

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: A36-07487

Date Received: 5/4/91

Receipt No: 000001

Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JUN 03 1991
Department of Water Resources

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

83707

2. Date of Priority: JUN 28, 1974

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07S	17E	12	SW		NW		JEROME

5. Description of diverting works:
WELL, 326' DEEP, 6" CASING, 1.5 HP SUBMERSIBLE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.010		1.80

7. Total Quantity Appropriated is:
0.010 C.F.S. (and/or) 1.80 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, WAREHOUSE AND 3 TRAILERS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07S	17E	12	SW	NW		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:
MIDPOINT SUBSTATION

15. Basis of Claim: LICENSE

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.

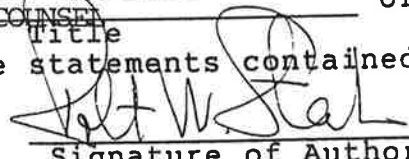
Number of attachments: _____

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
document in the space below as VICE PRESIDENT, SECRETARY AND GENERAL COUNSEL of _____
Title

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

May 14, 1991

Date

State of Idaho)
County of ADA) ss.

Subscribed and sworn (or affirmed) before me this 14th day
of MAY 19 91

Mary Rostrom
(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 P.O. Box 70, Boise, Idaho 83707

Date May 14, 1991

SD-33

Last Name: IDAHO POWER CO

STATE

S
E
LFirst
NameO
W
NWater
Right No.Priority
Date

Source

Total
DiversionUse
Code Desc

IDAHO POWER CO

C	A03-02024	02/11/1964	SNAKE RIVER	10000.000	28	POWER
C	A03-02025	02/11/1964	SNAKE RIVER	14000.000	28	POWER
C	A03-07018	12/24/1975	SNAKE RIVER	5000.000	28	POWER
C	A36-02013	11/20/1912	THOUSAND SP SNOW BANK S	600.000	28	POWER
C	A36-02018	01/18/1919	CLEAR LAKES	526.000	28	POWER
C	A36-15221	03/03/1982	NIAGARA SPR	0.040	43	DOMEST
C	A65-02338A	08/24/1937	PAYETTE RIV	125.000	28	POWER
C	A65-02338X	10/06/1925	PAYETTE RIV	25.000	28	POWER
C	A65-03828	01/27/1963	GROUNDWATER	0.040	43	DOMEST
C	A65-12096	02/21/1978	PAYETTE RIV	2000.000	28	POWER
C	A73-10124	06/20/1984	GROUNDWATER	0.040	43	DOMEST
C	A78-07013	08/01/1969	RAPID RIVER	18.600	19	FISH
C	A36-07487	06/28/1974	GROUNDWATER	0.010	43	DOMEST
C	A36-07587	12/03/1975	GROUNDWATER	0.020	43	DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

SD-33

Last Name: IDAHO POWER CO

STATE

S E L	First Name	O W N	Water Right No.	Priority Date	Source	Total Diversion	Use Code Desc
-	IDAHO POWER CO						
-		C	A73-04041	03/28/1969	SPRING	0.500	19 FISH
-		C	A73-07006	08/01/1969	PAHSIMEROI	40.000	19 FISH
-		C	A02-00034	01/01/1901	SNAKE RIVER	8.270	10 COMMER
-		C	A63-02666	06/11/1947	GROUNDWATER	0.110	01 IRR
-							43 DOMEST
-							25 COOL
-							10 COMMER
-		C	A63-03058	07/21/1955	GROUNDWATER	0.370	25 COOL
-		C	R36-07487	06/28/1974	GROUNDWATER	0.010	43 DOMEST
-		C	R36-07587	12/03/1975	GROUNDWATER	0.020	43 DOMEST
-		C	A36-02710	07/24/1940	SPRINGS	0.100	01 IRR
-					CLEAR LAKE		43 DOMEST
-		C	A36-15357	12/31/1912	THOUSAND SP	0.430	01 IRR
-					SNOW BANK S		43 DOMEST
-		C	R36-02018	01/18/1919	CLEAR LAKES	526.000	28 POWER

