

## Farmers Union Ditch

Minutes of the Board for April 14<sup>th</sup>, 2015

Present Board Members : Brian Harm, Lloyd Akins, Tom Foster, Sam Rosti, Ditch Rider Dane Vaughn, and Jerry Kiser, FUD attorney.

Guests: Jacobs & McMillian Construction, Dewatering agreement,  
Kent Brown, Springview Estates  
Matt Fowler, 3110 Aspen Ridge Lane.  
Jim Conger, & Jim Balkins re Balkins Property.

Guests were invited to share their requests

**Jim Conger & Jim Balkins:** 6012 Pierce Park Ln, Boise Idaho, came before the board regarding fence located within the FUD Right of Way that was also not on his property. He reported that back in 1999, there was a conversation with the board regarding placement of this fence and that then President Gene Bailey, agree to its placement inside the right-of-way to maintain the step bank area below the fence.

Jim Conger purchased the Balkins property for a housing development and has no problem with FUD using the easement or removing the fence for maintenance. But they want to know if they can keep it that way.

Sam feels that the board needs to go walk the area where the fence is. Overall consensus the fence should be moved to the correct property line. Item was tabled until the next board meeting in May.

**Kent Brown** Springview Estates. The owner of this project did not show up or present new or amended plans for the developments irrigation system. Kent was reminded that the earlier proposed system will not work as there is no place for the waste water to go, and it needs to be a static system. It has to be a pressurized pipe system with regulating devices to control the water. Still need some type of system that is available for all six lot owners so that they can utilize the water. Overall consensus of the Board was that until such time as they are presented with a viable plan with a well engineered irrigation system there nothing further to discuss regarding this issue.

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**Matt Fowler;** At 3110 Aspen Ridge Lane owns 3 -4 share of Boise Valley Water and he presently cannot get access to his water and he was seeking the Boards permission to install a pump to get his water at Headgate ??.

During this discussion it was revealed that two other water users are using unmeasured pumps at this head gate: John Laude Jr, for Sean Brownlee/ Corey Barton Homes, Wycliff and Bob Norton for Gateway. It was determined that a measuring devise needs to be installed at the point of delivery and a verification of Boise Valley & other shares applicable to this point of diversion. Matt was told we'd investigate and revisit the matter at the next Board meeting.

**Jacobs and McMillan Construction** Agreement with McMillan LLC, regarding the discharge of water was presented and discussed., motion from Sam to accept contract agreement from McMillian, and second by Lloyd Akins, Motion carries.

Minutes read by Brian Harm, from March 2014 830pm.

Motion to accept minutes as read, Sam second.

**RE: Property above ditch on Hill Rd, Green Meadows Spill.**

Brian met with one of the owners of property in the Summer Hills Estates who has been claiming our maintanece of the ditch bank along this stretch is resulting in the movement of the earth and causing his retaining wall to crack. Brian informed the owner that there is simply no evidence linking Farmers Union Ditch activity to this situation.

It has been discovered that FUD indeed took title to a 20-30 foot wide piece of property constituting this hillside and Jerry Kiser has/is doing some research to determine what the potential legal ramifications relating to this issue.

**RE: Overall Operations of the Ditch Report:**

Dane reported that all is going well so far and that there are no leaks or apparent problems.

Tuesday, April 14, 2015

**Re: Lander St Street Sewer Line Agreement**

The vote was called on a motion to approve the previously reviewed and amended right of way and easement agreement with Boise City by Sam Rosti, motion seconded by Lloyd Akins. Motion carried with 100% approval.

**Re: Fitzgerald, answer filed on Court Complaint.**

Jerry and Sam want to talk to previous owners of Fitzgerald property.

**Re: Roselunds Seepage**

Board discussed using clay to stop the seeping. Jerry suggest a smart water grant to have help pay

**Re: Refill Issue:**

Jerry reported that no new date has been set on this case.

Board did receive bills for the investigative Historian of \$373.63 and 184.64

**Re: Gully Property & Camadire Heights Subdivision:**

Jerry to write letter requesting that the sub inform FUD of the development and the plat application. FUD believes that there are individual septic systems will have a impact on the water in the canal.

**This concludes the minutes for 4/14/15**