

MINUTES OF ANNUAL WATER MEETING
WATER DISTRICT # 73
PAHSIMEROI RIVER- CUSTER & LEMHI COUNTIES
MARCH 1, 1999

The annual water meeting of Water District #73 was held at the May Grange Hall at May, Id on March 1, 1999, at 1:07 p.m.

The meeting was called to order by Chairman Ralph Hatch. Jim Downton, Secretary, gave copies of 1998 minutes to those in attendance and Norman Wallis made a motion to dispense with the reading of the minutes and to accept as printed. Seconded by Ben O'Neal. All approved.

There were 20 in attendance.

Business Discussed: Ben O'Neal asked questions on actual duties of watermaster. Time to answer calls concerning water. It was later made into a motion. Jim Downton gave report to water users on the caucus meetings held during the year which he sat in on with telephone conference calls.

Resolutions #1-#2-#3-#4-#5-#6-#7-#8- #9 from the 1998 meeting. These are also enclosed on the Resolution Page. There were some motions on the resolutions that were changed.

RESOLUTIONS FOR 1998

#1- (#1-from 1998 resolutions) That the watermaster shall be elected at said meeting, and that the district will also appoint him with authority on down the ditches to be ditch rider. The watermaster will do his own billings for ditch rider and fees set by him and the ditch users. The users on the individual ditches will be the only ones charge if the ditch rider is called on down the ditch. The bill will be divided evenly among ditch users that call for the ditch rider. If the ditch rider cannot collect bills during the water season he will turn them over to Water District #73 for collection. Water users with unpaid bills shall not have the right to demand and receive any water for the coming season and the watermaster shall not deliver water to any user until the amount has been paid. Motion to adopt this resolution was made by Roy Ellis and seconded by Billy Gydesen. All voted in favor. **NOTE- Watermasters authority to the point of diversion. Ditch Rider from there on down the ditch.

Norman Wallis made motion to rescind resolution # 1 and change it as follows. Seconded by Jim Martiny. all voted in favor.

Resolution #1- changed as follows:

That the watermaster shall be elected at said meeting, and that the district will also appoint him with the authority on down ditches to be ditch rider. It will be illegal for any individual to take water or adjust measuring devices and if the ditchrider/watermaster is called to make adjustments and he finds illegal use there will be an extra fee of \$50.00 + a \$5.00 handling fee on the 1st call. 2nd time called on the same water right the fee will increase to \$110.00 + \$10.00 an hour labor fee + \$5.00 handling fee.. The fee will double on the 3rd offense, then water will be shut off from the individual taking the water. The water district will do the billings for ditchrider/watermaster extra services and said bill will be due in 30 days or water will be shut off. The watermaster/dichrider will determine who is to be billed. Motion to adopt this resolution was made by Jim Martiny. Seconded by Roy Ellis. All voted in favor.

#2- (#2 from 1998 resolutions)-That Water District #73 shall do own billing and collections. Payable or due May 1 or before water use. There will be a charge of 8% interest annually from said date until paid. Resolved: That no water user shall have the right to demand and receive water, and the watermaster shall not deliver to such user until the amount due and payable from such user, as fixed by the budget, has been paid. Resolution made by Norman Wallis, seconded by Doug Parkinson. All voted in favor.

#3- (#3-from 1998 Resolutions)- Resolution to combine Credentials and Advisory Board.

Appointed by Chairman Ralph Hatch- made motion to appoint the following to serve on the Credentials and Advisory Board. Leon Ziegler made the motion to accept the chairman's suggestion of those to serve on the board. Motion made to approve Chairman Hatch's appointments by Doug Robbins. Seconded by Norman Wallis. All approved.

BOARD SELECTION:

- | | |
|-------------------|---------------|
| 1. Larry Whittier | 4. Ted O'Neal |
| 2. Roy Ellis | 5. Duane Moen |
| 3. Jack Whitworth | |

Advisory Board can act for District for the season, but Watermaster can council with advisory board if needed. This board will draw no salary, nor would it have any legal authority. Watermaster has final say. Its duty would be to work for peace and harmony among the water users.

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#4-(#4-1998 resolutions at Water Meeting) Request by watermaster for weirs and proper measuring devices be upgraded or put in by the individual users, starting with areas needing them most. Watermaster needs to make a list of what needs to be upgraded and to prioritize with a list. Continue to work on this. Motion made by Bill Gydesen, seconded by Jack Whitworth. All approved.

#5- (#5-1998 Water Meeting) Proposal from Water Clerk & Treasurer that the Water District adopt a resolution that the Clerk-Treas. salary portion that is paid by the water master should be included in the District's budget because most of the time the Watermaster does not know that they have to pay half of the clerk's salary and they have not included it in their bid. Motion was made by Duane Moen to adopt resolution. Seconded by John Folsom. All approved.

#6- Proposed Budget for 1999-----\$3100.00
(Secretary, -----\$250.00
Clerk/Treasurer-----\$800.00
Other Expenses-(rent-postage
billing supplies- and other
costs incurred by water master & DIST.)

PLUS WATERMASTER BID-
\$1450.00/MONTH/5 MO.+ \$338.31 7 DAYS OCT.
WATERMASTER- \$7588.31

(If called out earlier than May 1-
watermaster will be compensated for
days called out at the rate of -\$48.33 a day)
Budgeted for 5 months + 7 days for October-

(With adjustments for debits and credits
from the 1998 Report)
Workman's Compensation Insurance-abt. \$700.00

BUDGET FOR THE YEAR 1999 ----- \$ 10,688.31

Resolution to adopt budget was made by Doug Robbins, seconded by Billy Gydesen. Passed unanimously.

#7-Opening of Watermaster Bids-

Call for bids from the floor, there were none.

Opened Watermaster Bid from

Troy Ziegler-\$1450.00 a month for 5 months + 7 days Oct.

regardless of miles called out. he will provide own transportation.

There being only one bid a motion was made by Jim Martiny and seconded by John Folsom to accept Troy Zieglers bid for watermaster for 1999. Motion passed.

#8-ELECTION OF OFFICERS--Stanley Downton made the motion to keep the same officers as last year. Seconded by John Folsom, Passed unanimously.

Officers for 1999

Chairman-----Ralph Hatch

Secretary-----Jimmie L. Downton

Clerk/Treasurer----Maria Elena Downton

#9-(#9 -1998) Motion made for Jim Downton to represent Water District # 73 on the Upper Salmon River Caucus with the STATE OF IDAHO ATTORNEY GENERALS OFFICE for the coming year. Motion made by Jim Martiny and seconded by Doug Parkinson. Motion passed.

RESOLUTION # 10- Motion for Water District #73 to take a stand on keeping historical use of water for the district and not just recorded rights. Motion made by Jim Martiny, seconded by Norman Wallis, all in favor.

RESOLUTION # 11- Motion made that Watermaster is to answer call from water users within **12 hours or at least contact person making request.** Moved by Ben O'Neal, seconded by Duane Moen. All voted in favor.

There being no further business John Folsom made the motion to adjourn.

Seconded by Stan Downton.

Passed.

Time- 2:45 p.m.

JIMMIE L. DOWTON ,SEC. *Jimmie L. Downton*.....

RALPH HATCH, CHAIRMAN-- *Ralph Hatch*.....

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