

07/28/2006

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

RIGHT NUMBER: 47-7830
NAME AND ADDRESS: LITTLE MAC POWER CO INC
PO BOX 175
BUHL ID 83316
SOURCE: CEDAR DRAW TRIBUTARY: SNAKE RIVER
QUANTITY: 70.000 CFS
50,589.000 AFY
PRIORITY DATE: 06/21/1982

The rights for the use of water confirmed in this license shall be junior and subordinate to all rights for the use of water other than hydropower, within the State of Idaho that are initiated later in time than the priority of this right and shall not give rise to any right or claim against any future rights for the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this right.

POINT OF DIVERSION:

T09S R15E S23 SESESE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
POWER	01/01 12/31	70.000 CFS 50,589.00 AFY

This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.

Use of water under this right shall be non-consumptive.

PLACE OF USE: POWER Within TWIN FALLS County

T09S R15E S23 NWSE

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

The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after May 15, 2019. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.

This right shall in no way be used to inhibit or alter the historical use of Cedar Draw by the Twin Falls Canal Co. as a water delivery channel and as a wasteway.

Right 47-07960 is also diverted through the point(s) of diversion described above.

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 - License

07/28/2006

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

The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

This water right is appurtenant to the described place of use.

This right is subject to all prior water rights and may be forfeited by five years of non-use.

Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law.



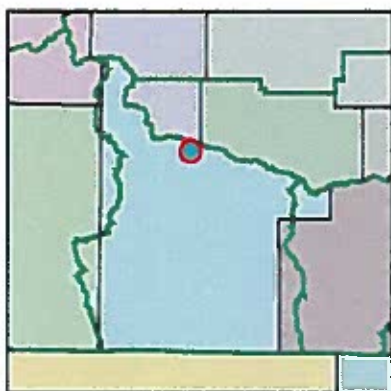
Idaho Department of Water Resources

SRBA Recommendation:

47-7830 & 47-7960

Legend

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



Twin Falls County
IDWR Basin 47



0 0.07 0.14 Miles



Owner: **LITTLE MAC POWER CO INC**

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

Prepared by A. Merritt
On Friday, July 28, 2006
2004 Aerial Photography



Idaho Department of Water Resources

SRBA Recommendation:

47-7830 & 47-7960

Legend

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



Twin Falls County
IDWR Basin 47



0 0.07 0.14 Miles



Owner: **LITTLE MAC POWER CO INC**

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

Prepared by A. Merritt
On Friday, July 28, 2006
2004 Aerial Photography

No. C73630		Due no later than May 31, 2006		2. Registered Agent and Office NO PO BOX	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		Annual Report Form		THOMAS L. MCCAULEY 324 11TH AVE N BUHL, ID 83316	
NO FILING FEE IF RECEIVED BY DUE DATE		1. Mailed Address - Complete in this box, if applicable LITTLE MAC POWER COMPANY, INC. THOMAS L. MCCAULEY PO BOX 175 BUHL, ID 83316		3. New Registered Agent Signature	
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.					
Office held	Name	Street or P.O. Address	City	State	Zip
President	Thomas L. McCauley	PO Box 175	Buhl	ID	83316
5. Organized Under the Laws of					
IDAHO C 75830		Signature <u>Thomas L. McCauley</u>		Date <u>3/9/06</u>	
		Name <u>Thomas L. McCauley</u>		Title <u>President</u>	
Issued 03/01/2006		Do Not Tape or Staple		200605003857	

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: A47-07830
Date Received: 1/12/1989
Receipt No: S005907
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LITTLE MAC POWER CO INC 208-543-8486
Address: 324 11TH AVE N
BUHL ID 83316

2. Date of Priority: JUN 21, 1982

3. Source: CEDAR DRAW CREEK Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	15E	23	SE	SE	SE		TWIN FALLS

5. Description of diverting works:
CANAL, CONCRETE INTAKE, 48"X 836' PENSTOCK, 4 TURBINES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
POWER	01/01	12/31	70.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
P/4 TURBINES, 3 @ 411 KW, 1 @ 257 KW, TOTAL 1490 KW. 165' HEAD.
GENERATING CAPACITY 1490.0 KILOWATTS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	15E	23	NW	SE		POWER	

11. Place of use in counties: TWIN FALLS

NOV 28 1996

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

13. Other Water Rights Used:
A47-07960

14. Remarks:

BONNEVILLE PACIFIC CORPORATION IS THE OWNER'S AGENT AND OPERATOR
FOR MISTLETOE FINANCIAL CO., WHICH IS THE PROPERTY LEASEHOLDER
AND HYDROELECTRIC PROJECT OWNER.

