

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

*Tim*  
*WD*

**WATER DISTRICT NO. 37 & 37M**  
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RECEIVED

FEB 24 2009

DEPARTMENT OF  
WATER RESOURCES



*Kevin Lakey*  
Watermaster

Director David R. Tuthill  
Idaho Department of Water Resources  
322 East Front Street  
P.O. Box 83720  
Boise, Idaho 83720-0098

February 19, 2009

Director Tuthill,

As you may be aware, water users from Water Districts 37 & 37M adopted resolution #16 at their annual meeting on January 12, 2009 that states:

***"16. BE IT RESOLVED the constituents of Water Districts 37 & 37M direct the Watermaster and Advisory Board members to collaborate with officials of the Idaho Department of Water Resources in establishing the authority of Water Districts 37 & 37M in regulating and monitoring all ground water diversions within Water Districts 37 & 37M excepting groundwater currently regulated in Water District 130."***

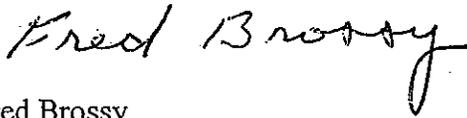
The concept of this resolution came about from the meeting you had with Water District 37 water users at the Governor's office on October 10, 2008. At that meeting, the water users requested that you petition the SRBA court for interim administration in Basin 37 and also initiate conjunctive management of surface and groundwater diversions. At that meeting, you stated that the biggest obstacle to groundwater management would be the development of a groundwater model, which in your estimation may take 2 to 3 years. Also in that meeting, you suggested that part of the process of developing a groundwater district would be for the water users to request groundwater control be brought into the already established water districts 37 & 37M. Resolution 16 is in effect stating that request.

In preparation for groundwater management coming to basin 37, the watermaster will begin actively measuring, monitoring, and controlling groundwater diversions conditioned with watermaster control in this upcoming water season. Tim Luke mentioned this fact in a January 12, 2009 email that was sent to you in response to your mailing responses to Mr. Jerry Nance and Representative Wendy Jaquet concerning their requests for groundwater management in basin 37.

We believe the next step in this process would be to establish a Water Measurement District as described in Idaho Code 42-706. Just as in the creation of Water District 130 and its forerunner the West Measurement District, the establishment of a Water Measurement District in our basin would be the natural precursor to the establishment of groundwater control in our district. We are aware that the process to create a Water Measurement District will require time for advertising as well as public comment and public hearings, but we feel this step would give the watermaster valuable data and experience while allowing time for the groundwater model to be completed.

Therefore, the Advisory Board for Water Districts 37 & 37M is formally requesting the Idaho Department of Water Resources establish a Water Measurement District in Basin 37 excepting those diversions already in Water District 130 in order to measure and monitor ground water diversions in Water Districts 37& 37M.

Respectfully,



Fred Brossy  
Chairman, Water Districts 37 & 37M Advisory Board

Cc: IDWR Water Distribution Section Manager Tim Luke  
IDWR Southern Region Manager Allen Merritt  
State Representative Wendy Jaquet