



# IDAHO WATER RESOURCE BOARD

**C.L. "Butch" Otter**  
*Governor*

## MINUTES MEETING NO. 4-17

**Roger W. Chase**  
*Chairman*  
Pocatello  
District 4

Idaho Water Center  
Director's Conference Room 648A  
322 East Front Street, 6<sup>th</sup> Floor  
BOISE

**Jeff Raybould**  
*Vice-Chairman*  
St. Anthony  
At Large

April 13, 2017  
**Board Meeting No. 4-17**

**Vince Alberdi**  
*Secretary*  
Kimberly  
At Large

At 3:00 p.m. Chairman Chase called the meeting to order.

### **Agenda Item No. 1: Roll Call**

**Peter Van Der Meulen**  
Hailey  
At Large

#### *Board Members Present*

Roger Chase, Chairman  
Vince Alberdi, Secretary  
Bert Stevenson  
Chuck Cuddy

Jeff Raybould, Vice-Chairman  
Pete Van Der Meulen  
Dale Van Stone  
Albert Barker

**Charles "Chuck" Cuddy**  
Orofino  
At Large

#### *Staff Members Present*

Brian Patton, Bureau Chief  
Cynthia Bridge Clark, Water Projects Section Manager  
Wesley Hipke, Recharge Program Manager  
Nikki Regent, Admin. Assistant

**Albert Barker**  
Boise  
District 2

#### *Guests Present*

Ann Vonde, Deputy Attorney General  
Lynn Tominaga

**John "Bert" Stevenson**  
Rupert  
District 3

### **Agenda Item No. 2: Executive Session**

**Dale Van Stone**  
Hope  
District 1

Mr. Alberdi made a motion for the Board to resolve into Executive Session. Mr. Van Der Meulen seconded. Roll call vote: Mr. Alberdi, aye; Mr. Barker, aye; Mr. Cuddy, absent; Mr. Raybould, aye; Mr. Stevenson, aye; Mr. Van Der Meulen, aye; Mr. Van Stone, aye; and Chairman Chase, aye. 7 Ayes.

At approximately 3:00 p.m. the Board resolved into Executive Session by unanimous consent pursuant to Idaho Code Section 74-206(1) subsection (f), for the purposes of communicating with legal counsel regarding legal ramifications of and legal options for pending litigation, or controversies not yet being litigated but imminently likely to be litigated. Topics discussed were: Recharge Water Rights

No actions were taken by the Board during the Executive Session. Mr. Alberdi moved to exit out of Executive Session. Mr. Raybould seconded the motion. Voice vote: All were in favor. Motion carried. The Board resolved out of Executive Session at approximately 3:30 p.m.

**Agenda Item No. 3: Recharge Water Right Settlement**

Ann Vonde presented the details of a potential stipulated settlement for protests associated with Board's Snake River recharge water right applications 1-7142 and 1-10609 and a potential Memorandum of Intent (MOI) with the U.S. Bureau of Land Management (BLM) regarding conveyance of recharge water across federal land associated with Big Wood River water right permit number 37-7842. Mr. Patton asked the Board to pass a motion to authorize execution of (1) the stipulated settlement of protestant's protests of Board's two lower valley Snake River recharge water right applications, (2) the stipulated settlement with the BLM regarding the protests of the Board's two lower valley Snake River recharge water right applications, and (3) the MOI between the BLM and the Board regarding water right permit 37-7842.

Mr. Raybould made a motion to accept the three resolutions as recommended. Mr. Van Der Meulen seconded the motion. Roll call vote: Mr. Alberdi, aye; Mr. Barker, aye (with a disclosure that his firm has represented some of the parties); Mr. Cuddy, absent; Mr. Raybould, aye; Mr. Stevenson, aye; Mr. Van Der Meulen, aye; Mr. Van Stone, aye; and Chairman Chase, aye. 7 Ayes. Motion passed. The resolutions were adopted.

**Agenda Item No. 4 Non-Action Items for Discussion**

Mr. Raybould updated the Board about conversations with Mark Limbaugh, with the Ferguson Group, LLC, regarding projects that may be eligible for federal funding under President Trump's infrastructure program. Mr. Patton will coordinate with Mr. Limbaugh to refine the potential projects.

Mr. Barker and Chairman Chase met with dredge miners, Senator Crabtree and Representative Shepherd and the local Sherriff in Grangeville. During the meeting, Mr. Barker and Chairman Chase were able to clarify the language specified in the recreational dredge mining permits issued by the Idaho Department of Water Resources and the Idaho State Water Plan.

**Agenda Item No. 15 Next Meeting and Adjourn**

The next meeting was confirmed for May 18-19, 2017, in Lewiston, Idaho. Mr. Raybould moved to adjourn. Mr. Stevenson seconded. Voice Vote: all in favor. The meeting adjourned.

Respectfully submitted this 26<sup>th</sup> day of January, 2018

  
Vince Alberdi, *Secretary*

  
Nikki Regent, *Administrative Assistant II*