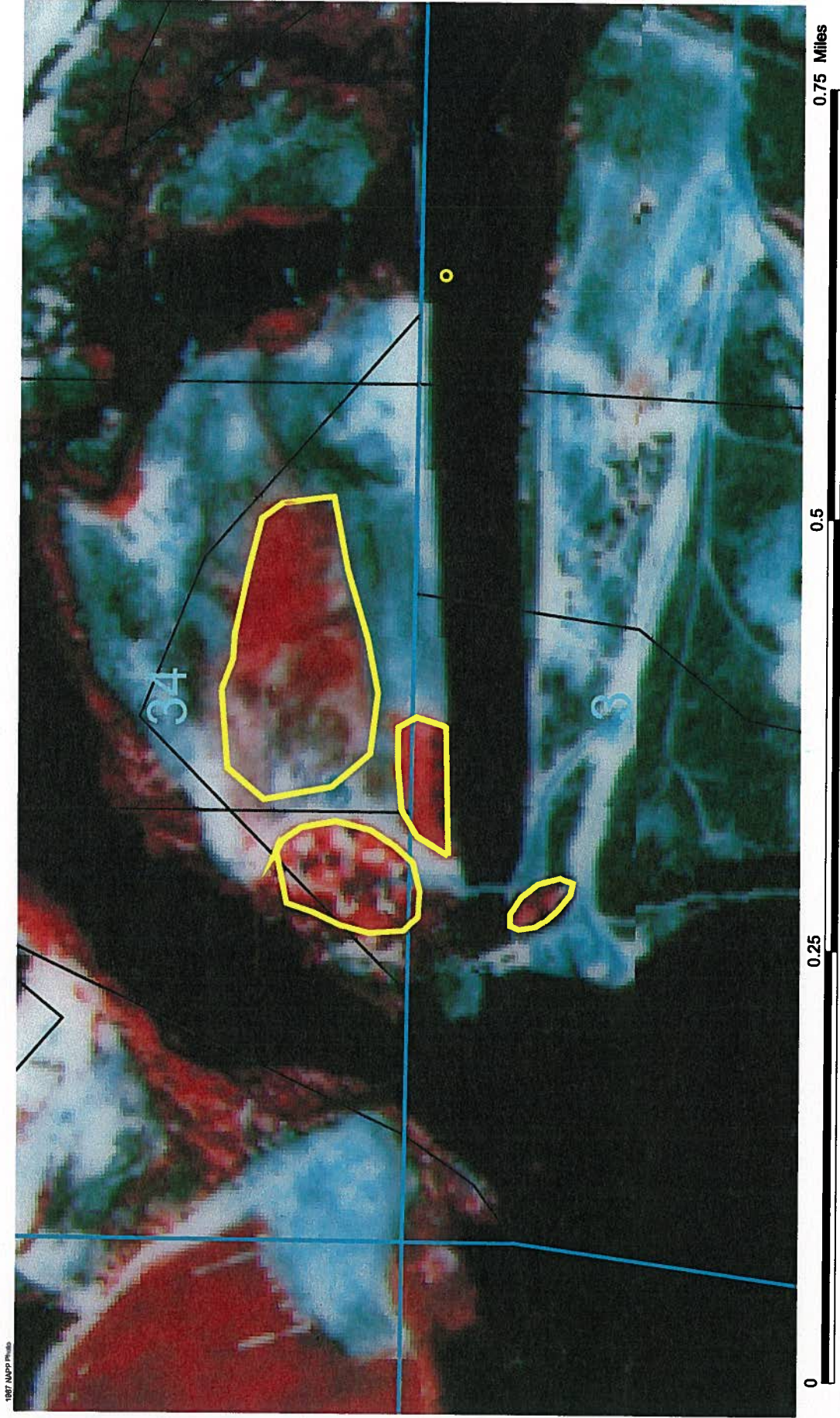


Idaho Department of Water Resources

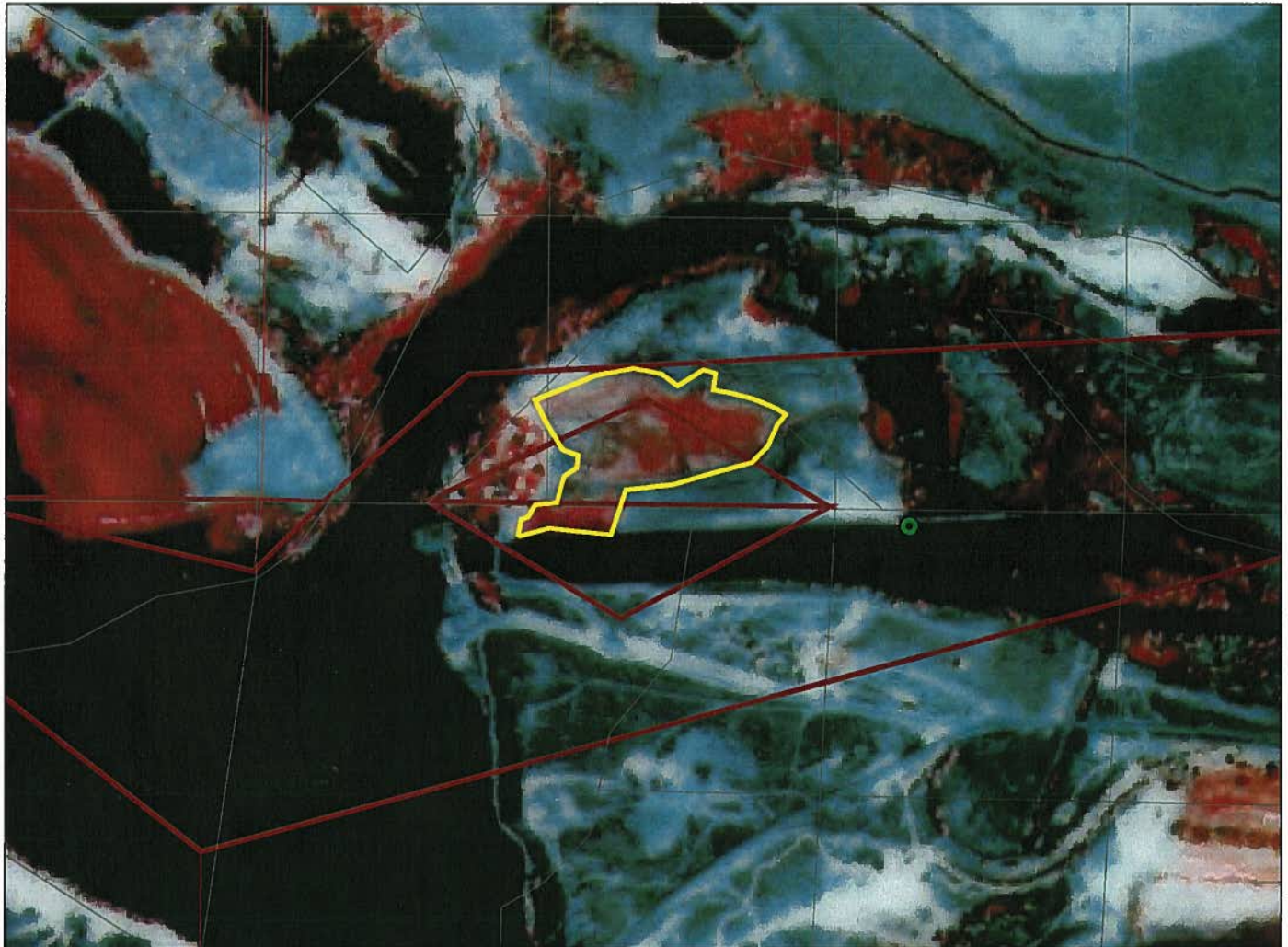


*modified
@ NDR
R*

Claim Number: 2-33
Legal: T07S, R13E, S34
T08S, R13E, S3
Reviewed By: SJR 12/12/05

