

WATER RIGHT NUMBER 02-2057

OWNER LAST NAME - IDAHO POWER CO.

FIRST NAME - ORIG OWNER -

ADDRESS LINE 1 - P.O. BOX 70

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - BOISE

STATE - ID ZIP CODE - 83707

SOURCE - SNAKE RIVER

TRIBUTARY OF - COLUMBIA RIVER

STAGE -

STATUS -

PRIORITY - 04-02-1929 COUNTY - TWIN FALLS TOTAL DIV. RATE - 6500.0000 -CFS

TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND -

WATER DIST. - 02 DLE/CAREY ACT - RIGHT BASIS - E

DIVERSION POINT - NWNE 02 08S 13E LOT 02 REDIV -

NWNE 02 08S 13E LOT 01 REDIV -

FROM - 01-01 TO - 12-31 USE - POWER

USE DIV. RATE - 6500.0000 CFS USE DIV. VOLUME - .00 AFA

USE - POWER

PLACE OF USE - TWN 08S RNG 13E SEC 02 TRACT NWNW LOT 04 AC

USE - POWER

PLACE OF USE - TWN 08S RNG 13E SEC 03 TRACT NWNW LOT 03 AC

DECREE NAME -

DATE -

TOTAL ACRES 0

REMARKS - UPPER SALMON FALLS PLANT.

P/D ALSO IN GOODING COUNTY.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - DAMS, CANAL & TUNNEL.

Verified
5-09-85 RS

IN THE DISTRICT COURT OF THE Fourth JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF Ada

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner
Dam to Oregon XXXXXXXXXXXX
Border. DRAINAGE BASIN.

NOTICE OF CLAIM
TO A
WATER RIGHT

<u>02-2057</u> I.D. No.	<u>Map No.</u>
<u>\$10</u> Fee Paid	<u>#18803</u> Receipt No.

Notice is hereby given that Idaho Power Company
(Name of Claimant)

P O Box 70, Boise, Idaho 83707
(Mailing Address)

Telephone No. 383-2878
(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 04/02/29

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River
tributary to Columbia River

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 6500.0000 cfs Use for power generation Period of Use From Jan 1 To Dec 31
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) 6500.0000 cfs TOTAL QUANTITY CLAIMED
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source NW 1/4
Sec. 2, Twp. 8S, Rge. 13E, B.M., Twin Falls County Gooding County
Additional Points: Lot 2 of Sec 2, T 8 S, R 13 E, B.M. Twin Falls Co. 561-272021 561-9
(None)

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give
sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
dams, canal and tunnel

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for
irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
								<u>L. 4</u>											
<u>8S</u>	<u>13E</u>	<u>2</u>						<u>X</u>											
								<u>L. 3</u>											
		<u>3</u>						<u>X</u>											

Total no. of acres none

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: power generation

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization: no

(8) Remarks Upper Salmon Falls Plant. P/D also in Gooding County

(9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.

☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho
Department of Water Resources. Give No. Water Right No 02-2057 and Old
No 17069

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to
the best of (his, her, their) knowledge.

(Date)

State of Idaho

County of Ada

Organization

Seal

(Signature of Claimant)

(Signature of Spouse)

Organization IDAHO POWER COMPANY

(Signature of Authorized Agent)

On this 27th day of April, in the year 1981 before me

a notary public, personally appeared Gomer H. Condit

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation,
partnership or) executed the same.

My commission expires 10-25-83

Notary Public residing at Boise, Idaho

4/27/82

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by ES

Date 4/27/82

Right No. 02-2057

Claimant IDAHO POWER

Recommendation differs from claim: ☐ Yes ☒ No ☐ Disallow
(Document any differences)

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☒ License

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☐ Affidavits. ☐ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☐ A.S.C.S. Records. Year & Photograph No. _____

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date _____

☐ Adj. Report in file ☒ Beneficial Use Report in License (S.O.) File

Measurement _____ cfs. Amount recommended _____ cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. HAGERMAN, _____

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☒ Yes ☒ No

Remarks _____

MEMO

TO: 02-2057
FROM: Don Shaff 
DATE: January 24, 1985
RE: Telephone Conversation

This morning I called the Upper Salmon Falls Power Plant and talked to a Mr. Bergeson. My questions centered on the number of power plants or generating sites along the canal. Mr. Bergeson said there are two plants; one about half way down the canal and a second at the end of the forebay near the river. These plants are known to operators as Plants A and B. Mr. Bergeson said the second plant was built about eight years after the first.

TO: 02-2057

FROM: J. Noyes

DATE: January 23, 1985

RE: Supporting Data in State Office Files Idaho Power Co. 02-2057

Report of Engineers

Fred A. Tolman November 9 and 10, 1937

Narrative report principally describing dam, canal system and turbines, and the power plant, etc.

