

MEETING AGENDA
WATER DISTRICT 170
2012 ANNUAL MEETING
Tuesday, January, 24 7:00 PM
Custer County Court House
Challis, ID

V1.1 052011

Call Meeting to Order	Gary Chamberlain
Selection of Meeting Chairman and Secretary	Gary Chamberlain
Read and Approve Minutes from 2011 Annual Meeting	Chairman
Watermaster's Report – 2011 activities, goals and activities for 2012 – Expansion of WD170	Chairman
Present Proposed Resolutions and Budget – Read 2012 proposed resolutions – Revision/Adoption of Resolutions, Budget, and Watermaster Election	Chairman
Other Items of Business	Chairman
Set Time and Place of Next Annual Meeting	Chairman
Adjournment of Meeting	Chairman

ANNUAL MEETING MINUTES

WATER DISTRICT No. 170 - Upper Salmon River Water District

MEETING DATE: Tuesday, January 25, 2011

MEETING LOCATION: Custer County Court House
Challis, ID

MEETING SECRETARY NAME: Nick Miller

ADDRESS: 322 E. Front St.
Boise, ID 83720-0098

The meeting was called to order at 7:01 p.m. by Chairman Gary Chamberlain.

Mr. Chamberlain moved that he continue as the meeting Chairman. Jim Hawkins seconded the motion and the motion carried with none opposed. Nick Miller acted as the meeting secretary.

The minutes for the 2010 annual meeting were read by Mr. Chamberlain. Jim Hawkins moved to approve the minutes from the 2010 annual meeting as written. The motion was seconded by Julian Piva. The motion carried with none opposed.

Nick Miller reviewed the water district activities of 2010. He described that Sub-district 71 performed measurements and reporting in 2010 with little involvement from the 170 watermaster, and that a new sub-district was formed in the Clayton area and that that district is up and running adequately and that the Morgan Creek subdistrict was expanded to include all the diversions in the Salmon River and tributaries downstream of McNabbs point. Mr. Chamberlain then asked the meeting attendees whether they were satisfied with the operation of the sub-districts they were familiar with. The users expressed satisfaction with the local sub-districts.

Mr. Miller then indicated that the advisory committee discussed the possibility of forming one or more additional sub-districts upstream of Challis Creek and downstream of the Clayton Area Sub-district and that he was to meet with Mr. Chamberlain and Mr. Charlie Boge (representatives of Challis Irrigation Company and Gini Ditch Company, respectively) to discuss how such a sub-district might be formed.

Jim Hawkins then added that the advisory committee also discussed expanding WD170 into other basins and that the current feeling with the committee is that we focus on finalizing sub-district and measurement issues in basin 72 prior to expanding the district, but that basin 73 is likely the next area of expansion and may be incorporated starting in 2012.

Mr. Chamberlain then asked the meeting attendees if they had any questions or concerns regarding the previously adopted resolutions that had been included in the meeting handout. He explained that these were adopted at earlier meetings and would remain in effect until repealed or removed by resolution at this or future annual meetings. No user offered questions or concerns regarding these resolutions.

Mr. Chamberlain then read the proposed resolutions that were also included in the meeting handouts and asked for questions or motions to accept or modify.

DISTRICT No. 170, THE UPPER SALMON RIVER WATER DISTRICT

PREVIOUSLY ADOPTED RESOLUTIONS THAT WILL REMAIN IN EFFECT UNTIL CHANGED BY SUBSEQUENT RESOLUTION OR OTHERWISE ALTERED BY MAJORITY VOTE OF THE WATER RIGHT OWNERS IN THEIR ANNUAL MEETING OR SPECIAL MEETING CALLED FOR SUCH PURPOSE

RESOLUTION REGARDING DISTRICT BYLAWS

Adopted 2007

The Idaho Department of Water Resources (IDWR) Watermaster Handbook and related Idaho Statutes (both as may be duly amended from time to time) and Resolutions as duly approved by the water right owners of the District shall serve as the Upper Salmon Water District No. 170 Bylaws.

WATERMASTER TERM OF SERVICE

Adopted 2008

Until changed by subsequent Resolution or otherwise altered by majority vote of the water right owners in their Annual Meeting or special meeting called for such purpose, it is herewith resolved that The USWD Watermaster's term of service shall begin upon annual meeting election and continue until the next annual meeting.

