

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 22-07351

Date Received 10-6-88

Receipt Number E002969

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
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) 03-18-1981

3. Source of water supply (a) TETON RIVER
which is tributary to (b) SNAKE RIVER4. 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.

Two six foot diameter diversion pipelines penetrate the hillside along side the creek and converge into an eight foot diameter pipeline which sends water to the new powerhouse. The length of the pipeline as it emerges from the hillside to the powerhouse installation is approximately 1900 feet in length. Two vertical turbine generators with a combined KW nameplate total of 5500 KW's are turned by the flow and the discharge goes back into the adjacent creek bed.

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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 300.00 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 300.00 (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.) 155' of head; 1100 KW nameplate. total - both units.

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	20															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, 02123A, 02123B, 02126, 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.

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Last Name FALL RIVER RURAL Ident No. _____

Copies: White - State, Yellow - Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit X
Decree _____
If applicable provide IDWR Water Right Number 22-07351
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 X 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 George E. Mangau

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

SEAL

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

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Last Name FALL RIVER RURAL Ident. Number _____

Copies White-State, Yellow-Claimant

FELT POWER PLANTS

NEW POWER HOUSE

OLD POWER HOUSE

POINT OF DIVERSION

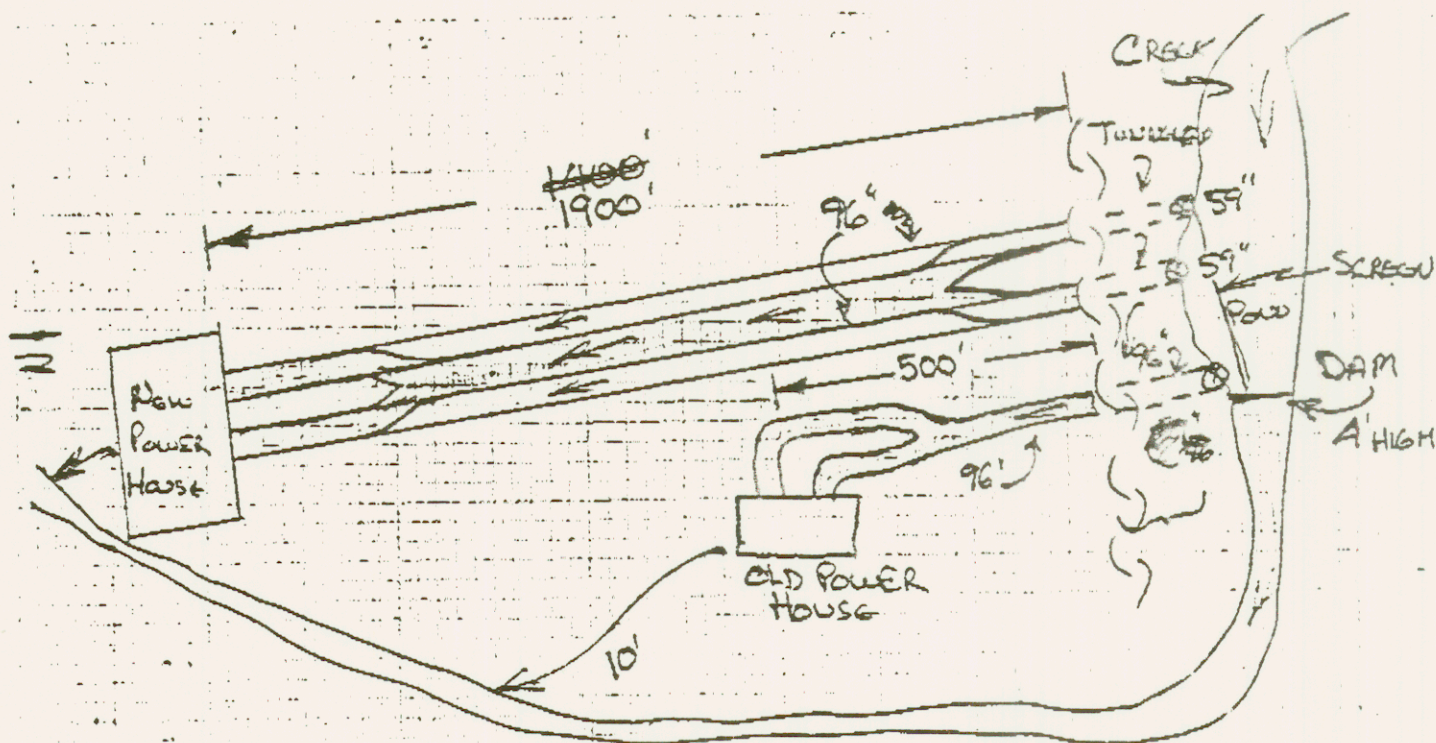
TN

R44E

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NOT TO SCALE

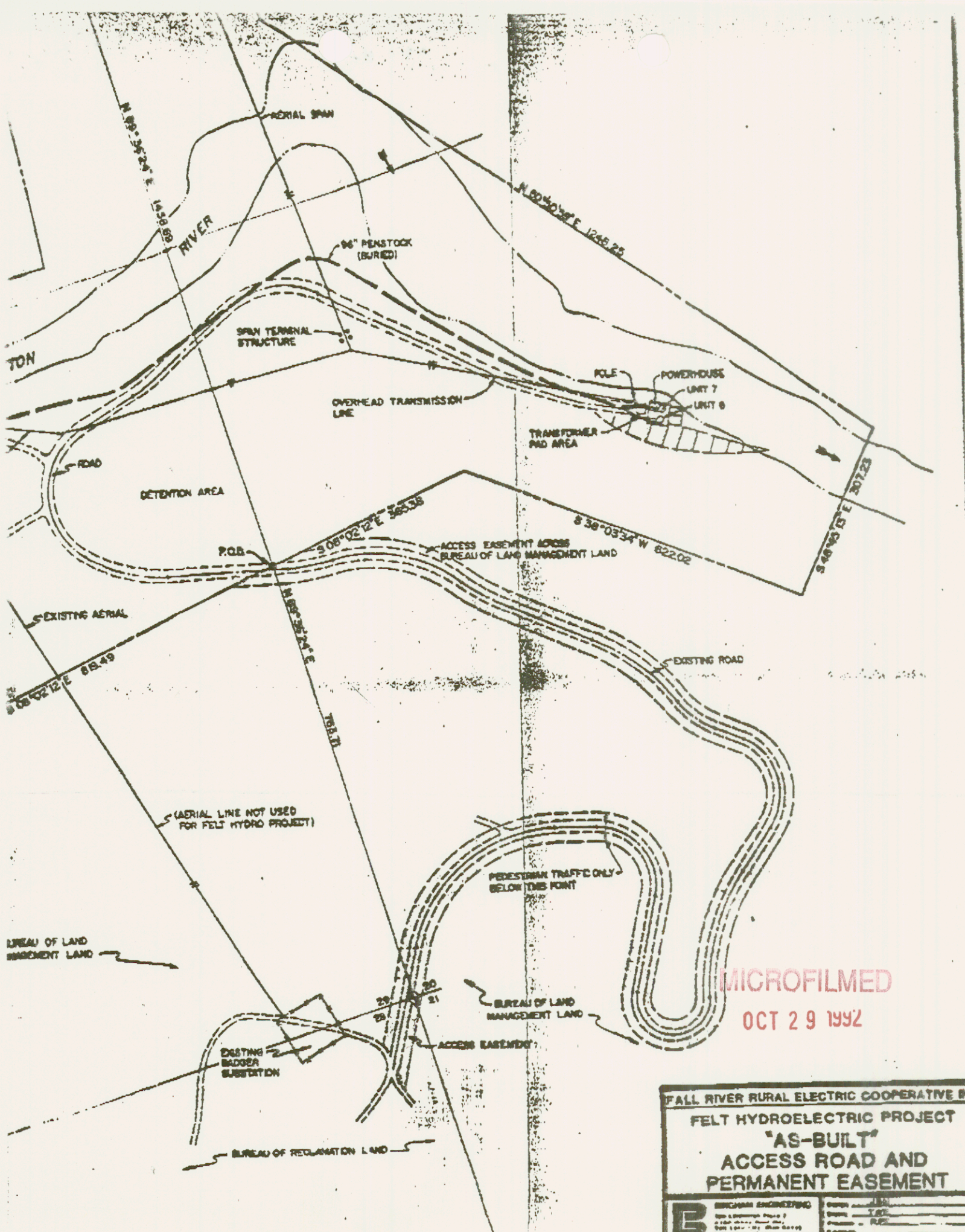
Scale: 1" = _____

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

FALL RIVER RURAL ELECTRIC COOP, INC.

