

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: **A79-13953**
Date Received: 11/27/1998
Receipt No: W024618
Received By: _____

**COPY FOR
YOUR FILES**

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

**COPY FOR
YOUR FILES**

1. Name: IDAHO POWER COMPANY
Address: PO BOX 70
BOISE ID

83707

2. Date of Priority: DEC 1, 1967

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
20N	04W	27		2	ADAMS

5. Description of diverting works:
189' WELL WITH 5 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

1 HOME, PARK RESTROOM & DRINKING FOUNTAIN AT HELL'S CANYON PARK.

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
20N	04W	27		2	DOMEST	

11. Place of use in counties: ADAMS

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

13. Other Water Rights Used:

14. Remarks:

HELL'S CANYON PARK

15. Basis of Claim: BENEFICIAL USE

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

Identification No. 479-13953

Date Received 11-27-98

Receipt Number 4024618

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

NOV 27 1998

WATER RESOURCES
WESTERN REGION

ACQUIRED 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) 734-0700 (Sharon)

Mailing Address P. O. BOX 70, BOISE, IDAHO Zip 83707

2. Date of Priority (Only one per claim) December 1, 1967 Month/Day/Year

3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 20N Range 4W

Section 27, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot 2, BM.,

County of Adams

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. 189-ft. well with 5-hp pump

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

For DOMESTIC purposes from 1/1 to 12/31 amount 0.04 (cfs)

(Both dates are inclusive)
For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) One house, park restroom & drinking fountain at Hell's Canyon Park

10. Place of use is: Township: 20N Range 4W
Section 1/4 of 1/4, Govt. Lot 2, B.M.
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any _____

*Assuming
5-27*

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

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.
XXX None or

14. Remarks: Hell's Canyon Park

15. Basis of Claim (Circle One) Beneficial 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, 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 [Signature] Date 11-23-98
Title and Organization Attorney, IDAHO POWER COMPANY

State of Idaho/or IDAHO)

County of Twin Falls)

SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscribed and sworn (or affirmed) before me this 23rd day of November 19 98



Notary Public Michael Hart Strickland

Residing at Gooding

My Commission Expires 12-17-2003

Last Name IDAHO POWER COMPANY

Ident No. _____

Copies: White-State, Yellow-Claimant

LOCATION:	125
PLANT ACCOUNT:	331
AREA:	3151
ASSET CATEGORY:	31511000

HELLS CANYON POWER PLANT STRUCTURES AND IMPROVEMENTS RECREATIONAL FACILITIES

ID #	ENTRY
PANEL	REF. OR
TAG OR	WORK
PARCEL	ORDER
	NUMBER
	INST

QUANTITY	VON	ASSET	DESCRIPTION
1	1	1	1
2	2	2	2
3	3	3	3
4	4	4	4
5	5	5	5
6	6	6	6
7	7	7	7
8	8	8	8
9	9	9	9
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99	99	99	99
100	100	100	100

**SERIAL
NUMBER**

AMOUNT	TRAN	DATE	1
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67	AT	L	THE TOTAL COST FOR THIS ITEM () IS	-BELLS CANYON PARK
88	23125169 A	S	ALL ADDED COST OF RECREATIONAL FACILITIES	-HC PARK
91	23125195 A	S	1 EA LAYNE 8" DRAINAGE PUMP	-HC PARK
*	*		1 EA 12"x18" FRAME PUMP HOUSE	-HC PARK
*	*		() IS	-HC PARK
67	AT	L	520 LF PIPE 0.5" FOR ARMCO BUILDING	-HC PARK
		C	1 EA RESTROOM BUILDING W/PLUMBING FIXTURES	-HC PARK
		D	1 EA WATER HEATER, TYPE TKK4CB	-HC PARK
		E	42 LF PIPE 0.5", RESTROOM BUILDING	-HC PARK
		S	ALL ADDED COST OF RECREATIONAL FACILITIES	-HC PARK
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			1 EA 12"x18" FRAME PUMP HOUSE	-HC PARK
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			1 EA 12"x18" FRAME PUMP HOUSE	-HC PARK
			() IS	-HC PARK
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3,640.83	12/67	A
741.38	12/67	A
23,225.30	12/67	A
98.98	12/67	A
49.80	12/67	A
8,105.61	12/67	A
21,020.36	12/88	A
19,453.95	03/93	A

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*****
23125163 A          490 LF COTTAGE 42" CHAIN LINK FENCE W/3
THE TOTAL COST FOR THIS ITEM ( 0681 ) IS 62,456.97
1 EA RETIRE EST COST OF GE RANGE

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-BC PARK
-HC PARK
-HC PARK
-HC PARK
-HC PARK
-HC PARK
-HC PARK

54,159.52	12/67	A
1,888.02	12/67	A
2,007.87	12/67	A
658.11	12/67	A
1,513.92	12/67	A
249.76	12/67	A
2,274.79	12/67	A
-215.00	12/86	R

