

Water District 36A - Annual Meeting

Tuesday, January 18 – 2:00 PM

Hagerman American Legion Hall

Agenda

1. Call to Order
2. Welcome, Introductions & Roll Call
3. Election of Meeting Chairman & Secretary
4. Approval of Minutes from the 2021 WD36A Annual Meeting
5. Adoption of 2022 Budget
6. Approval of 2022 Resolutions
7. Selection of 2022 Advisory Board Members
8. Water Master's Report & Goals for 2022
9. District News and Updates
10. Adjourn

2021 WD36A Watermaster, Secretary/Treasurer, Chairman and Advisory Board Members:

Matt Doperalski
Linda Lemmon

Watermaster
Secretary/Treasurer

Gary Lemmon (Big Springs Water Users Assoc.)
Phillip Henderson (Evaqua Farms)
Bud Huntley (Big Bend Irrigation & Mining Co.)
John Mavencamp (Brailsford Ditch)
Billy McCarthy (Hunt Ditch, Curran Ditch)
Butch Morris (Hoagland Tunnel Ditch)
Skyler Farnsworth (IDFG)
Dan Yore (Buckeye Ditch)

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

SCANNED
JAN 28 2022

Water District 36A – Annual Meeting
January 18, 2022, 2:00 pm
Hagerman American Legion Hall, Hagerman, ID 83332

(1-3) Call to Order, Welcome & Meeting Chairman/Secretary Elections

Matt Doperalski, WD 36A Water Master, opened the meeting at 2:05 pm, identified IDWR employees in attendance (Nathan Erickson & Cory King). Thirty six people were in attendance representing 22 of the 72 assessed diversions in the District, plus individual water rights.

Linda Lemmon asked for nominations for a meeting Chair and meeting Secretary. ***Bud Huntly nominated and Peggy Candy seconded Frank Erwin as meeting Chair.*** No other nominations were offered and nominations were closed. ***Motion carried with no opposing votes.*** Linda Lemmon asked for nominations for a meeting Secretary. ***Bud Huntley nominated and Phillip Henderson seconded Linda Lemmon as meeting Secretary.*** No other nominations were offered and nominations were closed. ***Motion carried with no opposing votes.***

Handouts available on the IDWR website for review and/or download: Agenda for today's meeting, Minutes from the January 19, 2021 Annual Meeting, the 2021 Treasurer's Report and Proposed 2022 Water District Budget, and the proposed 2022 Resolutions.

(4) Approval of FY 2021 Annual Meeting Minutes

Frank Erwin asked for a motion to approve the minutes from last year's annual meeting. ***A motion was made by Bud Huntley and seconded by Peggy Candy to approve the minutes from the January 19, 2021 Annual Meeting as written and presented. Motion carried with no opposing votes.***

(5) Adoption of Proposed 2022 Budget

Frank Erwin asked Matt Doperalski to review the handout titled ***Water District 36A Budget Summary (as of 12/31/21)*** which included both the 2021 Treasurer's Report (adopted and actual budgets) and the 2022 Proposed Budget. Matt explained that there was no change proposed for the assessment rate per 24-hr second foot for 2022. Matt proposed an approximately 3% increase in Water Master salary to keep salary current, and explained that the Water Master in this District also pays his own health insurance, retirement, and all expenses associated with a car, office and cell phone. The proposed salary increase would also increase the mandatory state workers compensation insurance and federal withholding amounts, but all proposed increases would be covered by the 2021 carryover amount. He proposed that the minimum charged per diversion remain at \$200.

Frank asked for a motion to approve the budget. ***A motion to accept the proposed budget as presented was made by Bud Huntley and seconded by Peggy Candy.*** There was no further discussion. ***Motion carried with no opposing votes.***

(6) Adoption of Proposed 2022 Resolutions

Frank reviewed the handout titled ***Water District 36A - Proposed Resolutions for 2022*** which described the rules under which the District would operate this year. The proposed resolutions had been reviewed and approved previously by the Advisory Board at their annual meeting in December 2021. Linda explained that, in addition to updating the dates, the main change to the proposed resolutions was the substitution of Phillip Henderson for Billy McCarthy as a second co-signer on checks written by the District.

Frank asked for a motion to adopt the resolutions. ***Terry Mode moved and Tom Van Tassel seconded that the 2022 proposed resolutions be adopted as presented.*** There was no further discussion. ***Motion carried with no opposing votes.***

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JAN 20 2022

(7) Election of Water District 36A Advisory Board for FY 2022

Frank explained that the current Advisory Board members indicated that they would be willing to serve again this year.

