

Idaho Department of Water Resources

63-3118

T03N R02E S36



- Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter



600 0 600 1200 1800 2400 Feet

IDWR

Prepared by: Sandy Egbert

Date: 5-19-05

1987 NAPP Photography

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: **A63-03118**
Date Received: 6/19/1991
Receipt No: C020886
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: IDAHO POWER CO
Address: PO BOX 70
BOISE ID 83707-0070
208-383-2200
2. Date of Priority: JAN 14, 1958
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 03N | 02E | 36 | NE | NE | | | ADA |
5. Description of diverting works:
2 WELLS, 24" X 216' AND 24" X 361', EACH WITH 50 HP TURBINE PUMPS
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|----------|-------|-------|-------|------|--------|
| DOMESTIC | 01/01 | 12/31 | 0.060 | | |
| COOLING | 01/01 | 12/31 | 1.400 | | |
7. Total Quantity Appropriated is:
1.400 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
COOLING, ELECTRICAL EQUIPMENT & AIR COND.; DOM., FIRE PROTECTION
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02E	36	NE	NE		DOMEST	
			NE	NE		COOL	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-02666, 63-03544

14. Remarks:
TWO POINTS OF DIVERSION LOCATED IN NENE, S 36, T 3N, R 2E.
BOISE BENCH SUB-STATION
POU CORRECTED TO SHOW DOMESTIC USE AS CLAIMED IN WATER USES.
9/3/97 LH

15. Basis of Claim: LICENSE

Water Right Number: 27211

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: A63-03118
Date Received: 6/19/91
Receipt No: 0020886
Received By:

RECEIVED
JUL 21 1992

Department of Water Resources
Western Regional Office
**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

RECEIVED
JUN 19 1991

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

83707

2. Date of Priority: JAN 14, 1958

Department of Water Resources

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	36	NE	NE			ADA

5. Description of diverting works:

2 WELLS, 24" X 216' AND 24" X 361', EACH WITH 50 HP TURBINE PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		
COOLING	01/01	12/31	1.400		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

COOLING, ELECTRICAL EQUIPMENT & AIR COND.; DOM., FIRE PROTECTION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02E	36	NE	NE		COOL	
			NE	NE		AES S	

A63-03118

Page

1

Date: 06/09/91

MICROFILMED
AUG 18 1992

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-02666, 63-03544

14. Remarks:
TWO POINTS OF DIVERSION LOCATED IN NENE, S 36, T 3N, R 2E.
BOISE BENCH SUB-STATION

15. Basis of Claim: LICENSE

Water Right Number: 27211

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, Secretary
and General Counsel _____ of
_____ Title

IDAHO POWER COMPANY _____, that I have signed the foregoing
Organization Vice President, Secretary
document in the space below as _____ and General Counsel _____ of

IDAHO POWER COMPANY _____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent
Vice President, Secretary and
General Counsel - Idaho Power Co.
Title and Organization

June 14, 1991 _____
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13th day

of June 19 91

Mary Bastron
Notary Public

Seal

Residing at Boise, ID

My Commission Expires 7-17-92

17. Notice of Appearance:

Notice is hereby given that I, Nathan Gardiner 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 Nathan Gardiner

Address P. O. Box 70; Boise, Idaho 83707

Date June 14, 1991

05/19/2005

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

RIGHT NUMBER: 63-3118

NAME AND ADDRESS: IDAHO POWER CO
PO BOX 70
BOISE ID 83707

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.400 CFS
967.800 AFY

PRIORITY DATE: 01/14/1958

POINT OF DIVERSION:

T03N R02E S36 NENE Within ADA County

T03N R02E S36 NENE Within ADA County

2 POINTS OF DIVERSION LOCATED IN T03N, R02E, S36, NENE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COOLING	01/01 12/31	1.400 CFS 967.80 AFY
DOMESTIC	01/01 12/31	0.060 CFS

PLACE OF USE: COOLING Within ADA County
T03N R02E S36 NENE
DOMESTIC Within ADA County
T03N R02E S36 NENE

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: License

Cooling is for a large condenser unit

Idaho Department of Water Resources

63-3118

T03N R02E S36



- Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter



IDWR
Prepared by: Sandy Egbert
Date: 5-19-05
1987 NAPP Photography

600 0 600 1200 1800 2400 Feet

WATER RIGHT NUMBER: 63-3118 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3118 V1

	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
03N 02E 36	X																

Conditions of Approval:

1. F02 2 POINTS OF DIVERSION LOCATED IN T03N, R02E, S36, NENE.
2. Cooling is for a large condenser unit
3. C18 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.

