



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

JAMES E. RISCH
Governor

KARL J. DREHER
Director

November 1, 2006

Christopher D. Gabbert, Esq.
5700 E. Franklin Rd., Suite 200
Nampa, ID 83687-7901

RE: Golden Gate Irrigation District

Dear Chris:

I appreciated discussing with you this afternoon the issue of the number of irrigated acres recommended in the name of Golden Gate Irrigation District, for Water Right No. 63-232. This letter is a follow-up to convey our most recent map describing the acres, and to express my thoughts concerning the acreage count.

In my view, the 231 acres shown to be irrigated in the enclosed map represent a good assessment of the acres that appear to be irrigated based on the imagery, in light of the fact that the decreed water right in this matter is for only 4.0 cubic feet per second, or 200 miner's inches. As we discussed, the Stewart Decree that originally decreed this water right generally used a duty of water of about a miner's inch per acre. Thus, 231 acres appears to be reasonable to me, whereas the 355 acres claimed appears to be excessive for this water right.

I am open to additional information in this regard. Unless we receive convincing information to the contrary on or before November 20, 2006, I will plan to recommend to the SRBA Court that the acreage count should be the 231 acres presently in the recommendation. Please feel free to call if you wish to further discuss.

Sincerely,

A handwritten signature in dark ink, appearing to read 'D. R. Tuthill, Jr.', written in a cursive style.

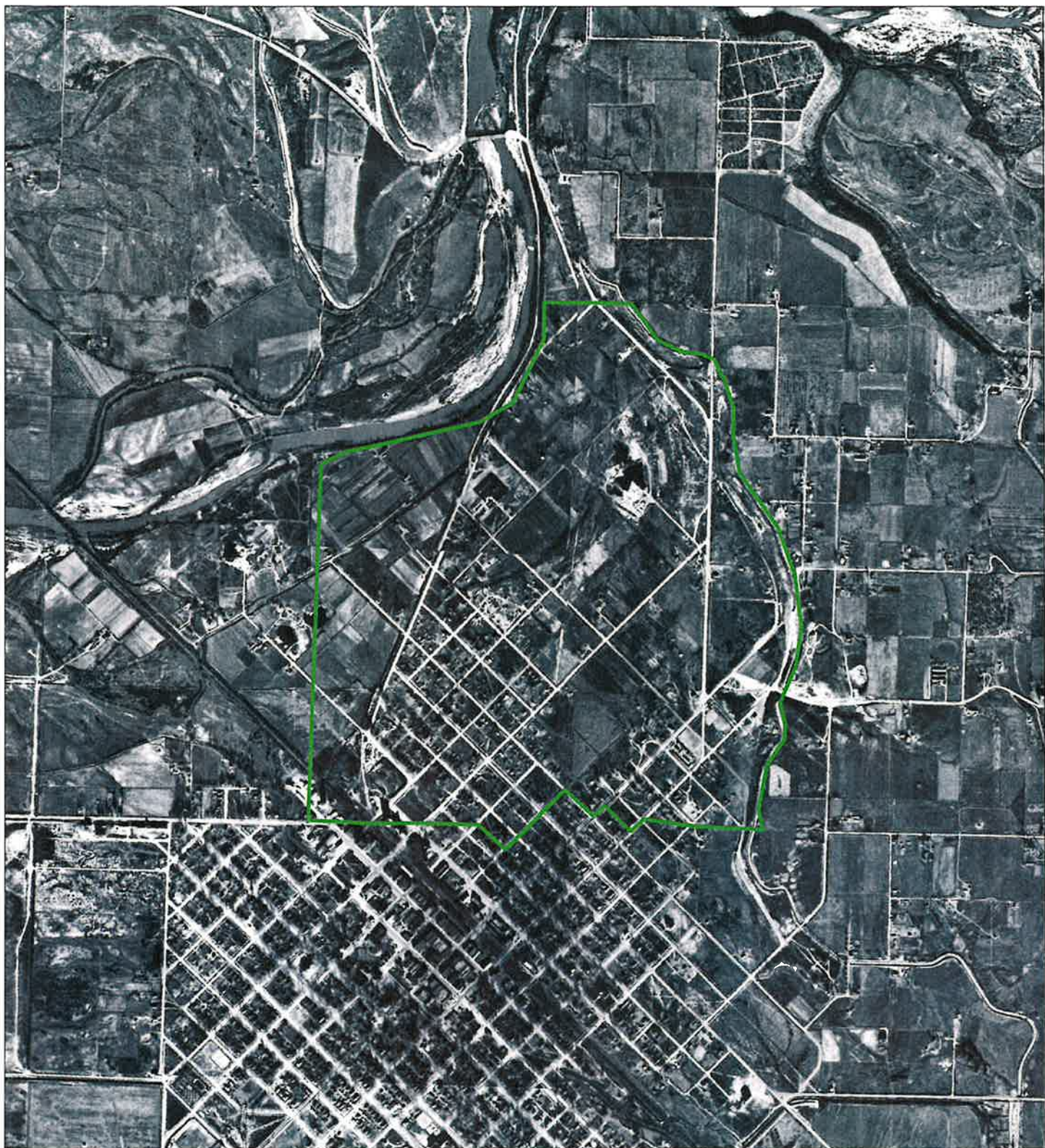
David R. Tuthill, Jr.
Administrator, Water Management Division

Enclosure: Map dated October 29, 2006

Basin 63 Filings in the Name of Golden Gate

D. Tuthill Sep. 7, 2006

<u>Basin</u>	<u>Sequence Suffix</u>	<u>Basis</u>	<u>Status</u>	<u>Right ID</u>	<u>Priority Date</u>	<u>Rate (cfs)</u>	<u>Volume (af)</u>	<u>Source</u>	<u>Water Use Owner(s)</u>	<u>Version</u>	<u>Source To App ID</u>
63	232	Decreed	Active	306995	1887-01-25	4	4	BOISE RIV IRRIGATIC GOLDEN GATE IRRIG	BOISE RIV IRRIGATIC GOLDEN GATE IRRIG	1	wrAdjudicationClaim
63	232	Decreed	Active	552206	1887-01-25	4	4	BOISE RIV IRRIGATIC GOLDEN GATE IRRIG	BOISE RIV IRRIGATIC GOLDEN GATE IRRIG	1	wrAdjudicationRecommendation



Golden Gate Irrigation District

1939 Imagery

STEWART AND BRYAN DECREES GROUPED UNDER CANAL HEADINGS

CHART NO. 3

NAME OF CANAL	CHANGE IN P. OF D.	TRANSFER	PRIORITY NO.	DATE	AMOUNT DECREED			TOTAL SEC. FT.		
					INTERVENORS		BRYAN DECREE			
					STEWART DECREE	STEWART DECREE				
PIONEER DIXIE			8	9-1-1864	20.00			1000		
			45	6-1-1869	35.44			1772		
	36-A		96	10-1-1887	2.00			100		
	48		96	10-1-1887	4.20			210		
	62*		96	10-1-1887	1.00*			50*		
	(790-111*)		8	9-1-1864	20.00*			1000*		
			45	6-1-1869	.34*			17*		
		608	88	6-1-1883	1.00			50		
		644	88	6-1-1883	.70			35		
		660	88	6-1-1883	.60			30		
	35*		45	6-1-1869	2.00*			100*		
	148*		96	10-1-1887	3.00*			150*		
				7-9-1914			20.90	1045	58.50	
	RIDENBAUGH (NAMPA & MERIDIAN)			67	5-1-1878	170.00			8500	
			106	8-20-1888	370.84			18542		
		392	65	6-1-1877	.40			20		
152		47-A		4-1-1870		.80		40		
153		127		5-1-1895	1.00			50		
154		8-A		4-1-1865		.80		40		
		466*	106	8-20-1888	8.90*			445*		
		595	1	6-1-1864	.20			10		
		1711*	67	5-1-1878	.40*			20*		
		5273	67	5-1-1878	3.20*			160		
		5273	106	8-20-1888	6.80*			340	524.74	
RIVERSIDE				88	6-1-1883	12.00			600	
				91	6-1-1884	20.00			1000	
				95	1-23-1887	4.00			200	
			124	5-1-1893	80.00			4000		
			130	10-1-1899	20.00			1000		
			133	6-1-1901	70.00			3500		
			77-E	4-15-1882		3.674		183.7		
		116-A		6-1-1890		.72		36		
		116-B		6-1-1890		.10		5		
		116-C		6-1-1890		.40		20		
				4-1-1910			63.78	3189		
				4-1-1914			17.70	885		
		608*	688*	6-1-1883	1.00*			50*		
		644*	88	6-1-1883	.70*			35*		
	660*	88	6-1-1883	.60*			30*			
	35		45	6-1-1869	2.00		100			
	175*		88	6-1-1883	1.70*		85*	290.374		
ROEDEL DITCH			54-A	5-1-1875		3.20	160	3.20		

*SUBTRACT

STEWART DECREE

CHART NO. 1

BOISE RIVER

NUMBER	DATE	NAME	AMOUNT DECREED		DEPT. OF WATER ADMINISTRATION
			SEC. FT.	INCHES	
91	6-1-1884	RIVERSIDE IRRIGATION DISTRICT	20.00	1000	63-0226
92	10-17-1884	SETTLERS CANAL CO.	99.06	4953	63-0230
93	6-1-1886	NEW DRY CREEK DITCH	15.22	761	63-0206
94	6-1-1886	THOMAS DAVIS	13.40	670	63-0121
95	1-23-1887	WM. C., L. & E. YOUNG	4.00	200	63-0232
96	10-1-1887	AMERICAN DITCH ASSOCIATION	47.80	2390	63-0233
97	6-1-1888	NEW DRY CREEK DITCH CO.	7.86	393	63-0207
98	6-1-1888	A. V. LINDER	4.00	200	63-0234
99	6-1-1888	LEVI SMITH	1.30	65	63-0235
100	6-1-1888	CHARLOTTE CALHOUN	1.40	70	63-0236
101	6-1-1888	ED. J. LINDER	1.46	73	63-0237
102	6-1-1888	LIZZIE EVERETT	1.20	60	63-0238
103	6-1-1888	JESSE WILSON	1.40	70	63-0239
104	6-1-1888	THOMAS ANDREWS	.90	45	63-0130
105	7-1-1888	FARMERS COOPERATIVE DITCH CO.	50.00	2500	63-0190
106	8-20-1888	NAMPA MERIDIAN IRRIGATION DISTRICT	370.84	18542	63-0200
107	5-1-1889	CHARLES H. MILLER	.06	3	63-0240
108	5-1-1889	LOOMIS L. HOSLEY	.02	1	63-0241
109	5-1-1889	S. J. UTTER & C. B. TAYLOR	2.40	120	63-0242
110	5-1-1889	SOUTH BOISE MUTUAL IRRIGATION CO.	6.00	300	63-0243
111	5-1-1889	ESTATE OF J. H. GALLAGHER	2.94	147	63-0244
112	5-1-1889	ANNIE H. FOGARTY	.05	2.5	63-0245
113	5-1-1889	GRACE CALL	.10	5	63-0246
114	5-1-1889	SAMUEL H. CANFIELD	.03	1.5	63-0247
115	6-1-1889	SONORA JOPLIN	.06	3	63-0215
116	6-1-1889	SONORA JOPLIN	1.20	60	63-0216
117	9-1-1890	PIONEER IRRIGATION DISTRICT	200.00	10000	63-0224
118	6-1-1891	W. H. CONWAY	2.20	110	63-0197
119	6-1-1891	THOMAS DAVIS	.54	27	63-0122
120	6-1-1891	MIDDLETON MILL DITCH CO.	17.00	850	63-0126
121	6-1-1891	THOMAS ANDREWS	3.50	175	63-0131
122	6-1-1891	SETTLERS CANAL CO.	73.44	3672	63-0231
123	6-1-1891	THOMAS AIKEN	.80	40	63-0195
124	5-1-1893	RIVERSIDE IRRIGATION DISTRICT	80.00	4000	63-0227
125	6-1-1894	R. H. STOCKTON	1.76	88	63-0204
126	7-2-1894	FARMERS UNION DITCH CO.	110.00	5500	63-0248
127	5-1-1895	CHARLES REIN & JANE KEON	1.00	50	63-0249
128	7-1-1895	MATHEW CASEY	.66	33	63-0250
129	7-1-1896	FARMERS COOPERATIVE DITCH CO.	83.50	4175	63-0191
130	10-1-1899	RIVERSIDE IRRIGATION DISTRICT	20.00	1000	63-0228
131	3-23-1900	NEW YORK CANAL CO.	219.10	10955	63-0251
132	5-17-1900	CANYON DITCH CO.	10.00	500	63-0369
133	6-1-1901	RIVERSIDE IRRIGATION DISTRICT	70.00	3500	63-0229
134	10-25-1901	CANYON DITCH CO.	5.54	277	63-0252
135	4-1-1904	PIONEER IRRIGATION DISTRICT	56.34	2817	63-0225

REPORT ON
CANAL DELIVERIES FROM
BOISE RIVER
AND
DIFFERENT FEATURES AFFECTING THESE
DELIVERIES FOR THE IRRIGATION SEASON
OF 2003

(DATA FOR THIS REPORT GATHERED BY THE
WRITER WHILE ACTING IN THE CAPACITY OF
WATERMASTER OF THE BOISE RIVER.)

(COOPERATIVE DATA ALSO FURNISHED BY
THE UNITED STATES BUREAU OF RECLAMATION.)

BY
LEE SISCO
WATERMASTER, BOISE RIVER

Tuthill, Dave

From: Favreau, Danielle
Sent: Friday, June 02, 2006 1:18 PM
To: Tuthill, Dave
Subject: Golden Gate ID

Hello Dave,

Just and FYI. I know that you have the Golden Gate ID files for review.

I was looking at Canyon Hill ID and realized that they are next to Golden Gate ID. Canyon Hill I.D. was Caldwell ID. Perhaps Canyon Hill ID is the district that Golden Gate ID is having delivery issues with. I realize that the dispute is not an adjudication issue but a water master issue but it may be worth noting into the file.

Danielle

WHITE PETERSON**ATTORNEYS AT LAW**

SAMAH H. ARNETT
KEVIN E. DOWNS
JILL K. FINKLER
CHRISTOPHER D. GABBERT
WM. F. GIBNEY, III
T. GUY HALLAM ***
JILL S. HALLAM
JOHN R. KOBASHNIK
WILLIAM A. MCGOWAN

WHITE PETERSON, P.A.
CANYON PARK AT THE IDAHO CENTER
5700 E. FRANKLIN RD., SUITE 200
NAPPA, IDAHO 83647-7961

TEL (208) 466-9272
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EMAIL dmaclea@whitepeterston.com

WILLIAM F. MCGOWAN ***
CHRISTOPHER S. NIXE
PHILIP A. PETERSON
TERRY A. ROSSMAN
JAMES M. VANDER
TERENCE R. WHITE ***

* Also admitted in CA
** Also admitted in OR
*** Also admitted in WA

FACSIMILE TRANSMISSION

Date: March 17, 2006

To: Danielle Bruno-Favreau

From: Donna MacLean

Company: Idaho Dept. of Water Resources

Phone: 208.466.9272 x 113

Fax: 208 287 6701

of Pages: 1

RE: Golden Gate Irrigation District

Dear Danielle,

63-232

This letter is to inform you that the Golden Gate Irrigation District is no longer represented by David Kernack. Please update your files to include Christopher D. Gabbert of White Peterson, P.A., as the attorney of record.

Also, please provide us with the materials necessary to review and confirm the Department's records of the District's service area for beneficial use at the address provided above.

If you have any questions, please do not hesitate to contact me.

Sincerely,

change made 3-20-06.

WHITE PETERSON

Donna

Donna MacLean

Municipal Administrative Legal Assistant

-10

This facsimile transmission (and/or the documents accompanying it) may contain confidential information belonging to the sender which is protected by the ATTORNEY-CLIENT PRIVILEGE. This information is intended only for the use of the individual or entity named above. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution or the taking of any action in reliance on the contents of this information is strictly prohibited. If you have received this transmission in error, please immediately notify us by telephone to arrange for return of the documents.

