

12/01/2009

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

---

RIGHT NUMBER: 2-40

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

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: ~~0.100~~ 0.150 CFS

PRIORITY DATE: ~~05/19/1971~~ 03/01/1956

POINT OF DIVERSION:

T05S R04E S34 NESWNW Lot 4 Within ELMORE County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

~~0.100~~ 0.150 CFS

PLACE OF USE: IRRIGATION in ELMORE County

T05S R04E S34 NWNW 5.00

5 ACRES TOTAL

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.

~~NORTH PARK AT C. J. STRIKE DAM~~

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

NORTH PARK AT C. J. STRIKE DAM

11/16

Water Right 2-40

Originally date claimed 04/01/1952

The picture shown in Figure 1 is of what is now known as North Park and is that area irrigated under water right 2-40. The picture clearly shows the being irrigated. The back of the picture is dated May 27, 1957. The picture shows a well developed lawn in the park. This should establish a priority date of no later than May 27, 1957. However given the maturity of the lawn it is reasonable to assume the lawn had to have been established at least one year prior to the date this photograph was taken.



Figure 1: Irrigation of area now known as North Park at CJ Strike Reservoir. Photo dated May 27, 1957 (See Figure 2).

SCANNED  
NOV 16 2009

Gen. Office

MAY 27 1957

Figure 2: Back of photograph shown in Figure 1 showing a date of May 27, 1957

Page 21

12/13/2005

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PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.100 CFS