Remarks:Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	10/29/2004 1:32:14 PM	segbert			Active
POD	10/29/2004 1:32:47 PM	segbert			Active
Source	10/29/2004 1:55:09 PM	segbert			Active
POU	10/29/2004 1:55:33 PM	segbert			Active
Use	10/29/2004 1:55:52 PM	segbert			Active
Season	10/29/2004 1:56:24 PM	segbert			Active
Quantity	10/29/2004 1:59:56 PM	segbert			Active
Summary			05/19/2005	segbert	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-3118 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	5/19/2005 9:32:35 AM	segbert	Updated shape for Active POU
Summary	5/19/2005 9:49:01 AM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	5/19/2005 9:31:32 AM	segbert	Updated shape
POU	5/19/2005 9:32:47 AM	segbert	Updated shape for Active POU
POD	5/19/2005 9:32:01 AM	segbert	Updated shape
Source	10/29/2004 1:55:10 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	10/29/2004 1:55:33 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	10/29/2004 1:55:52 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3118 V1

Season	10/29/2004 1:56:25 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	10/29/2004 1:59:56 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit?
Priority Date	10/29/2004 1:32:14 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	10/29/2004 1:32:47 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3118

WATER RIGHT NUMBER: 63-3118 ✓

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	IDAHO POWER CO ✓ PO BOX 70 BOISE, ID 83707 (208)388-2181
Attorney	IDAHO POWER CO PO BOX 70 BOISE, ID 83707 (208)388-2181
Attorney	BARKER RSHOLT & SIMPSON LLP 1221 W IDAHO ST STE 600 PO BOX 2139 BOISE, ID 83701-2139 (208)336-0700

Priority Date: 01/14/1958 ✓

Basis: License ✓

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER ✓	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COOLING ✓	1/01 to 12/31	1.400 CFS	967.8
DOMESTIC ✓	1/01 to 12/31	0.060 CFS	
<u>Total Diversion:</u>		1.400 CFS ✓	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 36, Twp 03N, Rge 02E, B.M.
ADA County	2 wells	

Place of Use

COOLING

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	02E	36	X												

DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	02E	36	X												

cooling is for a larger condenser unit

Remark: 2 points of diversion in same RR

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3118

Conditions of Approval:Remarks:

1. General TWO POINTS OF DIVERSION LOCATED IN NENE, S 36, T 3N, R 2E.
BOISE BENCH SUB-STATION POU CORRECTED TO SHOW DOMESTIC USE AS CLAIMED
IN WATER USES.
9/3/97 LH

Comments:Dates and Other Information:

Claim Received Date: 6/19/1991
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$ 196⁰⁰
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-3118

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain: _____

WATER USES

- ☐ No change
☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

600 g/m = 864,000 g/d 315360000 g/Y ÷ 325850 = 967,8 AFA

TOTAL VOLUME – Groundwater only

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA
☐ Changes found, the new total is, Amount _____ CFS _____ AFA
☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

- ☒ No change
☐ Changes Exam found: Domestic # of homes _____ Stock # _____
Types _____ Additional comments: _____

PLACE OF USE:

- ☒ No Change
☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: _____

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: _____

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Allowed cooling because it is for a large condenser unit and the filter again says it uses 100 gpm - as a response to the letter. Rent was not needed!

[illegible]

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☐ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☐ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 5-17-05

FIELD EXAMINER: Danley Egbert

MEMO TO FILE

Water Right Nos.

63-2557

63-2666

63-3058

63-3118

63-3544

2-4- 2005 Sent letter asking for more information on cooling use to Idaho Power – included Commercial Space Heating/Cooling Requirements form

2-23-05 Sharon Strickland called to say she would get me the information by March 4

3-7 Sharon Strickland called to say she was still working on getting the information for the Idaho Power sites

5-5-05 Talked to Sharon Strickland again about the information needed to complete these recommendations. She said they were supposed to have been sent to me already and that she would check and see what happened to the information I needed.

