

MINUTES

Water District 130 - 2020 Annual Meeting

Tuesday, February 4, 2020

Idaho Department of Fish & Game Conference Room, Jerome

The meeting was called to order at 2:01 PM by Bob Simpson. There were 24 people in attendance. A list of WD-130 Advisory Council members was displayed on the conference room screen.

Dean Stevenson nominated Bob Simpson for President, Lynn Carlquist seconded the motion, and the motion passed.

Dean Stevenson nominated Meribeth Lomkin for Secretary and Lynn Carlquist seconded the motion. The motion passed.

Gary Lemmon moved to approve the minutes as printed/distributed. Lynn Carlquist seconded the motion and the motion was passed.

Sub-District Business:

The group split into sub-district groups for sub-district meetings.

Bob Simpson called for sub-district reports and any changes to be made to the WD-130 Advisory Committee from the sub-district meetings.

The following sub-districts reported no changes to their representation:
North Snake Ground Water District; Magic Valley Ground Water District; Carey Valley Ground Water District; A&B Irrigation; Basin 37 groundwater irrigator; Commercial, Industrial, and Municipal.

Spring Users: Gary Lemon reported that Randy MacMillan (Clear Springs Foods) has retired. Jeff Jermunson from Clear Springs Foods will be replacing Randy on the board.

Watermaster Report:

Nathan Ericson, Watermaster for WD-130 and Idaho Department of Water Resources (IDWR) employee introduced himself. Other IDWR staff present who will be assisting with the WD-130 workload are David Graybill (David is new to IDWR) and Jana Reeder.

Nathan reports that as of 2019 all WD-130 points of diversion now have water meters in operation, so the workload is starting to normalize.

District users are split into two groups for WD-130 billing:

Measured Users - all 2019 assessments for these users were collected.

Small Users - of the 135 small users, twenty-three of the 2019 assessments were not collected for a total of \$575.00 still due. This is less than in past years.

A total of 1,715 points of diversion are measured. Sometimes there are 2 or 3 wells on one meter which works out to approximately 1500 meters total.

About 150 of the meters had issues such as no end totalizer reading. Some of the meter issues were easy to resolve; 57 are being worked on to resolve, and the rest were resolved. Some letters will be mailed this week notifying water users of meter issues.

Measurement Audits are supposed to occur every 3 years for the following measurement devices:

Open Channel

Non-Totalizing Devices

PCC

Time clock

Or, audits can be completed as needed (ex: when a user does not think the devices are reading correctly). Water users can contact IDWR for assistance.

Financial Report:

See balance sheet (handout - attached). The budget does not close until March 1 (fiscal year runs March 1 through last day of February each year).

Some WD-130 water users have their water use measured by the water district. These users are charged a measurement/reporting fee.

Question to Nathan – why the reduction in expenses?

Answer – several factors:

- Most meters are installed and working consistently now - that results in fewer inspections.

- IDWR employees invoice their work time to WD-130 for water district work, and to IDWR for other work duties.

- Nathan thinks expenses are going to level out.

Presentation of Proposed Budget:

See proposed budget (handout – attached). No discussion.

Review of proposed Resolutions:

Nathan provided an overview of the resolutions and changes proposed for 2020.

Updated dates/years as needed throughout the resolutions.

Updated budget (#4).

Other resolution updates and discussion on them:

Resolution #10 – the elected chair of the Advisory Committee. Dean Stevenson moved to replace Randy MacMillan with Bob Simpson.

Resolution #14 - Nathan proposed to the Advisory Committee and the Advisory Committee agreed, that #14 be removed from the resolutions.

Resolution #14 describes posting water district recommended resolutions and recommended budget at least 5 days prior to the annual meeting on the IDWR website. The current proposal is to remove this resolution because this method of notification of proposed changes is not used, and it is difficult to complete each year. The proposed resolutions and budget are provided to the Advisory Committee via email a week before the meeting. Once approved each year, the WD-130 resolutions and budget are posted to the IDWR website as part of the WD-130 historical record.

Dean Stevenson moved to accept the resolutions as presented. The motion was seconded by Bob Shepard. The motion was passed.

Dean Stevenson moved to adjourn the meeting, the motion was seconded, and it passed.

