoir & Canal Company	3,674.02
Salmon Falls Land & Livestock Co.	65.26

Twin Falls County Total	7,058.78
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Owyhee County Voting Rights:

Devil Creek Ranch, Inc.	
Deadwood Creek Right	224.26
Devil Creek Right	80.79
Brackett	
Punkin Hollow	169.36
Deadwood	226.48
Owyhee County Total	700.89

Total for both Counties	7,759.67
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It was determined that the following water users with their voting rights were present at the meeting:

Devil Creek Ranch, Inc.	772.14
Cedar Mesa Reservoir & Canal Company	3,674.02
Cedar Canal Company	2,017.41
Grassy Hills LLC.	395.84
Total	6,859.41

The Chairman of the meeting reported that the Watermaster's Report for the 2011 irrigation season showed the following deliveries of water in 24-hour second feet, with the following debits or credits for the costs in delivery based upon the 2011 adopted budget:

	<u>24-hour sec. Ft. deliveries</u>	<u>Credit or Debit</u>
TWIN FALLS COUNTY:		
Devil Creek Ranch, Inc.		
Devil Creek Right	906	161.99 credit
House Creek Right	100	4.65 debit
Maurice Guerry	396	30.83 debit
Aslett Ranches	1,650	360.94 debit
Simplot	182	82.90 debit
Cedar Canal Company	2,450	9.55 credit
Cedar Mesa Reservoir & Canal Company	5,678	518.59 credit
Salmon Falls Sheep Co.	250	95.08 debit
Total Twin Falls County deliveries	11,612	

OWYHEE COUNTY:

Devil Creek Ranch, Inc.		
Deadwood Creek Right	456	7.67 debit
Devil Creek Right	150	9.94 credit
Brackett		
Punkin Hollow	426	49.14 debit
Deadwood Ranch LLC	790	68.88 debit
Total Owyhee County deliveries	1,822	
Total deliveries 2011:		
Twin Falls County	11,612	
Owyhee County	1,822	
Total	13,434	
Cost 2011		
Budget	\$8,200.00	
Cost per 24-hour second feet		\$.55700

The next matter of business was the discussion of a budget for 2012. After discussion of the matter, motion was made by Richard A. Rodgers, seconded by Rhonda McCaw, that the budget for 2012 in the amount of \$8,200.00 be adopted to cover expenses as follows:

Watermaster's salary	4,000.00
Watermaster's gasoline expense	2,500.00
Miscellaneous expenses & Social Security	800.00
Secretary's salary	<u>900.00</u>
Total	\$8,200.00

Upon roll-call vote the proposed budget was unanimously adopted.

The Chairman announced that the next matter of business was the election of a Watermaster, whereupon Ben Ruffing was nominated by Richard A. Rodgers, seconded by Dustin Taylor. No other nominations were made. Upon roll-call vote, Mr. Ruffing was unanimously elected Watermaster for the District for the period through March 15, 2013.

In connection with the matter of the payment of assessments, the following motion was made by Keith Severe and seconded by Richard A. Rodgers, and adopted by unanimous vote:

"It being desirable that a date different than that fixed by statutes, i.e., June 1, be fixed as the final date upon which the amount payable from each water user as shown by the adopted budget shall be due; and that the water payments be made prior to delivery of any water,

NOW, THEREFORE, BE IT RESOLVED that the amounts payable by each water user as shown by the adopted budget, shall become due and payable on May 1, 2011, and said amounts if not so paid shall bear interest at the rate of eight percent (8%) per annum.

BE IT FURTHER RESOLVED that no water be delivered by the Watermaster of this District to any water user until such time as the assessments for such water user are paid in full."

The Chairman announced that the next matter of business was the election of an advisory board to serve for the 2012 irrigation season. Upon motion duly made by Rhonda McCaw and seconded by Andrew Jarvis, the following persons were nominated and elected as the advisory committee for the Water District for the irrigation season of 2012:

Richard A. Rodgers
Dustin Taylor
Keith Severe

Discussion then turned to concerns that Devil Creek Ranch, Inc., had with regard to the release of water down the Devil Creek channel in 2011. Mike McCaw and Rhonda McCaw expressed their feelings of concern over the releasing of the water, the flooding in Devil Creek and their concerns with the communication with Cedar Mesa Reservoir and Canal Company. They expressed their frustration about the flooding in the corrals. They also were concerned about how the operation of the new slide gates would be effective. The discussion then turned to allow Cedar Mesa Reservoir and Canal Company's representative's to explain their positions and frustrations as well. Rhonda McCaw expressed her desire to have more open communication with the Canal Company and wanted to know how that could be effectuated. David A. Coleman suggested that perhaps the best way to effectuate that discussion would be to have the advisory committee namely, Richard A. Rodgers, Dustin Taylor and Keith Severe communicate on at least a weekly basis during the spring runoff. This would enable them to discuss and plan ways to release the water in a more controlled manner and not cause so much flooding. Telephone numbers were exchanged by Richard A. Rodgers 208-308-1149, Dustin Taylor 208-731-7236, Ben Ruffing 208-731-1312 and Keith Severe so that they could make such conversations occur.

Keith Severe informed those present at the meeting that the water running in Deadwood Creek is going down the Deadwood Creek channel. He informed everyone present that he had turned it down the channel in the fall and as discussed with Ben Ruffing and it had not been changed. He asked if they want to run that water down the cross cut ditch or keep it going down the

channel.

A motion was made by Keith Severe to adjourn the meeting and which was seconded by Mike McCaw. There being no further business to come before the meeting, the same was adjourned.

A handwritten signature in cursive script, reading "David A. Coleman". The signature is written in dark ink and is positioned above a horizontal line.

DAVID A. COLEMAN, Secretary/Treasurer