

11/13/2006

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

RIGHT NUMBER: 1-2047

NAME AND ADDRESS: CITY OF IDAHO FALLS  
C/O HOLDEN KIDWELL HAHN CRAPO  
PO BOX 50130  
IDAHO FALLS ID 83405

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 500.000 CFS

PRIORITY DATE: 10/28/1927

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

POINT OF DIVERSION:

T03N R37E S36 NWNE Within BONNEVILLE County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

POWER

1/01 12/31

500.000 CFS

PLACE OF USE:

POWER in BONNEVILLE County

T03N R37E S36

NWNE

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This power facility is known locally as the "Upper" Plant.

01-2047

## State of Idaho

### License and Certificate of Water Right

Water License No. 16799  
Water District No.

Amount 500 second feet  
Priority October 25, 1927

THIS IS TO CERTIFY that CITY OF IDAHO FALLS  
of Idaho Falls, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated October 28, 1927; that Permit No. 16799  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
500 second feet, was issued thereunder on April 11, 1932, showing that said works  
were completed on the 30th day of January, 1932; and that on the 17th  
day of December, 1937,

#### CITY OF IDAHO FALLS

of Idaho Falls, State of Idaho, made proof to the satisfaction of the  
Commissioner of Reclamation of Idaho, of the right to use the waters of Snake River  
, a tributary of, for the purpose of Power  
, under Use Permit No. 16799 of the Commissioner of Reclamation  
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is  
hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7  
of Licenses, at page 3919, on the 11th day of February, 1939;

The right hereby confirmed dates from October 28, 1927;

The Point of Diversion is located 550 ft. S. 62°45' E. from N. 1/4 cor. Sec. 36, T. 3 N., R. 37 E., B.M.  
in the NW 1/4 NE 1/4 Sec. 36, Tp. 3 N., R. 37 E., B.M. Bonneville County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,  
is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 500  
cubic feet per second.

#### Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract                                            | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|-------------------------------------------------------------|----------------------------------|---------------------------------|
|      |       |      | Point of Use is in the NW 1/4 NE 1/4 Section 36, Twp. 3 N., |                                  | Range 37 E., B.M.               |
|      |       |      |                                                             |                                  |                                 |
|      |       |      |                                                             |                                  |                                 |
|      |       |      |                                                             |                                  |                                 |
|      |       |      |                                                             |                                  |                                 |
|      |       |      |                                                             |                                  |                                 |
|      |       |      |                                                             |                                  |                                 |
|      |       |      |                                                             |                                  |                                 |
|      |       |      |                                                             |                                  |                                 |

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho,  
this 11th day of February, 1939

