

Policy Governing Eligibility and Operation of Pastures on EID Lands *[supersedes November 28, 2023]*
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1.0 GENERAL

WHEREAS the Eastern Irrigation District (hereinafter called the "District") was formed under the *Irrigation Districts Act* [RSA 2000, Chapter 1-11] ("Act") and has all powers, duties and responsibilities as specified in the Act, and

WHEREAS the District is the owner of certain lands which may, from time to time, be used for the pasturing of cattle, and

WHEREAS the District has established Pastures on lands for use ("Pasture" or "Pastures"), by agreement, by Community Grazing Associations and Private Grazing Leases, on lands owned and operated by the Eastern Irrigation District ("District"), which pastures have, in part, been established to create and maintain, insofar as it is practical, a balance between the practice of irrigation farming and that of the cattle production industry within the District, and

WHEREAS under 6(1)(d) of the Act, one of the purposes and powers of the District is to maintain and promote the economic viability of the District, and

WHEREAS Community Grazing Associations have been incorporated for the purpose of using the grazing lands of the District ("Pasture" or "Pastures"), and

WHEREAS the Pastures are not provided to the Community Grazing Associations to encourage an increase in the number of cattle or livestock within the District beyond the capability of Irrigators, holders of Terminable Water Agreements and other authorized users of the Pastures to manage and maintain during the period when the Pastures have a reduced carrying capacity or cannot be utilized by such persons, and

WHEREAS the District wishes to improve, manage, maintain and otherwise preserve the sustainability of the Pastures by ensuring the grazing capacity of the Pastures is not exceeded by the animal units grazing on such Pastures, and

WHEREAS any benefit that accrues to the District from the operation of the Pastures must be a benefit that accrues to the District as a whole.

NOW THEREFORE the following is enacted as the policy of the District effective **April 23, 2024**.

2.0 RELATIONSHIP OF THE DISTRICT WITH COMMUNITY GRAZING ASSOCIATIONS**2.1 The District May Enter Into Agreements with Community Grazing Associations**

The District, in making Pastures available for use by its Irrigators and other authorized users, may enter into Agreements with locally organized Community Grazing Associations for the use of those of the District's lands that have been designated by the District as Pastures. Community Grazing Associations which are using Pastures shall be referred to as "Associations" in this Policy. The Agreement between an Association and the District will be referred to as an "Agreement" in this policy.

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2.2 Associations to Comply with Policy

Associations shall be obligated by the terms of any Agreement with the District to comply with this policy, as it may from time to time be constituted, and shall also be obligated to comply with the provisions of the *Societies Act [Chapter S-14, RSA 2000]* and any successor legislation or regulation thereunder that may be in force from time to time.

2.3 Purpose of Pastures on EID Lands

The purpose of the Pastures, as made available by Agreement to any Association, is to provide equal opportunity for summer grazing of cattle owned by all qualified Irrigators and other users who are Members of an Association.

2.4 Membership in the Associations

Membership in an Association, shall be open to all residents of the District who are "Irrigators" of the District, as defined by the *Act*, or are holders of Terminable Water Agreements with the District, and who otherwise satisfy the membership eligibility requirements set out in Article 3.0 herein (such persons who apply and are so qualified are to be known in this policy as "Association Members").

2.5 Ownership of Cattle

The Pastures are provided by the District to the Associations for use, by agreement, for the grazing of cattle which are legally and beneficially owned by Association Members.

2.6 Bylaws and Constitution of Associations

The bylaws and constitution of Associations and amendments thereto, shall be approved by the District before they are approved and adopted by the Membership of an Association.

