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Department of Water Resources
Eastern Region

**ANNUAL WATER USERS MEETING
BIRCH CREEK WATER DISTRICT #32-D**

March 17, 1997

The meeting was held at 10:00 a.m. in the Commissioners Room at the Clark County Courthouse.

Those attending were: Steven Ball, IDWR; Don Shenton, Watermaster; Greg Shenton, Deputy Watermaster; Mac Wagoner, Betty Wagoner, Jim DeMordaunt, Mark Orchard, Lewis Newman, Lane Newman, Ted Sorenson and Nate Bridges.

Chairman Mac Wagoner called the meeting to order by having Secretary Carol Hoopes read the minutes of the 1996 water meeting. Jim DeMordaunt moved the minutes be corrected to read USGS seepage measurements instead of weir measurements, he then moved the minutes be accepted as read. Lewis Newman, seconded the motion, and motion passed.

Chairman Mac Wagoner asked for nomination for Chairman and Secretary for the water district. Jim DeMordaunt made the motion that Mac Wagoner continue as Chairman and Carol Hoopes continue as Secretary. Lewis Newman, seconded the motion, and motion passed.

Chairman Mac Wagoner appointed Mark Orchard, LaVar Newman and Ted Sorenson to serve on the credentials committee this year.

Watermaster Don Shenton presented his watermaster's report for 1996. Don discussed the seepage loss in the Birch Creek Channel and he had a chart showing the average losses in c.f.s. for the months of May, July and September. Then he discuss the other seepage loss report compiled from the Watermaster field notes. He asked the water users if it was all right to continue the weir measurements be taken three times a year instead of just two times again this year. Jim DeMordaunt moved that the district approve Don's watermasters report, also his proposed budget for the year:

ADOPTED BUDGET FOR 1997

Water master Salary	\$ 4,200.00
Deputy Watermasters Mileage	2,200.00
Secretary Salary	200.00
Miscellaneous Expenses	2,975.00
TOTAL BUDGET	\$ 9,575.00

Lewis Newman seconded the motion and motion passed unanimously.

Jim DeMordaunt made a motion that the Water District adopt the follow resolutions:

COLLECTION OF WATER ASSESSMENT

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 and shall become delinquent May 1 and if not paid by May 1, the payment shall bear interest from April 1 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

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 15, or after November 1, from the water district budgeted regular funds.

HEADGATES AND WEIRS

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

Lewis Newman, seconded the motion and it passed unanimously.

Lewis Newman moved that we maintain the same Watermaster, Don Shenton, and the same Deputy Watermaster, Greg Shenton, as before, Jim DeMordaunt seconded the motion and it passed unanimously.

Chairman Mac Wagoner appointed the following advisory board to serve this year. They are Lewis Newman, Mark Orchard , Andy Wagoner and Ted Sorenson.

A resolution by Ted Sorenson, seconded by Jim DeMordaunt to allow Nate Bridges to receive water to care for his lawn at the Lone Pine for the coming year.

Steven Ball from IDWR said the adjudication progress has slowed down greatly. State Judge Dan Hurlbutt has requested that we work on stock water decrees at this time. GIS was explained to the water users and it will be a useful program when it's completed. The GIS will have the legal descriptions and land owner for each section of ground and also who has the water rights on the ground. He also said legislators had requested that measuring ground water be done and assessments be made to the land owners. It was discussed how legal it would be for them to shut off wells for non payment of assessment. There are three ground water measurement districts in the state.

Nate Bridges discussed the 8 mile crossing problem with the group. Jim DeMordaunt made a motion, and Lewis Newman seconded the motion that Chairman Mac Wagoner send a letter to BLM and the US Forest Service to request that they build a bridge over the 8 mile crossing to solve the problems it has created.

Lewis Newman moved that the annual water meeting for next year be held March 9, 1998, at 10:00 a.m. at the Clark County Courthouse, and Jim DeMordaunt seconded the motion. Motion passed.

Don Shenton report on the request to Soil Conservation Service to set up a snow measuring course in the Birch Creek valley. He reported that no decision had been made. Mac Wagoner reported for Andy Wagoner that the Soil Conservation Service had approved the funding for snow measuring in the Birch Creek valley.

Lewis Newman moved the meeting adjourn, Jim DeMordaunt seconded the motion, and it passed. The meeting closed around 11:22 a.m.


Chairman


Secretary