

TITLE 70
WATERCOURSES AND PORT DISTRICTS

CHAPTER 4
BOISE RIVER IMPROVEMENTS

70-401. RIVER IMPROVEMENTS ON BOISE RIVER. River improvements, consisting of levees, jetties, dams, or other preventive measures confining the river in its proper channel, shall be constructed on the Boise River in Ada and Canyon Counties, Idaho. The character and extent of said improvement and the distance that the same shall extend up and down said river shall be determined by the commission herein provided for.

[70-401, added 1937, ch. 27, sec. 1, p. 37.]

70-402. COMMISSION CREATED -- MEMBERS -- COMPENSATION. There is hereby created a commission which shall have general supervision and control of the construction of said improvements which shall receive the same when completed and certify the completion thereof to the governor of the state of Idaho, and which shall supervise and control the disbursement of the funds provided and appropriated by this act, or so much thereof as may be necessary. Said commission shall consist of the commissioner [director] of reclamation [the department of water resources], and two (2) commissioners to be appointed by the governor of the state of Idaho, one (1) of whom shall be a citizen and resident of Ada County, and one (1) of whom shall be a citizen and resident of Canyon County. For their services as such commissioners, with the exception of the commissioner [director] of reclamation [the department of water resources], they shall each receive their actual and necessary expenses, and the sum of five dollars (\$5.00) per day for each and every day's services upon the work or in connection therewith, incurred while actually and necessarily engaged in the discharge of their duties.

Provided, that the two (2) appointive members of said commission shall be chosen immediately upon the passage and approval of this act, and said commission shall forthwith enter upon its duties.

[70-402, added 1937, ch. 27, sec. 2, p. 37.]

70-403. TERMINATION OF COMMISSION UPON COMPLETION OF IMPROVEMENTS. Upon the completion of the construction of the said improvements and issuance of the certificate of completion thereof to the governor of the state of Idaho, the commission provided for in section [70-402](#) [, Idaho Code,] shall cease to exist.

[70-403, added 1937, ch. 27, sec. 3, p. 37.]

70-404. DUTIES OF COMMISSIONER [DIRECTOR] OF RECLAMATION [THE DEPARTMENT OF WATER RESOURCES]. The manner, character and extent of said improvement shall be determined by the commissioner [director] of reclamation [the department of water resources]. The commissioner [director] of reclamation [the department of water resources] shall, under the direction of the commission, assume charge of the engineering features of the work and such expense as may be necessary in connection with said engineering work shall be a charge against the funds herein provided.

[70-404, added 1937, ch. 27, sec. 4, p. 37.]

70-405. LETTING WORK BY CONTRACT TO BIDDERS -- BOND. The commission may, in its discretion, let the work herein provided for, by contract to the lowest and best bidder who shall be required to give a good and sufficient bond for the construction and completion of the said work, or the commission may employ such other means of completing and performing the work herein provided for, as in their judgment may be deemed most expedient and in the public interest.

[70-405, added 1937, ch. 27, sec. 5, p. 37.]

70-406. COST OF ENGINEERING WORK A CHARGE AGAINST FUNDS. The cost and charges for engineering work for the said improvements and the expenses of the commission, together with payment of their services as provided for in section [70-402](#), [Idaho Code,] shall be included as a part of the cost of constructing the said improvement and shall be a charge against the funds herein provided for.

[70-406, added 1937, ch. 27, sec. 6, p. 37.]