2.7 Minimum and Maximum Number of Cattle an Association Member May Place in a Pasture

- (a) No Association shall accept from an Association Member for placement on the Pastures a herd of cattle less than 25 head or such lesser number of cattle as provided in Article 3.9 (Participation Limitations due to Private Grazing Leases) or Article 4.7 (New Member Listing Restrictions) herein.
- (b) No Association Member will be allowed to increase the number of cattle placed on the Pastures by more than thirty-three and one third percent (33 $\frac{1}{3}$ %) of a full member maximum allotment of the Association to which the member belongs in any one year, unless they qualify under article 4.7 "New Member Listing Restrictions".
- (c) The maximum number of cattle that an Association Member may place in a Pasture, in any year, shall be set annually by the District, having regard to the carrying capacity of those Pastures.
- (d) Any cattle which an Association Member wishes to place in a Pasture on or after June 15th or on or after August 1st will be subject to a late entry conversion factor, as set out below, which will apply to

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the minimum and maximum restrictions placed on number of cattle any Association Member may place in a Pasture:

- (i) the conversion factor for cattle approved to be placed on Pastures on EID Lands on the June 15th late turn-out date shall be 1.25; and
- (ii) the conversion factor for cattle approved to be placed on Pastures on EID Lands on the August 1st late turn-out date shall be 1.95.

2.8 Allocation Provided a Lease Rider

On approval from the Association with whom he is employed, the maximum allocation a Lease Rider would be permitted to Pasture is 2/3rds of the maximum head of cattle an Association Member is permitted. There shall be no minimum number of cattle a Lease Rider may be entitled to place in a Pasture of an Association.

2.9 Final Decisions as to the number of Cattle Permitted to be placed by an Association Member on a Pasture

Should there be a disagreement between the officers and Association Members regarding the number of cattle allocated or permitted to graze on Pastures, then the General Manager of the District shall apply the terms of this policy in making a final determination as to the number of cattle of any Association may place on or allocate to a Pasture and the decision of the General Manager shall be final and binding.

3.0 ELIGIBILITY

3.1 Eligibility Qualifications to become a Member of an Association

In order to qualify to become an Association Member and be qualified to place cattle on a Pasture, the person shall:

- (a) apply directly to the Association whose boundaries include the Applicant's lands. If an Applicant wishes to apply to another Association in the District whose boundaries do not include the Applicant's lands, the Applicant will need to provide a cogent explanation why the Association should consider the Applicant's application and that Association may accept the application but has no obligation to do so. A map showing the boundaries of every Association in the District is attached hereto as Schedule "A";
- (b) be in good standing with all Associations and the District. For the purposes of this Article "Good Standing" shall mean but is not limited to:
 - (i) not being in arrears with any Association or the District;
 - (ii) not breaching or being in breach of a contract or agreement with any Association or the District; and
 - (iii) not being involved in a frivolous or nuisance lawsuit with the District.

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- (c) be an Irrigator who legally and beneficially owns at least 100 acres of land lying within the boundaries of the District of which at least 60 acres are classified on the assessment roll of the District as "irrigation acres" or be a person who legally and beneficially owns at least 100 acres of land within the boundaries of the District of which a minimum of 80 acres are classified on the assessment roll of the District as being subject to a Terminable Water Agreement; and
- (d) be a resident of and maintain and occupy, as his principal residence, a home within the boundaries of the District. To be a "Principal Residence", means a house which he occupies for a minimum of 6 months within any calendar year. An applicant must be a resident of the District by December 1st of the year in which the application is submitted.

3.2 Transition of Outgoing Members in an Association

Where an Applicant to an Association, has the previous grazing season been an Association Member but no longer qualifies for or satisfies the qualifications for membership as stated in Article 3.1 (c) or (d) herein, then the Association shall allow that Association Member to transition out of the Association over one year by allowing the Applicant to place on the Pasture, the number of cattle which he seeks to graze on the Pasture or the number of cattle which he was permitted to graze on the Pastures in the previous year, which ever number is less.

3.3 Land Sale

Irrigators and other authorized users who do not hold title to the lands used in their farming enterprise but who can demonstrate that they are entitled to become registered owners, by the terms of an Agreement for Sale or a Sale Agreement which will transfer title to the Applicant during the grazing season and is an Agreement identified or secured by an instrument on the title, and who are otherwise eligible herein, are qualified to apply for membership in an Association.

