

Pat McGarry
Chairman

Donald Shenton
Watermaster

Keith A. Bramwell
Secretary

RECEIVED

MAR 26 1997

Department of Water Resources
Eastern Region

WATER DISTRICT 32-C

MEDICINE LODGE CREEK

Dubois, Clark County, Idaho

MINUTES OF THE ANNUAL MEETING OF MARCH 17, 1997

In accordance with the provisions of the Idaho Code setting the date of the annual meeting for the Water District, the users of Water District 32-C met this day at 3:00 p.m. at the County Commissioners Room in the Courthouse in Dubois, Idaho, for the purpose of electing a Watermaster and Secretary, adopting a budget, fixing the salary of the Watermaster and secretary, and transacting such other business that might come before the meeting pertaining to the irrigation water of the District.

Those in attendance were: Pat McGarry, Chairman, Jack Webster, Lee Small, Stephen Ball (IDWR), Suzie Shifflett, Carl Hoggan, David Leonardson, Sid Brown, Grant Ashcraft, Stephen Worthen, Jack McGarry, Dorothy Breinholt, Lee Larsen, Don Shenton, Watermaster; Greg Shenton, Deputy Watermaster; Keith Bramwell, Secretary.

ADOPTING PROPOSED AGENDA

Chairman Pat McGarry presented the agenda for the meeting as listed below:

- Review of Agenda
- Election of Credentials Committee
- Election of Officers
- Approval of 1996 Minutes
- Watermaster's Report
- Budget Approval
- Election of Watermaster
- Election of Deputy Watermaster
- Review of Resolutions
- IDWR Report
- Other Business

Lee Small moved and Grant Ashcraft seconded that the proposed agenda be accepted. The Motion passed unanimously.

CREDENTIALS COMMITTEE

Chairman McGarry asked for nominations for the credentials committee or a motion to waive the committee. Sid Brown moved and Dave Leonardson seconded a motion to dispense with appointing a credentials committee for determination of voting rights. The motion passed.

ELECTION OF OFFICERS

The Chairman asked for nominations from the floor for the office of Chairman. Jack Webster moved that the chairman and secretary stay the same. Carl Hoggan seconded the motion and the motion passed. Pat McGarry was retained as chairman and Keith Bramwell was retained as secretary.

MINUTES

Chairman Pat McGarry asked the secretary to read the minutes of the 1996 meeting. Keith Bramwell read the 1996 minutes. Jack McGarry moved that the minutes be accepted as read, with Jack Webster seconding the motion and the motion passed. Pat suggested that the minutes of this meeting be sent out so that reading of the minutes would not have to be done next year.

WATERMASTER'S REPORT

Watermaster Don Shenton distributed the 1996 Water District 32-C Report and asked that each read it before having a group review. Time was allowed for reading of the report.

1996 Water Year

The 1996 water year was near normal as to water delivery. A total of 25,376 A.F. was diverted and used compared to 1995 at 37,768 A.F., an exceptional year, and 15,392 A.F. in 1994, a drought year.

New Water Users

Gary and Brion Egan have purchased the Gerald Holmes upper Irvin Creek Ranch and half of the lower Medicine Lodge farm. Water rights will be split evenly, based on current information.

Advisory Board Meetings

The advisory board met on two occasions this summer, trying to help resolve some water problems. The meetings were fruitful and the actions taken were effective.

New Diversion Structures

Brion Egan has installed a new structure across Medicine Lodge Creek to divert his water to the lands he purchased from Ken Rowland. The Stoddard, Allen, Shenton, Shifflett, and Burtenshaw diversion structure had become non functional, so the owners built a new diversion. Both diversions were badly needed and resolved problems with having adequate head pressure and with flooding at the Small Ranch.

Beaver Budget Problems

At last year's meeting, it was decided that every water user would voluntarily send in \$25 to be placed in a beaver bounty fund. Only one user responded, making it necessary to send out a letter requesting the payment. Enough money was collected to pay the bounties requested but not every user sent in money. The beavers will continue to be a problem and the bounty fund collection problem needs to be addressed. \$150 was paid in and \$80 was paid out in bounties, leaving a current balance of \$70.