COMMUNICATION MEMORADUM

IDWR Employee: Danielle Favreau

Date: 3-17-06

Claim No(s): 63-232

Contact: Chris Gabbert of White Petterson, Attorney for Golden Gate Irr. District

Details:

Chris Gabbert contacted me by phone today in response to the letter I sent out on Jan. 5, 2006 to Golden Gate Irrigation District. The letter was an attempt to solicit input from the district regarding their Service Area and Place of Use(POU). I requested that Chris send IDWR a letter informing of the change in attorney for our records. I additionally clarified the request in my letter by explaining that it appears that Golden Gate Irr. District qualifies as a Large POU and that we would like the District to refine the draft service area and boundary that we have. Chris asked for the statute so I gave him 42-219 (5) and (6). I explained that the service area boundary is what is submitted to the court but we need the areas of beneficial use identified to base the acres count and to use in case of an objection. I mentioned that after the company has drafted the boundary and POU, then a meeting between the district and agent is called. I told Chris that Dave Tuthill will be the agent reviewing claim 63-232. Chris mentioned that the district only meets once a month and the next meeting is April 11. I replied that we had hoped to make preliminary recommendations next week. Chris asked to have the draft maps sent to him on the address included on the fax with the change of attorney.

Chris mentioned that there is a disagreement between Golden Gate Irrigation District and the Caldwell Irrigation Lateral District regarding water delivery. (There is some correspondence in the file.) I responded by explaining that at this time there is no competing claim and there has obviously been water distributed to the Golden Gate Irrigation District therefore there is not much to discuss as far as the adjudication was concerned. (I previously discussed this point with Carter and Don before the call from Chris.) Chris explained that the Lateral District put in a pressurized system and there is no measurement device on the system. I stated that I do not know much about water measurement devices and that perhaps such disputes were addressed by other divisions in IDWR. I mentioned that I would attempt to find someone else who could better address the issue. Chris asked for Dave Tuthill's contact information. I gave it to him with a request that he allow Dave to review the file.



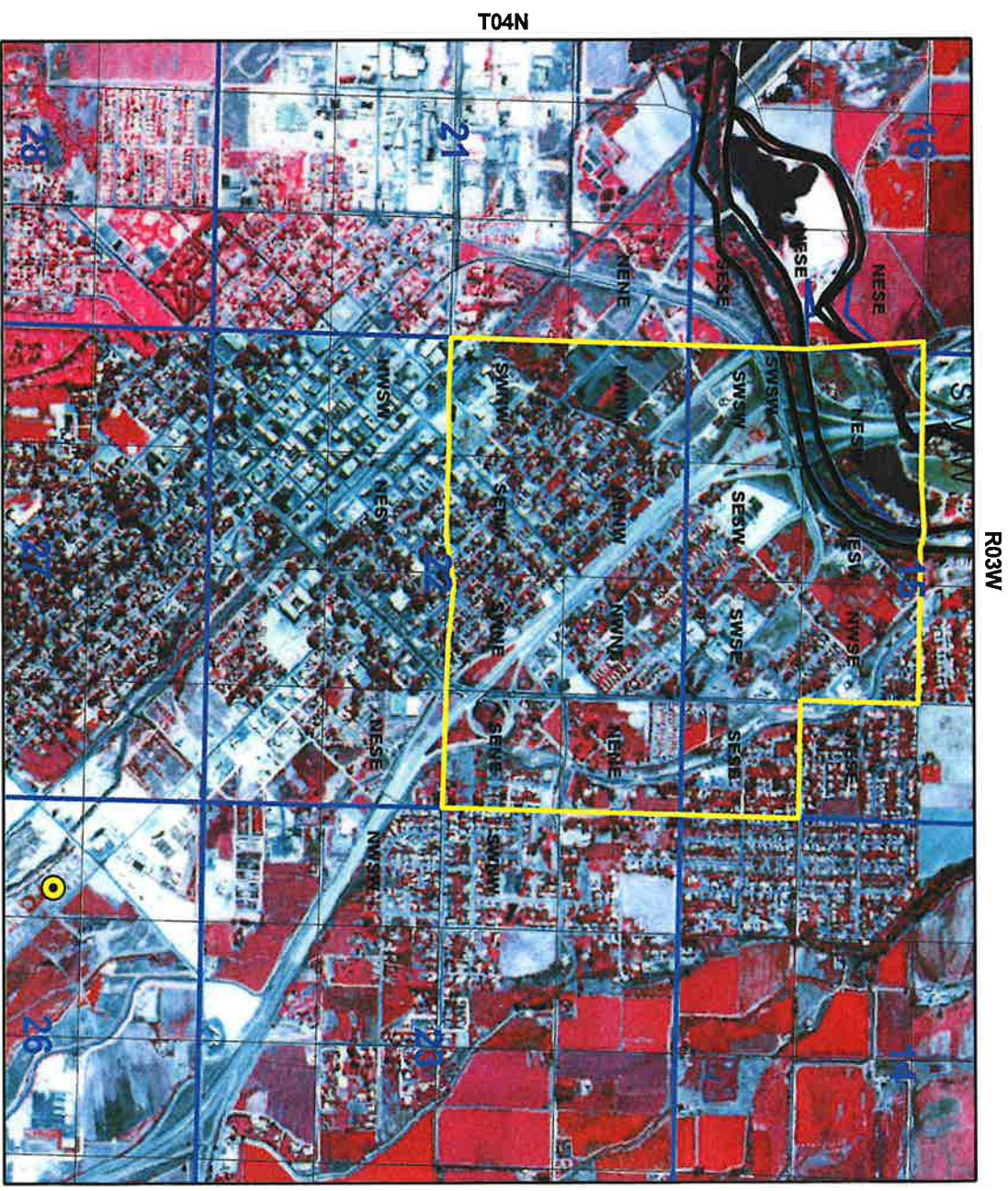
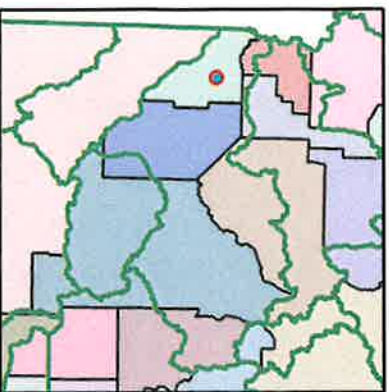
Idaho Department of Water Resources

Adjudication Claim:

63-232

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Prepared by A. Warrtjes
On Wednesday, April 5, 2006
1987/88 Aerial Photography

MEMORANDUM

TO: File A63-232

FROM: Dave Tuthill *DM*

DATE: September 7, 2006

RE: Conflict Between Irrigation Districts

The correspondence in this file documents an apparent ongoing conflict between Golden Gate Irrigation District and Caldwell Irrigation Lateral District. I have reviewed the documents and have determined that this conflict does not change the recommendation for water right 63-232. This water right was claimed by only one party – Golden Gate Irrigation District. The right was originally decreed to William C. Young, Lizzie Young and Estella Young, diverted at or near the SE SW S. 10, T 4N R3W, for use in Sections 15 and 21, T 4N R3W. The District diversion is now in S. 26, T 4N R3W, and the place of use is in Sections 15 and 22, T 4N R3W, so use of this water right by the Irrigation District is plausible.

Based in information in the file, the contact should be changed from David Kerrick to Chris Gabbert of White Peterson.

Anita, Plz work with Sally to
have the name changed as shown
in the memo – then this one
will be ready to go.

Dave

*reconciled.
modified.
-ss
g-g-d*

Golden Gate Irrigation District
C/O Sheila Seeman
PO Box 1080
Parma, ID 83660

Mrs. Seeman,

Enclosed is a draft map of the Golden Gate Irrigation District service area and irrigated acres served by the company. Changes were made based on information sent to me April 12, 2006. Please review the area within which the Golden Gate Irrigation District delivers water to its users as well as the delineated boundary to make sure that all the land serviced by the company as of 1987 is included. The green service area boundary is the general area the Golden Gate Irrigation District serves where as the yellow dotted areas are the areas where water is applied.

If additional changes are required, please draw directly onto the map with a dark or silver pen to indicate any additional changes or omissions then mail the map back to me at the address below. Areas where there are roads, railways, ponds, driveways, major canals and laterals, and homes are not normally considered areas where water is applied.

The acres and boundary indicated will be digitized and reconciled with the acreage the Golden Gate Irrigation District claims in the SRBA. Dave Tuthill will assist you if you have questions regarding your claims. He can be reached at (208) 287-4805, or via email at Dave.Tuthill@idwr.idaho.gov.

Please call or write either Dave or me if you need additional maps, or if the map needs to be expanded to include areas not shown but served by Golden Gate Irrigation District

Sincerely,

Danielle Bruno-Favreau
GIS Specialist
Idaho Department of Water Resources
322 East Front St.
P.O. Box 83720
Boise, ID 83720-0098
Phone: 208-287-4938
Fax: 208-287-6700
Danielle.Favreau@idwr.idaho.gov

Enc: Draft map of the Golden Gate Irrigation District, Acknowledgement Letter



Idaho Department of Water Resources

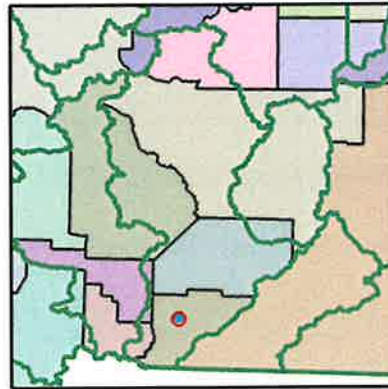
63-232

Adjudication Claim Number:

T04N R03W

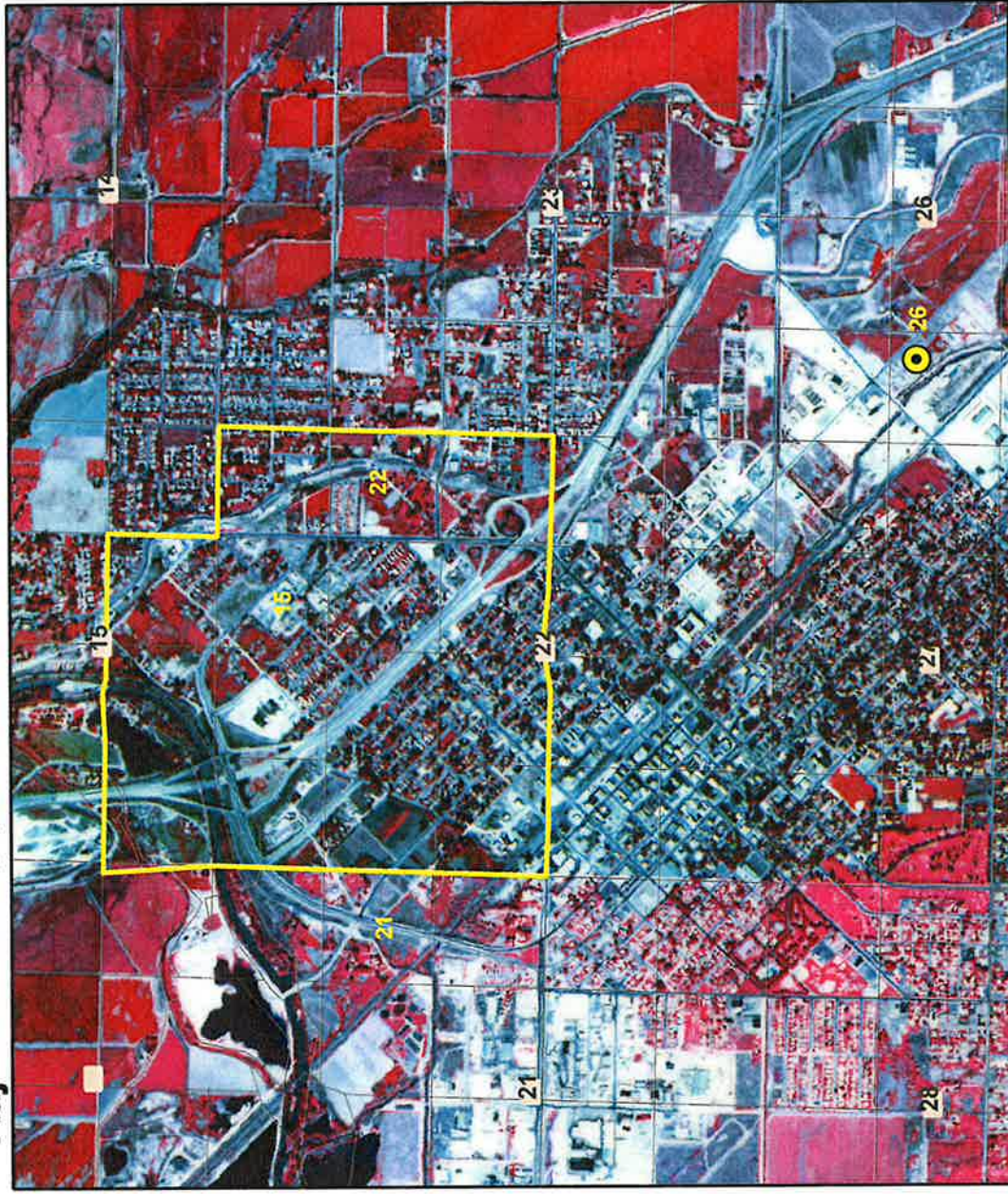
Legend

- POD Recommended
- Golden gate.shp
- GCDB04N03W GCDB



Canyon County
IDWR Basin 63

Prepared by A. Warntjes
On Friday, January 20, 2006
1987/88 Aerial Photography



0 1 2 Miles



Dr 9 St

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-232 V1

WATER RIGHT NUMBER: 63-232 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GOLDEN GATE IRRIGATION DIST C/O DAVID E KERRICK PO BOX 26 CALDWELL, ID 83606 (208)459-3659
Original Owner	ESTELLA YOUNG
	, ID
Original Owner	WILLIAM C YOUNG
	, ID
Original Owner	LIZZIE YOUNG
	, ID
Attorney	DAVID E KERRICK PO BOX 26 CALDWELL, ID 83606

Priority Date: 01/23/1887

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15	to 11/15	4.000 CFS	
	<u>Total Diversion:</u>		4.000 CFS	

Location of Point(s) of Diversion

BOISE RIVER	SW1/4NW1/4	Sec. 26, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

Conditions of Approval:

1. This right can be used to irrigate up to 256 present and future acres within the boundary of the Golden Gate Irrigation District.
2. This right is designated as No. 95 in the Stewart Decree and the Boise Water Distribution Report.
3. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-232 V1

4. S45 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
5. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
6. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
7. 155 This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

Remarks:Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: AND
 Water District Number: 63
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/20/2006 10:45:33 AM	awarntje			Active
Priority Date	1/20/2006 10:49:13 AM	awarntje			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-232 V1

Use	1/20/2006 10:49:37 AM	awarntje	Active
POU	1/20/2006 10:57:54 AM	awarntje	Active
Source	1/20/2006 10:58:13 AM	awarntje	Active
POD	1/20/2006 11:16:07 AM	awarntje	Active
Season	1/20/2006 11:16:55 AM	awarntje	Active
Quantity	1/20/2006 11:19:09 AM	awarntje	Active
Summary	01/20/2006	awarntje	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	1/20/2006 10:45:33 AM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file
General	1/20/2006 10:49:13 AM	awarntje	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Use	1/20/2006 10:49:37 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POD	1/20/2006 11:16:07 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (Yes) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-232 V1

Season	1/20/2006 11:16:55 AM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
POU	1/20/2006 10:54:00 AM	awarntje	Updated shape for Active POU
POU	1/20/2006 10:54:26 AM	awarntje	Updated PLS for Active POU
Summary	1/20/2006 11:21:28 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	1/20/2006 10:57:54 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (No) 2a. Is the POU required? (Yes) 14. Is a POU remark and/or condition required?
Source	1/20/2006 10:58:14 AM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (Yes) 11. Is a Source remark and/or condition required?
POD	1/20/2006 11:09:33 AM	awarntje	Updated shape

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-232 V1

Quantity	1/20/2006 11:19:09 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
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Water Supply Bank:

CONVERSATION MEMORANDUM

**RE: Snake River Adjudication Water Right No. A63-00232
Golden Gate Irrigation District**

July 21, 2004

Cheryl, an employee of Caldwell Lateral Irrigation District (#454-3477), called on my office day to inquire about the status of this claim. I told Cheryl that this claim has not yet been reviewed by an agent, but is slated for review when we begin recommending Basin 63, Part III claims in September 2004.