- (a) The use of an Agreement for Sale or Sale Agreement to support an application to become eligible to be a member of an Association, cannot be extended for more than one grazing season.
- (b) The seller, if otherwise eligible, must own sufficient additional land that meets the eligibility requirements, in order to also apply for membership in an Association.

3.4 Single Membership Provision

An Irrigator or other authorized user is eligible to become a member of only one (1) Association regardless of the number or location in the District of parcels of land which he may own or control.

3.5 Age Limitations

In order to be eligible for membership in an Association, an individual Applicant must be at least eighteen (18) years of age as of December 31st in the year in which he is submitting his application.

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3.6 Spousal Membership Limitations

Notwithstanding anything contained to the contrary, the Spouse of an Association Member is not eligible to become a member of a Grazing Association. "Spouse" in this Article refers to any person who cohabitates with the Member of the Association regardless of whether the spouse owns lands, individually or jointly, which if not a spouse of an Association Member would qualify that person as an eligible Applicant.

3.7 Corporate Membership Limitations**3.7.1** For a corporation to qualify as a Member of an Association, the corporation must:

- (a) be an Irrigator within the District;
- (b) warrant to the Association and the District that all shares issued by the corporation are held legally and beneficially by its shareholders;
- (c) disclose to the Association and the District all the shareholders of the corporation;
- (d) evidence that no shareholder of the corporation is now an Association Member;
- (e) not be a corporation that has a shareholder or shareholders who benefit, directly or indirectly, from grazing privileges granted by a Grazing Association of the Eastern Irrigation District to another corporation which is a Member of an Association and of which this shareholder holds a beneficial interest in any issued share or shares and every such shareholder of an applying corporation shall so declare and provide such evidence relating to the information so declared as the District may require.

3.7.2 For a corporation to remain an Association Member, the corporation must:

- (a) advise the Association and the District of any transfer in shareholders of the corporation;
- (b) evidence that the corporation continues to comply with the express provisions of Article 3.7.1;
- (c) ensure all shareholders, including the transferee, comply with the provisions of Article 3.6, which Article applies to each and every shareholder without exception.

3.7.3 Where a corporation has been accepted as a Member of an Association:

- (a) No lands being held by that corporation or by any of its shareholders may be used for eligibility purposes in an application by any other Applicant seeking to become an Association Member.

3.8 Joint or Undivided Interest Ownership Limitations

Where an Applicant claims ownership of land for eligibility in an Association and the land so claimed is held jointly or as to an undivided interest, which must be with an immediate family member (parent, sibling or child), then:

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- (a) only one applicant may be approved on a joint or undivided interest ownership application with a member who is eligible based on sole proprietorship of his own land; and
- (b) only the share or interest of the Applicant as stated on title, shall be calculated to determine if the Applicant has met the land and irrigation acres eligibility requirements of Article 3.1; and
- (c) no lands held jointly or as to an undivided interest with a corporation may be used for eligibility purposes in an application to become a member of an Association.

3.9 Participation Limitations Due to Private Grazing Leases

Those Irrigators or other authorized users, who have a Private Grazing Lease Agreement with the District may apply for and be accepted as an Association Member, so long as the number of cattle which this Association Member may graze on the Pastures are reduced by the corresponding Private Grazing Lease(s) deduction. The carrying capacity of cattle on Private Grazing Leases shall be determined by the Land Administrator – Grazing of the District, in his unfettered and sole discretion.

- (a) The “corresponding deduction” of the Private Grazing Lease will be expressed as the total AUM, as determined by the Land Administrator – Grazing, divided by 5 (to relate to the normal 5 month community grazing season).