Refers to Thomas R. Newell, Dist. Eng. for Geological Survey for measurements.

Towit: Nov. 9, 1937 5944 second ft.

Nov. 10, 1937 Measured - didn't state amount - varied water levels.

Proof Reports

1. W.L. Gorton, Eng. Boise

Approximately 7400-8200 cfs - Exam 10/30/37 Approximately 6000 Sec. Ft.

2. Myron Swendsen, Civil Eng. Boise

Works will convey 8000 cfs. I have observed 6000 cfs.

3. Calvin O. Crane, Electrical Eng. Idaho Power Co. Works will convey 6500 cfs.

4. K.M. Robinson, Mgt. Idaho Power Co. 11-29-37

Not less than 6500 cfs.

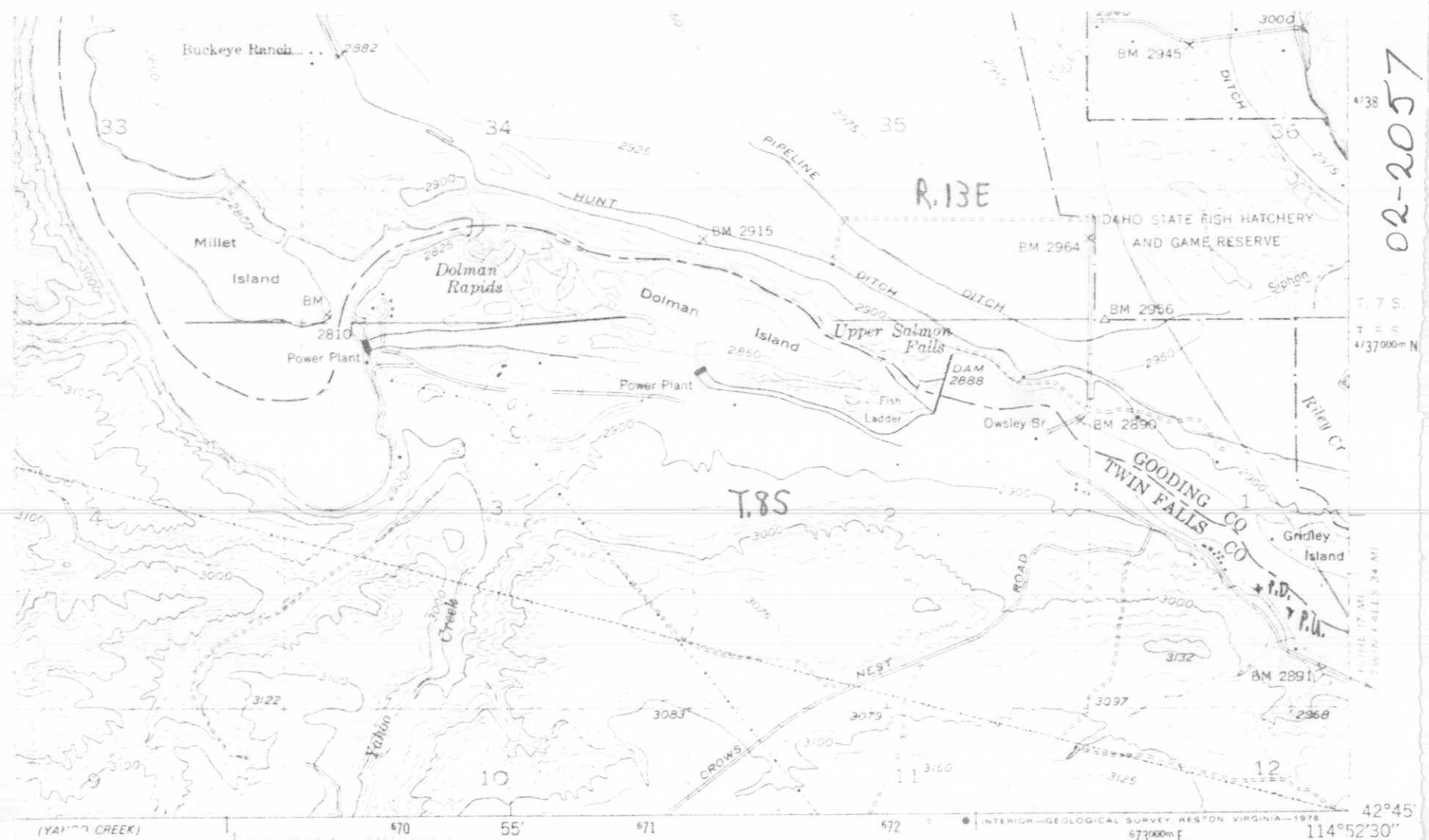
5. Henry L. Senger, Chief Eng, Idaho Power Co. 11-29-37

Convey at least 6500 cfs.

