

Memorandum

Date: August 28, 2002

To: Allen Merritt, Southern Region

From: Bob Foster, Salmon

Re: Goat Creek

On August 21, 2002, I met with Dave Wuindsor, ranch manager for the Piva ranch near Stanley. Mr. Wuindsor had contacted this office concerning diversions from Goat Creek which he felt were junior to the Piva rights from Goat Creek that were affecting the Piva rights.

An on-site visit to the area in question revealed diversions from Goat Creek with no headgates or measuring devices, making these diversions difficult if not impossible to regulate, as well as there not being a watermaster or water district on Goat Creek.

I informed Mr. Wuindsor I would be reluctant to inform a junior wateruser they were not entitled to water if there was no way to determine the amounts the senior users were diverting.

To resolve this issue I would suggest that the waterusers on Goat Creek petition IDWR to form a water district or if they are not willing to do so, IDWR should issue an order requiring headgates and measuring devices. Until one or the other takes place I don't see a reasonable solution to the problem.