



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 28, 2005

Terry Nichols
P O Box 342
Grace ID 83241

WATER DISTRICT #13-S

Dear Ms. Nichols:

Enclosed herewith is a copy of the Watermaster's Annual Report for the past season.

The same has been prepared by the watermaster and approved by this Department in conformity with Sections 42-610, 42-614 and 42-615, Idaho Code.

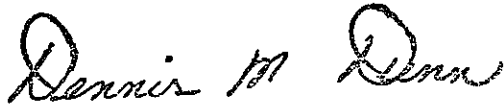
During the 1993 legislative session, the legislature enacted a new law which amends Section 42-619(9), Idaho Code and removes the independent financial audit requirement for most state water districts. The new law, referenced by Section 67-450B, Idaho Code (copy enclosed) identifies minimum audit requirements for all local government entities. Under the new statute, the governing body of any local government entity (i.e.; water district) whose annual budget does not exceed fifty thousand dollars (\$50,000) has no minimum audit requirements under this section. This means that any district which handles its own money and whose budget is fifty thousand dollars (\$50,000) or less does not have to have an independent public account firm conduct a financial audit every few years as previously required by Section 42-619(9).

Please note that only the statutory requirement regarding the independent financial audit has been changed. Districts handling their own fund (i.e.; districts who collect and/or disburse their own funds) must still submit their own statement of the water district's financial affairs at the end of each fiscal year. As recommended in the Department's February 16, 1993 letter and the 1993 Watermaster Handbook, a copy of the financial statement may be submitted either with the annual water-masters report or with the minutes of the annual meeting for the ensuing year. An example of an annual financial statement may be found in Appendix C of the 1993 Watermaster Handbook.

Page 2

The purpose of this letter is to remind all water districts that workers compensation insurance is required for all water district employees. This requirement applies to all water districts in Idaho, regardless of annual budget. Insurance should be applicable at least to all paid water district staff, including the watermaster as well as watermaster assistants, advisory committee, secretary and treasurer. The costs associated with workers compensation insurance is paid directly by the water district and should be considered an expense of the district. For information about obtaining insurance costs etc., please contact the Idaho State Insurance Fund. The State Insurance Fund has offices in Boise, Coeur d'Alene, Idaho Falls, Pocatello and Twin Falls. Water Districts are also reminded that all paid water district staff may be subject to state and federal taxes. These tax requirements will vary depending on salaries and total income of each watermaster or employee. In many water districts, particularly smaller districts with part-time staff, payment of watermaster or each employee. Districts may wish to contact the State Tax Commission or the Internal Revenue Service for information about state and federal withholding taxes.

Sincerely,

A handwritten signature in cursive script that reads "Dennis M. Dunn". The signature is written in dark ink and is positioned above the typed name.

Dennis M Dunn
Senior Water Right Agent

DMD:JJK

Enclosure



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EASTERN REGION

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KARL J. DREHER
Director

January 28, 2005

CARIBOU COUNTY TREASURER/AUDITOR
P O BOX 507
SODA SPRINGS ID 83276

RE: WATER DRISTRIC NO. #13-S


Dear Gentlemen:

Transmitted herewith is the Watermaster's Report and claim for services along with the Proposed Budget for 2003 for the above mentioned Water Districts.

The various items in this report have been checked and have been found to be proper charges against the water users therein named. Section 42-612, 42-613 and 42-614 of the Idaho Code provides the procedure under which this claim shall be paid from the funds of the above named district.

If you have any questions, please contact us at once.

Sincerely,


Dennis M Dunn
Senior Water Rights Agent

Enclosure

DMD:jlk

WATERMASTER'S REPORT

From JANUARY 1st, 2005 To DECEMBER 31st, 2005

RECEIVED
JAN 26 2006

Water District No. 13-5

Name of Watermaster MAX T. NICHOLS

Department of Water Resources
Eastern Region

P.O. Address Box 342 GRACE, Idaho 83241

AFFIDAVIT OF WATERMASTER

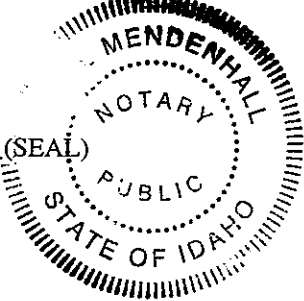
STATE OF IDAHO }
COUNTY OF CARBON } ss.

MAX NICHOLS, being first duly sworn, deposes and says that he is Watermaster of Water District 13-5, having been lawfully appointed by KARL J. DREHER, Director, Idaho Department of Water Resources, and that the volumes of water, as stated in this report and prorated by him to the water right holders of the district are correct.

[Signature]

(Deputy) Watermaster District No. _____

Subscribed and sworn to before me, this 25 day of January, 2006



[Signature]
Notary Public

My Commission expires 6-10-10

Grace
Boise, Idaho, _____, 19____

I HEREBY CERTIFY, that Max T. Nichols was lawfully appointed by me as Water Master of Water District No. 13-5, and that the information contained in this report, as herein sworn to, is, to the best of my knowledge and belief, correct.

