



# IDAHO WATER RESOURCE BOARD

## MINUTES OF EMERGENCY TELEPHONIC MEETING

MEETING NO. 02B-06

March 13, 2006, 8:37 a.m.

Idaho Department of Water Resources at the Idaho Water Center – 6<sup>th</sup> Floor  
Conference Room 648A 322 East Front Street, Boise, Idaho

**Dirk Kempthorne**  
Governor

**Jerry R. Rigby**  
Chairman  
Rexburg  
At Large

**Terry T. Uhling**  
Vice Chairman  
Boise  
District 2

**Dick Wyatt**  
Secretary  
Lewiston  
District 1

**Leonard Beck**  
Burley  
District 3

**Bob Graham**  
Bonners Ferry  
At Large

**L. Claude Storer**  
Idaho Falls  
District 4

**Gary M. Chamberlain**  
Challis  
At Large

**Lawrence 'Vic' Armacost**  
New Meadows  
At Large

Meeting No. 02B-06 of the Idaho Water Resource Board was called to order via teleconference by Chairman Rigby  
At the Idaho Water Center in Boise Idaho  
(One Recording Tape)

### Agenda Item No. 1, Roll Call

#### *Board Members Attending*

Jerry Rigby, Chairman	Claude Storer
Terry Uhling	Leonard Beck
Dick Wyatt – Secretary	Gary Chamberlain
Vic Armacost	

#### *Board Members Absent*

Bob Graham

#### *Department of Water Resources Staff Present*

Hal Anderson, Administrator	Bill Graham, Bureau Chief
Patsy McGourty, Admin. Asst. II	Brian Patton
Mike Keckler	Director Karl Dreher

### Agenda Item No. 2, Public Comment

There was no public comment

### Agenda Item No. 3, Authorization to place in the Water Resource Board's Water Bank a portion of Water Right Permit No. 01-07054 held by the Water Resource Board for recharge

Mr. Anderson introduced Director Dreher to present item No. 3. Mr. Dreher briefed the board on the department's activities for recharge. He stated that Mr. David Blew had canvassed the canal companies to see which ones might be able to divert water early to maximize recharge. Director Dreher also outlined the Governor's office pilot plan for addressing the

recharge issue. He had met with the Governor on this issue. He also mentioned that a recent Attorney General's opinion had been issued which addressed two issues regarding the Swan Falls Agreement. The opinion stated that recharge is a beneficial use to which some water rights are subordinate. The Swan Falls Agreement statutes passed in 1984 made hydro power rights subordinate to current and future water uses above the minimum stream flows established at Swan Falls. The flows above the Swan Falls minimums were put in trust for state management.

He further explained that it might be necessary to use the water board's water right permit by the Lower Snake Aquifer Recharge District to divert water to the Shoshone recharge site. The department's intent is to begin recharge on March 15.

Chairman Rigby called for questions and Director Dreher responded to Board members' questions. Vic Armacost moved to adopt the resolution before the Board authorizing the transaction. Gary Chamberlain seconded.

**Voice Vote:** Resolution passed unanimously by voice vote.

#### **Agenda Item No. 4, Other items**

No other items.

Mr. Wyatt moved to adjourn the meeting.  
Mr. Chamberlain seconded. All were in favor.

Meeting adjourned.

Dated this 14<sup>th</sup> day of May 2006.



D. Richard Wyatt, Secretary



Patsy McGourty, Administrative Assistant II

#### **Board Actions**

1. The Board approved a resolution authorizing the placement of a portion of Water Right Permit No. 01-07054 held by the Water Resource board for recharge into the Water Bank, by unanimous voice vote.