



IDAHO DEPARTMENT OF
WATER RESOURCES

322 E Front Street, Suite 648, Boise ID 83702 • PO Box 83720, Boise ID 83720-0098
Phone: 208-287-4800 • Fax: 208-287-6700 • Email: idwrinfo@idwr.idaho.gov • Website: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

October 8, 2021

IDAHO POWER COMPANY
PO BOX 70
BOISE ID 83707-0070

REQUEST FOR EXTENSION OF TIME

RE: Permit No. 1-7128

Dear Permit Holder:

The Department of Water Resources ("Department") received your Request for Extension of Time ("extension request") on October 1, 2021 regarding the above referenced permit.

Department policy is to return to the permit holder extension requests, which are filed more than six (6) months prior to the Proof of Beneficial Use due date, as they are considered premature. Since the proof due date on this permit is June 1, 2022, the Department is returning your extension request as unprocessed.

A refund of \$50 has been requested and will be sent to you under separate cover from the Idaho State Controller's Office within 10 days.

The Department will send you a "Proof Due Notice" approximately 60 days prior to June 1, 2022 requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form.

Please contact me at (208) 287-4920 or debbi.judd@idwr.idaho.gov if you have any questions.

Sincerely,

Debbi Judd
Technical Records Specialist

Enclosures

c: JOHN K SIMPSON – *via email*

Judd, Debbi

From: Judd, Debbi
Sent: Thursday, October 7, 2021 10:44 AM
To: IdwrPayable
Subject: Refund request

TO: Fiscal

FROM: Debbi Judd

DATE: October 7, 2021

RE: Refund: Request for Extension of Time to Submit Proof

Please refund \$50. Extension request was returned unprocessed.

NAME: IDAHO POWER COMPANY

ADDRESS: PO BOX 70
BOISE ID 83707

RECEIPT #: C111057

Thank you.

Debbi

Debbi Judd
Technical Records Specialist
debbi.judd@idwr.idaho.gov

Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise, ID 83720-0098
208-287-4920
www.idwr.idaho.gov

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OCT 01 2021

DEPARTMENT OF
WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

\$50 fee

Received by KURecpt No. C111057Date 10-1-21

REQUEST FOR EXTENSION OF TIME

To provide additional time in which to submit proof of beneficial use for a water right permit

The Idaho Department of Water Resources will consider this form a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code, in which to complete development of a water right and file proof of beneficial use of water. There is a **FILING FEE of \$50.00** to be included with this form when filed with IDWR.

Permit no. 1-7128 Date proof is due June 01, 2022Name(s) of permit holder(s) Idaho Power CompanyMailing address 1221 W Idaho St, PO Box 70 City Boise State ID Zip 83707Telephone no. (208) 388-2602 Email kdavis2@idahopower.com

Describe what work has been completed toward the development of this water right:

If no work has been completed, show "none".

All work towards the development of this water right has been completed.

Costing \$ _____

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Exceptionally dry hydrologic conditions and low stream flows since issuance of the Permit Approval Notice (May 6, 2021) have inhibited data collection to demonstrate full beneficial use of the water right during this short period. Additional time is needed in order to collect data that will adequately represent the full developed water right of 7,850 cfs.

Permit holder(s) request an extension for 10 year(s).Kristal Davis

Signature (If other than permit holder, Power of Attorney must be supplied)

9/27/2021

Date

ACTION OF THE DEPARTMENT OF WATER RESOURCES

The Department has reviewed the explanation for delay and concludes the reason(s) for delay meets the requirements for approval of the Request for Extension of Time as provided by Section(s) 42-204 and/or 42-218, Idaho Code.

☐ **IT IS HEREBY ORDERED** that the permit is **REINSTATED** with the priority date advanced to _____, 20____.

☐ **IT IS HEREBY ORDERED** that the above request for extension of time is **APPROVED**, and the time within which to submit proof of beneficial use is extended to _____, 20____.

Signed this _____ day of _____, 20____

Shelley W. Keen, Chief
Water Allocation Bureau

September 27, 2021

Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720-0098

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OCT 01 2021

DEPARTMENT OF
WATER RESOURCES

Subject: Request for Extension of Time for Permits 1-7128 and 65-23661

Enclosed please find two requests for Extension of Time for permits 1-7128 and 65-23661 and a check for \$100 for the filing fee.

Permit 1-7128 is for hydropower production at American Falls Dam. This permit was issued in May of this year and the proof of beneficial use is due on June 1, 2022. The American Falls project has been in existence for many years and the original application for this right was filed in 1996. The current drought has limited the company's ability to make proof of beneficial use on this right. Under normal water supply conditions, there would be adequate water to provide data supporting the proof. However, given the current storage in the Upper Snake Basin system, the company is not certain that there will be adequate flows next spring to collect the necessary data to prove up the permit. As such, Idaho Power is requesting additional time in the development period for water conditions to improve and to complete the proof.

Permit 65-23661 is for cooling purposes at the company's Langley Gulch facility. This right was permitted in 2016 and the company completed well construction in December of 2016. Additional well development and construction of other infrastructure was completed in 2019 and the well went into service in June of 2019. The well serves as a point of diversion for permits 65-23661 and 65-23342. Additionally, the rights share some overlap with permit 3-10265. To date, Idaho Power has just over two years of diversion data from this new well and are unsure if the data collected is adequate to make the proof of beneficial use. The company is currently contracting with a certified water rights examiner to review the data to determine if there is adequate data to complete the proofs for all three permits in use at Idaho Power's Langley Gulch Plant.

Thank you for your time and consideration of Idaho Power's extension requests.

Sincerely,



Kresta Davis

Water Resources and Policy Senior Manager
KDavis2@idahopower.com
(208) 388-2602

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OCT 01 2021

DEPARTMENT OF
WATER RESOURCES



September 30, 2020

Idaho Department of Water Resources
322 E Front Street, Ste 648
Boise, Idaho 83720-0098

Subject: Idaho Power Company Representation

Kresta Davis, as representative of Idaho Power in matters associated with the company's water rights and water rentals and leases, has authorization to sign forms, applications and requests on behalf of the company. Please let me know if you have any questions or concerns

Sincerely,

A handwritten signature in blue ink, appearing to read "R. Adelman", with a long horizontal flourish extending to the right.

Ryan Adelman

Vice President of Power Supply