15. Basis of Claim: PERMIT

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

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

Title
_____ and that the statements contained in the
Organization
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 _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

OCT 21 1994

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

Department of Water Resources
Southern Region Office

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) Assigned by IDWR: A47-07960 & A47-07830

☐ Name and Address of Former Owner/Claimant(s)(Seller): BONNEVILLE PACIFIC CORP

☐ New Owner/Claimant (Purchaser): LITTLE MAC POWER CO INC

☐ New Mailing Address: 324 11th AVE N
BUHL ID 83316

☐ New Telephone Number: () 543 - 8486

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: ASSIGNMENT OF PERMITS

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): LITTLE MAC POWER CO. INC Date _____
Thomas Leo McCarley President Date 10/20/94

☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10-20-94 By: sc

Further Action Needed

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

NOV 28 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

Amt. of Fee \$25.00

Date 10-20-94

Receipt No. 5017490

Receipt by SW

State of Idaho

RECEIVED

DEPARTMENT OF WATER RESOURCES

OCT 21 1994

Department of Water Resources
Southern Region Office

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, Bonneville Pacific Corporation hereby assign to Little MTC Power Co. Inc.
 of 324 11th Ave N. Bow, Idaho 83316
(Permit Holder)
(Full Address)

All my right, title, and interest in and to Permit No. 47-07960
 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
 Permit No. _____ to appropriate the public waters of the State of Idaho.

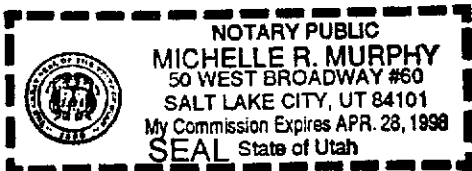
Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
 point of diversion location, and the amount of water in cubic feet per second.

Made this 19th day of October, 19 94.

[Signature] President
 Permit Holder(s) Bonneville Pacific Corp.

State of Idaho)
 County of Salt Lake) ss

On this 19th day of October, 199 4, personally appeared before me
 the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



Michelle R. Murphy
 Notary Public

Michelle R. Murphy
 Signature

My commission expires: April 28, 1998

NOV 28 1996

Amt. of Fee \$25.00

Date 10-20-94

Receipt No. 5017490

Receipt by SC

State of Idaho

DEPARTMENT OF WATER RESOURCES

OCT 21 1994

Department of Water Resources
Southern Region Office

ASSIGNMENT OF PERMIT

To change the ownership of a permit

I, Bonneville Pacific Corporation, hereby assign to Little MAC Power Co. Inc
(Permit Holder)
 of 324 Eleventh Ave. N. Burli Idaho, 83316
(Full Address)

All my right, title, and interest in and to Permit No. 47-07830
 to appropriate the public waters of the State of Idaho.

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
 Permit No. _____ to appropriate the public waters of the State of Idaho.

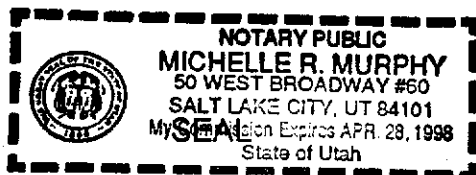
Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
 point of diversion location, and the amount of water in cubic feet per second.

Made this 19th day of October, 1994.

Carl Mower President
 Permit Holder(s) Bonneville Pacific Corp

State of Utah)
 County of Salt Lake)
 SS

On this 19th day of October, 1994, personally appeared before me
 the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.



Michelle R. Murphy

Notary Public

Michelle R. Murphy

Signature

My commission expires: April 28, 1998

NOV 28 1996

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A47-07960 &
A47-07830

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

October 21, 1994 11:13am

NAME:
THOMAS MCCAULEY CAME IN

RE:
CHANGE OWNER/ASSIGNMENT

BRO'T IN THE ASSIGNMENT FORMS SIGNED TO CHANGE OWNERSHIP OF THE PERMITS 47-07960 & 47-07830. USED THOSE DOCUMENTS AS PROOF OF OWNERSHIP TO CHANGE THE OWNERSHIP OF THE AJ CLAIMS ALSO.

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A47-07830

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent Steve Clelland

October 17, 1994 3:31pm

NAME:
THOMAS MCCAULEY

IN OFFICE

RE:
A47-14497, A47-07960,
A47-07830

CAME IN TO DROP OFF PAPER SENT BY BOISE OFFICE ON CHANGE OF ADDRESS ON A47-14497. HE SIGNED IT AND I RECEIVED IT TO CHANGE THE FILE.

