



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
March 18, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Carol Hoopes
PO Box 65
Dubois ID 83423

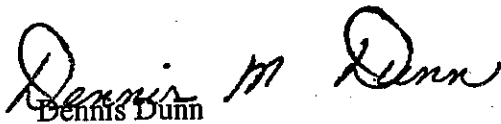
RE: Water District No. #31

Dear Carol:

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 and the Oath of Office from the Watermaster to complete the certification process in your water district.

Thank you.

Sincerely,



Dennis Dunn
Senior Water Right Agent

DD:



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EASTERN REGION
March 18, 2004

DIRK KEMPTHORNE
Governor

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Director

Clark County Auditor and Recorder
Clark County Courthouse
Dubois ID 83423

RE: Water District No. #31

Dear Sirs:

Enclosed please find copies of the Adopted Budget and Minutes of Water District #31
They have been read and approved by this office.

If you have any questions concerning this matter, please feel free to contact this office.

Respectfully submitted,

Dennis Dunn
Senior Water Rights Agent

DD:

Dallas Furness
Chairman

Greg Shenton
Watermaster

Carol Hoopes
Secretary

RECEIVED

MAR 11 2004

Department of Water Resources
Eastern Region

WATER DISTRICT #31
Dubois, Idaho

CLARK AND JEFFERSON COUNTIES, IDAHO

MINUTES OF THE ANNUAL MEETING OF MARCH 2, 2004

The water users of Water District No. 31 met in the Clark County Annex Bldg. Dubois, Clark County, Idaho, on Tuesday, March 2, 2004, at 1:00 p.m., as provided by Idaho Statutes, for the purpose of electing a chairman and secretary, electing a watermaster, adopting the 2004 budget, and any other business that may come before the District.

Those in attendance were: Dallas Furness, Chairman; Jim Hagenbarth, Gerald Messerli, George Perschon, Renee Perschon, Richard Savage, Lynn Burtenshaw, Farrel Downs, Sid Brown, Kay R. Garner, Quinn Jacobson, Don Parker, Greg Shenton, Watermaster; Brett Murdock, Deputy Watermaster; and Carol Hoopes, Secretary.

The meeting was called to order by Dallas Furness, Chairman at 1:00 p.m.

ADOPTION OF AGENDA

Dallas Furness, entertained a motion to adopt the proposed agenda. Jim Hagenbarth, moved that the proposed agenda be adopted as the order of business for this meeting. The motion was seconded by Lynn Burtenshaw. Motion passed unanimously.

1. Adoption of agenda
2. Nomination and election of Chairman and Secretary
3. Reading of minutes of previous meeting
4. Appointment of credential Committee
5. Report of Credentials Committee
6. Roll call
7. Report of Watermaster & approval
8. Fix the compensation of Watermaster & deputy
9. Adoption Budget
10. Election of Watermaster & Deputy
11. Appointment of Advisory Board
12. Adoption of Resolutions
13. IDWR Report
14. Meeting time
15. Other business
16. Adjournment

NOMINATION AND ELECTION OF CHAIRMAN AND SECRETARY

Dallas ask for nomination from the floor for Chairman and Secretary. Gerald Messerli, made a motion that Dallas Furness continue as Chairman, and Carol Hoopes continue as Secretary. Lynn Burtenshaw, seconded the motion. Don Parker, moved that nominations cease. Jim Hagenbarth, seconded the motion that nominations cease. They we're both elected by unanimous ballot.

MINUTES

Minutes were passed out to all those in attendance. Deputy Watermaster Brett Murdock read the minutes. Chairman Furness asked if there we're any corrections to the minutes, if not he asked for a motion to approved the minutes as read. Don Parker made a motion to accept the minutes as written. Gerald Messerli, seconded the motion. Motion passed unanimously.

APPOINTMENT OF CREDENTIALS COMMITTEE

Gerald Messerli moved and Jim Hagenbarth seconded the motion to dispense with agenda items No. 4-6 and go directly to No. 7. The appointment of the credentials committee, the recess for the credentials committee, its report, roll call would be dispensed with. Motion passed unanimously.

REPORT OF WATERMASTER

Watermaster Greg Shenton distributed the 2003 Watermaster's Report and time was allowed for review. Greg Shenton discussed many of the items in the report.

2003 Water Year

The 2003 water delivery was at 116,162 A.F. for the water season. A total 15,326 A.F. of water was delivered in Clark County, and 100,836 A.F. of water was delivered in Jefferson County. Compared to 112,103 A.F. which was delivered in the 2002 water season, 15,114 A.F. was delivered in Clark County and 96,989 A.F. was delivered in Jefferson County.