5-17-05 I still have not received any information so I am taking cooling off the claims and recommending the remaining uses. This will mean disallowing 63-3058 since cooling is the only use claimed.

IMPORTANT MESSAGE			
FOR <u>Sandy</u>			
DATE <u>2-23</u>		TIME <u>10:37</u> A.M. P.M.	
WHILE YOU WERE OUT			
M <u>Sharon Strickland</u>			
OF _____			
PHONE NO. <u>208-733-0700</u>			
TELEPHONED	☐	PLEASE CALL	☒
CALLED TO SEE YOU	☐	WILL CALL AGAIN	☐
WANTS TO SEE YOU	☐	URGENT	☐
RETURNED YOUR CALL		☐	
Returned <u>her call @ 11:10:</u> MESSAGE <u>She will get Solaks Powers 'cooling' info to me by March 4.</u>			
SIGNED _____			
 P3-AN2334		 Paper contains 50% recycled fibers, of which 20% is post-consumer waste.	

IMPORTANT MESSAGE			
FOR <u>Sandy</u>			
DATE <u>3-7</u>		TIME <u>1:32</u> AM P.M.	
WHILE YOU WERE OUT			
M <u>Sharon Strickland</u>			
OF <u>934-4147-home (office in home)</u>			
PHONE NO. <u>733-0700</u>			
TELEPHONED	☐	PLEASE CALL	☒
CALLED TO SEE YOU	☐	WILL CALL AGAIN	☐
WANTS TO SEE YOU	☐	URGENT	☐
RETURNED YOUR CALL		☐	
Returned <u>her call 3-7 1:34 pm</u> MESSAGE <u>She is still working on getting the information for the Solaks Power sites</u> <u>5-5-05 - Called Sharon & left a</u>			
SIGNED <u>Message to Dave her</u>			
 P3-AN2334		 Paper contains 50% recycled fibers, of which 20% is post-consumer waste.	

They were supposed to be sent to me already. She will check.

February 4, 2005

IDAHO POWER COMPANY
P. O. BOX 70
BOISE, ID 83707

**RE: Commercial use for Snake River Basin Adjudication claims 63-2557, 63-2666,
~~63-2785, 63-3024~~, 63-3058, 63-3118, 63-3544**

The Idaho Department of Water Resources is currently reviewing the claim to a water right you filed during claims taking in the Snake River Basin Adjudication (SRBA). During the initial review of this claim, we found that you claimed a commercial use that requires a volume amount be included in our recommendation to the SRBA Court (please refer to the enclosed copy of your adjudication claim report: under Annual Volume). In order for us to calculate your annual volume, it is necessary that we ask for additional information not gathered when you, or the original claimant, filed this water right.

Please refer to the Commercial Use Volume sheet (enclosed), answer the appropriate questions as specifically as possible, and return it to this office by February 25, 2005 so that we are able to calculate the annual volume associated with your water right; as required by the SRBA Court.

This review of your claim, in addition to the submittal of our recommendation to the SRBA Court, will result in a decreed right for your property. This water right then remains with the land as long as it is being used. We will give you the opportunity to review our recommendation and provide feedback, if necessary, prior to its submittal to the SRBA Court.

Please feel free to contact me at 334-2190 if you have any questions.

Respectfully submitted,

Sandy Egbert
GIS Specialist

Enclosures

State of Idaho

License and Certificate of Water Right

Water License No. G-27211

Amount 1.4 c.f.s.

Water District No.

Priority January 14, 1958

THIS IS TO CERTIFY that IDAHO POWER COMPANY

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 14, 1958; that Permit No. G-27211 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.4 second feet, was issued thereunder on January 20, 1959, showing that said works were completed on the 20th day of October, 1958; and that on the 20th day of October, 1958,

IDAHO POWER COMPANY

By: J. F. Emery, Engineer

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of two wells, a tributary of subterranean, for the purpose of Cooling & Domestic purposes

, under Use Permit No. G-27211 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume

11 of Licenses at page 6594, on the 20th day of January, 1959;

The right hereby confirmed dates from January 14, 1958;

The Point of Diversion ^{are} located two wells

in the NE 1/4 NE 1/4, Sec. 36, Tp. 3 N., R. 2 E., B. M. County Ada

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 1.4 cubic feet per second.

