

Meeting Minutes Water District 100
Annual Meeting
January 30, 2018

2:00pm James Cefalo brought the meeting to order.

Selection of meeting chairman and secretary commenced. Aaron Dalling was nominated as meeting chairman with a second and all in favor. Karen Durfee was nominated as secretary with second and all in favor.

Time was given to review the minutes from the 2017 meeting. Motion to approve with second and carried.

Financial report was provided to attendees and James Cefalo briefly reviewed that we were significantly under budget due to the foresight that meters were being installed and would not require the PCC reading visit as a result. Financial report was motioned to approve by Jeff Raybould with a second and all in favor.

Watermaster Report was presented by James Cefalo. He provided an explanation of addition of Madison Ground Water District and a few other areas have been brought into Water District 100 as well as the new ground water district of Henry's Fork Ground Water District. The additions will require inventory of new points of diversion, GPS assessment of well locations, evaluation of how the wells are configured, how power supplies are connected, and obtain the data from existing flow meters. Notifications will be issued after assessment if anything needs to be addressed. IDWR only charges the district for the work completed, so with the additions the proposed budget will increase as a result. Recommendation is to obtain an end of the year reading between September 15 - October 31 and to have a random, unannounced mid-year check to get a reading and verify the meter is working properly on 25-30% of the district. The existing customers have until April 2018 to get the flow meters installed and the expansion areas have until April 2019 for installation. Aaron Dalling stated that there is no information regarding a grant, as the information was supposed to have already been available so he is currently waiting for information on that. The NRCS has informed him that if awarded the grant, it would not be available in time for the deadline and that funding would not be provided after the installations take place. The grant was applied for the combined benefit of the districts within Water District 100.

Bob Peck presented a summary outlook for 2018, stating that the reservoirs look good, and generally sitting at 90%. He reviewed the stats pre-post expansion, required specs for flow meters, and work completed this year.

Proposed Resolution number six was reviewed and explained by James Cefalo. There are 103 users who have minimum charges with a flat \$40 fee. There are 297 diversions that have a \$40 per diversion fee and those established users who have the five year average also have the \$0.33 per acre foot rate, and the users who are incoming without the 5 year average, assessed at the cfs rate. The amounts will need to be re-evaluated on the expansion as water usage becomes known.

Discussion took place regarding the purpose behind the ground water districts and the state water district and the costs incurred by each. Jeff Raybould addressed the questions.

James addressed a question with a re-explanation of the cfs rate charge on the expansion.

James proposed the removal of "directly" and "every three years" from item six of the resolutions.

It was recommended to take into consideration that with the expansion, the advisory committee should be re-evaluated. Currently the committee is at nine members, and some of the members could adequately represent both districts. The number of committee members was changed to a required number of seven.

Nominations for the committee: Mike Huskinson, Jason Webster, Bevan Jeppesen, Keith Davidson, Dwight Little, Cade Crapo, and Nick Ricks. Nominations were seconded and motioned all in favor.

Motion to adopt the 2018 resolutions: Mike motioned, there was a second and the motion carried.

Aaron gave an opportunity to bring old business, new business or additional questions forth. None were given.

Meeting was motioned to adjourn and was seconded with all in favor at 3:05pm.


Cher Ramos
Technical Records Specialist

1/29/2019
Date

WD100 Annual Meeting 1/30/2018 2PM

Representing

IDWR/WD100

St Anthony - Esim

Webster's Inc

Madison Growth Center District
" "
" "

NAME

Thom Durfee

Doug Harris

Jason Webster

Bevan Seppien

Shawn Webster

Nick Ricks

Code Craze

Jaron Rayburn

Bruce Ard

Keith Davidson

ZARIE Bayer

Scott Wood

Tom Wood

Richard Craze

Craze

TM Farms

Retard Id. 83451

city of sugar city

city of Rexburg

IDWR100

WD 100

NOTE: The individuals on the advisory meeting list were also at the annual meeting.