3.10 Non-Use Provisions

Irrigators or other authorized users who, for any reason, do not use the Pastures on EID Lands for a period of one grazing season, shall not be entitled to remain as a member of an Association, unless the Association was requested in writing, in advance by the member, to approve and it did approve the withdrawal of his cattle for the grazing season from the Pastures. Such requests and the decision of the Association, must be copied to the District. Any approval may only be granted in exceptional circumstances (ie. circumstances beyond his control such as a diseased herd). In any case, the non-use allowance shall not apply for more than one grazing season in duration.

3.11 Misrepresented Applications

If it is determined that a member has been accepted by an Association because he has falsified or misrepresented information on a membership application (ie. does not legally or beneficially own the cattle, does not legally or beneficially own the land, and the like) the Applicant will lose his right to be a member of an Association and will have no grazing privileges on the Pastures on EID Lands for a period of not less than five years after the misrepresentation or false information becomes known to the Association or District.

4.0 RESPONSIBILITY OF ASSOCIATIONS

4.1 Officers of Associations

Officers of an Association must be an Association Member and shall be elected annually at the Annual General Meeting of the Association Members and in accordance with the provisions and requirements of the Societies Act.

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4.2 Results of Elections

The results of an election shall be confirmed in writing to the District upon completion of that election.

4.3 Number of Directors to be Elected in Any One Year

The bylaws and constitution of an Association shall state that no more than two (2) officers are replaced by election in the same year in the case of a five (5) member Association Board and no more than three (3) officers shall be replaced through election in the same year in the case of a seven (7) member Association Board.

4.4 Appointment of Members to the Grazing Advisory Committee (GAC)

The appointment of members to the Grazing Advisory Committee is governed by the provisions of the Grazing Advisory Committee Bylaw #889 (2012), clause 5.

4.5 Responsibility of Management

The Associations, by their elected Boards and in consultation with the Land Administrator – Grazing of the District, are responsible for the day-to-day operations and management of the Pastures provided for their use, by agreement, with the District.

4.6 Appointment of Individual to Ensure Policy Compliance by an Association

The President, Member of the Board, Lease Rider or other individual appointed for this purpose, of each Association shall ensure the regulations of the Association and the Policy Governing Eligibility and Operation of Pastures of the District are complied with.

Should the President, Board Member, Lease Rider or other individual appointed for this purpose or should any other member observe or detect that the Association has allowed, permitted or caused a breach of its regulation or other policy of the District (for example, but not limited to placing more cattle than allotted, placing incorrectly branded cattle, placing cattle not legally and beneficially owned, being in arrears with the Association, and the like), then such person shall immediately report such breach to the Association and to the Land Administrator – Grazing of the District.

4.7 New Member Listing Restrictions

Each Association shall apply the following restrictions to an Association Member who, in the previous year, was either not an Association Member or did not participate as an Association Member by placing cattle on Pastures:

- (a) In the first year of participation an Association Member may place on the Pastures the fewer of 25 cattle or up to thirty-three and one third percent (33 $\frac{1}{3}$ %) of the maximum allotment of cattle of an Association Member and the provisions of Article 3.9 "Participation Limitations Due to Private Grazing Leases" applies to new member applications.

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- (b) In the second year of participation an Association Member may place on the Pastures up to sixty-six and two thirds percent (66 2/3%) of the maximum allotment of cattle of an Association Member and the provisions of Article 3.9 "Participation Limitations Due to Private Grazing Leases" applies to second year member applications.
- (c) In the third year of participation an Association Member may place on the Pastures up to the maximum allotment of cattle of an Association Member and the provisions of Article 3.9 "Participation Limitations Due to Private Grazing Leases" applies to full member applications.

4.8 Branding Requirements

4.8.1 All mature cattle placed on the Pastures must have a permanent brand. The brand must be registered in the name of the Association Member or the name of the member corporation.

4.8.2 Family and corporation brands are allowed under the following conditions:

- (a) the member must be registered as the signing authority of the brand;
- (b) the member entitled to use a family brand must be a sibling or direct descendant of the original brand holder (persons who are relatives through marriage, or friends, or distant relatives do not qualify as a direct descendant); and
- (c) the corporation is a member; and
- (d) to use a family brand, the person must have the legal entitlement to use that family brand.

