

**Water District 170  
Watermaster Report of Activities  
Annual Meeting January 25, 2022**

**2021 activities:**

- Assumed position of WD170 watermaster July, 2021.
- 751 hours charged to WD170. Approximate value to District \$35,772
- Addressed 25 compliance deficiencies in WD170 that were either medium or high in priority
- Provided water district support to the watermasters of WD72A, WD72D, WD72F, WD74A, WD74Z and WD74.
- Continued to develop watermaster surveys for WD74 and WD74Z
- Developed proposal to expand WD170 into Administrative Basin 75

**2022 goals:**

- Complete first phase of WD170 expansion which includes, holding a public information meeting, hold a hearing, issue orders to expand WD170, modify and create subdistricts and install measuring devices
- Work with steering committee of WD75F to implement WD170 expansion orders
- Work with watermasters of WD75A, WD75D, WD75D to implement WD170 expansion orders
- Develop a proposal to complete the second phase of the WD170 expansion to create subdistricts in all remaining areas of Administrative Basin 75 at the end of phase I
- Work with water users to create measurement plans for diversions in Administrative Basin 74 that are not yet in compliance with measurement order

**WATER DISTRICT 170  
PROPOSED BUDGET 2022 (FY 2023)  
Fiscal Year February 1 - January 31**

Date: January 25, 2022

***Administrative Charge***

Watermaster Services \$0

Financial Review \$0

*Administrative Subtotal* \$0

Estimated Carryover \$0

**Recommended Administrative Assessment \$0**

***Measuring and Reporting Charges-for non-subdistrict diversions***

Watermaster Assistants \$0

Clerical Staff \$0

*Measuring and Reporting Subtotal* \$0

Estimated Carryover \$0

**Recommended M & R Assessment \$0**

**Total 2022 Budget \$0**

**Total 2022 Assessment 

\$0
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# WATER DISTRICT 170 UPPER SALMON RIVER

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**PREVIOUSLY ADOPTED RESOLUTIONS WILL REMAIN IN EFFECT UNTIL CHANGED BY  
SUBSEQUENT RESOLUTION OR OTHERWISE ALTERED BY MAJORITY VOTE OF THE  
WATER RIGHT OWNERS IN THEIR ANNUAL MEETING OR SPECIAL MEETING CALLED  
FOR SUCH PURPOSE**

## **DISTRICT BYLAWS**

**Adopted 2007**

The Idaho Department of Water Resources (IDWR) Watermaster Handbook and related Idaho Statutes (both as may be duly amended from time to time) and Resolutions as duly approved by the water right owners of the District shall serve as the Upper Salmon Water District No. 170 (WD170) Bylaws.

## **WATERMASTER TERM OF SERVICE**

**Adopted 2008**

Until changed by subsequent Resolution or otherwise altered by majority vote of the water right owners in their Annual Meeting or special meeting called for such purpose, it is herewith resolved that the WD170 Watermaster's term of service shall begin upon annual meeting election and continue until the next annual meeting.

## **ELECTION OF OFFICERS**

**Adopted 2007**

Until changed by subsequent Resolution or otherwise altered by majority vote of the water right owners in their Annual Meeting or special meeting called for such purpose, it is herewith resolved that District Officers shall be elected at the end of each Annual Meeting allowing incumbents to conduct the entire meeting and Agenda business prior to any potential change(s).

## **OFFICER AUTHORITY**

**Adopted 2007**

Upon being duly elected by water right owner majority vote at their Annual Meeting the Secretary/ Treasurer shall, until replaced by subsequent majority vote of the water right owners in their Annual Meeting or special meeting called for such purpose, have full authority to sign on behalf of the District including, but not limited to, the District bank account(s). The Chairman and Watermaster shall also have alternate signature authority for the District bank account(s).

## **WATER RIGHT OWNERSHIP BY MULTIPLE PARTIES**

**Adopted 2007**

Any water right(s) owned by more than one individual (or married couple) shall declare a single individual (or married couple) who shall represent all other owner's interests and be the primary contact with the District on relevant District issues.

## **WATERMASTER ACCESS**

**Adopted 2009**

Until changed by subsequent Resolution or otherwise altered by majority vote of the water right owners in their Annual Meeting or special meeting called for such purpose, it is herewith resolved that all users shall provide for watermaster access to control structures and measuring devices. If the access is through a locked gate, the user shall, upon request by the watermaster, provide to the watermaster or deputy watermaster a key or combination to such locks.