Suggested Scenario for Watermaster

Don suggested that Greg move up to the watermaster position and another assistant and himself serve as deputy watermasters or assistants. Because of PERSI, Don cannot work more than 1/2 time or make more than 1/2 of a regular salary. The proposed budget reflects this scenario.

Farewell to All

Don bid farewell to the water users of the district as watermaster. He has served the district for 41 years. He said that he has greatly enjoyed the work in spite of some frustrations. He said that his only regret is possibly losing contact with people in the district and considers his friends. Don reflected on some of the changes, especially in people, since he started in 1955.

Financial Report and Budget

Last year's breakdown of expenses and the 1997 proposed budget were presented. A change has occurred in the formula for how voting is done. Voting is by water used, measured by dollar assessment. Last year, actual expenditures were \$2,128.77 less than was budgeted. The proposed budget for 1997 is the same as the 1996 budget. The 1997 proposed budget is:

1997 Budget

Watermaster	\$1,800.00
Deputy Watermaster	5,400.00
Mileage	4,080.00
Other	4,220.00
Total	\$15,500.00

Jack McGarry asked what happens to the surpluses and how is a reserve maintained. Don said that the surplus is deducted from the assessments of the next year. A reserve is maintained through delinquent interest and other miscellaneous incomes. David Leonardson asked about which amount listed on the proposed budget of assessments needs to be paid. Don indicated which amount it was and said that everyone would be billed for their water assessments and not to worry about it until the bill arrives.

Snow Course Measurements

The snow course measurements on Irving and Weber Creeks were 128% and 109% respectively. The Average of both courses is 119% of normal.

David Leonardson moved that the Watermaster's report be accepted. Steve Worthen seconded the motion and the motion passed unanimously.

BUDGET APPROVAL

Chairman Pat McGarry asked if anyone had any questions regarding the budget. Lee Small moved that the proposed budget be accepted. Sid Brown seconded the motion and the motion passed unanimously.

ELECTION OF WATERMASTER AND DEPUTY WATERMASTER

The chairman called for the election of the watermaster and the deputy watermaster. Jack Webster moved that Greg Shenton be elected as Watermaster. David Leonardson seconded the motion and the motion passed unanimously. Election of the deputy watermaster was next. Jack Webster moved that Don Shenton and Bart May be elected as deputy watermasters. Jack McGarry seconded the motion and the motion passed unanimously.

APPOINTMENT OF ADVISORY COMMITTEE

The advisory committee was discussed. The consensus was to keep the same individuals on the advisory committee. With that decision, current members are Pat McGarry, Chairman; Steve Worthen, Lee Small, Jack McGarry, and Lynn Hoggan.

RESOLUTIONS

Jack Webster moved that all of the current resolutions be adopted as they currently are. Sid Brown seconded the motion and the motion passed unanimously.

Headgates and Weirs

"All control devices and measuring devices shall be in good working order before water can be demanded and delivered. The Watermaster shall not deliver any water unless such devices are in good working order."

Collection of Water Assessments

"That no ditch, canal, or other water user shall have the right to demand and receive water until full payment due is paid. Payment shall become due April 1, 1997 and shall become delinquent May 1, 1997, and if not paid by May 1, 1997, the payment shall bear interest from May 1, 1997 at the rate of eight percent (8%) per annum.

The watermaster shall not deliver any water until full payment due is paid."

Watermaster Term of Service

"That the Watermaster shall be elected for a term of one full year. The purpose is so the watermaster can serve in the legal capacity to do official business for the district

in the event of emergencies, legislative actions, hearings, disputes or other water related or job related activities.

The watermaster cannot be required to make water deliveries before April 1, or after November 1, (the normal irrigation season) unless an emergency exists. The watermaster shall not be paid before April 1, or after November 1 from water district budgeted regular funds."