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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

1 IDAHO POWER COMPANY, and James C. Tucker and Bruce M. Smith of
2 the firm of RSHOLT, 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 RSHOLT, ROBERTSON & TUCKER

7 *James C. Tucker*
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

☒
☐
☐
☐

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

17 David Shaw
18 Adjudication Bureau Chief
19 Idaho Department of Water
Resources
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
23 U.S. Department of Justice
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)

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

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

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5 *James A. Roschke*
6 for JAMES C. TUCKER
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R PROOF

CVR

MAPS

PHOTOS

MISC

OCT 19 1994

R PROOF

CVR

MAPS

PHOTOS

MISC

MICROFILMED

OCT 19 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. 36-07487 -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)

101110
MAY 1976

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:

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. 36-07487 -0001

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R. Keith Higginson in his)
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of the Idaho Department of)
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vs.)

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of Idaho; and all Claimants to)
the use of water from the Snake)
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Respondents.)

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BOISE, ID 83711-4449

Briefly describe your interest in this water right:

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(Over)

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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

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☒ 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

Notice of Claim No. A36-07487

3

RECEIVED
FEDERAL BUREAU OF INVESTIGATION
U. S. DEPARTMENT OF JUSTICE
WASHINGTON, D. C. 20535

(Over)

RESPONSE TO OBJECTION NO. 36-07487 -0001

- PAGE 3 MICROFILMED

OCT 19 1994

10. 1. 84
NOTARY PUBLIC

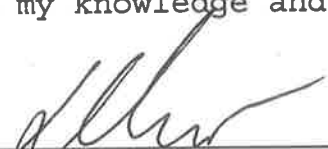
VERIFICATION (Must be Completed)

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.



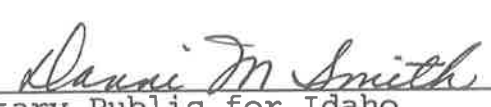
Signature of person filing response

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

No. of
Pages

Notice of Claim No. A36-07487

3

RECEIVED
FEDERAL BUREAU OF INVESTIGATION
U.S. DEPARTMENT OF JUSTICE
WASHINGTON, D.C. 20535

(Over)

RESPONSE TO OBJECTION NO. 36-07487 -0001

- PAGE 3 MICROFILMED

OCT 19 1994

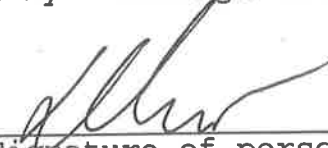
VERIFICATION (Must be Completed)

State of IDAHO

County of ADA

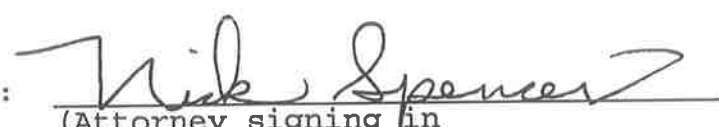
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Signature of person filing response

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:

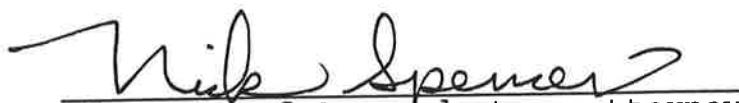
See No. 3

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

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:

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Clerk of the District Court
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253 Third Avenue North
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2. One copy to the owner of the water right, and you must fill in the following information:

See No. 3

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Address: PO BOX 2139
BOISE ID 83701-2139

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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

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: A36-07487

Date Received: 6/4/91

Receipt No: C020687

Received By: J. Larson

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

83707

2. Date of Priority: JUN 28, 1974

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07S	17E	12	SW	NW			JEROME

5. Description of diverting works:
WELL, 326' DEEP, 6" CASING, 1.5 HP SUBMERSIBLE PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.010		1.80

7. Total Quantity Appropriated is:
0.010 C.F.S. (and/or) 1.80 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, WAREHOUSE AND 3 TRAILERS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07S	17E	12	SW	NW		DOMEST	