## **ANNUAL MEETING DATE**

**Adopted 2020**

Until changed by subsequent Resolution or otherwise altered by majority vote of the water right owners in their Annual Meeting or special meeting called for such purpose, it is resolved that the WD170 Annual Meeting shall be the fourth (4th) Tuesday in January, on a date and time to be determined at the Annual

## **WATER DISTRICT 170 UPPER SALMON RIVER**

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Meeting each successive year. The meeting location shall alternate between Challis, ID on even-numbered years and Salmon, ID on odd-numbered years.

### **ANNUAL MEETING NOTICES**

**Adopted 2020**

Pursuant to I.C. 42-605(2), the requirement to mail annual district meeting notices is hereby WAIVED, and notice for future WD170 meetings will be provided by publication of the meeting information in the Salmon Recorder Herald and the Challis Messenger. Upon request, elected WD170 officials, Advisory Committee members and Chairs of any WD170 subdistrict may continue to receive a mailed meeting notice.

### **DISTRICT PAYMENT TERMS**

**Adopted 2007**

1. Annual Adopted Budget payment shall be payable on or before March 1; any other billing within thirty (30) days following such billing; the postmark date will be considered the date of payment.
2. If not paid by April 1st the water user shall be charged in accordance with Statute 42-613 which provides for a late fee of 10% of the amount and interest of 1% per month.
3. If not paid in full (partial payments shall not be acceptable) including Late Fee by April 1st, Treasurer shall so inform the Watermaster who shall immediately terminate water delivery to the water right owner who is in payment default.
4. Treasure must thereafter receive the original invoice amount, Late Fee(s) plus a \$25.00 Watermaster Service Fee before Treasurer shall advise the Watermaster who shall then again deliver the applicable right(s).
5. A returned or insufficient fund check shall require the Treasurer to so advise the Watermaster who shall immediately terminate the appropriate water delivery. All monies originally due plus applicable bank charges and any charges then resulting from unmet District payment terms must be paid in cash, cashier's check or money order before Treasurer shall so advise the Watermaster who shall then deliver the appropriate water right(s).
6. In the event payment in full is not received by the end of the then current irrigation season (or sooner if the Treasurer determines sale of the property and associated water right[s] is imminent), the Treasurer may, on behalf of the District, initiate legal action in Small Claims Court against the water right owner(s). Eventual recovery is to include costs incurred by such action as well as all other monies due.

Note: When a water delivery termination is imminent and there are others utilizing the same diversion that could be affected, those others affected shall, whenever possible, be advised of said delivery termination as soon as possible after the problem arises so they shall have the opportunity, if they so desire, to deal with the matter as they may deem appropriate before water delivery is reduced by the amount covered by the applicable right(s) being terminated

**WATER DISTRICT 170  
UPPER SALMON RIVER**

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**PROXY VOTING & WATER RIGHTS USED BY OTHERS**

**Adopted 2020**

In accordance with I.C. 42-605(4), "Absentee voting and voting by proxy are prohibited." A right may be voted by "a person present, owning or having the use of the right for the ensuing season". This resolution applies to use of appurtenant rights by a person such as a farm manager, tenant, lessee or contract purchaser.

In such case(s) or whenever a right may be used by anyone other than the owner, a form adopted and provided by the District shall be completed and returned to the Secretary/Treasurer to remain on file throughout the term of use, stating with whom such agreement exists, whether such voting right is granted, and/or granting authority to make water calls or represent the water right owner on water delivery issues that may arise during the irrigation season or balance of the agreement.

**ADVISORY COMMITTEE STRUCTURE**

**Adopted 2020**

A WD170 Advisory Committee shall be elected to provide input to the watermaster and the Director of IDWR. The WD170 Advisory Committee shall be comprised of 14 total seats, as follows:

Sub-district representatives (8 total): Stanley Basin (1 seat), Clayton Area (1 seat), Garden Creek (1 seat), Challis Creek (1 seat), Morgan Creek (1 seat), Pahsimeroi Basin (1 seat), Lemhi Basin (2 seats)  
Basin 72 non sub-district area irrigation (2 seats)  
Commercial/industrial/ municipal/other uses (2 seats)  
US Forest Service (1 seat) At large, non-voting seat  
US Bureau of Land Management (1 seat) At large, nonvoting seat

Seats may be added to or subtracted from the WD170 Advisory Committee in subsequent years depending on further revisions or expansions of the district boundaries to be determined as necessary. Each group represented may also select an alternate for each seat.