HE ASKED TO CHECK ON THE TWO POWER PERMITS HE HAS ON FILE... THEY WERE IN THE NAME OF BONNEVILLE PACIFIC; HE SAYS THEY ARE IN CHAPTER 11 BANKRUPTCY AND HE WOULD LIKE TO BE NOTIFIED OF SRBA MAILINGS. WITHOUT GIVING LEGAL ADVICE, I SUGGESTED HE PROVIDE US WITH SOME FORM OF PROOF OF CHANGE IN THE OWNERSHIP OF THESE TWO POWER CLAIMS EITHER BY CONTRACT, WARRANTY DEED OR A DIRECT ASSIGNMENT BY BONNEVILLE PACIFIC.

October 17, 1994 4:36pm

NAME:
THOMAS MCCAULEY

RE:
CHANGE OF OWNER A47-07265C

BROUGHT IN THE WARR. DEED TO SHOW PROOF OF OWNERSHIP ON THIS CLAIM. CHANGED OVER TO HIS OWNERSHIP AS PER FORM REQUEST.

A47-07960 & A47-07830

TRACKED DOWN THE FILES FOR THESE RIGHTS AND FOUND THEM AT THE S.O. AWAITING LICENSING. (TALKED W/ SHARLA CURTIS)
PROVIDED THOMAS W/ A PERMIT ASSIGNMENT/CHANGE IN OWNERSHIP FORM FOR THE PERMITS AND HE WILL HAVE BONNEVILLE PACIFIC COMPLETE AND RETURN THEM.

NOV 28 1996

From: DWR60::AMERRITT 14-MAY-1996 16:38:42.54
To: DJONES
CC: AMERRITT
Subj: for srba reference

From: DWR60::AMERRITT 14-MAY-1996 16:36:02.98
To: DWR03::NYOUNG
CC: AMERRITT
Subj: fyi

FROM: Allen Merritt DATE: May 14, 1996
TO: File for Peterson complaint
Related rights 47-02360 (Peterson) and 47-07830 and
47-07960 (McCauley in name of Little Mac Power Co.)

5/15, IDf
PLS cc to @
SRBA claim file

SUBJECT: Field Visit

On this day I met Clarence Peterson (Complainant), Rocky Finney (rentor of Peterson farm) and Tom McCauley (Owner of powerplant).

Peterson alleges that McCauley's powerplant interferes with his water right. He says he has witnesses that water in creek is cut back to small amount and he cannot divert his right. McCauley points out that his diversion works to powerplant have a submerged orifice in works that keeps 10 cfs going down creek during summer and 5 cfs during winter as per FERC requirement and there is water for Peterson to divert. He points out that Peterson has only recently put in pump and right has not been used for years. He indicates that the diversion dam is the problem since it doesn't check the water high enough to get it into the pipeline going to the pump.

On inspection I found that the powerplant diversion has an orifice as McCauley described and at the time I visited the site there was estimated to be 8 to 10 cfs going down Cedar Draw below the powerplant diversion. Inspection of the Peterson diversion found that there was a crude rock and board check in the creek but the check did not elevate the water high enough to force water into the pipeline leading to the pump. (Note that the check dam was on McCauley property but the slide gate control on the pipeline is on Peterson property as is the pump.) Mr. Peterson, due to his age and health, did not go down into the canyon to view the diversion but Mr. Finney did and McCauley and Finney agreed to work together to shore up the check dam to make the diversion work. On returning to Mr. Peterson I pointed out there appeared to be sufficient water to fill his right but that the diversion works appeared to be the problem in his getting the water. He indicated that he had a contract that requires the powerplant to provide him sufficient water and that it was not just the diversion but he still contended that there has been less water than his right in the creek. I told him it did not appear to be a water right issue since in my opinion the problem was the condition of the diversion works. I told him I could not judge who was responsible according to any contract but that it appeared that Mr. McCauley and Mr. Finney were in agreement to solve the diversion works problem. Mr. Peterson still insisted that McCauley dries up the creek so I told both parties that McCauley was on notice that he needs to maintain a bypass flow and that if IDWR found this was not maintained we would take action NOV 2 1996

issue a cease and desist order with possible violation. The meeting ended and I took Mr. Peterson back to his house. On the way he insisted I stop at a neighbor's and he had the guy tell me there was at times not much water in the creek at the Peterson diversion.

I do not know if this matter is totally resolved but will investigate as appropriate on further complaint.