RESOLUTION OF OFFICER'S ELECTION

Adopted 2007

Until changed by subsequent Resolution or otherwise altered by majority vote of the water right owners in their Annual Meeting or special meeting called for such purpose, it is herewith resolved that District Officers shall be elected at the end of each Annual Meeting allowing incumbents to conduct the entire meeting and Agenda business prior to any potential change(s).

RESOLUTION OF OFFICER AUTHORITY

Adopted 2007

Upon being duly elected by water right owner majority vote at their Annual Meeting the Secretary/Treasurer shall, until replaced by subsequent majority vote of the water right owners in their Annual Meeting or special meeting called for such purpose, have full authority to sign on behalf of the District including, but not limited to, the District bank account(s). The Chairman and Watermaster shall also have alternate signature authority for the District bank account(s).

RESOLUTION REGARDING WATER RIGHT OWNERSHIP BY MULTIPLE PARTIES

Adopted 2007

Any water right(s) owned by more than one individual (or married couple) shall declare a single individual (or married couple) who shall represent all other owner's interests and be the primary contact with the District on relevant District issues.

WATERMASTER ACCESS

Adopted 2009

Until changed by subsequent Resolution or otherwise altered by majority vote of the water right owners in their Annual Meeting or special meeting called for such purpose, it is herewith resolved that all users shall provide for watermaster access to control structures and measuring devices. If the access is through a locked gate, the user shall, upon request by the watermaster, provide to the watermaster or deputy watermaster a key or combination to such locks.

RESOLUTION REGARDING PROXY VOTING & SUBORDINATED WATER RIGHTS **Adopted 2007**

1. In accordance with District Bylaws, proxy votes shall not be allowed “except that in the absence of the owner a right may be voted by another person present who has the use of the right for the ensuing season, such as a tenant, lesser or contract purchaser”.

2. In such case(s) or whenever a right is subordinated and/or “worked” by anyone other than the owner a form adopted and provided by the District shall be completed and returned to the Secretary/Treasurer to remain on file throughout the term stating with whom such agreement exists, whether such voting right is granted, and/or granting authority to represent the water right owner on any other water issues that may arise during the irrigation season or balance of the agreement term to be recorded by water right owner with the County Recorder of jurisdiction.

RESOLUTION REGARDING ADVISORY COMMITTEE STRUCTURE **Ammended 2011**

A Water District No. 170 Advisory Committee shall be elected to provide input to the watermaster and the Director of IDWR. The Water District No. 170 Advisory Committee for the ensuing year shall be comprised as follows:

Sub-district representatives (5 total):

Stanley Basin (1 seat), Clayton Area (1 seat), Garden Creek (1 seat),

Challis Creek (1 seat), Morgan Creek (1 seat)

Basin 72 non sub-district area irrigation (2 seats)

Basin 71 & 72 commercial/industrial/ municipal/other uses (2 seats)

US Forest Service (1 seat)

US Bureau of Land Management (1 seat)

Non-Voting members from Basins 73-75

Seats may be added to or subtracted from the Water District No. 170 Advisory Committee in subsequent years depending on further revisions or expansions of the district boundaries to be determined as necessary. Each group represented may also select an alternate for each seat. Representatives for sub-district areas will be selected during that sub-district’s annual meeting. The sub-district will notify the WD170 watermaster of the representative(s) selected following the sub-district annual meeting. Representatives for the non-sub-district groups will be selected at the WD170 annual meeting. The Water District No. 170 Advisory Committee will meet as often as needed to address the structure, governance and operation of the district. Decisions or recommendations of the Water District No. 170 Advisory Committee must be made with a minimum of two-thirds of the members in attendance and a majority of those Water District No. 170 Advisory Committee members present in favor.