Meeting adjourned @ 2:35 PM

Respectfully Submitted,



Meribeth Lomkin,
Secretary

WATER DISTRICT 130
FINANCIAL REPORT AND BALANCE SHEET FY2019
February 4, 2020

Beginning Cash Balance March 1, 2019		\$25,795.59
Total Bank Deposits March 1, 2019 to December 31, 2019		<u>\$64,963.11</u>
		\$90,758.70
Total Payments to IDWR January 2019 - November 2019	-	\$39,276.82
Misc payments, refunds, bank charges	-	<u>\$10.27</u>
Cash on hand December 31, 2019		\$51,471.61
Expected due to IDWR December 2019 - March 2020	-	<u>\$8,000.00</u>
Estimated balance March 1, 2019		\$43,471.61
Measurement and Reporting Estimated carryover for 2019		\$640.00
Water District Administrative Estimated carryover for 2019		\$42,831.61

WATER DISTRICT 130
BUDGET 2020
February 4, 2020

Administrative Charges for all diversions

Watermaster Services		\$55,231
Watermaster	500 hours	
Assistant Watermaster	400 hours	
Estimated 2019 Carryover	\$42,832	
2019 Carryover applied to 2020		\$25,000
Recommended Administrative Assessment		\$30,231

Measuring and Reporting Charges for non-subdistrict only

Watermaster Services	180 hours	\$10,041
Clerical Staff	60 hours	\$2,070
<i>Measuring and Reporting Subtotal</i>		\$12,110
Estimated 2019 Carryover		\$640
257 POINTS @ \$45		\$11,565
Recommended M & R Assessment		\$11,565

Total 2020 Budget	\$67,341
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Total 2020 Assessment	\$41,796
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WATER DISTRICT 130 COST APPORTIONMENT FOR 2020

PROPOSED ADMINISTRATIVE ASSESSMENT-

\$30,231

Consumptive diversions =

\$15,116

	<u>Total Avg AF</u>	<u>No. users</u>	<u>No. pods</u>	<u>Aggregate Share</u>	
WD130 Reporters	50,327	102	203	\$2,650	*
WD130 Small Users		135		\$3,375	*
A&B Irrigation District	164,100		186	\$2,073	
City of Rupert	4,648		26	\$59	
Magic Valley GWD	216,216		453	\$2,731	
North Snake GWD	184,372		846	\$2,329	
North Snake GWD Small Users		80		\$2,000	*
	619,664		1714	\$15,116	<u>Cost/AF</u>
					\$0.0126

*Aggregate share for WD 130 non subdistrict reporters and small users was calculated by assessing each user the \$25 minimum.

Nonconsumptive diversions =

\$15,116

	<u>Total Avg AF</u>	<u>No. users</u>	<u>No. pods</u>	<u>Aggregate Share</u>	
WD130 Non consumptive	2,477,172		49	\$15,116	<u>Cost/AF</u>
					\$0.0061

Total Average Diversions: 3,096,836 acre-feet

Total Reporting PODs: 1763

Total number of diversions reporting to WD 130:

257

Anticipated measurement charge for non-subdistrict diversions:

\$45.00

\$11,565.00

MINUTES

WATER DISTRICT 130 ADVISORY COMMITTEE

Tuesday, February 4, 2020

Idaho Department of Fish and Game Conference Room, Jerome

The meeting was called to order at 12:30 p.m.

Present: Lynn Carlquist, Bob Simpson, Dean Stevenson, Linda Lemmon, Nathan Erickson (IDWR), Gary Lemmon, Meribeth Lomkin, David Graybull (IDWR)

Nathan opened the meeting and welcomed the members.

Bob Simpson nominated Dean Stevenson to serve as 2020 Meeting Chairman, Lynn Carlquist seconded the motion, and the motion passed.

Lynn Carlquist nominated Meribeth Lomkin to serve as 2020 Secretary, Dean Stevenson seconded the motion and the motion passed.

Minutes from the 2019 meeting were reviewed. Dean moved to accept the minutes, Gary seconded the motion and the motion passed.

Nathan presented a Water District update:

1. Collection of assessments:

- Reporters (larger users) are current
- Small users: 23 of small users have not been collected for a total delinquent amount of \$575.00

This year, assessments are looking good - usually about \$2,000.00 delinquent.

2. Flow Meters:

Of the 1,715 diversions that are measured, as of the end of 2019, they identified about 150 meters that are not working. This is about 10% of the total meters, which is typical. They have resolved all but 57, and those may not be broken. It may be due to power not being on or the programming may be off, etc.

It seems that as irrigators start using flow meters as a tool, maintenance and compliance increase, and there are fewer problem meters.

In Water District 130, 13 users are approved to use PCC reporting, and 16 are approved to use time clocks for reporting.

In the summer of 2019 the District/IDWR began auditing measurements on open channel devices, PCC, and time clocks. IDWR is trying to check these every 3 years.

When a user thinks his meter is not accurate, the water user should contact IDWR so they can do an audit.