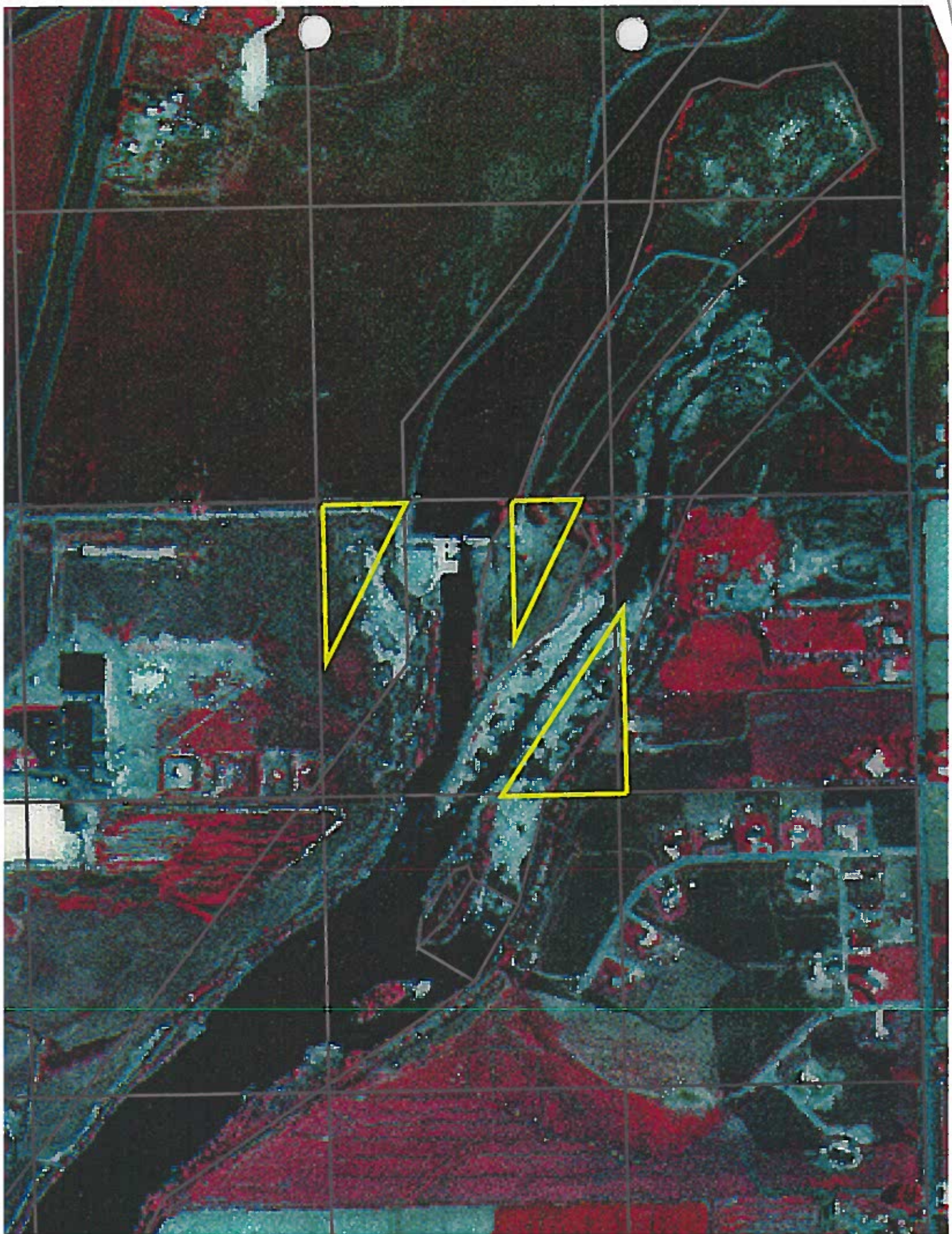
(SEAL)

(SEAL)

JAMES SPOFFORD

Commissioner of Reclamation

01-2047



City of Idaho Falls  
Claim no. A01-40, et al  
(Power Production)

Claimant Contact Log

| Date      | Remarks | Agent initials |
|-----------|---------|----------------|
| 7-26-2004 |         | Blup           |

I met with Steve Elliot of the City of Idaho Falls who works for the Electric Division. We visited 3 power plant sites that are particular to 16 adjudication claims. The sites are the "UPPER Plant" north of Idaho Falls, The "City plant" which is located in town south of the Broadway bridge & the "Lower plant" just west of the intersection of Sunnyside Rd & South Yellowstone Highway. (Steve Elliot phone - 509-1449, cell 390-8764)

The Gem State Hydro plant was not included as it appears to be a post-1987 project.

1/ Upper Plant - GPS data: 2657508 1374064

GPS File #- UPPER

GPSTag #- A0000226

2/ City Plant - GPS data: 2658126 1367255

GPS File #- CITY

GPSTag #- A0000227

3/ Lower Plant - GPS data: 2656791 1364684

GPS File #- LOWER

GPSTag #- A0000228

Photos of Upper Plant in file A01-2047

PROFILED

SCANNED

NOV 22 2004



City of Idaho Falls - Upper Power Plant

SCANNED

NOV 22 2004

PROFILE



GPS Tag

City of Idaho Falls - Upper Power Plant

SCANNED

NOV 22 2004

PROFILE

AUG 24 2001

RECEIVED

DEC 30 1998

Rosholt, Robertson & Tucker  
Chartered  
ATTORNEYS AT LAW

Twin Falls Office  
142 3rd Ave. North  
P.O. BOX 1906  
TWIN FALLS, IDAHO 83303-1906  
TELEPHONE (208) 734-0700  
FAX (208) 736-0041  
December 29, 1998

JOHN A. ROSHOLT  
J. EVAN ROBERTSON  
JAMES C. TUCKER  
GARY D. SLETTE  
JERRY V. JENSEN  
BRUCE M. SMITH  
JOHN K. SIMPSON  
NORMAN M. SEMANKO  
PATRICK D. MADIGAN  
TIMOTHY J. STOVER