11. Place of use in counties: JEROME

A36-07487

Page 1

Date: 05/10/91

MICROFILMED
FEB 04 1993
OCT 19 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 RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A36-07487
Date Received: 6/4/91
Receipt No: C029687
Received By: J. Jackson

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
JUN 03 1991

Department of Water Resources

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

83707

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Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
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11. Place of use in counties: JEROME

A36-07487

Page

1

Date: 05/10/91

MICROFILMED
FEB 04 1993
OCT 19 1994

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

13. Other Water Rights Used:
NONE

14. Remarks:
MIDPOINT SUBSTATION

15. Basis of Claim: LICENSE

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.

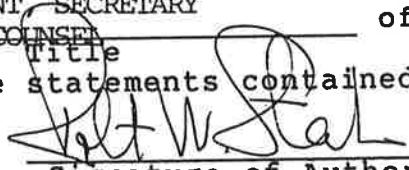
Number of attachments: _____

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
document in the space below as VICE PRESIDENT, SECRETARY AND GENERAL COUNSEL of _____
Title

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

May 14, 1991

Date

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

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14. Remarks:
MIDPOINT SUBSTATION

15. Basis of Claim: LICENSE

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(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.

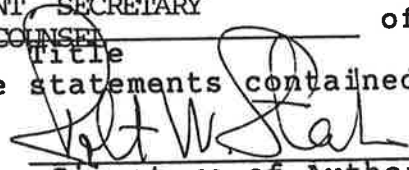
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IDAHO POWER COMPANY and that the statements contained in the
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Signature of Authorized Agent
VICE PRESIDENT, SECRETARY AND
GENERAL COUNSEL -- IDAHO POWER CO.
Title and Organization

May 14, 1991

Date

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 14th day

of MAY 19 91

Mary Bastron
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 P.O. Box 70, Boise, Idaho 83707

Date May 14, 1991

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County of ADA) ss.

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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 P.O. Box 70, Boise, Idaho 83707

Date May 14, 1991

COPY

RECEIVED

MAY 11 1984

Department of Water Resources
Adjudication Bureau

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. 36-07487

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

OBJECTION

Petitioner,

36-07487 -0001/
93-04-0328

vs.

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

Respondents.

INSTRUCTIONS

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.

(Over)

MICROFILMED

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.

COPY

RECEIVED

MAY 11 1984

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Adjudication Bureau

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
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Address: P.O. Box 70
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Address: P.O. Box 70
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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)

MICROFILMED

OCT 19 1994

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 the 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. _____
- _____
- _____
- _____

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(Over)

MICROFILMED

OCT 19 1954

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- _____
- _____
- _____

VERIFICATION (Must be Completed)

State of Idaho

County of Ada

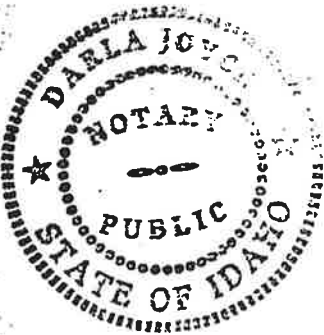
Patrick D. Madigan, being first
duly sworn, upon oath, deposes and says:

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 Joyce
Notary Public for Idaho
Residing at: 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:

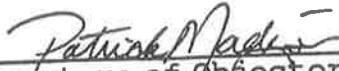
Owner name: IDAHO POWER COMPANY
Owner's address: P.O. Box 70
Boise, Idaho 83707-0070

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

RECEIVED

APR 29 1993

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State of Idaho

County of Ada

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

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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 Joyce
Notary Public for Idaho
Residing at: Bodie
My commission expires: 4-26-95

(Over)

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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

OBJECTION

NOTICE OF ERROR

RESPONSE

CORRECTED R PROOF



NOTICE OF ERROR FORM

RECEIVED

SEP 23 1992

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

Idaho Department of Water Resources

Statehouse Mail

Boise, Idaho 83720-9000

Department of Water Resources

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:

1. Water right number: 36-02013[✓]; 36-02026[✓]; 36-15388[✓]; 36-15221[✓]; 36-07487[✓];
36-07587[✓]; 36-15387[✓]

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)

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:

ADDRESS

4. Describe the changes you wish to have made in the proposed recommendation:

SEE REVERSE FOR CORRECT ADDRESS

5. Describe why you disagree with the proposed recommendation:

ALL NOTICES RE SRBA TO COME TO ATTORNEY TUCKER PLEASE.