3. Financial Report

Refer to Financial Report and Balance Sheet and Cost Apportionments handouts.

In 2019 collected more money from delinquent accounts, which leads to a favorable balance for the 2020 budget.

The 2019 Point of Diversion charge was \$35.00. The 2020 POD charge is \$45.00.

This is due to a higher carry over balance in the past which has been reduced. There was \$25,000 carry over balance applied towards the 2020 budget. This leaves about \$17,000 carry over for 2021, assuming estimations in the budget are met.

Dean Stevenson moved to accept the proposed budget, Lynn Carlquist seconded the motion, and the motion passed.

Review of Resolutions for 2020:

Updated dates/years as needed throughout the resolutions.

#3. There was discussion of treasurer duties and methods.

- Two board members sign on checks, currently, usually, Lynn and Dean.
- Nathan can deposit payments into the account but not write checks.
- Nathan tracks bank statements/deposits/expenses. This tracking is available to review at any time.
- Lynn mentioned that an external review of the treasury books could be done. The group agreed there was adequate documentation and an external review was not needed at this time. The Legislative Service Office receives all books and budget amounts each year.

#4. updated with new proposed budget figures.

#10. The group agreed that Bob Simpson would be the chairman.

#14. Nathan proposed to the Advisory Committee that #14 be removed from the resolutions. Resolution #14 describes posting water district recommended resolutions and recommended budget at least 5 days prior to the annual meeting on the IDWR website. The current proposal is to remove this resolution because this method of notification of proposed changes is not used, and it is difficult to complete each year. The proposed resolutions and budget are provided to the Advisory Committee via email a week before the meeting. Once approved each year, the WD-130 resolutions and budget are posted to the IDWR website as part of the WD-130 historical record.

Dean Stevenson moved to accept the proposed changes in the resolutions. Gary Lemmon seconded the motion and it was passed.

Meeting adjourned at 1:15 PM.

Respectfully Submitted,



Meribeth Lomkin,
Secretary

**WATER DISTRICT NO. 130
THOUSAND SPRINGS AREA
2020 RESOLUTIONS**

The water users of the Thousand Springs Area Water District, designated as Water District 130, meeting at the annual district meeting on Tuesday, February 4, 2020 at Jerome, Idaho HEREBY ADOPT THE FOLLOWING RESOLUTIONS:

1. That the watermaster perform the duties as required by Chapter 6, Title 42, Idaho Code and in accordance with the duties described in the Final Order Creating Water District 130¹, signed by the Director of the Idaho Department of Water Resources (IDWR), February 19, 2002.
2. The Idaho Department of Water Resources be elected to provide the watermaster services for Water District 130 and that the Director of IDWR appoint Nathan Erickson, an employee of IDWR, or other employees of IDWR as may be necessary, to serve as the watermaster for the ensuing fiscal year or as otherwise provided in Idaho Code § 42-608(4) and the Memorandum of Understanding dated February 13, 2009 and executed July 13, 2013.²
3. Lynn Carlquist be elected Water District 130 treasurer. The duties of the treasurer will be to approve expenses, oversee disbursement of Water District funds, and to prepare or authorize a review of financial affairs of the district at the end of each fiscal year, in accordance with Idaho Code Section 42-619.
4. The budget for Water District 130 for the fiscal year 2020 beginning March 1, 2020 and ending on February 28, 2021, be as follows: Fifty-five Thousand Two Hundred Thirty One (\$55,231) for Watermaster duties, and Twelve Thousand One Hundred and Ten Dollars (\$12,110) for measuring and reporting of diversions not reporting to a subdistrict, for a total budget amount of Sixty-seven Thousand Three Hundred Forty-one Dollars (\$67,341). An itemized budget sheet is attached. Carryover amounts from the budget of 2019 in the amount of \$25,640 will be used to offset the amount assessed in 2020.
5. The Watermaster of Water District 130 is hereby authorized to collect the assessments of the Water District in accordance with Idaho Code § 42-618.
6. Given that the water district cost for administering water for many water users is greater than their normal assessments would be based upon their total annual use of water, it is resolved that pursuant to Idaho Code § 42-612 (4) the watermaster of Water District 130 is authorized to assess a \$25 minimum charge for watermaster services for water users within his or her jurisdiction.
7. In accordance with Idaho Code § 42-612 (5), the assessment amount for each individual user as shown in the annual adopted budget shall constitute a final determination of the amount due for that year. In the computation of assessments, the watermaster shall use a 5-year rolling average of diversions

¹ Final Order Creating Water District 130 may be found on the IDWR website at http://www.idwr.idaho.gov/WaterManagement/WaterDistricts/ThousandSprings/wd130_1000_springs.htm

² The executed Memorandum may be found on the IDWR website by visiting this link: <http://www.idwr.idaho.gov/WaterManagement/WaterDistricts/default.htm> and completing a Water District Records Search where Water District # = 130 and Four Digit Year = 2009.

for each water user.

