

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: A36-02037
Date Received: 6/19/1991 HHT
Receipt No: C020886
Received By: _____

COPY
FOR YOUR FILES
DO NOT RETURN

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

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

83707-0070

2. Date of Priority: OCT 29, 1921

3. Source: SPRING

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
09S	18E	31	SE	NW		3	JEROME

5. Description of diverting works:
DEVELOPED SPRING, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.060		
IRRIGATION	03/15	11/15	0.060		
COMMERCIAL	01/01	12/31	0.030		
COOLING	01/01	12/31	0.300		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

DOM, 3 HOMES; COOLING, TURBINES & BEARINGS; COMM, OFFICE & BATHROOMS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	36	NE	SE		IRR	1.0

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OCT 13 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09S	17E	36	NE	SE		COOL	
			NE	SE		COMMER	
						Section Acres	1.0
	18E	31	NW	SW		DOMEST	
			NW	SW		IRR	2.0
						Section Acres	2.0
						Total Acres	3.0

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
NONE

14. Remarks:

SHOSHONE FALLS OPERATORS VILLAGE; COOLING AT PLANT; RESTROOMS AT PLANT; IRRIGATION AT PLANT & HOUSES.

15. Basis of Claim: LICENSE

Water Right Number: 15356

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 Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
_____, that I have signed the foregoing
document in the space below as _____ of
_____, and that the statements contained in the
_____ foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 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 A34-02037

Date Received 8/12/92 HHT

Receipt Number C070886 \$80

C07068956

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

Please type or print clearly

1. Name of Claimant (s) Idaho Power Company Phone (208) 383-2300

Mailing Address P. O. Box 70, Boise, ID **Zip** 83707

2. Date of Priority (Only one (1) per claim) October 29, 1921

3. Source of water supply (a) Spring

which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 09S Range 18E Section 31,
SE 1/4 of NW 1/4 of 1/4, Govt. Lot, 3 B.M., County of Jerome

Additional points of diversion if any: _____

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.

Developed spring, pipeline

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6. Water is claimed for the following purposes:

		(both dates are inclusive)		(cfs)		(acre feet)
For	Domestic	purposes from	1/1 to 12/31	amount	0.06	or
For	Irrigation	purposes from	3/15 to 11/15	amount	0.06	or
For	Cooling	purposes from	1/1 to 12/31	amount	0.30	or
For	Commercial	purposes from	1/1 to 12/31	amount	0.03	or

7. Total quantity claimed (a) 0.30 (cfs) and/or (b) (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic use for 3 houses; cooling at plant; commercial use for plant restrooms. Sink

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 instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
09S	18E	31										D							
09S	18E	31										2							2
09S	17E	36													1				1
09S	17E	36													Cool				
09S	17E	36													Com.				

Total number of acres irrigated 3

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

12. Do you own the property listed above as place of use? Yes ☒ 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.
or None (☒)

14. Remarks: Shoshone Falls operators' village; cooling at plant; restrooms at plant;
irrigation at plant & houses

Last Name Ident No.

Copies: White State, Yellow Chlamant

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OCT 13 1994

15. Basis of Claim (check one) ☐ Beneficial Use ☐ Posted Notice ☒ License ☐ Permit ☐
Decree _____
If applicable provide IDWR Water Right Number 36-02037
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 _____

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 Vice President

Title

of Idaho Power Company

Organization

, that I have signed the foregoing

document in the space below as Vice President

of

Idaho Power Company

Organization

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

Signature of Authorized Agent [Signature]

Title and Organization

Vice President

Idaho Power Company

Date 8-10-92

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 10th day of August 19 92

SEAL

Notary Public [Signature]

Residing at [Signature]

My Commission Expires 12-17-97

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ 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 _____

Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED
JAN 25 1993
OCT 13 1994

Copies White-State, Yellow-Claimant

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: A36-02037

Date Received: 6/19/91

Receipt No: 0020886 c4

Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JUN 19 1991

1. Name: IDAHO POWER CO.
Address: P.O. BOX 70
BOISE, ID

83707

Department of Water Resources

2. Date of Priority: OCT 29, 1921

3. Source: SPRING

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09S	18E	31	SE	NW		3	JEROME

5. Description of diverting works:
DEVELOPED SPRING, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.300		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC USE AT SHOSHONE FALLS POWER STATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09S	18E	36	NE	SE		DOMEST	

11. Place of use in counties: JEROME

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

13. Other Water Rights Used:
NONE

14. Remarks:
SHOSHONE FALLS POWER STATION

15. Basis of Claim: LICENSE

Water Right Number: 15356

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.

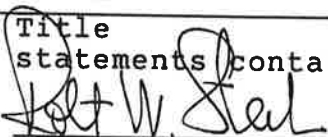
Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ Vice President, Secretary
and General Counsel _____ of
_____ Title

IDAHO POWER COMPANY, that I have signed the foregoing
Organization Vice President, Secretary
document in the space below as _____ and General Counsel _____ of

IDAHO POWER COMPANY and that the _____ statements contained in the
Organization _____
foregoing document are true and correct.


Signature of Authorized Agent
Vice President, Secretary and
General Counsel - IDAHO POWER CO.
Title and Organization

June 14, 1991

Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13th day

of June 19 91

Mary Bestrom
Notary Public

Seal

Residing at Boise, ID

My Commission Expires 7-17-92

17. Notice of Appearance:

Notice is hereby given that I, Nathan Gardiner 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 Nathan Gardiner

Address Box 70; Boise, Idaho 83706

Date June 14, 1991

SD-33

Last Name: IDAHO POWER CO

STATE

S	First	O	Water	Priority		Total	Use
E	Name	W	Right No.	Date	Source	Diversion	Code Desc
L		N					
-	-----	-	-----	-----	-----	-----	-----
-	IDAHO POWER CO						
-		C	A01-02032	03/08/1919	SNAKE RIVER	4600.000	28 POWER
-		C	A63-26621	07/01/1928	GROUNDWATER	0.450	43 DOMEST
-		C	R36-15221	03/03/1982	NIAGARA SPR	0.040	43 DOMEST
-		C	R36-02037	10/29/1921	SPRING	0.300	43 DOMEST
-							01 IRR
-							10 COMMER
-							25 COOL
-		C	A36-02037	10/29/1921	SPRING	0.300	43 DOMEST
-							01 IRR
-							10 COMMER
-							25 COOL
-	IDAHO POWER CO.						
-		C	R36-00137	04/01/1901	RILEY CREEK	3.000	01 IRR
-		C	A36-00137	04/01/1901	RILEY CREEK	3.000	01 IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED

JAN 25 1993

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

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

MICROFILMED

JAN 25 1993

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 *for* James A. Rosholt
8 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
15 Attorney General
16 State of Idaho
Statehouse, Room 210
Boise, Idaho 83720

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

17 David Shaw
18 Adjudication Bureau Chief
Idaho Department of Water
Resources
19 1301 North Orchard
Statehouse Mail
20 Boise, Idaho 83720 (6 copies)

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

21 Peter C. Monson, Esq.
22 Assistant Attorney General
U.S. Department of Justice
23 Land and Natural Resources
Division
24 Indian Resources Section,
Rm. 6317
25 P. O. Box 44378
Washington, D.C. 20026-4378

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

26
27
28 MICROFILMED

JAN 25 1993

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

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

for James C. Tucker
JAMES C. TUCKER

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MICROFILMED

JAN 25 1993

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by RS

Date 4/28/82

Right No. 36-2037

Claimant IDAHO POWER

Recommendation differs from claim:
(Document any differences)

☒ Yes

☐ No

☒ Disallow

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. _____

☐ 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 Not RECENTLY

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

Measurement _____ cfs. Amount recommended _____ cfs.

Type of measuring device: _____ Meter No. _____

Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. _____

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks _____

APR 28 1982
MICROFILMED

CONVERSATION MEMORANDUM

DATE 4/28/82

FILE 36-2037

NAME OF PARTY MR. EDWARDS

EMPLOYEE D. SHAFF

RE: SOURCE OF WATER

By TELEPHONE, EDWARDS TOLD ME THE
DOMESTIC SUPPLY AT THE SHOSHONE PLANT
IS STILL TAKEN FROM THE SPRING AS LICENSED.
THERE IS NO PUMP IN THE POWER POOL FOR
THIS PURPOSE.