Idaho Department of Water Resources

Place of Use Layout 02-33

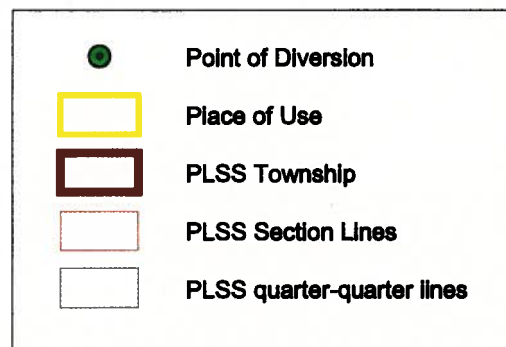


0 0.25 0.5 Miles

Township 7S Range 13E Section 34
Township 8S Range 13E Section 3



GIS Place of Use Presentation
1987 NAPP photography.
Map prepared by: Scott King
Date prepared: April 23, 2003



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: A02-00033

Date Received:

Receipt No: C005054

Received By: CA 1-11-89

CA 1-6-88

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

83707

2. Date of Priority: APR 01, 1937

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	3	NW	NE		2	TWIN FALLS

5. Description of diverting works:

FREE FALL IRRIGATION DITCH, AT UPPER SALMON POWER PLANT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.240		

7. Total Quantity Appropriated is:

0.240 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	13E	34	SW	SW	6	IRR	1.0
			SE	SW	6	IRR	10.0

Section Acres 11.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08S	13E	3	NW	NW	3	IRR	1.0
Section Acres							1.0
Total Acres							12.0

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:

14. Remarks:

IN CONNECTION WITH UPPER SALMON FALLS "A" PLANT.
IRRIGATION OF VILLAGE AREA, PARK PICNIC AREA, AND PASTURE.

15. Basis of Claim: BENEFICIAL USE

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: _____

For Organizations:

I do solemnly swear or affirm that I am General Counsel and Secretary of _____
Title

Idaho Power Company, that I have signed the foregoing
Organization

document in the space below as General Counsel and Secretary of _____
Title

Idaho Power Company and that the statements contained in the
Organization
foregoing document are true and correct.

Rolt W. Stal

Signature of Authorized Agent
General Counsel and Secretary

Idaho Power Company
Title and Organization

January 10, 1989

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 10th day

of January 19 89

James S. Person
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 12/31/92

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

2-11-91
original in
file

Idaho Power
Jerome

02-02001A-
Permanent file

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

MICROFILMED

MAR 19 1993

Last Name: IDAHO POWER

STATE

First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use 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

RECEIVED

MAY 01 1992

Enter=Continue)

(GOLD7=This Query)

(Menu _____)

Department of Water Resources
Southern Region Office

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

A02-00033

MICROFILMED

MAR 19 1993

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

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 C. Tucker
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
24 Indian Resources Section,
Rm. 6317
P. O. Box 44378
25 Washington, D.C. 20026-4378

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

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MAR 19 1993

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

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

for James A. Roschert
JAMES C. TUCKER

MICROFILMED
MAR 19 1993

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

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

MAR 19 1993

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 C. Tucker
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

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U.S. Mail, Postage Prepaid
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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

☒
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MICROFILMED

MAR 19 1993

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

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

for James A. Roscholt
JAMES C. TUCKER

WATER RIGHT NUMBER 02-0033

OWNER LAST NAME - IDAHO POWER CO.

ADDRESS LINE 1 - P.O. BOX 70

ADDRESS LINE 3 -

SOURCE - SNAKE RIVER

STAGE - STATUS -

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

DIVERSION POINT - NWNE 03 08S 13E LOT 02 REDIV -

FROM - 03-15 TD - 11-15 USE - IRRIGATION

USE - IRRIGATION

USE - IRRIGATION

DEGREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE -

DIVERSION MEANS - FREE FALL IRR. DITCH.