4.9 Review, Approval and Rejection of Applications

Each President or other person appointed for that purpose of an Association shall review all applications received by that Association for membership and shall make a ruling regarding eligibility of an Applicant based on the terms and conditions of this policy.

Each Association shall report to the Grazing Advisory Committee all applications that were rejected and the reasons for the rejection to ensure consistency of interpretation of this policy is being applied by an Association.

Applicants who are rejected by an Association shall be advised in writing by the Association of the reason or reasons for the rejection and shall further be informed that they have a right to request a review of the decision of the Association by the Board of the District.

Upon a request for a review the Association shall submit, in writing, the reason or reasons why they rejected the application of the Applicant providing such reason or reasons to the Board of the District and its General Manager at least 14 days in advance of the date of the review.

An Applicant whose application for membership has been rejected by an Association may ask for a review by the Board of the District. The Applicant seeking such review must provide satisfactory evidence that:

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- (a) he maintains his principal residence within the District;
- (b) he is legally and beneficially the owner of 100 acres of land in the District of which either 60 acres are classified by the District as "irrigation acres", or 80 acres are classified by the District as being subject to a "terminable water agreement";
- (c) he has made a sworn statement in the presence of a lawyer or notary public that he is the legal and beneficial owner of the cattle;
- (d) he is the registered holder of the brand, is the signing authority of the brand or is a sibling or direct descendant of the original brand; and

must be present in person at the review to speak to his eligibility and answer any questions of the Board of the District.

A representative of the applicable Association shall be invited to attend the review with the Board of the District.

The reason or reasons the Association rejected the application of the Applicant shall be addressed.

Upon considering the information presented, the Board of the District shall make a decision and the decision of the Board is final and binding on the Applicant and the Association.

4.10 Deadline to Submit Applications to the District

Secretaries of Associations shall submit to the District, on or before December 5th in each year, a copy of the completed application form for all individuals applying to Pastures during the following grazing season.

- (a) An Association Member after December 5th may request and be approved for a decrease in the number of cattle which he proposed to graze on Pastures of the Association as previously stated in his application, if such request is made in writing to and approved by the Association; and the written approved request is copied to the District prior to May 1st of the grazing season.

4.11 Surplus Cattle

When an Association receives applications for pasturing of Association Members' cattle, in excess of any stocking rate as set by the District, on the Pastures which, by Agreement are made available for use by the Association, then this Association may apply to the District to have the surplus cattle pastured on other lands of the District.

4.12 Copies of Minutes

4.12.1 Secretaries of Associations shall:

- (a) provide notice to the Land Administrator – Grazing of the District of annual general meetings of the Associations so that he may attend those meetings as he may choose;
- (b) submit a copy of the minutes, signed by the President, of their Annual General Meetings to the District within a three (3) week period following the date of the meeting.

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4.13 Workers' Compensation Board Insurance

All Associations must carry WCB insurance for their Lease Rider(s).

4.14 Penalties for Exceeding Allocated Number of Cattle

If an Association member exceeds the number of cattle that were approved to be placed on pasture, the Association can at its discretion apply a penalty to that member. This penalty can be a reduction in future cattle placements, a monetary penalty or both. The penalty for repeat offences may include loss of membership.

5.0 RESPONSIBILITY OF THE BOARD OF THE DISTRICT
5.1 Appointment of Land Administrator – Grazing

The General Manager of the District, in consultation with the Board of Directors of the District, will appoint a staff member as the Land Administrator – Grazing who shall act as a liaison between the District and the Associations.

5.2 Allocation of Pastures for Use by Associations

The Land Administrator – Grazing shall advise each Association on or before the 1st day of March in each year of the legal description of the lands that will be offered by Agreement by the District to the Association for use as Pastures. Such decisions as to land allocation and availability shall be at the sole discretion of the District in its management of the Pastures.

