

REED SPRINGS AGREEMENT, HAS NOT PASO ASSESSMENTS  
CLEAR CREEK WATER FROM UTAH  
RAFT RIVER

RECEIVED

MAR 16 2015

DEPT OF WATER RESOURCES  
SOUTHERN REGION

Water District 43B annual meeting

January 27<sup>th</sup> 2015 1:00PM

Cattle Country, Banquet room

1:08 Chairman Nolan Branch call meeting to order. Nolan ask for members to confirm that suffice in attendance to hold meeting, was agreed that there is. Nolan calls for nomination for Chairman, Jay Harper nomination Nolan to remain as Chairman, Mike Spencer 2<sup>nd</sup>. all was in favor. Nolan Branch remains as Chairman.

Motion made by Mike Lewis to retain advisory committee as is, Mike Spencer 2<sup>nd</sup> all in favor. The advisory committee consist of; Nolan Branch, Mike Lewis, Jason Warr, Mike Spencer, Jeff Sessions, Jay Harper and Rick Neff. Mike Lewis moves to dispense with the credentials (vote by shares), Jay Harper 2<sup>nd</sup> all was in favor. Rick read the minutes on 2014 meeting, Nolan ask for corrections or additions to the minutes. Mile lewis moves to accept the minutes as read, Mike Spencer 2<sup>nd</sup>, all was in favor.

Jay Harper, Treasure, gives the treasury Report, Mike Lewis moves to accept the report, Mike Spencer 2<sup>nd</sup> and all was in favor.

A discussion was made on water recharge, when it is allowed and when not. It was suggested that the water Master must be aware of all recharge and to record the dates and amounts in water district's records.

Budget presented by Rick Neff Mike Lewis moves to accept the budget, Mike Spencer 2<sup>nd</sup>, all was in favor.

Mike Spencer nominates Rick Neff as Water Master/secretary, Jeff Sessions 2<sup>nd</sup> all was in favor.

Secretary, Rick Neff, presented HB560 changes which the state legislature passed, requiring all taxing and non-taxing districts that impose a tax or a fee to register with the state Legislative Services Office on an annual basis. A motion was made by Jay Harper to have Rick do the register online and to record the time for payment Mike Spencer 2<sup>nd</sup> and all was in favor.

The Water Master is to contact Grant 4 D Farms whom uses a inline metering device to pull out the device and check for wear and accuracy before the next season,

A discussion was made regarding Utah's use of Raft River Water. The Water Master talked about the Beaver Dams on Raft River and it was decided that it would be best to let them remain in the river, for the benefit's they provide.

Jeff Session Moves that we close the meeting. Meeting adjourned at 2:28 PM.

In attendance; Jay Harper, Jason Harper, Jeff Sessions, Mike Lewis, Mike Spencer, Nolan Branch and Rick Neff

Water District 43 B

2015 Financial Statement

Balance in account 1-1-2016		6606.65
Income		
Jim Holmgren	879.83	
Brent Hobson	35.43	
Jeff Sessions	140.24	
State Ins. Fund	59.45	
D L Evans Bank ( Interest )	3.59	
Total Income		1118.54
Total in Account		\$7725.19
Expenses		
Cattle Country	53.00	
Cassia Co. Treasure	6.00	
D L Evans fee	2.50	
State Ins. Fund	300.00	
USPS ( stamps )	49.00	
Rich Neff	1097.12	
Total Expenses		1507.62
Balance in Account		\$6217.57

Accounts Receivable- Wynn Dewsnup Family Trust- 951.20 for Yrs. 2013, 2014 & 2015

D. Jay Harper Treasurer



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RECEIVED

FEB 28 2000

Department of Water Resources  
Curtis Center

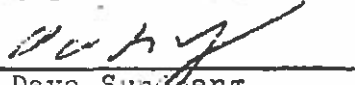
Dave Sundberg  
Box 1, Malta Id. 83342  
Feb.23, 2000

Vikie Hancock  
IDWR  
1341 Fillmore Street Suite 200  
Twin Falls, Idaho 83301-3380

Dear Vikie,

Jay Harper gave me a letter from you requesting data about Reed Springs and asked me to answer it. I am enclosing a list of measurements for each year, before Ridge River Ranch turned their pumps on, and another list showing the average amount which was replaced when replacement was required. I have not required Steed to replace the spring water when there was water running out of District 43-B unecalled for.