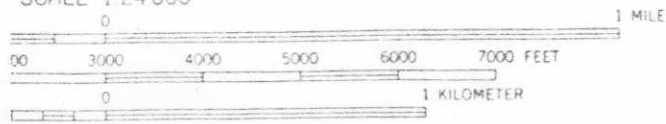
Conclusion

It appears that all of the Engineers agree that approximately 6500 cfs were diverted for beneficial use.

02-2057



SCALE 1:24,000



OUR INTERVAL 25 FEET
 ERVAL ON RIVER SURFACE 5 FEET
 DETIC VERTICAL DATUM OF 1929

TH NATIONAL MAP ACCURACY STANDARDS
 (, DENVER, COLORADO 80225, OR RESTON, VIRGINIA 22092
 PHIC MAPS AND SYMBOLS IS AVAILABLE ON REQUEST



ROAD CLASSIFICATION

Primary highway, all weather, hard surface	Light-duty road, all weather, improved surface
Secondary highway, all weather, hard surface	Unimproved road, fair or dry weather
Interstate Route	U. S. Route
	State

HAGERMAN, IDA.
 N4245-W11452.5/7.5

1949

AMS 3069 IV SW-SERIES V893

State of Idaho

License and Certificate of Water Right

Water Right No. 17069
 Water Right No. 17069

Amount 6500 cfs.
 Priority April 2, 1929

Beise, Idaho
 State of Idaho
 April 2, 1929
 December 7, 1937
 The right hereby confirmed dates from April 2, 1929

of Boise, Idaho
 Commissioner of Reclamation
 a tributary of Columbia River
 under Use Permit No. 17039
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 3886, on the 7th day of December, 1937.

The point of Diversion is located S. 15° 28' E. 1642 feet from the N. 1/4 corner of Sec. 2, T. 8 S., R. 13 E., in Lot 2, Boise County, Idaho.
 That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 6500 cubic feet per second.

Description and location of use		
Tract	Acres	No. Acres
Forty-acre Tract	No. Acres Described in Permit	Actually Irrigated

At the Company's plant located on Snake River at what is commonly known as the Upper Salmon Falls Site.

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESSE the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 7th day of December, 1937.

R. V. FARIS
 Commissioner of Reclamation

2 2057

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: A02-02057

Date Received:

Receipt No: C005054

Received By: CT 1-11-89

CT 1-6-89

RECEIVED

JAN 11 1989

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: IDAHO POWER CO.

Address: P.O. BOX 70
BOISE, ID

83707

2. Date of Priority: APR 02, 1929

3. Source: SNAKE RIVER

Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	13E	2	NW	NE		1	GOODING
			NW	NE		2	TWIN FALLS

5. Description of diverting works:
UPPER SALMON FALLS DAM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
POWER	01/01	12/31	6500.000		

7. Total Quantity Appropriated is:
6500.000 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

POWER PLANT

GENERATING CAPACITY 34500.0 KILOWATTS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	13E	2	NW	NW	4	POWER	

A02-02057

Page 1

Date: 01/06/89

MICROFILMED

MAR 20 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	13E	3	NE	NE	1	POWER	
			NW	NW	3	POWER	

11. Place of use in counties: TWIN FALLS

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

13. Other Water Rights Used:
NONE

14. Remarks:

TWO POWER PLANTS AT UPPER SALMON FALLS

"A" PLANT IS LOCATED IN THE NE 1/4 OF THE NE 1/4 (GOVT. LOT 1) OF SECTION 3, TOWNSHIP 8S, RANGE 13E. "A" PLANT HAS A GENERATING CAPACITY OF 18,000 KW.

"B" PLANT IS LOCATED IN THE NW 1/4 OF THE NW 1/4 (GOVT. LOT 4) OF SECTION 2, TOWNSHIP 8S, RANGE 13E. "B" PLANT HAS A GENERATING CAPACITY OF 16,500 KW.

15. Basis of Claim: LICENSE
Water Right Number: 17069

(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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

MAR 20 1993

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 Thomas G. Nelson

Address PO Box 2139 Boise ID 83701

Date 1/9/89

#02-02001A+
Permanent file

2-11-91
original in
file

Jd. Power
J. Power

November 21, 1988

Mr. Thomas G. Nelson
Nelson, Rosholt, Robertson, Tolman and Tucker
P. O. Box 2139
Boise, ID 83701

Re: Idaho Power's Twin Falls County Adjudication Claims

Dear Tom:

Please find enclosed copies of the following claims:

Lower Salmon	02-02001A
	02-02001B
	02-02059
	02-02060
Upper Salmon	02-02057

I have also enclosed pre-printed claim forms on the Twin Falls and Shoshone power plants in Jerome County, (02-00033 and 02-00036), as well as the irrigation rights you requested.