FIRST NAME -

ADDRESS LINE 2 -

CITY - BOISE

TRIBUTARY OF - COLUMBIA RIVER

PRIORITY - 04-01-1937

WATER DIST. - 02

DE/CAREY ACT -

COUNTY - TWIN FALLS

RIGHT BASIS - A

STATE - ID

ZIP CODE - 83707

DATE -

USE DIV. RATE -

TWN 07S RNG 13E SEC 34

TRACT SMSW LOT 06 AC 01

TRACT NWNW LOT 03 AC 01

TRACT NWNW LOT 03 AC 01

TRACT NWNW LOT 03 AC 01

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PROTESTED -

PERMIT/DENIED -

FLD EXAM -

COND. OF APPROVAL -

PROTESTED -

HEARING -

PROTESTED -

PERMIT/DENIED -

FLD EXAM -

COND. OF APPROVAL -

PROTESTED -

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PERMIT/DENIED -

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COND. OF APPROVAL -

PROTESTED -

HEARING -

PROTESTED -

PERMIT/DENIED -

FLD EXAM -

COND. OF APPROVAL -

PROTESTED -

HEARING -

PROTESTED -

Verified
5-09-85

TOTAL ACRES 12

STATE OF IDAHO 11:00
DEPARTMENT OF RECLAMATION
NOTES Idaho K

DEPARTMENT OF RECLAMATION

Date 15 Sept, 1981 DISCHARGE MEASUREMENT NOTES Idaho Power Ditch
SNAKE RIVER River at 150' below diversion into ditch.90
_____ gage _____ Adjust-

1941

Shasta. From N.

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 DETERMINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner Dam to Oregon Drainage Basin Border.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

<u>02-0033</u> I.D. No.	Map No.
<u>\$7.00</u> <u>#893</u> Fee Paid	<u>#1883</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) 1st April, 1937
- (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 .24 1.0 cfs Use pasture & farm irrig Period of Use From April 1 To Sept. 30
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day) (Both dates inclusive) 3/15 11/15
- 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) .24 1.0 cfs TOTAL QUANTITY CLAIMED. (CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NWNW 1/4 NE Sec. 23, Twp. 8 S, Rge. 13 E, B.M., Twin Falls County 83
Additional Points: SCI: 2720(1) 580.7
- 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.
free fall irrigation ditch

- (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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
35	13E	2					X												<u>12.0</u>
75	13E	34																	<u>11</u>
85	13E	3																	<u>1</u>

Total no. of acres 12.0

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

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 in connection with Upper Salmon "A" Plant
- (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. _____

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.

Individual

(Signature of Claimant)

(Signature of Spouse)

Organization

IDAHO POWER COMPANY

Gomer H. Condit
(Signature of Authorized Agent)

(Date)

State of Idaho

Organization

County of Ada

Seal

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 individual) executed the same.

My commission expires 10.25.83

Notary Public residing at Boise, Idaho

28 4/20/83 .1 6-

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 ~~ORANGE BASIN~~
Border.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

<u>02-0033</u> I.D. No.	<u>1883</u> Map No.
<u>Part of 1893</u> Fee Paid	<u>1883</u> Receipt No.

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

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

(Zip Code)

Telephone No. 383-2878

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) 1st April, 1937

(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: 11/15
Quantity 24 1.0 cfs Use pasture & farm irrig. Period of Use From April 1 To Sept. 30
(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) .24 1.0 cfs TOTAL QUANTITY CLAIMED. lot 65 WSE
(CFS, GPD, AF) NEW LOT 62 NE

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 SE
Sec. 23 34 Twp. 7 S, Rge. 13 E, B.M., Twin Falls 83 County
Additional Points: SCI: 2720(1) 580.9 580.7

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.
free fall irrigation ditch

(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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
<u>85</u>	<u>13E</u>	<u>2</u>					<u>X</u>												<u>12.0</u>
<u>85</u>	<u>13E</u>	<u>34</u>											<u>1.6</u>	<u>1.6</u>					<u>11.2</u>
<u>85</u>	<u>13E</u>	<u>3</u>						<u>1.3</u>					<u>1</u>	<u>10</u>					<u>1</u>

Total no. of acres 12.0

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

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 in connection with Upper Salmon "A" Plant

(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.

KEYPUNCHED

sc 11/2/89

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.

Individual

(Signature of Claimant)

(Date)

(Signature of Spouse)

State of Idaho

Organization

Organization

IDAHO POWER COMPANY

County of Ada

ss.