* IT=TRANSACTION TYPES: A=ADDITION D=DELETION
TOTAL FOR ASSET CATEGORY NUMBER 31511000 , RECREATIONAL FACILITIES-BUILDINGS

* TT=TRANSACTION TYPES: A=ADDITION, R=RETIREMENT, T=TRANSFER IN OR OUT
PROJECT ACCOUNTING-PROGRAM PRODNEX:RUN DATE IS 06/26/96

138,793-18

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

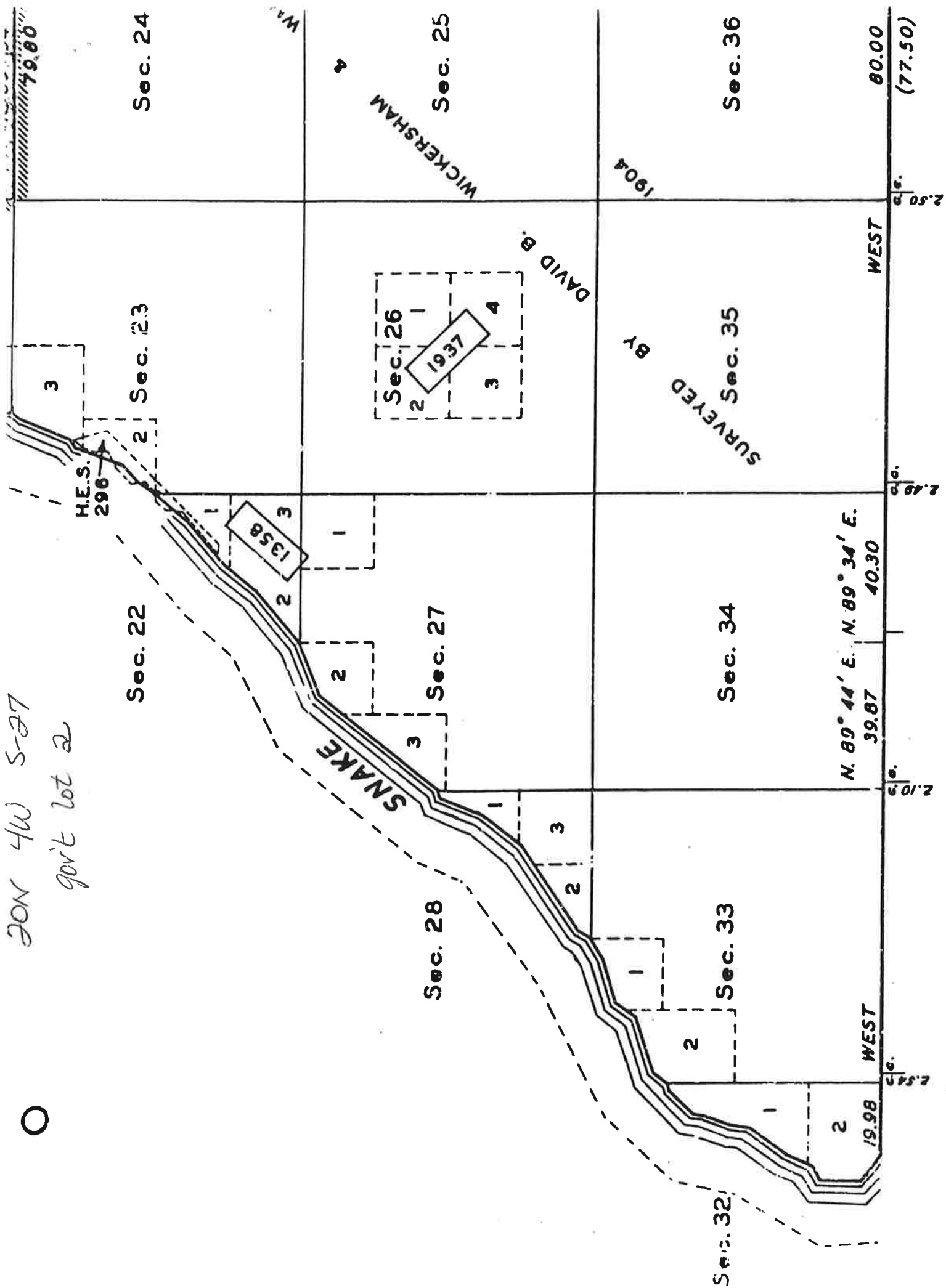
STATE OF IDAHO)
) ss.
County of Ada)

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: Boise
My commission expires: 12.31.92