6. Date: 9-22-92

SIGNATURE





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.

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.

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

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 (208) 383-2200	06/28/1974	DOMESTIC	01-01 12-31	0.01 CFS	1.8 AFA
TOTAL DIVERSION:					0.01 CFS	1.8 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07S R17E S12

SWNW

JEROME County

Place of use Legal Description for: DOMESTIC

		NE				NW				SW				SE			
T	R S	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac
07S	17E 12	:				:				:				:			

POU County: JEROME

Non-Irrigation Uses: DOMESTIC, WAREHOUSE AND 3 TRAILERS

Other Rights: NONE

Remarks: PLACE OF USE ALSO KNOWN AS MIDPOINT SUBSTATION.

Dates: Exam Made Date: Verified Date:

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

Comments: Date: 03/23/1992 User-ID: BAUMHOFF Subject: REVIEW DONE BY BAUMHOFF
THE RECOMMENDATION BASED UPON DESK TOP REVIEW. CLAIMED THE SAME
AS LICENSED. RECOMMEND AS CLAIMED.

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 5/6/92. 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.
SENT LETTER DISCUSSING CHANGE OF ATTORNEYS NEEDED NOTICE OF
APPEARANCE.

Audit: 10/19/92 THORNTON

R PROOF



CVR



MAPS



PHOTOS



MISC



VERIFIED BY JB

Water Right Number - R36-07487

Prefix Translation: RESEARCH

Old (D) Number -

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

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

1 - PO BOX 70

2 -

3 -

City- BOISE

State- ID Zip- 837070070

Phone - 208-383-2200

*** A - ATTORNEY ***
IDAHO POWER CO

1 - STEVEN L HERNDON

2 - PO BOX 70

3 -

City- BOISE

State- ID Zip- 837070070

Phone - 208-383-2692

1 - JAMES C TUCKER OR

2 - BRUCE M SMITH

3 - PO BOX 2193

City- BOISE

State- ID Zip- 837022193

Phone - 208-336-0700

ROSHOLT ROBERTSON & TUCKER

+ - - Priority Date - - +
06/28/1974+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - +
GROUNDWATER

+ - - Tributary - - - +

+ - - - - Point of Diversion - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

07S 17E 12 SW NW (53) JEROME

+ - - - - Water Use - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

43 - DOMESTIC

01/01

12/31

0.010

1.80

56/92

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.010 1.80 0.0+ - - - - Place of Use - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

07S

17E

12

SW NW

43 DOMESTIC

(53) JEROME

+ - - Diversion Means - WELL, 326' DEEP, 6" CASING, 1.5 HP SUBMERSIBLE PUMP

+ - - Non-Irrigation Use - DOMESTIC, WAREHOUSE AND 3 TRAILERS

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - +
PLACE OF USE ALSO KNOWN AS MIDPOINT SUBSTATION.

