



State of Idaho

## DEPARTMENT OF WATER RESOURCES

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EASTERN REGION

C. L. "BUTCH" OTTER  
Governor

DAVID R. TUTHILL, JR.  
Director

April 16, 2009

Laurie Small  
P.O. Box 65  
Dubois, ID 83423

**RE: Water District No. 31, 32-C, 32-D**

Dear Laurie:

We acknowledge receipt of the Minutes of the Annual Watermaster's Election Meeting held in your districts. The Watermaster Certificates will be sent under separate cover.

Thank you.

Sincerely,

A handwritten signature in black ink that reads "Dennis M. Dunn". The signature is written in a cursive, flowing style.

Dennis Dunn  
Senior Water Right Agent

DD:jj

**ANNUAL WATER USERS MEETING  
BIRCH CREEK WATER DISTRICT #32-D**

The Birch Creek Water District 32-D Water Users meeting was held March 10, 2009, 10:00 a.m. at the Clark County Annex Building, Dubois Idaho.

Those attending were: Greg Shenton, Watermaster; Brett Murdock, Deputy Watermaster; Mac Wagoner, Chairman; Laurie Small, Secretary; Lewis Newman, Lane Newman, and James Palmer.

Chairman, Mac Wagoner, called the meeting to order at 10:09 a.m.

Minutes were read individually. Lane Newman made a motion to accept the previous year's minutes. James Palmer seconded the motion. Motion passed.

**NOMINATIONS FOR CHAIRMAN & SECRETARY**

Chairman Mac Wagoner asked for nomination for Chairman and Secretary for the Water District. Lane Newman, made a motion that Mac Wagoner continue as Chairman and Laurie Small continue as Secretary. James Palmer, seconded the motion. Motion passed.

**APPOINTMENT OF CREDENTIALS COMMITTEE**

Chairman Mac Wagoner said that he would waiver appointing a Credentials Committee at this time, if they are needed later, they can be appointed then.

**WATERMASTERS REPORT**

Watermaster, Greg Shenton presented his watermaster's report for the year 2008. The 2008 diverted flows totaled 16,399 A.F. down 2,505 from 2007 diverted and recorded flows. From 1994 to 2008 the average delivery for Birch Creek is 19,840 A.F. with 1998 showing the lowest delivery at 12,340 A.F. Average losses in C.F.S. were 24.6% in 2008 and the percent of loss by month was 36% in 2008. Snow course measurements were 75% of average at Meadow Lake, 107% of average at Beagle Springs, 71% of average at Haun and 92% of average at Spring Canyon with the last snow measurements taken on March 2, 2009. Greg gave averages on snow courses in surrounding areas as well. There has been a cloud seeder placed at Lone Pine and was run a total of 60 hours so far this season. Greg went over the 2009 budget and asked if anyone had any questions or concerns with the report or the budget.

Lane Newman made a motion to approve the Watermaster's report and adopt the proposed budget. James Palmer seconded the motion. Motion passed.

**ADOPTED BUDGET FOR 2009:**

Water Master Salary, Mileage & Other	\$ 5,100.00
Secretary Salary	200.00
Snow Survey	600.00
USGS measurements	500.00
<b>TOTAL BUDGET</b>	<b>\$ 6,400.00</b>

**NOMINATION FOR WATERMASTER**

Lane Newman, made the motion to have Greg Shenton continue as Watermaster and appoint a Deputy Watermaster. James Palmer seconded the motion. Motion passed.

**RESOLUTIONS**

Lane Newman, made a motion that the Water District adopt the following resolutions:

**COLLECTION OF WATER ASSESSMENT**

No ditch, canal, or other water user shall have the right to demand and receive water until full payment due is paid. Payment shall become due April 15, and shall become delinquent May 15, and if not paid by May 15, the payment shall bear interest from April 15, at the rate of eight percent (8%) per annum.

The Watermaster shall not deliver any water until full payment due is paid.

**WATERMASTER TERM OF SERVICE**

The Watermaster shall be elected for a term of one full year. The purpose is so the Watermaster can serve in the legal capacity to do official business for the district in the event of emergencies, legislative actions, hearings, disputes or other water related or job related activities. The Watermaster cannot be required to make deliveries before April 1, or after November 1, (the normal irrigation season) unless an emergency exists. The Watermaster shall not be paid before April 15, or after November 1, from the Water District budgeted regular funds.

**HEADGATES & WEIRS**

All control devices and measuring devices shall be in good working order before water can be demanded or delivered. The Watermaster shall not deliver any water unless such devices are in good working order.

### **USGS MEASUREMENTS**

**They agreed to continue with the 3 USGS measurement and it was included in the resolution motion.**

**James Palmer seconded the motion. All 4 resolutions passed.**

### **APPOINTMENT OF ADVISORY BOARD**

**Chairman Mac Wagoner reappointed the following to serve on the advisory board this year. Lewis Newman, Lane Newman, Andy Wagoner and Ted Sorenson.**

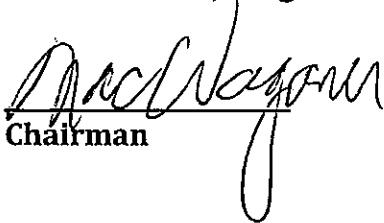
### **OTHER BUSINESS**

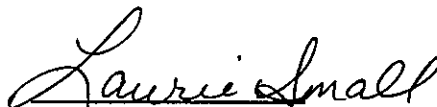
**The upper reaches of Birch Creek that had been fenced and not maintained were still a concern to the water users. The increased vegetation does seem to be interrupting water levels. Lewis Newman questioned if the creek could be cleaned. James Palmer also reported of a chemical called Sonar that would not affect the fish that could be sprayed to help control the overgrowth of vegetation. Both options would have to have further approval to be done.**

### **MEETING TIME**

**Mac Wagoner asked for suggested dates for the next meeting. Lewis Newman, moved that the annual water meeting for next year be held Tuesday, March 9, 2010, at 10:00 a.m. at the Clark County Annex Building. James Palmer seconded the motion. Motion passed.**

**Chairman, Mac Wagoner adjourned the meeting at 10:37 am.**

  
Chairman

  
Secretary