Cheryl explained that the reason she called is because Caldwell Irrigation District has some concerns regarding this claim. Basically, they are concerned that Golden Gate is servicing Caldwell's patrons through their system and they are afraid that there is an overlap of place of use.

Since we have not begun our review of Part III and no particular agent has been assigned this file, I told Cheryl to write a letter (addressed to Jan Shurte, Water Rights Supervisor) voicing Caldwell's concerns. When we receive the letter, I told Cheryl that we would place it in the file and that the Water Resource Agent to whom it is assigned can take this information into consideration when they review the claim.

Kimberly Brown
Senior Water Resource Agent
Western Region

RECEIVED

MOORE SMITH BUXTON & TURCKE, CHARTERED JAN 9 2006

ATTORNEYS AND COUNSELORS AT LAW
225 NORTH 9TH STREET, SUITE 420
BOISE, ID 83702
TELEPHONE: (208) 331-1800 FAX: (208) 331-1202

DEPARTMENT OF
WATER RESOURCES

RANSOM J. BAILEY
SUSAN E. BUXTON*
MICHAEL C. MOORE†
BRUCE M. SMITH
PAUL A. TURCKE‡
CHRISTOPHER E. YORGASON
TAMMY A. ZOKAN*

JOHN J. MCFADDEN*
Of Counsel

* Also admitted in Oregon
†Also admitted in Washington
‡ Also admitted in South Dakota
* Also admitted in New Mexico

August 31, 2004

RECEIVED

SEP 01 2004

WATER RESOURCES
WESTERN REGION

Idaho Department of Water Resources
Attn: Kimberly
2735 Airport Way
Boise, Idaho 83705-5082

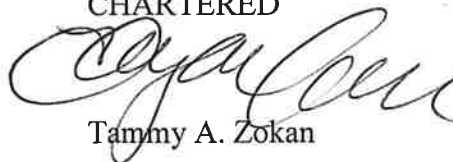
Re: Golden Gate Irrigation District, Water Right 63-232

Dear Kimberly:

I am writing on behalf of the Caldwell Irrigation Lateral District, Caldwell, Idaho (the "District"). The District directed me to send you the enclosed correspondence and information related to the District's questions and concerns about the Golden Gate Irrigation District's water use. The photographs are of locations within the Golden Gate Irrigation District. If you have any questions about the enclosed information, please contact Cheryl Shroll, District Secretary, at 454-3477.

Sincerely yours,

MOORE SMITH BUXTON & TURCKE,
CHARTERED



Tammy A. Zokan

Enclosures
cc: CILD Board (w/o enclosures)

1438-3

MOORE SMITH BUXTON & TURCKE, CHARTERED

ATTORNEYS AND COUNSELORS AT LAW

225 NORTH 9TH STREET, SUITE 420
BOISE, ID 83702
TELEPHONE: (208) 331-1800 FAX: (208) 331-1202

RECEIVED

SEP 01 2004

WATER RESOURCES
WESTERN REGION

JOHN J. MCFADDEN*
Of Counsel

RANSOM J. BAILEY
SUSAN E. BUXTON*
MICHAEL C. MOORE†
BRUCE M. SMITH
PAUL A. TURCKE°
CHRISTOPHER E. YORGASON
TAMMY A. ZOKAN†

* Also admitted in Oregon
†Also admitted in Washington
° Also admitted in South Dakota
+ Also admitted in New Mexico

August 31, 2004

Via Certified Mail Return Receipt Requested

Wm. F. Gigray, III
White Peterson
5700 E. Franklin Rd., Suite 200
Nampa, Idaho 83687-7901

RE: Your letter to the Caldwell Irrigation Lateral District dated August 6, 2004

Dear Mr. Gigray:

We are responding to your letter on behalf of the Caldwell Irrigation Lateral District (the "District") Board. The District received your letter dated August 6, 2004 on August 12, 2004. The District Board and staff have attempted to gather information and work out an agreeable resolution to the interdistrict issues. Please see the District's letter to the Golden Gate Board of Directors, dated July 22, 2004, attached hereto and by this reference incorporated herein. Unfortunately, the Golden Gate Irrigation District has not been responsive. We appreciate your letter however, it too fails to respond to the District's requests for information and attempts to reach a resolution. You maintain that the District is responsible for delivering water to the Golden Gate Irrigation District free of charge without reference to any delivery agreement, how much water you allege must be delivered, or any delivery schedule.

Your letter references Nampa & Meridian Irr. District v. Manville, 31 Idaho 397 (1918); however, based upon the information available to the District, Nampa & Meridian Irr. District v. Manville is distinguishable. In Nampa & Meridian Irr. District v. Manville, the successors in interest of an irrigation district assumed a contractual obligation to the original water users, which obligation was clearly spelled out in a deed. Id. at 403, 406 (quoting Riverside Heights Water Co. v. Riverside Trust Co., 148 Cal. 457, 83 P. 1003). Given the express contractual agreement between the parties and the fact the original users were not benefited by changes in the

Mr. Wm. Gigray, III

August 31, 2004

Page 2

use of the ditch, the court held that the original owners were only responsible to contribute to operation and maintenance of the ditch in its original use (volume of flow). Similar to Nampa & Meridian Irr. District v. Manville, the District acquired its irrigation system from a predecessor irrigation operator, the City of Caldwell; however, based upon the information available to the District, there is no contractual agreement between the District and Golden Gate, or the City of Caldwell and Golden Gate. Once again, if you have information indicating otherwise, please let us know.

At minimum, if Golden Gate uses the District's system, Golden Gate is obligated to pay for the operation and maintenance of the District's system in its original condition. Nampa & Meridian Irr. District v. Manville, *supra* at 406-07 (quoting Patterson v. Brown & Campion Ditch Co. v. Riverside Trust Co., 3 Colo. App. 511, 34 P. 769 and Riverside Heights Water Co. v. Riverside Trust Co., *supra*). Furthermore, Golden Gate is directly benefited by the improvements to the District's system. Previously, the District's system distributed water using a gravity flow system. The District went to great expense to install a pumping and pipe system that now delivers cleaner water under pressure. Golden Gate must pay its share of the benefits it enjoys as the result of the improvements. See Nampa & Meridian Irr. District v. Manville, *supra* at 408 (reasoning that respondents should only have to pay for improvements that benefit them).

The District would like to work with Golden Gate to figure out a way that the needs of both districts' patrons can be met without injury to the District's patrons and its delivery system. In your letter you represent that your "client is willing to live with the 3 points of delivery of irrigation water as modified with the pressurized irrigation system ... so long as those points of delivery are fully functional." However, despite the District's requests, Golden Gate has not disclosed what is "functional." For example, Golden Gate has not disclosed how much water it claims must be delivered or the delivery schedule. Additionally, Golden Gate refuses to pay its share of the benefits received from the District's system and the operation and maintenance thereof. Finally, there are a number of related issues that must be resolved including: (1) the source, quantity and measurement of Golden Gate's water because it appears Golden Gate may be using water purchased by the District from Pioneer Irrigation District for the District's customers and/or taking more water than it is entitled to; (2) misuse and waste of water as repeatedly observed by District representatives.

The District cannot deliver water to Golden Gate to the detriment of the District's paying customers and is not obligated to deliver water to Golden Gate on demand and free of charge. If Golden Gate continues to refuse to resolve water quantity and delivery issues and to pay its share of the expense to operate and maintain the system delivering water to Golden Gate, Golden Gate

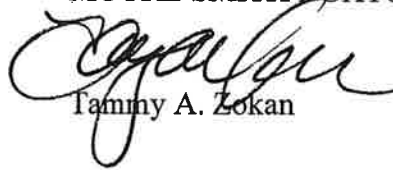
Mr. Wm. Gigray, III
August 31, 2004
Page 3

must bypass the District's system and develop a delivery system of its own before the 2005 irrigation season.

Please contact me if Golden Gate would like to discuss how to resolve this matter. The District also encourages Golden Gate to schedule a time to meet with the District Board during its regular Board meetings on the third Tuesday of each month.

Sincerely,

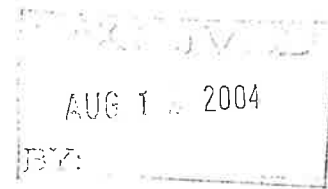
MOORE SMITH BUXTON & TURCKE, CHARTERED



Tammy A. Zokan

Enclosure
cc CILD Board

COPY



WHITE PETERSON

ATTORNEYS AT LAW

KEVIN E. DINIUS
JULIE KLEIN FISCHER
CHRISTOPHER D. GABBERT
WM. F. GIGRAY, III
T. GUY HALLAM **
JILL S. HOLINKA
JOHN R. KORMANIK *
WILLIAM A. MORROW
WILLIAM F. NICHOLS **

WHITE PETERSON, P.A.
CANYON PARK AT THE IDAHO CENTER
5700 E. FRANKLIN RD., SUITE 200
NAMPA, IDAHO 83687-7901
TEL (208) 466-9272
FAX (208) 466-4405

RECEIVED

SEP 01 2004

WATER RESOURCES
WESTERN REGION

CHRISTOPHER S. NYE
PHILIP A. PETERSON
TODD A. ROSSMAN
TERRENCE R. WHITE ***

* Also admitted in CA
** Also admitted in OR
*** Also admitted in WA

August 6, 2004

Board of Directors
Caldwell Irrigation Lateral District
1616 E. Chicago
Caldwell, ID 83605-3479

RE: Golden Gate Irrigation District/water right and point of diversion

Dear Board of Directors:

Please be advised, I represent the Golden Gate Irrigation District Board of Directors, and this letter is in response to your letter to the Golden Gate Irrigation District Board dated July 22, 2004.

The Golden Gate Irrigation District water right and point of diversion is adjacent to the point where Pioneer Irrigation District on Indian Creek is located, which is near your offices on Chicago Ave. Historically, from the point of diversion, the Golden Gate Irrigation District's water has been delivered to the Golden Gate Irrigation District through the various irrigation delivery systems of what was formerly the City of Caldwell Municipal Irrigation System. As you are aware, that delivery system was transferred by the City of Caldwell when the Caldwell Irrigation Lateral District was formed.

The Caldwell Irrigation Lateral District on its own, and to suit its own needs, eliminated the irrigation delivery systems above mentioned in favor of a pressurized system which totally reconfigured the delivery of irrigation water to my client. Under the old delivery system my client had six points of delivery, which were quite adequate. With the construction of the pressurized system those delivery points have been reduced to 3. My client is willing to live with the 3 points of delivery of irrigation water as modified with

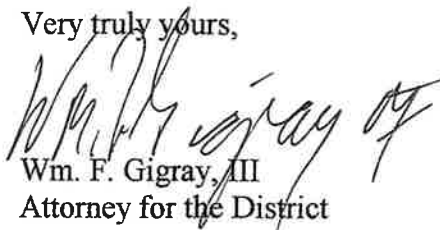
COPY

the pressurized system which include the North Seventh Avenue, the North Sixth Avenue, and the Chicago and North Seventh in the alley between Elgin St and Denver St. so long as those points of delivery are fully functional.

The facts are clear that the Caldwell Irrigation Lateral District, on its own and for its own benefit, determined to have designed and constructed the pressurized system. The Caldwell Irrigation Lateral District therefore has assumed the responsibility to assure the delivery of water to the Golden Gate Irrigation District in accordance with the historic use, and the Caldwell Irrigation Lateral District has assumed the increased costs of that delivery system. [See Nampa & Meridian Err. Dist. v. Manville 173 Pac. 113, 31 Idaho 397 (1918)]

You are advised that Golden Gate Irrigation District Board of Directors fully expects that Golden Gate Irrigation District's rights for the delivery of its irrigation water will be facilitated by Caldwell Irrigation Lateral District at the three delivery points, above mentioned, and will hold the Caldwell Irrigation Lateral District strictly liable for any actions which obstruct and interruption of the delivery of its irrigation water.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Wm. F. Gigray, III", is written over the typed name and title.

Wm. F. Gigray, III
Attorney for the District

Cc: Board of Commissioner Golden Gate Irrigation District



RECEIVED

SEP 01 2004

WATER RESOURCES
WESTERN REGION

1616 E. CHICAGO • CALDWELL, IDAHO 83605-3479

BUS. (208) 454-3477 • FAX (208) 454-8060

July 22, 2004

COPY

Board of Directors
Golden Gate Irrigation District
824 Dearborn
Caldwell, Idaho 83605

RE: Caldwell Irrigation Lateral District

Dear Board of Directors:

The Caldwell Irrigation Lateral District (the "District") Board is very concerned about significant ongoing issues between the District and the Golden Gate Irrigation District ("Golden Gate"). Golden Gate's use of the District's pressurized irrigation system is severely impacting the District's ability to provide water to its patrons and has caused the District's system to breakdown. The strain has caused the District to incur additional cost and puts the District at risk of full or partial system failure. When any part of the system fails or otherwise breaks down, the District is unable to deliver water to its paying customers. Despite the impacts to the District and its patrons and the District's repeated requests, Golden Gate has provided no information to the District regarding the relationship between the districts. There is no agreement between the District and Golden Gate describing Golden Gate's use of the District's system or information identifying the amount of water Golden Gate claims it is entitled to. Significantly, Golden Gate does not and has not paid for the operation and maintenance of the District's system. In addition, Golden Gate has rejected all of the District Board's attempts to develop a mutually agreeable resolution to these significant issues. Finally, Golden Gate has made serious accusations against the District with no basis in fact or law.

Based upon the information available to the District, the District is not required to supply water to Golden Gate through its system nor is it required to do so free of charge. (Again, if Golden Gate is aware of any other information, we request that you provide it to us.) The District has tried to be a good neighbor and accommodate Golden Gate however doing so has and continues to put the District's system in jeopardy.

COPY

Of additional concern are Golden Gate's use of the District's water distribution system and the allocation of water between the two districts. The District is a lateral irrigation district within the Pioneer Irrigation District. As such, the District purchases water from Pioneer Irrigation District for its customers; therefore, the water in the District's system belongs to the District's paying customers. Additionally, the District's distribution system is the property of the District. Because Golden Gate is a separate irrigation district not within the District's boundaries, it has no interest in the District's water or water system. Consequently, Golden Gate cannot burden the District's water supply or water system.

Golden Gate alleges it distributes its own water through the District's system but has not provided us any information regarding its authority to do so. Nor has Golden Gate disclosed the amount of water it claims it is entitled to divert and use under State law. As a result, even if there were authority for Golden Gate's use of the District's system, there is no way of ensuring that the water is being appropriately allocated. It is our understanding that Golden Gate is only authorized to divert water two (2) days a week but is in fact taking water in the District's system on a daily basis. Under current circumstances, it appears Golden Gate might be using water it is not entitled to.

Finally, we have observed and pictures can be provided of apparent misuse of water by Golden Gate customers. Water is running over sidewalks and curbs and down streets. In addition, Golden Gate customers have installed pumps in water boxes to divert water to individual properties at the expense of other properties within Golden Gate. Even though we have documented and reported the misuse to you, it is ongoing. Such misuse is not just a problem for Golden Gate, it also further increases the burden on and the risk to the District by appropriating more water and pressure from the District's system.