Description and location of use: Cooling of Electrical Equipment, Air Conditioning, Fire protection - Sprinkling

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N	2 E	36	NE 1/4 NE 1/4		

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 State Reclamation Engineer, affixed at Boise, Idaho, this

20th day of January, 1959.

/s/ Geo. N. Carter
State Reclamation Engineer.

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-27211This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Idaho Power Company - Gale C. Farley, Agent2. Source of water supply: Subterranean flow from 2 wells3. Location of point of diversion: Is in the NE 1/4 of Section 36T. 3 N. R. 2 E. S. 4 County of Ada

4. Describe works as they exist, giving dimensions and capacities of same: 2 wells 24" x 36"
and 24" x 36" each cd to bottom lift on well in operation
today (#1) = 14.0 feet.

Each well has 20 hp. 24" motor and Payne B. Turbine. 8" Col.
Each has a well pit, 5' x 8' x 7 1/2' inside, concrete with
steel cover. No protection for motor. Painted aluminum.

5. Water is used for: Cooling of Electrical Equipment, Air Conditioning - Fire - Sprinkling6. State whether or not water has been turned into works of diversion: yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number
of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other
than irrigation):

- - Non-consumptive

The main purpose of these wells is to supply
600 gpm to a large condenser unit.

The system is actually a double system
so that if something happens to one, the other
can immediately be put into service. A
stoppage of cooling water for 35 minutes would

(Submit map on attached plat, showing location and details of above description.)

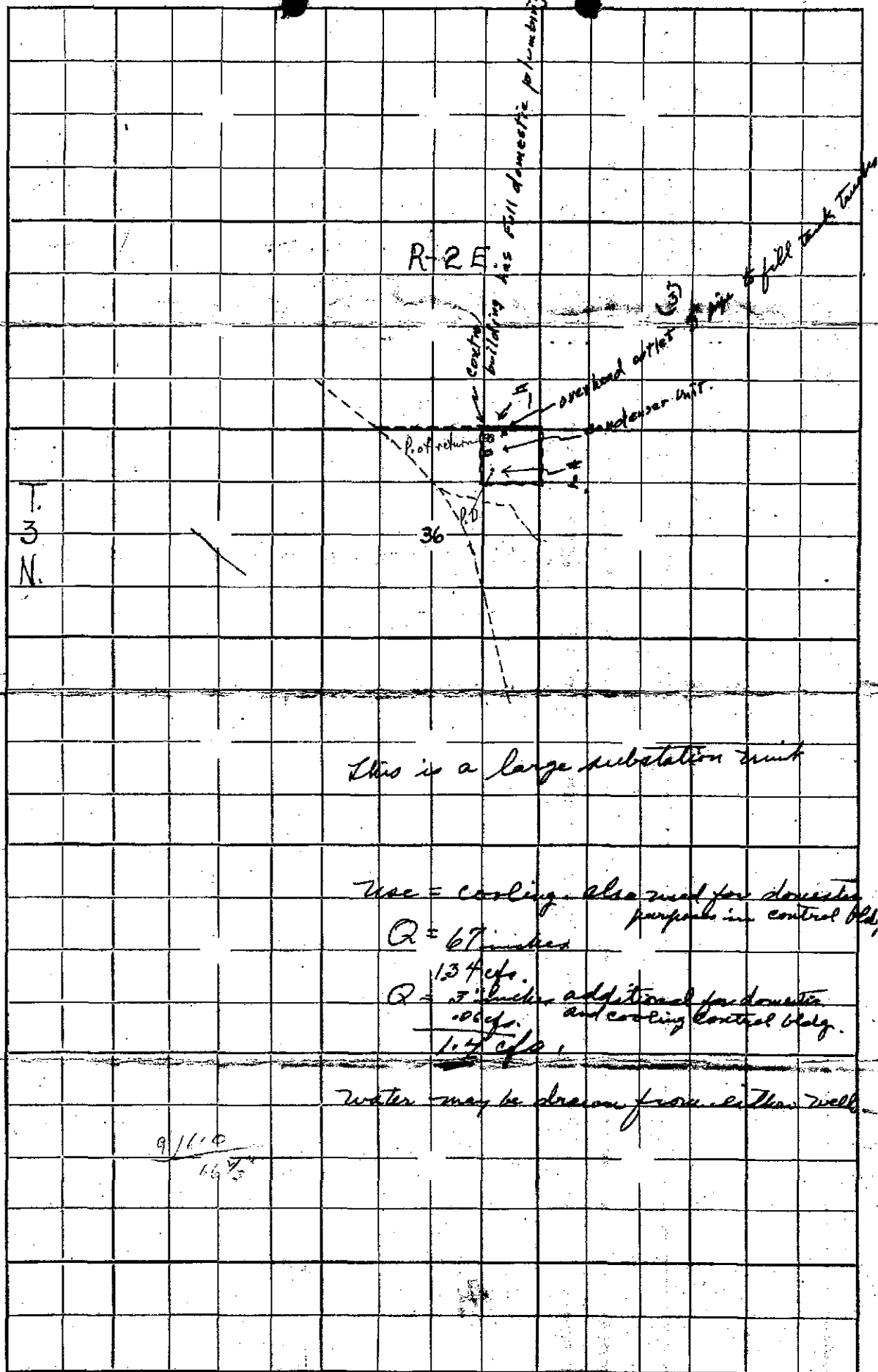
8. What large stream would the water here appropriated finally reach? _____

