

Agenda
ANNUAL MEETING of WATER DISTRICT 36A

Tuesday, January 16, 2018
1:30 PM, Legion Hall, Hagerman, Idaho

1. Call to Order
2. Welcome and Introductions
3. Election of Chairman
4. Approval of Minutes from the 2017 WD36A Annual Meeting
5. Adoption of 2018 Resolutions
6. Approval of 2018 Budget
7. Selection of 2018 Advisory Board Members
8. Water Master's Report & Goals for 2018
9. District News and Updates
10. Adjourn

2017 WD36A Water Master, Secretary/Treasurer, Chairman and Advisory Board Members:

Frank Erwin
Linda Lemmon

Water Master
Secretary/Treasurer

Gary Lemmon (Big Springs Water Users Assoc.)
Bud Huntley (Big Bend Irrigation & Mining Co.)
Billy McCarthy (Hunt Ditch, Buckeye Farms Inc.)
John Mavencamp (Brailsford Ditch)
Howard Morris (Hoagland Tunnel Ditch)
Brandon Tycz (IDFG)
Dan Yore (Buckeye Ditch)

Chairman
Board Member
Board Member
Board Member
Board Member
Board Member
Board Member

Water District 36A – Annual Meeting

January 16, 2018

American Legion Hall, Hagerman, ID

(1-3) Call to Order, Meeting Chairman Election & Welcome

Frank Erwin, 36A Water Master, opened the meeting at 1:30 pm and introduced IDWR Staff from the Twin Falls office (Nathan Erickson, Corey Skinner). Frank asked for nominations for a meeting Chairman. **Bud Huntly nominated and David Cropper seconded Gary Lemmon as meeting Chair.** No other nominations were received and nominations were closed. **Gary Lemmon was elected Meeting Chair by hand vote with none opposed.**

Handouts available at the sign in sheet included: Agenda for today's meeting, Minutes from the January 17, 2017 Annual Meeting, the 2017 Treasurer's Report and Proposed 2018 Water District Budget, and the proposed 2018 Resolutions. Forty people were in attendance representing 25 of the 69 assessed diversions in the District.

(4) Approval of FY 2017 Annual Meeting Minutes

A motion was made by Bill Jones and seconded by Rudy Shokal to approve the minutes from the January 17, 2017 Annual Meeting as written and presented. Motion carried by voice vote, with none opposed.

(5) Adoption of 2018 Resolutions

Gary Lemmon reviewed the handout titled **Water District 36A - Proposed Resolutions for 2018** which described the rules under which the District operates annually. Gary explained that proposed **resolutions #1-9 & 11** were essentially the same as last year – only the years were updated.

Gary explained that Frank had proposed increasing the annual minimum assessment from \$50 to \$100 (**resolution #10**). Frank explained that the proposed increase was partially to offset increasing costs to administer water to smaller diversions and partly to be fairer to all diverters.

Frank explained that new **resolution #12** described how “winter water” rights were to be administered and assessed. The resolution detailed (a) what beneficial uses were involved, (b) how to accomplish the diversions, and (c) how to assess those diversions without adding costs to other water users in the district. Frank explained that some of the private water rights were already being delivered by ditch companies and that others were outside organized ditch company service areas. Nathan Erickson, IDWR, commented that winter water diversions delivered by ditch companies were already contributing toward District assessments as part of their ditch company annual assessments. Frank explained that this resolution would require combining the winter water rights, whether originally located in or outside ditch company service areas, into a common assessment category separate from the ditch companies.

Comments on Resolution #12:

A winter water right user asked why a diversion not being delivered by a ditch company would need to be administered under the new resolution #12 when the two users using that particular source got along well without disputes. Frank explained that because one winter water user within the District boundaries had already called for his water, all water users would have to be administered.

Bud Huntley of Big Bend Ditch asked about fees for wheeling water. Frank explained that the District assessment to cover his Water Master services for administration of the winter water rights would be in addition to any assessment levied by the ditch company for maintenance and/or delivery. Asked for an estimate of the total cost, Frank estimated about \$1.00/24-hr cubic ft per second (or per 2 acre feet). Butch Morris projected about \$2,000 annually to be split among the winter water users. Frank also discussed the need to measure water after it leaves the fish hatchery and goes under HWY 30 to the other uses. Installation fees would have to be billed to Big Bend members.