PLACE OF USE: IRRIGATION Within ELMORE County

T05S R04E S34 NWNW 5.0

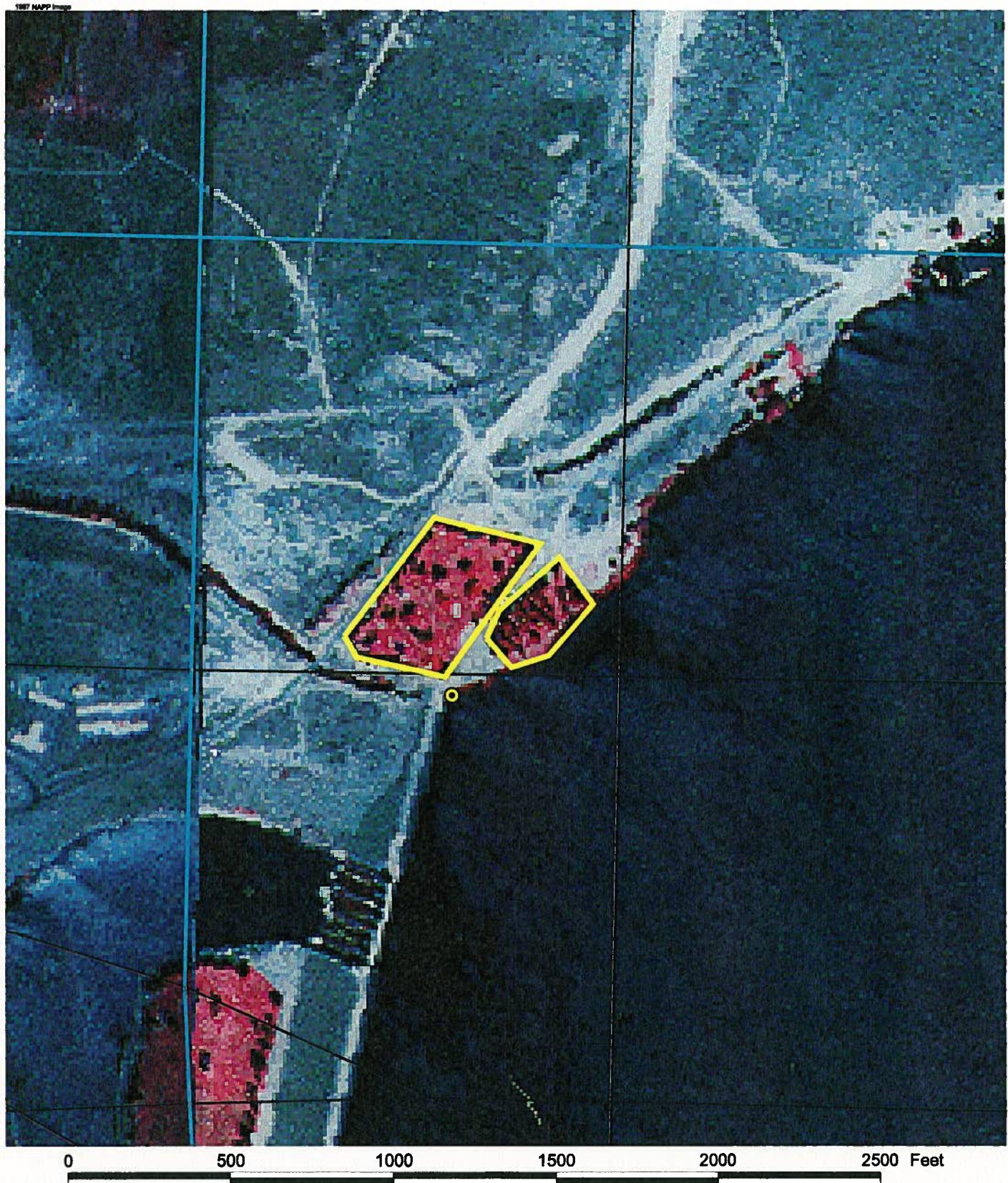
5 ACRES TOTAL

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

NORTH PARK AT C. J. STRIKE DAM

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

# Idaho Department of Water Resources



Claim Number: 2-40  
Legal: T05S, R04E, S34  
Reviewed By: SJR 11/2/05



-  Point of Diversion
-  Place of Use
-  Sections
-  05S04E GCDB

POOR ORIGINAL

J.C STRIKE Res  
Idaho Power

R4E

NWNW

5A

02-0040

North Park

64

②

7A

④

610

Boy Scout Park

02-0039

02-0038

Village

SWSW

3334  
43

MICROFILMED

AUG 10 1994

# IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-00040

Date: 6-11-02

|       | TNS | RNG | SEC | NE |    |    |    | NW  |     |    |    | SW |    |    |    | SE |    |    |    | Sum |
|-------|-----|-----|-----|----|----|----|----|-----|-----|----|----|----|----|----|----|----|----|----|----|-----|
|       |     |     |     | NE | NW | SW | SE | NE  | NW  | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE |     |
| Claim | 55  | 4E  | 34  |    |    |    |    | 2.5 | 2.5 |    |    |    |    |    |    |    |    |    |    | 5   |
| GIS   |     |     |     |    |    |    |    | 5   | 0   |    |    |    |    |    |    |    |    |    |    | 5   |
| Claim |     |     |     |    |    |    |    |     |     |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |     |     |    |    |    |    |    |    |    |    |    |    |     |
| Claim |     |     |     |    |    |    |    |     |     |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |     |     |    |    |    |    |    |    |    |    |    |    |     |
| Claim |     |     |     |    |    |    |    |     |     |    |    |    |    |    |    |    |    |    |    |     |
| GIS   |     |     |     |    |    |    |    |     |     |    |    |    |    |    |    |    |    |    |    |     |

Number of POD's 1

Total Claimed Acres: 5

Overlapping FOU Claim #'s:

Total GIS Acres: 5

## COMMENTS:

POU per license map.