NOV 28 1996

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: A47-07830
Date Received: 1/12/1989
Receipt No: S005907
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BONNEVILLE PACIFIC CORPORATION 801-363-2520
Address: 257 E. 200 S.
SUITE 800
SALT LAKE CITY, UT 84111-0000
2. Date of Priority: JUN 21, 1982
3. Source: CEDAR DRAW CREEK Trib. to: SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	15E	23	SE	SE	SE		TWIN FALLS
5. Description of diverting works:
CANAL, CONCRETE INTAKE, 48"X 836' PENSTOCK, 4 TURBINES.
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
POWER	01/01	12/31	70.000		
7. Total Quantity Appropriated is:
70.000 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
P/4 TURBINES, 3 @ 411 KW, 1 @ 257 KW, TOTAL 1490 KW. 165' HEAD.
GENERATING CAPACITY 1490.0 KILOWATTS
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	15E	23	NW	SE		POWER	

A47-07830

Page 1

Date: 01/12/89

MICROFILMED

MAR 11 1989

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:

A47-07960

14. Remarks:

BONNEVILLE PACIFIC CORPORATION IS THE OWNER'S AGENT AND OPERATOR
FOR MISTLETOE FINANCIAL CO., WHICH IS THE PROPERTY LEASEHOLDER
AND HYDROELECTRIC PROJECT OWNER.

15. Basis of Claim: PERMIT

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

Title

_____, that I have signed the foregoing

Organization

document in the space below as _____ of

Title

_____, and that the statements contained in the

Organization

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 _____

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 447-67830

Date Received _____

Receipt Number _____

RECEIVED

JAN 11 1989

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) BONNEVILLE PACIFIC CORPORATION Phone (801) 363-2520
Mailing Address 257 EAST 200 SOUTH, SUITE 800, SALT LAKE CITY UT Zip 84111

2. Date of Priority (Only one (1) per claim) 06-01-1982

3. Source of water supply (a) CEDAR DRAW
which is tributary to (b) SNAKE RIVER

4. a. Location of existing point of diversion is: Township 09S Range 15E Section 23,
1/4 of SE 1/4 of SE 1/4, Govt. Lot, B.M., County of TWIN FALLS

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.

Water is diverted out of Cedar Draw Creek and into an earthen power canal. The diversion consists of stop log channels across both Cedar Draw Creek and the power canal of which the flow can be adjusted by adding or removing stop log boards. The power canal is approximately 2500 feet long and ends at a concrete penstock intake structure. The intake structure consists of self-cleaning trash racks and an overflow spillway which dumps excess water back to Cedar Draw Creek. A 48-inch diameter steel penstock (approximately 836 feet long) conveys the water to the powerhouse. The powerhouse houses four turbine/generator units. Water is then discharged directly back to Cedar Draw Creek from the powerhouse.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For POWER purposes from 01-01 to 12-31 amount 70. or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 70 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 165' of head, 4 turbines: 3 at 411 KW each and 1 at 257 KW for a total of 1490 KW.

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	
9S	15E	23													P				

Total number of acres irrigated N/A

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

12. Do you own the property listed above as place of use? Yes _____ No XXX
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.
47-07960 or None ()