Frank explained the overall purpose of this resolution will be to regulate the annual storage volume limitation of each water right. The most extreme example in the District is a water right volume that would be fulfilled 4 hr and 17 minutes after starting the diversion. Each year the water user must decide over what time period he wants to divert that volume. Another administration difficulty is that many of the winter rights were not adjudicated with an additional carrying volume. Frank also cautioned the road to the diversion

structure must be maintained unobstructed throughout the year. Frank will work with canal managers and individuals to schedule a set day each week for access.

John Mavencamp moved and Butch Morris seconded that the 2018 proposed resolutions be adopted as written. There was no further discussion. **Motion carried by voice vote, with none opposed.**

(6) Adoption of Proposed 2018 Budget

Frank Erwin reviewed the handout titled **Water District 36A Budget Summary (as of 12/31/17)** which included both the 2017 Treasurer's Report (adopted and actual budgets) and the 2018 Proposed Budget. He explained that the assessment rate of \$ 0.050/24-hr second ft was the same as last year and that the budget included the increased minimum fee adopted by resolution. Additional funds generated would be put toward Water Master and Secretary wages.

A motion to accept the proposed budget as presented was made by David Cropper and seconded by Rudy Shokal. There was no further discussion. **Motion carried by voice vote, with none opposed.**

(7) Election of Water District 36A Advisory Board for FY 2018

Gary Lemmon explained that there was no minimum/maximum number of people that could be on the board and that the current board members represented a majority of the beneficial uses in the district, including winter water rights and the State (eg. IDFG). Gary Lemmon asked for nominations from the floor.

Peggy Candy moved and Bud Huntley seconded that the Advisory Board members who served in 2017 be re-elected to serve in 2018. No other nominations were offered and the nominations were closed. **Motion passed by voice vote, with none opposed.**

**2018 Advisory Board Members are: Bud Huntley, Big Bend Irrigation & Mining Co.
Gary Lemmon, Big Springs Water Users Assoc.
John Mavencamp, Brailsford Ditch
Howard Morris, Hoagland Tunnel
Billy McCarthy, Buckeye Farms (Curren Ditch, Hunt Ditch)
Brandon Tycz, Idaho Fish & Game
Dan Yore, Buckeye Ditch**

(8-9) Water Master's Report & Goals for 2018

Frank reported that his main goal for 2018 will be winter water right accounting/scheduling for 2019. Frank also expressed his disappointment that other diverters were not signing or filling out annual flow reports completely. He also wanted diverters using meters to supply serial numbers annually. He reminded open channel diverters to record flow measurements weekly not monthly.

Frank reported that, in general, Billingsley Creek flow had improved this past year by as much as 5-7 cfs. He attributed this to a combination of recharge on the ESPA plain, positive hydrostatic pressure from water in the W-canal on the rim, and to the number of deep well conversions near the rim that substituted canal water for pumped well water.

Meeting adjourned at 2:15 pm.

Minutes recorded by



Linda Lemmon, Secretary

Minutes certified for submission to IDWR by



Gary Lemmon, Meeting Chairman

WATER DISTRICT 36A – ADOPTED RESOLUTIONS FOR 2018

- 1 **BE IT RESOLVED**, that hereafter the annual meeting of Water District 36A shall be held on the third Tuesday in January each year.
- 2 **BE IT RESOLVED**, that the amounts payable by each ditch, association, canal company, or other water user, as shown by the approved budget, shall become due and payable upon receipt and delinquent on April 15th, and said amount, if not paid, shall bear a penalty of 10% and interest from that date until paid, at a rate of 1% per month.
- 3 **BE IT RESOLVED**, that no ditch, association, canal company, or other water user shall have the right to demand and receive water, and the Water Master shall not deliver to such person(s) or entity(ies), until the amount due and payable from such user(s), as fixed by the budget, has been paid.
- 4 **BE IT RESOLVED**, that the Water Master shall be in service for a full year, commencing on February 1st of each year and continuing until the following January 31st, or until his successor as been duly qualified and elected.
- 5 **BE IT RESOLVED**, that Frank Erwin be elected Water Master of Water District 36A for the ensuing year, beginning February 1, 2018, and ending January 31, 2019.
- 6 **BE IT RESOLVED**, that Linda Lemmon be elected Secretary/Treasurer for Water District 36A for the ensuing year, beginning February 1, 2018, and ending January 31, 2019.
- 7 **BE IT RESOLVED**, that the elected Treasurer of Water District 36A should only disburse monies from the Water District accounts upon a voucher approved by the Water Master. Water District checks can be signed either by the Treasurer or Chairman, but must be co-signed by an Advisory Board Member. Advisory Board Members Howard Morris and Billy McCarthy shall serve for the purpose of co-signing all Water District 36A checks.
- 8 **BE IT RESOLVED**, that Water District 36A assessments shown in the adopted budget shall constitute a final determination of the amount due for that year (per Idaho Code 42-612).
- 9 **BE IT RESOLVED**, that Water District 36A assessments shall be based on the most recent reliable data available to the Water Master and shall be assessed in 24-hour second feet (per Idaho Code 42-612).

