

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: A73-02168
Date Received: ~~2/23/1990~~
Receipt No: 5-8-90 CO 16741
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAY 08 1990

Department of Water R

1. Name: IDAHO POWER CO.
Address: P.O. BOX 70
BOISE, ID

83707

2. Date of Priority: JAN 20, 1967

3. Source: PAHSIMEROI RIVER

Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
15N	21E	21	NE	NW			LEMHI

5. Description of diverting works:
DIVERSION DAM AND DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
FISH PROPAGATION	01/01	12/31	10.000		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
FISH PROPAGATION: 2 - 275'X40' EARTHEN REARING PONDS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
15N	21E	21	NE	NW		FISH	

11. Place of use in counties: LEMHI

A73-02168

Page 1

Date: 04/25/90

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12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
73-07051

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 33431

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 Vice President, General Counsel of
Idaho Power Company, that I have signed the foregoing
Organization document in the space below as Vice President, General Counsel of
Idaho Power Company and that the statements contained in the
Organization foregoing document are true and correct.

R. W. Stal
Signature of Authorized Agent
Vice President, General Counsel and
Secretary, Idaho Power Company
Title and Organization

May 3, 1990

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of May 19 90

Trump. Chambers
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 12/31/92

17. Notice of Appearance:

Notice is hereby given that I, Thomas G Nelson will be
Print Name

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] for Tom Nelson

Address 80 Boy 2139 Boise, Id 83701

Date 4/30/90

NORTHWEST COR.
NE 1/4 NW 1/4 SEC. 21

OUTLET DITCH

SETTLING
POND

213'

136'

POND NO. 2

275'

40'

POND NO. 1

40'

FREEZER

PUMP
HOUSE

RESIDENCE

INTAKE DITCH

INLET STRUCTURE

SHEET PILE
DIVERSION
STRUCTURE

RIVER

PAHSIMEROI
RIVER

RIVER

FUNCTIONAL DRAWING

WATER RIGHT A 73-02168 FOR 10.0 CFS

PAHSIMEROI RIVER

SALMON RELEASE

PONDS

LEMHI CO., IDAHO

DEC 30 1998

Gen

Rosholt, Robertson & Tucker
Chartered
 ATTORNEYS AT LAW

JOHN A. ROSHOLT
 J. EVAN ROBERTSON
 JAMES C. TUCKER
 GARY D. SLETTE
 JERRY V. JENSEN
 BRUCE M. SMITH
 JOHN K. SIMPSON
 NORMAN M. SEMANKO
 PATRICK D. MADIGAN
 TIMOTHY J. STOVER

Twin Falls Office
 142 3rd Ave. North
 P.O. BOX 1906
 TWIN FALLS, IDAHO 83303-1906
 TELEPHONE (208) 734-0700
 FAX (208) 736-0041
 December 29, 1998

Department of Water Resources

Boise Office
 1221 WEST IDAHO, SUITE 600
 P.O. BOX 2139
 BOISE, IDAHO 83701-2139
 TELEPHONE (208) 336-0700
 FAX (208) 344-6034

FYI

*cc: E.O.
 S.O.
 N.O.
 W.O.*

W/a Hachman &

cc: W.A.

Sally Sherman
 Technical Records Specialist, Adjudication Bureau
 Idaho Dept. of Water Resources
 1301 North Orchard St.
 P.O. Box 83720
 Boise, ID 83720-0098

RE: IDAHO POWER COMPANY W/R #74-00490

A73-02168

Dear Ms. Sherman:

This letter is in response to yours of December 18, 1998, addressed to our client, Idaho Power Company, at a Salmon post office box address. Enclosed for your reference is a copy of a Power of Attorney issued by Idaho Power Company (IPC), which authorizes me to perform whatever functions may be necessary to protect IPC's interests in its water rights and SRBA claims. Please be advised that all SRBA claims, as well as applications for new water rights and applications for transfer, in the name of Idaho Power Company should bear the corporate headquarters address of Idaho Power Company, P.O. Box 70, Boise, ID 83707.

In recent years, this law firm has attempted to review all water rights held by IPC, as well as file any necessary SRBA claims and consolidate the company's water right records. In that regard, any claims we have filed also bear the notice of our appearance on behalf of IPC, so we usually receive notice of director's reports, etc. However, there still may be claims which were filed in the early days of the SRBA by various individuals which were not given the corporate headquarters address. We would appreciate being copied with all documents sent to IPC regarding any SRBA claims, if that is possible.

Thank you for your assistance, and please let me know if you require any additional information from this office or IPC headquarters.