Seal

Gomer H Condit
(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

DR 4/20/82

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

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

NOTICE OF CLAIM
TO A
WATER RIGHT

02-0033	
I.D. No.	Map No.
\$ <u>Permit</u> <u>\$893</u>	<u>#18883</u>
Fee Paid	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) April, 1937

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

(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 1.0 cfs Use pasture & farm irrig. Period of Use From April 1 To Sept. 30
(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) 1.0 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source 1/4 1/4
Sec. 2, Twp. 8 S, Rge. 13 E, B.M., Twin Falls County

Additional Points: _____

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. free fall irrigation ditch

(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.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
9S	13E	2					X												12.0

Total no. of acres 12.0

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

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 in connection with Upper Salmon "A" Plant

(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. _____

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.

Individual

(Signature of Claimant)

(Date)

(Signature of Spouse)

State of Idaho

Organization IDAHO POWER COMPANY

County of Ada

ss.

Organization

Seal

James H. Condit
(Signature of Authorized Agent)

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

a notary public, personally appeared

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

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF

Date 4/20/83

Right No. 02-0033

Claimant IDAHO POWER

Recommendation differs from claim:
(Document any differences)

☒ Yes

☐ No

☐ Disallow

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 B/U PROOF - COPY IN THIS FILE - FOR 02-2057

Field Exam Made: ☒ Yes ☐ No Date 9-15-81

☒ Adj. Report ~~in file~~ IN THIS IN 02-0036 ☐ Beneficial Use Report in License (S.O.) File

Measurement .89 cfs. Amount recommended .24 cfs.

Type of measuring device: CURRENT METER Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 1974 09 HABERMAN

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☒ Yes ☐ No

Remarks _____

August 17, 1983

Ms. Mimzel Priest
Attorney at Law
Idaho Power Company
P.O. Box 70
Boise, ID 83707

RE: Snake River Adjudication
Case No. 73804

Dear Ms. Priest:

Researching the queries of your letter of July 29, I find claims examiners inspected water rights associated with the Company's power plants in September 1981 and April 1982. The results of those inspections are being processed along with all the other Snake River claims. This winter or next spring a draft proposed finding may be published for the water users' review. Following any administrative hearings on protests to the draft, the proposed finding will be delivered to the court according to Section 42-1410, Idaho Code. If I can be of further assistance, please feel free to contact me by telephone or at our new location downtown in the Towers Building.

Regards,

DONALD V. SHAFF
Adjudication Unit Leader

DVS:djb

Snake River



Hydro Power

IDAHO POWER COMPANY

BOX 70 • BOISE, IDAHO 83707

July 29, 1983

Mr Donald V Shaff
Department of Water Resources
Western District Office
Adjudication Section
Broadbent Business Park
92 South Cole Road No 2
Boise, Idaho 83709

RE: Snake River Rights Adjudication
Claim Nos 02-0033 thru 02-0100

Dear Mr Shaff:

I am writing to request information regarding the status of the Snake River Adjudication. Idaho Power Company (the "Company") was contacted early this year by one of your claims examiners and appointments were made through the Company for him to visit several of the Company's hydro sites. Since this time, there has been no further contact with your office. Could you please advise on the current status and your anticipated time frame for completion of this matter. If you have any questions, please contact me at 383-2878.

Sincerely,

Mimzel Priest
Attorney

MP: ke

RECEIVED
AUG 5 1983

Department of Water Resources
Western Regional Office

MEMORANDUM

TO: File 02-0033

FROM: Donald V. Shaff *DS*

DATE: April 20, 1983

RE: Review Analysis

The place of use for this right was improperly claimed. The field examination, quadrangle map and orthophoto quad show the pasture near the village is located west of *Dalmon* Rapids. A place of use in Section 2 would have to be just below the first ~~stage~~ below Owsley Bridge. The number of irrigated acres is correct. *dam*

The priority date claimed is confirmed approximately by the proof of beneficial use filed in 1937. The proof was filed for the water right to generate power under 02-2057. In answer to question 11 of the proof, Mr. Robertson's filing for the company stated "small quantity of water is used for domestic, household, lawn watering, irrigation etc. uses in and about power plant grounds and operator's dwellings." Apparently because these uses were not part of the permit or the license, this claim to a water right based on beneficial use was filed by the company.