Representatives for sub-district areas will be selected during that sub-district's annual meeting. Each sub-district will notify the WD170 watermaster of the representatives selected following the sub-district annual meeting. If the sub-district representative is not identified, the elected Chair of the sub-district will be the Advisory Committee Representative for the upcoming year. Representatives for the non-sub-district groups will be selected at the WD170 annual meeting. Federal Agency representatives will be appointed by the agency. The WD170 Advisory Committee will meet as often as needed to address the structure, governance and operation of the district.

**ADVISORY COMMITTEE MEETINGS - QUORUM**

**Adopted 2021**

The voting quorum for Advisory Committee meetings shall be at least one-half of the non-vacant voting seats. Motions voted during Advisory Committee meetings shall pass on a simple majority unless a prior motion is passed requiring two-thirds majority for a specific vote.

**WATER DISTRICT 170  
UPPER SALMON RIVER**

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**CURRENT YEAR ADVISORY COMMITTEE MEMBERS**

**Adopted 2022**

- Basin 72 non sub-district area irrigation (2 seats) –
  - Tom McGowan, Challis Irrigation
  - Mitch Wilson, Gini Canal. *Alternate* Karma Bragg
- Basin 71 & 72 commercial/industrial/ municipal/other uses (2 seats) –
  - VACANT
  - Thompson Creek Mine: Richard Giampedraglia. *Alternate* Bradley Kucera
- US Forest Service – Chuck Mark
- US Bureau of Land Management – Linda Price
- Sub-district representatives –
  - WD71 – Cliff Hansen
  - WD72A – Cory Rice
  - WD72D – Tom McGowan
  - WD72F- Jim Hawkins
  - WD73 – George Miller
  - Basin 74 – Carl Ellsworth, Lowell Cerise

**WATERMASTER SERVICES**

**Adopted 2018**

Watermaster services for WD170 shall be provided by IDWR and the Director shall name or appoint a Department employee to serve as the WD170 Watermaster for the ensuing year.

**BUDGET RESOLUTION**

**Adopted 2018**

Recognizing that IDWR will appoint a watermaster for WD170 with the understanding that water users in areas organized as sub-districts within WD170 will each elect and fund a sub-district watermaster to perform the day to day duties within their sub-district, it is resolved that,

- 1) The existing sub-districts will each adopt a budget to be collected from the users within the respective sub-districts only, and that users not within that sub-district will not be responsible for any portion of that sub-district budget.
- 2) A sub-district that adequately measures, records, reports and controls diversions will not be subject to assessments from WD170.

For the current year, the Budget for WD170 shall be \$0.00.

## MINUTES OF WD170 ADVISORY COMMITTEE MEETING

TUESDAY January 25, 2022

1:00 PM, Challis Courthouse

The meeting chairman Jim Hawkins called the meeting to order at 1:00 pm. In attendance at the meeting were Jim Hawkins, George Miller, Richard Giampedraglia, Thomas McGowan and David Graybill. The chairman then turned the floor over to David Graybill the watermaster of WD170. David introduced himself and briefly outlined his educational and professional experience. David then began to discuss the first item on the agenda the expansion of WD170. This discussion included the following points.

- Revising the boundary of WD170 to include all surface and ground water rights in Basin 75, except for domestic and stock water rights.
- Designating existing Basin 75 water districts as sub-districts within WD170, and revising those districts to include administration of ground water rights and main-stem Salmon River rights.
- Abolishing WD75C (Runsten-Minzer Ditch).
- Combining WD75A with WD75E, and revising the boundaries to include the Perreau Creek drainage to the south and those drainages between Jesse Creek and Wallace Creek.
- Revising the boundaries of WD75D to include the drainages south of the Carmen Creek drainage to the Salmon River, including ground water.
- Creating a new water district(s) north of the Carmen Creek drainage (WD75D) and east of the Salmon River to include Tower and Fourth of July Creeks.

David also informed the committee that a public information meeting was tentatively scheduled for the 25<sup>th</sup> of February 2022. Jim Hawkins and George Miller recommended that David hold more public information meetings especially considering the proposed water district north of the Carmen Creek drainage. David acknowledged their suggestion and commented that he would take it into consideration.

