

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

IN THE MATTER OF THE PETITION FOR )  
CREATION OF A FLOOD CONTROL DIS- )  
TRICT ON THE BOISE RIVER IN ADA )  
AND CANYON COUNTIES, IDAHO )

Order Creating Flood Control  
District No. 10 of Idaho

WHEREAS, Albert Wolfkiel, et al, have heretofore petitioned the Director of the Department of Water Administration, in accordance with the provisions of Title 42, Chapter 31, Idaho Code, for the formation of Flood Control District No. 10 of the State of Idaho, said petition proposing inclusion of approximately 25,000 acres of land located in Ada and Canyon Counties, Idaho, and it appearing that the petitioners represent more than one-third of the taxable area in the proposed Flood Control District, to wit: approximately 9,247.64 acres or 37% of the taxable area; and,

WHEREAS, the Director of the Department of Water Administration has considered the said petition and matters related thereto as is required of him by Title 42, Chapter 31, Idaho Code, and has consulted with the land owners, and interested local, state, and federal organizations and individuals and has made a physical inspection of the area; and,

WHEREAS, the Director of the Department of Water Administration upon presentation of the petition of Albert Wolfkiel, et al, gave notice of the hearing on said petition on the 14th of July 1970, by advertising said notice in the Idaho Daily Statesman, Boise, Idaho on each of the following dates: June 29, July 6, and July 13 and in the News-Tribune, Caldwell, Idaho on each of the following dates: June 27, July 3, and July 11 and on the 27th day of June 1970, placed a map of the proposed Flood Control District No. 10 of Idaho on file in the offices of the county recorder, the county assessor, and with the county commissioners of Ada and Canyon Counties, Idaho; and,

WHEREAS, a hearing was held in the State Office Building, the place assigned in said notice, at the hour of 1:00 p.m., on the 14th day of July 1970, at which time the Director of the Department of Water Administration heard any and all persons, corporations and organizations interested in the formation of the proposed Flood Control District and heard any and all persons, corporations and organizations objecting to the formation of said Flood Control District; and,

to the northwest corner Section 30, Township 4 North, Range 2 East, Boise Meridian; thence east  $\frac{1}{4}$  mile; thence south  $\frac{1}{4}$  mile; thence east  $\frac{1}{4}$  mile; thence south  $\frac{1}{4}$  mile; thence east  $\frac{1}{4}$  mile; thence south 1 mile; thence west  $\frac{1}{2}$  mile; thence north  $\frac{1}{4}$  mile; thence west  $\frac{1}{4}$  mile; thence north  $\frac{1}{4}$  mile; to the southeast corner Section 25, Township 4 North, Range 1 East, Boise Meridian; thence west  $\frac{1}{2}$  mile; thence north  $\frac{1}{4}$  mile; thence west  $\frac{1}{4}$  mile; thence north  $\frac{1}{4}$  mile; thence west  $\frac{3}{4}$  mile; thence north  $\frac{1}{4}$  mile; thence west  $\frac{1}{2}$  mile; thence north  $\frac{1}{4}$  mile; thence west  $1\frac{1}{4}$  miles; thence north  $\frac{1}{4}$  mile; thence west  $1\frac{1}{4}$  miles; thence north  $\frac{1}{4}$  mile; thence west  $\frac{1}{2}$  mile; thence north  $\frac{1}{4}$  mile; thence west 1 mile to the northeast corner SE $\frac{1}{4}$  NE $\frac{1}{4}$  section 24, Township 4 North, Range 1 West, thence west  $1\frac{3}{4}$  miles; thence south  $\frac{1}{4}$  mile; thence west  $4\frac{1}{4}$  miles to the northeast corner of the SE $\frac{1}{4}$  Section 24, Township 4 North, Range 2 West, Boise Meridian; thence west  $2\frac{3}{4}$  miles; thence north  $\frac{1}{4}$  mile; thence west  $1\frac{1}{4}$  miles; thence north  $\frac{1}{4}$  mile; thence <sup>west</sup> 1 mile; thence north  $\frac{1}{4}$  mile; thence west 1 mile to the northeast corner SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 13, Township 4 North, Range 3 West, Boise Meridian, thence west  $1\frac{1}{2}$  miles; thence north  $\frac{1}{4}$  mile; thence west  $\frac{1}{4}$  mile; thence north  $\frac{1}{4}$  mile; thence west  $\frac{1}{4}$  mile; thence north  $\frac{1}{4}$  mile; thence west  $\frac{3}{4}$  mile; thence north  $\frac{1}{2}$  mile to the point of beginning and the same is hereby formed and organized under the provisions of Title 42, Chapter 31, Idaho Code, as Flood Control District No. 10 of Idaho and that the following commissioners are appointed:

Division No. 1	Division No. 2	Division No. 3
L. C. Mace	Ivan Cane	Harry S. Burger, Jr.
Route #1	Route #1	Route #5, Box 606
Eagle, Idaho	Meridian, Idaho	Caldwell, Idaho

and that the appointed commissioners are hereby required to qualify the same as county officials, by taking an oath and each giving of a bond to the State of Idaho for the benefit of Flood Control District No. 10 of Idaho, in the amount of \$5,000.00, or such sum as the judge of the district court may provide, and upon the giving of said bond, shall be entitled to enter upon the duties of Commissioners of said Flood Control District No. 10 of Idaho and shall hold office for the terms of one, two, or three years as determined by lot or until their successors shall have been appointed and qualified;

IT IS FURTHER ORDERED that the appointed commissioners shall meet immediately after their bonds shall have been filed with the clerk of the District Court and shall organize themselves into a Board;

WHEREAS, the Director of the Department of Water Administration finds that the formation of Flood Control District No. 10 is necessary, practicable and feasible, in order to provide control of the Boise River and its tributaries in the affected area to protect life and property, preserve the public health and welfare and conserve and develop the natural resources of the State of Idaho, and that formation of Flood Control District No. 10 is a proper and advantageous method of obtaining the relief sought and securing the desired benefits; and,


WHEREAS, as a result of the hearing, the boundaries of said district were fixed and the district was divided into three divisions, all of which more particularly appear on the map attached hereto marked as Exhibit "A" and made a part hereof as fully as if described particularly herein;

NOW, THEREFORE, it is the order of the Director of Department of Water Administration of the State of Idaho that Flood Control District No. 10 of Idaho, the boundaries of which are more particularly described as follows, to wit:

Beginning at the northwest corner,  $E\frac{1}{2}$  of  $SW\frac{1}{4}$  Section 10, Township 4 North, Range 3 West, Boise Meridian; thence east 1 mile; thence north  $\frac{1}{4}$  mile; thence east  $\frac{1}{2}$  mile; thence north  $\frac{1}{4}$  mile; thence east  $1\frac{1}{4}$  miles to the northwest corner, Section 7, Township 4 North, Range 2 West, Boise Meridian; thence north  $\frac{3}{4}$  mile; thence east  $\frac{1}{2}$  mile; thence south  $\frac{1}{4}$  mile; thence east  $5\frac{1}{2}$  miles; thence south  $1\frac{1}{2}$  miles to the northwest corner, Section 18, Township 4 North, Range 1 West, Boise Meridian on the Ada and Canyon counties line; thence east  $4\frac{1}{2}$  miles; thence north  $\frac{1}{4}$  mile; thence east  $1\frac{1}{2}$  miles to the northwest corner of the  $SW\frac{1}{4}$   $SW\frac{1}{4}$  Section 7, Township 4 North, Range 1 East, Boise Meridian; thence east  $1\frac{1}{4}$  miles; thence north  $\frac{1}{4}$  mile; thence east  $\frac{1}{4}$  mile; thence north  $\frac{1}{2}$  mile; thence east  $\frac{1}{4}$  mile; thence north  $\frac{1}{4}$  mile; thence east  $\frac{1}{4}$  mile; thence north  $\frac{1}{4}$  mile; thence east  $\frac{3}{4}$  mile; thence north  $\frac{1}{4}$  mile; thence east  $\frac{1}{4}$  mile; thence north  $\frac{1}{4}$  mile; thence east  $\frac{1}{2}$  mile; thence south  $\frac{1}{4}$  mile; thence west  $\frac{1}{4}$  mile; thence south  $\frac{1}{4}$  mile; thence west  $\frac{1}{4}$  mile; thence south  $\frac{1}{4}$  mile; thence west  $\frac{3}{4}$  mile; thence south  $\frac{1}{4}$  mile; thence west  $\frac{1}{4}$  mile; thence south  $\frac{3}{4}$  mile; thence east  $\frac{1}{2}$  mile; thence south  $\frac{1}{4}$  mile; thence east  $\frac{1}{2}$  mile; thence south  $\frac{1}{4}$  mile; thence east  $\frac{3}{4}$  mile; thence south  $\frac{1}{4}$  mile; thence east  $\frac{1}{4}$  mile; thence south  $\frac{1}{4}$  mile; thence east  $\frac{1}{2}$  mile; thence south  $\frac{1}{4}$  mile; thence east  $\frac{1}{2}$  mile; thence south  $\frac{1}{4}$  mile; thence east  $\frac{1}{4}$  mile; thence south  $\frac{1}{4}$  mile; thence east  $\frac{1}{2}$  mile; thence south  $\frac{1}{4}$  mile; thence east  $\frac{1}{2}$  mile; thence south  $\frac{1}{4}$  mile

IT IS FURTHER ORDERED that the boundaries of Flood Control District No. 10 of Idaho, and the Commissioners' Divisions shall be as in this Order heretofore enumerated;

IN WITNESS thereof I have set my hand and caused the official seal of the Department of Water Administration of the State of Idaho to be hereunto affixed at Boise, Idaho on this 13<sup>TH</sup> day of October 1970.



*R. Keith Higginson*  
R. KEITH HIGGINSON  
Director