

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: A22-02123A
Date Received: 10/21/1988
Receipt No: E002969
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FALL RIVER RURAL ELECTRIC COOP, INC 208-652-7431
Address: P.O. BOX 617
ASHTON, ID 83422

2. Date of Priority: NOV 17, 1936

3. Source: TETON RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	44E	29	SW	NE			TETON

5. Description of diverting works:

THE DIVERSION STRUCTURE IS A 100 FOOT LONG DAM WITH A BY-PASS

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:

2200 KW NAMEPLATE TOTAL FOR THIS PAIR OF GENERATORS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	44E	29	NW	NE		POWER	

11. Place of use in counties: TETON

A22-02123A

Page

1

Date: 10/21/88

A2202123A



UNRECORDED

OCT 29 1992

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

13. Other Water Rights Used:

22-00606; 02123B; 02126; 07351; 07482; 07487

14. Remarks:

THE DIVERSION STRUCTURE IS A 100 FOOT LONG DAM WITH A BY-PASS GATE AND FISH LADDER THAT BACKS UP WATER TO AN IMPOUNDMENT. THE WATER IS DIVERTED INTO TWO LARGE PIPELINES TO THE ORIGINAL POWERHOUSE ESTABLISHED UNDER WATER RIGHTS 22-00606; 2202123A AND 2202123B; AND 2202126. DIVERSION IS MADE AT THE DAM IMPOUNDMENT THROUGH A SIX FOOT DIAMETER PIPELINE WHICH TRAVELS THROUGH THE HILLSIDE A LONG THE CREEK AND AFTER EMERGING FROM THE HILLSIDE IS SPLIT INTO TWO FIVE FOOT DIAMETER PENSTOCKS ENTERING THE POWERHOUSE WHERE FLOW IS DIRECTED THROUGH TWO TURBINE GENERATORS AND THEN DISCHARGED BACK INTO THE CREEK

15. Basis of Claim: BENEFICIAL USE

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OCT 29 1992

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 Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ 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 _____

RECEIVED

OCT 29 1988

AJ0749NP
No. A22-02123A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/21/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FALL RIVER RURAL ELECTRIC PO BOX 830 ASHTON ID 83420 (208) 652-7431	11/17/1936	POWER	01-01 12-31	70.00 CFS	
TOTAL DIVERSION:					70.00 CFS	

Water Source: TETON RIVER

Tributary to: SNAKE RIVER

Stage: BENEFICIAL USE

Point(s) of Diversion:

T07N R44E S29

SWNE

TETON County

Place of use Legal Description for: POWER

				NE				NW				SW				SE			
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
07N	44E	29	:			P	:												

POU County: TETON

Non-Irrigation Uses: 2200 KW NAMEPLATE TOTAL FOR THIS PAIR OF GENERATORS

Other Rights: 22-00606; 02123B; 02126; 07351; 07482; 07487

Remarks: THE DIVERSION STRUCTURE IS A 100 FOOT LONG DAM WITH A BY-PASS GATE AND FISH LADDER THAT BACKS UP WATER TO AN IMPOUNDMENT. THE WATER IS DIVERTED INTO TWO LARGE PIPELINES TO THE ORIGINAL POWERHOUSE ESTABLISHED UNDER WATER RIGHTS 22-00606; 2202123A AND 2202123B; AND 2202126. DIVERSION IS MADE AT THE DAM IMPOUNDMENT THROUGH A SIX FOOT DIAMETER PIPELINE WHICH TRAVELS THROUGH THE HILLSIDE A LONG THE CREEK AND AFTER EMERGING FROM THE HILLSIDE IS SPLIT INTO TWO FIVE FOOT DIAMETER PENSTOCKS ENTERING THE POWERHOUSE WHERE FLOW IS DIRECTED THROUGH TWO TURBINE GENERATORS AND THEN DISCHARGED BACK INTO THE CREEK
ADDRESS CHANGE REC'D 04/06/1994 SS.