Remarks: cause the large condenser to burn up.

This condenser is a tremendously large piece
of electrical equipment. Its purpose is to
automatically balance line load throughout this
area.

14 cfs is approx. max. delivery for pump against the
42 pounds head plus the lift.

This examination was made on the 8 day of Jan, 1959(Signed) E. H. Humphrey Examiner.



Scale: 2 Inches Equals 1 Mile, Draw Map in Ink.

27211

4-27211

63-3118

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 35138
Permit No. G- 27211
District No.

Idaho Power Company
James E. Bruce
Attorney
Boise, Idaho

1. Name of Applicant: IDAHO POWER COMPANY
Postoffice address: Box 770, Boise County: Ada State: Idaho
2. Quantity of water claimed: See remarks
 - (a) Rate of withdrawal in cubic feet per second. 2.6 or Idaho
Miners' inches 133.6 or gallons per minute. 1200
 - (b) Annual withdrawal in acre feet per annum 1878
3. Source of water supply: Subterranean from 2 wells. See remarks
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 36
Twp. 3 N. , Rge. 2 E. , B.M., County of Ada
5. Water is to be used for: Cooling of Electrical Equipment, Air Conditioning, Fire - Sprinkling
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 36 , Twp. 3 N
Rge. 2 E. , B.M
 - (b) Waste water or sewage effluent is to be returned to Subterranean - See remarks
at a point in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 36 , Twp. 3 N. , Rge. 2 E. , B.M.
7. Kind of works: Drilled and cased with 50 HP Turbine Pump and Motor
8. Estimated cost of works: \$ 45,000
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation: May 6, 1915 - Augusta, Maine
(b) Amount of capital stock: \$ 120,000,000 (c) Amount paid in: \$ 46,250,000
(d) Names and addresses of directors: See attached sheet
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

NAME OF APPLICANT.

IDAHO

POWER COMPANY

Form No. 0

[illegible]

SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.

27211

SD-33	Last Name: IDAHO POWER		STATE		
S	O				
E	First	W	W	Priority	
L	Name	N	Right No.	Date	
				Source	
				Total	
				Diversion	
				Use	
				Code Desc	
	IDAHO POWER CO.				
		A65-03828	01/27/1963	GROUNDWATER	0.040
		A65-09368	01/06/1963	GROUNDWATER	0.040
		A65-12096	02/21/1978	PAYETTE RIV	2000.000
		A73-07051	03/24/1981	PAHSIMEROI	10.000
		A73-10124	06/20/1984	GROUNDWATER	0.040
		A01-02032	03/08/1919	SNAKE RIVER	4600.000
		R36-02018	01/18/1919	CLEAR LAKES	526.000
		A36-15221	03/03/1982	NIAGARA SPR	0.040
	IDAHO POWER COMPANY				
		A78-07013	08/01/1969	RAPID RIVER	18.600
					43 DOMEST
					43 DOMEST
					28 POWER
					19 FISH
					43 DOMEST
					28 POWER
					28 POWER
					43 DOMEST
					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