The 2003 water delivery was up 4,059 A.F. from that which was delivered in the 2002 water season.

Low Stream Flows

Stream flows in the Kilgore area were extremely low. Water Users in the Kilgore area allowed their water to stay in the creeks to allow for stock water. This also was the case in the upper Beaver Creek drainage, which was an extremely rare situation. Beaver Creek only reached Dubois for a few days off and on for a two week period. Camas Creek flowed to the Refuge until June 19th in 2002 Camas Creek flowed until the 20th of June. Which contributed to the majority of the Kilgore users being unable to divert any water except that which the Refuge allowed them to divert for stock water.

WELL FLOWS

Pumping efficiencies have been dropping off continually for the past three years. This year the pumps were not able to keep up with the demand for water. For example in May of 2001 each well at Bybee's averaged 21 c.f.s., this year at the same time they averaged 19 c.f.s. In August of 2001 Bybee's averaged 21 c.f.s. this year they averaged 13 c.f.s. Which is a difference of 16 acre feet per day. For the first time Bybee's #12 went dry this year.

Snake River Basin Adjudication

A lot of time was spent this year going to meetings, hearings and many other related tasks for the adjudication process. The adjudication process took up the majority of the Watermaster time.

March 1 - Winter Flow

Independent Ditch winter flow was 0 cfs compared to 0 cfs last year. Bybee Well winter flow was 0 cfs compared to 0 cfs last year. Total for 2004 was 0 cfs compared to last years total, which was 0 cfs.

Mud Lake Content

Greg reported on the water levels in Mud Lake for March 1, 2004, which was 7,260 A.F. May 1, 2003, which was 37,300 A.F. and November 1, 2003, which was 9,520 A.F.

Camas Creek Inflow into Mud Lake

For 2002 the inflow was 0 A.F. The 2003 inflow was 0 A.F.

2003 Water Use of Major Canal Companies

Mud Lake Water Users used a total of 86,620 A.F., applying 3.19 A.F. per acre, while the Independent Water Users used 9,124 A.F., applying 2.62 A.F. per acre. 2003 average use in the Mud Lake area 3.10 A.F. per acre.

Snow Report - March 1, 2004

The Camp Creek-Beaver Creek measurements show a snow depth of 45.0" with water content at 10." compared to Kilgore-Camas Creek measured show a snow depth of 42.0" with water content at 11". The Camp Creek snow course is at 122% of normal, the Kilgore course is 109% of normal, the Crab Creek course is at 110%, and the Lake View Ridge is at 120% of normal. The average of all courses is 115% of normal.

2003 Budget Review and 2004 Budget Proposal

Greg Shenton reviewed the 2003 budget and actual expenses, explaining some of the expenditures. He pointed out that there was a \$2,200 increase in the proposed 2004 budget. Those items increased were Miscellaneous Expenses,

\$1,000 and Mileage for Watermaster & Deputy Watermaster for \$1,200.00

ADOPTION OF BUDGET

Farrel Downs, made a motion that the Watermaster's report be accepted and Jim Hagenbarth seconded that motion. Motion passed. Lynn Burtenshaw made a motion to adopt the proposed 2004 budget. Jim Hagenbarth, seconded the motion and the motion passed.

2004 PROPOSED BUDGET

Misc. Expense	\$ 28,000.00
Channel & legal	1,000.00
Secretary Salary	450.00
Office Rent	1,800.00
<u>Total</u>	<u>\$ 31,250.00</u>

Watermaster Salary	28,840.00
Deputy Salary	21,000.00
<u>Total</u>	<u>49,840.00</u>

Watermaster Mileage	12,600.00
Deputy Mileage	9,600.00
<u>Total Mileage</u>	<u>22,200.00</u>

2004 Budget	103,290.00
<u>Less Federal Agencies</u>	<u>5,392.06</u>
Proposed Budget	\$ 97,897.94

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<u>Less Federal Agencies</u>	<u>5,392.06</u>
Adopted Budget	\$ 97,897.94

USGS Contract

The Watermaster reported that he had not yet received a copy the contract with USGS for 2004. The Watermaster said that he had talked to them and they said the cost would be about the same as 2003. The USGS provides for outside measurement when disputes arise and has been a very good resource. The USGS is continuing water measurement, on a 50-50-contract basis. USGS has been taking three sets of measurements per run. The arrangement continues to be a good deal for the water district. Chairman Furness entertained a motion for the USGS contract. Gerald Messerli, made the motion to continue with the USGS contract, Jim Hagenbarth, seconded the motion. Motion passed.

