

## WATER DISTRICT INFORMATION SHEET

2020

Year

29H Marsh Creek  
Water District # / Stream Name

Kristin Evans  
Watermaster Name

3433 East Bowman Rd. Downey Id 83234  
Address

208-540-2012 evankris@isu.edu  
Phone Number, Home / Cell E-Mail Address

N/A  
Assistant Watermaster Name

Address

Phone Number, Home / Cell E-Mail Address

Kathleen Spiegel  
Secretary Name

9856 Marsh Creek Rd McClammon Id 83250  
Address

208-221-7173 spiekath@isu.edu  
Phone Number, Home / Cell E-Mail Address

**Please print in the blank information above and return it to the Idaho Department of Water Resources, along with the other forms, after your annual meeting.**

**Thank you,**

**Cher Ramos**  
**Technical Records Specialist, IDWR**  
**Cher.Ramos@idwr.idaho.gov**

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FEB 05 2020

# **Water District NO. 29H Marsh Creek**

## **Annual Meeting Minutes**

**January 8, 2020**

**The annual meeting of Water District No.29H (WD29H), Marsh Creek and tributaries was held in Arimo, Idaho at the Marsh Valley Middle School on January 8, 2020, at 7:00 pm. The roster of attendees is attached.**

**The meeting was called to order at 7:00 PM by Ralph Wheatley. The first order of business was to elect a meeting chairman. Lynn Bastian nominated Ralph Wheatley and Christy Bowman seconded the nomination which was passed by affirmation. Ralph Wheatley nominated Kathleen Spiegel to act as meeting secretary. The nomination was seconded by Jim Hook and passed by affirmation.**

**Chairman, Ralph Wheatley then welcomed the attendees and Steve Visosky from the IDWR. Minutes from the 2019 annual meeting were made available to the attendees and one correction was made. The date on page three was changed to 2021 instead of 2023. There were no additional corrections and it was moved by Brad Bergdollar, seconded Doug Johns and unanimously approved that the minutes as amended be accepted.**

**Several members did not receive mailed notices. Those that did not were asked to put asterisks beside their names on the roster so the problem would be corrected for the next meeting.**

**Steve Visosky responded to several questions about the procedure for quantifying assessments. Steve Visosky clarified that those assessments would be made on the basis of actual usage once meters were in place. Until that time paper water rights would be used. He also clarified that if water was not used it could be put in the water bank.**

**Diana Burden presented the treasurers report indicating that the district had stayed within the proposed budget of \$20,000 dollars. The proposed budget**

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should be similar with a few changes as presented in the 2020 resolutions (attached). There are a few transfers to complete. 2020 assessments will be Due June first and there may be late fees assessed. It was moved by Randy Morris, and seconded by Lori Davis that the 2020 proposed budget resolution as shown amended in the 2020 resolutions be accepted. The motion was approved by voice vote.

Brad Maddox presented the Watermaster's report. He indicated that he has retired and will not be the watermaster for 2020. The inventory and computer system are done, and a copy was made available for the attendees to look through. He indicated that although there is still some work to be done, meters are going in. His position was advertised. One applicant, Kristin Evans has applied. She was introduced later in the meeting.

A discussion ensued concerning the problem of fees being assessed for documented water rights but no water being available for use in some years. It was moved by Randy Bertagnole and seconded by Kirt Jackson that If water was not used because it was unavailable (documented by the watermaster) only the minimum assessment would be made. This recording would start in the water year 2020 for the 2021 year assessment. The motion was approved by voice vote.

Dianna Burden expressed interest in continuing as District treasurer. It was moved by Randy Bertagnole and seconded by Jodeane Dunn that Dianna Burden be retained as treasurer. The motion was affirmed by voice vote.

Steve Viskoski presented information of interest to the water users after issuing kudos to both Brad Maddox and Diana Burden for their outstanding efforts and achievements on behalf of the district. He went on to remind the attendees of the 2021 deadline for installment of metering systems. He also discussed curtailment making the following points:

1. There is no concern at the present time for 2020.
2. Curtailment could start in or after 2021.
3. He Suggests options for mitigation be explored.
4. Options to rent water from neutral pool might not be available.

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**5. Unregulated ground water may be managed in water districts.**

At this point, the applicant for the Watermaster position, Kristin Evans of Downey was introduced. She gave a short presentation describing her experience and goals if she were given the position. She indicated that she has talked to both Steve and Brad about the position. It was moved by Kirk Jackson and seconded by Kenny Hall that Kristin Evans be hired as the Watermaster for 2020. The motion was affirmed by voice vote.