ALLEN - HERE
ARE SOME OF THE
ORIGINAL STUFF
FROM THE ORIG.
02 ADJ. FOR
36-02037. MAY
WANT FOR THE
ADJ. CLAIM FILE
OR WHATEVER.
JAN

RECEIVED

JUN 10 1994

Department of Water Resources
Southern Region Office

MICROFILMED

OCT 24 1994

MICROFILMED
OCT 24 1994

State of Idaho

License and Certificate of Water Right

Water License No. 15356
Water District No. 30

Amount 0.3 sec. ft.
Priority 10-29-21

THIS IS TO CERTIFY that the IDAHO POWER COMPANY
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated October 29, 1921; that Permit No. 15356
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.3 second feet, was issued thereunder on March 9, 1922, showing that said works
were completed on the 25th day of February, 1922; and that on the 18th
day of May, 1922,

IDAHO POWER COMPANY

of Boise, State of Idaho, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of an unnamed
spring, a tributary of Snake River, for the purpose of domestic
use, under Use Permit No. 15356 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 6 of Licenses, at page 2936, on the 29th day of May, 1922;

The right hereby confirmed dates from October 29, 1921;

The Point of Diversion is located in Lot 3
in the $\frac{1}{4}$ $\frac{1}{4}$, Sec. 31, Tp. 9 S., R. 18 E., B. M.
County of Jerome.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes

The Point of Diversion is located in Lot 3
in the $\frac{1}{4}$ $\frac{1}{4}$, Sec. 31, Tp. 9 S., R. 18 E., B. M.
County of Jerome.

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 0.3 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			For domestic use at Shoshone Falls Power Station.		

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 29th day of May, 19 22.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

MICROFILMED
OCT 24 1994

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. -30

1. State name of applicant and number of permit: Idaho Power Co. - Permit 15356
2. State source of water supply: Unmineral spring
3. Location of point of diversion: Lot 3, Sec. 31, T. 9 S., R. 18 E., S. 40.

4. Describe works as they exist, giving dimensions and capacities of same: Spring has been collected by means of a substantial concrete tank approx. 30' x 14' and water conveyed to the Power Plant and surrounding buildings by means of a 4 inch iron pipe about 3000 feet long.

5. State whether or not water has been turned into works of diversion: yes

6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): at and about Shoshone Falls power station, Jerome county, Idaho.

Only land irrigated is lawn and garden around the operations quarters and the plant. Amount hard to estimate. Land watered is in Lot 9 Sec. 31, T. 9 S., R. 18 E., S. 40. and in Lot 15 Sec. 36, T. 9 S., R. 17 E., S. 40. Water is also used in and around the Power Plant for Domestic Supply.

7. Submit map on enclosed plat, showing location and details of above description.

8. How many parties conduct water in this system? One.

9. Give names and amount of each right: Idaho Power Co. 0.3 cu. ft. per sec.

10. What large stream would the water here appropriated finally reach? Snake River

11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: None

Remarks: This water is used for all general purposes in connection with the operation of the Shoshone Falls Power Plant.

This examination was made on the

11th day of May1922

(Signed)

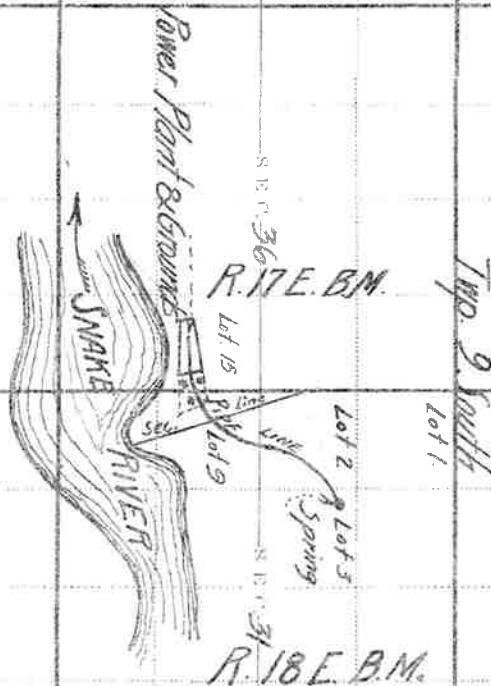
Geo. H. Carter

Examiner.

15356

NAME OF APPLICANT

Idaho Power Co. Permit # 15356



15356

OCT 5 4 1984
MICROFILMED

(This report must be sworn to when not made by an officer of the office.)

STATE OF IDAHO,

County of _____ } ss.

_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this _____ day of _____, 19____.

My commission expires _____

Notary Public.

Idaho Power Co.

Boise

Permit 15356

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. Make a map showing the correct location of streams and ditches, and the irrigated lands and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
6. If any unusual conditions are discovered, make a plain statement of them under remarks.
7. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.

RECEIVED
APR 15 1930

WR0437

ADJUDICATION PROOF READING REPORT

09/18/84

PAGE 1

WATER RIGHT NUMBER 26-2037

OWNER LAST NAME - UTAH POWER CO.

ADDRESS LINE 1 - P. O. BOX 70

ADDRESS LINE 2 -

SOURCE -

STATUS -

TOTAL DIV. VOLUME -

DIVERSION POINT -

FROM - TO -

USE -

DECREE NAME -

REMARKS - SOURCE IS OUTSIDE BASIN.

NOW LEGAL USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PROOF MADE -

DIVERSION MEANS -

FIRST NAME -

ADDRESS LINE 2 -

CITY - BOISE

TRIBUTARY OF -

STATUS - DISALLOWED

PRIORITY -

JAA AFA DEF/AMEND -

WATER DIST. -

COUNTY - JEROME

DLE/CAREY ACT -

RIGHT BASIS -

TOTAL DIV. RATE -

.0000 -CFS

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

PLACE OF USE - TRN

RNG

SEC

DATE -

TOTAL ACRES

0

PROTESTED -

HEARING -

OLD NO. -

PERMIT/DENIED -

FID EXAM -

COND. OF APPROVAL -

MICROFILMED

OCT 24 1984

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 ~~BRANNOCK BASIN~~
Border.

NOTICE OF CLAIM
TO A
WATER RIGHT

✓ 36-2037	
I.D. No.	Map No.
\$10	#18863
Fee Paid	Receipt No.

Notice is hereby given that Idaho Power Company

P O Box 70, Boise, Idaho 83707

(Name of Claimant) 733-1764

Telephone No. 383-2878

(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) October 29, 1921

(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 .3 cfs Use Domestic Period of Use From Jan 1 To Dec 31
(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)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) .3 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source _____
Sec. 31, Twp. 9 S, Rge. 18E, B.M., Jerome 53 $\frac{1}{4}$ County
Additional Points: Lot 3

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 $\frac{1}{4}$				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 $\frac{1}{4}$	

Total no. of acres none

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: domestic use

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 Shoshone Falls Power Plant

(SOURCE IS SPRING OUTSIDE BASIN)

(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. 15356

KEYPUNCHED

6-9-82

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

(Signature of Claimant)

(Date)

(Signature of Spouse)

State of Idaho

Organization

Organization IDAHO POWER COMPANY

County of Ada

ss.

Seal

Bonner H. Condit
(Signature of Authorized Agent)

On this 27th day of April, in the year 1981 before me

a notary public, personally appeared Bonner 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

4/28/82



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

RECEIVED

R. KEITH HIGGINSON
Director

04-Jan-1994

JAN 10 1994
Department of Water Resources
Southern Region Office

RECEIVED

JAN 05 1994

Moffatt, Thomas, Barrett Rock and Fields

LE ANNE SIMNITT
MOFFATT THOMAS BARRETT ROCK & FIELDS
911 W IDAHO STREET, SUITE 300
PO BOX 829
BOISE ID 83701-0829

RE: Copy of SRBA File(s): 36-02016, 36-02087, 36-02113, 36-02161,
36-02289B, 36-02311, 36-02412B, 36-02500,
36-02614, 36-07136, 36-07157A, 36-07163,
36-07219, 36-07304, 36-07307, 36-07324,
36-07362, 36-07452, 36-07477, 36-07561,
36-07605, 36-07606, 36-07779, 36-07832,
36-10225, 36-15169

Dear Ms. Simnitt:

Please find enclosed the copies of documents you recently requested contained in the above referenced SRBA file(s) as of this date. Please note that copies of orthophoto quad maps or NAPP photography or aerial slides which may have been used in the review of your claim(s) have not been included since they are not easily reproduced. These items are however available for your review at our office. I apologize for the confusion in your request which resulted in the delay and if I can be of any further assistance, please give me a call.