I have also included a list of all the measurements which were taken in the past 11 years. The lists on the first page are based on these other lists. If I can be of further assistance, feel free to contact me.

  
\_\_\_\_\_  
Dave Sundberg

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NOV 28 2000

WATER FLOWING IN REED SPRING  
BEFORE PUMPS WERE TURNED ON

AVERAGE AMOUNT REPLACED  
WHEN REPLACEMENT REQUIRED

1990	127 inches	68
1991	101	120.5
1992	unknown	132
1993	60.5	61
1994	78.5 - - - -	60.4
1995	63.5	40.4
1996	104.5	72
1997	60	44.3
1998	110	110.4
1999	120	53.5
2000	154 on February 23	

AVERAGE FLOW BEFORE PUMPING

101 inches

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NOV 20 2006

MEASUREMENTS TAKEN BY WATERMASTER AT REED SPRINGS IN 1990

Date	measurement	amount in cfs	amount in inches
4-8-90	.54' in 24" Cippolletti	2.7 cfs	135 inches
4-15-90	.50	2.38	118.5
4-22-90	.54	2.7	135
4-29-90	.52	2.53	127
5-6-90	.27	.96	48 started pumps
5-27-90	.29	1.03	52
6-3-90	.15	.4	20
6-9-90	.47	2.15	108
6-24-90	.48	2.22	111
7-1-90	.52	2.55	128
7-18-90	.19	.56	28
8-12-90	no water	none	0 pumps off
8-17-90	.35	1.42	70.5
9-1-90	.50	2.36	117
10-14-90	.10	.23	12
11-5-90	.27	.69	35
11-11-90	.22	.69	35
11-24-90	.25	.84	42
12-13-90	.31	1.17	59
12-20-90	.31	1.17	59

MEASUREMENTS TAKEN BY WATERMASTER AT REED SPRINGS IN 1991

1-13-91	.34	1.32	66
2-6-90	.38	1.57	78.5
3-14-91	.44	1.95	97.5
4-7-91	.45	2.02	101
4-28-91	.44	1.95	97.5
5-17-91	.45	2.02	101
5-26-91	.44	1.95	97.5
6-14-91	.44	1.95	97.5
6-20-91	.44 + .36 in a 12" Cip. weir	.735	36.75 } total 134.2"
	.35	1.76 + .705 = 2.465	123 total
7-28-91	.50 + .35	2.37 + .705 = 3.075	154
8-8-91	.30 + .35	1.10 + .705 = 1.8	90
8-22-91	.25	.836	41.8
10-4-91	.3 + 2.9 cfs from Durfee	4.00	200
11-7-91	.2	.6	30
11-24-91	.25	.836	42

MEASUREMENTS OF REED SPRINGS IN 1992, MOSTLY BY ELBERT DURFEE

7-10-92	.33	1.27	64 Bob Bone
7-4-92	.5 + .22	2.37 + .35	136
7-20-92	.22 + .22	.691 + .349	52
8-6-92	.49 + .49	2.3 + 1.18	174
8-11-92	.53 + .39	2.59 + .85	172
8-17-92	.29 + .34	1.04 + .875	86
8-24-92	.44 + .27	1.95 + .475	121
8-30-92	.30 + .29	1.1 + .53	81.5
9-5-92	.6 + .27	3.13 + .475	180 Bob Bone
9-8-92	.58 + .26	2.97 + .449	171
9-14-92	.58	2.97	148
9-22-92	.6	3.13	156
9-28-92	.47	2.16	108
10-12-92	0	0	Durfee pumping 100"
10-20-92	0	0	Durfee pumping 80"
11-1-92	small amount		