As you know, the District has repeatedly attempted to discuss potential remedies to these problems with the Golden Gate Board. We remain willing to do so. However, given the magnitude of the damage the District has already suffered and the great risk of additional harm, this matter is critical and requires immediate attention. The District cannot risk further damage to its pressurized irrigation system. The District will attempt to operate its system under current conditions for the remainder of the 2004 irrigation season. The District cannot, however, put its irrigation system at risk any longer. If an alternative resolution is not developed and implemented before the start of the 2005 irrigation season, Golden Gate must by the beginning of the 2005 irrigation:

1. Bypass the District's system entirely; or
2. Provide authorization for use of the District's water system; and
3. Provide documentation of Golden Gate's water rights; and
4. Contribute to the cost of developing a plan for modifying the District's system so that it can supply a predetermined amount of water to Golden Gate on specified days without damage to the irrigation system and without injury to the District's patrons; and
5. Contribute to the cost of any modifications to the District's system made for the purpose of distributing water to Golden Gate; and
6. If Golden Gate continues to utilize the District's system, Golden Gate will also be obligated to pay the District for operation and maintenance expenses; and
7. Enter into an Agreement with the District regarding the districts' obligations.

We have previously informed you of the Board's meeting schedule and invited you to attend. The Board meets on the third Tuesday of every month and the next meeting is at 9 a.m. on Tuesday, August 17, 2004. We would like to extend another invitation. We have scheduled you for 10 a.m. on August 17, 2004. Please contact the District Secretary, Cheryl Shroll, at 454-3477 if 10 a.m. is not convenient for you.

Sincerely,

BOARD OF DIRECTORS,
CALDWELL IRRIGATION LATERAL DISTRICT

A handwritten signature in cursive script, appearing to read "Frank B D Moul".

Chairman of the Board

RECEIVED

SEP 01 2004

WATER RESOURCES
WESTERN REGION



RC June 17, 2004
5:54 p.m.
523 6th.

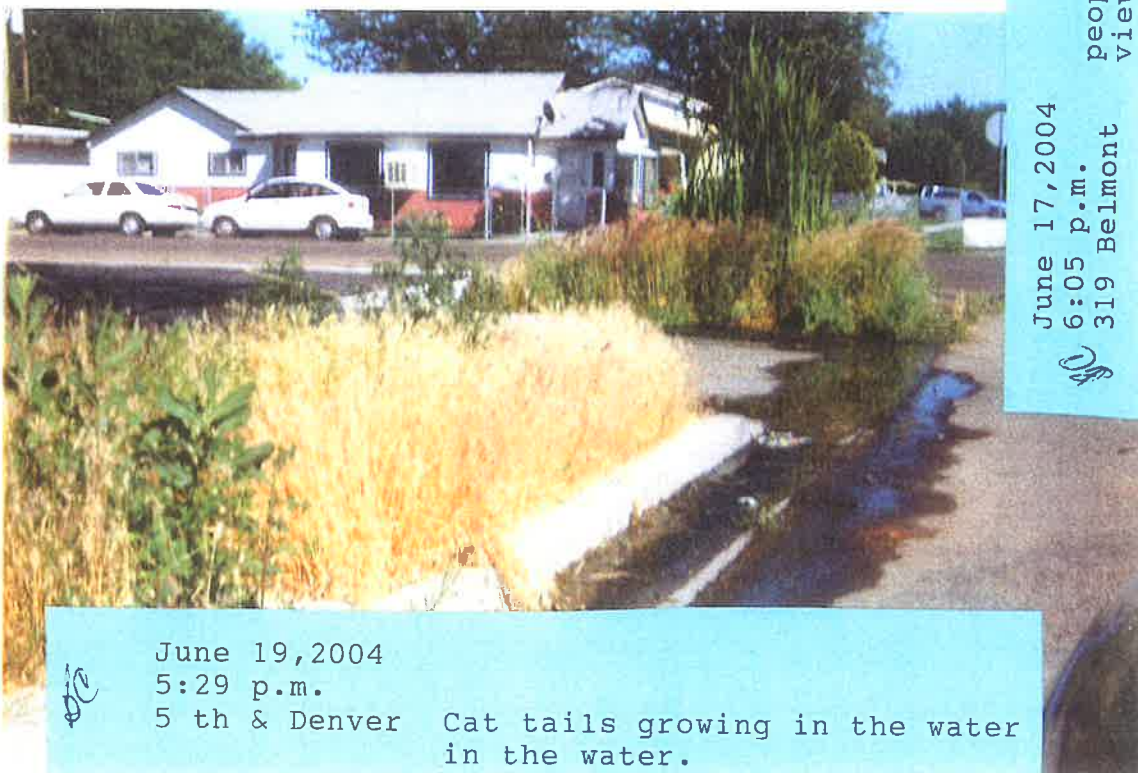


RC June 17, 2004
5:59 p.m.
Galveston & Kimball



June 17, 2004
 5:59 2004
 700 Block N. Kimball

people & cars blocking view.



June 17, 2004
 6:05 p.m.
 319 Belmont

June 19, 2004
 5:29 p.m.
 5 th & Denver Cat tails growing in the water
 in the water.





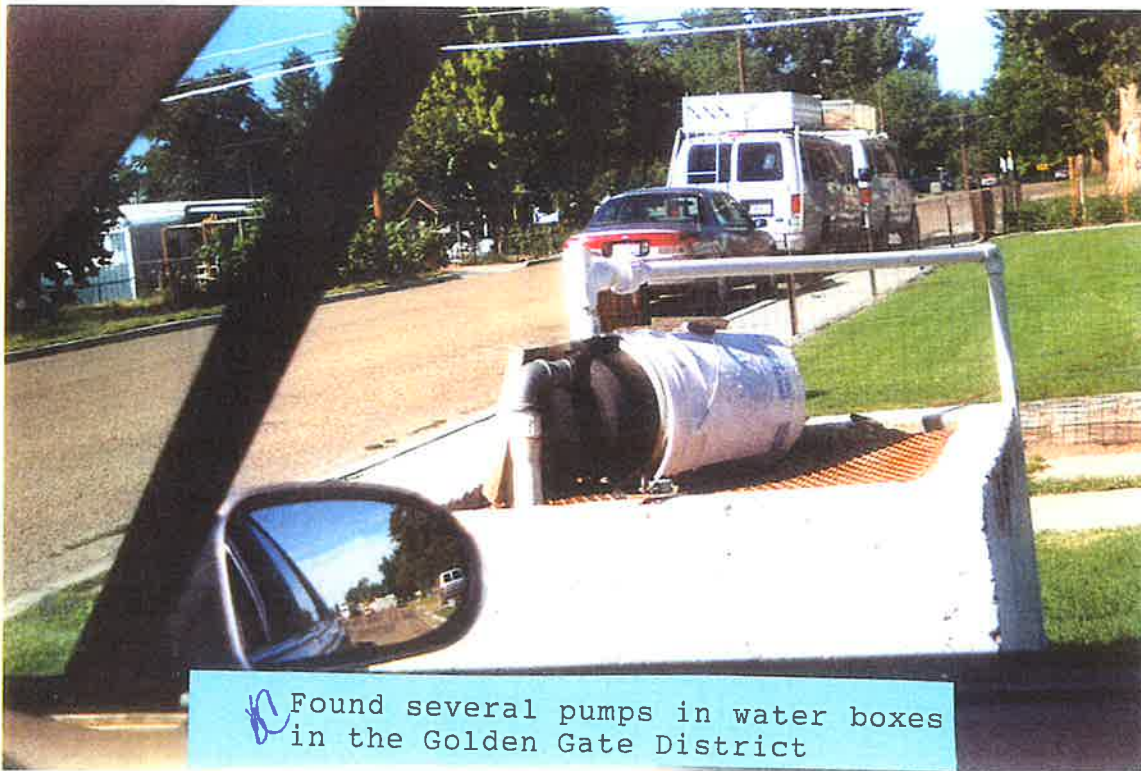
June 17, 2004
5:46 p.m.
215 Elgin ?







June 20, 2004
Elgin



Found several pumps in water boxes
in the Golden Gate District



June 19, 2004
5:30 p.m.
5 th/ Elgin



June 19, 2004
5:31 p.m.
3 rd Elgin



June 23, 2004
8:08 p.m.
4 th & Chicago



June 20, 2004
Elgin

LXXVIII.

That the defendant the SETTLERS' CANAL COMPANY, Limited, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south side of said river at the head of the Government Hay Reservation, in Sec. 9, T. 3 N. R. 2 E. B.M., for use on the lands lying under its canal system, in the following amounts from the following dates;

63 0230 *Trans. 30 Tra. 40 7-34, 35, 50, 47, 483*

4953 inches, from Oct. 17, 1884. and hereby designated as Right No. 92.

63 0231 *745, 50, 34*

3672 inches, from June 1, 1891; and hereby designated as Right No. 122.

And be adjudged to pay \$803.75 costs in addition to the costs incurred by it.

LXXIX.

That the defendants WILLIAM C. YOUNG, LIZZIE YOUNG and ESTELLA YOUNG be, and they are hereby awarded the use of the waters of Boise River, diverted at a point on the south bank of said river at or near the SE 1/4 of SW 1/4 of Sec. 10, T. 4 N. R. 3 W. B.M., through what is known as the Young ditch, for use upon lands lying under said ditch in sections 15 and 21, T. 4 N. R. 3 W. B.M., in the following amount from the following date;

63 0232

200 inches, from Jan. 23, 1887. and hereby designated as Right No. 95.

And be adjudged to pay \$14.00 costs in addition to the costs incurred by them.

LXXX.

That the defendant the AMERICAN DITCH ASSOCIATION, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south bank of said river at or near the SE corner of SW 1/4 of Sec. 16, T. 4 N. R. 3 W. B.M., for use upon the lands lying under its canal system, in the following amount from the following date;

63 0233 *Trans. 20 P.D. Trans. 1475 210*

2390 inches, from Oct. 1, 1887. and hereby designated as Right No. 96.

And be adjudged to pay \$167.30 costs in addition to the costs incurred by it.

T-62 P.D. 3
36 P.D. 36-11
47 P.D. 48
48 P.D. 148
111 P.D. 146
190 P.D. 172
38 P.D. 224
P.D. 171



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 22, 1993

Bearl Baney
Golden Gate Irrigation District
1502 Boise Ave.
Caldwell, ID 83605

Dear Mr. Baney;

This letter will reiterate our phone conversation regarding the enclosed Notice of Claim to a Water Right. I have checked our records and did not find any previous water rights from Indian creek other than the adjudication claim already filed for irrigation from the Boise river (A63-00232).

I have only partially completed this form. You will need to complete the other items such as the priority date, description of diversion works, quantity and places of use. I have highlighted the additional items that need completion.

Please note that we will need an accurate accounting of the actual number of acres that are irrigated in each quarter, quarter section. For instance, it is shown on A63-00232 that there are 40 acres of irrigation in the SW1/4NE1/4 of section 22; however, this amount is overstated since this is a populated area and has the highway running through it. You may find it necessary to contact each of your water users and have them tell you how many acres they are irrigating.

I am unable to outline district boundaries as our Canyon county plat map does not include the Golden Gate Addition and so I do not have the necessary lot footage. Sorry I am unable to help you with that however, should you need assistance in completing the Notice of Claim form, feel free to contact me.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosure

GARAGE DOORS

Installed

Repaired

1502 Boise Avenue
Caldwell, Idaho 83605

BEARL BANEY
454-1205

MICROFILMED
NOT

AJ0749NP
No. A63-00232

No other filing

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 02/16/93
PAGE: 1

OWNER CODE: C
NAME & ADDRESS: GOLDEN GATE IRRIGATION DISTRICT
C/O DAVID E. KERRICK
P.O. BOX 26
CALDWELL ID 83606
(208) 459-3659

PRIORITY DATE: 01/23/1987

WATER USE: IRRIGATION

DIVERSION RATE: 4.00 CFS

DIVERSION VOLUME: 1242.5 AFA

TOTAL DIVERSION: 4.00 CFS
CONSUMPTIVE USE:

Water Source: BOISE RIVER

Stage: DECREED

Point(s) of Diversion: T04N R03W S26

NESNW

CANYON County

Place of use Legal Description for: IRRIGATION

NE

SW

SE

T	R	S	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SESW	SESW	NESW	NWSW	SWSW	SESW	SESE	SUM
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Lt	Ac	Lt	Ac	Lt	Ac
04N	03W	15															
04N	03W	22	25	40	40	20	40	10	20	40	35	15			25	40	05
TOTAL ACRES																	
120.0																	
235.0																	
355.0																	

POU County: CANYON

Non-Irrigation Uses: NONE

Other Rights: NONE

Remarks: LANDS ARE WITHIN IRRIGATION DISTRICT

Dates: Exam Made Date:

Verified Date: 06/18/1985

Misc: Water District Number: 63

Field Inspection Flag: C
Presumption Flag: C

MICROFILMED
OCT 02 1996

The undersigned persons respectfully represent that they are holders of title or evidences of title to at least one-quarter of the total area of the land included in the territory within the boundaries hereinafter described, and that the same is located in Canyon County, Idaho, and that they are a majority of the holders of such title.

That said lands are susceptible of one mode of irrigation from a common source, to wit:- from Indian Creek which is a tributary of the Boise River. That there are at present works partially adequate to irrigate the said lands.

That it is proposed to purchase irrigation works already in operation which furnish water to a portion of the said land and to complete and extend the works already constructed so as to make them adequate to irrigate all of the said lands.

We hereby petition your Honorable body that the said territory be organized into an irrigation district to be known as the "Golden Gate Irrigation District" under and by virtue of the provisions of the laws of the State of Idaho.

That the proposed boundaries of said district are as follows:

Beginning at a point 660 feet west of the west quarter corner of Section 22, Township 4 North, Range 3 West of Boise Meridian; thence north 2640 feet; thence west 660 feet; thence north to the northeasterly side of Blocks 85 and 84 of the Golden Gate Addition to Caldwell, Canyon County, Idaho; thence northwesterly along the northeasterly side of Blocks 85, 84, 85 and 62 of the Golden Gate Addition to Caldwell, Canyon County, Idaho; to the east and west half section line in Section 15, Township 4 North, Range 3 West of Boise Meridian; thence west to the Boise River; thence southwest along the southeasterly bank of said Boise River to the north and south half section line in Sections 21 and 16, Township 4 North, Range 3 West, Boise Meridian; thence south to the southwesterly corner of the northwest quarter of the northeast quarter of Section 21, Township 4 North, Range 3 West, Boise Meridian; thence east to the northerly right of way line of the Oregon Short Line Railroad; thence southeasterly along the said right of way to its intersection with the center line of Fourth Avenue in said City of Caldwell; thence northeasterly along the center line

NOT RECORDED
OCT 3 1996

of Fourth Avenue to the center line of Albany Street; thence southeasterly along the center line of Albany Street to the center line of Fifth Avenue; thence northeasterly along the center line of Fifth Avenue to the center line of Belmont Street; thence southeasterly along the center line of Belmont Street to the center line of Sixth Avenue; thence northeasterly along the center line of Sixth Avenue to the center line of Denver Street; thence southeasterly along the center line of Denver Street to the center line of Seventh Avenue; thence northeasterly along the center line of Seventh Avenue to the center line of Elgin Street; thence southeasterly along the center line of Elgin Street to the center line of Eighth or Kimball Avenue; thence northeasterly along the center line of Eighth Avenue to the center line of Freeport Street; thence southeasterly along the center line of Freeport Street to the center line of Ninth Avenue; thence northeasterly along the center line of Ninth Avenue to the center line of Galveston Street; thence southeasterly along the center line of Galveston Street to the east and west half section line in Section 22, Township 4 North, Range 3 West of Boise Meridian; thence east 660 feet to the place of beginning.