- 10 BE IT RESOLVED**, that for the year 2018, a minimum charge of \$100.00 shall be assessed to each individual or entity that owns a water right, whose share of the total budget is less than the above specified amount.
- 11 BE IT RESOLVED**, that for all mitigation and replacement water rights administered within the boundary of Water District 36A, the Water Master shall require lockable and controllable structures at all points of delivery and measuring devices approved by both the Water District 36A Water Master and IDWR. Costs for structures and devices shall be paid by the owner of the water right being used for mitigation or replacement purposes
- 12 BE IT RESOLVED**, by July 1st, all owners of water rights and permits with a beneficial use of wildlife, wildlife storage, aesthetic, aesthetic storage, recreation, recreation storage, and/or diversion to storage that are delivered by a canal or ditch company shall provide the Lateral Manager of said canal or ditch company, on a form approved by the Lateral Manager and Water Master of Water District 36A, a schedule of the dates for rate of flow to fill the annual diversion limit on the water right for the following year beginning January 1 and ending December 31 . By November 1st, the Lateral Manager of the canal or ditch company must approve all deliveries requested and submit to the Water Master of WD 36A, on a form supplied by the Water Master, the approved schedule detailing the delivery of all water rights subject to the beneficial uses described above. Also by November 1st, all water right owners of water rights with the beneficial uses listed above but not delivered through a canal or ditch company shall provide the Water Master of WD 36A, on a form approved by the Water Master of WD 36A, the schedule of the dates for rate of flow to fill the annual diversion limit on the water right for the following year. Water will be delivered on a weekly basis and flow rates will be adjusted weekly.

Any request for water delivery not approved by the Lateral Manager and Water Master of WD36A will not be delivered.

Assessments for delivery of these water rights will be based on the most recent reliable data available to the Water Master. However, assessments for 2019 will be based on an estimate determined by the Water Master using the approved flow requests and schedules submitted by the aforementioned dates in 2018.

WATER DISTRICT 36A
BUDGET SUMMARY (as of 12/31/17)

	<u>2017 Treasurer's Report</u>		<u>2018 Budget</u>
	<u>Adopted</u>	<u>Actual</u> (\$0.050/24-h sec ft)	<u>Adopted</u> (\$0.050/24-h sec ft) ^a
Beginning Balance (Jan 1)	1,123.37	1,123.37	1,850.30
<u>INCOME</u>			
Previous Year Assessments	89.00	108.58	0.00
Current Year Assessments	<u>7,920.00</u>	<u>7,918.00</u>	<u>10,039.00</u>
Total	\$9,132.37	\$9,149.95	\$ 11,889.30
<u>EXPENSES</u>			
Water Master Wages	\$4,600.00	\$4,248.10	6,000.00
Secretary/Treasurer Wages	1,500.00	1,385.25	2,000.00
State Insurance Fund	312.00	315.00	315.00
Federal Withholding	466.65	933.30	612.00
Office Expenses	100.00	68.00	100.00 ^b
Room Rent	100.00	100.00	100.00
Computer/Office Rent	250.00	250.00	250.00
Mileage (Water Master) ^c	100.00	0.00	100.00
Contingency	<u>1,703.72</u>	<u>0.00</u>	<u>2,412.30^d</u>
Total Expenses	\$9,132.37	\$7,299.65	\$11,889.30
Ending Balance (Dec 31)	0.00	1,850.30	0.00

^a The minimum assessment per diversion will be \$100 in 2018.