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

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: 39356
Ident. Number 22-02123A ✓
Date Received 10-6-88
Receipt Number 6002962

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

OCT 6 1988

Department of Water Resources
Eastern District Office

Please type or print clearly

1. Name of Claimant (s) FALL RIVER RURAL ELECTRIC COOP, INC. Phone (208) 652-7431
Mailing Address P.O. Box 617, Ashton ID Zip 83422
2. Date of Priority (Only one (1) per claim) 11-17-1936
3. Source of water supply (a) TETON RIVER
which is tributary to (b) SNAKE RIVER
4. a. Location of existing point of diversion is: Township 07N Range 44E Section 29,
1/4 of SW 1/4 of NE 1/4, Govt. Lot, B.M., County of TETON
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. _____

_____ The diversion structure is a 100 foot long dam with a by-pass
_____ gate and fish ladder that backs up water to an impoundment.
_____ The water is diverted into two large pipelines to the original
_____ powerhouse established under Water Rights 22-00606; 22-02123A
_____ and 22-02123B; and 22-02126. Diversion is made at the dam
_____ impoundment through a six foot diameter pipeline which travels
_____ through the hillside along the creek and after emerging from
_____ the hillside is split into two five foot diameter penstocks
_____ entering the powerhouse where flow is directed through two
_____ turbine generators and then discharged back into the creek. OCT 29 1988

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 70.00 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 70.00 (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.) 2200 KW nameplate total for this pair of generators.

10. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
b. 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
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
07N	44E	29		P															

Total number of acres irrigated N/A

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

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.
22: 00606, 02123B, 02126, 07351, 07482, 07487 or None ()

14. Remarks:
Attached is a copy of letter from Elmer C. Newman of the Bonneville Pacific Corp. Lessee of Claimant indicates that the "As-Built" drawings for the project used a different point of diversion, and in some cases a different place of use. All parties will attempt to learn if there has been any official survey, and if not, one could be made. The point of diversion and place of use used herein is from an aerial photo, a copy of which is also enclosed, as well as a topography map.

Last Name FALL RIVER RURAL Ident No. _____

Copies: White, Sign, Yellow, Claimant

OCT 29 1982

FELT POWER PLANTS

NEW POWER HOUSE

OLD POWER HOUSE

POINT OF DIVERSION

R44E

FALL RIVER RURAL ELECTRIC COOP, INC.

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 22-02123A
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 _____
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 8 sheets

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

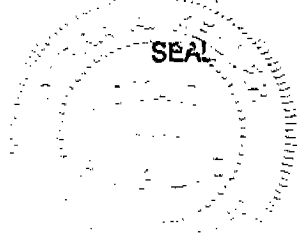
Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Manager
Title
of Fall River Rural Electric Coop., Inc. , that I have signed the foregoing
Organization
document in the space below as _____ Manager of Fall River Rural Electric Coop., Inc.
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Margaret E. Mangum
Manager
Title and Organization Fall River Rural Electric Coop., Inc. Date 10/6/88

State of Idaho/or _____)
County of Madison) SS.

Subscribed and sworn (or affirmed) before me this 6th day of October 19 88



Notary Public Debra A. Keller

Residing at Rexburg, Idaho

My Commission Expires 11-15-93

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, Ray W. Rigby 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.