A63-03118

MICROFILMED

JUL 25 1994

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

JUL 25 1994

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 *James R. Rosholt*
8 for 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
24 Indian Resources Section,
Rm. 6317
25 P. O. Box 44378
Washington, D.C. 20026-4378

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

27 MICROFILMED

28 JUL 25 1994

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

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

for James A. Rossmore
JAMES C. TUCKER

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MICROFILMED
JUL 25 1994

Approved

63-08820

Date Received

5-13-91

RECEIVED

MAY 13 1991

State of Idaho
Department of Water Resources
**REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)**

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

IDAHO POWER COMPANY () 383-2200
Name of Claimant Phone Number

P. O. Box 70 Boise Idaho 83707
Mailing Address City State Zip

SEE ATTACHMENT A 7-2-91
County(s) where place of use is located Date claim originally due

SEE ATTACHMENT A
Identify water right(s) for which extension is requested.

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

SEE ATTACHMENT B

Pat W. Stel Claimant requests an extension to _____, 19 ____
Signature Date of request May 8, 19 91

Vice President, General Counsel & Secretary
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to Oct 31 19 91
Signed this 28 day of Sept 19 91

David B. Shaw
Director or his designated agent

DAVID B. SHAW

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

MICROFILMED
OCT 02 1996

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIMS

WATER RIGHT IDENTIFICATION NUMBER	COUNTY WHERE PLACE OF USE IS LOCATED	DATE CLAIM ORIGINALLY DUE
No. 36-02082	Gooding	09/01/88
No. 29-07414	Power	04/05/90
No. 35-02557	Power	same as above
No. 36-07487	Jerome	04/12/90
No. 36-07587	Minidoka	
No. 37-07146	Blaine	10/26/88
No. 37-07396	Blaine	same as above
No. 63-02557	Ada	07/27/89
No. 63-02666	Ada	same as above
No. 63-03058	Ada	same as above
No. 63-03118	Ada	same as above
No. 63-03544	Ada	same as above
No. A02-00034	Owyhee	
No. A02-00035	Owyhee	
No. 36-02037	Jerome	same as above
No. A63-07945	Ada	same as above
~~No. A69-07023~~	~~Washington~~	
No. A47-02205	Twin Falls	12/22/88
No. A37-04012	Gooding	same as above
No. A36-02046	Gooding	same as above
No. A36-00137	Gooding	same as above
No. A63-08142	Ada	same as above
No. 63-08820	Ada	same as above
No. 37-02797	Elmore	12/07/89

MICROFILMED
OCT 02 1990

REQUEST FOR EXTENSION OF TIME

IDAHO POWER COMPANY ("Company") does hereby request an extension of time to file Notice of Claim(s) pursuant to Section 42-1409(10), IDAHO CODE, in the general adjudication of the Snake River Basin water system ("SRBA"). This request is supported by the following facts and information:

The Company operates sixteen (16) hydro-electric projects within the territory subject to the jurisdiction of the SRBA. Because the water rights associated with each project are an integral part of the Company's operation, the Company has given these claims priority and has diligently investigated all possible claims, including, but not limited to, power generation, irrigation of project properties, fish propagation facilities, fire protection and domestic uses associated with facilities located on project properties. In an effort to be thorough, this phase of the Company's investigation has required the attention of additional manpower not originally allocated to the project, thereby slowing the investigation of other claims.

Furthermore, the Company has property interests in 22 of the 38 counties subject to the jurisdiction of the of the SRBA. During the Company's field investigation of possible claims, it has become evident that there are water rights currently utilized by the Company which are appurtenant to the Company's property and which have not previously been recorded. Therefore, in order ascertain all possible claims, a parcel by parcel approach has been utilized by field personnel. Due to the adoption of this method of investigation, coupled with the Company's extensive property holdings, the field work required to complete this phase of the Company's filings is also incomplete.

Although the Company recognizes that a timely filing schedule is necessary, it is also important to identify all water users and uses in order to achieve a thorough and comprehensive determination of water rights within the boundaries of the adjudication. An extension of time granted to the Company would facilitate this effort and would further the stated goals of the general adjudication.

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OCT 02 1996