^b 2018 Office Expenses category is intended for typical office expenses such as administrative fees, audit, PO Box rental, postage, paper, ink, envelopes, etc.

^c Mileage paid to Water Master for travel associated with subpoenaed testimony at mitigation hearings and depositions in Twin Falls and Boise.

^d 2018 Contingency category is intended for unexpected expenses. Unused funds will carry over to 2019.

Water District 36A Consumptive-to-the-System Assessments for 2018.

WMIS No.	Consumptive Diversion	WD36A Acct	Send Assessment to	2016	\$0.050	2018 Assmt
				24 -hr sec ft		(\$) ^a
410001	Barlogi Ditch	33	Barlogi Ditch, c/o Penny Turner	986.8	49.34	100
410005	Bar S Ditch	7	Weatherby Springs Lateral Assoc (aka Bar-S) c/o Billy McCa	1816	90.80	100
410014	Big Bend Ditch Lower	9	Big Bend Irrigation & Mining Co., c/o Bud Huntley	8551	427.55	428
410013	Big Bend Ditch Upper	9	Big Bend Irrigation & Mining Co., c/o Bud Huntley	6556	327.80	328
410045	Big Spring Pipeline	22	Big Springs Water Users, c/o Gary Lemmon	3677	183.85	184
410015	Brailsford Ditch	39	Brailsford Ditch, c/o Ronnie Smith	3976	198.80	199
410003	Buckeye Ditch	8	Buckeye Ditch Co. Inc., c/o Pat Winther	10201	510.05	510
410038	Candy Pipe (Curren Tunnel to vault)	43	Peggy Candy	3.75	0.19	100
1001952	Candy Pump from Sandy Vault	48	GW Districts c/o Randall Budge	44	2.20	100
410039	Crandlemire Pipe (from Curren Tunnel)	12	Howard Morris	3.88	0.19	100
410004	Curren Ditch	6	Buckeye Farms Inc, c/o Billy McCarthy	7420	371.00	371
410006	EM Bell Ditch	31	EM Bell Ditch, c/o Sherri Martinat	1761	88.05	100
410043	Florence Livestock Spring	46	Florence Livestock Spring Users, c/o Jim Herbert	171.485	8.57	100
410299	Gridley Island Pipeline	44	John LeMoyne	0	0.00	0
410044	Hagerman Water Users Assn	25	Hagerman Water Users Assn, c/o Fred Marmie	1452	72.60	100
410069	Hoagland Tunnel Ditch	13	Howard Morris	453.5	22.68	100
410305	Huitt Spring	18	Billingsley Creek Ranch LLC, Florida	0	0.00	100
410017	Hunt Ditch	5	Buckeye Farms Inc, c/o Billy McCarthy	10910	545.50	546
410009	Idaho Power Ditch	36	Idaho Power Co., Boise	2657	132.85	133
410022	Idaho Power Pipe Ditch	37	Salmon Falls Land & Livestock	2997	149.85	150
410008	John Bell Ditch	40	John Bell Ditch Assn, c/o Steve Wood	574.9	28.75	100
101173	Jones Irrigation Pump	14	Bill Jones	851.5	42.58	100
101171	McFadden Pump	20	Thousand Springs State Park	33.535	1.68	100
1001953	Morris Pump from Sandy Vault	48	GW Districts c/o Randall Budge	77	3.85	100
410040	Musser Pipe (Shady Grove)	11	Shady Grove Dairy, Gooding OMIT			
410037	Musser Pump at Spring Creek	11	Shady Grove Dairy, Gooding	85.305	4.27	100
1001954	Musser Pump from Sandy Vault	48	GW Districts c/o Randall Budge	282.61	14.13	100
410046	Norwood Subdivision (Ruby Springs)	41	Ruby Springs Water Corp, c/o Fran Golding	19.5815	0.98	100
410010	Padgett Ditch	38	Padgett Ditch Co., c/o Teri Dorchuck	770	38.50	100
410062	Potter Spring	17	Billingsley Creek Ranch LLC, Florida	0	0.00	100
101784	Riley Pumpback	1	USFWS, Hagerman	0	0	100
410007	Sands Ditch	32	Sands Ditch Water Users, c/o Penny Turner	6389	319.45	319
410296	Sandy Pipeline to Vault (from Sandy Ponds)	48	GW Districts c/o Randall Budge	441	22.05	100
410302	Sherman Springs	23	C-CAN Partners, c/o David Anderson, Meridian	41.98	2.10	100
410074	Spring Creek Pipe	28	Spring Creek Irrigators, c/o Lee Collett	32.48	1.62	100
410066	Three Springs pipeline	47	Thomas, Peterson, Baker c/o Kent Goodman	1464	73.20	100
1000588	Weatherby Springs pipeline	16	Phil Gossi	79.63	3.98	100
TOTAL				74,779.9	\$3,739.00	\$5,667