DISTRICT No. 170, THE UPPER SALMON RIVER WATER DISTRICT

**PROPOSED RESOLUTIONS THAT WILL REMAIN IN EFFECT UNTIL
CHANGED BY SUBSEQUENT RESOLUTION OR OTHERWISE ALTERED BY MAJORITY
VOTE OF THE WATER RIGHT OWNERS IN THEIR ANNUAL MEETING OR SPECIAL
MEETING CALLED FOR SUCH PURPOSE**

2012 WATERMASTER SERVICES

Proposed 2012

Watermaster services for the USWD shall continue to be provided by IDWR in 2012 and that the Director name or appoint a Department employee to serve as the USWD Watermaster for 2012 at no expense to the USWD.

2012 BUDGET RESOLUTION

Proposed 2012

Recognizing that the Idaho Department of Water Resources (IDWR) has offered to provide watermaster services for water district No. 170 for the 2012 season, and that IDWR has offered to provide these services at no cost to the users of Water District No. 170 with the understanding that water users in areas organized as sub-districts within Water District No. 170 will each elect and fund a sub-district watermaster to perform the day to day duties within their subdistrict, it is herewith resolved that,

- 1) The existing sub-districts will each adopt a budget to be collected from the users within the respective sub-districts only, and that users not within that sub-district will not be responsible for any portion of that sub-district budget.
- 2) The proposed 2012 Water District No. 170 budget for watermaster services other than sub-district operations, is \$0.00.

2012 ADVISORY COMMITTEE MEMBERS

Proposed 2012

Sub-district representatives (5 total):

- Stanley Basin (1 seat) – To be selected at 2012 sub-district annual meeting
- Clayton Area (1 seat) – To be selected at 2012 sub-district annual meeting
- Garden Creek (1 seat) – To be selected at 2012 sub-district annual meeting
- Challis Creek (1 seat) – To be selected at 2012 sub-district annual meeting
- Morgan Creek (1 seat) – To be selected at 2012 sub-district annual meeting

Basin 72 non sub-district area irrigation (2 seats) - Gary Chamberlain, Charlie Boge

Basin 71 & 72 commercial/industrial/ municipal/other uses (2 seats)

- City of Clayton – Cory Rice
- Thompson Creek Mine – Chris Natoli

US Forest Service (1 seat) – Appointed by Agency

US Bureau of Land Management (1 seat) – Appointed by Agency

Non-Voting members from Basins 73-75

Advisory committee will ask for representatives from those basins.

ANNUAL MEETING MINUTES

WATER DISTRICT No. 170 - Upper Salmon River Water District

MEETING DATE: Tuesday, January 25, 2011

MEETING LOCATION: Custer County Court House
Challis, ID

MEETING SECRETARY NAME: Nick Miller

ADDRESS: 322 E. Front St.
Boise, ID 83720-0098

The meeting was called to order at 7:01 p.m. by Chairman Gary Chamberlain.

Mr. Chamberlain moved that he continue as the meeting Chairman. Jim Hawkins seconded the motion and the motion carried with none opposed. Nick Miller acted as the meeting secretary.

The minutes for the 2010 annual meeting were read by Mr. Chamberlain. Jim Hawkins moved to approve the minutes from the 2010 annual meeting as written. The motion was seconded by Julian Piva. The motion carried with none opposed.

Nick Miller reviewed the water district activities of 2010. He described that Sub-district 71 performed measurements and reporting in 2010 with little involvement from the 170 watermaster, and that a new sub-district was formed in the Clayton area and that that district is up and running adequately and that the Morgan Creek subdistrict was expanded to include all the diversions in the Salmon River and tributaries downstream of McNabbs point. Mr. Chamberlain then asked the meeting attendees whether they were satisfied with the operation of the sub-districts they were familiar with. The users expressed satisfaction with the local sub-districts.

Mr. Miller then indicated that the advisory committee discussed the possibility of forming one or more additional sub-districts upstream of Challis Creek and downstream of the Clayton Area Sub-district and that he was to meet with Mr. Chamberlain and Mr. Charlie Boge (representatives of Challis Irrigation Company and Gini Ditch Company, respectively) to discuss how such a sub-district might be formed.

Jim Hawkins then added that the advisory committee also discussed expanding WD170 into other basins and that the current feeling with the committee is that we focus on finalizing sub-district and measurement issues in basin 72 prior to expanding the district, but that basin 73 is likely the next area of expansion and may be incorporated starting in 2012.