Annual Water District Meeting Checklist

Per Idaho Code Title 42 Chapter 6 (Distribution of Water Among Appropriators), annual water district meetings must include (at a minimum) the actions listed below.

IDWR wants to ensure each water district is meeting these minimum standards. **Please return this completed checklist to the appropriate IDWR regional office with the annual meeting minutes (this list does not replace meeting minutes) and ensure that all of these actions are clearly addressed in the meeting minutes.**

Water District Number and Name:

WD100

Meeting Date:

1/30/2018 @ 2PM

- Election of meeting chairman and secretary
- Election of water district watermaster
- Election of water district assistant watermaster(s) (optional)
- Election of water district secretary/treasurer (optional)
- Approval of adopted budget
- Next year's meeting date, location, and time

By signing below I verify that all required actions have been addressed at the water district annual meeting

Completed by:

Karen Dwyer

Water District Representative

**Water District 100
2018 Resolutions**

The water users of Water District No. 100 meeting at the annual district meeting on January 30, 2018, at Fremont-Madison Irrigation District, St. Anthony Idaho, HEREBY ADOPT THE FOLLOWING RESOLUTIONS:

1. That the watermaster perform the duties as required by Chapter 6, Title 42, Idaho Code and in accordance with:
 - 1) The duties described in the Final Order Creating Water District 100, signed by the Director of the Idaho Department of Water Resources (IDWR), December 29, 2006, including:
 - a) Measure, record and report diversions of ground water rights included in Water District No. 100;
 - b) Administer and enforce water rights in Water District No. 100 in priority;
 - c) Curtail unauthorized or excessive diversions in Water District No. 100 (i.e., any diversion without a water right or in excess of the elements or conditions of a water right);
 - d) Curtail out-of-priority diversions underground water rights in Water District No. 100 determined by the Director to be causing injury to senior priority water rights if not covered by a stipulated agreement or a mitigation plan approved by the Director;
 - e) Enforce the provisions of any stipulated agreements or mitigation plans approved by the Director and applicable in Water District No. 100.
 - 2) Direction and guidance provided by the Director of IDWR pursuant to Idaho Water Law.
 - 3) The annual water district resolutions as adopted herein.
2. James Cefalo is elected the watermaster for Water District 100. The Director of IDWR shall appoint James Cefalo, an employee of IDWR, to provide watermaster services for the ensuing year.
3. As provided in Idaho Code § 42-608(4), the watermaster shall serve until the next annual meeting of the water district after election at this meeting and upon appointment by the Director.
4. The water users of Water District No. 100 hereby empower the elected advisory committee to enter into a Memorandum of Understanding between Water District No. 100 and the Director of IDWR that will provide for the following:

- a) The 2018 budget for Water District No. 100 will be set at this annual meeting.
 - b) Water District No. 100 will provide compensation to IDWR for clerical and financial account support services, Watermaster services and measuring/reporting services.
 - c) The watermaster shall maintain an office for the ensuing year within the IDWR Eastern Regional Office, located in Idaho Falls, Idaho.
 - d) IDWR will provide office space, vehicles and the use of all necessary office and field equipment in exchange for compensation as set in the budget for the ensuing year. This arrangement shall not give Water District No. 100 any ownership interest in any IDWR office space and equipment. However, any equipment purchased by Water District 100 will remain owned by Water District 100.
5. The budget of Water District No. 100 for the fiscal year 2018- beginning February 1, 2018, and ending on January 31, 2019 be as follows:

Income

Assessment Income	\$ 33,471
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Total Income

	\$ 33,471
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Expenses

IDWR Contract	\$ 33,455
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Total Expense

	\$ 33,455
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WHEREAS some small diversions would have regular assessments less than the amount required by IDWR to maintain their account,

WHEREAS many of these small diversions are not currently measured by the IDWR, ground water districts, or the irrigation district; and

WHEREAS measurement of diversions smaller than 0.24 cfs that irrigate 5 or less acres is cost prohibitive and the water use for many of these diversions can be estimated.

BE IT RESOLVED that Water District 100 will have a minimum charge of \$40.