Sprinkler Irrigation

"To prohibit sprinklers pumping directly from Medicine Lodge Creek as per the motion adopted in 1980, which read as follows: "That no additional sprinkler pumping be allowed from Medicine Lodge Creek or its tributaries, without first diverting water into a private pond or sump, to eliminate any interference with regulation of stream waters."

Watermaster and Deputy Watermaster Vehicle Requirement

"Be it resolved that the watermaster, and/or deputy watermaster, be required to furnish a vehicle for all job related duties and activities to carry out all his responsibilities as watermaster of this water district. Be it further resolved that any and all expenses of operation of that vehicle or vehicles for the water district, shall include but are not limited to fuels and oils, maintenance and repairs, payments for vehicle licenses, insurance, and any other fees related to operation of vehicles."

IDAHO DEPARTMENT OF WATER RESOURCES REPORT

Stephen Ball, IDWR, stated that work on the adjudication is continuing in Basin 34 and starting in 35. He said that the focus right now is on the domestic and stock water claims. After they are finished, work on irrigation water will become the primary focus. He said that IDWR is working on mapping land ownership and water rights on GIS.

OTHER BUSINESS

Cloud Seeding

Don said that cloud seeding is necessary during low moisture years. We now have our own equipment and enough supplies to last another year. Very little seeding was done this year because of insurance problems and due to the heavy snow fall. Seeding is not necessary in high moisture years. Nevertheless, cloud seeding should continue to be supported. A motion is needed to designate money in the budget for

cloud seeding. \$250 was recommended. Steve Worthen moved and Jack Webster seconded the motion to designate \$250 of the 1997 budget for the cloud seeding fund. Motion passed.

Beaver Bounty

Jack Webster said that the beaver bounty fund assessment is needed and recommended that bills be sent out for the \$25 to the 19 water users in the district. Don said that the beaver bounty assessment should be kept separate from the water assessment. Steve Worthen moved and Jack Webster seconded the motion that the \$25 assessment be mandatory but separate from the water assessment. Motion passed.

New Name for G&L Cattle Company

Don asked what the new name of Dr. Gobal's ranch now that things have changed. Dorothy Breinholt said that it is now the Medicine Lodge Ranch.

Flood Damage Discussion

Grant Ashcraft asked if the district could do anything to help with the flood damage of previous years and the potential damage this year to creek channels and diversions. Steve Worthen asked how can water be kept in the creek when the banks blow out. Don said that obstructions can be hooked and snagged but if any channel work is to be done, a 404 permit is needed. Diversion structures can be repaired without a permit. Jack Webster asked where the money comes from for repairs. Don said that everyone who benefits, pays; including the county, land owners, etc. He said that local cooperation and solving of problems is much cheaper than bringing in the government, due to design and engineering costs, as well as the extent of the work done. Lee Small and Grant Ashcraft mentioned the damage on Indian Creek and Middle Creek. Banks have blown out and sediment in the creek channels has been washed away, leaving a bed of gravel. Increased sinkage has been the result and contributes to a significant water loss.

Locally Led Conservation

Chairman Pat McGarry mentioned the locally led conservation program being established by NRCS and the TDML stream list. Keith Bramwell explained how locally led conservation is being organized and who the participants are and can be. He also mentioned that the conservation districts are responsible for resolving the TDML problems. Pat recommended that the district nominate someone to represent the district

when the time comes. Discussion followed. David Leonardson moved and Jack Webster seconded the motion that Greg Shenton, being the watermaster, be the representative. The motion passed.

MEETING TIME

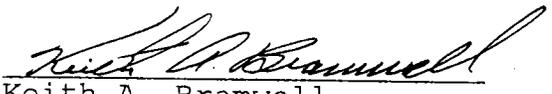
Jack Webster moved and Sid Brown seconded the motion that the 1998 meeting be held on the second Tuesday of March, 1998, at 3:00 p.m. in the County Commissioners' Room at the Courthouse in Dubois, Idaho.

ADJOURNMENT

David Leonardson moved and Lee Larsen seconded the motion to adjourn the meeting. The motion passed, and the meeting adjourned at 4:35 p.m.

Attest


Pat McGarry
Chairman


Keith A. Bramwell
Secretary