Bud Huntley moved and Tom Van Tassel seconded that the Advisory Board members who served in 2021 be re-elected to serve in 2022, and Frank Erwin be elected as an additional member for 2022. No other nominations were offered and the nominations were closed. ***Motion carried with no opposing votes.***

***2022 Advisory Board Members are: Frank Erwin, Hagerman Water Users Association
Skyler Farnsworth, Idaho Fish & Game
Philip Henderson, Riverence Farms
Bud Huntley, Big Bend Irrigation & Mining Co.
Gary Lemmon, Big Springs Water Users Assoc.
John Mavencamp, Brailsford Ditch
Billy McCarthy, Buckeye Farms (Curren Ditch, Hunt Ditch)
Howard Morris, Hoagland Tunnel
Dan Yore, Buckeye Ditch***

(8-9) Water Master's Report, Goals & District News for 2022

Matt shared that Frank has continued to provide information, advice and support during the past year as he continued to learn the intricacies of the delivery systems in the District. As part of that, Matt created a spreadsheet he can quickly reference detailing the water users along each lateral system, the POU's & POD's, water amounts, delivery timing, etc. He asked that all who read and maintain the weirs to keep them clean as dirty weirs will over-estimate water use resulting in higher assessment. Matt would like to be notified of and attend lateral user meetings. Matt commented that despite the drought last year, diversions last year were about the same as in recent years, and that the priority cutoff date was 1970.

Matt addressed several issues to correct water usage, including

- Installation of a meter at a farm to measure water delivered through a new irrigation line
- Removal of a pump illegally diverting from Billingsley Creek onto land without a water right
- Prohibiting someone from irrigating a neighboring property not within his POU boundaries
- Requesting users of 4 water rights update &/ or correct their PODs to apply water legally
- Straighten out a wildlife storage right comingled with other rights to properly use water
- Requesting several users upgrade measuring devices, including: replacing old boards with a properly engineered weir structure at the Rangen Hatchery (completed), staff gauge adjustment on the Sands Ditch following an IDWR audit (WM needs to confirm adjustment), installation of weir at Hagerman Wings (installed; needs to be approved), relocating a diversion at Billingsley Bay Farms to a site with an accurate staff gauge (completed), modifying the delivery control system on the Big Bend (discussion on going), and cleaning an overgrown ditch at IDFG Anderson Pond that had silted & submerged the weir (in progress).

In response to an audience question, Matt said he was on call 365 days per year and periodically inspected and checked weirs to compare to reported data.

Frank gave a brief review of recent recharge efforts. Frank reported that the amount of water in Billingsley Creek, measured at the Hwy 30 bridge, showed a decreasing trend line from 2017 to the present, with an average loss of 25-30 cfs. In the early 2000's to 2017, the trend line was increasing. Frank reminded everyone that in 2004, the priority cutoff date for water was 1904, not 1970, and he remains seriously concerned about the decreasing trend in Billingsley Creek. Although recharge is currently happening this winter, only about 66,380 AF of water has been recharged as of 1/2/22, nowhere close to the annual target


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JAN 28 2022

of 250,000 AF desired by the Idaho Water Resource Board. TFCC, SWID and NSCC have all been recharging as of early January 2022, but AFRD stopped recharging in November 2021. He also commented that the Shoshone recharge site, which gives our District the most benefit, has not received any recharge water in the past few years. Instead, the IWRB appears to be favoring recharge above American Falls in the upper ESPA, where water quickly returns to the Snake River. He also commented that while recharge in the NSCC system helps Clear Lakes, Blue Lakes and Box Canyon, those sites do not provide much, if any, benefit our District.

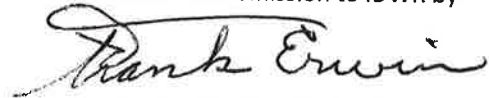
Meeting adjourned at 2:42 pm. Motion to adjourn was made by Bud Huntley and seconded by Peggy Candy. There were no opposing votes.

Minutes recorded by



Linda Lemmon, Secretary

Minutes certified for submission to IDWR by



Frank Erwin, Meeting Chairman

Attachments: 2022 Adopted Budget, 2022 Adopted Resolutions

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JAN 28 2022

ROSTER OF ATTENDANCE

20 22 ANNUAL MEETING

WATER DISTRICT NO. 36A

ANNUAL MEETING

WATER DISTRICT AREA Billingsley Creek

Date 1-18-22 Time 200 am/pm

Location Hagerman American Legion Hall

Address Hwy 30
Hagerman, ID 83332

NAME	ADDRESS	REPRESENTING
Frank Erwin	711 East Ave N Hagerman	Self Hagerman Water Users
Shyler Farnsworth	3245 417 E Jerome, ID	IDFG
Phillip Henderson	2928 1175 E Hagerman	Rivence Farms
Margaret Candy	29465 1175 E Hagerman	myself
Joe	28144 350 E HAGERMAN	
Mollie MacDonald	958 Pioneer Rd Hagerman	
Guy OATES	958 Pioneer Rd	Lisa McNamee
TO & TOOLBOX	917 Justice Prado	SELF
NATHAN GREENAN	IDWR	
Howard Morris		Morris Farms
MARK BUCKLE		self
Linda Lemmon	2775 S. 1050E Hagerman	BSWUA, BCA
Matt Doperalski		self