6. Diversions in Water District 100 that have a water right diversion rate in excess of 0.24 cfs and/or irrigation of more than five acres shall be measured by the water district and assessed at the following rate;
 - a) \$40 per diversion, and;
 - b) \$0.33 per acre foot based upon a 5-year average of water use, or
 - c) Whereas Idaho Code Section 42-612 and Section 42-615 require that proposed water district budgets and annual assessments to individual right holders be prorated based upon the amount of water delivered or used by individual right holders during the past season or seasons (no to exceed five seasons) and, whereas no records of water delivery currently exist in the newly expanded sections of Water District 100, it is therefore resolved that Water District 100 will use authorized water right flow rates for determining a pro-rata assessment.
7. All payments for assessments not received by May 1, 2018 shall accrue penalties in the amount of 10% of the charge and interest in the amount of 1% per month, as provided pursuant to Idaho Code Section 42-617.
8. Be it also resolved, that the Watermaster is authorized pursuant to Idaho Code Section 42-618, to withhold or suspend deliveries of water to any water users who have not paid their assessment charges by January 1 of the year following the billing date.
9. Jeff Raybould is elected Water District No. 100 Treasurer. The duties of the treasurer will be to approve the expenses and disburse water district funds, and to prepare or oversee preparation of a written statement of the financial affairs of the district at the end of each fiscal year, in accordance with Idaho Code, Section 42-619. James Cefalo, Watermaster of WD100, will also be designated an authorized signature for banking purposes.
10. An advisory committee shall be elected at each regular annual session to represent the interests of the water users and to provide input to the watermaster and the Director of IDWR. The 2018 Water District 100 advisory committee shall consist of an odd number of members with a minimum of three. At least two members shall be water users with irrigation rights and one shall be a water user from municipal, commercial or industrial use.
11. WHEREAS Idaho Code 42-605 provides for voting by water users and election of an advisory committee, the water users of Water District No. 100 hereby resolve that the credentials for voting in any district meeting and for serving on the district advisory committee will be as follows:
 - a) Must be a water user of the district as evidenced by a valid water right.

- b) Must have paid all assessments owed to the water district.
12. The annual Water District No. 100 meeting shall hereafter be held on the last Tuesday of January of each year unless the Director of IDWR or the Water District No. 100 advisory committee should find it necessary to change the meeting date or unless changed by resolution of the district at any annual meeting.
 13. Copies of the minutes of the annual meeting, the budget as approved, all resolutions approved, and the report prepared in accordance with Idaho Code § 42-615, shall be filed with the director of the Department of Water Resources in accordance with Idaho Code § 42-617.
 14. The watermaster of Water District No. 100 shall be responsible for submitting to IDWR annual reports showing water use and such other information that may be deemed necessary by the Director of IDWR in accordance with Idaho Code § 42-606, § 42-708, and § 42-709.
 15. The watermaster and assistant watermasters are authorized under Idaho Code § 42-1701(5) to make reasonable entry on lands within the district to carry out the duties of the watermaster as instructed by IDWR. These duties include but are not limited to:
 - a) Monitoring diversion and measuring rate and volume of water diverted from ground water and other public water sources.
 - b) Measuring the depth to water in wells.
 - c) Monitoring the place, period, and nature of use of water to identify unauthorized diversion and use and to determine compliance with mitigation provisions required by agreement or order of IDWR.

**WATER DISTRICT 100
BUDGET 2018**

Income Budget				Prior Year		
Minimum Charges	103	\$	40.00	\$	4,120	\$3,520
Diversion Charge	297	\$	40.00	\$	11,880	\$3,240
Acre-foot Charge	17800	\$	0.33	\$	5,874	\$5,716
CFS Charge - New Diversion	680.6	\$	17.04	\$	11,597	
Assessments				\$	<u>33,471</u>	<u>\$12,476</u>
Expense Budget						
IDWR Contract				\$	33,455	\$16,634
Total Expense Budget				\$	<u>33,455</u>	<u>\$16,634</u>
Gain / Loss					\$16	(\$4,158)