Department of Water Resources

Boise Office  
1221 WEST IDAHO, SUITE 600  
P.O. BOX 2139  
BOISE, IDAHO 83701-2139  
TELEPHONE (208) 336-0700  
FAX (208) 344-6034

FYI

cc: E.O.  
S.O.  
N.O.  
W.O.  
w/a Hachman &

cc: W.A. "

Sally Sherman  
Technical Records Specialist, Adjudication Bureau  
Idaho Dept. of Water Resources  
1301 North Orchard St.  
P.O. Box 83720  
Boise, ID 83720-0098

A-01-02046

RE: IDAHO POWER COMPANY W/R #74-00490

Dear Ms. Sherman:

This letter is in response to yours of December 18, 1998, addressed to our client, Idaho Power Company, at a Salmon post office box address. Enclosed for your reference is a copy of a Power of Attorney issued by Idaho Power Company (IPC), which authorizes me to perform whatever functions may be necessary to protect IPC's interests in its water rights and SRBA claims. Please be advised that all SRBA claims, as well as applications for new water rights and applications for transfer, in the name of Idaho Power Company should bear the corporate headquarters address of Idaho Power Company, P.O. Box 70, Boise, ID 83707.

In recent years, this law firm has attempted to review all water rights held by IPC, as well as file any necessary SRBA claims and consolidate the company's water right records. In that regard, any claims we have filed also bear the notice of our appearance on behalf of IPC, so we usually receive notice of director's reports, etc. However, there still may be claims which were filed in the early days of the SRBA by various individuals which were not given the corporate headquarters address. We would appreciate being copied with all documents sent to IPC regarding any SRBA claims, if that is possible.

Thank you for your assistance, and please let me know if you require any additional information from this office or IPC headquarters.

Sincerely  
  
JAMES C. TUCKER

Encl.

cc: Bob Stahman, IPC

RECEIVED

DEC 30 1998

Department of Water Resources

LIMITED POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

Idaho Power Company, an Idaho corporation, hereby nominates and appoints James C. Tucker of the law firm of Rosholt, Robertson & Tucker, with offices in Boise, Idaho, and Twin Falls, Idaho, as attorney-in-fact with full authority to act for and on behalf of Idaho Power Company, to authorize, prepare, and/or sign any and all documents, claim forms, amendments, or any other document or instrument required or necessary to protect the interest of Idaho Power Company related to its water rights, including, but not limited to, any and all documents necessary to be filed in the Snake River Basin Adjudication.

Idaho Power Company's agent is hereby authorized to sign, seal, and deliver, as its act and deed, those said instruments of writing that may be necessary or proper to carry into execution and effect all claims relating to Idaho Power Company's water rights as above-mentioned. Further, Idaho Power Company hereby declares that each and every agreement, receipt, or payment which shall be by its said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by Idaho Power Company in its own proper representative; and Idaho Power Company hereby undertakes at all times to ratify whatsoever its said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these presents.

IN WITNESS WHEREOF, Idaho Power Company has hereunto executed this Limited Power of Attorney this 14th day of August, 1992.

IDAHO POWER COMPANY

By: [Signature]

ATTEST:

By: [Signature]

Secretary

STATE OF IDAHO )

) ss.

County of Ada )

On this 14th day of August, 1992, before me, a Notary Public, in and for said County and State, personally appeared J. LaMont Keom and Robert W. Stahman, known or identified to me to be the Vice-President and Secretary, respectively, of the Idaho Power Company, the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Sally A. Chambers

**NOTARY / PUBLIC FOR IDAHO**

Residing at: Brise

My commission expires: 12.31.92



State of Idaho  
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

RECEIVED

MAR 1 - 1990

Department of Water Resources  
Eastern District Office

February 22, 1990

Idaho Falls Water Dept.  
P. O. Box 220  
308 C Street  
Idaho Falls, ID 83401

Gentlemen:

Our records show you have filed your adjudication claim(s) in the Snake River Basin Adjudication. Our records do not, however, include a clear map of your service area. Would it be possible for us to get a map of your customer service area for your municipal water system, both to supplement the record of your claim(s) and for use as described below?

In our review and investigation phase of the Snake River Basin Adjudication, the map would be helpful for us to have this information in verifying individual claims to water rights for domestic purposes. We will be happy to discuss with you the most convenient way for you to provide this information to us. I can be reached at 327-7931 or you may contact my assistant, Anita Warntjes at 327-7986.

Your assistance in this matter is greatly appreciated.