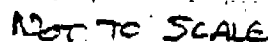
Signature Ray W. Rigby

Address P.O. Box 250, Rexburg, ID 83440

Date 10/6/88

Last Name FALL RIVER RURAL Ident. Number _____

RECORDED
OCT 29 1988
Copies White-State, Yellow-Claimant



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

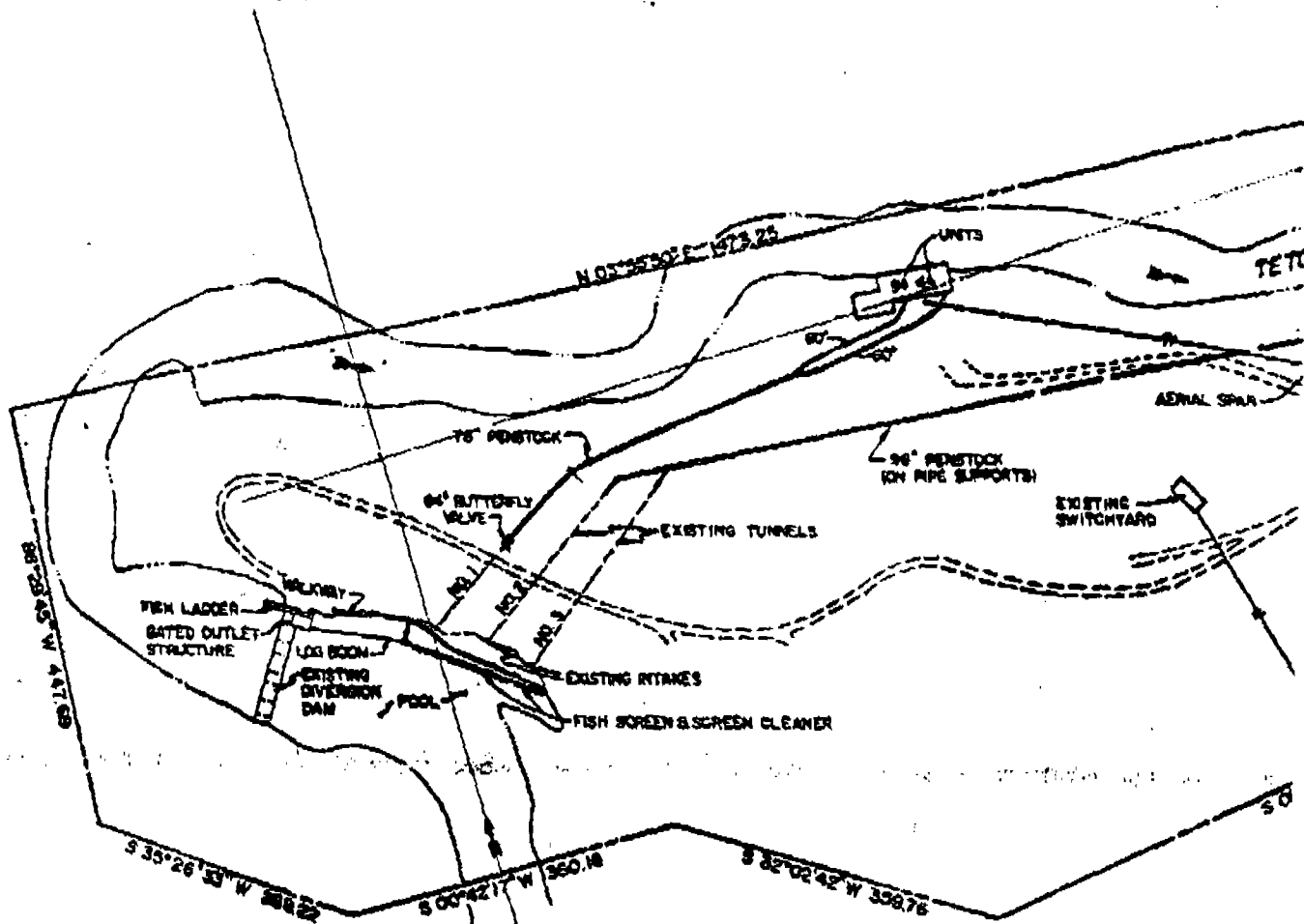
FALL RIVER RURAL ELECTRIC COOP, INC.

[illegible]

OCT 29 1952

A parcel of land located in Sections 20 and Township 7 North, Range 44 East, Boise Meridian, Teton County, Idaho, being more particularly described as follows:

Beginning at a point which lies North 29°52'17" East, 1,052.87 feet from the north 1/4 corner of said Section 20, said point being on the north section line of said Section 20, and running thence South 89°07'17" East, 117.99 feet; thence South 77°06'47" West, 399.76 feet; thence North 08°47'17" West, 360.16 feet; thence South 33°26'55" West, 287.72 feet; thence North 38°27'57" West, 867.69 feet; thence North 38°19'30" East, 1,073.21 feet; thence North 89°17'23" West, 1,059.25 feet; thence North 89°21'20" West, 118.00 feet; thence North 10°42'16" East, 218.00 feet; thence North 89°11'27" East, 732.65 feet; thence North 30°30'37" East, 1,744.21 feet; thence South 89°48'17" East, 307.23 feet; thence South 30°07'27" West, 672.07 feet; thence South 89°07'17" East, 365.36 feet to the point of beginning, containing 47.32 acres.