# Idaho Department of Water Resources

Claim Number: 02-00040

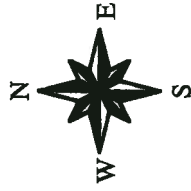
Legal: T05S, R04E, S34

Reviewed By:

1987 Napp Photo



-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



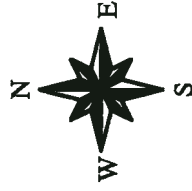
# Idaho Department of Water Resources

Claim Number: 02-00040

Legal: T05S, R04E, S34

Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



1987 Napp Photo



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: A02-00040  
Date Received: 12-5-89  
Receipt No: 2013270  
Received By:                     

CL

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, 1952
3. Source: SNAKE RIVER Trib. to: COLUMBIA RIVER
4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 05S      | 04E   | 34      | NE     | SW     | NW     | 4   | ELMORE |

5. Description of diverting works:  
PUMP & PIPELINE.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 10/31 | 0.150  | 7    |        |

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

A.F.A.

8. Total consumptive use is 17.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 05S      | 04E   | 34      | NE     | NW     |     | IRR | 2.5   |
|          |       |         | NW     | NW     |     | IRR | 2.5   |

Section Acres 5.0

10. Place of Use: Continued

Total Acres 5.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:  
NONE

14. Remarks:  
NORTH PARK AT C. J. STRIKE DAM

15. Basis of Claim: BENEFICIAL USE

(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.