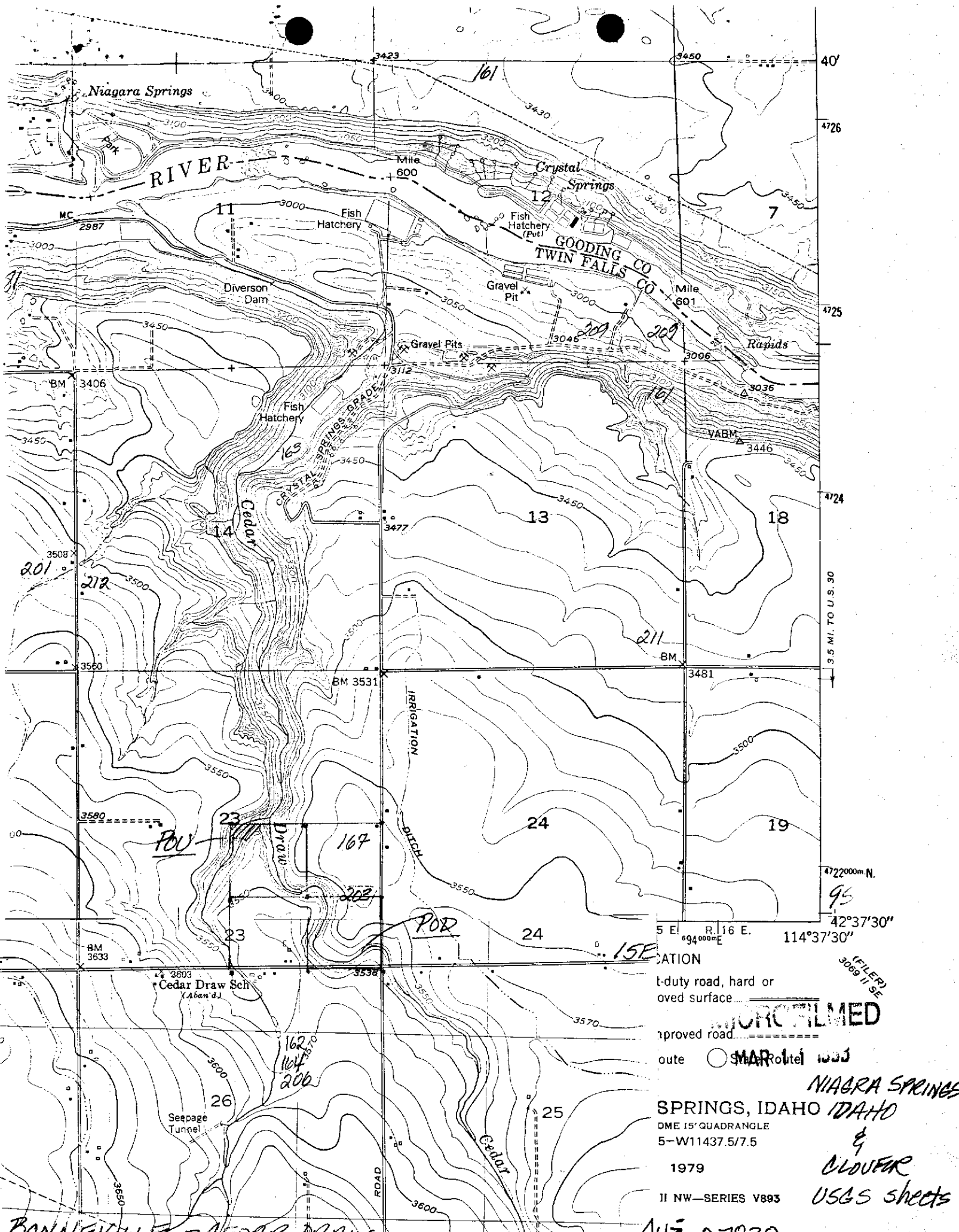
14. Remarks:
BONNEVILLE PACIFIC CORPORATION IS THE OWNER'S AGENT AND OPERATOR FOR
MISTLETOE FINANCIAL COMPANY, WHICH IS THE PROPERTY LEASEHOLDER AND
HYDROELECTRIC PROJECT OWNER.

MICROFILMED

MAR 11 1988

Last Name BONNEVILLE Ident No. 447-07830

Copies: White -State, Yellow-Claimant



42°37'30" N
114°37'30" W

5 E 16 E
694,000 M E
LOCATION
t-duty road, hard or
oved surface
Improved road
oute ○ MAR 1953

NIAGRA SPRINGS
SPRINGS, IDAHO
DME 15' QUADRANGLE
5-W11437.5/7.5
1979
II NW—SERIES V893

BONNEVILLE - CEDAR DRAW

A47-07830

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

Decree _____

If applicable provide IDWR Water Right Number 47-07830

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 XXX

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 President

Title

of Bonneville Pacific Corporation, that I have signed the foregoing

Organization

document in the space below as President of Bonneville Pacific Corp.

Title

Organization

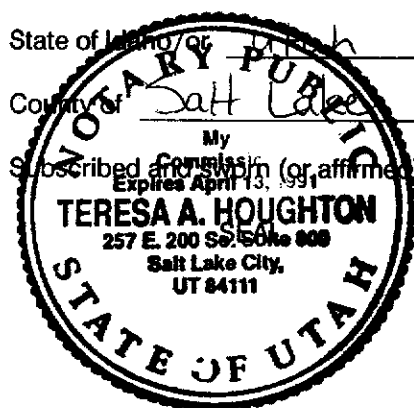
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent *Robert H. Pratt*

Title and Organization President, Bonneville Pacific Corp. Date January 6, 1989

State of Utah)
County of Salt Lake) SS.

My Commission Expires April 13, 1991
Subscribed and sworn (or affirmed) before me this 6th day of January 1989



Notary Public *Teresa A. Houghton*

Residing at *Salt Lake City*

My Commission Expires *4-13-91*

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, David P. Hirschi 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 *David P. Hirschi*

Address 257 East 200 South #800 Salt Lake City, Utah 84111

Date January 6, 1989

MICROFILMED

MAR 11 1989

Last Name BONNEVILLE

Ident. Number A47-07830

Copies White-State, Yellow-Claimant