Please remit the following for the cost of the copies and postage:

\$68.63

Sincerely,

Jeanie Robertson
Records Clerk

Encl:

MICROFILMED
OCT 24 1994

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No: 114575

Date: 1/10/1994
Time: 12:25:30

Received

From: MOFFATT THOMAS ET AL

Type of Payment	Program A cct	Amount
COPIES/AMBROSE CLAIMS BASIN 36		
64100	229 21 1760	68.00
Total		

CHECK 114575

Region: SOUTHERN

Signature:

Janie Robertson

MICROFILMED
OCT 24 1994

R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFILMED

OCT 13 1994

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 the Rights to the Use of Water)
from the Snake River Basin)
Water System)

Case No. 36-02037 -0001

The State of Idaho, ex rel.)
R. Keith Higginson in his)
official capacity as Director)
of the Idaho Department of)
Water Resources,)

RESPONSE TO OBJECTION

Petitioner,)

vs.)

The United States; the State)
of Idaho; and all Claimants to)
the use of water from the Snake)
River Basin Water System,)

Respondents.)

I. GENERAL INFORMATION

1. Person responding to objection:

Name: R. KEITH HIGGINSON, DIRECTOR

Address: IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449

Briefly describe your interest in this water right:

IDWR is required to file a response to an objection to part
I of the director's report pursuant to I.C. section 42-1412(2).

(Over)

2. Person who filed objection:

Name: IDAHO POWER CO
Address: PO BOX 70
BOISE ID 83707-0070

3. If this response is filed by an attorney:

Attorney Name(s): NICHOLAS B. SPENCER
Attorney Address: DEPUTY ATTORNEY GENERAL(S)
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. BOX 44449
BOISE, ID 83711-4449
Attorney Phone No.: (208) 327-7900

II. STATEMENT OF THE RESPONSE

14. ☒ Other: I respond to the objection concerning:
INCLUSION OF THE GENERAL PROVISIONS IN THE
DIRECTOR'S REPORT

REASONS SUPPORTING EACH BOX CHECKED

In response to Statement of the Objection item 14 and all allegations of the objection regarding this item, IDWR responds as follows.
IDWR denies the objection.

CHANGES TO THE DIRECTOR'S REPORT

The director proposes no changes to the description of this claim in the Director's Report.

☒ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary:

No. of
Pages

3

Notice of Claim No. A36-02037

RECEIVED
OCT 13 1994
FBI

(Over)

RESPONSE TO OBJECTION NO. 36-02037 -0001 - PAGE 3

MICROFILMED
OCT 13 1994

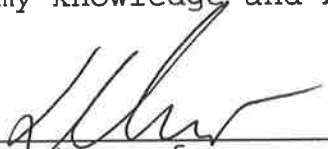
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

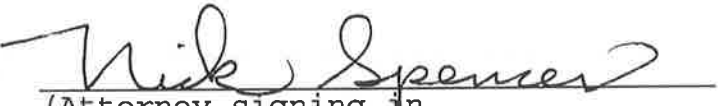
David B. Shaw, being first duly sworn, upon oath, deposes and says:

That R. Keith Higginson, in his official capacity as director of the Idaho Department of Water Resources, is a party to this proceeding, as defined by I.C. 42-1401A(1) and (7); that I am the Adjudication Bureau Chief for IDWR and am authorized by R. Keith Higginson, in his official capacity as director of IDWR, to verify this response; and that I have read the foregoing response, know its contents and that the statements contained therein are true to the best of my knowledge and belief.



Signature of person filing response

By:



(Attorney signing in
representative capacity)

Subscribed and sworn to before me this 16th day of August,
1993.



Notary Public for Idaho

Residing at: _____

My Commission expires: _____

Danni Smith, Notary Public
Residing at Boise, Idaho
My Commission Expires December 5, 1994

CERTIFICATE OF MAILING

I hereby certify that on the 16TH day of AUGUST, 1993, I mailed the original and copies of the foregoing response, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepared and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

See No. 3

3. One copy to the party who filed the objection, or if represented by an attorney, to their attorney; and you must fill in the following information:

Name: JAMES C TUCKER
Address: PO BOX 2139
BOISE ID 83701-2139

4. One copy to:

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83734



Signature of Respondent or attorney
mailing on Respondent's behalf

\$6.00

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 A36-02037Date Received 8/12/92 HHTReceipt Number C020886 \$80C020689 \$6

AMENDED

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

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 837072. Date of Priority (Only one (1) per claim) October 29, 19213. Source of water supply (a) Spring
which is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 09S Range 18E Section 31,
SE 1/4 of NW 1/4 of 1/4, Govt. Lot, 3 B.M., County of Jerome

Additional points of diversion if any: _____

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. _____Developed spring, pipeline

MICROFILMED
MICROFILMED
JAN 25 1993
OCT 13 1994

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

		(both dates are inclusive)		(cfs)		(acre feet)
For	Domestic	purposes from	1/1 to 12/31	amount	0.06	or
For	Irrigation	purposes from	3/15 to 11/15	amount	0.06	or
For	Cooling	purposes from	1/1 to 12/31	amount	0.30	or
For	Commercial	purposes from	1/1 to 12/31	amount	0.03	or

7. Total quantity claimed (a) 0.30 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic use for 3 houses; cooling at plant; commercial use for plant restrooms Sink

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
09S	18E	31										D							
09S	18E	31										2							2
09S	17E	36													1				1
09S	17E	36													Cool				
09S	17E	36													Com.				

Total number of acres irrigated 3

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

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. _____ or None (X)

14. Remarks: Shoshone Falls operators' village; cooling at plant; restrooms at plant;
irrigation at plant & houses

Last Name _____ Ident No. _____

MICROFILMED
MICROFILMED
JAN 25 1993
Copies: White - State, Yellow - Claimant
OCT 13 1994

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 36-02037
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 _____
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 _____

q

For Organizations: I do solemnly swear or affirm that I am Vice President
_____ Title
of Idaho Power Company _____, that I have signed the foregoing
_____ Organization

document in the space below as Vice President of Idaho Power Company
_____ Title _____ Organization

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

Signature of Authorized Agent [Signature]

Title and Organization Vice President Idaho Power Company Date 8-10-92

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 10th day of August 19 92

SEAL

Notary Public [Signature]

Residing at [Signature]

My Commission Expires 12-17-97

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ 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 _____

Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED

MICROFILMED
JAN 25 1993

Copies White-State, Yellow-Claimant
OCT 13 1994

MAY 03 1993

COPY

In Re the General Adjudication
of Rights to the Use of Water
from the Snake River Basin
Water System

The State of Idaho, ex rel.
R. Keith Higginson in his
official capacity as Director
of the Idaho Department of
Water Resources,

Petitioner,

The United States; the State of Idaho; and all Claimants to the use of water from the Snake River Basin Water System,

Respondents.

This form must be used to file an objection to any water right recommended in the Director's Report. You may object to one water right per objection form. The water right number you are objecting to must be indicated above in the blank space following "Case No." To object to more than one water right, you must file a separate objection form for each. Forms may be obtained from the Idaho Department of Water Resources (IDWR), or you may copy or reproduce this blank form, as long as it is identical to the court's form. You must file your objection by the deadline shown in the notice that IDWR mailed to you. The objection must be received by the court on or before the deadline specified. Instructions for mailing this objection are found at Page 6, and must be strictly followed.