^aA minimum charge of \$100 has been applied

Water District 36A Non-Consumptive-to-the-System Assessments for 2018.

WMIS No.	Non-Consumptive Diversion	WD36A Acct	Send Assessment to	2016			2018 Assmt
				24 -hr sec ft	33%	\$0.050	(\$) ^a
410018	Anderson Pond Ditch	3	IDF&G, Jerome	5794	1931	96.57	100
410073	Babington (aka Johnson) Hatchery	27	Lynn & Kathy Babington	960	320	16.00	100
410024	Bickel Lake	1	USFWS, Hagerman	5574	1858	92.90	100
410011	Billingsley Bay Hatchery	35	Billingsley Bay Farms, c/o Peter Sturdivant	9918	3306	165.30	165
410002	Boyer Ponds	34	Matt Doperalski	4281	1427	71.35	100
410012	Branchflower Hydro	30	Mike Branchflower, Boise	16616	5539	276.93	277
410016	Conyers Ditch	4	Russell LeMoynes	15399	5133	256.65	257
410047	Fisheries Development/Billingsley	29	Clear Lake Trout Co., Boise	36042	12014	600.70	601
410048	Fisheries Development/Springs	29	Clear Lake Trout Co., Boise	3726	1242	62.10	100
410082	Florence Spring	3	IDF&G, Jerome				0
410019	Hagerman State Hatchery	2	IDF&G, Jerome	5889	1963	98.15	100
410087	Hidden Springs Hatchery	24	Aquarius Aquaculture, c/o David Huff	3102	1034	51.70	100
410070	Idaho Springs at Big Springs	21	Evaqua Farms LLC	13891	4630	231.52	232
410071	Idaho Springs at Billingsley	21	Evaqua Farms LLC	606.8	202	10.11	100
410297	Idaho Springs at Tupper	21	Evaqua Farms LLC	389.1	130	6.49	100
410067	Jones Hatchery	15	Bill Jones	9641	3214	160.68	161
410023	Joseph Hydro	45	Jill Joseph	0	0	0.00	100
410072	Lee Hatchery	26	Evaqua Farms LLC	1073	358	17.88	100
410053	Main Spring	1	USFWS, Hagerman	6389	2130	106.48	106
410086	Oster Lakes State Weir	3	IDF&G, Jerome	2073	691	34.55	100
410089	Rangen Hatchery	10	GW Districts c/o Randall Budge	5904	1968	98.40	100
410041	Rangen Pipe	10	GW Districts c/o Randall Budge	46.5	15	0.77	100
410049	Riley Creek	1	USFWS, Hagerman	1862	621	31.03	100
410052	Spring 8	1	USFWS, Hagerman	576	192	9.60	100
410050	Spring 10 Tunison	1	USFWS, Hagerman	530.8	177	8.85	100
410057	Spring 15	1	USFWS, Hagerman	1391	464	23.18	100
410025	Spring 16	1	USFWS, Hagerman	5296	1765	88.27	100
410058	Spring 17	1	USFWS, Hagerman	567.9	189	9.47	100
410298	Talbott Ponds	42	Blind Canyon Aquaranch according to lease	2253	751	37.55	100
410065	Tupper Hatchery	19	David Tupper	478.7	160	7.98	100
410020	Upper Tucker Large Pipe	2	IDF&G, Jerome	16460	5487	274.33	274
410021	Upper Tucker Small Pipe	2	IDF&G, Jerome	1706	569	28.43	100
TOTAL				178,435.8		\$2,973.93	\$4,373
						grand total	\$10,039

^aA minimum charge of \$100 has been applied