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SUMMARY OF MEASUREMENTS FOR REED SPRINGS 1993

Date	measurements	amount in cfs	amount in inches
3-21-93	.27' 24" Cippolletti	.937 cfs	46.85 inches
4- 8-93	.3	1.1	55
4-11-93	.3	1.1	55
4-18-93	.31	1.21	60.5
4-25-93	.31	1.15	57.5
5- 2-93	.34	1.32	66
5-16-93	.39	1.63	81.5
5-23-93	.34	1.32	66
6-18-93	.26	.866	44.3
6-20-93	.53	2.59	129.5
7- 2-93	.35	1.38	69
8- 6-93	.16	.43	21.5
10-30-93	.13	.316	15.8

SUMMARY OF MEASUREMENTS FOR REED SPRINGS 1994

4-17-94	.38	1.57	78.5
5- 8-94	.3	1.1	55
5-18-94	.33 in 12" weir	.644	32.2
9- 8-94	.23 in 24" weir	.739+.195	47

SUMMARY OF MEASUREMENTS FOR REED SPRINGS 1995

4-15-95	.33	1.27	63.5
5-28-95	.17 12" weir	.237	11.85
6-11-95	.35 24" weir	1.38	69
7-16-95	0	0	0

Summary of measurements for Reed Springs 1996

4- 7-96	.43	1.89	94.5
4-13-96	.44	1.95	97.5
4-22-96	.46	2.09	104.5
5- 1-96	.46	2.09	104.5
5-11-96	.25	.836	41.8
5-21-96	.4	1.69	84.5
6- 9-96	.36	1.44	72
6-16-96	.31	1.15	57.5

Measurements of Reed Springs made by Dave Sundberg 1997

3-25-97	.3' in 26" cement	1.2	60
5-14-97	0 frame where 24"	0	0
5-31-97	.15 weir has been	.4+.8 Durfees	60
6-29-97	.16 removed	.44+.8	62
7-11-97	0	0 +.5	25
7-11-7-23-1997	see attached notes copied from my daily log		
7-24-97			40
7-25-97			50
7-26-97			110
7-28-97			15
7-29-97			40
7-30-97			20
7-31-97			110
8- 1-97			40
8- 2-97			80
8- 4-97			60
8- 6-97			40
8-11-97	0	0	0
8-13-97	0	0	0
8-16-97			60
8-20-97			60
8-23-97			60
8-24-97			10
8-26-97			70

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NOV 28 1998



REED SPRINGS 1997 CONT.

date	measurement	amount in cfs	amount in inches
8-31-97		1.2	60
9- 4-97		1.6	80
9- 9-97		2.2	110
9-14-97		.5	25
9-18-97	0	0	0
9-21-97	0	0	0
9-27-97	0	0	0
9-30-97	1 1/2" in 26" wide frame	.3	15
10-7-97	2 1/4"	.6	30
10-14-97	2 1/4"	.66	33
10-22-97	3" temperature	.9	45
10-28-97	3 1/4" air above pond below	1.04	52
11-7-97	58 55 50	1.2	60
12-3-97	54 44 42	1.2	60

REED SPRINGS MEASUREMENTS MADE IN 1998 BY DAVE SUNDBERG

1- 3-98	50°	52°	42°	<del>1.235</del>	67	
2- 5-98	4.125"	36"	50	42	1.235	67
3- 4-98	5"	30	46	36	1.86	93
4- 2-98	5.06				1.92	96
4-20-98	5 1/4"				2.2	110
5- 1-98	.45'				2.21	112
5- 7-98	.5 Gary was with me				2.48	124
6- 4-98	.5				2.48	124
6-25-98	not required				.25	12.5
7- 1-98					2.5	125
7- 8-98					2.5	125
7-17-98		Gary complained			.8	40
7-23-98					1.8	90
8- 1-98					2.1	105
8- 7-98					2.1	105
8-16-98	.64				3.6	180
8-24-98	1.0				7	350
9- 2-98					3.2	160
9- 7-98					3.2	160
9-12-98					1.4	70
9-21-98	0				0	0
9-30-98					1.5	75
10-20-98					.6	30
11-3-98					1.2	60
12-7-98		40	42	34	1.4	70