MICROFILMED
OCT 9 2 1996

Name of Owner

Description of Property

Geo Franklin	S $\frac{1}{2}$ of Lot 8 to 12 Devers Add.
Cleve Groome	N $\frac{1}{2}$ of Lots 8 to 12 Devers Add
F. E. Bollman	Lots 1-2-3 Block 65 Devers Add
Mrs. Rayne Hanson	" 13, 14 Blk 3
Samuel Averill	18 to 21 Blk. B.
Frank Blake	22, 23, 22 Block B
Harry Harris Lo	Lots 3, 4 Blk 11
Lee L. Miles	Lots 1--6 Blk 3
G. W. Little	Block 1
J. E. Sharels	Lots 21, 22, 23, 24, Block 3
John Stang	Blk 33 N.E. $\frac{1}{4}$
L. S. Golden	Lots 19, 20 Blk 3
Erick Fallquist	Block 52, 53, 99, S H 66 N H 65
C. D. Perkins	Block 35 12
C. P. Biggerstaff, Lots 1,	2, 3, Block 7
James Evans	Lots 1, 2, 3, 4, 5.
Mr. Charles Evans	Block 11 Lots 13, 14, 15, 16, 17, 18.
Mrs. Mary Evans	
J. H. Carr	Four Lots
William Olson	Block 21 Lot 27
Mrs. G. T. Hedden	2 Lots
Sarah Hoyt	7 Lots
Noah Small	8 Lots Blk 35
Mrs. R. H. Hinds	2 $\frac{1}{2}$ Acres
J. W. Turner	1 Acre Block 79
S. W. Drew	80 Block
C. N. Adams	3 $\frac{1}{4}$ Acres
James Merrerrill	4 Lots
Susan Wheeler	4 Acres
Sam Tamura	9 Acres
W. J. Sheumake	7--8 B 15
Louis Funn	15 acres
J. L. Smith	1 $\frac{1}{2}$ Acres
H. A. Ballard	5 lots Block 11
W. E. Snodgrass	Block 10 Lots 8, 9
Mrs F. E. Harritt	Block 9 3 lots
W. Peacock	Blk 21, lot 3
Antone Labasque	4 Lots in Nlock 8 2 Lots in Blk 6 & 2 lots in Blk B
Thos R. Cochrane	6 Lots Block 7
W. E. Moody	2 lots 1 and 2 Block 4
W. SThurston	5 & 6 Lots Block 4
John Griffiths	Lots 13, 14, 15, 16 Blk 51
Canyon Abstract & Title Co. Ltd.,	
By F. D. Mumford	
A. R. Colvard	Block 102 Golden Gate Add.
C. E. Peppard	
F. E. Dutton	
A. J. Mayfield	
C. R. Koontz	One half Block
G. E. Rayne	6 Lots in Block 12, 9 lots
W. A. Rayne	

MICROFILMED
OCT 02 1996

ALEXANDERSON, DAVIS, RAINEY, WHITNEY & KERRICK

LAWYERS

ROBERT L. ALEXANDERSON, P.A.
WAYNE E. DAVIS (1919-1986)
RONALD P. RAINEY, P.A.
DAVID L. WHITNEY, P.A.
DAVID E. KERRICK

110 NORTH NINTH AVENUE
POST OFFICE BOX 26
CALDWELL, IDAHO 83606-0026

AREA CODE 208
TELEPHONE 459-3659

April 17, 1990

Idaho Dept. of Water Resources
Attn: Jeff Peppersack
2735 Airport Way
Boise, Idaho 83705

RECEIVED

APR 20 1990

Department of Water Resources
Western Regional Office

Re: Golden Gate Irrigation District

Dear Mr. Peppersack:

Enclosed please find the completed Notice of Claim to a Water Right, which I submit for filing, along with our firm's check in the amount of \$405.00 for the required filing fee.

According to our discussions in the matter, there is no late filing fee required due to the fact that Golden Gate Irrigation District was never served.

Thank you for your assistance in this matter. If you have any questions, please advise.

Sincerely,

ALEXANDERSON, DAVIS, RAINEY, WHITNEY & KERRICK


DAVID E. KERRICK

DEK:mh

cc: Golden Gate Irrigation District

MICROFILMED

AUG 17 1992

January 9, 1943

C. L. TUCKER, ENGINEER APPRAISER
FEDERAL LAND BANK OF SPOKANE
610 Main Avenue
Spokane, Washington

Dear Mr. Tucker:

Roy has handed me your letter of January 5, in which you make inquiry as to the water rights owned by the Golden Gate Irrigation District.

The following is taken from the Stewart Decree:

"That the defendants William C. Young, Lizzie Young and Estella Young be, and they are hereby awarded the use of the waters of Boise river, diverted at a point on the south bank of said river at or near the southeast quarter of southwest quarter of section 10, township 4 north, range 3 west, Boise Meridian, through what is known as the Young ditch, for use upon lands lying under said ditch in sections 15 and 21, township 4 north, range 3 west, Boise Meridian, in the following amount from the following date: 200 inches, from Jan. 23, 1887; and hereby designated as Right No. 95. And be adjudged to pay \$14.00 costs in addition to the costs incurred by them."

This right was for the old Young ranch which extended along the river and runs to the old Interurban right-of-way.

The other land in the District is irrigated from Indian Creek diverted at a point near the stock yards through a ditch owned jointly by the Pioneer Irrigation District and the Caldwell Irrigation District. So far we have been unable to find any record of ownership of this right. Apparently whatever right they have is a prescriptive right and I don't happen to know just how long this ditch from Indian Creek has been in use.

In Irrigation District File Number 96, in the State Department of Reclamation, there is a statement under date of August 15, 1922 addressed to the Board of County Commissioners of Canyon County Idaho and signed by Fred H. McConnell, Irrigation Engineer, which was submitted along with other

information in connection with the organization of the Golden Gate Irrigation District. Among other things this statement includes the following: The tract *** is supplied by water diverted from Indian Creek through what is known and designated in the petition as the "Griffiths' Golden Gate Ditch *** the point of diversion is at or near the Northwest corner of the Northeast quarter of the Southwest quarter of Section 26, Township 4 North, Range 3 West Boise Meridian, and is used in conjunction with the Pioneer Irrigation District point of diversion for supplying water to a portion of the city of Caldwell. *** the water in said ditch has been so used and diverted since about the year 1914 and various quantities have been actually diverted since prior to the year 1900, and used upon the lands proposed to be included in the district." In the same file, under date of August 26, 1922, is a statement addressed to the Honorable Board of County Commissioners of Canyon County and signed by W. G. Swendsen, Commissioner of Reclamation. The project is recommended as feasible and the organization of the irrigation district is recommended. However, in neither statement is there any reference to the so called Young right in the Stewart Decree which I referred to earlier in this letter.

From the map inclosed in your letter, Roy and I were unable to agree as to the Northwest boundary of the district. If it is the Boise River, then the land to which the Young right was decreed is in the district and consequently the Young right should now belong either to the district or to the owners of those particular tracts of land within the District, and in any event, should be a part of the water supply of the district.

I talked to John Turner over the phone about this matter this morning. He is coming into the office Monday and in the meantime he is going to try to get further information about it.

There is another situation with reference to Indian Creek which might affect the rights of the Golden Gate Irrigation District. Prior to 1914 the Riverside canal had been diverting its full decree from the river at the canyon and taking all of Indian Creek over and above and in addition to its decree. In 1914 an action was brought in the courts by the Farmers' Cooperative Ditch Company, and I believe other waterusers, which resulted in a decision by the Court to the effect that Indian Creek was tributary to the Boise river and all of the water should be measured to the Riverside canal. I have never been able to locate the decision of Judge Bryan in this matter. However, an unsigned memo indicating that such a decision would be rendered is available and if I can locate it I will include it in this letter. Since 1914 Indian Creek has always been measured to the Riverside canal as Boise River water but the Watermaster

—3

has never gone farther up the creek nor has he ever paid any attention to any other diversions from the creek. If this matter is ever again brought into the courts and the court should again hold that Indian Creek is tributary to the Boise river, then, of course, the Golden Gate Irrigation District would have to accept whatever priority they should establish, which would undoubtedly result in a right inferior to most of the decreed rights from that section of the river.

Sincerely yours,

WM. E. WELSH, WATERMASTER
WATER DISTRICT 12-A

WATER RIGHT NUMBER	CURRENT OWNER NAME	PRIORITY DATE	STG	POINT OF DIVERSION	FLAG	TOTAL DIVERSION	ACRES	TOTAL WATER USES
=====								
WATER SOURCE: BIG DRAW CREEK								

63-02143	JACKSON, MARY	10/21/1910	L	01N 04E 14	SESE	1.060 CFS	53.0	01,43
WATER SOURCE: DRY HOLLOW CREEK								

63-02143	JACKSON, MARY	10/21/1910	L	01N 04E 14	SESE	1.060 CFS	53.0	01,43
WATER SOURCE: GROUNDWATER								

63-02758	TOBIAS, CHARLES C.	01/24/1949	L	02N 01W 5	NWSE	3.920 CFS	196.0	01,04
WATER SOURCE: INDIAN CREEK								

63-00352	INDIAN CREEK IRRIGATION CO.	11/07/1906	D	01N 05E 17	SNW	1000.000 CFS	175.0	01,55
63-02046	WESTERN LAND & CATTLE CO.	10/15/1909	L	04N 03W 27	SESE	3.400 CFS	1000.0	01,43
63-02114	PIONEER IRRIGATION DISTRICT	10/21/1910	L	01N 04E 14	SESE	1.060 CFS	53.0	01,43
63-02143	JACKSON, MARY	07/03/1911	L	04N 04E 15	NWSE	0.700 CFS	36.0	01,43
63-02171	DALY, LILLY M.	11/04/1915	L	04N 03W 21	NWSE	89.900 CFS	4496.0	01
63-02279	RIVERSIDE IRRIGATION DISTRICT LTD.,	08/02/1922	L	04N 03W 21	NWSE	88.500 CFS	1135.0	01
63-02374	RIVERSIDE IRRIGATION DISTRICT LTD.,	01/17/1924	L	04N 03W 21	NWSE	1.560 CFS	86.0	01,43
63-02386	SHAW, E. L.	01/24/1949	L	02N 01W 5	NWSE	3.920 CFS	196.0	01,04
63-02758	TOBIAS, CHARLES C.	11/04/1915	S	04N 03W 21	NWSE	100.000 CFS	240.0	01
63-04009	RIVERSIDE IRRIGATION DISTRICT LTD.	06/01/1895	S	01N 04E 30	SESE	6.000 CFS	47,17,55	
63-04338	STATE OF IDAHO	03/03/1966	S	01N 01E 4	SESE	3000.000 AFA	17,47	
63-04679	STATE OF IDAHO	01/01/1895	S	01N 04E 30	SESE	16.000 CFS	01	
63-05219	PIONEER IRRIGATION DISTRICT	04/01/1910	S	03N 02W 22	NWSE	16.000 CFS	01	
63-05237	PIONEER IRRIGATION DISTRICT	04/01/1910	S	04N 03W 26	NWSE	2.500 CFS	01	
63-05255	PIONEER IRRIGATION DISTRICT	01/01/1937	S	04N 03W 26	NWSE	0.190 CFS	9.0	01,04
63-05374	RUSSI, RALPH	07/01/1967	L	03N 02W 26	NWSE	0.260 CFS	13.0	01
63-07009	KELLEY, MELVILLE D.	06/03/1983	L	01N 01E 10	NWSE	0.620 CFS	37.0	01,02,03
63-09937	HAYES, H JOHN	01/29/1990	L	03N 02W 25	NWSE	0.030 CFS	0.9	01
63-11143	WADSWORTH, DEWAYNE	07/02/1992	P	01N 04E 30	NESESW	0.090 CFS	04,05,16,17	
63-11903	US DEPT OF INTERIOR							
WATER SOURCE: SAND CREEK								

63-09937	HAYES, H JOHN	06/03/1983	L	01N 01E 10	NWSE	0.620 CFS	37.0	01,02,03
WATER SOURCE: SLATER CREEK								

63-02143	JACKSON, MARY	10/21/1910	L	01N 04E 14	SESE	1.060 CFS	53.0	01,43
WATER SOURCE: UNNAMED DRAINS								

63-04009	RIVERSIDE IRRIGATION DISTRICT LTD.	11/04/1915	S	04N 03W 21	NWSE	180.000 CFS	01	



TRACT	LOT ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	STG	PRIORITY DATE	WATER SOURCE
SW SE	1.0	01,43	63-04566	TEGGE	C	03/01/1948	WILSON SLOUGH
SW SE		07	63-04576	TEGGE	C		GROUNDWATER
SE SE		01,43	63-10625	COOKSON	C	01/01/1945	GROUNDWATER
		01,43	63-02275	SIMPLOT FINANCIAL	C	05/09/1988	GROUNDWATER
22		01,43	63-02283	PIONEER IRRIGATION	C	09/08/1915	WILSON SLOUGH
		01,43	63-02529	CALDWELL IRRIGATION	C	12/07/1915	MASON CREEK
		01,43		PIONEER IRRIGATION	C	12/21/1936	GROUNDWATER

K 13

IDAHO DEPARTMENT OF WATER RESOURCES										
WATER RIGHTS MICROFICHE BY PLACE OF USE										
TWP	RNG	SECT	TRACT	LOT ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	STG	PRIORITY DATE	WATER SOURCE
04N 03W 22			1/4 1/4							
		NE	NE	01	01,43	63-02891	PIONEER IRRIGATION	C	01/23/1952	WILSON SLOUGH DRAIN
		NW	NE	3.0		63-02276	PIONEER IRRIGATION	C	09/08/1915	MASON CREEK
		NW	NE	2.0		63-07834	HARRISON	C	07/19/1973	GROUNDWATER
		SW	NE	43		63-09976	STATE OF IDAHO	C	01/12/1983	GROUNDWATER
		SW	NE	3.4	01	63-05375	ROBINSON	C	06/01/1940	GROUNDWATER
		SW	NE	7.6	01	63-09977	STATE OF IDAHO	C	01/12/1983	GROUNDWATER
		SE	NE	01,43		63-02276	PIONEER IRRIGATION	C	01/12/1983	GROUNDWATER
		SE	NE	6.0	01	63-09977	STATE OF IDAHO	C	09/08/1915	MASON CREEK
		NE	NW	5.2	01	63-09976	STATE OF IDAHO	C	01/12/1983	GROUNDWATER
		NW	NW	2.0		63-04653	POINDEXTER	C	01/12/1983	GROUNDWATER
		NE	SW	01,43		63-02275	PIONEER IRRIGATION	C	01/01/1898	GROUNDWATER
		NE	SW	07,43		63-02998	DAIRYMENS CO OP CR	C	09/08/1915	WILSON SLOUGH
		NE	SW	07,43		63-02999	DAIRYMENS CO OP CR	C	07/29/1954	GROUNDWATER
		NE	SW	07,43		63-03000	DAIRYMENS CO OP CR	C	07/29/1954	GROUNDWATER
		NW	SW	01,43		63-02275	PIONEER IRRIGATION	C	09/08/1915	WILSON SLOUGH
		NW	SW	07,43		63-02998	DAIRYMENS CO OP CR	C	09/08/1915	WILSON SLOUGH
		NW	SW	07,43		63-02999	DAIRYMENS CO OP CR	C	07/29/1954	GROUNDWATER
		NW	SW	07,43		63-03000	DAIRYMENS CO OP CR	C	07/29/1954	GROUNDWATER
		NW	SW	07,43		63-04229	SCOTT	C	07/29/1954	GROUNDWATER
		NW	SW	01,43		63-02275	PIONEER IRRIGATION	C	06/01/1908	GROUNDWATER
		SE	SW	01,43		63-02275	PIONEER IRRIGATION	C	09/08/1915	WILSON SLOUGH
		NE	SE	01,43		63-02275	PIONEER IRRIGATION	C	09/08/1915	WILSON SLOUGH
		NE	SE	01,43		63-02276	PIONEER IRRIGATION	C	09/08/1915	WILSON SLOUGH
		NE	SE	1.4	01	63-09977	STATE OF IDAHO	C	09/08/1915	MASON CREEK
		NW	SE	01,43		63-02275	PIONEER IRRIGATION	C	01/12/1983	GROUNDWATER
		NW	SE	01,43		63-02275	PIONEER IRRIGATION	C	09/08/1915	WILSON SLOUGH
		SE	SE	01,43		63-02275	PIONEER IRRIGATION	C	09/08/1915	WILSON SLOUGH
		SE	SE	01,43		63-02283	CALDWELL IRRIGATION	C	12/07/1915	WILSON SLOUGH
		SE	SE	01,43		63-02529	PIONEER IRRIGATION	C	12/21/1936	GROUNDWATER
		NE	NE	01,43		63-02891	PIONEER IRRIGATION	C	01/23/1952	WILSON SLOUGH DRAIN
		NE	NE	01,43		63-02276	PIONEER IRRIGATION	C	09/08/1915	MASON CREEK
		NW	NE	01,43		63-02294	PIONEER IRRIGATION	C	04/03/1916	FIVEMILE CREEK
		NW	NE	01,43		63-02276	PIONEER IRRIGATION	C	09/08/1915	MASON CREEK
		SW	NE	01,43		63-02276	PIONEER IRRIGATION	C	04/03/1916	FIVEMILE CREEK
		SW	NE	01,43		63-02294	PIONEER IRRIGATION	C	09/08/1915	MASON CREEK
		SE	NE	01,43		63-02276	PIONEER IRRIGATION	C	04/03/1916	FIVEMILE CREEK
		SE	NE	01,43		63-02276	PIONEER IRRIGATION	C	09/08/1915	MASON CREEK
		NE	NW	01,43		63-02276	PIONEER IRRIGATION	C	04/03/1916	FIVEMILE CREEK
		NE	NW	01,43		63-02294	PIONEER IRRIGATION	C	09/08/1915	MASON CREEK
		NW	NW	01,43		63-02276	PIONEER IRRIGATION	C	04/03/1916	FIVEMILE CREEK
		SW	NW	01,43		63-02276	PIONEER IRRIGATION	C	09/08/1915	MASON CREEK