ELECTION OF WATERMASTER AND DEPUTY WATERMASTER

The Chairman called for nominations from the floor for Watermaster. Don Parker, moved that Greg Shenton be elected as Watermaster and that Brett Murdock be elected as Deputy Watermaster. Gerald Messerli, seconded the motion. The motion passed unanimously, electing Greg and Brett by unanimous ballot.

APPOINTMENT OF ADVISORY BOARD

The Chairman opened the floor for appointment of the Advisory Board. Don Parker, made a motion to retain the Advisory Board as now constituted. Lynn Burtenshaw, seconded it, and the motion passed unanimously. The following we're re-appointed to the board: Dallas Furness as Chairman, Garth Soderquist, Dave Hagenbarth, Valeria Maxwell, Andy Dobson, Keith Shuldborg, and Gerald Messerli as members.

RESOLUTIONS

High Water at Mud Lake

Be it hereby resolved, that the Watermaster be authorized to determine when diversion is needed and to divert any high water. That such water be considered stored in the aquifer, with rights to the water being retained by the district. Diversion of said waters would be by diverting at the Lone Tree Diversion, and pumping through the diversion canal at the Mud Lake Water Users.

Collection of Water Assessments

Be it hereby resolved, that no ditch, canal co., or other water user shall have the right to demand and receive water, and the watermaster shall not deliver such water, until full payment is made. Said payment becomes due April 1, and becomes delinquent April 15, and if not paid by April 15, shall bear interest from the date of April 1, until paid at the rate of 8% per annum.

Be it further resolved that government agencies be exempt from the above provisions to the extent necessary for them to comply with payments according to the provisions of Federal law, and that the Watermaster of District 31, be authorized to enter into contract with said agencies of the United States for payment of assessment as provided in the budget.

Mud Lake Water Users

Be it hereby resolved, that any water user that completes the water year with a negative balance on the Mud Lake balance sheet shall have that negative balance carried forward to the April draft column on the balance sheet of the following year, and said negative balance shall be charged to the Mud Lake allotment of said following year, as set forth in part 5, paragraph 4 of the Mud Lake Decree.

District Billings and Collections

Be it hereby resolved, that the Clark County Auditor make up a roll of all Water District 31 users to include all Jefferson County users. Be it further resolved that the Clark County Treasurer mail out said billings and make collections of all Water District 31 Water Users to include all Jefferson County Water Users in said Water District 31 boundaries.

Be it further resolved that the Clark County Treasurer also make all payments and disbursements owed by Water District 31, which are presented through the proper claims procedures which are common to other Clark County practices.

Well Water Measurements

Be it hereby resolved, that the following canal companies be allowed to contract with Water District #31 to measure and record and report the well water flows of the Montevieu Canal Company, the Jefferson Irrigation Company, and the Producers' Irrigation.

Be it further resolved that the Watermaster and his Deputies accomplish the required measurements and recording and reporting of the above named companies.

Be it further resolved that monies paid for these services be paid out of Water District #31 measurement fund. The above named canal companies will be charged a fee of \$26.00 per second foot (c.f.s.) for the above services. The monies paid out for these services shall be drawn only if the chairman and the secretary of Water Measurement District #31 sign the check. We order that the water district is out no costs from any source of the regular water district funds and that recording and reporting be separate from regular water district water reports and budgets.

ADOPT RESOLUTIONS

The Chairman ask for a motion to adopt the resolutions. Don Parker, made a motion that the resolutions be adopted. Quinn Jacobson, seconded it, and the motion passed unanimously.

IDWR REPORT

No one representing the IDWR attended the meeting.

MEETING TIME

Moved: Lynn Burtenshaw ; Seconded: Gerald Messerli; Passed.

That the 2005 meeting be held on, Wednesday, March 2, 2005 at 1:00 p.m. at the Clark County Annex Building in Dubois, Idaho.

OTHER BUSINESS

Don Parker, made a motion that Chairman Furness draft a letter to Karl Dreher, Director of Idaho Dept. Water Resource, stating that Water District #31 remain a separate entity from 110 Water District. This motion was seconded by Richard Savage. Motion passed.

ADJOURNMENT

Chairman Furness asked if there was any further business; having no further business, he called the meeting adjourn. Gerald Messerli seconded the motion. The motion carried and the meeting was adjourned at approximately 2:04 p.m.

ATTEST:


Carol Hoopes
Secretary


Dallas Furness
Chairman