Mr. Chamberlain then asked the meeting attendees if they had any questions or concerns regarding the previously adopted resolutions that had been included in the meeting handout. He explained that these were adopted at earlier meetings and would remain in effect until repealed or removed by resolution at this or future annual meetings. No user offered questions or concerns regarding these resolutions.

Mr. Chamberlain then read the proposed resolutions that were also included in the meeting handouts and asked for questions or motions to accept or modify.

Resolution #1. 2011 Watermaster Services - moved by Jim Hawkins to adopt as written, second by Mike Cutler, passed with none opposed.

Resolution #2. 2011 Budget Resolution - moved by Jim Hawkins to adopt as written, second by Charlie Boge, passed with none opposed.

Resolution #3 2011 Advisory Committee members - moved by Mike Cutler and second by Jim Hawkins to correct a typographical error and specify "City of Challis", rather than "City of Clayton". Then Jim Hawkins moved and Mike Cutler seconded to adopt the resolution as corrected. It passed with none opposed.

Some discussion then ensued regarding whether any of the Advisory Committee members should be appointed at this meeting. Specifically, whether the two seats representing the Basin 72 non-subdistrict irrigation users should be selected at the meeting or appointed by the Challis Irrigation Company and the Gini Ditch Company. Mr. Miller explained that, although the two seats have been held by representatives of those two companies, the purpose of the seat is to represent all irrigation users in Basin 72 that are not within a sub-district, so the seats should be filled at this meeting by the users present.

Mike Cutler moved, and Rod Evans second that Gary Chamberlain and Charlie Boge continue on the advisory committee representing basin 72 non-subdistrict irrigation users. The motion passed with none opposed.

Further discussion ensued regarding the advisory committee seats for the USFS, BLM, and the meaning of "non-voting" representatives from basins 73-75. Mr. Miller explained that USFS and BLM are represented in the advisory committee because they are water right holders within the district and that they should each appoint a representative to serve on the committee. Mr. Miller then added that an advisory committee's role, generally, is to serve as advisors to the Director of IDWR and the watermaster in matters pertaining to the distribution of water. The term "non-voting member" is somewhat misleading as there are few circumstances where an advisory committee vote would be necessary.

Mike Cutler then moved to correct a typographical error in Resolution #3 so the number of sub-district representatives is 5, rather than 7, since basin 71 has been reduced to one seat. Charlie Boge provided a second and the motion passed with none opposed.

Mr. Chamberlain then asked if there were any other matters to be discussed. Hearing none, the meeting adjourned at 7:31 pm.

ROSTER OF ATTENDANCE

WATER DISTRICT No. 170
 UPPER SALMON RIVER
 2011 ANNUAL MEETING

) Annual Meeting
) Tuesday, January 25, 2011
)

) Challis Court House
) Challis, ID

NAME	ADDRESS	REPRESENTING
Nick Miller	IDWR - BOISE	IDWR / W0170
Charles R. Boge	1452 Three Fountains Dr Fido Falls, ID 83404-5641	Gini Ditch Camp.
Jan Skougstad	POB 203 Stanley 83278	5071
Ruth & Brent Brunner	HC 68 Box 303 Clayton	East Fork
MIKE CUTLER	P.O. Box 8 Challis, Id.	SELF.
Alan Henderson	P.O. Box 645 Challis	72A
Tim Leezinger	P.O. Box 157 Challis	Self
Christopher James	Box 510 Challis	JAMES Trust's First Fruits
Pat Brady	P.O. Box 466 IF	White Cloud Ranch LP
Chris Natoli	P.O. Box 602 Clayton	Mompson Creek Mine
Ellie Carrigan	P.O. Box 569 Challis, Id.	
Dan Woolley	Box 1204 Challis Id.	Self
Gary Ingraham	HC 68 Box 320 Clayton ID	
Gary Chamberlain	HC 68 Box 1770 Challis ID	UC
Jim Hawkins	HC 82 Box 4023 Challis	72F

NAME ADDRESS REPRESENTING

① Julian Piva Box 94 CHALLIS ID 8322
Howard Cottle HC 67 BOX 2066 CHALLIS
Rod Evans 111 Leesburg Ln Challis

Blank lined area for additional entries.