



State of Idaho

**DEPARTMENT OF WATER RESOURCES**

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

AUGUST 10, 2001

DIRK KEMPTHORNE  
GOVERNOR

KARL J. DREHER  
DIRECTOR

JIMMIE L. DOWTON  
HC62 BOX 2320  
MAY ID 83253

RE: Water District No. #73

Dear Mr. Dowton:

We acknowledge receipt of the Minutes of the Annual Watermaster's Election Meeting held in your district. We still need to receive the Petition For Watermasters Services for the Deputy Watermaster (Jim Martini) and the Oath of Office from the Watermaster (Mike Anderson) to complete the certification process in your water district.

Thank you.

Sincerely

A handwritten signature in cursive script that reads "Harold W. Jones".

Harold W Jones  
Water Rights Supervisor

HWJ:dn

**MINUTES OF ANNUAL WATER MEETING  
WATER DISTRICT # 73  
PAHSIMEROI RIVER- CUSTER & LEMHI COUNTIES  
MARCH 5, 2001**

The annual water meeting of Water District # 73 was held at the May Grange Hall at May , ID on March 5, 2001, at 1 p.m.

The meeting was called to order by Chairman Ralph Hatch. Jim Dowton handed out copies of the 2000 minutes to those in attendance and they were read by Jim Dowton. A motion to approve the minutes was made by Doug Parkinson and seconded by Larry Whittier. All approved. There were 17 present.

A request was made by Jim Dowton to pay the Grange Hall rent for the meetings that were held concerning the lawsuit from the Jon Marvel group. Ben O'Neal made the motion and was seconded by Stan Dowton. All approved.

Resolutions #1- #2- #3- #4- #5- #6- #7- #8- #9- #10- #11- from the 2000 meeting New resolutions #12 & 13. There were some resolutions that were amended. These are included on the Resolution Page

**RESOLUTIONS FOR 2001**

Resolution # 1- (#1 amended in 1999 meeting)

Watermaster shall be elected at said meeting, and that the district will also appoint him with the authority on down ditches to be ditch rider. It will be illegal for any individual to take water or adjust measuring devices and if the ditch rider/watermaster is called to make adjustments and he finds illegal use there will be an extra fee of \$50. + a \$5.00 handling fee on the 1 st call. 2<sup>nd</sup> time called on the same water right the fee will increase to \$110.00 + \$10.00 an hour labor fee.+ \$5.00 handling fee. The fee will double on the 3<sup>rd</sup> offense, then the water will be shut off from the individual taking the water. The water district will do the billings for ditch rider / watermaster extra services and said bill will be due in 30 days or water will be shut off. /the watermaster / ditch rider will determine who is to be billed. Motion to adopt this resolution was made by George Miller, seconded by Richard Bergman. All approved.

#2- (#2 from 2000 resolutions) Water District #73 shall do own billing and collections. Payable or due May 1 or before water use. There will be a charge of 8% interest annually from said date until paid. Resolved: That no water user shall have the right to demand and receive water, and the watermaster shall not deliver to such user until the amount due and payable from such user, as fixed by the budget, has been paid. Resolution made by Royden Eaton and seconded by Norman Wallis. All approved.

#3- (#3 from 2000 resolutions) – Resolution to combine Credentials and Advisory Board. Motion to keep the same as last year by George Miller and seconded by Doug Parkinson. All approved.

**BOARD SELECTION;**

- |                   |               |
|-------------------|---------------|
| 1. Larry Whittier | 4. Ted O'Neal |
| 2. Roy Ellis      | 5. Duane Moen |
| 3. Jack Whitworth |               |

Note: Advisory Board can act for the District for the season, but Watermaster can council with advisory board if needed. This board will draw no salary, nor would it have and legal authority. Watermaster has final say. Its duty would be to work for peace and harmony among the water users.

#4- (#4- from 2000 resolutions-amended 2001) Request that watermaster to set a date for weirs or measuring devices be installed for those areas needing them most. Standard weirs need to be installed. and if not, existing water will not be delivered to user. Motion made by Norman Wallis, seconded by George Miller. All approved.

#5- (#5 from 2000 resolutions)- Proposal from Water Clerk & Treasurer that the Water District adopt a resolution that the Clerk-Treas. Salary be paid out of the District's budget and should be included in the years budget. Motion made by Norman Wallis and seconded by Ben O'Neal. All approved.

#6- Proposed budget for 2001\_ \$3300.00

Secretary	\$ 250.00
Clerk/Treasurer-	\$ 800.00
Other expenses (rent-postage-office supplies	\$ 2250.00
Other expenses incurred by watermaster/district)	
Workman's Compensation Insurance-abt-	\$700.00
PLUS WATERMASTER BID- \$1200 MONTH +	
\$40 A DAY Oct 1-7= \$280.	\$6280.00

If watermaster called out earlier than May 1- to  
Be compensated at the rate of \$40.00 day.

(With adjustments for debits and credits from the 2000 report)

**2001 TOTOAL BUDGET \$10280.00**

Resolution to adopt 2001 budget was made by Ben O'Neal, seconded by George Miller. All approved.

**RECEIVED**  
**AUG 09 2001**  
Department of Water Resources  
Eastern Region

#7- Opening watermaster bids from:

Jay Horton--\$ 1450.00 a month, furnish own transportation.

Mike Anderson- \$1200.00 month - furnish own transportation

The Advisory Board counted the ballots.

Mike Andersons was elected water master for 2001 season. A motion was made by Norman Wallis and seconded by Doug Parkinson to accept election and Mike Anderson bid for watermaster for 2001 year. All approved.

Wallis and  
01. All

Seconded by

#8- Election of Officers- Ben O'Neal made motion to keep same officers as last

Larry Whittier. All approved.

#9-(#9- 2000 water meeting)- Motion made for Jim Downton to represent Water

District #73 on the Upper Salmon River Caucus with the State Of Idaho Attorney Generals Office for the Coming year if need be. Motion made by Doug Parkinson and seconded by Norman Wallis. All Approved.

#10-(#10-2000 Water Meeting)- Motion for Water District # 73 to take a stand on keeping

historical use of water for the district and not just recorded rights. This motion was so that the watermaster can estimate the individual use so can have a paper trail but they will be only billed up to the decreed right. Use above the decree rights will not be billed for. Motion made by Norman Wallis and seconded by Randy Whittier. All approved.

#11-(#11-2000 Water Meeting)-Motion made that Watermaster is to answer calls from water users

within 12 hours or at least contact person making request. Moved by Doug Parkinson and seconded by Randy Whittier. All approved.

#12-(New- 2001) Motion made for deputy watermaster to have schooling with watermaster.

Motion made by George Miller and seconded by Ben O'Neal. All approved.

#13- (New 2001)- Motion made that Water District can call a special meeting if needed for

special assessments or protection of existing rights. Motion made by George Miller and seconded by Norman Wallis. All approved.

Meeting adjourned at 2:15 p.m. by Norman Wallis and seconded by Ben O'Neal. All approved.

JIMMIE L. DOWTON, SEC. ----- Jimmie P. Downton .....

RALPH HATCH, CHAIRMAN----- .....