[Signature]
Director, Department of Water Resources

By [Signature]

	WATER RIGHT OWNER	IDWR WATER RIGHT IDENT No.	DIVERSION NAME / REMARKS
1	David Mickelson	11-624, 634, 625, 635	Rasmussen Ditch
2	John Tedroe	11-639, 656, 12"/637, 638	Rasmussen Ditch, Mickelson
3	Martha Bassett	11-642, 643,	Solo
4	Gene Rasmussen	11-640, 641	Solo
5	Duke Tingey	11-627, 628, 624, 630	Rasmussen Ditch
6		651, 632, 646,	Rasmussen Ditch, Mendenhall
7		18"/645	ditch
8	Frank Swensen	28"/11-637	Mickelson Ditch
9	Charles Barlow	11-649, 650, 631, 657	Mendenhall Ditch
10		655, 656, 633	Mendenhall Ditch
11	Roger Mickelson	7"/11-645	Mendenhall Ditch
12	Steve Tingey	11-647	Mendenhall Ditch
13	Max Nichols	11-644, 20"/645	Mendenhall Ditch
14		45"/658, 37.5"/659	Collins
15	Dwayne Mendenhall	11-652, 653, 654	Mendenhall Ditch
16	Riley Mickelson	45"/11-658, 37"/659	Collins
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Total Delivery in 24-Hour Sec. Feet	Total Cost		Adopted Budget		Credits		Debits		Cost Per 24-Hr. Sec. Ft. \$ _____		
	\$	cts.	\$	cts.	\$	cts.	\$	cts.			
	30	80	30	80					Total No. Days of Watermaster		
	38	62	38	62					days at \$	per day	\$ 120 00
	11	76	11	76					Total No. Days of Asst. Watermaster		
	8	68	8	68					days at \$	per day	\$ 20 00
	54	88	54	88					Other expenses charged pro rata		\$ 140 00
									TOTAL COST		\$ 280 00
									Total No. 24-Hour Sec. Feet Delivered		
	6	72	6	72					Cost per 24-Hour Sec. Feet Delivered	\$	
	48	72	48	72							
	3	36	3	36							
	8	70	8	70							
	23	80	23	80							
	28	00	28	00							
	15	96	15	96							
	280	00	280	00							

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SECTION 42-606 IDAHO CODE

REPORTS OF WATERMASTERS. All watermasters shall make an annual report to the department of water resources prior to the expiration of the watermaster's appointment for the current year. This report shall show the total amount of water delivered by the watermaster during the preceding year, the amount delivered to each water user, the total expense of delivery and the apportionment of expenses among users and all debits and credits to be carried over to the following year. Such report shall also include records of stream flow the watermaster used or made in the process of distributing water supplies. The director may ask for other information deemed necessary in assuring proper distribution of water supplies within the district. The reports of watermasters to the department of water resources shall be filed and kept in the office of the department.

Instructions For Completing Annual Watermaster's Report

This form has been developed to assist the watermaster in complying with some of the annual reporting requirements of Section 42-606, Idaho Code. The form provides for summary of the amount of water delivered by the watermaster to each user, the total expense of delivery and the apportionment of expenses among water users, including debits and credits. Water distribution and hydrologic information including stream flow records, daily diversion data, water right information and water right priority cut summaries should be presented in a separate water distribution report.

Complete this annual report form of delivery and costs as follows:

- 1) Enter water right holder name, corresponding IDWR water right number or numbers, and corresponding diversion name and/or remarks on page 2;
- 2) Enter the total amount of water delivered to each user as total 24-hour second feet under column 1, page 3. Total **24-hour second feet** is a flow rate expressed in terms of one day or 24 hours. For example, a continuous diversion of 2 cfs over 20 days would equal 40 24-hour second feet.
- 3) Under column 3, page 3, enter the amount of money assessed or billed to each user at the beginning of the year. The assessment may be found in the previous year's adopted budget report.
- 4) In the work space provided on the right hand side of page 3, add up total watermaster salary costs and expenses and enter as "TOTAL COST". Then divide this total cost by the total number of 24-hour second feet delivered (sum of column 1) to obtain the cost per 24 hour second feet delivered, or the unit cost factor.
- 5) Under column 2, page 3, multiply the unit cost factor (obtained in step number 4 above) by each user's total 24-hour second feet delivery in column 1 to obtain the total cost against each user.
- 6) For each user, subtract the total cost amount in column 2 from the adopted budget in column 3 and enter the difference either as a credit or debit (negative differences entered as debits, positive differences entered as credits).
- 7) Sign the report before a notary public and submit the original to the appropriate regional office of the Department of Water Resources. Retain one copy for the Water District.