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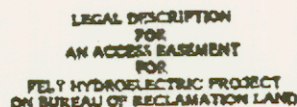


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FALL RIVER RURAL ELECTRIC COOPERATIVE
FELT HYDROELECTRIC PROJECT
"AS-BUILT"
ACCESS ROAD AND
PERMANENT EASEMENT

B	BRIDGEMAN ENGINEERING	Drawn by	TEA
	2000 S. 10th Street, Suite 200	Checked by	TSE
	Spokane, WA 99205	Project No.	REL
	509-471-1000	Date	10/27/92

beginning at a point which lies North 290°37'25" East, 1.058.69 feet from the North 1/4 corner of said Section 29, said point being on the section line of said Section 29, and running thence South 89°01'17" East, 219.97 feet; thence South 37°06'43" West, 339.76 feet; thence South 68°27'17" West, 340.16 feet; thence South 37°02'33" West, 283.27 feet; thence North 36°29'53" West, 307.69 feet; thence North 39°58'30" East, 1,673.31 feet; thence North 39°17'37" West, 1,099.22 feet; thence North 89°01'20" West, 118.00 feet; thence North 10°04'26" East, 218.00 feet; thence North 89°11'27" East, 253.65 feet; thence North 30°02'39" East, 1,744.25 feet; thence South 89°01'17" East, 307.23 feet; thence South 38°02'39" East, 627.07 feet; thence North 89°01'17" East, 363.38 feet to the point of beginning, containing 67.32 acres.



beginning at a point which lies South 80.11° West, 17.85 feet along the west line of said Section 29 from the northeast corner of said Section 29, and running thence South 307.16° East, 117.50 feet more or less to the point of intersection at two existing Town County Roads.

beginning at a point which lies South 09°18'W. West. 17.65 feet along the west line of said Section 27 from the northeast corner of said Section 29, and running thence North 57°26'04" East. 83.64 feet to the point of tangency on the arc of a 390.00 foot radius curve to the right (central angle = 77°00'10" thence Northerly) 336.32 feet along the arc of said curve thence thence North 13°01'29" East. 73.12 feet to the point of tangency on the arc of a 390.00 foot radius curve to the right (central angle = 10°30'19" thence Northerly) 180.21 feet along the arc of said curve thence South 63°00'32" East. 197.31 feet to the point of tangency on the arc of a 66.00 foot radius curve to the left (central angle = 192°00'18" thence Northerly) 201.66 feet along the arc of said curve to the point of reverse curvature on the arc of a 390.00 foot radius curve to the right (central angle = 36°27'49" thence Northerly) 207.91 feet along the arc of said curve thence North 01°16'49" West. 96.79 feet to the point of tangency on the arc of a 108.00 foot radius curve to the left (central angle = 99°26'51" thence Westerly) 173.36 feet along the arc of said curve thence South 36°17'22" West. 61.97 feet to the point of tangency on the arc of a 390.00 foot radius curve to the right (central angle = 228°24'21" thence Southerly) 284.66 feet along the arc of said curve to the point of reverse curvature on the arc of a 390.00 foot radius curve to the left (central angle = 308°34" thence Southerly) 183.17 feet along the arc of said curve thence South 33°36'30" West. 158.16 feet to the point of tangency on the arc of a 390.00 foot radius curve to the right (central angle = 109°32'23" thence Southerly) 83.31 feet along the arc of said curve to the point of reverse curvature on the arc of a 390.00 foot radius curve to the left (central angle = 319°14'49" thence Southerly) 223.79 feet along the arc of said curve to the point of reverse curvature on the arc of a 390.00 foot radius curve to the right (central angle = 300.00 feet tangent to the right hand side of said curve).

BEING THE RIGHT HAND CORNER OF SAID SECTION.

THENCE SOUTHERLY 61°16'49" WEST 197.31 FEET TO THE POINT OF TANGENCY ON THE ARC OF A 66 FOOT RADIUS CURVE TO THE LEFT (CENTRAL ANGLE =

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NOT TO SCALE

C
R44E
T7N

2827
3234

FELT PLANT DESCRIPTION

LOCATION S

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.

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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

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