

**Water District 140 Annual Meeting
Feb 16, 2010 2 PM
Sheriffs Dept.**

Mike Cranney conducted meeting and welcomed everyone.

Randy Brown talked about minutes of 2009 annual meeting from memory.

Mike asked for nominations for chairman. Grant Wyatt nominated Mike Cranney. It was seconded and passed unanimously.

Mike asked for nominations for secretary. Craig Searle nominated Randy Brown. It was seconded and passed unanimously.

Mike turned meeting over to Cindy Yenter- (gave her presentation, passed out maps with boundaries of WD 140) explained numbers of diversions in each area-50 wells in Jackson area. Basin 45F March Creek have their own water master. Talked about metering and measuring for approx. 700 diversions in WD 140 by 2112; 312 in SWID, 75 in Grouse Creek, 53 in Magic Valley, 23 in Burley City, 86-100 not reporting, 150 new wells, approx. 180,000 acre ft. pumped in WD 140 for a year. Talked about the call area of Snake River Farms in SWID, watermaster reported she attended March Creeks annual meeting.

Mike asked for nominations for advisory Committee. Motion was made by Ryan Cranney to keep advisory as constituted. There was a first and second and it passed. 45F watermaster, Don Gunderson, wanted a different alternate for the City of Albion. It was passed and a name for the alternate would be given by Marsh Creek at a later date.

Mike asked for nominations for watermaster. Cindy Yenter was nominated by Dusty Galliher. Brian Higgs was nominated by Brent Stoker. Mike reported that the advisory committee (Tim Luke and Cindy Yenter were present at that meeting) had met before this meeting and by majority vote felt our interests would be best served by nominating and electing Brian Higgs as our watermaster. Before the vote, time was turned over to Tim Luke and Cindy Yenter. Tim talked about Advisory Committee and concerns of having Brian Higgs as watermaster because of conflict of interests. Don Pickett asked Tim Luke if there was anything in a statute that specifies what is considered a conflict of interest. Tim said he wasn't aware of any. Tim said he was here to express concerns of the state. Cindy said that there would be a conflict between being paid for measuring and being the watermaster. 45F watermaster expressed a concern if a protest was made on a water right? Mike Galliher said, "Why fix something if it seems to be working for us." He wanted to know why we are changing watermasters if they haven't done anything wrong. Mike Cranney replied, "we had always wanted local flavor closer to the problem." Brent Stoker explained "that we are paying the bill for the watermaster now, and

local control has won out. The Idaho Use Planning Act allows us to determine our own destiny by electing our watermaster of choice.” Grant Wyatt talked about local concerns and lawsuits worked out without legal battles by collaborations of local control. Cindy talked about states concern about District running according to state laws- might be subject to criticism because of conflict of interest. (could cause problems in water calls)

Motion was made by Don Pickett to close discussions. It passed. Mike asked for open or secret ballot. Open ballot won. Four people voted for Cindy Yenter. Asked for vote for Brian Higgs. Sixteen votes for Brian. Mike asked for motion to approve Brian to be watermaster and Grant Wyatt made motion and it was seconded and passed.

Mike then turned time over to Brian to present his proposed budget of \$45,000. Brian explained he took the 2009 budget and used it as a guideline. Brian worked out that it mostly a matter of hours-350 hours for himself and an assistant. (if it takes more than that Brian will cover it) If it doesn’t take 350 hours the budget carries over till next year. Mainly measuring, reporting and some oversight. He doesn’t foresee curtailment issue from water calls because of mitigation plan that is in place. Tim Luke commented that all the members in WD 140 members would have to be assessed the same.

Cindy wanted to help with numbers for budget. She explained her budget from 2009 and explained time and cost for measuring and reporting of diversions. Grant Wyatt talked about 2009 budget; it was a budget that really was passed because the state said they would pay the water masters for 2009 for water district 140. The budget was not a budget that everyone was happy with. It was not very proportionately accurate according to Wyatt.

Brent Stoker made motion to pass Brian’s budget for the 2010 water year. It passed. There were concerns by state that the budget wasn’t sufficient for operating WD 140 but Mike said if there were concerns we could reconvene to adopt something new. Tim Luke said advisory committee could not approve changes, but would have to have another meeting.

Mike announced our 2010 meeting time -2 PM. On February 3. Motion passed. Adjourned at 3:10.