

11/01/2005

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 21-12915

UTAH POWER & LIGHT CO
1407 W NORTH TEMPLE SUITE ~~320~~ 110
SALT LAKE CITY UT 84140
Telephone Number: (801) 220-~~2192~~ 2252

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-21-2005 SIGNATURE: *Claudia Condry*

Please print your name: CLAUDIA CONDRY WATER RIGHTS ADMINISTRATOR
FOR PACIFICORP DBA UTAH POWER & LIGHT CO.

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

*add & phone
updated
KMC 12/1*

RECEIVED
DEC 01 2005
Department of Water Resources
Eastern Region

*KMC
12/1*

11/01/2005

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

RIGHT NUMBER: 21-12915

NAME AND ADDRESS: UTAH POWER & LIGHT CO
1407 W NORTH TEMPLE SUITE 320
SALT LAKE CITY UT 84140

SOURCE: HENRYS FORK

TRIBUTARY: SNAKE RIVER

QUANTITY: 1,000.000 CFS

PRIORITY DATE: 03/07/1924

historic The appropriator shall exercise this right in a manner that recognizes the
rights of practice that the use of water for power generation is incidental to the
make a others to the use of water for other purposes. The appropriator shall not
rights. delivery call for hydropower generation except as against junior hydropower

POINT OF DIVERSION:
T09N R42E S28 NESE Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
POWER	01/01 12/31	1,000.000 CFS

PLACE OF USE: POWER Within FREMONT County
T09N R42E S28 NESE

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

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 - Decreed

State of Idaho

License and Certificate of Water Right

01-0279

Water License No. 16006

Amount 1,000 sec. ft.

Water District No. 36-A

Priority 3-7-24

THIS IS TO CERTIFY that Warm Springs Power Company of Idaho Falls, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 7, 1924; that Permit No. 16006 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1,000 second feet, was issued thereunder on August 12, 1926, showing that said works were completed on the 23rd day of July, 1926; and that on the 23rd day of July, 1926,

Frank A. Reid

of New York City, State of New York, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of a right to the use of the waters of North Fork of Snake River, a tributary of Snake River for the purpose of generating power, under Use Permit No. 16006 of the Commissioner of Reclamation, 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 6- of Licenses, at page 3374, on the 12th day of August, 1926;

The right hereby confirmed dates from March 7, 1924;

The Point of Diversion is located in Lot 3

in the 1/4 1/4, Sec. 28, Tp. 9 N., R. 42 E., B. M. Fremont County

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 1,000 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			At Power House located on Lot 3, Sec. 28, Twp. 9 N., R. 42 E., B.M.		

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.

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 12th day of August, 1926.

W. G. SPENDSEN

Commissioner of Reclamation.

By

[Signature]

State of Idaho
License and Certificate of Water Right

Water License No. 18000

Water District No. 36-A

To Warm Springs Power Co.

Source of Supply North Fork Snake
River.

Fremont County

Amount 1,000 Sec. Feet

Point of Diversion in Lot 3.

Sec. 28, Twp. 9 N., R. 42 E. B. N.

Place of Use Power house on Lot 3
Sec. 28, Twp. 9 N., R. 42 E. B. N.

Purpose generating power

Date of Priority 3-7-24

Recorded August 12, 1926

in Book 6 of Licenses Page 3374

Platted

Recorded in Dist. Book

1407 W. North Temple, Suite 110
Salt Lake City, Utah 84116
(801)220-2252



November 29, 2005

IDWR Regional Office
900 N Skyline Dr. Suite A
Idaho Falls, ID 83402

RE: Water Rights information corrections/confirmation
21-4060 (formerly 01-4060)
21-12914 (formerly 01-0280)
21-12915 (formerly 01-0279)
21-12916 (formerly 01-0278)
21-12917 (formerly 01-0277)

Dear Sirs:

Please find enclosed confirmation and/or corrections to the above referenced water rights as you requested. Attached to each of the corrected information is the documentation which substantiates the corrections. Also note the correction to the mailing address and phone number on each.

If you have any questions, please contact me at (801)220-2252.

Cordially,

Claudia Conder
Water Rights Administrator

Cc: Jody Williams, attorney for PacifiCorp

RECEIVED
DEC 01 2005
Department of Water Resources
Eastern Region

RECEIVED
NOV 28 2005
Department of Water Resources
Eastern Region