David then brought forward the second item on the agenda which was a proposed change to WD170 resolutions that the meeting location would be scheduled in Challis on even numbered years and Salmon on odd numbered years tentative on the availability of a meeting location. The proposed change to the resolutions was brought to the floor for discussion and voting and was denied in 1-3 decision.

There being no additional discussion, the meeting was adjourned at approximately 2:00 pm.

Respectfully,



David Graybill

WD170

Watermaster

**NOTICE OF MEETING AND AGENDA  
WATER DISTRICT 170  
ADVISORY COMMITTEE MEETING  
Tuesday, January 25, 2022  
1:00 pm  
Challis-Courthouse  
Challis ID**

Call Meeting to Order

**DISCUSSION ITEMS**

- Status of WD170 expansion

**ACTION ITEMS**

- Recommended changes to resolutions 2022

Adjournment of Meeting

This site is handicap accessible.



**ANNUAL MEETING MINUTES**  
**WATER DISTRICT 170 – UPPER SALMON RIVER**  
**Tuesday, January 25, 2022**  
**General Meeting - 2:00 pm**  
**Custer County Commissioners Meeting Room, Challis ID**

Jim Hawkins called the meeting to order at approximately 2:00. In attendance at the meeting was David Graybill, Jim Hawkins, George Miller, Thomas McGowan, Morgan Miller, Mitch Wilson and Richard Giampedralia. David was appointed as the meeting secretary.

Printed copies of the 2021 WD170 annual meeting minutes for everyone to review. George Miller made a motion to accept the 2021 meeting minutes and Thomas McGowan seconded the motion. The motion was accepted by a unanimous vote.

David Graybill was then called to the floor to introduce himself. David Graybill started by saying that he assumed the position as the WD170 watermaster in July of 2022. David then gave a brief introduction related to his education and experience.

Chairman Hawkins asked for the Watermaster report and presentation of budget and resolutions. David Graybill gave a presentation on 2021 activities and goals for 2022. No changes were made to the resolutions and the budget was proposed to remain at zero cost to water users in WD170. George Miller motioned to accept the resolutions and budget as presented. Tom McGowan seconded the motion. The motion was approved by unanimous vote.

Chairman Hawkins then brought to the floor the selection of Advisory Committee members. Thomas McGowan was nominated to hold the seat of Basin 72 and was approved by unanimous vote. All other members of the advisory committee were to remain unchanged from 2021.

**ADVISORY COMMITTEE MEMBERS 2022**

Basin 72 non sub-district area irrigation (2 seats) – Thomas McGowan, Challis Irrigation

Mitch Wilson, Gini Canal. *Alternate* Karma Bragg

Thompson Creek Mine: Richard Giampedralia. *Alternate* Bradley Kucera

US Forest Service – Chuck Mark

US Bureau of Land Management – Linda Price

Sub-district representatives – WD71 – Cliff Hansen WD72A – Cory Rice WD72D –

Tom McGowan WD72F- Jim Hawkins WD73 – George Miller Basin 74 – Carl Ellsworth, Lowell Cerise

Jim Hawkins was nominated as the Chairman of the 2023 WD170 Annual Meeting and was confirmed by unanimous vote. The 2023 meeting will be held on the fourth Tuesday of January, in Salmon, at 2:00 pm at a place to be determined.

There being no other business brought forth, Chairman Hawkins adjourned the meeting at 2:22 pm.

Respectfully submitted,



David Graybill  
102 S Warpath  
Salmon ID 83467

# **Notice of Meeting and Agenda**

## **Water District 170 (Upper Salmon River Basin)**

### **Annual Meeting**

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Tuesday Jan. 25<sup>th</sup>, 2022, 2:00 p.m. Custer County Courthouse, 801 Main St, Challis

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1. Call meeting to order, 2021 Chairman George Miller
2. Selection of Meeting Secretary
3. Read and Approve 2021 Minutes
4. Watermaster Presentation- 2021 Activities- 2022 Goals
5. Presentation of 2022 Proposed Resolution and Budget
6. Selection of Advisory Committee
7. Revision and/or Adoption of Budget and Resolutions
8. Election of 2022 District Chairman
9. Other Items of Business
10. Set Time of Next Annual Meeting
11. Adjourn

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Meeting location meets federal accessibility guidelines.