It was moved by Kirk Jackson and seconded by Shirley Kendall that the advisory committee members remain the same for 2020. It was affirmed by voice. They are:

1. Kathleen Spiegel (small irrigation user)
2. Lynn Bastian (large irrigation user)
3. Demar Gilbert (large irrigation user)
4. Ralph Wheatley (large irrigation user)
5. Tony Hancock ( Municipal/non-irrigation user)

A Move to adjourn by Doug Johnson was made and seconded by Kirk Jackson  
The motion was affirmed by voice vote.

The meeting was adjourned at 8:15.

A handwritten signature in blue ink, appearing to read "Kathleen Spiegel", with a large, loopy flourish at the end.

**Kathleen Spiegel, Meeting Secretary**

**ADOPTED BUDGET AND RESOLUTIONS  
PERTAINING TO THE COLLECTION THEREOF**

FOR 2020

WATER DISTRICT NO. 29H

STREAM Marsh Creek and tributaries

COUNTY Bannock

NAME OF SECRETARY Kathleen M. Spiegel

ADDRESS OF SECRETARY 9856 S Marsh Creek Rd McCammon Id 83250

**COLLECTION AND HOLDING OF WATER DISTRICT FUNDS**

Please check the appropriate box regarding the collection and holding of Water District funds.

☒ The Water District collects and holds its own funds.

☐ \_\_\_\_\_ County collects and holds funds for the Water District.  
(county name)

☐ \_\_\_\_\_ County collects the Water District's funds and deposits the funds in an account  
(county name) held by the Water District.

(This report must be certified and made in duplicate, one copy to be forwarded to the appropriate regional office of the Idaho Department of Water Resources., and one copy to the Secretary of the Annual Water User's Meeting of the Water District. If a designated county collects funds for the water, then a third copy must be sent to the auditor of the designated county.)

Downey, Idaho, \_\_\_\_\_, 2020

I HEREBY CERTIFY that the within is true and correct copy of the budget as adopted at the annual Water User's Meeting of Water District No. 29H, held at Acima (Marsh Valley Middle School) on the 8<sup>th</sup> day of January, 2020 and all resolutions adopted at said meeting pertaining to the time and the manner of collecting the amounts provided for in the said budget.

Kathleen Spiegel

Secretary, Water District No. 29H

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# Water District 29-H 2020 Approved Assessment