AUG 07 1992

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

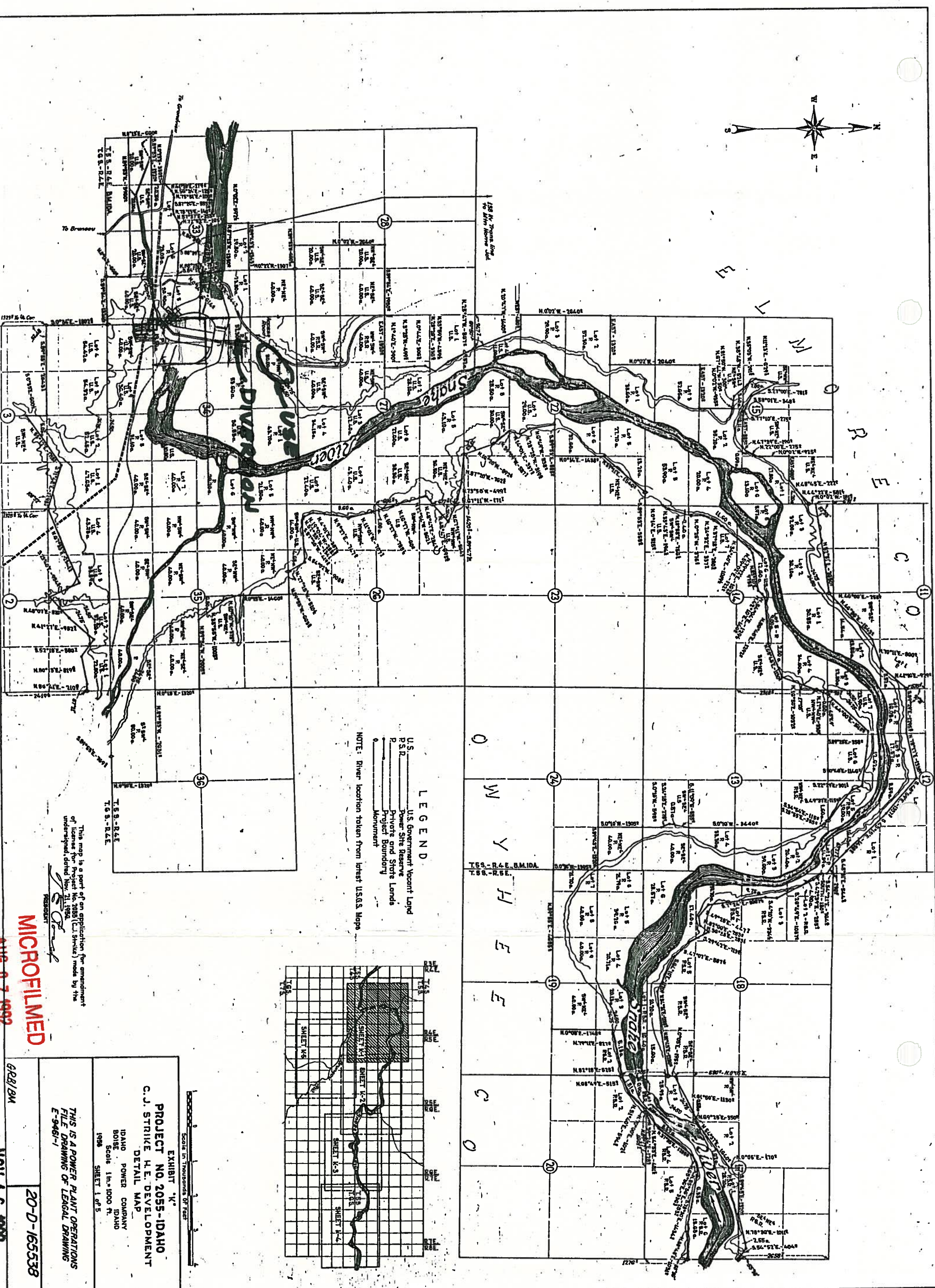
T. G. Nelson

Address

Box 2139 Boise, Id 83712

Date

11/28/89



This map is a part of an application for amendment of license for Project No. 2055 (C.J. Strike) made by the undersigned, dated May 21, 1968.

*[Signature]*  
PRESIDENT

**MICROFILMED**

DATE: 11-7-1992

|                              |                        |
|------------------------------|------------------------|
| EXHIBIT "K"                  |                        |
| PROJECT NO. 2055-IDAHO       |                        |
| C.J. STRIKE H.E. DEVELOPMENT |                        |
| DETAIL MAP                   |                        |
| IDAHO POWER COMPANY          | IDAHO                  |
| BOISE                        | Scale 1 in. = 1000 ft. |
| 1968                         | SHEET 1 OF 5           |

THIS IS A POWER PLANT OPERATIONS  
FILE DRAWING OF LEGAL DRAWING  
E-9461-1

20-D-165538



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 *James R. Robertson*  
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 ☒ U.S. Mail, Postage Prepaid  
15 Attorney General ☐ Hand Delivered  
16 State of Idaho ☐ Overnight Mail  
Statehouse, Room 210 ☐ Telecopy (Fax)  
Boise, Idaho 83720

17 David Shaw ☒ U.S. Mail, Postage Prepaid  
18 Adjudication Bureau Chief ☐ Hand Delivered  
19 Idaho Department of Water ☐ Overnight Mail  
Resources ☐ Telecopy (Fax)  
1301 North Orchard  
20 Statehouse Mail  
Boise, Idaho 83720 (6 copies)

21 Peter C. Monson, Esq. ☒ U.S. Mail, Postage Prepaid  
22 Assistant Attorney General ☐ Hand Delivered  
23 U.S. Department of Justice ☐ Overnight Mail  
Land and Natural Resources ☐ Telecopy (Fax)  
Division  
24 Indian Resources Section,  
Rm. 6317  
25 P. O. Box 44378  
Washington, D.C. 20026-4378

26  
27  
28  
MICROFILMED  
AUG 07 1992

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

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

4  
5 *for* James A. Rossmore  
JAMES C. TUCKER  
6  
7  
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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 ~~XXXXXXXXXX~~  
Border.

**NOTICE OF CLAIM  
TO A  
WATER RIGHT**

|                            |                              |
|----------------------------|------------------------------|
| <u>02-0040</u><br>I.D. No. | <u>Map No.</u>               |
| <u>\$ 15</u><br>Fee Paid   | <u>#18883</u><br>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) April, 1952 04/01/1952

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River  
columbia 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 .122 cfs .15 Use North Park Irrigation Period of Use From April 1 To Oct 31  
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)  
(Both dates inclusive) 10/31