MEASUREMENTS OF REED SPRINGS IN INCHES 1999

1- 3-99	73 inches	10-2-99	25 inches
2- 1-99	96	10-9-99	25
3-15-99	75	10-15-99	25
4- 6-99	120	10-20-99	25
4-27-99	94	10-26-99	25
6-26-99	300	10-30-99	25
7- 6-99	25	11-23-99	70
7-17-99	25	12-17-99	64
8- 2-99	25	1-25-2000	136 inches 6 1/2" in 26" wide cement frame
8- 9-99	90		
8-18-99	25	2-23-2000	154 inches .58' in frame
9-20-99	15		

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NOV 20 2000

NOTES TAKEN FROM DAILY LOG JULY 11-23, 1997

On July 11, I received a letter from IDWR saying to take charge of the replacement of Reed Springs by Gary Steed which he has not been doing except enough to keep the fish alive in his pond. Gary Steed was not putting any water into the river and Bruce Durfee was putting in about 25 inches which was just barely reaching the road below Olen Ward's. In fact it may not have been running on the surface at 2:00 p.m. I went to Malta and talked to Jay Harper who suggested that I talk to Gary. When I went back at about 7:00 p.m. it had rained and a fair stream was running down below Ward's. I couldn't find Gary so I didn't do anything. Saturday I didn't do anything about Steed because nobody was home. Sunday, July 13, I turned some water into Reed Spring from Steed's injection pipe. Monday morning there was nothing leaving the pond so I went up to the injection pipe and found the valve wide open with 3-4 cfs running into the spring. When I arrived at the pond somebody on a 4-wheeler went up to the spring and obviously opened the valve because the water was not reaching the pond and in fact did not reach the pond while I was there. The water had obviously been shut off shortly after I left Sunday afternoon because the moss had not floated off of the pond and plugged the standpipe.

Tuesday there was no water leaving the pond and it had obviously been turned off as soon as I left Monday. Wednesday I talked quite a while with Gary. He claimed that no water was reaching the road below Olen Ward's. We went down and looked and there was about 10 inches crossing the road. About 20 inches was coming from Utah and Durfee's were putting in 25 inches, so of 45 inches, 10 were reaching the users below. I pointed out to Gary that if he put in 60 inches it would all probably reach because the river was already sinking it's capacity. He agreed to put water in. I turned a stream which I quite carefully estimated as 60 inches where it forms a channel below the injection pipe. It was 2' wide and 10" deep and moving a little less than 1 foot per second.

I talked to Bruce Durfee and He told me to turn 35" if I wanted to from his pipe. I turned 30". I didn't ask Bruce to give water because he really has no obligation to do so. Thursday morning the weir below the pond measured 5" deep or 1.75 cfs but was not reaching the road any more than when only Durfee's water was running. Friday morning there was some water running from the pond but not reaching so I went back later and it was shut off. Apparently they are turning it on just before I get there and back off as soon as I leave.

July 23, Allen Merritt and I met with Gary Steed and we agreed that he would put a handle that can be locked on the injection pipe and an accurate measuring device below the pond.

These notes were taken from my handwritten notes in my daily log.

