

**BIRCH CREEK WATER USERS ANNUAL MEETING  
MINUTES  
January 15, 2013  
7:00 P.M.  
OAKLEY CANAL COMPANY OFFICE**

**PRESENT:**

Steve Manning	Chantry Whittle	Jed Dayley
Tim Payton	Marilyn Short	John Dayley
Earl Dayley	James Mullen	

Steve Manning, called the meeting to order at 7:00 p.m. The meeting was held at the Oakley Canal Company Office at 100 West Elm Street, Oakley, Idaho.

**I. Elections:**

1. Earl Daley made a motion to appoint Marilyn Short meeting secretary, Jim McBride seconded the motion. Motion carried

2. Jim McBride made a motion to retain the current officers: President – Steve Manning; Sec/Treas – Tim Payton; Director -Earl Dayley

3. Jim McBride made a motion to continue the contract with Oakley Canal Co. for Watermaster responsibilities, with James Mullen as Watermaster. Earl Dayley seconded the motion, all approved, motion carried.

**II. Minutes:**

The minutes of the 2012 annual Birch Creek meeting were read by Marilyn Short. Jim McBride made a motion to approve the minutes, Earl Dayley seconded the motion, all approved, motion carried

**III. Financial Report:**

The financial reports were discussed. The current bank balance is \$14,842.75. Two fees were approved for payment: \$5000.00 to Oakley Canal Company for the 2012 water master fees and \$300.00 to Marilyn Short for Secretarial Fees.

Questions were asked about the outstanding accounts receivables and if all 2012 fees have been collected. Marilyn Short obtained a report from the county assessor's office. There is \$3090.60 in outstanding accounts receivables. There was discussion about what to do with the water belonging to shareholders that either doesn't use water or we are unable to contact for payment of fees. Some feel that other shareholders should be allowed to pay the fees and use the water. Steve Manning will attempt to contact those delinquent shareholders and to continue the discussion at the next board meeting in March.

The 2013 budget was discussed, and it was decided to keep the budget of \$8300.71 the same as 2012. The water assessments will remain the same with the exception of adding \$1.50 to each bill to cover the billing fee charged by the county. Earl Dayley made the motion to approve the budget. Jim McBride seconded the motion. All agreed, motion carried.

**IV. Watermaster Report:** James Mullen explained the Watermaster report. Jim McBride made a motion to accept the Watermaster report. Earl Dayley seconded the motion, all agreed, motion carried.

**V. Old Business:**

1. The Trade Agreement was discussed. Earl Dayley made a motion to keep it the same for another year. Tim Payton seconded the motion, all approved, motion carried.

2. The opening date for the 2012 season will be April 15<sup>th</sup>

3. The need to continue committees was discussed. With the changes to property ownerships and leadership this needs to be addressed at a later meeting.

4. James discussed the need to repair the headgate at the diversion to the main channel. This was discussed at the April 2011 board meeting but has not been completed. James explained that he could do it at a cost of approximately \$200.00. Tim Payton made a motion to have this completed this year. Earl Dayley seconded the motion. All agreed, motion carried.

5. James Mullen presented an update of the Birch Creek pipe line. He reported that Dutch Robinson put in a 10" pipe line but it has not been connected to the Birch Creek line yet. James does not know where it ends, but reported that Wes Hawkes installed the existing line and could locate it for the board. All agreed that the line needs to be finished and connected to the Birch Creek line. This will involve crossing a road and will need to be approved by the city. Tim Payton will look into the situation. James suggested he start by contacting Jared Mitton. Earl Dayley suggested money be budgeted to finish this project. James also suggested that Tim contact Wes Hawkes or Max Sager to do the job for them since he is tied up in the E3 pipeline project this spring.

**VI. New Business:**

1. The Trade Agreement was discussed. Earl Dayley made a motion to continue the 2008 agreement for the 2013 season.

2. The opening date of the 2013 water season is April 15<sup>th</sup>. Jim McBride made a motion to set that date as opening day. Earl Dayley seconded the motion, all agreed, motion carried.

3. Steve Manning received a request to fill in the irrigation ditch on the left side of the library. After discussion regarding the legal and practical reasons it was decided to approve the request with the following conditions : that Birch Creek Irrigation District retain its right-of-way easement in case the ditch needs to be used at a later. Marilyn Short was asked to write an agreement to that effect.

4. Jim McBride requested that we buy approximately 1200' of pipe to continue last year's pipeline project. The cost is approximately \$5000. Steve Manning proposed we put this on hold until the March board Meeting.

The next Annual board meeting was scheduled for Tuesday, January 14, 2014 at 7:00pm at the Oakley Canal Company office.

The next regular board meeting was scheduled for Tuesday March 12, 2013 at 7:00 pm Jim McBride made a motion to adjourn the meeting, Earl Daley seconded the motion, and meeting was adjourned at 8:45pm.

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President

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Secretary