User Name	Water Rights	Usage (AF)	Assessment
3V RANCH LLC	29-4146	109.6	\$ 62.11
AMMON, JOHN P & TAMARA	29-13403	3.85	\$ 50.00
ANDERSON, BESSIE RUTH	29-13418, 29-13416	50.4	\$ 50.00
ANTHONY, HEROLD L; ANTHONY, RHONDA L	29-7735	9.8	\$ 50.00
ARIMO CORP	29-2416, 29-4424, 29-4409, 29-4411, 29-	1568	\$ 888.52
ARMSTRONG, NANCY	29-4168, 29-13485	101.5	\$ 57.52
ASLETT, BARBARA; ASLETT, DON A	29-11710	7	\$ 50.00
ASPEN HOLLOW LLC C/O DAVID HARTVIGSEN	29-4352, 29-4354, 29-4353,	52.5	\$ 50.00
BARNES FAMILY FARM LAND LLC	29-595D	273	\$ 154.70
BARNES, CHAD; BARNES, R JANE	29-14114, 29-14115	256.2	\$ 145.18
BARNES, LAMAR H	29-339D, 29-4384	32.5	\$ 50.00
BARNES, ROBERT & JODI	29-2268, 29-11799	273	\$ 154.70
BASTIAN, CHRISTINE; BASTIAN, LYNN S	29-4302, 29-11463, 29-11465	1095.5	\$ 620.78
BASTIAN, LYNN S; BASTIAN, MERLIN S	29-7889A, 29-7889B	129.5	\$ 73.38
BAUERLE, MICHAEL, BERMEIER, TERRI	29-2269C, 29-13164	23.8	\$ 50.00
BENNETT FARMS	29-4323, 29-2319B, 29-2319A, 29-4320, 29-	570.5	\$ 323.28
BERTAGNOLE, RANDY; BERTAGNOLE, SHARON	29-11911	87.5	\$ 50.00
BISSELL, DALE T; BISSELL, KATHLEEN M	29-7571	10.5	\$ 50.00
BLOXHAM, CRAIG V; BLOXHAM, VERN C	29-14029, 29-14031	32.2	\$ 50.00
BLOXHAM, MARY LOIS; BLOXHAM, VON G	29-4241, 29-4242	109.6	\$ 62.11
BRIM, LINDA / SOLD TO KEVIN MORRISON	29-4143, 29-13435	5.25	\$ 50.00
BULLOCK, BLAKE; BULLOCK, SHARLYN	29-2269E	42	\$ 50.00
BULLOCK, MICHAEL	29-14090, 29-14092	220.5	\$ 124.95
BULLOCK, VELMA FAMILY LIVING TRUST	29-2387, 29-2279, 29-591, 29-4020, 29-593B, 29-10716	911.75	\$ 516.65
BURBRIGE, ERIC	29-339B	245	\$ 138.83
BURRUP, HELEN G; BURRUP, JAY G; BURRUP, ROGER	29-595A	269.5	\$ 152.71
CAPELL, LINDA; CAPELL, MAXILYN; CAPELL, RONALD J	29-4434	59.5	\$ 50.00
CHRISTENSEN, DELBERT E & DIANNE C REVOCABLE LIVING TRUST	29-4271	136.9	\$ 77.56
CIRCLE E RANCH	29-7369	31.5	\$ 50.00
CITY OF ARIMO	29-4148	61.07	\$ 50.00
CITY OF DOWNEY	29-496, 29-4059, 29-497B	473	\$ 268.03
CONROY, A RICHARD; CONROY, LONNA JEAN	29-7498	17.5	\$ 50.00
CORP OF THE PRESIDING BISHOP	29-10082	5.25	\$ 50.00
CRIDDLE, J CLARK; CRIDDLE, PAMELLA K	29-2388	371	\$ 210.23
CRIDDLE, KEEDRIN; CRIDDLE, STEVEN	29-11804, 29-13564	112	\$ 63.47
CRIDDLE, STEVE	29-595B	210	\$ 119.00
CUMMINGS, JESSE; CUMMINGS, KHRISTI	29-7139	11.2	\$ 50.00
CURTIS, DOREEN	29-2175	87.5	\$ 50.00
DAKA FARMS INC	29-12566	476	\$ 269.73
DAVIS, CRIS G; DAVIS, LAURETTA M	7355, 29-2155, 29-10133, 29-103381	1377.5	\$ 780.57
DIAMOND T RANCH / GARDEN CREEK RANCHES LLC	29-2295F	245	\$ 138.83
DONALD R PETERSEN REVOCABLE LIVING TRUST;	29-13412, 29-333, 29-13413, 29-13411, 29-	742	\$ 420.46
DOWNATA RANCH & RECREATION INC	29-4074, 29-491A, 29-2396, 29-491B	784	\$ 444.26
DOWNATA RANCH & RECREATION INC	29-13338	50	\$ 50.00
DUNN, CURTIS; DUNN, JODEANA	29-4101A, 29-10014	59.9	\$ 50.00

Minimum Charge	\$ 50.00
Budget to Collect	\$ 20,000.00

Adjusted cost per Acre-foot	\$ 0.57
Total Budget Collected	\$ 20,000.00
Max bill	\$ 889.48
Total usage (AF)	31,562.6
Amount collected from Min.	\$ 3,900.00
Unadjusted estimated cost per AF	\$ 0.63