DATE: 01/11/92
PAGE: 1537

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SE SW	25.0	01,43	63-02276	PIONEER IRRIGATION C	L	09/08/1915	MASON CREEK
SE SW		01,43	63-02231	SEELY	C	12/08/1913	UNNAMED STREAM
NE SE	40.0	01	63-02276	PIONEER IRRIGATION C	L	09/08/1915	MASON CREEK
			63-05090	RICHARDSON	C	05/01/1966	MASON DRAIN
SE SE	40.0	01	63-05090	RICHARDSON	C	05/01/1966	MASON DRAIN
			63-00232	RICHARDSON	C	01/23/1887	BOISE RIVER
15				YOUNG	C		
				YOUNG	C		
				YOUNG	C		
			63-02283	CALDWELL IRRIGATION C	L	12/07/1915	MASON CREEK
			63-02878	BLACK CANYON IRRIG C	L	08/30/1951	WILSON DRAIN
NE NE		01,43	63-02276	PIONEER IRRIGATION C	L	09/08/1915	ELIJAH DRAIN
							MASON CREEK

D 13

IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHTS MICROFICHE BY PLACE OF USE											DATE: 01/11/92 PAGE: 1530	
TWP	RNG	SECT	TRACT	LOT ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	O	STG	PRIORITY DATE	WATER SOURCE	
			1 1/4									

04N	03W	15	NW NE	01,43		63-02276	PIONEER IRRIGATION C	L		09/08/1915	MASON CREEK	
			SW NE	01,43		63-02276	PIONEER IRRIGATION C	L		09/08/1915	MASON CREEK	
			SE NE	01,43		63-02276	PIONEER IRRIGATION C	L		09/08/1915	MASON CREEK	
			NE NW	01,43		63-02276	PIONEER IRRIGATION C	L		09/08/1915	MASON CREEK	
			NW NW	5.0	01,43	63-02322	U.S. DEPT. OF INTE C	L		10/04/1918	WILSON SLOUGH	
			SW NW	15.0	01,43	63-02322	U.S. DEPT. OF INTE C	L		10/04/1918	ELIJAH SLOUGH	
			SW NW	10,43		63-02969	GRIMES	C	L	12/11/1953	ELIJAH SLOUGH	
			SW NW	1.0	01,10	63-05213	KOA CAMPGROUND	C	S	07/01/1955	GROUNDWATER	
			SE NW	01,43		63-02276	PIONEER IRRIGATION C	L		09/08/1915	MASON CREEK	
			SE NW	43		63-05212	KOA CAMPGROUND	C	S	07/01/1921	GROUNDWATER	
			SE NW	5.0	01,10	63-05213	KOA CAMPGROUND	C	S	07/01/1955	GROUNDWATER	
			NE SW	4.0	01,10	63-05213	KOA CAMPGROUND	C	S	07/01/1955	GROUNDWATER	
			NE SW	43		63-08133	COLVARD	C	L	06/02/1975	GROUNDWATER	
			NW SW	2.0	01,43	63-02322	U.S. DEPT. OF INTE C	L		10/04/1918	WILSON SLOUGH	
			NW SW	11.0	01	63-03006	SHIPLEY	C	L	03/15/1965	ELIJAH SLOUGH	
			NW SW	9	01,43	63-09302	SHIPLEY	C	L	10/18/1979	BOISE RIVER	
			NW SW	9	01,04,43	63-11247	SHIPLEY	C	P	03/23/1990	GROUNDWATER	
			SW SW	2.0	01	63-09976	SHIPLEY	C				
			SE SW	2.4	01	63-09976	STATE OF IDAHO	C	L	01/12/1983	GROUNDWATER	
			NE SE	01,43		63-02276	PIONEER IRRIGATION C	L		09/08/1915	GROUNDWATER	
			NW SE	01,43		63-02276	PIONEER IRRIGATION C	L		09/08/1915	MASON CREEK	
			SE SE	01,43		63-02276	PIONEER IRRIGATION C	L		09/08/1915	MASON CREEK	
			SE SE	2.0	01	63-09759	WILLMORTH	C	L	07/01/1981	MASON CREEK	
						63-02878	WILLMORTH	C			GROUNDWATER	
16				01,43		63-02878	BLACK CANYON IRRIG C	L		08/30/1951	WILSON DRAIN	
			NE NE	15.0	01,43	63-02322	U.S. DEPT. OF INTE C	L		10/04/1918	ELIJAH DRAIN	
			NW NE	01		63-00233E	AMERICAN DITCH CO. O	D		10/08/1887	WILSON SLOUGH	
			SW NE	01		63-00233E	CANYON DITCH CO. C	C			ELIJAH SLOUGH	
						63-00233E	AMERICAN DITCH CO. O	D		10/08/1887	BOISE RIVER	

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-00232
Date Received: 4/20/1990
Receipt No: W012271
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: GOLDEN GATE IRRIGATION DISTRICT 208-459-3659
Address: C/O DAVID E. KERRICK
P.O. BOX 26
CALDWELL, ID 83606

2. Date of Priority: JAN 23, 1887

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	26	NE	SW	NW		CANYON

5. Description of diverting works:
HEADGATE TRANSPORTED THROUGH PIONEER IRRIGATION WORKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	4.000		

7. Total Quantity Appropriated is:
4.000 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 1242.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	15	NE	SW		IRR	15.0
			SE	SW		IRR	35.0
			NW	SE		IRR	25.0

A63-00232

Page 1

Date: 04/23/90

MICROFILMED

AUG 17 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	15	SW	SE		IRR	40.0
			SE	SE		IRR	5.0
			Section Acres				120.0
		22	NE	NE		IRR	25.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	20.0
			NE	NW		IRR	40.0
			NW	NW		IRR	10.0
			SW	NW		IRR	20.0
			SE	NW		IRR	40.0
			Section Acres				235.0
			Total Acres				355.0

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
NONE

14. Remarks:
LANDS ARE WITHIN IRRIGATION DISTRICT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

FARMERS CO-OP DITCH CO.
Decree Plaintiff

RIVERSIDE IRR. DIST.
Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____ and that the statements contained in the
_____ foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
_____ acting as attorney at law on behalf of the claimant signing above, and that
all notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

4-20-90

WD12271

RECEIVED

APR 20 1990

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
APR 23 1990

Department of Water Resources

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Golden Gate Irrigation District Phone (208) 459-3659

Mailing Address c/o David E. Kerrick, P.O. Box 26, Caldwell, Idaho Zip 83606

2. Date of Priority (Only one (1) per claim) January 23, 1887

3. Source of water supply (a) Indian Creek
which is tributary to (b) Boise River

4. a. Location of existing point of diversion is: Township 4N Range 3W Section 26,
NE 1/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of Canyon

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Headgate transported through Pioneer
Irrigation works

MICROFILMED

AUG 17 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from March 15 to Nov. 15 amount 4 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1242.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	3W	15									15			35		25	40	5	120
		22	25	40	40	20	40	10	20	40									235

Total number of acres irrigated 355

11. In which county (ies) are lands listed above as place of use located? Canyon

12. Do you own the property listed above as place of use? Yes _____ No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ()

14. Remarks: Lands are within irrigation district

Last Name Golden Gate Irrigation District Ident No. _____

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Copies: White -State, Yellow-Claimant
AUG 17 1992

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

322

Total number of cases initiated

Aug 14, 1988

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree X

If applicable provide IDWR Water Right Number 630232

Court 7th Dist., Canyon County Case Number _____ Decree Date 1/18/06

Plaintiff vs Defendant Farmer's Cooperative Ditch Co v. Riverside Irrigating District,
(Stewart Decree) et al

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am the President
_____ Title

of Golden Gate Irrigation District _____, that I have signed the foregoing
Organization

document in the space below as President of Golden Gate Irrigation District
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent X Leon Beyer

Title and Organization President, Golden Gate Irrigation District Date 4-10-90

State of Idaho/or _____)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 10 day of April 19 90

SEAL

Notary Public Nugene H. Porter

Residing at Caldwell ID

My Commission Expires Nov 13 1995

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, David E. Kerrick will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature [Signature]

Address P.O. Box 26, Caldwell, Idaho 83606

Date 4/10/90

Last Name Golden Gate Irrigation District Ident. Number _____

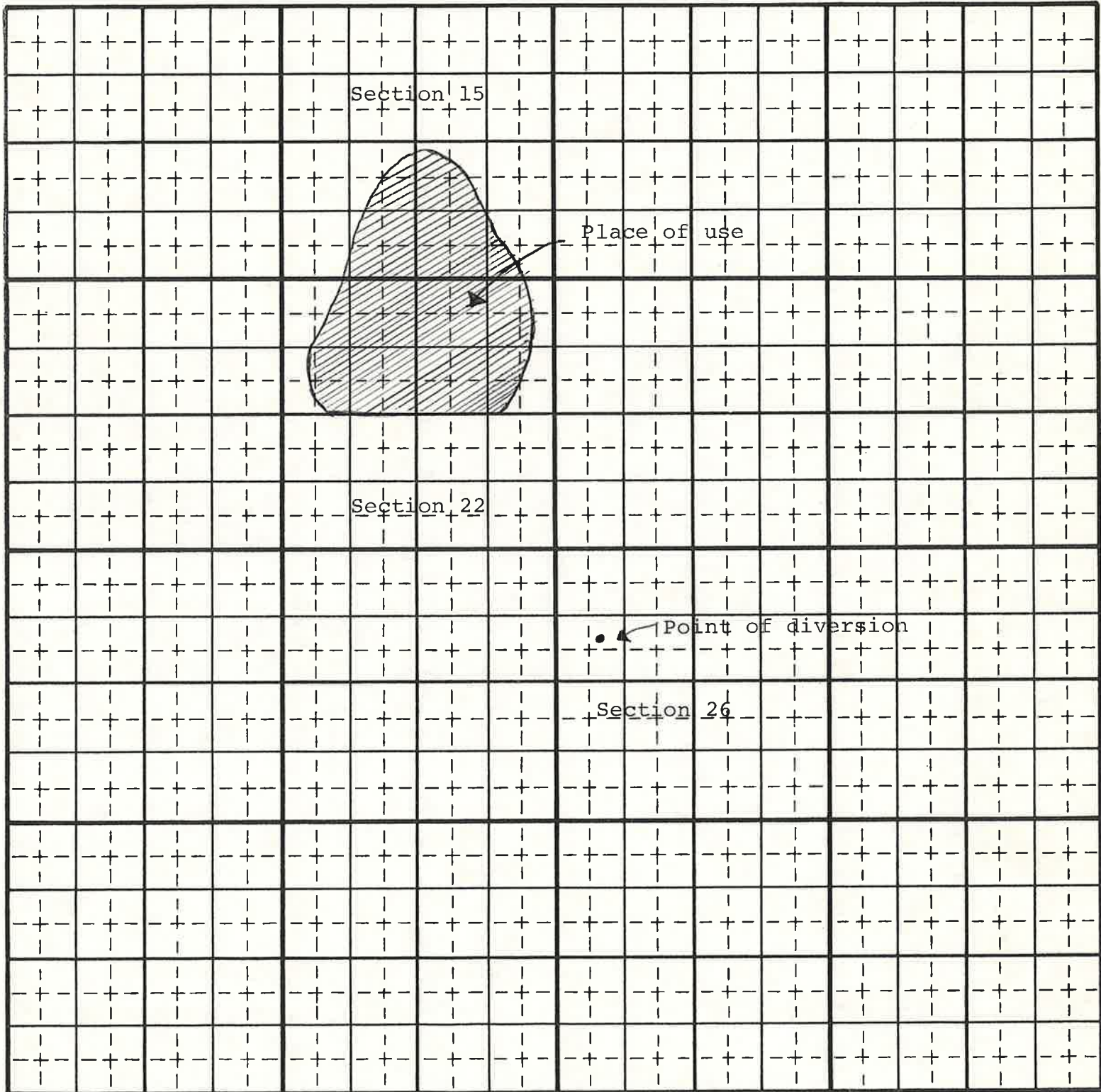
MICROFILMED
Copies White-State, Yellow-Claimant
AUG 17 1992

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

T 4 N, R 3 W

See Attached Map for Other Details



Last Name Golden Gate Irrigation District _____ Cont No. _____

Copies: White-State, Yellow-Claimant **MICROFILMED**

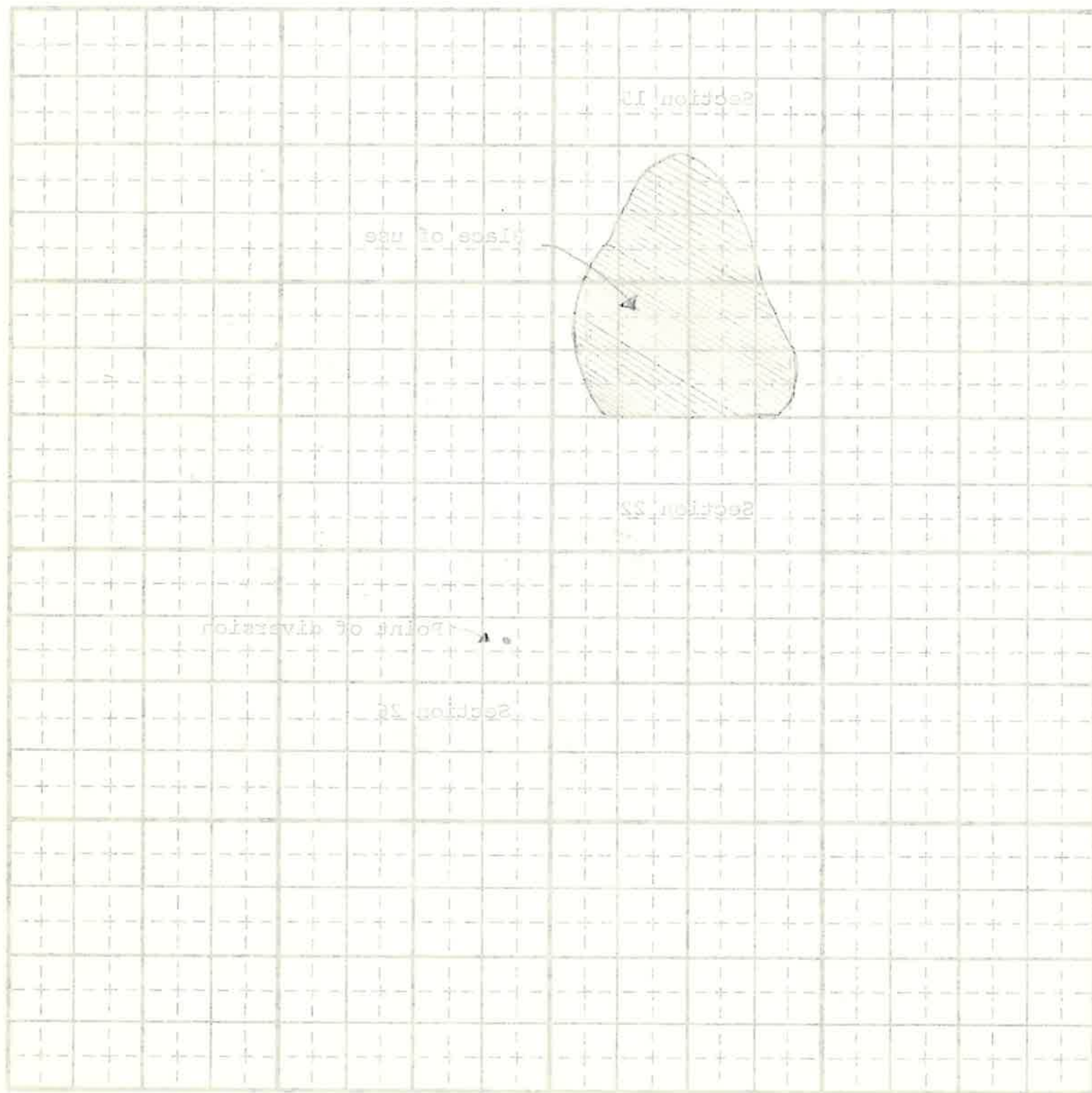
AUG 17 1992

Map of Project, show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

See Attached Map for Other Details

T 4 N, R 7 W



MICROFILMED

AUG 1 1964

Last Name- Golden Gate Irrigation
Project No.