8. Water users in Water District 130 who are not reporting annual diversions to one of the sub-districts created herein shall report diversions directly to the watermaster of Water District 130. A separate annual fee will be charged by Water District 130 for direct measurement and reporting; this fee will cover costs of periodic evaluation and certification of the measurement device or other method (typically every third year), plus the cost of annual year-end data collection for the diversion. Measurement and reporting fees will appear as a separate line-item charge on the Water District assessment statement. *Measuring and reporting charges paid either to a subdistrict or directly to Water District 130 will not be used to determine voting shares.*
9. An advisory committee shall be elected to provide input to the watermaster and the Director of IDWR. The number and composition of the advisory committee for the ensuing year shall total 12 seats as follows:
 - 1 member of the North Snake Ground Water District;
 - 1 member of the Magic Valley Ground Water District;
 - 1 member of the Carey Valley Ground Water District;
 - 1 member of A&B Irrigation District;
 - 1 Basin 37 ground water irrigator
 - 2 ground water users holding commercial, industrial or municipal water rights;
 - 5 spring water users, with at least one representing Basin 37

Additional seats may be added to the committee in subsequent years depending on further revisions or expansions of the water district boundaries, to be determined annually. Each group represented will also select an alternate for each seat. Candidates will be voted on at caucus during the annual meeting. The advisory committee will meet as often as needed to address the structure, governance and operation of the district. Decisions or recommendations of the advisory committee must be made with at least 70% of advisory members present in favor.

10. The elected chair of the Advisory Committee for current Fiscal Year is Bob Simpson. The water users of Water District 130 hereby empower the elected chairman of the advisory committee created herein to do the following as approved by the committee:

Enter into a Memorandum of Understanding between Water District 130 and the Department of Water Resources

Enter into a service contract between Water District 130 and any qualified party, in exchange for monetary compensation, as necessary and as authorized by the adopted annual budget.

Authorize and schedule external financial reviews as needed.

11. Water District 130 includes one or more ground water districts, irrigation districts, municipalities, or other geographical areas where the source of water or nature of water use is common among water right owners and users. Pursuant to the Order creating Water District 130, the following subdistricts are recognized within Water District 130:
 - North Snake Ground Water District
 - Magic Valley Ground Water District
 - Carey Valley Ground Water District
 - A&B Irrigation District
 - City of Rupert
 - City of Burley
 - Thousand Springs Area
 - Basin 37 Area
12. The sub-districts designated above may have employees or agents who measure and report diversions to Water District 130, and who may provide other services to the sub-district. The Director of IDWR therefore may appoint employees or agents of the sub-districts as assistant watermasters for purposes of measuring and reporting water use to the watermaster of Water District 130. The water district watermaster and the Director of IDWR will provide direction and guidance to assistant watermasters for measuring and reporting of diversions in sub-districts, including but not limited to the following:
 - a. Each sub-district shall prepare an annual report of diversion data to the water district watermaster in accordance with Idaho Code § 42-606, § 42-708, § 42-709, and the direction provided by the Director of IDWR.
 - b. Assistant watermasters from sub-districts shall cooperate and coordinate with the water district watermaster and IDWR in sharing water use information and in the investigation of water uses within sub-districts, including but not limited to investigation of water use to confirm reductions of water use when required, and confirm and report compliance of water use with valid water rights.
 - c. The regulation of diversions, including curtailment of diversions and other water right enforcement actions, shall be the primary responsibility of the water district watermaster or IDWR.
 - d. Sub-districts and sub-district assistant watermasters may cooperate and participate with the water district and IDWR in resolution of unauthorized diversions or other enforcement matters.
 - e. To the extent that sub-district assistant watermasters may otherwise be involved in the regulation or enforcement of diversions, such involvement will be under the instruction of the watermaster or the Director of IDWR.
13. The watermaster, working with the water district advisory committee, shall prepare a proposed budget prior to the annual meeting of the water users of Water District No. 130 in accordance with Idaho Code § 42-615, 42-612 and 42-605(A). It is resolved that the recognized costs of delivery of non-consumptive rights in Water District 130 shall be equal to one-half the approved administrative budget. Such costs shall be apportioned among non-consumptive diversions on a pro-rata basis.