Sincerely,

DAVID B. SHAW  
Adjudication Bureau Chief

DBS:alw

A01-00000  
04000  
A01-00001  
04001  
A01-00002  
04002  
A01-00003  
04003  
A01-00004  
04004  
A01-00005  
04005  
A01-00006  
04006  
A01-00007  
04007  
A01-00008  
04008  
A01-00009  
04009  
A01-00010  
04010  
A01-00011  
04011  
A01-00012  
04012  
A01-00013  
04013  
A01-00014  
04014  
A01-00015  
04015  
A01-00016  
04016  
A01-00017  
04017  
A01-00018  
04018  
A01-00019  
04019  
A01-00020  
04020  
A01-00021  
04021  
A01-00022  
04022  
A01-00023  
04023  
A01-00024  
04024  
A01-00025  
04025  
A01-00026  
04026  
A01-00027  
04027  
A01-00028  
04028  
A01-00029  
04029  
A01-00030  
04030  
A01-00031  
04031  
A01-00032  
04032  
A01-00033  
04033  
A01-00034  
04034  
A01-00035  
04035  
A01-00036  
04036  
A01-00037  
04037  
A01-00038  
04038  
A01-00039  
04039  
A01-00040  
04040  
A01-00041  
04041  
A01-00042  
04042  
A01-00043  
04043  
A01-00044  
04044  
A01-00045  
04045  
A01-00046  
04046  
A01-00047  
04047  
A01-00048  
04048  
A01-00049  
04049  
A01-00050  
04050  
A01-00051  
04051  
A01-00052  
04052  
A01-00053  
04053  
A01-00054  
04054  
A01-00055  
04055  
A01-00056  
04056  
A01-00057  
04057  
A01-00058  
04058  
A01-00059  
04059  
A01-00060  
04060  
A01-00061  
04061  
A01-00062  
04062  
A01-00063  
04063  
A01-00064  
04064  
A01-00065  
04065  
A01-00066  
04066  
A01-00067  
04067  
A01-00068  
04068  
A01-00069  
04069  
A01-00070  
04070  
A01-00071  
04071  
A01-00072  
04072  
A01-00073  
04073  
A01-00074  
04074  
A01-00075  
04075  
A01-00076  
04076  
A01-00077  
04077  
A01-00078  
04078  
A01-00079  
04079  
A01-00080  
04080  
A01-00081  
04081  
A01-00082  
04082  
A01-00083  
04083  
A01-00084  
04084  
A01-00085  
04085  
A01-00086  
04086  
A01-00087  
04087  
A01-00088  
04088  
A01-00089  
04089  
A01-00090  
04090  
A01-00091  
04091  
A01-00092  
04092  
A01-00093  
04093  
A01-00094  
04094  
A01-00095  
04095  
A01-00096  
04096  
A01-00097  
04097  
A01-00098  
04098  
A01-00099  
04099  
A01-00100  
04100

MICROFILMED

OCT 19 1992

SCANNED

AUG 24 2001

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: A01-02047  
Date Received: 9/27/1989  
Receipt No: E010375  
Received By: Sen

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: CITY OF IDAHO FALLS 208-523-0620  
Address: %HOLDEN, KIDWELL, HAHN & CRAPO  
P.O. BOX 50130  
IDAHO FALLS, ID 83405

2. Date of Priority: OCT 28, 1927

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     |
|----------|-------|---------|--------|--------|-----|-----|------------|
| 03N      | 37E   | 25      |        | SE     | SE  |     | BONNEVILLE |
|          |       | 36      |        | NW     | NE  |     | BONNEVILLE |

5. Description of diverting works:  
SEE REMARKS

6. Water is used for the following purposes:

| Purpose | From  | To    | C.F.S   | (or) | A.F.A. |
|---------|-------|-------|---------|------|--------|
| POWER   | 01/01 | 12/31 | 500.000 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:  
POWER GENERATION FOR CITY OF IDAHO FALLS. RATED AT 8014 KW

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use   | Acres |
|----------|-------|---------|--------|-----|-----|-------|-------|
| 03N      | 37E   | 36      | NW     | NE  |     | POWER |       |

A01-02047

Page 1

Date: 09/27/89

MICROFILMED  
OCT 19 1992

11. Place of use in counties: BONNEVILLE

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

13. Other Water Rights Used:  
01-02049, 04003, 07013 & 07023

14. Remarks:  
ITEM 5-KNOWN AS CITY OF IDAHO FALLS "UPPER" POWER PLANT  
INCLUDING DAMS AND BULB TURBINE GENERATOR--8,010 KW NAMEPLATE  
RATING.