LEGAL DESCRIPTION
FOR
AN ACCESS EASEMENT
FOR
FELT HYDROELECTRIC PROJECT
ON BUREAU OF RECLAMATION LAND

A parcel of land located in Section 20, Township 7 North, Range 44 East, Boise Meridian, and being 25 feet on either side of the following described centerline:

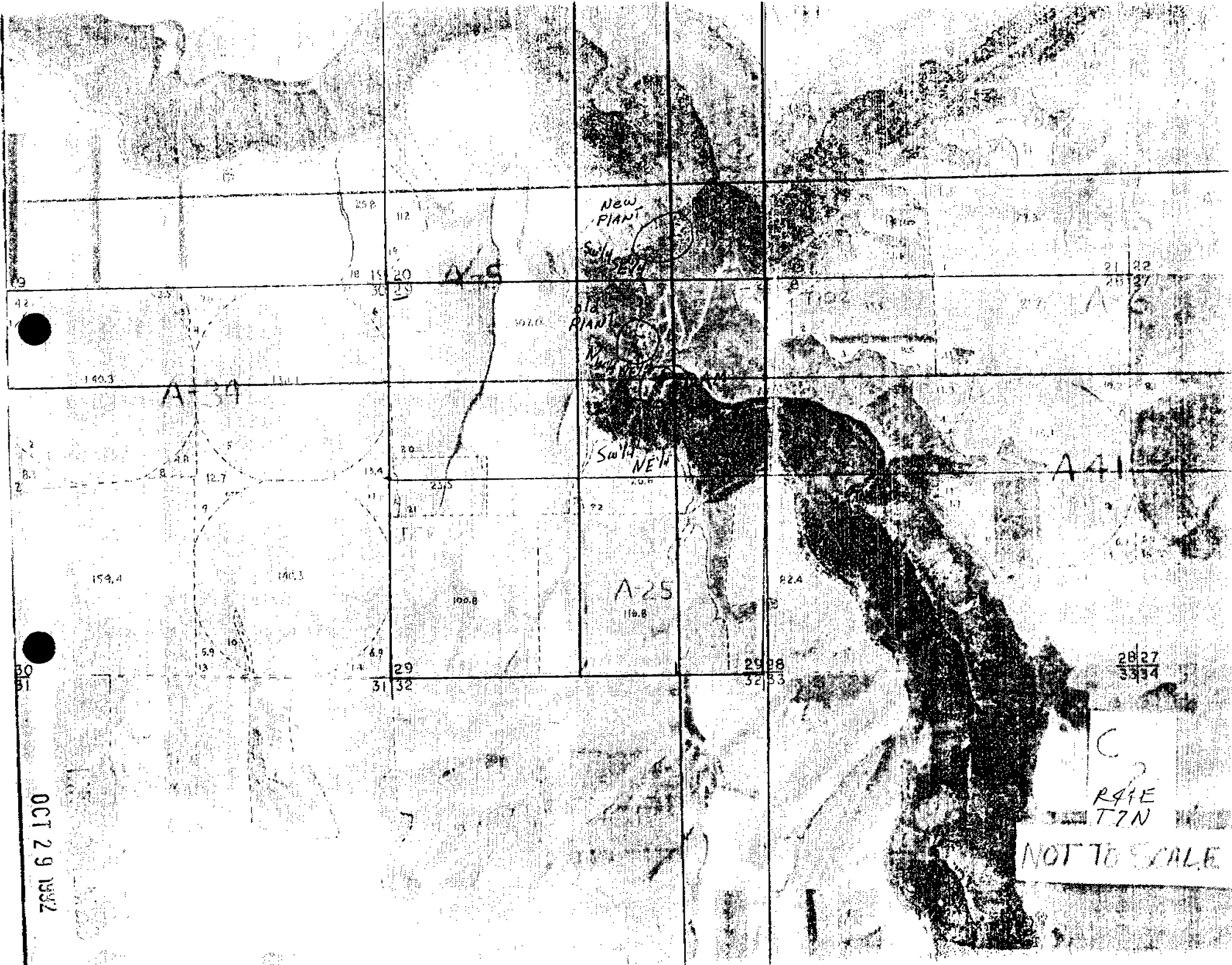
Beginning at a point which lies South 00°12'19" West, 17.93 feet along the west line of said Section 20 from the northeast corner of said Section 20, and running thence South 63°26'06" East, 117.50 feet more or less to the point of intersection of the existing Teton County Road.