5.3 Setting the Grazing Period and Stocking Rates

The grazing period and stocking rates of each Association using by agreement the Pastures shall be set on an annual basis by the District, having regard to the condition of the Pastures resulting past use, water supplies and any long-term management plans approved by the District, and in consideration of the following criteria on an animal unit month (AUM) basis:

- (a) animal unit (AU) is described to be one mature 1250 pound cow, with or without calf, or equivalent, based upon the daily forage consumption of 35 pounds of dry matter per day; and
- (b) animal unit month (AUM) is described as the amount of feed or forage consumed by an animal unit for one (1) month and based on the following schedule:

Animal	Weight	AUM	Forage/Day
Mature Cows [2 years old and older] with a calf	1,250 to 1,400 pounds	1.0	35 pounds
Virgin Heifer [1 – 2 years old]	800 – 1,000 pounds	1.0	
Bulls [2 years old and older]	1,800 to 2,400 pounds	1.50	50 pounds

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5.4 Publication Dates for Participation in Associations

The District shall, on behalf of each Association in each year, declare and publish in a newspaper of general circulation a date upon which applications for membership in an Association, which is or which intends to use by Agreement with the District, the Pastures, must be submitted to the Board of the Association. The obligation must also go on to state that false, incorrect, misleading, incomplete or late applications will be subject to rejection.

5.5 Reduction of Cattle Placed

In the event the number of cattle proposed for the Pastures exceeds the carrying capacity of the Pastures, which by Agreement are held with the Association from the District, then the individual allocations of the number of cattle of each Association Member shall be reduced in accordance with the instructions of the Land Administrator – Grazing in consultation with the General Manager of the District.

5.6 Amendment of Policy

This “Policy Governing Eligibility and Operation of Pastures on EID Lands” may, in any manner or substance, at the sole and unfettered discretion of the Board of the District, be amended from time to time and at any time.

5.7 Notice of Approved Amendments

Any amendments of this policy shall be made known, in writing, to the secretary of each Association within 14 days of the amendment being approved by the Board.

5.8 Effects of Contravention of Policy

In the event this policy is contravened, and the officers of any Association do not within 15 days notice given by the Land Administrator – Grazing of the contravention, institute practices which comply with the policy, then the District shall take whatever steps are deemed necessary to enforce this policy, including but not limited to, the cancelation of the Agreements held by the Association with the District.

6.0 SUSTAINABILITY OF THE PASTURES ON EID LANDS**6.1 Liability for Inappropriate Use of Pastures**

Each Association shall be liable for any over-use, misuse or other detrimental use of the Pastures held by Agreement with the District caused through its action, failure to take action or by the actions of its members on Pastures provided the Association for their use.

6.2 Fire Precautions

Each Association shall ensure that all reasonable precautions are taken to prevent fires on the Pastures.

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6.3 Consultation with Land Administrator – Grazing

The District, through its Land Administrator – Grazing, and in conjunction with any approved long-term plans of the District, shall provide to the Associations consultative and practical advice on methods of management which will improve, maintain or otherwise preserve the sustainability of the carrying capacity of or of the pasture resources on and within the Pastures.

6.4 Requirement to Comply with Management Plans

When so required to do so by the District, the Associations shall comply with any changes in grazing practices or management which may, from time to time, be deemed necessary by the District and of which the District has given notice to the Association.

6.5 Grazing Advisory Committee (GAC) Meetings

The calling and conduct of the Grazing Advisory Committee (“GAC”) will be as provided by the Grazing Advisory Committee Bylaw #889 (2012), clauses (6) and (13).

7.0 ANNUAL AND/OR OTHER FEES FOR USE OF THE PASTURES ON EID LANDS**7.1 Date for Payment of Fees to the District**

The District will assess and bill each Association holding Pastures of the District by Agreement, on or before the thirtieth (30th) day of November in each year. The officers of Associations shall be responsible to make full payment, to the District on or before the thirty-first (31st) day of December in each year of the fees and other charges assessed by the District.

