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APR 28 2021
DEPT OF WATER RESOURCES
SOUTHERN REGION

Water District 37-0
Annual meeting minutes
March 16, 2021
Carey City Hall

Introduction: Nathan Erickson, Technical Hydrologist, Southern Region, IDWR

Participants:

Brian Bean (Muldoon Grazing Association) Mary Peterson (Muldoon Livestock, LLC) John Langston, Bruce Price, Guy Peterson, George and Marilyn Merrill, Bryan and Julie Smith (Legacy Land and Livestock of Idaho The Muldoon Ranch), Nathan Erickson

Selection of meeting chairman: Nathan Erickson nominated and 2nd by Bruce Price

Selection of meeting secretary: Julie Smith nominated by Bruce Price and 2nd by John Langston.

Review minutes from 2020 (word processes is a typo and corrected to processed) A copy of minutes was given to each person

Bryan Smith proposed to approve minutes. 2nd by Mary Peterson

Chuck Williams submitted watermaster report and can be viewed online

Chuck Williams has retired. Chuck measured water weekly sent paper to CFPS. Last year water was delivered @5000/24 sec feet=2 acre feet

Charged by actual usage.

Budget will change. Bruce Price proposed a motion to have small users now pay \$50. 2nd by Mary Peterson. Adding a new resolution.

Usage for 2020

18% Muldoon Livestock

7% John Langston

47 % Legacy Land and Livestock of Idaho DBA The Muldoon Ranch

14% Guy Peterson

14% Muldoon Grazing

New and updated fees for 2021

Muldoon Livestock	\$306.00
John Langston	\$119.00
Legacy Land and Livestock	\$799.00
Guy Peterson	\$238.00
Muldoon Grazing	\$238.00
George Merrill	\$50.00
Bruce Price	\$50.00

Total budget is \$1800.00

Next meeting will be held on March 15, 2022

Election of Water Master Brandon Smith will be elected as the water master for 2021 for District 37-0

Julie Smith will be the treasurer for 2021 for District 37-0

Water master duties will remain the same.

\$1500 for Water master

\$200 for secretary/treasurer

Nathan Erickson reminded all in participation that the water masters duties is to deliver water by priority. The IDWR is there to provide support and they will do that. The water master has access to all structures and measuring devices. The IDWR has the same ability to go onto any one's property and check anything they need to. They like to reach out first to property owner and don't want any problems, but if they are denied access, they can come back with the sheriff. The law is behind them. They prefer to work together with all. Delivery is by priority. If someone does take water illegally or missuses there is a \$10,000 fine.

Adding a new resolution that small users will pay \$50.00 per year. Mary proposed to accept new resolution. 2nd was given.

Brandon Smith will be trained by Nathan Erickson. Nathan and Brandon will meet with each member at their head gates. Members will record what they begin with. Nathan will meet Brandon on April 19th at 8:00 am.

Members are responsible to maintain head gates and measuring devices.

Water holder is responsible to clean and clear ditches and head gates must be lockable. Anything down the ditch past the head gate is land owners responsibility.

Stream Channel alter permit

IF with 50 feet of diversion no permit but must notify owner

Tunnel water needs to be measured. John is lacking water without tunnel water

Water master at the request of the user can give water to another user depending on priority.

Water is delivered by priority. The first guy gets as much as he wants up to his water right and then it goes down in priority order. Goes down in line.

Committee will reconvene if the summer weather is dry and hot.

**WATER DISTRICT NO. 37-O
MULDOON CREEK BASIN
2021 RESOLUTIONS**

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MAY 12 2021
DEPT OF WATER RESOURCES
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The water users of Water District No. 37-O, as part of the annual district meeting held on March 16, 2021 at the Carey City Hall, HEREBY ADOPT THE FOLLOWING RESOLUTIONS:

1. 11DISTRICT CREATION AND BOUNDARIES

Water District 37-O consists of the area and water rights as defined by Muldoon Creek drainage basin to its junction with the Little Wood River and located in Blaine County. The district includes surface water and groundwater right, except rights used for domestic and stock water purposes as defined by Idaho Code § 42-111 and 42-1401A.

2. ADVISORY COMMITTEE

It is herewith resolved that an advisory committee shall be selected to provide input to the watermaster and the Director of IDWR. The advisory committee will meet as often as needed to address the structure, governance and operation of the district. Five water users shall comprise the advisory committee. To make decisions for the district the advisory committee should have a minimum of three members present. The advisory committee members for the ensuing year shall be the following (members selected at the meeting):

Member #1: Brian Bean (Chairman)

Member #2: Bryan Smith

Member #3: John Langston

Member #4: Guy Peterson

Member #5: Bruce Price

3. ANNUAL MEETING DATE

It is herewith resolved that the Annual Meeting for Water District 37-O shall be held on the third Tuesday of March each year at a time and place to be determined each successive 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. The next Annual Meeting will be held on March 15, 2022.

4. ANNUAL MEETING MINUTES

Copies of the minutes of the annual meeting and all approved resolutions shall be filed with the Director of IDWR immediately after the annual meeting in accordance with Idaho Code § 42-605(5). A copy of the annual meeting minutes and the approved resolutions will be sent to all water users following the annual meeting.

5. ELECTION OF WATERMASTER

It is herewith resolved that Brandon Smith be elected to provide the watermaster services for Water District 37-O to serve as the watermaster for the ensuing year.

6. ELECTION OF TREASURER

It is herewith resolved that Julie Smith be elected Water District 37-O 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.

7. WATERMASTER DUTIES

The Watermaster shall perform his or her duties as required by Chapter 6, Title 42, Idaho Code and in accordance with:

- a. Direction and guidance provided by the Director of IDWR;
- b. The annual water district resolution adopted herein.
- c. Guidance and input from the Water District Advisory Committee.

8. WATERMASTER TERM OF SERVICE

As provided in Idaho Code § 42-608(4), watermaster's term of service shall begin upon appointment by the Director of IDWR immediately following the annual meeting election and continue until the next annual meeting, or until a successor is appointed and qualified under the provision of Section 42-604, Idaho Code.

9. WATER DISTRICT BUDGET

The budget for Water District 37-O for the fiscal year 2021 beginning March 16, 2021 and ending on March 15, 2022, be as follows: One Thousand Eight Hundred Dollars (\$1,800.00), with the Watermaster paid \$1,500 for Watermaster duties, the Treasurer paid \$200 for services, and \$100 for operating expenses.

10. Minimum User Fee

Each water user in Water District 37-0 will pay a minimum fee of \$50.00 for use of any water.

11. COLLECTION OF THE BUDGET AND DISBURSEMENT OF FUNDS

In accordance with Idaho Code § 42-618, the Treasurer of Water District 37-O is hereby authorized to collect the expenses of the Water District directly from the water users.

12. WATERMASTER ACCESS TO CONTROL STRUCTURES AND MEASURING DEVICES

Whereas watermaster access to control structures and measuring devices is essential for providing watermaster services and limiting expenses, it is herewith resolved that all users shall provide for watermaster access where access to control structures and measuring devices is through a locked gate and other reasonable means of access are not available. The user shall, upon request by the watermaster, provide to the watermaster a key or combination to any such locks.

13. ENTRY OF LANDS BY WATERMASTER

It is herewith resolved that the watermaster and any 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. These duties include but are not limited to:

1. Inventory of diversions in the district, including inspection of conveyance infrastructure and place of use of water.
2. Measuring and recording rates of diversions, and regulating diversions as necessary from the ground water diversions within the district.
3. Monitoring the place, period, and nature of use of water to identify unauthorized diversion and use and/or to determine compliance required by any agreement or order of IDWR.