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**RESOLUTION PERTAINING TO THE TIME AND MANNER OF
COLLECTING THE BUDGET
AS ADOPTED AT THE ANNUAL MEETING OF THE WATER USERS OF
WATER DISTRICT NO. 45A**

RECEIVED

SEP 10 2009

**DEPARTMENT OF
WATER RESOURCES**

Water District 45A
Oakley, Idaho 83346
February 24, 2009

Basil Fairchild called the meeting to order at 7:30 p.m., on February 24, 2009. The meeting was held at the Oakley Fire Station located at 100 E Main, Oakley, Idaho. Members in attendance were: Basil Fairchild, George K. Wells, Linda Zollinger, Eugene Matthews, Jared Bedke, Craig Hawker, Bruce Bedke, Wade Zollinger, Gerald Marchant, Rex Martin, Ann Martin, Vickie Smith, Craig Smith, Blake Matthews, Bill Wells, Kelly Wells and Ginger Justesen.

Minutes for the 2008 meeting were handed out and reviewed. Basil Fairchild asked for a motion to accept the minutes. K. Wells made the motion to accept the minutes. Seconded by Eugene Matthews and all approved.

Linda Zollinger reported that the bank account has \$8,031.59 as of February 2009 meeting. A check was issued to George K Wells for \$4,000.00 for Water master contract labor for the 2008 year. And to Linda Zollinger for \$200.00 secretary for 2008, leaving a balance of \$3,831.59.

Old business:

- George K Wells handed out the report of water usage. He handed out a distribution budget of the Water District 45-A
- George K Wells reported on repairs done in 2008.
- George K Wells made suggestion on maintenance and repairs need in 2009. Weir in the Ketterling land needs to be fixed.
- The committeemen need to tour Spring Creek, Summit Creek and Mill Creek and assess the maintenance and repairs needed.

First order of the meeting was to elect a chairman. Gerald Marchant nominated Basil Fairchild as water district chairman and seconded by Wade Zollinger. All were in favor and Basil Fairchild is to be chairman for the year (April 1, 2009 to March 31, 2010).

Gerald Marchant nominated Linda Zollinger as Secretary. Seconded by Bill Wells. Motion was approved.

Jared Bedke made motion to leave the assessment rate at the estimated usage of \$3.00 per Minor Inch. Resolution Water District 45A for minimum charge and another stating that debits and credits will not be used to adjust assessment. (See 42-612) Seconded by Gerald Marchant. Motion made to make up difference use out of existing bank balance.

Motion was made by Gerald Marchant to set the Water Master salary at \$4,000.00 for the water Year (April 1, 2007 to March 31, 2009). K Wells said he would be willing to be the Water Mater for \$4,000. Motion passed.

Bruce Bedke nominated George K. Wells as Water Master. Bill Wells seconded. Motion was approved.

New Business:

- Basil asked what maintenance and repairs are needed to prepare for the 2009 water year.
 1. Committeemen to assess the repairs needed. The committeemen need to make sure everything is in top shape. Check to see if a backhoe needs to be used to level and clean weirs.
 2. Need to do spraying around weirs and head gates.
 3. Check streams for small water diversion. Float on Zollinger stock water diversion.

Basil asked for a motion that all water bills must be paid, and all head gates, ditches, weirs need to be cleaned and repaired at each member's location before their water is turned on. The diversion is the landowner's responsibility and the weirs are the water districts responsibility. Craig Hawker made the motion and Jared Bedke seconded.

Basil Fairchild assigned committeemen:

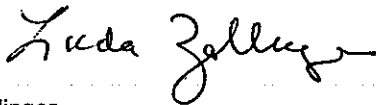
Ryan Hawker for Summit Creek
Wade Zollinger for Mill Creek
Craig Smith for Spring Creek

Basil discussed the turning off of all stock water diversions on April 1st. Water will still be needed for livestock after the first of April. Make sure the water is being used for livestock and not being taken for irrigation. Water master need to check head gates year around and make sure water is going down the main channel as much as possible. Discussion on the State water rights goes from March 15th through November 15th. Determined that each district can set the period of water delivery. Jared Bedke made the motion to set District 45-A water to Start April 1, 2009 and end October 1, 2009. But make note by water master that the rest of the year the water is being used for livestock. Seconded by Bill Wells.

Jared Bedke discussed the ordinal water district. Craig Hawker made motion to include in the minutes.

No further discussion. Jared Bedke made the motion to adjourn the meeting. Bill Wells Seconded.

Meeting adjourned,

A handwritten signature in cursive script that reads "Linda Zollinger".

Linda Zollinger
Secretary.

**ADOPTED BUDGET AND RESOLUTIONS
PERTAINING TO THE COLLECTION THEREOF

FOR THE YEAR 2009**

Water District No. 45A
Stream: Basin Creeks
County: Cassia
Name of Secretary: Linda Zollinger
Address of secretary: 1994 South 100 East, Oakley, Idaho 83346

Sections 42-613 and 42-617, Idaho Code annotated, provide:

“42-613, Said budget when approved shall be filled with the secretary of said meeting and thereupon he shall immediately prepare and file a certified copy thereof with the Director Department of Water Resources and a Certified copy with the county auditor of such county on or counties designated at said water users’ meeting. If more than one county is designated then said budget shall show the amount to be collected in each county and the water users from which each county shall make collection, ***”.

“42-617, ***All resolutions adopted under the provisions of this section shall be filed with the secretary of said meeting and there upon he shall immediately prepare and file a certified copy thereof with the Director Department of Water Resources and a certified copy with the county auditor of such county or counties as designated at said water users’ meeting.

Burley Idaho
March 24, 2009

I HEREBY CERTIFY That the within is a true and correct copy of the budget as adopted at the annual water Users’ Meeting of Water District No. 45A. Held at Burley Fire Station on the 24 th day of February, 2009, and all Resolutions adopted at said meeting pertain to the time and manner of collecting the amounts provided for the said budget.

Cheryl Gillette

Linda Zollinger

Date: 9/9/09
Water District NO.45A, Sectary.

Notary Public

Commission Expires: 3-2010



**RESOLUTIONS PERTAINING TO THE TIME AND MANNER OF COLLECTING
THE BUDGET AS
ADOPTED AT THE ANNUAL MEETING OF THE WATER USERS OF WATER
DISTRICT NO. 45A**

1. The budget for the year 2009 will be set at the assessment rate of \$3.00/Minor Inch.
2. Salary for the Water Master will be set at \$4,000.00 per year. He or she will pay full amount of Social Security Tax.
3. Delivery of water will be refused to anyone who is delinquent in his or her payment of the proposed assessment.