OBJECTION -1-

MICROFILMED
OCT 13 1994

Any party physically filing 25 (twenty-five) or more objections must make an appointment with a Clerk of the Adjudication Court and arrange for an appointment to file multiple objections.

By filing an objection form, you are certifying that the objection is well-grounded in fact; is warranted by existing law or a good-faith argument for the extension, modification or reversal of existing law; and that it is not filed for any improper purpose, such as to harass, cause unnecessary delay or needless increase in the cost of litigation.

I. GENERAL INFORMATION

Please fill in the following information:

1. Person objecting:

Name: IDAHO POWER COMPANY

Address: P.O. Box 70
Boise, Idaho 83707-0070

Briefly describe your interest in this water right:

Owner of right.

2. Owner of the water right:

Name: IDAHO POWER COMPANY

Address: P.O. Box 70
Boise, Idaho 83707-0070

3. If this objection is filed by an attorney:

Attorney Name: James C. Tucker

Attorney Address: P.O. Box 2139
Boise, Idaho 83701-2139

Attorney Phone No.: (208) 336-0700

If filed by an attorney, notice of pending court proceedings will be sent to the attorney only.

II. STATEMENT OF THE OBJECTION

Please check each "box" which states your objection to the recommendation in the Director's Report

1. ☐ Name and Address: I object to the name and/or address of the owner of the water right.
2. ☐ Source: I object to the source of water.
3. ☐ Quantity: I object to:
 - a. ☐ the total quantity of water used in cubic feet per second; or
 - b. ☐ the total quantity of water stored in acre-feet per year; or
 - c. ☐ the total quantity of water reserved for each and every purpose, including all present and future uses.
4. ☐ Priority Date: I object to the priority date.
5. ☐ Points of Diversion: I object to the legal description of the point(s) of diversion.
6. ☐ Instream Flow: I object to the legal description of the beginning and ending points of the instream flow.
7. ☐ Purpose(s) of Use: I object to the purpose(s) of use.
8. ☐ Period of Year: I object to the period of year when water is used or is necessary for the purpose stated.
9. ☐ Place of use: I object to:
 - a. ☐ the legal description of the place of use; or
 - b. ☐ the number of irrigated acres within each forty (40) acre subdivision.
10. ☐ Consumptive Use: I object to the annual volume of consumptive use.
11. ☐ Remarks: I object to the "remarks" listed with the water right.

(Over)

12. ☐ Water Right Recommendation: I object to:
- ☐ this water right being recommended at all; or
- ☐ this water right not being recommended.
13. ☐ Description of Reservation: I object to the legal description of the reservation.
14. ☒ Other: I object to:

The inclusion of the General Provisions in the Director's Report.

REASONS SUPPORTING EACH BOX CHECKED

In the space following, you must state the reason(s) by number for each box checked. You may use additional pages, if necessary.

14. The inclusion of the General Provisions in the Director's Report.

CHANGES TO THE DIRECTOR'S REPORT

Specifically describe how you want the Director's Report to be changed. You may use additional pages, if necessary.

Remove all General Provisions from the Director's Report.

Please note: You should attach copies of documents which support your objection. Note on each document the "box number" it supports.

- ☐ Check here if you are submitting documents. Please list each document by the title and number of pages. You may use additional pages if necessary. _____

VERIFICATION (Must be Completed)

State of Idaho

County of Ada

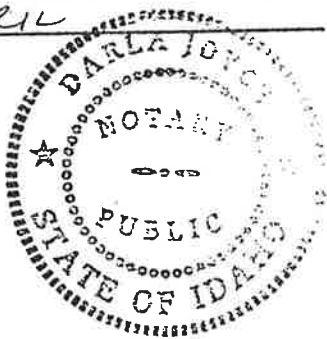
Patrick D. Madigan, being first duly sworn, upon oath, deposes and says:

That I am the person or entity filing this objection, that I am a water claimant or party in this proceeding, as defined by I.C. § 42-1401A(1) and (7), and that I have read the foregoing objection, know its contents and that the statements contained therein are true to the best of my knowledge and belief.

Signature of person filing objection

By: Patrick Madigan
(Attorney signing in representative capacity)

Subscribed and sworn to before me this 29th day of APRIL, 1993.



Darla Joye
Notary Public for Idaho
Residing at: 4-26-95 / Boise
My commission expires: 4-26-95

(Over)

INSTRUCTIONS FOR MAILING

You must mail the objection, including all attachments, to the Clerk of the Court. FAX filings will not be accepted by the Clerk of the Court. You must also send a copy to the owner of the water right, if other than yourself; to the Office of the Attorney General, State of Idaho; and to the United States Department of Justice, as set out below in the Certificate of Mailing. Finally, you must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I hereby certify that on the 29th day of April, 1993, I mailed the original and copies of the foregoing objection, including all attachments, to the following persons, by mailing the original and/or true and correct copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707

2. One copy to the owner of the water right, and you must fill in the following information:

Owner name: IDAHO POWER COMPANY
Owner's address: P.O. Box 70
Boise, Idaho 83707-0070

3. One copy to:

Chief, Natural Resource Division
Office of the Attorney General
State of Idaho
P.O. Box 4449
Boise, Idaho 83711-4449

4. One copy to:

United States Department of Justice
Environmental and Natural Resource Division
550 West Fort Street, Box 33
Boise, Idaho 83724



Signature of Objector or attorney
mailing on Objector's behalf

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF

MICROFILMED

JAN 25 1993

AUG-24-1992

NOTICE OF ERROR FORM

RECEIVED

SEP 23 1992

Department of Water Resources

Please type or print clearly, fill out completely, and return to:

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

The notice of error must be received at IDWR by the **deadline date** printed below with your proposed recommendation.

YOUR DEADLINE FOR FILING A NOTICE OF ERROR IS: SEP-24-1992

RECEIVED

SEP 28 1992

Department of Water Resources
Southern Region Office

1. Water right number: 36-02037

2. Name: Idaho Power Company

Address: James C. Tucker, Attorney
P. O. Box 2139
Boise, Idaho 83701-2139

Weekday Telephone Number: 336-0700 or 734-0700 (Sharon)

MICROFILMED

JAN 25 1993

TEAR AT PERFORATIONS AND COMPLETE FORM ON OTHER SIDE

(Instead of filling in items 3 and 4 below you may include a copy of your proposed recommendation with the changes marked on the copy.)

3. Describe the portion of proposed recommendation with which you disagree:
 - a) Purpose of use
 - b) Period of use (irrigation)

4. Describe the changes you wish to have made in the proposed recommendation:
 - a) Add cooling at 0.30 cfs
 - b) Period of use (irrigation) as claimed

5. Describe why you disagree with the proposed recommendation:
 - a) Cooling was inadvertently omitted from recommendation
 - b) Recommended period of use may restrict maximum beneficial use of water

6. Date: September 22, 1992

SIGNATURE



A handwritten signature in blue ink, appearing to be 'J. R. R.', is written over a horizontal line.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

19-Oct-1992

Mr. James C. Tucker, Attorney
PO Box 2139
Boise, ID 83701-2139

RE: Snake River Basin Adjudication (SRBA)
Notices of Error in the name of Idaho Power Company

Dear Mr. Tucker:

We are in receipt of the Notices of Error on the above referenced claims. I will address the issues raised for each recommendation by claim number below.

A36-02037:

As previously noted by Sharon Strickland of your Twin Falls office, the cooling use has been recommended as shown in the Proposed Director's Report (page 3711).

The proposed recommendation is based on irrigation season of use standards adopted by the director for the various regions throughout the state. These standards are based on the period of the year in which there is less than a 75% chance of a 24 degree F. frost.

In addition, since there are some years in which water can be beneficially used for irrigation outside the irrigation season, the proposed Director's Report includes a general provision which provides for irrigation outside the irrigation season under certain conditions. The conditions are that the water is beneficially used, as determined by the director; that all water rights with a period of use outside the irrigation season regardless of priority, are satisfied; and that the use does not conflict with the public interest as determined by the director. This proposed general provision will be included in the Director's Report.

No changes are being made to the recommendation for A36-02037.