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FEB 05 2020



Water District 29-H  
2020 Approved  
Assessment

User Name	Water Rights	Usage (AF)	Assessment
EAST SIDE DITCH CO	29-11740, 29-13642,	213.5	\$ 120.98
EGAN, KATHLEEN M; EGAN, WILLIAM A	29-4463B, 29-2295D, 29-4382, 29-11495, 29-	546	\$ 308.40
ELIASON LAND HOLDINGS LLC	29-11925, 29-4398	336	\$ 190.40
EVANS, CODY & TRENT	29-14085	28.7	\$ 50.00
EVANS, JOHN M	29-349, 29-351, 29-357, 29-356	917	\$ 519.63
EVANS, PEGGY	29-12515	42.4	\$ 50.00
EVANS, WILLIAM T	29-4062, 29-2123	227.5	\$ 128.92
FRANKLIN, ANKE	29-13161, 29-12128	40.25	\$ 50.00
FUHRMAN RANCH INC	29-7730, 29-12902, 29-2295D, 29-4381	388.5	\$ 220.15
GILBERT, DEMAR W; GILBERT, DONNA	29-4418	52.5	\$ 50.00
GILBERT, DEMAR W; STALEY, ALICE K; STALEY,	29-2016A, 29-11620A	847	\$ 479.98
GILBERT, ERVIN E	29-4324	49	\$ 50.00
GIRARD, DEBRA; GIRARD, RAYMOND W	29-7205	24.5	\$ 50.00
GOOD ENOUGH CREEK RANCH LLC C/O CHARLIE			
BULLOCK	29-14091, 29-14093	357	\$ 202.30
GUTHRIE JR, JAMES K; GUTHRIE, BARBARA ANN	29-433, 29-434	343	\$ 194.38
GUTHRIE, BARBARA ANN; GUTHRIE, JAMES K	29-11560	93.8	\$ 53.15
HADLEY, JACK M; HADLEY, JEAN M (DOWNATA RANCH)	29-11054, 29-492	45.5	\$ 50.00
HALL, DEBRA; HALL, DONALD K	29-4161B	9.8	\$ 50.00
HALL, MICHAEL C; HALL, SUSAN L	29-13397	19.6	\$ 50.00
HALL, ZELLA L C/O MICHAEL C HALL	29-10781	7.7	\$ 50.00
HARRIS, JEFF	29-10058, 29-2298	42	\$ 50.00
HARRIS, JEFFERY F; HARRIS, KATHLEEN M	29-2365A, 29-7963	427	\$ 241.96
HART, JOHN WILLIAM; MIKKELSON, MARILYN	29-4112, 29-4111, 29-4109	468.7	\$ 285.58
HARTVIGSEN, M KIP; HARTVIGSEN, RICHARD N;	29-2176, 29-2174, 29-11182	56	\$ 50.00
HARTVIGSEN, RULON, HARTVIGSEN, KIM,	29-14278, 29-14279, 29-14280	217	\$ 122.97
HAWTHORNE, BRIAN	29-13681	16.5	\$ 50.00
	29-4201, 29-13688, 29-13481, 29-13689, 29-		
	4200, 29-13480, 29-11089, 29-13367, 29-		
HENDERSON RANCHES INC	4202	1064	\$ 602.93
HENDERSON, ROY C	29-13475	56	\$ 50.00
HOGGAN, BRADLEY R, CATHY P	29-11409	18.2	\$ 50.00
HOOK, JAMES ALLEN	29-13415, 29-13417	91	\$ 51.57
J & C PROPERTIES	29-14228, 29-14229	48.65	\$ 50.00
JACKSON, KIRK	29-14030, 29-14032	172.2	\$ 97.58
JANIE S & TINDAL LEE DAVIS LIVING TRUST	29-2269A, 29-2269F	32.9	\$ 50.00
JENSEN, HELEN; JENSEN, IVA LOU; JENSEN, LEON;	29-2326	70	\$ 50.00
JOHNSON, DOUG & ALEXIA	29-12094	28.7	\$ 50.00
JOHNSON, DOUG & ALEXIA	29-4160, 29-14254	197.05	\$ 111.66
KAY, ALLEN; KAY, MAX	29-350, 29-352	623	\$ 353.03
KELLER, FRANCES M	29-13797	12.3	\$ 50.00
KELLER, RUSSELL L	29-4025A	30	\$ 50.00
KENDALL, PAUL; KENDALL, SHIRLEY	29-2016B	87.5	\$ 50.00
KENT, MELANIE F; KENT, SIDNEY C	29-13087	3.5	\$ 50.00
KOESTER FARMS INC	29-595C	140	\$ 79.33

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Water District 29-H  
2020 Approved  
Assessment