7.2 Requirement of Associations for Collection

There shall be incorporated into the bylaws and constitution of all Associations, the procedures to be taken by the officers of the Associations to ensure collection from each of the Members of their Association for their use of the Pastures.

7.3 Schedule of Fees Payable

The schedule of fees owing, payable on an annual basis, for the use of the Pastures, shall be approved on an annual basis (usually in the month of December prior to the next grazing period) by the District. The District will consider the cost for improvements on the Pastures in their consideration when setting the annual AUM rate.

7.4 Penalty for Cattle Entering Early or Remaining Out After the Authorized Dates

Where an Association has permitted or an individual member or members have placed cattle on the Pastures prior to or after the dates permitted by the District, then the District will impose a penalty calculated as being two times the AUM rate, plus a reduction the following spring of two times the number of days cattle were not authorized to be on the Pastures. The penalty for repeat offences may be increased.

Policy Governing Eligibility and Operation of Pastures on EID Lands *[supersedes November 28, 2023]*

8.0 LIABILITY

8.1 Limitations to the District's Liability

The District shall not be responsible for the loss, injury or death of any persons, cattle, or other property of an Association or Member of an Association from any causes suffered during the operation or use, by agreement, of Pastures or while cattle are on the Pastures.

9.0 INSURANCE

9.1 Rates of Insurance

The amount of compensation to be paid for cattle hit and killed on the Pastures shall, pursuant to the self-insurance program of the District, be set by the Board of the District from time to time.

10.0 LEASE IMPROVEMENTS PLACED ON PASTURES

10.1 Improvements Supplied by the District

The District shall:

- (a) supply fencing materials, for the building, repair and maintenance of any approved boundary and cross fences within the Pastures; materials for cattle guards, gate repair and general maintenance shall be supplied, provided that applications for the required material or maintenance are submitted in writing to and the supply of required materials is approved by the Land Administrator – Grazing;
- (b) all fences and cattle guards, whether new or existing, are the property of the District; and
- (c) pay, on an annual basis, the capital, maintenance and operating costs of any improvements other than fences, cattle guards and gates. An illustration of the type of improvement described in this paragraph would include dugouts, water distribution pipelines or any other like improvement which the Board has approved. The day-to-day operation of such improvements will be undertaken by the District.

10.2 Association Requirements for Maintenance of Fences, Gates and Cattle Guards

The Associations shall supply all equipment and labour required for the construction and maintenance of fences, cattle guards and gates to the standard approved by the Land Administrator – Grazing.

10.3 Improvement Plans

The District shall consider written plans proposed by the Associations for any improvements to the Pastures, including, but not limited to, water supply improvements such as dugouts, regional water supply pipelines, etc., improved dryland or irrigated pastures, corrals, and the like.

Policy Governing Eligibility and Operation of Pastures on EID Lands *[supersedes November 28, 2023]*

10.4 Decision to Proceed with Improvements

The District may choose to proceed with improvements to the Pastures as contemplated in Article 10.3, but may also do so at its sole discretion, and may require cost sharing by Associations for certain improvements it has made.

10.5 Ownership of Improvements

All improvements made or existing from time to time on the Pastures on EID Lands shall be the property of the District, unless otherwise stated in writing by the District.

11.0 MISCELLANEOUS**11.1 Other Uses of the Pastures on EID Lands**

The District may, at its discretion, approve other uses of the Pastures on EID Lands, which may or may not be in conjunction with or consistent with the uses of the Associations.

11.2 Removal of Lands from the Pastures

The District may, at its discretion, remove lands from the Pastures stated in the Agreement with an Association should it, in its sole and unfettered discretion determine the land is required for another purpose. Where land is to be removed from the Pastures, the District shall attempt to provide sufficient notice to the Associations of the intended reduction of land.

11.3 Gender

Words used herein importing the masculine gender shall include the feminine and neuter genders, and vice versa.

Eastern Irrigation District

Grazing Association Boundaries - 2024