----- Old Water Right Numbers ----- +
+ ----- Old Water Right Numbers ----- +
+ ----- No Old Water Right Numbers found. ----- +
+ ----- Conditions of Approval ----- +
+ ----- No Conditions of Approval found. ----- +
+ ----- Decree Plaintiff ----- +
+ ----- Decree Defendant ----- +
+ ----- Decree Date ----- +
00/00/0000
+ ----- Audit Fields - 03/23/92 BAUMHOFF 03/24/92 BAUMHOFF ----- +
+ ----- Comments ----- +
Date: 03/23/1992 User Id: BAUMHOFF Subject: REVIEW DONE BY BAUMHOFF
THE RECOMMENDATION BASED UPON DESK TOP REVIEW. CLAIMED THE SAME AS LICENSED. RECOMMEND AS CLAIMED.
+ ----- Adjudication Rights Dates and Flags Area ----- +
Court Report Filing - 00/00/0000 Field Inspection Made - 00/00/0000 Civil Case Number - 39576
Objection Filed Date - 00/00/0000 Field Inspection Flag - Old Case Number -
Response Filed Date - 00/00/0000 Verified Date - 03/24/1992 B Old Judicial District -
Claim Received Date - 06/04/1991 Last Amended Date - 00/00/0000 Temporary Right - P
Proof Due Date - 00/00/0000 Proof Made Date - 00/00/0000 Water District -
Licensed Date - 00/00/0000 Receipt Number - C020689 Federal/State Indicator - S
Claims Tape Error Flg - POU Ownership Flag - Y Presumption Flag -
Fee Exempt Flag - Name Connector - Notice of Error Flag -

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET
FOR DOMESTIC AND STOCKWATER CLAIMS IN PLACE OF A CVR

1. ☒ No Change NAME:

☐ NEW OWNER: _____

☐ No Change ADDRESS:

☐ NEW ADDRESS: _____

☒ DATA ENTRY STANDARDS CHECKED?

2. ☒ No Change - DATE OF PRIORITY: No Field Verification Needed.
☐ CHANGE- Priority date, per claimant, is _____.
(if the priority date, based on your exam, seems questionable,
explain in COMMENTS.)

3. ☒ No Change - SOURCE:

☐ CHANGE - Different Source found: _____

4. ☒ No Change - POINT OF DIVERSION:

☐ Point of diversion is different than the claim

New P/D: Twp. _____, Rge. _____, Sec. _____, _____ 1/4 _____ 1/4 _____ 1/4

Note: If the 10-acre tract is shown on the claim, then
verification of the 10-acre parcel is needed. Otherwise the
10-acre tract is not required, unless the source is a spring.

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS:

☐ Incomplete desc., complete items missing, IF KNOWN.

HP of pump _____ Static water level _____ Well depth _____

Casing size _____ Pumping water level _____ Gravity flow _____

Method of irr. _____

6. ☒ No Change - WATER USES:

☐ Different uses, (list uses found).

Use _____ From _____ To _____ Amount _____ cfs _____ af

Use _____ From _____ To _____ Amount _____ cfs _____ af

7. ☒ No Change - TOTAL VOLUME:

☐ Change found, The new total is, -- -- -- _____ cfs _____ af

8. N/A

9. ☒ No Change - NON-IRRIGATION USES: Completed on claim

☐ Incomplete on claim - Exam found:

Domestic - No. of homes _____ Stockwater - No. of head _____

Other: _____

☒ DATA ENTRY STANDARDS (correct to..)

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4

11. ☒ Checked: N/A

12. ☒ Checked: N/A

13. ☒ No change - OTHER RIGHTS FOR SAME USE:
☐ CHANGE: _____

REMARKS AND CONDITIONS

14. ☒ (copy existing remarks to comments in "R")
☐ LIST STANDARD REMARKS FOR THE RECOMMENDATION:

Change to standard "J01" Place of use also known as
MidPoint Substation

☐ LIST STANDARD CONDITIONS FOR THE RECOMMENDATION:

15. ☒ BASIS OF CLAIM VERIFIED AS: D - L - P - S - J (circle one)

COMMENTS: (pertinent to field examination)

Claimed same as license recommended as claimed.

ATTACHMENTS: Attached to
This Form.

Proof-report of license 36-07487
PHOTOS ☐
MAP ☐
SYSTEM DIAGRAM ☐

DATE EXAM CONDUCTED: Det Top 3/23/92

ACCOMPANIED BY: NA

FIELD EXAMINER: Anna Baurhoff

SIGNATURE: Anna Baurhoff

REVIEWED BY/DATE: B 3/23/92

DATA ENTRY BY/DATE: B 3/23/92

VERIFICATION BY/DATE: _____