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A36-02018

I have reviewed the file and have confirmed the point of diversion has been recommended in the correct legal description. No changes have been made to the recommendation.

A36-02082

I have reviewed the file and have confirmed the place of use has been recommended in the correct legal description. Regarding the recommended period of use, please see above discussion. No changes have been made to the recommendation.

A36-02013, A36-02026, A36-07487, A36-07587, A36-15387,
A36-15388, A36-15221

I have not made any changes to these records or recommendations. As I discussed on the phone with Sharon Strickland, the Notice of Appearance filed with IDWR and the SRBA court show two attorneys of record and our files and recommendations will retain both attorneys until such time as we receive a change in the Notice of Appearance.

A36-02478

I have reviewed the file and have changed the total diversion rate to 3.21 cfs. I have determined that the uses are cumulative and have increased the recommended diversion rate from the previously recommended 3.0 cfs. Your original claim listed 3.0 cfs for cooling with additional uses for stockwater, irrigation, domestic and fire protection for a total of 3.5 cfs. However, our review of the claim found that the other uses other than cooling totaled .21 cfs, rather than the additional .50 cfs.

Regarding the purpose of use, fire protection has been recommended as shown in the Proposed Director's Report (page 3781). The period of use has been modified to an irrigation season of 3/15 to 11/15.

I have reviewed the place of use and the combined rate of diversion and have not made any changes to these items. The combined rate described in the Remarks is a reflection of the total capacity of the diversion system as measured by IDWR.

A36-02710

I have reviewed the file and have not made any changes to the recommendation. A discussion of the season of use is covered in the paragraphs relating to claim A36-02037 above. The maximum quantity recommended is a result of the rates recommended for the beneficial use of water for the uses found. I did not find an error in the place of use recommended.

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A36-15358

I have reviewed the file and do not find any error in the place of use. The season of use has been changed to recommend an irrigation season of 3/15 to 11/15.

A36-02704

I have reviewed the file and no changes have been made to the recommendation. The period of use is the standard season for the place of use. The fish propagation use has been recommended as shown in the Proposed Director's Report (page 3663). The diversion rate of 130.0 cfs has been recommended as a result of documents in IDWR files supporting a maximum diversion use of 130.0 cfs. The minimum flow restriction remarks is included based on legal documents found in IDWR files supporting this restriction.

If you still disagree with IDWR's recommendations you will have an opportunity to file an objection to the Director's report with the court. When the Director's Report is filed with the court, you will be mailed a notice that will contain more information about the objection process.

Sincerely,


Helen Harrington-Thornton
Water Resource Agent

HHT

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JAN 25 1993

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	IDAHO POWER CO PO BOX 70 BOISE ID 837070070	10/29/1921	IRRIGATION COMMERCIAL COOLING DOMESTIC	04-01 10-31 01-01 12-31 01-01 12-31 01-01 12-31	0.06 CFS 0.02 CFS 0.30 CFS 0.06 CFS	
TOTAL DIVERSION:					0.30 CFS	
CONSUMPTIVE USE:						5.4 AFA

Water Source: SPRING

Tributary to: SNAKE RIVER

Stage: LICENSE

Point(s) of Diversion: T09S R18E S31 Lot03(NWSENW)

JEROME County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
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 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	: 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 Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	
09S 17E 36	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	0.2
09S 18E 31	:	:	:	:	:	:	:	:	09-01	:	:	:	:	:	:	1.6
TOTAL ACRES																1.8

Place of use Legal Description for: COMMERCIAL

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 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	: 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 Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	
09S 17E 36	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	15-C

Place of use Legal Description for: COOLING

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 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	: 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 Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	
09S 17E 36	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	15-C

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 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	: 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 Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	
09S 18E 31	:	:	:	:	:	:	:	:	09-D	:	:	:	:	:	:	

POU County: JEROME

Non-Irrigation Uses: DOM, 3 HOMES;COOLING,TURBINES/BEARINGS;COMMERC, OFFICE/BATHROOMS

Other Rights: NONE

MICROFILMED
JAN 25 1993

=====

Conditions of Approval:

- C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
- TO IDAHO CODE 42-1416A.
- C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
- IDAHO CODE 42-1416A.

Dates: Exam Made Date: 08/04/1992 Verified Date:

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

Comments: Date: 08/12/1992 User-ID: THORNTON Subject: CONDITION CODES
ALTHOUGH THIS RECOMMENDED HAS BEEN FLAGGED WITH C04 AND C05 CODES
IDENTIFYING ACCOMPLISHED CHANGES, THERE HAVE NOT BEEN ANY ACTUAL
CHANGED. THIS RECOMMENDATIONS REFLECTS THE ACTUAL USES AND
LOCATIONS THAT HAVE EXISTED SINCE THE INITIAL WATER USES; THE
LICENSE DID NOT ACCURATELY DESCRIBE THE USES OR PLACE OF USE.

Date: 09/24/1992 User-ID: SCHULTZ Subject: NOTICE OF ERROR (NOE)
RECEIVED NOE 9/23/92. CHANGED NOE FLAG FROM BLANK TO A.
CLAIM VERIFIED 8/12/92. DID NOT REVERIFY ANY PART OF CLAIM.

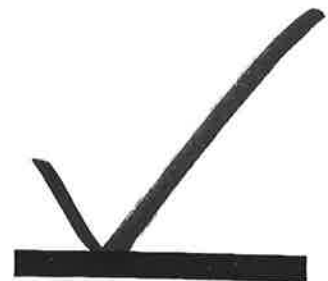
Date: 10/19/1992 User-ID: THORNTON Subject: NOTICE OF ERROR RECONCILIATION
CHANGED FLAG FROM A TO B - NO CHANGE.
NOE NOTED ISSUES OF SEASON OF USE AND OMISSION OF COOLING.
IN FACT, COOLING WAS RECOMMENDED BUT DID NOT SHOW UP IN THE
PRINTED RECOMMENDATION. CLAIMANT'S ATTORNEY CHECKED THE
DIRECTOR'S REPORT AND DELETED THIS ISSUE.
THE SEASON OF USE WAS ADDRESSED BY STANDARD LETTER.

Audit: 10/19/92 THORNTON

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JAN 25 1993

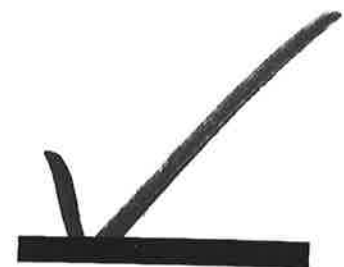
R PROOF



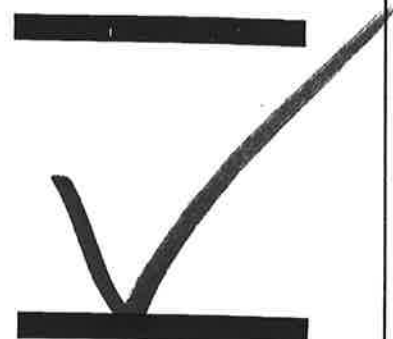
CVR



MAPS



PHOTOS



MISC

MICROFILMED

JAN 23 1993

VERIFIED BY

HHH

Water Right Number - R36-02037

Prefix Translation:

RESEARCH

Old (D) Number - 15356

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** A - ATTORNEY ***
IDAHO POWER CO1 - STEVEN L HERNDON
2 - PO BOX 70
3 -

City- BOISE

State- ID Zip- 837070070

Phone - 208-383-2692

ROSHOLT ROBERTSON & TUCKER

1 - JAMES C TUCKER OR

2 - BRUCE M SMITH

3 - PO BOX 2139

City- BOISE

State- ID Zip- 837022139

Phone - 208-383-0700

*** C - CURRENT OWNER ***
IDAHO POWER CO

1 - PO BOX 70

2 -

3 -

City- BOISE

State- ID Zip- 837070070

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
10/29/1921 17 SOUTHERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRING SNAKE RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County
09S 18E 31 NW SE NW 3 (53) JEROME+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
43 - DOMESTIC 01/01 12/31 0.060
01 - IRRIGATION 04/01 10/31 0.060
10 - COMMERCIAL 01/01 12/31 0.020
25 - COOLING 01/01 12/31 0.300+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.300 5.4+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
09S 17E 36 NE SE 15 0.2 01 IRRIGATION (53) JEROME
09S 18E 31 NW SW 9 1.6 01 IRRIGATION (53) JEROME
09S 17E 36 NE SE 15 10 COMMERCIAL (53) JEROME
09S 17E 36 NE SE 15 25 COOLING (53) JEROME
09S 18E 31 NW SW 9 43 DOMESTIC (53) JEROME

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JAN 25 1993

Water right number - R36-02037

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
----	-----	-----	-------	-----	-------	-------------------	-------------	--------

Total Acres: 1.8

+ - - Diversion Means - DEVELOPED SPRING, PIPELINE

+ - - Non-Irrigation Use - DOM, 3 HOMES;COOLING,TURBINES/BEARINGS;COMMERC, OFFICE/BATHROOMS

+ - - Other Rights for Same Use - NONE

Remarks
No Remarks found.