Shurte, Jan

From: Luke, Tim
Sent: Wednesday, April 20, 2011 9:44 AM
To: Shurte, Jan
Cc: Fritschle, Carter
Subject: RE: Golden Gate Irrigation District

Hi Jan,

Yes I do need the file scanned today – the earlier the better.
I started the following e-mail earlier but took a long phone call.
I called and missed you again but left a msg. I need to look at or review SRBA claim file for 63-232, Golden Gate Irrigation District. I have Rex and one of their board members coming over tomorrow to discuss the source and POD issues under this right. This right is actually diverted out of Indian Creek, not the Boise River. We recommended and it was decreed from source Boise River with a POD down by Indian Creek. The actual POD is the same POD for Pioneer Irrig District's right from Indian Ck just above Wilson Drain. The POD legal and location for 63-232 is in a different QQ than the Indian Ck POD they share with Pioneer. At a minimum, they will need to change the POD unless this was just a clerical error but I'm guessing they claimed it wrong – hence I would like to look at the original claim file – I could not find it scanned in Docs. The other issue is obviously with the source and I'm not sure how to address that at the moment. The board member told Rex that they used to divert this right through Riverside Irrig District diversion from Boise River, many years ago.

Tim

From: Shurte, Jan
Sent: Wednesday, April 20, 2011 9:16 AM
To: Luke, Tim
Subject: Golden Gate Irrigation District

Hi Tim,

Do you need this file scanned right away?

Jan

PS – I did call you back and left a message.

08/17/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-232

NAME AND ADDRESS: GOLDEN GATE IRRIGATION DIST
C/O DAVID E KERRICK
PO BOX 26
CALDWELL ID 83606

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 4.000 CFS

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 01/23/1887

POINT OF DIVERSION:
T04N R03W S26 SWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	4.000 CFS
Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.		

PLACE OF USE:

231 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

This right can be used to irrigate up to 231 acres within the boundary of the Golden Gate Irrigation District.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

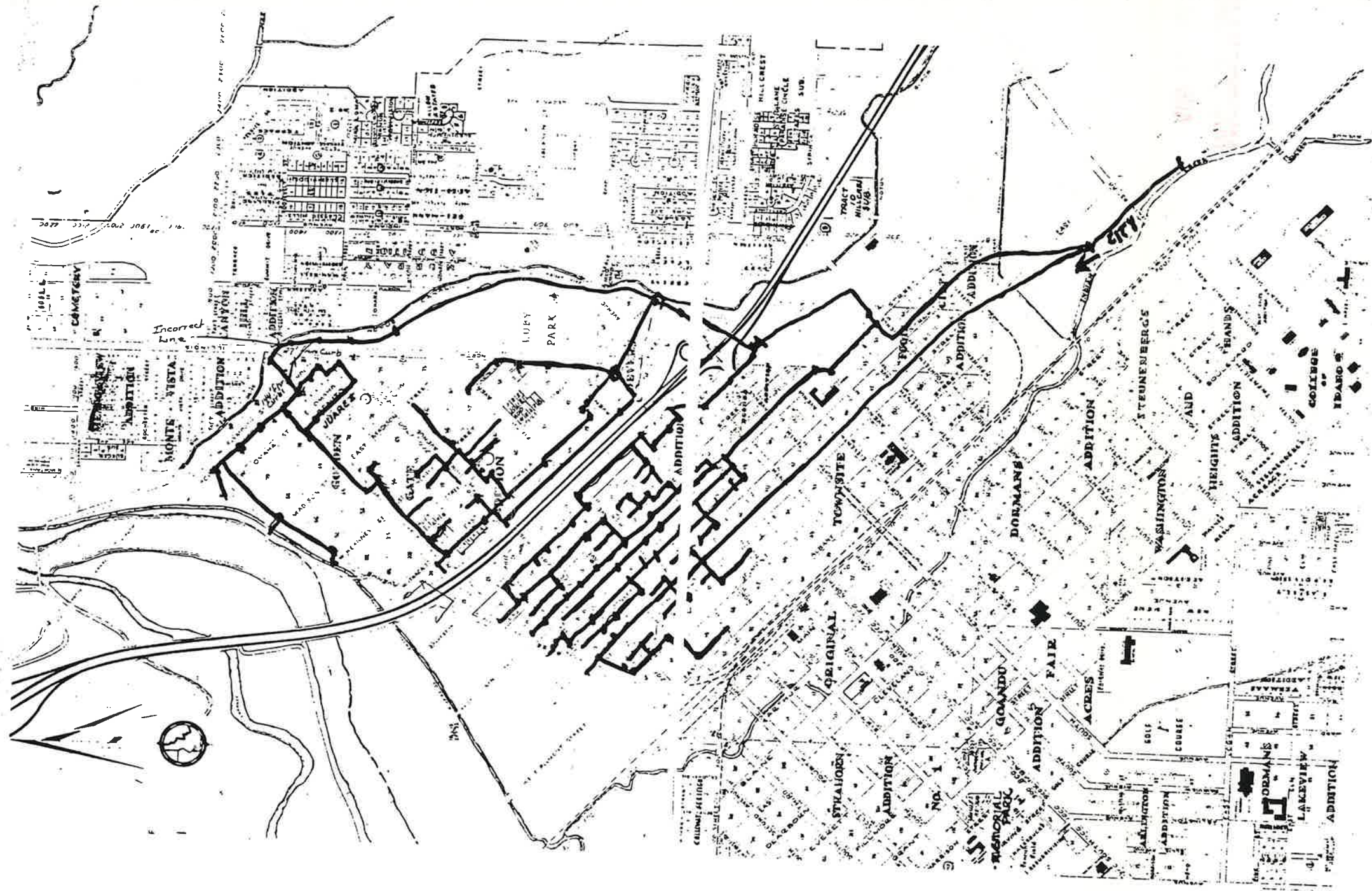
EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

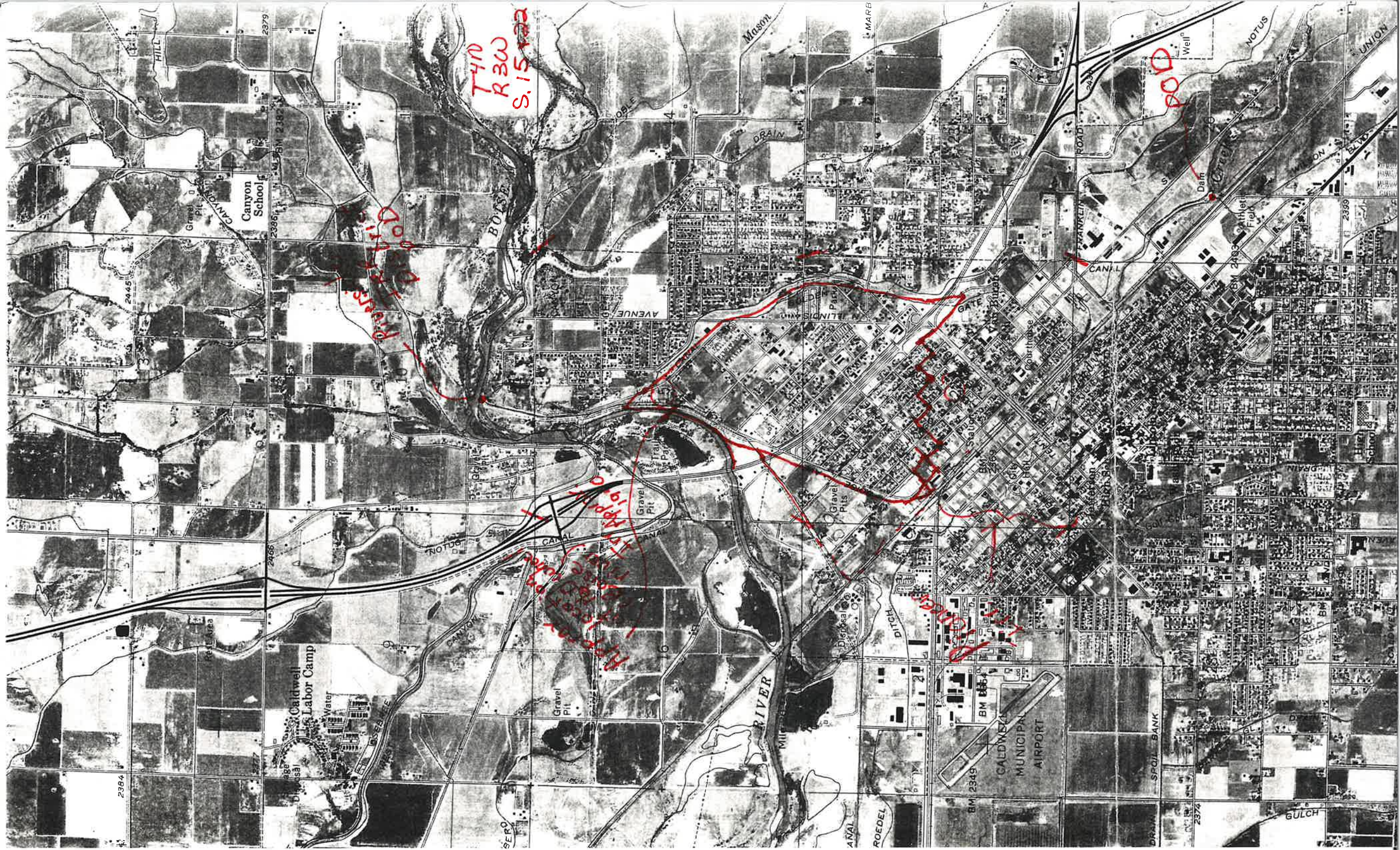
This right is designated as No. 95 in the Stewart Decree and the Boise Water Distribution Report.

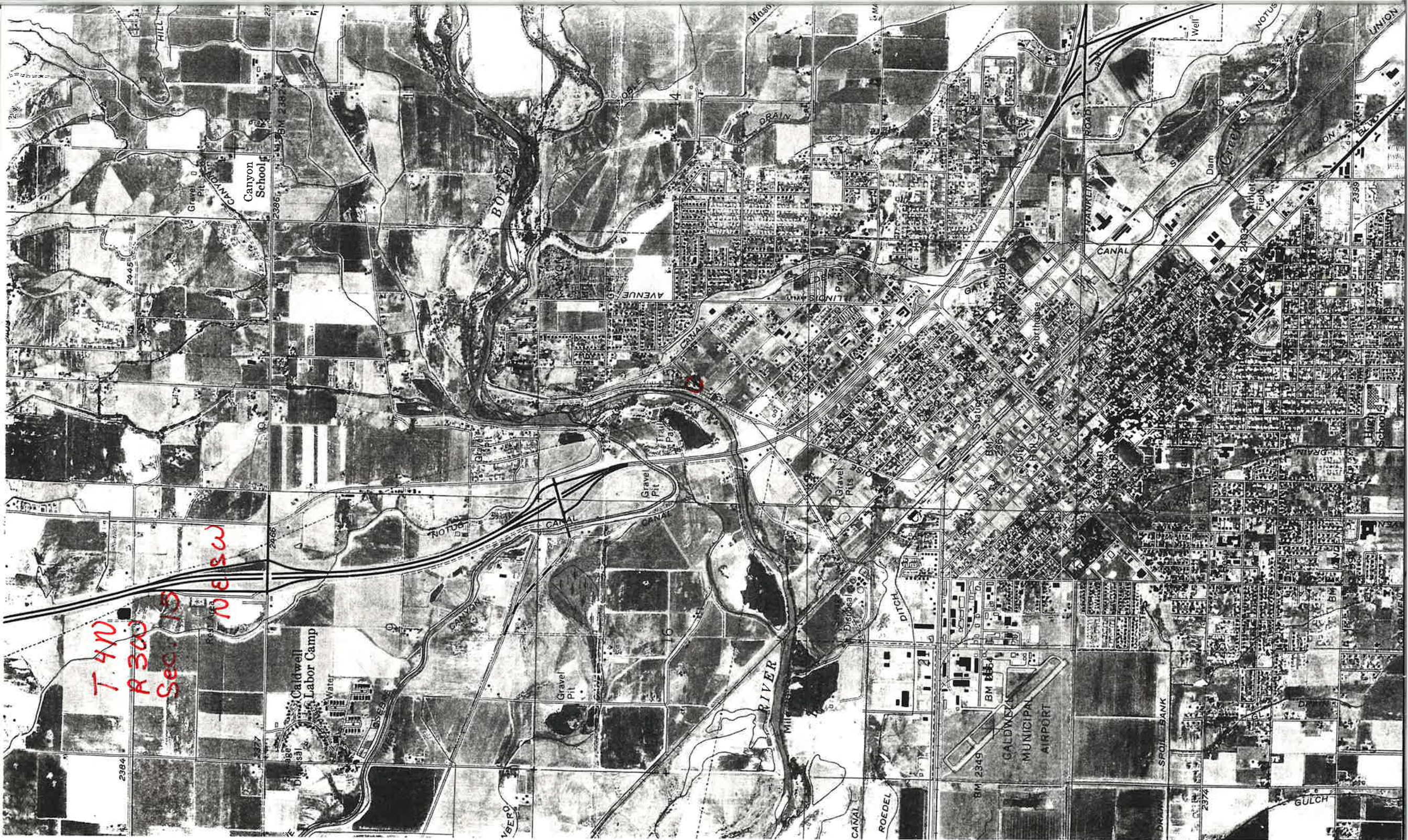
Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

BOISE RIVER
SOURCE & DEGREE
INDIAN CK POD
IS IT NY CANAL
H2O? OR INDIAN
CREEK. CANNOT
CHANGE THE SOURCE
THAT EASY.
BILL GIGRAY,
ATTY

IMPORTANT MESSAGE			
FOR	Jan		
DATE	4-29-11	TIME	8:52 A.M. P.M.
WHILE YOU WERE OUT			
M.	Beale Bailey		
OF	Golden Gate Irrigation		
PHONE NO.	454-1205		
TELEPHONED		PLEASE CALL	☒
CAME TO SEE YOU		WILL CALL AGAIN	
WANTS TO SEE YOU		RUSH	
RETURNED YOUR CALL			
MESSAGE			
Called & he is going			
to have Bill Gigray,			
att. call me. Meads			
work BOISE R. Decree, Indian			
SIGNED	Jan Ch. source - the		
OfficeMax	PD has correct PD OM97295		
wrong source & on BR Decree #.			







DEPARTMENT OF RECLAMATION

I. D. #13

Caldwell, Idaho, August 15, 1922.

TO the Board of County Commissioners
of Canyon County, Idaho.