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FEB 05 2020

User Name	Water Rights	Usage (AF)	Assessment
KUCHLER, SONYA M	29-13160	12.95	\$ 50.00
LAZY VZ TRUST LAND & WATER	29-4206	373.5	\$ 211.85
LEON & IVA LOU JENSEN FAMILY TRUST	29-2187	105	\$ 59.50
LESTER A HARTVIGSEN TRUST (HARTVIGSEN	29-11178, 29-11177	920.5	\$ 521.81
LISH, MARSHA	29-14043, 29-14038, 29- 14040, 29-14034,	660.1	\$ 374.05
LOUIS BLOXHAM FAMILY TRUST C/O MARK BLOXHAM	29-339A, 29-340A	277.2	\$ 157.08
LUCKY TWO RANCH LLC	29-4328	241.5	\$ 136.85
MARSH CENTER FARMS INC	29-14037, 29-14035, 29-4036, 29-4050, 29-	617.4	\$ 349.89
MARSH CENTER IRRIGATING CO	29-13494, 29-13493, 29-12058, 29-10663,	435	\$ 246.50
MARSH CENTER IRRIGATION CO	29-2239, 29-2560A	251	\$ 142.23
MARSH CREEK WATER CO C/O STEVE CRIDDLE	29-4309	420	\$ 238.00
MARSH VALLEY JOINT SCHOOL DISTRICT #21	29-7331	127.3	\$ 72.14
MC NEE, GERALDINE B	29-2356, 29-2177	189	\$ 107.10
MEADOWBROOK RANCH	29-11458, 29-4054, 29-4463A	1587.3	\$ 899.48
MORRIS, BARBARA L; MORRIS, RANDAL L	29-2456, 29-4297	198.8	\$ 112.65
MORRIS, SHERRILL S; MORRIS, WAYNE C	29-2045A	127.8	\$ 72.42
MOUNT OXFORD RANCH CO	29-2293	689.5	\$ 390.71
MOYER, DIANE	29-592	24.5	\$ 50.00
PECK, NANCY L; PECK, RONALD C	29-7734	10.2	\$ 50.00
PURKETT, BRET & BECKY	29-4462, 29-2560B	185.5	\$ 105.12
RADEMACHER, NORMAN	29-7478	14	\$ 50.00
RHEAD, KENT; RHEAD, MARY JO	29-10363	52.5	\$ 50.00
ROCK CHUCK RANCH LP	29-7582	8.8	\$ 50.00
ROMRIELL, HOWARD L; ROMRIELL, KAYE H	29-11565	29.4	\$ 50.00
SAXTON, E D; SAXTON, EVA M	29-4322, 29-4321	6.3	\$ 50.00
SEJMK LAND LLC	29-342, 29-2270, 29-14124, 29-2404	1225	\$ 694.16
SERMON, CLIFF AND NICOLE	29-4470	49.7	\$ 50.00
SHULTZ, JOHN A; SHULTZ, KATHY L	29-7223	7	\$ 50.00
SMITH, KURTIS B; SMITH, SUZAN K	29-11622, 29-4045C, 29-11621	116.9	\$ 66.24
SMITH, SANDRA; SMITH, T CRAIG	29-4189	108.5	\$ 61.48
SMITH, TIMOTHY	29-1496, 29-1497, 29-14298, (29-10715)	75.25	\$ 50.00
SPIEGEL, KATHLEEN M; WORTHYLAKE, DONALD H;	29-2269B, 29-4045B	38.2	\$ 50.00
STEPHENSON, ALLIDA; STEPHENSON, K V	29-593A	35	\$ 50.00
THE LYNN & UNA BULLOCK FAMILY PARTNERSHIP LLC	29-435, 29-436	14	\$ 50.00
THOMPSON FAMILY INVESTMENTS LLC	29-4144, 29-2563, 29-11419	385	\$ 218.16
THOMPSON, DENNIS OWEN	29-4145	224	\$ 126.93
THOMSEN, CHARLES E; THOMSEN, JOAN	29-4101B	10.5	\$ 50.00
VAUGHAN, MICHAEL W; VAUGHAN, SHELLEY	29-11005	35	\$ 50.00
VAUGHAN, MICHAEL W; VAUGHAN, SHELLEY	29-14003, 29-2178	406	\$ 230.06
VLADIMIRTSEV, JON DRAKE	29-7251	35.4	\$ 50.00
WARDLE, ROBERT M	29-7647	21	\$ 50.00
WEBSTER, CORY M; WEBSTER, JILL T	29-4071, 29-2223, 29-7339	427	\$ 241.96
WHEATLEY, RALPH O	29-2365B	301	\$ 170.56
WILKINSON, JOEL & JANICE	29-4280	10.5	\$ 50.00
WINDLEY, BETTY TIPPETS / Cody Edmonds	29-14084	6.3	\$ 50.00
WISE, GENE M; WISE, JENNIFER A	29-7479	21	\$ 50.00
WOODBURY, LYLE	29-10769	136.5	\$ 77.35
WORTHYLAKE, DONALD H; WORTHYLAKE, MURIEL L	29-4113A	16.1	\$ 50.00