Please review the claims and make any necessary corrections. The power claims should have the nameplate generator capacity added to Item #9.

If you have any questions, please contact this office.

Sincerely,

Carter Fritschle
Senior Water Resource Agent

CF:db
Enclosures
Claim Forms

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MAR 20 1993

SD-33		Last Name: IDAHO POWER					STATE	
S	E	First	O	W	Water	Priority	Total	Use
L		Name	N		Right No.	Date	Diversion	Code Desc

IDAHO POWER CO.								
			✓		A65-03828	01/27/1963	GROUNDWATER	0.040 43 DOMEST
			✓		A65-09368	01/06/1963	GROUNDWATER	0.040 43 DOMEST
			✓		A65-12096	02/21/1978	PAYETTE RIV	2000.000 28 POWER
			✓		A73-07051	03/24/1981	PAHSIMEROI	10.000 19 FISH
			✓		A73-10124	06/20/1984	GROUNDWATER	0.040 43 DOMEST
			✓		A01-02032	03/08/1919	SNAKE RIVER	4600.000 28 POWER
			✓		R36-02018	01/18/1919	CLEAR LAKES	526.000 28 POWER
			✓		A36-15221	03/03/1982	NIAGARA SPR	0.040 43 DOMEST
IDAHO POWER COMPANY								
			✓		A78-07013	08/01/1969	RAPID RIVER	18.600 19 FISH

(Enter=Continue) (GOLD7=This Query) (Menu _____)

2/ 7/92 PER INSTRUCTIONS FROM DON SHAFF, I'VE MODIFIED ALL OF IDAHO POWER'S RECORDS BY ENTERING 2 ATTORNEYS--STEVEN L HERNDON OF IPC AND TUCKER/SMITH FROM ROSHOLT, ROBERTSON & TUCKER. I'VE CORRECTED DATA ENTRY WHERE NEEDED AND ADDED PHONE NUMBERS WHERE NEEDED. THESE MODIFICATIONS WERE A RESULT OF A NOTICE OF APPEARANCE FROM THE ATTORNEYS.

S. FRAZEE



A02-02057

James C. Tucker
Bruce M. Smith
ROSHOLT, ROBERTSON & TUCKER
P. O. Box 2139
Boise, Idaho 83702-2139
Telephone: (208) 336-0700
4743p/shs/1-2-92

Steven L. Herndon
Assistant General Counsel
Idaho Power Company
P. O. Box 70
Boise, Idaho 83707

- 383-2692

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.

CASE NO: 39576

The State of Idaho, ex rel.
A. Kenneth Dunn in his official
capacity as director of the
Idaho Department of Water
Resources,

NOTICE OF
APPEARANCE

Petitioner,

vs.

The United States; the State
of Idaho; and all claimants
to the use of water from the
Snake River Basin Water System,

Defendants.

* * * * *

COMES NOW, IDAHO POWER COMPANY, by and through its
attorneys, Steven L. Herndon, Assistant General Counsel of

MICROFILMED

1 IDAHO POWER COMPANY, and James C. Tucker and Bruce M. Smith of
2 the firm of ROSHOLT, ROBERTSON & TUCKER, and, pursuant to Order
3 of this Court entered December 17, 1991, enters its appearance
4 in the above-captioned case.

5 DATED this 2nd day of January, 1992.

6 ROSHOLT, ROBERTSON & TUCKER

7 *for* James A. Rosholt
8 JAMES C. TUCKER

9 CERTIFICATE OF MAILING

10 I hereby certify that on this 2nd day of January,
11 1992, I caused to be served a true copy of the foregoing NOTICE
12 OF APPEARANCE by the method indicated below, and addressed to
13 each of the following:

14 Larry Echohawk
15 Attorney General
16 State of Idaho
Statehouse, Room 210
Boise, Idaho 83720

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

17 David Shaw
18 Adjudication Bureau Chief
19 Idaho Department of Water
Resources
1301 North Orchard
Statehouse Mail
20 Boise, Idaho 83720 (6 copies)

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

21 Peter C. Monson, Esq.
22 Assistant Attorney General
23 U.S. Department of Justice
Land and Natural Resources
Division
Indian Resources Section,
24 Rm. 6317
25 P. O. Box 44378
Washington, D.C. 20026-4378

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

26
27
28
MICROFILMED

MAR 20 1993

1 Don A. Olowinski
HAWLEY, TROXELL, ENNIS
2 & HAWLEY
P. O. Box 1617
3 Boise, Idaho 83701

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

for James A. Roschert
JAMES C. TUCKER

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