Gentlemen:

I submit herewith the following report for your information and consideration in regard to the proposed irrigation district, which is hereby designated as the "Golden Gate Irrigation District".

The lands included in the proposed district embrace what is commonly known as the "Golden Gate Addition to the City of Caldwell, Idaho". A full description may be had by reference to the map of the proposed district now on file in your office accompanying the petition.

The soil is of sandy loam in character and is very productive, with some white alkali. The contour of the tract is generally level and is supplied by water diverted from Indian Creek thru what is known and designated in the petition as the "Griffiths' Golden Gate Ditch". All of the lands lying within the limits of the proposed district are held in private ownership. The district is being organized for the purpose of acquiring by purchase or otherwise the said ditch commonly known as the "Griffiths' Golden Gate Ditch" and to construct such laterals as may be necessary to further distribute water to city lots and acreage lying within the boundaries of the district and to operate and control the same.

The character of the works are as follows: Main canal, waste-ways and lateral outlets. It is contemplated that the district will acquire the water rights now diverted from the Indian Creek thru the Griffiths Golden Gate Ditch.

The source of supply is from the Indian Creek, which from the state engineer's report for 1919-1920 has an annual

341033-531047

BE
AND
TO
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OF

THE UNIVERSITY OF CHICAGO

flow during the irrigation season ranging from 110 to 150 or 160 second feet. Sometimes as much as 190 to 200 second feet, as appeared for June 12th to 29th of the 1920 state engineer's report, of which about 90 second feet have been applied for by the Riverside Irrigation District, making an ample supply of water for all that is required in the proposed district.

The point of diversion is at or near the northwest corner of the northeast quarter of the southwest quarter of Section 26, Township 4 North, Range 3 West of Boise Meridian, and is used in conjunction with the Pioneer Irrigation District point of diversion for supplying water to a portion of the City of Caldwell. The ditch uses the gravity system and conveys and carries at present about 9.3 second feet, and the water in said ditch has been so used and diverted since about the year 1914 and various quantities have been actually diverted since prior to the year 1900 and used upon the lands proposed to be included in the district.

The lands included in the district are covered and easily accessible to the said Griffiths Golden Gate Ditch and comprise about 520 acres.

The value of the said Griffiths Golden Gate Ditch is estimated at about \$2,000.

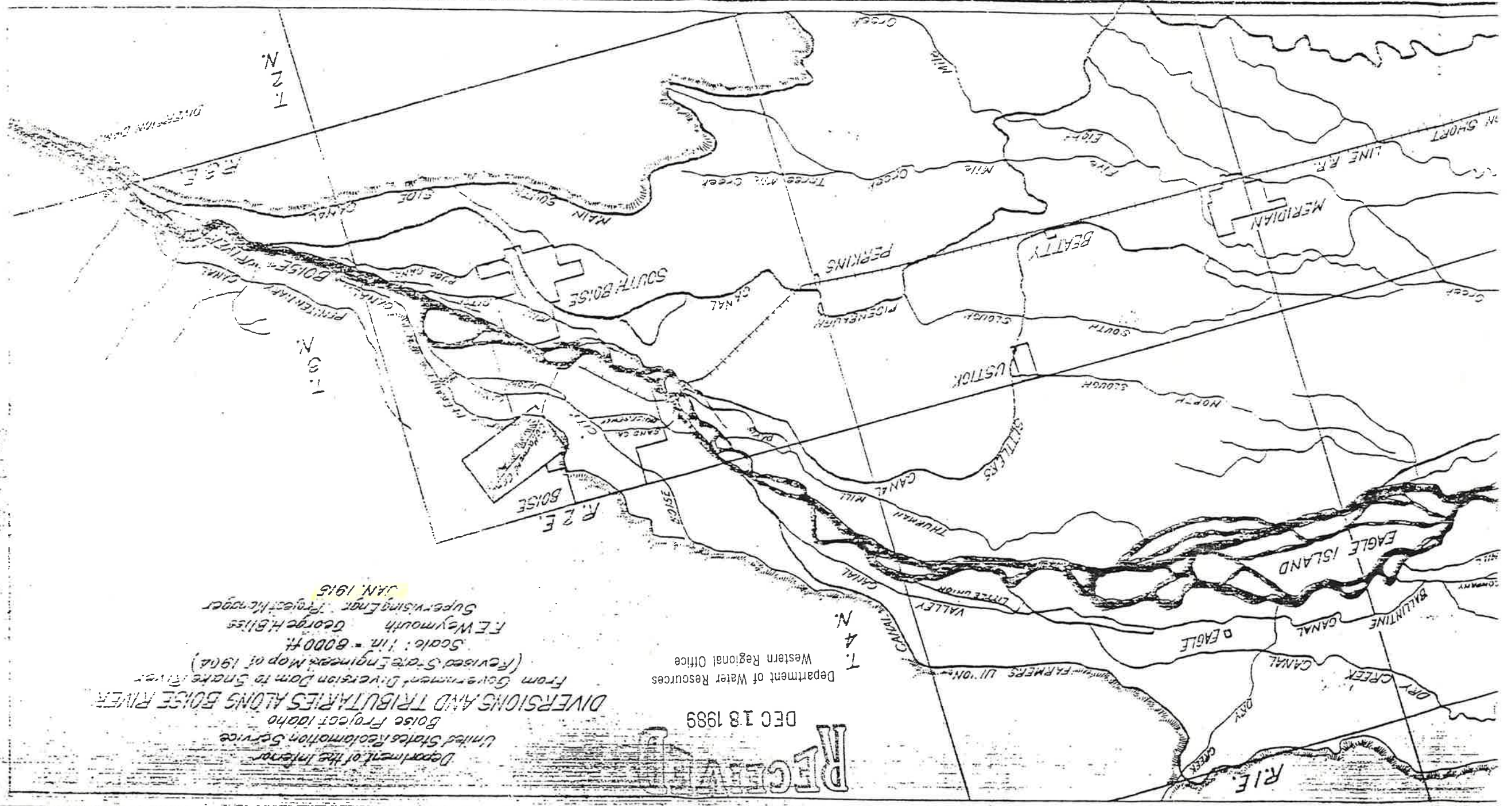
The organization of the district is especially desirable, owing to the fact that the land is largely composed of city lots and small acreage tracts and under the present system it is almost impossible to require each land owner to pay his just proportion of maintenance, and in order that the burden may be equitably distributed, it is especially desirable that the district be organized.

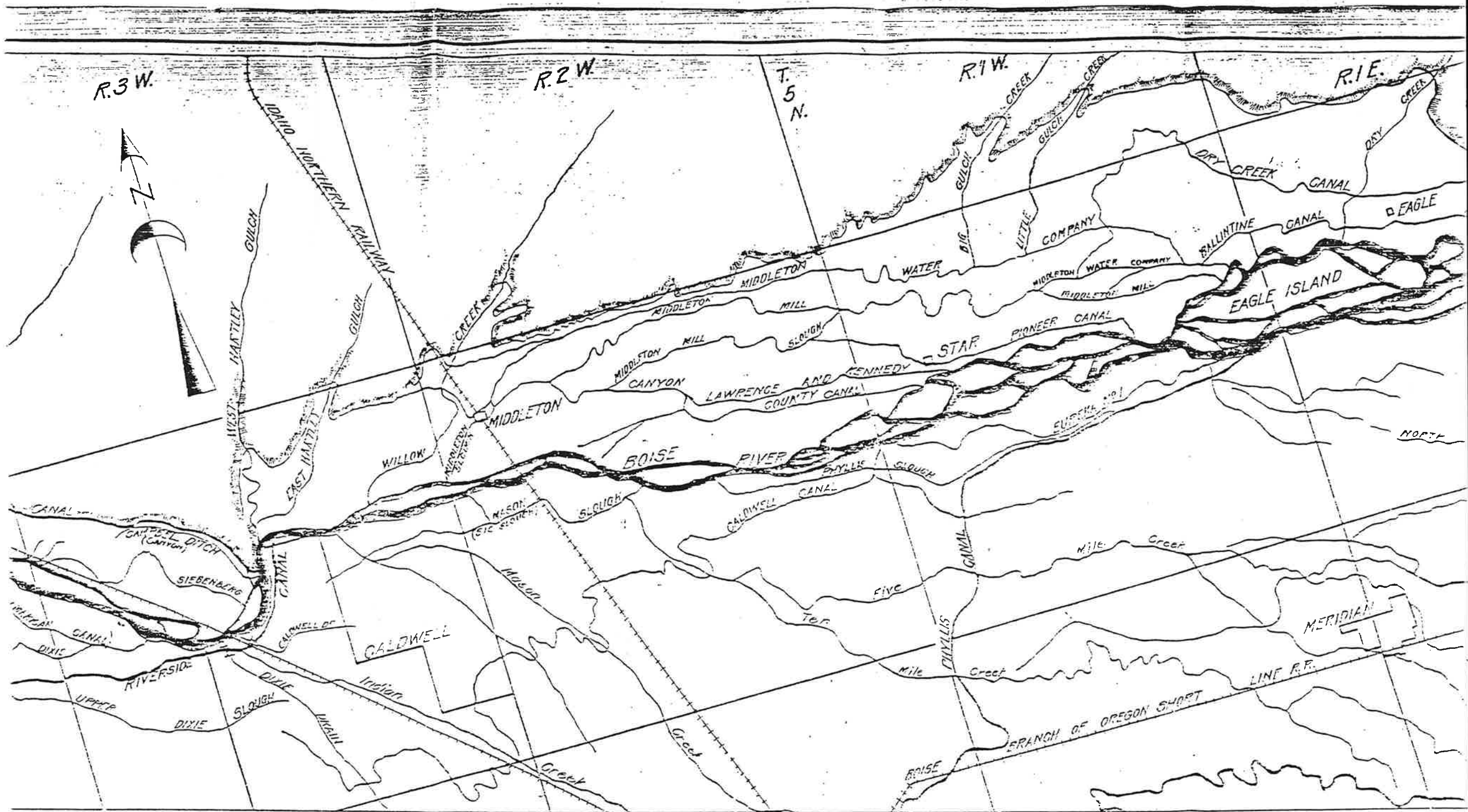
Department of the Interior
 United States Reclamation Service
 Boise Project Idaho
 DIVERSIONS AND TRIBUTARIES ALONG BOISE RIVER
 From Government Diversion Dam to Snake River
 (Revised State Engineer Map of 1904)
 Scale: 1 in. = 8000 ft.
 F.E. Weymouth George H. Bliss
 Supervising Engineer Project Engineer
 JAN. 1915

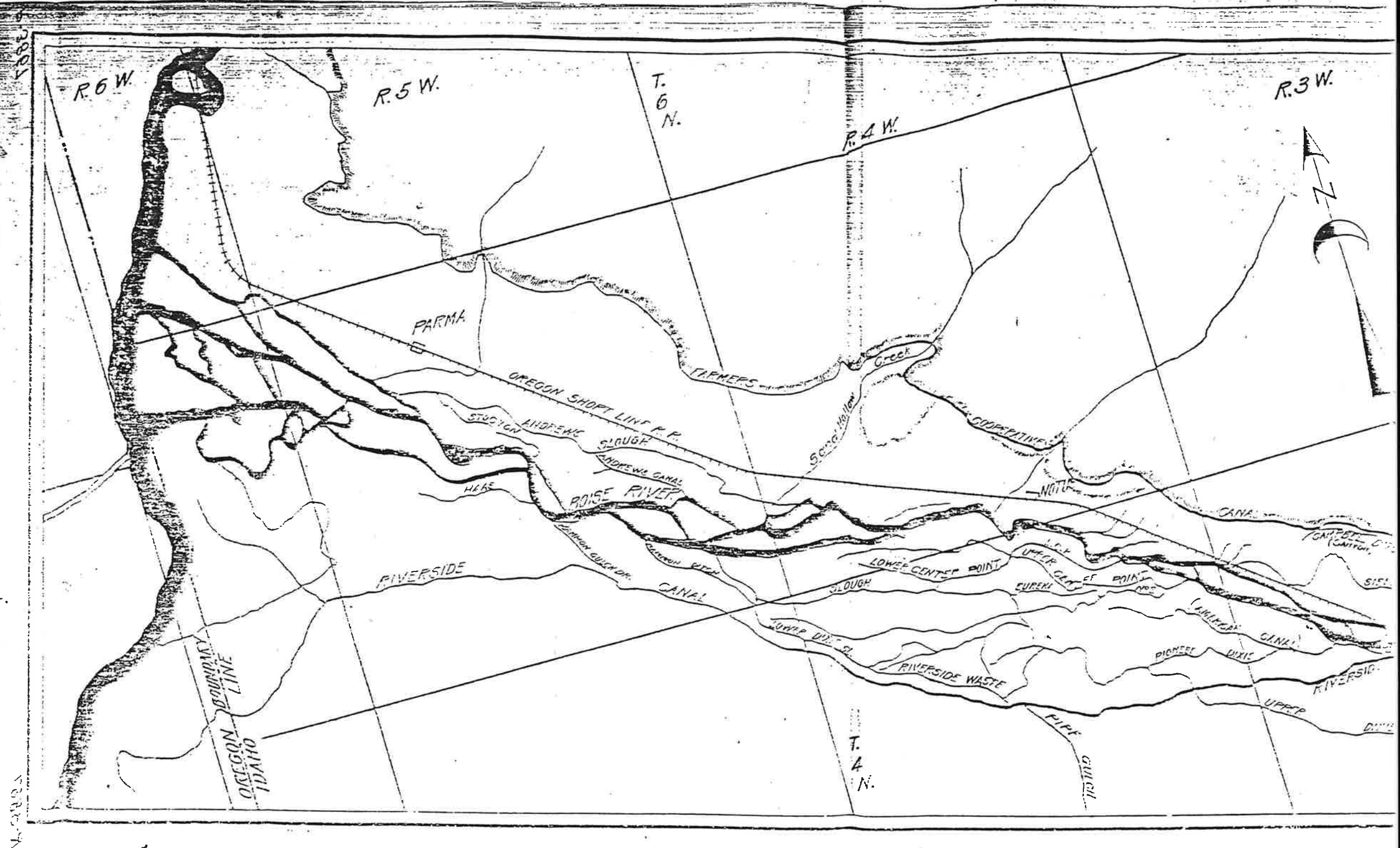
Department of Water Resources
 Western Regional Office

DEC 18 1989

RECEIVED







State of Idaho
DEPARTMENT OF RECLAMATION
Boise

DEPARTMENT OF RECLAMATION
I. D. 96 # 4

August 26, 1922

Re: Proposed Golden Gate
Irrigation District.

Honorable Board of County Commissioners,
Canyon County,
Caldwell, Idaho.

Gentlemen:

Under date of August 26th there was filed in this office the petition of George Franklin, et al, praying for the organization of an irrigation district comprising some 520 acres of the Golden Gate addition to Caldwell, Idaho, said petition being signed by a major portion of the owners of title to the lands included within the proposed district, and setting forth and designating, as prescribed by law, the lands to be included within the district, stating that it is proposed to acquire a partially constructed irrigation system and to add thereto necessary canals and laterals, describing in definite terms the quantity and source of water supply to be used. Said petition was accompanied by the necessary maps and other information, all as required by sections 4514 and 4515 Idaho Compiled Statutes.

The water supply is to be taken from Indian Creek, which is a tributary to the Boise River. It appears that the plan of this district is to take over a certain ditch known as the Griffiths Golden Gate ditch by purchase, and to irrigate therefrom the lands to be included within the proposed Golden Gate Irrigation District. As shown by the plans on file, the said Griffiths Golden Gate ditch now diverts 9.5 second foot of water, which appears to be sufficient to irrigate the land proposed to be included in the district. The soil included in this district is of sandy loam and when irrigated, will afford proper surroundings for residential sections of Caldwell.

After carefully going over the petition, the maps and plans submitted, and report of the engineer, I find them to be feasible. I believe the water

supply is sufficient for the irrigation of the lands under the ditch and that the organization of this district will be of great benefit to the owners of land included therein. I therefore recommend that the district be organized.

Respectfully submitted,

O. SUNDLANDER OF RECLAMATION