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JAN 28 2022

NAME

ADDRESS

REPRESENTING

NAME	ADDRESS	REPRESENTING
Dwight Rarick	924 pioneer Rd.	Billingsby Farm
George Knowlton	600 W. Valley Rd	Self
Larry Bybee	141 E Yakima Square	NSWD
Ferry Meade	2751 S 880 East	Bell
Matthew Stevens	839 E 2800 S	Bell
Rock Howard	2638 Access Rd	Ruby Springs
Doug Wickham	7081 18047 Hwy 30	Bell
JASON McCURDY	208 731 2686	SELF
Judie Traska	1074 E 250 S	IDPR
Corey King	Twin Falls	IDPR
Donald King	TWIN FALLS	Self
Randy Kerr	939 Pioneer Rd	Self
Layne Osborne	1056 Gridley Dr. Hwy	Self
Tom Van Tassel	Filter	Riverence Farms
Phil Goss?	Hagerman	Self
Sherr Montomat	Hagerman	Em Bell
OPHUSHAN	Hagerman	Self
Bob Stoner	451 Salmon	Self
DAN YORIE	666 VALLEY CIRCLE	SELF
Jason Howald	Hagerman	OCR
FRED CILAVON	Hagerman	Ditch Riders
Dick Bagan	Box 510 Hagerman	Hagerman Trout Farm
Lynn Babington		

WATER DISTRICT 36A – ADOPTED RESOLUTIONS FOR 2022

- 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 Matt Doperalski be elected Water Master of Water District 36A for the ensuing year, beginning February 1, 2022, and ending January 31, 2023.
- 6 **BE IT RESOLVED**, that Linda Lemmon be elected Secretary/Treasurer for Water District 36A for the ensuing year, beginning February 1, 2022, and ending January 31, 2023.
- 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 may be signed either by the Treasurer or Chairman, but must be co-signed by an Advisory Board Member. Advisory Board Members Howard Morris or Phillip Henderson 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 2022, a minimum charge of \$200.00 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. These mitigation and replacement water right diversions shall be measured and reported to Water District 36A, and shall be assessed by Water District 36A. Costs for structures and devices shall be paid by the owner of the water right being used for mitigation or replacement purposes.

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JAN 28 2022

Annual Water District Meeting Checklist

Water district annual meetings must address certain topics. The checklist below will help ensure each water district is addressing the necessary topics during the annual meeting. Please return this completed checklist to the appropriate IDWR regional office along with the adopted budget, resolutions, and annual meeting minutes.

Water District Number and Name:

36A Billingsley Creek

Meeting Date, Time and Location:

1-18-22 Hagerman American Legion Hall

- Election of meeting chairman and secretary (*chairman facilitates meeting and secretary must record meeting minutes and submit to IDWR within 5 business days following the meeting*)
- Read and approve previous year annual meeting minutes
- Watermaster report and presentation of proposed budget
- Treasurer financial report
- Adopt budget (*must be submitted to IDWR immediately following the meeting*)
- Elect watermaster*
- NA Elect assistant watermaster(s)* (optional)
- Elect water district treasurer*
- Select an advisory committee (optional)
- Adopt resolutions (*must be submitted to IDWR following the meeting*)
- Determine next year's meeting date, time and location

* An oath is required before the first year of service.

By signing below I verify that all required actions have been addressed at the water district annual meeting.

Completed by:

Linda Lennan Secretary

Water District Representative / Title

1-18-22

Date

WATER DISTRICT CONTACT SHEET

RECEIVED

Year 20 22

JAN 26 2022

DEPT OF WATER RESOURCES
SOUTHERN REGION

WD36A Billingsley Creek

Water District No. / Name

Matthew J. Doperalski

Watermaster Name

PO Box 295, Hagerman ID 83332

Address, City, State, Zip

C: 208-949-0523

mattwm36a@gmail.com

Phone Number, Home / Cell

E-mail Address

Assistant Watermaster Name

Address, City, State, Zip

Phone Number, Home / Cell

E-mail Address

Linda Lemmon

Treasurer Name

PO Box 295, Hagerman ID 83332

Address, City, State, Zip

H: 208-837-4808 C: 208-539-1730

wd36a@northrim.net

Phone Number, Home / Cell

E-mail Address

This information is required for elected water district officer(s). The information provided will be posted on the IDWR website. Please fill in the information above and return it to the appropriate IDWR regional office along with the other forms listed in the meeting checklist above, after your annual meeting.