STATE OF IDAHO
DEPARTMENT OF REGISTRATION
BOISE, IDAHO

PERMIT NO. 17069

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. K. M. Robinson, age 42, Boise, Idaho; President & General Manager, Idaho Power Company, 1220 Idaho St., P. O. Box 770, Boise, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Idaho Power Company; principal place of business in Idaho at 1220 Idaho St., Boise; President & General Manager.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. No. 17069, April 2, 1929; priority, April 2, 1929.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Snake River, South 15° 22' East 1842 ft. from North $\frac{1}{4}$ corner of Sec. 2, T. 8 So., R. 13 E., B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Concrete diversion dam 1617 ft. long, three sections, including 6 tailrort gates. Lower canal dam 1445 ft. long, concrete, gravity section, with 4-bay reinforced concrete fish ladder. Earth section canal 2050 ft. long, 200 ft. wide at bottom and about 270 ft. wide at top. Capacity in excess of 7000 second feet. Canal joined with power house with gravity section concrete walls, north wall serving as spillway; walls average 37 feet high. Point of return immediately below power plant.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Generation of electrical power at Upper Salmon Falls power plant in Twin Falls County, Idaho, located on Snake River in Lot 3, Sec. 2, T. 8 So., R. 13 East, B.M.

Ques. 7. If for other than for irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. Applied through two 13,000 horsepower turbines direct connected to two 9,000 Kva generators. Generator capacities total 18,000 Kw (rated capacity), but peak output approximates 22,000 Kw or about 29,000 horsepower.

17069

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. Not less than 6,500 second feet is required for full operation of both turbines and generators at full capacity.

Ques. 9. If you are not the person or representative of the corporation to which above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. Permit was originally issued to present holder, Idaho Power Company.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Water has been used for power generation purposes since September 4, 1937. Approximately 6,000 cfs. or more of water has been and is being used through plant, which is all water available at present time although not sufficient in quantity to supply plant requirements.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. Small quantity of water is used for domestic, household, lawn watering, irrigation, etc. uses in and about power plant grounds and operator's dwellings.

(Sign)

A. M. Robinson

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada, State of Idaho, on this 10th day of April, A. D. 1938.

My commission expires March 22, 1940

PERMIT NO. 17069

Proof of Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. K. M. Pobinsac, Boise, Idaho; President & General Manager, Idaho Power Company, 1220 Idaho St., P. O. Box 770, Boise, Idaho.

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. Idaho Power Company; principal place of business in Idaho at 1220 Idaho St., Boise; President & General Manager.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. No. 17069, April 2, 1929; 6500 cubic feet per second; Snake River; South 15° 22' East 1842 ft. from North $\frac{1}{4}$ corner of Sec. 2, T. 8 S., R. 13 E., E.M.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Generation of electric power, and power station uses.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Water has been turned into works of diversion; Sept. 4, 1927 and continuously since; up to all water that has been available, approximately 6000 cfs.; capacity of canal and works is in excess of 7000 cfs.

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Works of diversion are fully completed and comply substantially with permit except that canal is shorter and larger in capacity.

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. Dimensions of dam and canal vary from data contained in permit due to geologic conditions found to exist during construction and necessary changes in project plans.

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Concrete diversion dam 1617 ft. long, three sections, including 6 tainter gates. Lower canal dam 1445 ft. long, concrete, gravity section, with 4-bay reinforced concrete fish ladder. Earth section canal 2050 ft. long, 200 ft. wide at bottom and about 270 ft. wide at top. Capacity in excess of 7000 second feet. Canal joined with power house with gravity section concrete walls, north wall serving as spillway; walls average 57 feet high. Point of return immediately below power plant. Cost of works (exclusive of power plant) approximately \$970,000.

(Sign here.)