LEGAL DESCRIPTION
FOR
AN ACCESS EASEMENT
FOR
FELT HYDROELECTRIC PROJECT
ON BUREAU OF LAND MANAGEMENT LAND

A parcel of land located in Sections 20, 21, and 29, Township 7 North, Range 44 East, Boise Meridian, and being 25 feet on either side of the following described centerline:

Beginning at a point which lies South 00°12'19" West, 17.93 feet along the west line of said Section 29 from the northeast corner of said Section 29, and running thence North 63°26'06" West, 61.69 feet to the point of tangency on the arc of a 750.00 foot radius curve to the right (central angle = 77°07'30") thence Northwesterly 336.32 feet along the arc of said curve thence North 130°17'20" East, 72.82 feet to the point of tangency on the arc of a 100.00 foot radius curve to the right (central angle = 18°11'50") thence Easterly 180.21 feet along the arc of said curve thence South 63°07'32" East, 157.31 feet to the point of tangency on the arc of a 60.00 foot radius curve to the left (central angle = 192°18'18") thence Northerly 20.00 feet along the arc of said curve to the point of reverse curvature on the arc of a 150.00 foot radius curve to the right (central angle = 202°14'27") thence Northwesterly 209.91 feet along the arc of said curve thence North 61°04'07" West, 96.79 feet to the point of tangency on the arc of a 100.00 foot radius curve to the left (central angle = 99°26'31") thence Southerly 171.36 feet along the arc of said curve thence South 38°17'22" West, 61.77 feet to the point of tangency on the arc of a 150.00 foot radius curve to the right (central angle = 288°49'21") thence Northwesterly 246.00 feet along the arc of said curve to the point of reverse curvature on the arc of a 150.00 foot radius curve to the left (central angle = 300°00'00") thence Southerly 161.17 feet along the arc of said curve thence South 38°17'22" West, 179.16 feet to the point of tangency on the arc of a 150.00 foot radius curve to the right (central angle = 107°12'29") thence Northwesterly 151.81 feet along the arc of said curve to the point of reverse curvature on the arc of a 150.00 foot radius curve to the left (central angle = 311°12'29") thence Southerly 223.75 feet along the arc of said curve to the point of reverse curvature on the arc of a 150.00 foot radius curve to the right (central angle = 311°12'29") thence Northwesterly 67.00 feet along the arc of said curve thence

29 1982



New
PIANT

Sw 14
NEW

Old
PIANT

Sw 14
NEW

A-25

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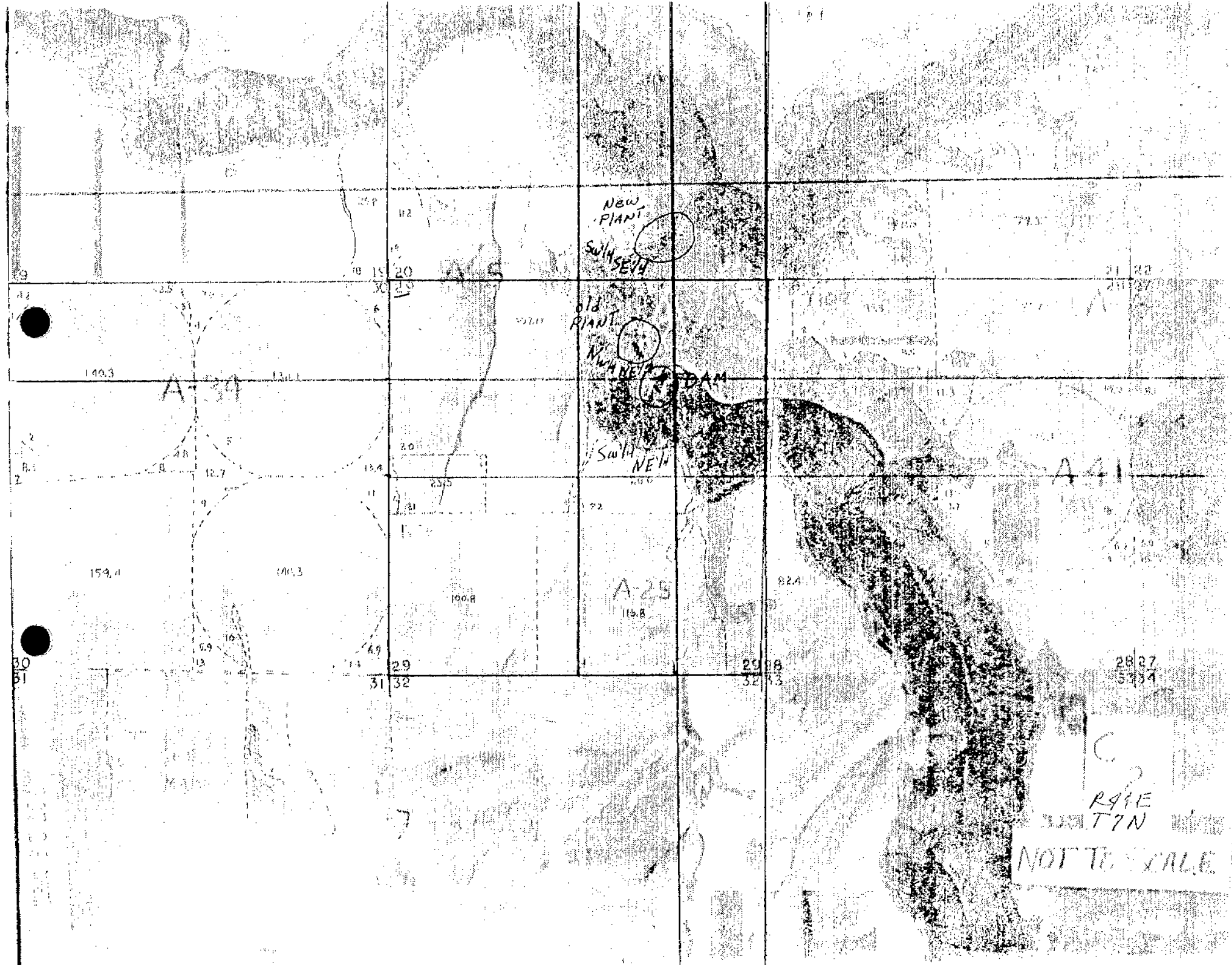
A-41