## **WATER DISTRICT 29H – MARSH CREEK**

**APPROVED RESOLUTIONS THAT WILL REMAIN IN EFFECT UNTIL  
CHANGED BY SUBSEQUENT RESOLUTION OR OTHERWISE ALTERED BY MAJORITY  
VOTE OF THE WATER RIGHT OWNERS IN THEIR ANNUAL MEETING OR SPECIAL  
MEETING CALLED FOR SUCH PURPOSE**

### **2020 RESOLUTIONS**

#### **1. DISTRICT BOUNDARIES**

Water District 29H is composed of the entire Marsh Creek drainage basin to its junction with the Portneuf River excluding Water District 29B (Garden Creek and tributaries) and Water District 29G (Birch Creek and tributaries including Cherry Creek) and is located in Bannock County. WD29H includes all surface water rights in the district.

#### **2. WATERMASTER DUTIES**

The Watermaster shall perform his or her duties as required by Chapter 6, Title 42, Idaho Code and in accordance with:

- a. Direction and guidance provided by the Director of IDWR;
- b. The annual water district resolutions adopted herein;
- c. Guidance and input from the Water District 29H Advisory Committee.
- d. Guidance from the IDWR "Watermaster Handbook"

#### **3. WATERMASTER TERM OF SERVICE**

As provided in Idaho Code § 42-608(4), watermaster's term of service shall begin upon appointment by the Director of IDWR immediately following the annual meeting election and continue until the next annual meeting, or until a successor is appointed and qualified under the provision of Section 42-604, Idaho Code.

#### **4. RESOLUTION SETTING THE 2020 BUDGET**

It is herewith resolved that the 2020 operating budget for Water District 29H is as follows:

Watermaster Wages	\$18/hr. (\$10,000 total)
Treasurer Wages	\$2,750
FICA/Medicare/Workers Comp.	\$2,000
Vehicle Mileage for Watermaster	\$3,000
Office Supplies/Misc.	\$ 1,200
Contingency	<u>\$1,050</u>
Total	\$20,000*

\* Budget line item totals shown are estimates; actual line item costs may vary, but the total cost incurred for the district cannot exceed \$ 20,000 during this fiscal year.

#### **5. ELECTION OF WATERMASTER**

It is herewith resolved that Kristin Evans be elected as Watermaster for Water District 29H for the ensuing year.

#### **6. TREASURER COMPENSATION**

The Treasurer will be paid as an independent contractor on a flat fee of \$2,750 annually.

#### **7. DISTRICT TREASURER**

It is herewith resolved that Dianna Burden be elected as Treasurer for Water District 29H until a successor is elected or appointed. The duties of the Treasurer will be to maintain financial records, disburse water district funds, and to prepare or authorize a review of the district's financial records.

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## **8. COLLECTION OF THE BUDGET AND DISBURSEMENT OF FUNDS**

It is herewith resolved that the adopted budget for Water District 29H be collected from the water users by the Water District 29H Treasurer as provided by Idaho Code § 42-618. The Treasurer will make an assessment to each water user in pro-rata amounts as determined by the budget which is formally adopted at the annual meeting. All funds shall be deposited into a bank account maintained by the water district at Ireland Bank in Downey ID. The Treasurer shall disperse funds from the water district bank account using two-party signature checks signed by the Treasurer and one member of the Advisory Committee.

## **9. ASSESSMENTS**

Whereas Idaho Code Sections 42-612 and 42-615 require that proposed water district budgets and annual assessments to individual right holders be prorated based on the amount delivered or used by individual right holders during the past season or seasons (not to exceed five seasons) and, whereas no records of water delivery currently exist in the newly created Water District 29H; it is therefore resolved that Water District 29H will estimate annual water use for all irrigation rights using the following formulas:

Estimated seasonal use (Total AF) = Total authorized acres of irrigation x 3.5 AF / acre

Estimated annual water use for municipal, non-irrigation use water rights, or water users with recorded actual use with approved IDWR measurement methods, shall be based on actual records of water use maintained by the right holders, subject to approval by the watermaster and IDWR. In the event that water measurement records do not exist for such use, water use (Total AF) shall be estimated by the total authorized diversion rate (CFS) x 1.9835 (AF per day/CFS) x 180 days (approximately six months of continuous use at full authorized diversion rate) or the number of days authorized by the water right if the season of use is less than 180 days. If the estimated total water use (Total AF) for such use is greater than the authorized volume limit of the water right, the total water use (Total AF) will be the volume limit authorized on the water right.