14. Current year assessments shall be due to Water District 130 on or before April 1 of each year.
15. All payments for assessments not received by January 1 of the year following the billing date shall accrue penalties in the amount of 10% of the charge plus interest in the amount of 1% per month, as of the April 1 due date and as provided pursuant to Idaho Code Section 42-617. It is resolved that the Watermaster is authorized pursuant to Idaho Code Section 42-618, to withhold or suspend deliveries of water to any water user who has not paid their assessment charges by January 1 of the year following the billing date.
16. The annual Water District 130 meeting shall hereafter be held on the first Tuesday of February, of each year unless the Director of IDWR should find it necessary to change the meeting date or unless changed by resolution of the district at any annual meeting.
17. The watermaster, deputy watermasters and watermaster assistants are authorized as employees of IDWR under Idaho Code § 42-1701(5) to make reasonable entry on lands within the district, in accordance with IDWR policy, to carry out the duties of the watermaster as instructed by IDWR.
18. In the event that a vote by shares pursuant to Idaho Code § 42-605 (4), is requested during any annual meeting, a credentials committee will be assembled to determine the number of votes cast by individual water users or by subdistricts. The credentials committee shall be comprised of the following parties:
 - a. the current Watermaster
 - b. the assistant Watermaster or a representative from each subdistrict present at the meeting, which is authorized to measure and report diversions
 - c. an IDWR representative

Any water user who is a member of either the North Snake Ground Water District or the Magic Valley Ground Water District, and who, in the event of a vote by shares at the annual meeting, wishes to vote his or her own shares, must notify the ground water district board and the water district in writing prior to the annual meeting. After all individuals have cast votes, any unvoted subdistrict shares may be cast by proxy by the Ground Water District Chairman as authorized under Idaho Code § 42-5224(7).

WATER DISTRICT 130
FINANCIAL REPORT AND BALANCE SHEET FY2019
February 4, 2020

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**WATER DISTRICT 130
BUDGET 2020
February 4, 2020**

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Total 2020 Assessment	\$41,796
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WATER DISTRICT 130 COST APPORTIONMENT FOR 2020

PROPOSED ADMINISTRATIVE ASSESSMENT- **\$30,231**

Consumptive diversions = **\$15,116**

	<u>Total Avg AF</u>	<u>No. users</u>	<u>No. pods</u>	<u>Aggregate Share</u>	
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Total Average Diversions: **3,096,836 acre-feet**
Total Reporting PODs: **1763**

Total number of diversions reporting to WD 130: **257**
Anticipated measurement charge for non-subdistrict diversions: **\$45.00**
\$11,565.00

**Water District 130
2020 Advisory Committee**

REPRESENTING	NAME
North Snake Ground Water District	Lynn Carlquist
	Alternate: Bob Shepard
Magic Valley Ground Water District	Dean Stevenson
	Alternate: Orlo Maughan
Carey Valley Ground Water District	Bob Simpson
	Alternate: none
A&B Irrigation District	Dan Temple
	Alternate: Bart Webster
Basin 37 ground water irrigator	Meribeth Lomkin (Dept of Lands)
	Alternate: none
Ground Water user holding commercial, industrial or municipal water rights	Bob Simpson (City of Carey)
	Dane Higdem (Glanbia)
	Alternate: Brian Reiter (City of Burley)
	Alternate: Faye Featherly (Dan Willie Ent)
Spring users	Gary Lemmon (Ten Springs)
	Jim Henderhan (Evaqua)
	Jeff Jermunson (Clearsprings)
	Kresta Davis-Butts (IPCO)
	Stan Standal (B37)
	Alternate: Linda Lemmon
	Alternate: Glade Wood

Water District 130 Annual Meeting
Tuesday February 4, 2020
Sign In

Meribeth Lonkin	IDL
David Graybill	IDWR
Lynn Carlquist	NSGWD
BOB SIMPSON	CITY OF CAREY
Dean Stevenson	MJGWD
Jerry Kellman	
Linda Kellman	Spring Users
NATHAN CRACKSON	IDWR
Bryan Rette	City of Buxley
Alexandra	
Wayne & Patsey + Bob Fattig	- Wendee
Karl Clark	
Tony C. Johnson	SRP
Bob Shepard	SHEPARD FARMS
Tom Van Tassel	EVAGUE FARMS
BRENT SPALDIN	
Ryan Shurtliff	WWC
Adam McCoy	WWC
BOB SIMPSON	CITY OF CAREY
Jani Swerner	CSF
Justin Yule	Hagerman
Marie Silver	Hagerman
Scott Lottner	Hagerman
Gary Alinger	Evague Farms