A-5

A-6

OCT 29 1982

C
R41E
T7N
NOT TO SCALE



C
R91E
T7N
NOT TO SCALE

FELT PLANT DESCRIPTION

LOCATIONS

POINTS OF DIVERSION

NE $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 29 T7N R44E

POINTS OF USE

OLD PLANT

NW $\frac{1}{4}$ NE $\frac{1}{4}$ SECTION 29 T7N R44E

NEW PLANT

SE $\frac{1}{4}$ SE $\frac{1}{4}$ SECTION 20 T7N R44E

HEADWORKS DESCRIPTION

OLD PLANT

TUNNEL : 120' $\pm$ LONG

78" PENSTOCK : 370' $\pm$ LONG

SPLITS INTO TWO 60" PIPELINES : 75' $\pm$ & 100' $\pm$

FEEDING 2 UNITS : 950KW WESTINGHOUSE HORIZ

NEW PLANT 1250KW G.E. HORIZONTAL

TUNNEL #2 : 200' $\pm$ LONG

TUNNEL #3 : 225' $\pm$ LONG

96" PENSTOCK : 1900' $\pm$ LONG

SPLITS INTO TWO 56" PIPELINES : 50' $\pm$ LONG

FEEDING 2 SIMILAR UNITS : IDEAL ELECTRIC

FRANCIS VERTICAL TURBINES 2750KW
EACH.

AMERICAN PLANTS

OCT 29 1982

Bonneville Pacific Corporation

September 29, 1988

Mr. Frank Hitchcock
Nelson, Rosholt, Robertson, Tolman & Tucker
P.O. Box 1906
Twin Falls, Idaho 83303-1906

RE: Water Right claims for Felt Hydroelectric Project,
Teton County, Idaho

Dear Frank:

Please find enclosed a copy of the "As-Built" Access Road and Permanent Easement Drawing for the Felt Hydroelectric project. Using this drawing as a basis, I have measured the following locations:

For "Old Water Rights" 22-00606, 22-02123A, 22-02123B and 22-02126:

Point of Diversion: NE NE 29T7NR44E
Point of Use: NW NE 29T7NR44E

For "New Water Rights" 22-07351, 22-07482 and 22-07487:

Point of Diversion: NE NE 29T7NR44E
Point of Use: SE SE 20T7NR44E

Also find enclosed your draft Notice of Claims for the foregoing rights, with changes I would suggest for the sake of accuracy.

Sincerely,



Elmer C. Newman
Assistant to the President

ECN: dbm
Enclosures

RECEIVED
OCT 29 1988