Quantity            Use            Period of Use From 3/15 To 4/15  
(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) .122 cfs .15 TOTAL QUANTITY CLAIMED.  
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source SW  $\frac{1}{4}$  NW  $\frac{1}{4}$   
Sec. 34 ✓, Twp. 5 S ✓, Rge. 4 E ✓, B.M., Elmore and Owyhee County  
Additional Points: Lots 4 and 10 39

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.

pump and pipeline  
2720 - 442.1

(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 $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | TOTAL        |
|----|----|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------------|
|    |    |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |              |
| 5S | 4E | 34   |                  |                  |                  |                  |                  | X                |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 5.0 <u>✓</u> |
|    |    |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |              |
|    |    |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |              |
|    |    |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |              |
|    |    |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |              |
|    |    |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |              |

Total no. of acres 5.0 ✓

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 C J Strike

(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**

4-26-82 ap  
cc 11/2/82

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

**MICROFILMED**

(Signature of Claimant)

(Date)

**AUG 10 1984**

(Signature of Spouse)

State of Idaho

Organization

County of Ada

Seal

(Signature of Authorized Agent)

On this 27th day of April, in the year 1981 before me  
a notary public, personally appeared Garnett 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

State of Idaho  
Department of Water Resources

Steve Kauffman Moyer  
834-2295

ADJUDICATION CLAIM  
REPORT OF EXAMINERS

Claim No. 02-0040

1. Name of Applicant Idaho Power Co.

2. Priority 4/1952

3. Source of Water Snake R (North Park)

4. (Quantity) (Domestic, Irri., Stock Water, etc.) (Period of Use)  
 \_\_\_\_\_ cfs Use \_\_\_\_\_ From \_\_\_\_\_ to \_\_\_\_\_  
.15 cfs Use gr From 3/15 to 10/31  
 \_\_\_\_\_ cfs Use \_\_\_\_\_ From \_\_\_\_\_ to \_\_\_\_\_

5. Location of Point of Diversion: 64 SWNW of Section 34  
 Twp. 5S, Rge. 4E, County of \_\_\_\_\_

6. Describe Diversion Works: 10 HP motor 21.5' motor - Johnson Pump.  
650  
800 up 3' riser to 6 1/4 nozzle Rainbird - 6" bitul machine

7. Describe Location of Use:

| TWP       | RGE       | SEC       | NE 1/4 |    |    |    | NW 1/4 |          |    |    | SE 1/4 |    |    |    | SW 1/4 |    |    |    | TOTALS   |
|-----------|-----------|-----------|--------|----|----|----|--------|----------|----|----|--------|----|----|----|--------|----|----|----|----------|
|           |           |           | NE     | NW | SW | SE | NE     | NW       | SW | SE | NE     | NW | SW | SE | NE     | NW | SW | SE |          |
|           |           |           |        |    |    |    |        |          |    |    |        |    |    |    |        |    |    |    |          |
| <u>5S</u> | <u>4E</u> | <u>34</u> |        |    |    |    |        | <u>5</u> |    |    |        |    |    |    |        |    |    |    | <u>5</u> |
|           |           |           |        |    |    |    |        |          |    |    |        |    |    |    |        |    |    |    |          |
|           |           |           |        |    |    |    |        |          |    |    |        |    |    |    |        |    |    |    |          |

| TWP. | RGE. | COUNTY | SCALE: 1" = 1 MILE |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|------|------|--------|--------------------|--|--|--|--|--|--|--|--|--|--|--|--|--|--|--|
|      |      |        |                    |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|      |      |        |                    |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|      |      |        |                    |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|      |      |        |                    |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|      |      |        |                    |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|      |      |        |                    |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|      |      |        |                    |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
|      |      |        |                    |  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |

8. Purpose other than irrigation: \_\_\_\_\_

9. Remarks: capacity = 13 hp 1/4 nozzle 12 GPM = 156 GPM x .002228 =  
.35 GPM .02 x 5 AC = .15 cfs Recommended.  
45 PSI  
10 feet

This examination was made on the 21 day of April, 1982.

