



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

---

SOUTHERN REGION

**DIRK KEMPTHORNE**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

May 28, 1999

John R. Coleman  
PO Box 525  
Twin Falls, ID  
83303

Water District: 47-C; Cedar, Devil & Deadwood Creeks

Dear Mr. Coleman;

We have received the minutes of this year's water meeting and your 1999 adopted budget. As you have been elected as treasurer of your district, an oath of office is enclosed for your signature. Once we receive your notarized oath, a certificate of appointment will be issued.

Regards,

James E. Stanton  
Sr. Water Resource Agent

MINUTES OF THE ANNUAL MEETING OF WATER DISTRICT 47-C

Twin Falls, Idaho

March 1, 1999

The annual meeting of the water users of Water District 47-C was held on March 1, 1999, at the office of Coleman, Ritchie & Robertson, 156 2nd Avenue West, Twin Falls, Idaho.

John R. Coleman was unanimously elected Secretary of the Water District and Chairman of the meeting.

The following persons were present:

Randall Brewer	George Swan
Larry Heil	Preston Davis
Chris Pratt	Rick Rodgers
Larry Elliott	Melvin Crowley
Jim Stanton	

Minutes of the annual meeting held March 2, 1999, were read and on motion by Larry Elliott, seconded by Larry Heil, were approved as read.

Mr. Coleman explained to those present that the Statutes of the State of Idaho provided that the voting rights at the water district meetings are to be based upon the average assessment against each water user in the district for the five preceding years. Based on this statute the voting rights for the water district for the 1999 annual meeting are as follows:

Twin Falls County Voting Rights:

Devil Creek Ranch, Inc.	
Devil Creek Right	476.142
House Creek Right	87.392
Maurice Gerry	181.644
Swan Land & Livestock	792.968
Gerald Tews	122.898
Cedar Canal Company	1,260.698
Cedar Mesa Reservoir & Canal Company	2,344.928
Salmon Falls Sheep Company	<u>164.814</u>

Twin Falls County Total 5,431.484

Owyhee County Voting Rights:

Devil Creek Ranch, Inc.	
Dead Wood Creek Right	194.424
Devil Creek Right	41.460
Swan Land & Livestock	118.972
William Drown	<u>74.840</u>

Owyhee County Total 429.696

Total for both counties 5,861.180

It was determined that the following water users with their voting rights were present at the meeting:

Devil Creek Ranch, Inc.	830.076
Cedar Mesa Reservoir & Canal Company	2,096.676
Cedar Canal Company	1,331.906
Total rights present for voting purposes	4,258.658

The chairman of the meeting reported that the Water-master's Report for 1999 showed the following deliveries of water in 24-hour second feet, with the following debits or credits for the costs in delivery based upon the 1998 adopted budget:

	<u>24-hour sec. ft. deliveries</u>	<u>Credit or Deficit</u>
TWIN FALLS COUNTY:		
Devil Creek Ranch, Inc.		
Devil Creek Right	1,854.72	31.35 Deb
House Creek Right	256.00	31.76 Cr
Maurice Guerry	602.08	28.09 Deb
Swan Land & Livestock	2,568.24	37.64 Cr
Gerald Tews	430.44	7.28 Deb
Cedar Canal Company	5,202.00	13.68 Deb
Cedar Mesa Reservoir and Canal Company	9,846.98	98.98 Cr
Salmon Falls Sheep Co.	600.00	10.14 Deb
Total Twin Falls County deliveries	21,360.46	
OWYHEE COUNTY:		
Devil Creek Ranch, Inc.		
Deadwood Creek Right	702.00	9.97 Cr
Devil Creek Right	163.50	2.77 Deb
Swan Land & Livestock	772.80	86.42 Deb
William Drown	314.16	1.16 Cr
Total Owyhee County deliveries	1,952.46	
Total deliveries 1998		
Twin Falls County	21,360.46	
Owyhee County	<u>1,952.46</u>	
Total	23,312.92	

Costs 1998:  
Budget                                 \$6,050.00

Cost per 24 hour second feet             \$.2595127

The next matter of business was the discussion of a budget for 1999. Discussion followed with Mr. Crowley stating that he was satisfied with the Watermaster's salary and gasoline allowance as approved in 1998 at the 1998 meeting, and that he would be satisfied with the same arrangement for 1999. After discussion of the matter, motion was made by Mr. Brewer, seconded by Mr. Swan, that the budget for 1999 in the amount of \$6,250.00 be adopted to cover expenses as follows:

Watermaster's salary	\$3,600.00
Watermaster's gasoline expense	1,450.00
Miscellaneous expense & Social Security	500.00
Secretary's salary	700.00

Upon roll-call vote the proposed budget was unanimously adopted.

The Chairman advised that because Owyhee County will not send out assessments notices and collect assessments for 1999 and thereafter, it was necessary to elect a treasurer for the Water District. Since the District would need a treasurer to handle the Owyhee County transactions, it was determined that the elected Treasurer should also take care of the assessments and expenditures in Twin Falls County. After discussion, motion was made by George Swan, seconded by Larry Heil that John R. Coleman be elected treasurer and that the secretary's salary be increased to 700.00 for the secretary/treasurer's 1999 salary. Upon roll-call vote the motion was unanimously adopted.

The Chairman announced that the next matter of business was the election of a Watermaster, whereupon Melvin Crowley was nominated by George Swan, and the nomination was seconded by Randall Brewer that Mr. Crowley serve as Watermaster through March 15, 2000. No further nominations were made. Upon roll-call vote, Mr. Crowley was unanimously elected Watermaster for the District for the period through March 15, 2000.

In connection with the matter of the payment of assessments, the following motion was made by Randall Brewer and seconded by George Swan, and adopted by unanimous vote:

"It being desirable that a date different than that fixed by statutes, i.e., June 1, be fixed as the final date upon which the amount payable from each water user as shown by the adopted budget shall be due; and that the water payments be made prior to delivery of any water,

NOW, THEREFORE, BE IT RESOLVED that the amounts payable by each water user as shown by the adopted budget, shall become

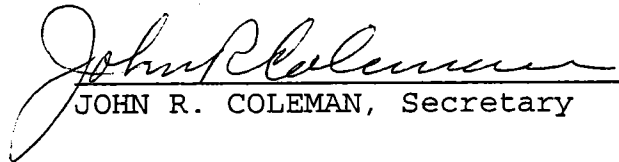
due and payable on May 1, 1999, and said amounts if not so paid shall bear interest at the rate of 8% per annum.

BE IT FURTHER RESOLVED that no water be delivered by the Watermaster of this District to any water user until such time as the assessments for such water user are paid in full."

The chairman announced that the next matter of business was the election of an advisory board to serve for the 1999 irrigation season. Upon motion duly made by Larry Heil and seconded by Larry Elliott, the following persons were nominated and elected as the advisory committee for the water district for the irrigation season of 1999:

Preston Davis  
Scott Tverdy  
George Swan

There being no further business to come before the meeting, the same was adjourned.

  
\_\_\_\_\_  
JOHN R. COLEMAN, Secretary