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JAN 28 2022

WATER DISTRICT BUDGET

FISCAL YEAR 2022

RECEIVED

JAN 26 2022

DEPT OF WATER RESOURCES
SOUTHERN REGION

The budget when adopted shall be filed with the secretary of the meeting and the watermaster shall immediately prepare and file a certified copy of the budget, along with a copy of all resolutions adopted at the annual meeting with the Idaho Department of Water Resources. When a county or counties are designated to collect the funds for the water district, a certified copy of the budget and resolutions must additionally be filed with the designated county or counties. (§ 42-613, Idaho Code)

Water District No. 36A

Water District Name (Stream/Source): Billingsley Creek

Watermaster: Matt Doperalski

Annual Meeting Secretary: Linda Lemmon

Annual Meeting Secretary Address: PO Box 295, Hagerman ID 83332

Annual Meeting Secretary Telephone/Email: 208-539-1730 wd36a@northrim.net

Please check the appropriate box regarding the collection of water district funds.

The water district collects its own funds.

_____ County is designated to collect the water district funds.
(County name)

A complete copy of adopted resolutions must be attached to this document. Highlight any resolutions that were added or changed. A copy of the adopted budget and resolutions must additionally be filed with the designated county or counties.

As the appointed watermaster of water district no. 36A, I HEREBY CERTIFY that the adopted budget, and the resolutions included in this submittal, are true and correct to the best of my knowledge.

Matthew J. Doperalski

Watermaster printed name

Matthew Doperalski
Watermaster signature

1/18/22
Date

SCM
JAN 28 2022

WATER DISTRICT 36A
BUDGET SUMMARY (as of 12/31/21)

	<u>2021 Treasurer's Report</u>		<u>2022 Budget</u>
	<u>Adopted</u>	<u>Actual</u>	<u>ADOPTED</u>
	(\$0.20/24-h sec ft)		(\$0.20/24-h sec ft) ^a
Beginning Balance (Jan 1)	4,141.06	3,991.03	4,979.77
<u>INCOME</u>			
Previous Year Assessments	0.00	1,209.00	0.00
Current Year Assessments	<u>31,930.00</u>	<u>31,808.74</u>	<u>32,115.00</u>
Total	\$ 36,071.06	\$ 37,008.77	\$ 37,094.77
<u>EXPENSES</u>			
Water Master Wages	\$26,000.00	\$26,000.00	26,750.00
Secretary/Treasurer Wages	2,000.00	2,000.00	2,000.00
State Insurance Fund	1,203.00	1,022.00	1,203.00
Federal Withholding (WD only)	2,142.00	2,142.00	2,200.00
Office Expenses	200.00	580.00	200.00 ^b
Room Rent	150.00	35.00	135.00
Computer/Office Rent	250.00	250.00	250.00
Mileage (Water Master) ^c	100.00	0.00	100.00
Contingency	<u>4,026.06</u>	<u>0.00</u>	<u>4,256.77^d</u>
Total Expenses	\$ 36,071.06	\$ 32,029.00	\$ 37,094.77
Ending Balance (Dec 31)	0.00	\$ 4,979.77	0.00

^a The minimum assessment per diversion will be \$200 in 2022.

^b 2022 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 2022 Contingency category is intended for unexpected expenses. Unused funds will carry over to 2023.

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JAN 26 2022

DEPT OF WATER RESOURCES
SOUTHERN REGION

TREASURER STATEMENT OF FINANCIAL AFFAIRS

TO: Idaho Department of Water Resources

FROM: Treasurer of Water District No. 36A Water District Name: Billingsley Creek

It shall be the duty of the water district treasurer to prepare a statement of the financial affairs of the district at the end of each fiscal year and to file the statement with the director of the department of water resources. (§ 42-619, Idaho Code)

An audit of the financial affairs of the district shall be made as required in § 67-450B, Idaho Code. A certified copy of the audit shall be filed with the director of the department of water resources following the audit. (§ 42-619, Idaho Code)

I, Linda Lemmon, appointed treasurer of Water District No. 36A, hereby submit the attached statement(s) for the district. These statement(s) document and account for all water district assets and finances including accounts receivable, accounts received, and monies disbursed on behalf of the district.

Please check the appropriate box

- Attached is a Statement of Financial Affairs of the district.
- Attached is a Statement of Financial Affairs and certified copy of the audit as required by § 67-450B, Idaho Code

I hereby certify that the attachment(s) noted above are true and correct copies of the required statement(s) for Fiscal Year 2021.



Treasurer signature

Date

PO Box 295, Hagerman ID 83332

Address

glemmon@northrim.net

Telephone

E-Mail

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JAN 28 2022