Sincerely,

James C. Tucker
 JAMES C. TUCKER

Encl.

cc: Bob Stahman, IPC

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DEC 30 1998

Department of Water Resources

LIMITED POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

Idaho Power Company, an Idaho corporation, hereby nominates and appoints James C. Tucker of the law firm of Rosholt, Robertson & Tucker, with offices in Boise, Idaho, and Twin Falls, Idaho, as attorney-in-fact with full authority to act for and on behalf of Idaho Power Company, to authorize, prepare, and/or sign any and all documents, claim forms, amendments, or any other document or instrument required or necessary to protect the interest of Idaho Power Company related to its water rights, including, but not limited to, any and all documents necessary to be filed in the Snake River Basin Adjudication.

Idaho Power Company's agent is hereby authorized to sign, seal, and deliver, as its act and deed, those said instruments of writing that may be necessary or proper to carry into execution and effect all claims relating to Idaho Power Company's water rights as above-mentioned. Further, Idaho Power Company hereby declares that each and every agreement, receipt, or payment which shall be by its said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by Idaho Power Company in its own proper representative; and Idaho Power Company hereby undertakes at all times to ratify whatsoever its said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these presents.

IN WITNESS WHEREOF, Idaho Power Company has hereunto executed this Limited Power of Attorney this 14th day of August, 1992.

IDAHO POWER COMPANY

BY: [Signature]

ATTEST:

By: [Signature]

Secretary

STATE OF IDAHO)
) ss.
County of Ada)

On this 14th day of August, 1992, before me, a Notary Public, in and for said County and State, personally appeared J. LaMont Keon and Robert W. Stahman, known or identified to me to be the Vice-President and Secretary, respectively, of the Idaho Power Company, the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Sally A. Chambers
NOTARY PUBLIC FOR IDAHO
Residing at: Boise
My commission expires: 12.31.92



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

RECEIVED

APR 17 1991

April 27, 1990

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

Department of Water Resources
Eastern District Office

Bruce M. Smith
Nelson, Rosholt, Robertson,
Tolman, and Tucker
P.O. Box 2139
Boise, Idaho 83701

RECEIVED

APR 10 1991

Department of Water Resources
Southern Region Office

RE: Idaho Power Company's SRBA claims A74-00490, ~~A73-02168~~,
A73-04041, A73-07006, A73-07051 and A73-07055 for water
rights in Lemhi County, and amended claims A78-02074 and
A78-07013 in Idaho County

Dear Bruce:

Enclosed are completed copies of the above-referenced
claims. Please review these claims for accuracy. I have
calculated the fees as follows:

<u>Claim No.</u>	<u>Flat Fee</u>	<u>Variable Fee</u>	<u>Total Fee</u>
A74-00490	EXEMPT		
A73-02168	50.00	100.00	150.00
A73-04041	50.00	5.00	55.00
A73-07006	50.00	400.00	450.00
A73-07051	50.00	100.00	150.00
A73-07055	50.00	400.00	450.00
A78-02074	No change in filing fee		
A78-07013	No change in filing fee		

The total filing fees are \$1255.00. If Idaho Power wishes
to set up a payment plan, the initial payment of one-fifth the
the of the filing fees (\$251.00) should be sent with the claims.

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DEC 14 1992

Bruce M. Smith
April 27, 1990
Page 2

Please feel free to contact me if you have any questions.

Sincerely,



Carter Fritschle
Senior Water Resource Agent
Adjudication Bureau

CF:state
Enclosures:
Computer-generated Claims
Draft Copies of Claims

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Lemhi Co.
A73-02168+



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 23, 1990

Mr. Bruce M. Smith
Nelson, Rosholt, Robertson,
Tolman, and Tucker
P.O. Box 2139
Boise, Idaho 83701

*4-25-91
filed 5/8/90
on CO16741
D. M. Smith*

RE: Idaho Power Company's SRBA claims A01-02032, A01-02046,
A73-02168, A73-04041, A73-07006, A73-07051 and A73-07055
for water rights at American Falls and Pahsimeroi River

Dear Bruce:

Enclosed are draft copies of the above-referenced claims. Please process the claims as usual. I did not find any additional water rights for Idaho Power at these locations.

Please feel free to contact me if you have any questions.

Sincerely,

Carter Fritschle
Senior Water Resource Agent
Adjudication Bureau

CF:state
Enclosures:
Draft copies of claims

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DEC 14 1992

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered

ATTORNEYS AT LAW

1020 MAIN STREET
SUITE 400
P.O. BOX 2139
BOISE, IDAHO 83701-2139
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CAROLYN M. MINDER
BRUCE M. SMITH
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142 3rd AVENUE NORTH
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

February 20, 1990

Mr. Carter Fritchle
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

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FEB 21 1990

Department of Water Resources

Dear Carter:

Would you please prepare a set of draft claim forms for Idaho Power's Pahsimeroi River claims. I believe the claims are nos. 73-2168, 73-4041, 73-7006, 73-7051, and 73-7055. Could you please check to make certain I did not overlook any. If you will send me drafts, I will process them as usual. Thank you.

Sincerely,



Bruce M. Smith

BMS/sj
39231

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