

**WATER DISTRICT NO. 02**  
**SNAKE RIVER FROM MILNER DAM TO MURPHY GAGE**  
**2014 RESOLUTIONS**

The water users of Water District No. 02, as part of the annual district meeting held on January 21, 2014, at the Elks Lodge in Mountain Home, Idaho, HEREBY ADOPT THE FOLLOWING RESOLUTIONS:

**1. DISTRICT CREATION AND BOUNDARIES**

Water District 02 consists of the area and water rights as defined by the *Preliminary Order Creating Water District No. 2, Snake River from Milner Dam to the Murphy Gage below Swan Falls Dam*, dated May 1, 2012. The district includes all surface water rights from the Snake River from Milner Dam to the Murphy gage, except rights used for in-stream watering of livestock as defined by Idaho Code § 42-113.

**2. ADVISORY COMMITTEE**

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. Nine water users shall comprise the advisory committee. The advisory committee members for the ensuing year shall be the following (members selected at the meeting):

Member #1: Mark Frost, Grand View Irrigation District  
Member #2: Merrill Brown, independent irrigator, Hammett area  
Member #3: Steve Tarbet, Flying H Farms  
Member #4: Mark Henslee, Salmon Falls Land and Livestock  
Member #5: John Marshall, Grindstone Butte Mutual/ATN Holdings & Man Farms (Sailor Creek)  
Member #6: Vic Conrad, J R Simplot Co.  
Member #7: Jon Bowling, Idaho Power Co.  
Member #8: Chris Bryant, Black Mesa Farms  
Member #9: Bill Wolfe, Upper Grand View Canal Co.

**3. ANNUAL MEETING DATE**

It is herewith resolved that the Annual Meeting for Water District 02 shall be held on the third Tuesday of 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 any annual meeting. The next Annual Meeting will be held on January 20, 2015.

**4. 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).

## **5. ELECTION OF WATERMASTER**

It is herewith resolved that the Idaho Department of Water Resources (IDWR) be elected to provide the watermaster services for Water District 02 and that the Director of IDWR appoint \_\_\_\_\_, an employee of IDWR, or other employees of IDWR as may be necessary, to serve as the watermaster for the ensuing year.

## **6. 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 resolution adopted herein.

## **7. 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.

## **8. WATER DISTRICT BUDGET**

The water users of Water District 02 hereby empower the elected advisory committee to enter into a Memorandum of Understanding between the Water District and the Director of IDWR that will provide for the following:

- 1) Compensation of the watermaster and all related water district expenses for 2014 shall be provided by IDWR if the district elects IDWR to provide the watermaster services and allow the Director of IDWR to appoint an employee of IDWR as watermaster.
- 2) There shall be no budget or collection of a budget for Water District 02 for the ensuing year, and it shall not be necessary for the election and appointment of a district treasurer for the ensuing year.
- 3) If IDWR is elected to provide watermaster services for 2014, the watermaster shall maintain an office for the ensuing year within the IDWR State or Western Regional Office, located in Boise, Idaho. IDWR will provide office space, vehicles and the use of all necessary office and field equipment, and other necessary watermaster expenses. This arrangement shall not give Water District 02 any ownership interest in any IDWR office space and equipment.

## **9. WATERMASTER ACCESS TO CONTROL STRUCTURES AND MEASURING DEVICES**

Whereas watermaster access to control structures and measuring devices is essential for providing watermaster services and limiting expenses, it is herewith resolved that all users shall provide for watermaster access where access to control structures and measuring devices is through a locked gate and other reasonable means of access are not available. The user shall, upon request by the watermaster, provide to the watermaster a key or combination to any such locks.

## **10. 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, 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 from the surface water sources within the district.
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.