  
David Q. Sundberg

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NOV 20 1996

FROM: Allen Merritt *AM*

DATE: July 30, 1998

TO: Transfer File No. 5287  
Water Right(s): 43-02557  
43-07086  
43-07087

In the Name of: GARY STEED

SUBJECT: Review and Recommendation

This transfer application was precipitated on investigation of an illegal water use on lands owned by Steed and adjoining lands owned by BLM & Durfee (See File).

This transfer proposes to create a PPU for the three licenses and essentially slightly modify the land list to acknowledge the changes in irrigation practices that would correct the illegal use of water on the Steed property.

The application was advertised without protest. Forfeiture does not appear to be an issue.

Questions have recently developed over the approval conditions of license 43-07086 as it relates to replacement of Reed Springs water as a result of groundwater pumping. This is the only right conditioned in this manner in the area. (See letter to Steed 7/10/97; letter from watermaster 7/13/97; ADM memo 8/13/97; letter by ADM 10/9/97) No response has come from the last letter. Maybe further direction could be provided in approval of this transfer.\*

RECOMMENDATION

I recommend that the transfer be approved subject to the following conditions:

- Subject to SRBA.
- Maintain measuring devices on all wells.
- Maintain measuring device on Reed Springs.
- Replacement of Reed Springs water due to groundwater diversion is under control of watermaster of District 43B.
- Director retains jurisdiction to further define replacement requirements of Reed Springs as more information develops.

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NOV 20 1998

**State of Idaho**  
**Department of Water Resources**

**WATER RIGHT LICENSE**

License of Water Right No. 43-7086 Priority July 22, 1977 Amount 6.23 cfs

THIS IS TO CERTIFY, that Jack &/or Kathryn Erickson  
of Almo, Idaho, has complied with the terms and conditions of Permit  
No. 43-7086 issued pursuant to Application for Permit dated July 22, 1977,  
and has submitted proof to the Department of Water Resources on December 9, 1982,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 12.43 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_ and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>6.23</u> cfs and	<u>1260.0</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

*(both dates inclusive)*

Subject, however, to the condition that no more than 6.23 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
1260.0 acre feet per year, said waters to be diverted within the SE1SW1 section 13;

SE1NW1, Sec. 23; NW1NW1, Sec. 26; in the County of Basin  
Twp 16S, Rge 24E

Description and location of place of use \_\_\_\_\_

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				Totals			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4				
<u>16S</u>	<u>24E</u>	<u>13</u>	<u>35</u>	<u>30</u>	<u>38</u>	<u>40</u>	<u>24</u>	<u>10</u>	<u>8</u>	<u>1</u>	<u>12</u>	<u>1</u>	<u>18</u>	<u>28</u>	<u>40</u>	<u>40</u>	<u>23</u>	<u>348</u>
		<u>14</u>											<u>12</u>					<u>12</u>

Total number of acres irrigated 360



**CONDITIONS OF APPROVAL**

a. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

b. The right to the use of the water hereby confirmed is restricted and appurtenant to lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

c. Any water right confirmed in this license for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this license and shall not give rise to any right or claim against any future rights to the use of water other than hydropower, within the State of Idaho initiated later in time than the priority of this license.

The maximum combined rate of diversion under this right and Right Nos. 43-2557 & 43-7087 shall not exceed 12.43 cfs.

Use of water under this license is subject to control by the watermaster of State Water District No. 43B, Upper Raft River.

Flows of Reed Springs, depleted by pumpage of groundwater under this license, shall be replaced to protect prior water rights.

**RECORDED**

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6<sup>TH</sup> day of November, 19 86.

Acting for the Roman C Young  
Director

RECEIVED

JUL 8 1982

Department of Water Resources  
Southern District Office

I do hereby withdraw my protest against Application for Amendment # 43-7086 by JACK and/or Kathryn Erickson. Providing that a condition be placed on the permit and subsequent license that would require the holder to replenish Reed Spring by that amount which additional pumping from the wells in Sections 23 and Sections 26; T.16S, R.24E would deplete said Spring.

Dated 7-8-82 *Elbert L. Durfee*

