

01/07/2005

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

RIGHT NUMBER: 73-7006

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

SOURCE: PAHSIMEROI RIVER TRIBUTARY: SALMON RIVER

QUANTITY: 40.000 CFS
Rights 73-07006 and 73-07055 when combined shall not exceed a total annual diversion volume of 28,908 af.

PRIORITY DATE: 08/01/1969

POINT OF DIVERSION:
T16N R20E S36 NWNE Within LEMHI County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FISH PROPAGATION	3/01 11/30	40.000 CFS

PLACE OF USE: FISH PROPAGATION Within LEMHI County
T16N R20E S25 SWSE

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

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

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

Right 73-07055 is also diverted through the point(s) of diversion described above.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 73-7006 Priority August 1, 1969 Amount 40.0 cfs

THIS IS TO CERTIFY, that IDAHO POWER COMPANY
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 73-7006 issued pursuant to Application for Permit dated August 1, 1969,
and has submitted proof to the Department of Water Resources on October 6, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 45.0 cfs of water from the Pahsimeroi River,
tributary to the Salmon River, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Fish Propagation from <u>March 1</u> to <u>Nov. 30</u> (holding adult steelhead) from _____ at <u>40.0</u> cfs and <u>n/a</u>			
_____ from _____ at _____ cfs and _____			
_____ from _____ at _____ cfs and _____			

(both dates inclusive)

Subject, however, to the condition that no more than 40.0 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
n/a acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 36,
Twp. 16 N, Rge. 20 E, B. M. in the County of Lemhi

Description and location of place of use:

Twp.	Range	Sec.	NEW												Totals
			NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NEW	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
16 N	20 E	25													

Total number of acres irrigated _____

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 22 day of
June, 19 76.

Director