Old Water Right Numbers
3602037

Conditions of Approval
C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT TO IDAHO CODE 42-1416A.
C05 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO IDAHO CODE 42-1416A.

Decree Plaintiff	Decree Defendant	Decree Date
		00/00/0000

Comments
Date: 08/12/1992 User Id: THORNTON Subject: CONDITION CODES ALTHOUGH THIS RECOMMENDED HAS BEEN FLAGGED WITH C04 AND C05 CODES IDENTIFYING ACCOMPLISHED CHANGES, THERE HAVE NOT BEEN ANY ACTUAL CHANGED. THIS RECOMMENDATIONS REFLECTS THE ACTUAL USES AND LOCATIONS THAT HAVE EXISTED SINCE THE INITIAL WATER USES; THE LICENSE DID NOT ACCURATELY DESCRIBE THE USES OR PLACE OF USE.

Audit Fields
08/12/92 THORNTON

Adjudication Rights Dates and Flags Area
--

Court Report Filing	- 00/00/0000	Field Inspection Made	- 08/04/1992	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 08/12/1992	Old Judicial District	-
Claim Received Date	- 06/19/1991	Last Amended Date	- 08/12/1992	Temporary Right	- P
		Receipt Number	- C020886	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:42:05
07/30/92

PAGE: 12
QUICKLOOK INFORMATION

CLAIM NUMBER: A36-02037

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	N			N	as licensed 10-a entch 5	HAT 8/12/92	HAT 8/12/92	
POINT OF DIV	Y			Y				
SOURCE				N				
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME				Y				
CONSUMPTIVE USE				Y				
PURPOSES				Y				
PERIOD OF USE	Y			Y				
BASIS OF CLAIM				N				
REMARKS	Y			Y		V	V	

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

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JAN 25 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

15:42:05
07/30/92

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A36-02037

LAST: IDAHO POWER CO
ADDRESS: STEVEN L HERNDON
PO BOX 70
CITY: BOISE
PHONE NUMBER: 208-383-2692

FIRST:

STATE: ID ZIP: 837070070

OWNER CODE: A

LAST: IDAHO POWER CO
ADDRESS: PO BOX 70
CITY: BOISE
PHONE NUMBER: 208-000-0000

FIRST:

STATE: ID ZIP: 837070070

OWNER CODE: C

LAST: ROSHOLT ROBERTSON & TUCKER
ADDRESS: JAMES C TUCKER OR
BRUCE M SMITH
PO BOX 2139

FIRST:

CITY: BOISE
PHONE NUMBER: 208-383-0700

STATE: ID ZIP: 837022139

OWNER CODE: A

FIELD EXAM REQUIRED?

DATABASE
Y

FIELD
EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: SHOSHONE FALLS POWER STATION

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JAN 25 1993

CONTACT PERSON: Jerry Smith

PHONE NUMBER: () 733-1704

DATE OF FIELD EXAM: 8/4/92 Thos. APPOINTMENT MADE: Y() N()

TIME: 9:__ A(M) P()

ACCOMPANIED BY: Sharon Strickland

PHONE NUMBER: () 734-0700

RELATIONSHIP TO CLAIMANT: from Rosholt/Tucker per request of Idaho Power attorney Nathan Gladner

DIRECTIONS TO PROPERTY / REMARKS:

8/4/92 Spoke with Sharon Strickland of Rosholt's office. She may amend claim to include accurate description of uses. I told her we must receive amendment by 8/14/92.

Amended claim received 8/12/92

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A. AJ CLAIM: # A36-02037 PRIORITY DATE: 10-29-1921 STAGE: L
B. WR RECORD: # 36-02037 PRIORITY DATE: 10-29-1921 STAGE: L

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(☒)
IF YES EXPLAIN.

REMARKS: Claimed as licensed.

=====

RECOMMENDED PRIORITY DATE:
10-29-1921 ok

REVIEWED BY HHJ

DATE 7/3/92

=====

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JAN 25 1993

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A36-02037	09S	18E	31		SE	NW	3	JEROME

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE NONE

WR RECORDS IN SAME 40 ACRE TRACT

36-07269A
36-07269B
36-08127A

SOURCE: SPRING

TRIB: SNAKE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
36-02037	09S	18E	31		SE	NW	3	JEROME

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

NONE

A36-07269A NONE
A36-08127A

SOURCE: SPRING

TRIB: SNAKE RIVER

C. FIELD EXAM REQUIRED?

	DUE TO POD DISCREPANCY? (Y/N)	DUE TO SOURCE DISCREPANCY? (Y/N)	DATABASE	FIELD EXAMINER
	Y	N	Y	<u>N</u>
			N	<u>N</u>

REMARKS:

*Sufficient - field exam identified exact point (see map)
Add 10-ac. tract description*

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RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>9S</u>	<u>18E</u>	<u>31</u>	<u>NW</u>	<u>SE</u>	<u>NW</u>	<u>3</u>	<u>Jerome</u>

SOURCE: SPRING

TRIB: SNAKE RIVER

REVIEWED BY: HHT

DATE: 7/31/92

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JAN 25 1993

A. ROOT WATER RIGHT NUMBERS: A36-02037

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09S	18E	36	NE	SE		IDAHO POWER CO	A36-02037 /	36-02037 /	39.0		
			NE	SE		LARGE CLAIM	A01-0021224/40.0	- /			
			NE	SE		NORTH SIDE CANAL COMPANY LTD.	A01-0021020/40.0	- /			
TOTAL ACRES							A36-02037		39.00		

See
Below

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
X

POU COUNTY: JEROME

PRESUMPTION FLAG:

REMARKS:

The range is incorrect - it is actually Range 17E.
Actual uses are domestic, irrigation and cooling. Need
to field exam. Field exam conducted 8/4/92 -

RECOMMENDATIONS:

TOTAL ACRES:

1.8 ac.

REVIEWED BY:

HHT

DATE:

8-12-92

9S 17E 36 NE SE Cooling
lot 15 Commercial
Irrig. 1.6 ac.

9S 18E 31 NW SW Domestic
lot 9 Irrig. .20 ac

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JAN 25 1993

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A36-02037 DOMESTIC	FROM 01-01 TO 12-31	.300 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.300 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
36-02037 DOMESTIC	FROM TO	.300 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.300 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	<u>Y</u>
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	<u>Y</u>
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	<u>Y</u>

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER? Y(X) N() Explain in remarks, below.

REMARKS:

Purposes are incomplete - requires exam and correction. Exam conducted 8/4/92

Irrig. season 4/1 to 10-31

Per statements found in license file (Report of Engineer dated 5-11-21; and several "Proof of Application of Water to Beneficial Use"), all of the uses recommended have existed since the water was first put to use. Therefore, the recommendation is an accurate description of the water use, rather than a reflection of a change in use.

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JAN 25 1993

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 0.300 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.300 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

FIELD
DATABASE EXAMINER
N

~~Perhaps~~

B.

FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(☐) N(☒) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A01-0021020	SNAKE RIVER	NORTH SIDE CANAL COMPANY LTD.	400.000	0.027		
A01-0021224	LARGE CLAIM	LARGE CLAIM	9999999.000	342.350		

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

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JAN 25 1993

D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE 0.03
ACRES 1.8 x 0.02 CFS/ACRE = .054 CFS ✓ 0.06
(Taken from p/u review)

1b. CALCULATIONS

ok. w/ IDWR standards

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 1.8 x CONSUMPTIVE VOL. AF/A FOR AREA 3.0 =

TOTAL CONSUMPTIVE USE 5.4 AF/A

Irrigation - see attached
Description/Illustration.

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

Commercial - actual use is bathrooms & sinks. -
2 sinks } assume 4 fixtures: 1.1 gpm/fixture
1 bathroom } = 4.4 gpm = .009
clothes washer } - .02 minimum.

Domestic - assume .02/home w/ 3 homes = .06

Cooling - water lines run through the turbine bearings and transformers. I personally reviewed records at power plant with Jerry Smith. The records are kept of monthly measurements and the records I viewed varied from 90 gpm (dated 3-15-90) for the lines running ~~from~~ ^{thru} transformer to 38 gpm (dated 3/15/90) running thru turbine bearings. With approx. .28 cfs shown in records (38+90 gpm), I find no reason to decrease licensed rate of .30 cfs. HHT

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JAN 25 1993

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
DOMESTIC <i>See Below.</i>	01-01 12-31	DATABASE 0.300 EXAMINER _____	DATABASE EXAMINER <i>See Below</i>	DATABASE 0.0 EXAMINER _____
TOTAL FOR THIS RIGHT		0.300		0.0

REVIEWED BY: HHT DATE: 8/12/92

Per field exam.

Purposes	Period	Rate
Domestic	1-1 to 12-31	.06
Cooling	1-1 to 12-31	.30
Commercial	1-1 to 12-31	.02
Irrigation	4-1 to 10-31	.06
Total		.30

5.4

MICROFILMED

JAN 25 1993

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED	NEEDS REVIEW
(☒)	()
(☒)	()
(☒)	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 36-02037

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE
0.300

EXAMINER

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A36-02037	0.300	-		36-02037	0.300
TOTAL CFS		0.300				0.300

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
Y

FIELD
EXAMINER

Y
OK

REMARKS:

Field examiner's report of original beneficial use exam (1922) confirms all
uses recommended have been in use - no change in use has
actually occurred.

AUTHENTICATION:

SIGNATURE:

Helen Harrington Thon

DATE:

8/12/92

NAME OF FIELD EXAMINER:

Helen Harrington Thon

TITLE:

Sr Water Resource Agent

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JAN 25 1993

HHH
8/12/92

Description of uses / Illustration

Sq. footage measured by Idaho Power Co. employees determining irrigated acres. Various small lawns and gardens are scattered around the housing and power plant. I located the areas, but am accepting the measurements made by IP Co.
HHH

Sec 31 NWSW

Houses (sq. ft) Irrigation

#1 6231

#2 6903

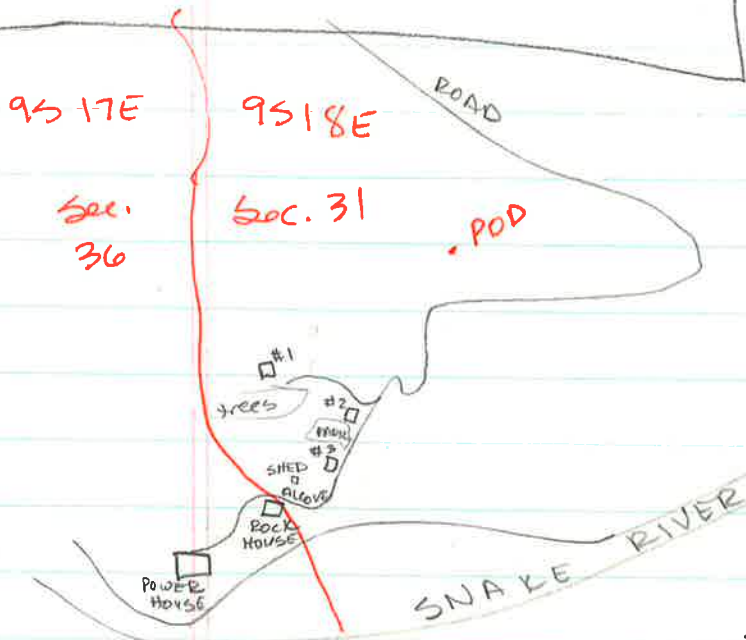
#3 5336

Partly Drinfeld 11505

Trees 35300

Alcove 3038

68,313 sq ft =
1.6 ac.



Sec. 36 NESE Lot 15

Rock House 4450

Power House lawns 3812

8262 sq ft =
.2 ac.

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JAN 25 1993

T9S
R ¹⁷ ~~18~~ E

Idaho Power Co.

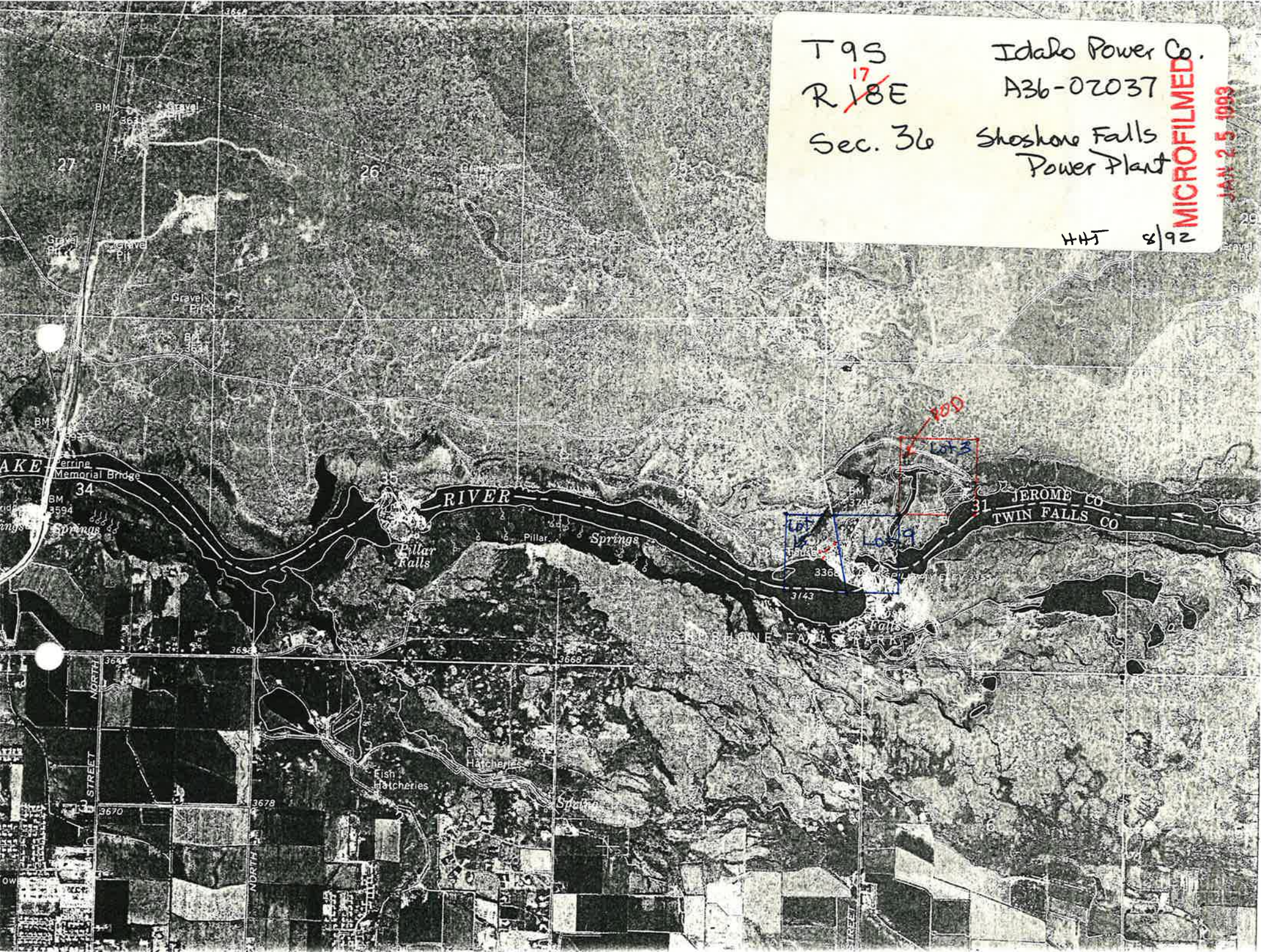
A36-02037

Sec. 36 Shoshone Falls
Power Plant

HHT 8/92

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JAN 25 1993



[illegible]