## **10. MINIMUM USER FEE**

It is herewith resolved that a minimum charge of \$50 per water right owner shall be assessed. Whenever the prorated charge to a user is less than \$50, that user will be assessed \$50.

Surface water rights that are used solely for domestic and stock water purposes, including incidental irrigation up to one-half acre, or other small uses that are consistent with the use limits defined by Idaho Code Section 42-111, and instream stockwater rights as defined by Idaho Code Section 42-113, shall be exempt from any water district assessments.

Starting in the 2020 irrigation season for the 2021 year assessment, if a water right user is unable to use water because no water is available; the minimum assessment will apply as long as the watermaster has documented that no water was available.

Irrigation rights limited to one-half acre or less shall also be exempt from water district assessments.

## **11. FINAL ASSESSMENT DETERMINATION**

It is herewith resolved that, in accordance with Idaho Code § 42-612 (5), the assessment amount for each user as shown in the adopted budget shall constitute a final determination of the amount due for that year.

## **12. DISTRICT PAYMENT TERMS**

It is herewith resolved that the following payment terms be put into effect:

1. Annual Assessments shall be payable on or before June 1. Any other billing is due within thirty (30) days of the billing date. The postmark date will be considered the date of payment. Accounts not paid by the due date shall be charged in accordance with Idaho Code § 42-617 which provides for a late fee of 10% of the amount due and interest of 1% per month. 2. The Watermaster will terminate water delivery to any water user whose assessments are not paid in full within sixty (60) days of the billing date and will not resume delivery until that user's amount due is paid in full.

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FEB 05 2020

### **13. DISTRICT FISCAL YEAR**

It is herewith resolved that the fiscal year for Water District 29H be defined as the calendar year.

### **14. ADVISORY COMMITTEE STRUCTURE**

It is herewith resolved that an advisory committee shall be selected to provide input to the watermaster and the Director of IDWR. The advisory committee will meet as often as needed to address the structure, governance, and operation of the district. Five water users, water right owners or representatives of entities owning water rights within the district shall comprise the advisory committee. The advisory committee members for the ensuing year shall represent all water users within the district and should represent the following types of water uses or geographical areas:

Advisory Committee Structure:

- (1 member) Small irrigation user paying a minimum assessment (< 25 acres in 2017)
- (3 members) Large irrigation user paying a regular assessment ((more than minimum)  $\geq$  25 acres in 2017)
- (1 member) Municipal or non-irrigation

### **15. ADVISORY COMMITTEE MEMBERS**

The advisory committee members for the ensuing year shall be the following:

Member #1: Kathleen (Kathy) Spiegel (small irrigation user)

Member #2: Lynn Bastian (large irrigation user)

Member #3: Demar (Dee) Gilbert (large irrigation user)

Member #4: Ralph Wheatley (large irrigation user)

Member #5: Tony Hancock (municipal / non-irrigation user)

### **16. ANNUAL MEETING DATE**

It is herewith resolved that the Annual Meeting for Water District 29H shall be held on the second Wednesday in January of each year at a time and place to be determined each successive year unless the Director of IDWR should find it necessary to change the meeting date or unless changed by resolution of the district at an annual meeting. The next Annual Meeting will be held on January 13, 2021.

### **17. ANNUAL MEETING MINUTES**

Copies of the minutes of the annual meeting and all approved resolutions shall be filed with the Director of IDWR immediately after the annual meeting in accordance with Idaho Code § 42-605(5).

### **18. ENTRY OF LANDS BY WATERMASTER**

It is herewith resolved that the watermaster and any watermaster assistants are authorized as employees of IDWR under Idaho Code § 42-1701(5) to make reasonable entry on lands within the district, in accordance with IDWR policy (further described in Administrator's Memorandum "Entry Upon Private Property for Routine (Non-Enforcement) Investigations and Data Collection" dated September 16, 2003), to carry out the duties of the watermaster as instructed by IDWR. These duties include but are not limited to:

1. Inventory of diversions in the district, including inspection of conveyance infrastructure and place of use of water.
2. Measuring and recording rates of diversions, and regulating diversions as necessary.
3. Monitoring the place, period, and nature of use of water to identify unauthorized diversion and use and/or to determine compliance required by any agreement or order of IDWR.

SCANNED

FEB 05 2020