

AJ5809NP
No. R35-13221

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/13/98
PAGE: 67

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	IDAHO POWER COMPANY PO BOX 70 BOISE ID 83702 (208) 383-2300	08/01/1973	DOMESTIC	01-01 12-31	0.02 CFS	
TOTAL DIVERSION:					0.02 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T08S R30E S03 SWSE POWER County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE																			
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
08S 30E 3 :																															

POU County: POWER

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- wpb* N13 - ~~THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000~~
- ~~GALLONS PER DAY.~~

Remarks: USE SUBSTATION RESTROOM-BORAH TRANSMISSION STATION

EXP PARCEL NO. D-1130-00

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 11/09/98 JHOAGLAN 11/10/98 JHOAGLAN

PROFILE

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Emc
11-14-98

AJ5809NP
No. R35-13221

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/10/98
PAGE: 9

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	IDAHO POWER COMPANY PO BOX 70 BOISE ID 83702 (208) 383-2300	08/01/1973	DOMESTIC	01-01 12-31	0.02 CFS	
				TOTAL DIVERSION:	0.02 CFS	
A	RUSHOLT ROBERTSON & TUCKER 142 3RD AVE N TWIN FALLS ID 83303					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T08S R30E S03

SWSE

POWER County

POU County:

USE Remark

→ added POU

Non-Irrigation Uses: SUBSTATION RESTROOM-BORAH TRANSMISSION STATION

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Audit: 11/09/98 JHOAGLAN

get parcel #

D-11-30-00

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✓ get 11-10-98

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**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

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

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

FYT

*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

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

A35-13221

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
JAMES C. TUCKER

Encl.

cc: Bob Stahman, IPC

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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: James C. Tucker

ATTEST:

By: Relt W. Lee

Secretary

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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 Keen 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: Boise
My commission expires: 12.31.92

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November 20, 1998

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 18, 1998

Water right number: 35-13221

ROSHOLT ROBERTSON & TUCKER
142 3RD AVE N
TWIN FALLS ID 83303

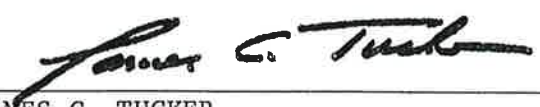
Daytime Telephone Number: 208-734-0700
Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12-8-98 SIGNATURE: 
Please print your name: JAMES C. TUCKER

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

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RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: E024043

Date: 4/13/1998
Time: 15:27:49

Received
From: ROSHOLT ROBERTSON & TUCK

Type of Payment	Program A cct	Amount
ADJUDICATION FEE	41503 337 1155	50.00

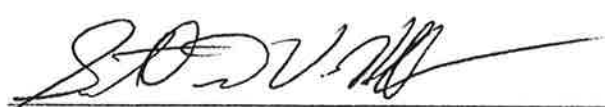
CHECK

27012

Total \$ 50.00

Water Right Numbers
A35-13221 A29-13065 - - -

Region: EASTERN

Signature: 

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PROFILE

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: A35-13221
Date Received: 4/13/1998
Receipt No: E024043
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IDAHO POWER COMPANY 208-383-2300
Address: PO BOX 70
BOISE ID 83702

Name: RUSHOLT ROBERTSON & TUCKER
Address: 142 3RD AVE N
TWIN FALLS ID 83303

2. Date of Priority: AUG 1, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08S	30E	3	SW	SE			POWER

5. Description of diverting works:
375 FOOT WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
SUBSTATION RESTROOM-BORAH TRANSMISSION STATION



10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
----------	-------	---------	------------	-----	-----	-------

11. Place of use in counties:

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

13. Other Water Rights Used:

14. Remarks:

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 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)
) SS.
County of)

Subscribed and sworn (or affirmed) before me this day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSDepartment of Water Resources
Eastern RegionIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. ~~422~~-435-13221

Date Received 4-13-98

Receipt Number E024043

NOTICE OF CLAIM
TO A
WATER RIGHTACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) Idaho Power Company Phone (208) 383-2300Mailing Address P. O. Box 70, Boise, ID Zip 837022. Date of Priority (Only one per claim) August 1973 Month/Day/Year3. Source of water supply (Check one) (X) Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source4. Location of point of diversion is: Township 8S Range 30E
Section 3 , _____ 1/4 of SW 1/4 of SE 1/4, Govt. Lot _____, BM.,
County of Power

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. 375 foot well

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For domestic purposes from 01/01 ^{Month/Day} to 12/31 ^{Month/Day} amount 0.02 ^(cfs)(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____7. Total quantity claimed 0.02 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Substation restroom - Borah Transmission Station

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10. Place of use is: Township: 8S Range 30E

Section 3, SW 1/4 of SE 1/4, Govt. Lot _____, B.M.,

for (Circle One) **Domestic** **Stock** **Domestic and Stock**

Additional places of use, if any _____

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

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.

(X) None or _____

14. Remarks: _____

15. Basis of Claim (Circle One) xxBeneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 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 _____ Attorney _____

of Idaho Power Company _____ Title _____, that I have signed the foregoing

document in the space below as _____ Attorney _____ of Idaho Power Company _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date 3/9/98

Title and Organization Attorney, IDAHO POWER COMPANY

State of Idaho/or IDAHO)

) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

County of TWIN FALLS)

Subscribed and sworn (or affirmed) before me this 9th day of March 19 98

SEAL

Notary Public Maureen Hart Stukland

Residing at Gooding

My Commission Expires 12-17-2003

Last Name IDAHO POWER COMPANY Ident No. _____

Copies: White-State, Yellow-Claimant

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