15. Basis of Claim: LICENSE  
Water Right Number: 16799

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 Individuals:**

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): \_\_\_\_\_ Date: \_\_\_\_\_  
\_\_\_\_\_ Date: \_\_\_\_\_

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEMCIVIL CASE NUMBER: 39576  
Ident. Number 01-2047  
Date Received 8010375  
Receipt Number

A0102047

RECEIVED  
SEP 13 1993NOTICE OF CLAIM  
TO A  
WATER RIGHT  
ACQUIRED UNDER STATE LAWDepartment of Water Reso  
Eastern District Office1. Name of Claimant(s) City of Idaho Falls Phone (208) 523-0620  
% Holden, Kidwell, Hahn & Crapo  
Mailing Address P.O. Box 50130, Idaho Falls, Idaho Zip 834052. Date of Priority (Only (1) per claim) October 28, 19273. Source of water supply (a) Snake River  
which is tributary to (b) Columbia River

4.a. Location of existing

point of diversion is: Township 3N. Range 37E. Section 36 ,  
1/4 of NW 1/4 of NE, Govt. Lot, B.M., County of Bonneville  
Additional points of diversion if any: SE1/4 SE1/4, S.25, T.3N, R.37E

b. If instream flow, beginning point of claimed instream flow is:

Township        Range        Section       ,        1/4 of        1/4 of        1/4,  
Govt. Lot        B.M., County of       ending point is: Township        Range        Section       ,        1/4 of  
       1/4 of        1/4 Govt. Lot        B.M., County of       5. Description of existing diversion works (Dams, Reservoirs, Ditches,  
Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any  
changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well.       City of Idaho Falls "Upper" power plant including dams and bulb turbine  
generator--8,010 kw nameplate rating.MICROFILMED  
OCT 19 1992

6. Water is claimed for the following purposes:

(Both dates are inclusive) (cfs) (acre feet)

For Power Generation purposes from 01/01 to 12/31 amount 500 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) 500 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is non-consumptive acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)  
Power generation for the City of Idaho Falls.

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

| TWP | RNG | SEC | NE1/4 |    |    |    | : | NW1/4 |    |    |    | : | SW1/4 |    |    |    | : | SE1/4 |    |    |    | : | TLS |
|-----|-----|-----|-------|----|----|----|---|-------|----|----|----|---|-------|----|----|----|---|-------|----|----|----|---|-----|
| :   | :   | :   | NE    | NW | SW | SE | : | NE    | NW | SW | SE | : | NE    | NW | SW | SE | : | NE    | NW | SW | SE | : | :   |
| 3N  | 37E | 36  | :     | P  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :   |
| :   | :   | :   | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :   |
| :   | :   | :   | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :   |
| :   | :   | :   | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :   |
| :   | :   | :   | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :   |
| :   | :   | :   | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :   |
| :   | :   | :   | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :     | :  | :  | :  | : | :   |