K. M. Pobinsac

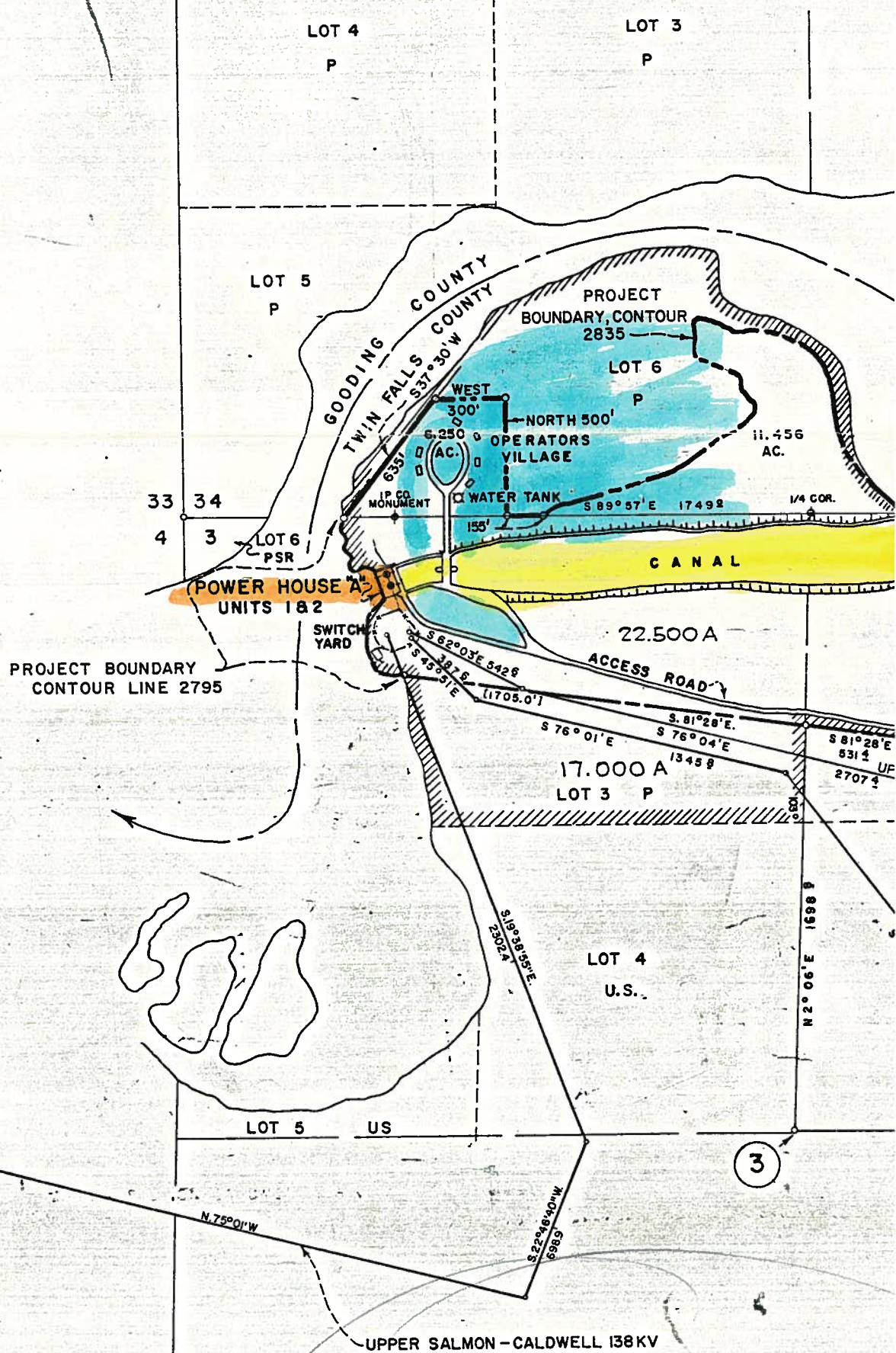
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in _____

County of _____, State of Idaho, on this _____ day of _____, A. D. 19____.

My Commission expires _____

Notary Public.

17069



- Irrigated



A horizontal graphic scale bar labeled "SCALE in FEET". The bar is divided into segments with alternating black and white fill. Numerical labels are placed above the bar at intervals of 200 feet, starting from 400 on the left and ending at 2000 on the right. The segments represent 200-foot increments.