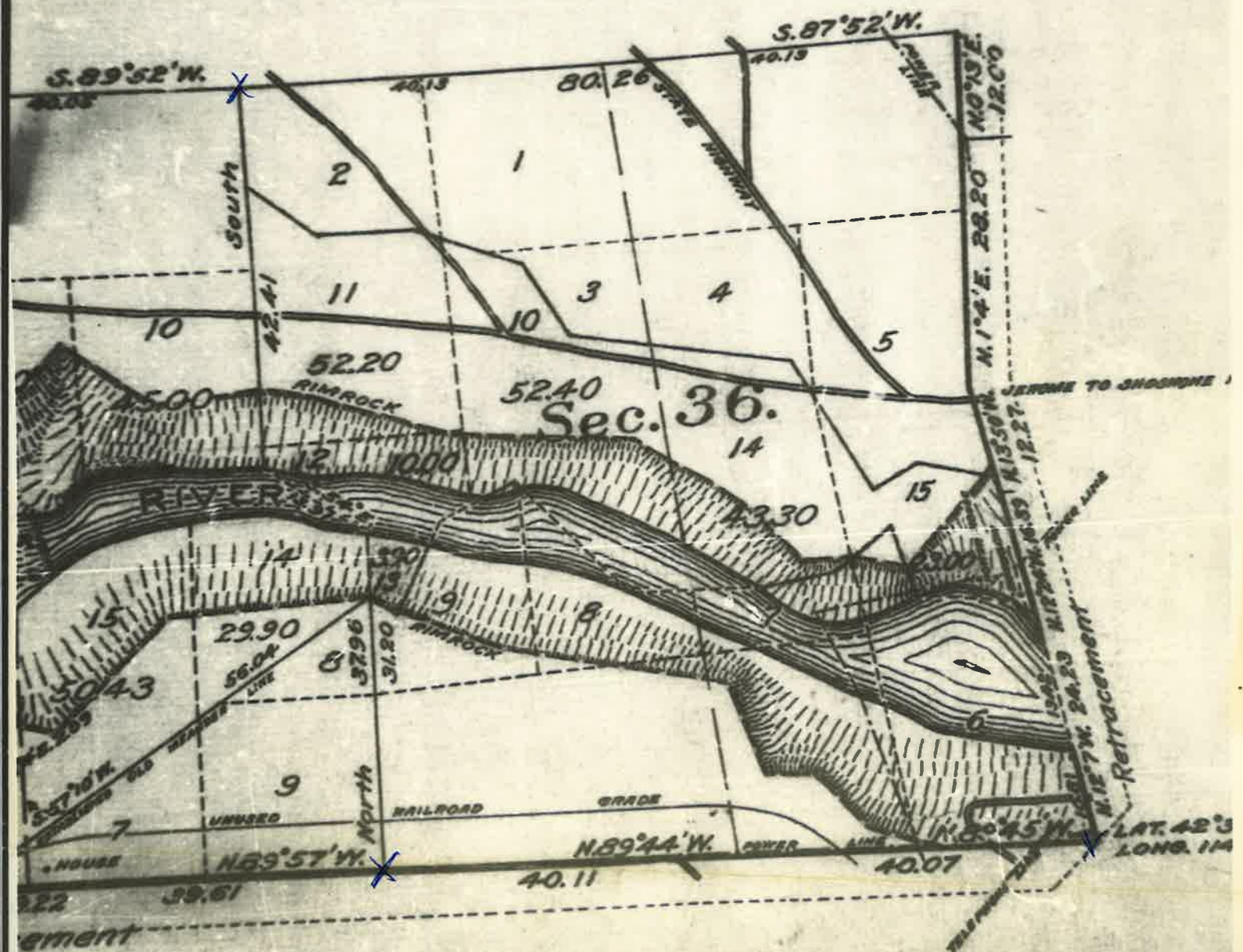
Surveys Designated	By Whom Surveyed	Date of Contract	Amount of Surveys M. Ch. Lk.	When Surveyed
Township lines	C. Clifford Stevenson & David O. Stevenson	May 6, 1893	11 78 55	October 23-28, 1893
Subdivisions	"	"	59 76 61	Oct. 30-Nov. 5, 1893
Meanders	"	"	5 15 42	" "
Township lines (Res.)	"	"	6 01 19	October 24-27, 1893
Connections	"	"	0 09 54	" "

WICKBOIFWED

Tqs RITE Sec. 36

MINERAL INDICATION

*Some placer mining for gold
the river in these sections.*



1745 2 1983
INCOBOLMED

CLAIMANT'S NAME: Idaho Power Co.DATE: 7/31/92EMPLOYEE: Helen Harrington-ThorntonRE: Initial Contact

(383-2975)

7/21/92 - Spoke w/ Nathan Gardiner, Idaho Power attorney. He told me there was no problem dealing directly w/ the manager at Shoshone Falls Power Plant.

7/30/92 - Mr. Gardiner gave me the name of the power plant manager - Jerry Smith (733-1764). Also asked me to arrange to have Sharon Strickland of Rosholt & Tucker accompany me (734-0700).

Appt made w/ both at Shoshone Falls Power Plant for Tuesday, Aug. 4th @ 9:00 am. Info obtained over the phone from Mr. Smith:

0.02 3 houses

0.03/ac. Irrigation of yards around houses; lawn in village area; a few other grass areas; 2 small lawns at each end of the power plant.

0.02 Restrooms & coffee at power plant

0.30 { Cooling of turbine bearings } via cooling water coils
Cooling of transformers }

Existing measuring devices believed to be a meter at the out flow from the plant.

The spring is enclosed with a 4" line leading down hill to the domestics to a chlorinating shed. A 4" line to the plant is buried.

MICROFILMED

JAN 25 1993

1 James C. Tucker
2 Bruce M. Smith
3 ROSHOLT, ROBERTSON & TUCKER
4 P. O. Box 2139
Boise, Idaho 83702-2139
Telephone: (208) 336-0700
4743p/shs/1-2-92

5 Steven L. Herndon
6 Assistant General Counsel
7 Idaho Power Company
8 P. O. Box 70
9 Boise, Idaho 83707

10 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
11 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

12 * * * * *

13 In Re the General Adjudication)
14 of Rights to the Use of Water)
15 from the Snake River Basin) CASE NO: 39576
16 Water System.)

17 The State of Idaho, ex rel.)
18 A. Kenneth Dunn in his official)
19 capacity as director of the) NOTICE OF
20 Idaho Department of Water) APPEARANCE
21 Resources,)

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19 vs.

20 The United States; the State)
21 of Idaho; and all claimants)
22 to the use of water from the)
Snake River Basin Water System,)
23 Defendants.)

24 * * * * *

25 COMES NOW, IDAHO POWER COMPANY, by and through its
26 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 
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
15 Attorney General
16 State of Idaho
Statehouse, Room 210
Boise, Idaho 83720

☒
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☐
☐

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17 David Shaw
18 Adjudication Bureau Chief
19 Idaho Department of Water
Resources
1301 North Orchard
Statehouse Mail
20 Boise, Idaho 83720 (6 copies)

☒
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21 Peter C. Monson, Esq.
22 Assistant Attorney General
23 U.S. Department of Justice
Land and Natural Resources
Division
Indian Resources Section,
24 Rm. 6317
P. O. Box 44378
25 Washington, D.C. 20026-4378

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3 & HAWLEY
4 P. O. Box 1617
5 Boise, Idaho 83701

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for James A. Roschert
JAMES C. TUCKER

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