Total number of acres irrigated N/A

11. In which county(ies) are lands listed above as place of use located?  
Bonneville

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

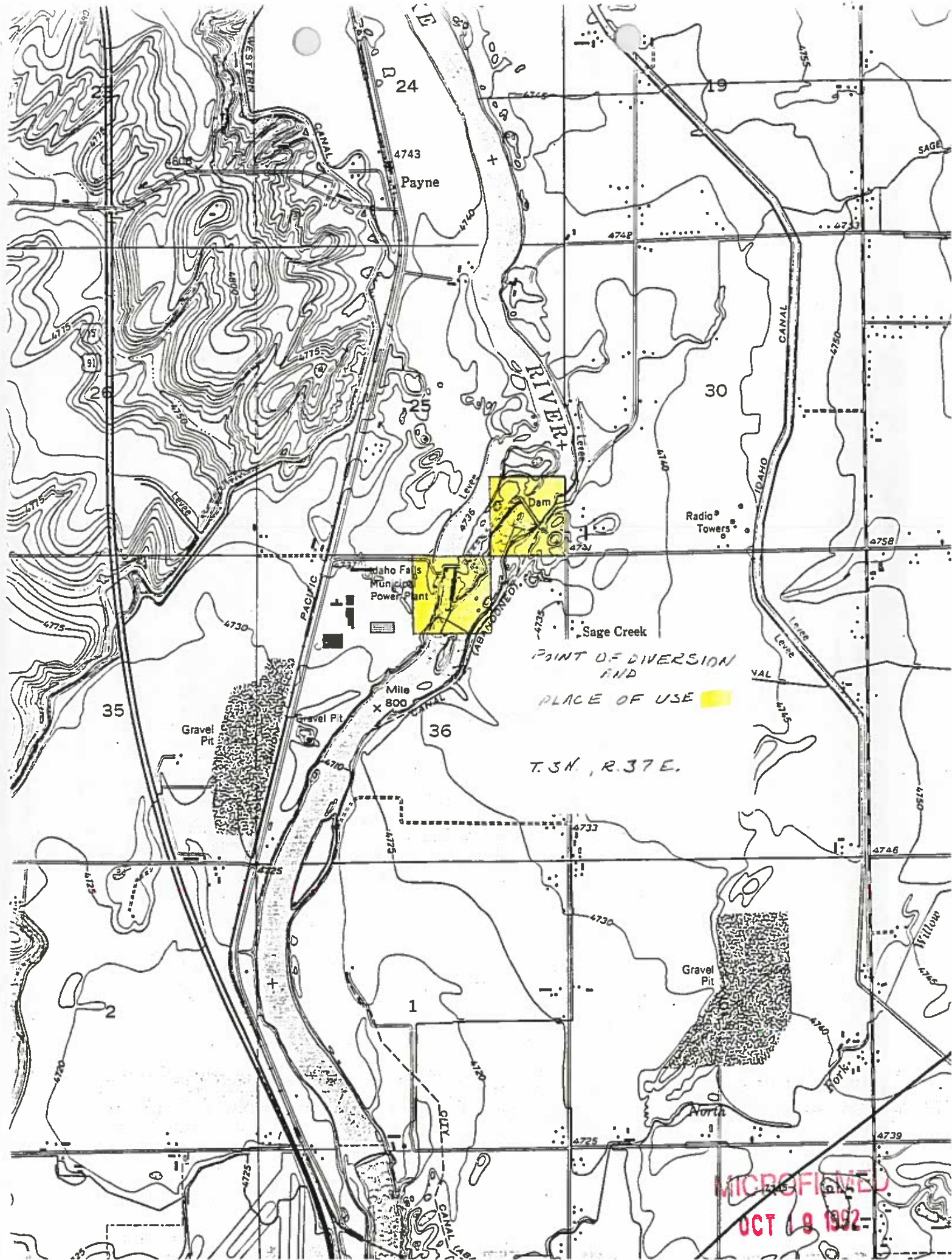
13. Describe any other water rights used at the same place and for the same purposes as described above.

01-2049, 01-4003, 01-7013 and 01-7023. or None ( )

14. Remarks:

Last Name City of Idaho Falls Ident No. 01-2047

MICROFILMED



MICROFILMED  
OCT 19 1992

15. Basis of Claim (Check one) Beneficial Use ☐ Posted Notice ☐  
Permit ☐ Decree ☐ License ☒

If applicable provide IDWR Water Right Number 01-2047  
Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_  
Plaintiff vs Defendant \_\_\_\_\_

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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) \_\_\_\_\_ Date \_\_\_\_\_  
\_\_\_\_\_ Date \_\_\_\_\_

For Organizations: I do solemnly swear or affirm that I am Mayor of City of Idaho Falls, that I have signed the  
Title Organization

foregoing document in the space below as Mayor  
Title  
of City of Idaho Falls and that the statements contained in the  
Organization

foregoing document are true and correct.

Signature of Authorized Agent Thomas Campbell  
Title and Organization Mayor, City of Idaho Falls Date 09/12/89

State of Idaho/or \_\_\_\_\_ )  
County of Bonneville ) SS.

Subscribed and sworn (or affirmed) before me this 12th day  
of September, 1989.

Notary Public [Signature]  
Residing at Idaho Falls, Idaho  
My Commission Expires 11/10/92

17. Notice of Appearance:

Notice is hereby given that I, Kent W. Foster will be 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 [Signature]  
Address P.O. Box 50130, Idaho Falls, Idaho 83405  
Date 09/12/89

Last Name City of Idaho Falls Ident. Number 01-2047

MICROFILMED  
OCT 19 1992