(Signed) John K Moyer  
 Examiner

POOR ORIGINAL

J.C. STRIKE Res  
Idaho Power

R4E

NWNW

5A

L4

02-0046

NORTH PARK

T  
5  
S

L10

BOY SCOUT PARK

02-0039

02-0038

0111-98

SWSW

3334

43

MICROFILMED

AUG 10 1994

State of Idaho  
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by                      SKN

Date 4/21/82

Right No. 02-0040

Claimant Idaho Power Co.

Recommendation differs from claim: ☐ Yes ☒ No ☐ Disallow  
(Document any differences)

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. 1779 attached
- ☐ Irrigation Company/District Records. ☐ In file. Or Name & location \_\_\_\_\_
- ☐ Historical Books. Name(s) & location \_\_\_\_\_
- \_\_\_\_\_
- ☐ Interview(s). Attach conversation memorandum.
- ☐ Other \_\_\_\_\_
- ☐ \_\_\_\_\_

Field Exam Made: ☒ Yes ☐ No Date \_\_\_\_\_

☒ Adj. Report in file ☐ Beneficial Use Report in License (S.O.) File

Measurement .35 cfs. Amount recommended .12 cfs.

Type of measuring device: pressure gauge Meter No. \_\_\_\_\_

Condition \_\_\_\_\_ Date 4/20/82 Time 1 PM

Adjudication Photo(s) Used: Name or No. \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks \_\_\_\_\_

APR 10 1982  
MICROFILMED

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

|          |             |
|----------|-------------|
| I.D. No. | Map No.     |
| \$ 15    | #18883      |
| Fee Paid | Receipt No. |

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

P. O. Box 70, Boise, Idaho 33707 Telephone No. 383-2978  
(Mailing Address) (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, 1952

(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 .122 cfs Use North Park Irrigation Period of Use From April 1 To Oct 31  
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Quantity \_\_\_\_\_ Use \_\_\_\_\_ Period of Use From \_\_\_\_\_ To \_\_\_\_\_  
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Quantity \_\_\_\_\_ Use \_\_\_\_\_ Period of Use From \_\_\_\_\_ To \_\_\_\_\_  
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)

Quantity \_\_\_\_\_ Use \_\_\_\_\_ Period of Use From \_\_\_\_\_ To \_\_\_\_\_  
(CFS, GPD, AF) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)

(4) .122 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. 34, Twp. 5 S, Rge. 4 E, B.M., Elmore and Owyhee County  
Additional Points: Lots 4 and 10

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.  
pump

(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 |       |
| 6S | 4E | 34   |        |        |        |        |        | X      |        |        |        |        |        |        |        |        |        |        | 5.0   |
|    |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |
|    |    |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |       |

Total no. of acres 5.0

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 C J Strike

(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

(Date)

(Signature of Claimant)

Organization

(Signature of Spouse)

State of Idaho  
County of Ada ss.

Organization

Seal

(Signature of Authorized Agent)

On this 27th day of April, in the year 1981 before me  
a notary public, personally appeared Garnett 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 10/1/81

Notary Public residing at Boise, Idaho

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER  
Chartered

ATTORNEYS AT LAW

1020 MAIN STREET

SUITE 400

P. O. BOX 2139

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Twin Falls Office  
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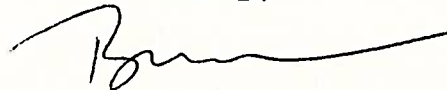
November 28, 1989

Mr. Carter Fritchle  
Idaho Department of Water Resources  
Statehouse Mail  
Boise, Idaho 83720

Dear Carter:

Enclosed are the claims and filing fees for the CJ Strike and Bliss projects. With regard to claims Nos. 00038, 00039 and 00041, I confirmed with Dave Shaw that the Company would not have to file late fees on these claims since they are part of the larger power projects. Thank you for your assistance in this, and if you have any questions, please give me a call.

Sincerely,



Bruce M. Smith

BMS/sj  
33541

MICROFILMED

AUG 07 1992