20N 4W S-27
gov't lot 2





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

December 1, 1998

Idaho Power Company
PO Box 70
Boise ID 83707

RE: Notice of Claim to a Water Right Nos. A79-13952, A79-13953, A03-10167,
A03-10168, A69-11490

Dear Claimant:

We have processed your Notices of Claim to a Water Right filed in the Snake River Basin Adjudication. In the initial review of these claims, we found it necessary to either complete or change an item or items on your claim forms. Copies of the computer generated copies with these changes and the receipts for the filing fees submitted are enclosed. **ONLY ITEMS SHOWN BELOW WITH A CHECKMARK HAVE BEEN EITHER CHANGED OR ADDED TO YOUR CLAIM(S). IF AN ITEM IS NOT CHECKMARKED, IT IS NOT PERTINENT TO THIS CLAIMS.**

X

Item #2 - Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority. **A03-10168**

_____ Item #4 - The point of diversion appears to be incorrectly described or not described at all. Based on other information provided which included your legal description, we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, enclosed is a copy of the subdivision map from which we computed the quarter-quarter legal description.

_____ Item #5 - No description of diverting works was listed. Because the source was described as a groundwater source, we have completed this item with well, pump and pipeline. If your groundwater source is not a well, please notify us.

_____ Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.

_____ Item #7 - The total quantity claimed was not completed. The use(s) claimed have been added together and this amount added to your claim.

_____ Item #9 - The number of homes was not listed on your claim. It appears to be filed for one domestic home and this information has been added to your claim.

X

Item #10- The place of use appears to be incorrectly described, or not described at all. Based on other information submitted we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, we have enclosed a copy of the subdivision map from which we computed the quarter-quarter legal description. Or, if you had listed a quarter-quarter legal description under Item No. 4, we have listed this same quarter-quarter, section, township and range on this item. **A79-13953**

_____ Item #12- The ownership of the place of use has not been marked. We have assumed you own the place of use and this information has been added to your claim.

_____ Item #15- The Basis of Claim was not completed. No previously recorded water rights were found, therefore, we have marked beneficial use of the water as the basis for filing this claim.

If you have any problems or questions concerning these additions and/or changes, please contact this office within 30 days from the date of this letter. If we do not hear from you within this time, we will assume you agree with these changes, and your claim will remain on file as shown on the enclosed data entered copy.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

DB:d

cc: James C Tucker @ Rosholt, Robertson & Tucker

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

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

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

November 23, 1998

RECEIVED

NOV 27 1998

WESTERN REGION

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

RE: SRBA CLAIMS/HELL'S CANYON & McCORMICK PARKS

To Whom It May Concern:

Enclosed for filing are five (5) beneficial use claims on behalf of our client, Idaho Power Company, for the following sites:

1. Park restroom, water fountain & potable water for campers at McCormick Park
2. One house, park restroom & drinking fountain at Hell's Canyon Park
3. Irrigation of 10 acres at Hell's Canyon Park
4. Irrigation of a one-acre pasture at Hell's Canyon Park
5. Irrigation of 6 acres at McCormick Park

Also enclosed is our check in the amount of \$217.00 to cover filing fees, and our check in the amount of \$150.00 to cover late fees. As always, thanks for your assistance, and please contact me if you have any questions or concerns regarding the enclosed claims.

Sincerely,



SHARON HART STRICKLAND
Certified Legal Assistant

Encls.

shs.98\ipcadj\widwrtr

A69-11490
A03-10167
A03-10168
A79-13952
A79-13953

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: W024618

Date: 11/27/1998
Time: 11:53:56

Received
From: IDAHO POWER COMPANY

Type of Payment	Program A cct	Amount
FIVE (5) SRBA CLAIMS	41503 337 1155	217.00
CHECK 27653		
	Total \$	217.00

Region: WESTERN

Signature: *Jim Taylor*

A69-11490 (\$25.)
A79-13952 (\$51.)
A79-13953 (\$25.)
A03-10167 (\$60.)
A03-10168 (\$54.)

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resources

Receipt No: W024619

Date: 11/27/1998
Time: 12:03:14

Received
From: IDAHO POWER COMPANY

Type of Payment	Program A cct	Amount
SRBA LATE FEES	41503 337 1155	150.00
CHECK 27654		
	Total \$	150.00

Region: WESTERN

Signature: *Sue Taylor*

469-11490
A79-13952
A79-13953
A03-10167
A03-10168

11/10/2005

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

RIGHT NUMBER: 79-13953

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/01/1967

POINT OF DIVERSION:

T20N R04W S27 NENW Lot 2 Within ADAMS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

1/01 12/31

0.040 CFS

Domestic use is at Hells Canyon Park.

PLACE OF USE:

DOMESTIC Within ADAMS County

T20N R04W S27 Lot 2 NENW

T20N R04W S27 Lot 3 NWNW

T20N R04W S27 SENW

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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 - Beneficial Use