

RECEIVED
SEP 05 2014
Department of Water Resources
Eastern Region

Maximum Diversion Rate: 75.00 CFS
Maximum Diversion Volume: 6,119.0 AF

Source: HENRYS FORK **Tributary:** SNAKE RIVER

LOCATION OF POINT(S) OF DIVERSION:

HENRYS FORK NE1/4SE1/4 Sec. 28, Twp 09N, Rge 42E, B.M.
FREMONT County

PLACE OF USE: POWER FROM STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
09N	42E	28													X				

PLACE OF USE: POWER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
09N	42E	28													X				

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 21-07363

PLACE OF USE: POWER STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N 42E 13					X	X	X	X									
09N 42E 14	X		X	X		X	X				X	X	X	X	X		
09N 42E 15				X			X	X	X	X		X	X	X	X	X	
09N 42E 21	X		X	X									X	X	X	X	
09N 42E 22	X				X	X	X		X	X							
09N 42E 23	L 1				X	X											
09N 42E 27						X	X		X								
09N 42E 28				X									X				

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 2ND day of September, 20014


(Signature)
FOR PACIFICORP

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 21-07363

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 100 - Receipted by SC # E040222 Date 9/5/14

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, GARY SPACKMAN, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 21-07363 with the following:

CONDITIONS OF APPROVAL

1. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.
2. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
3. The storage of water under this right is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.
4. The rights for the use of water confirmed in this license shall be junior and subordinate to all rights for the use of water other than hydropower, within the State of Idaho that are initiated later in time than the priority of this right and shall not give rise to any right or claim against any future rights for the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this right.
5. The term of this water right shall run concurrently with Ashton Hydroelectric Project license P-2381-ID issued by the Federal Energy Regulatory Commission (FERC), which expires on 1/1/2028. The term shall automatically extend to run concurrently with any annual renewals of the project's FERC license. Prior to the issuance of a subsequent or new FERC license for the project, the Director may review the water right license and may issue an order canceling all or any part of the use, establishing a new term, or revising, adding or deleting conditions under which the water right may be exercised. The order shall take effect on the date the current term, as may be extended through annual renewals, expires. If the Director does not issue such an order, the term shall automatically extend to a length equal to the project's subsequent or new FERC license and any prior conditions on the water right license shall remain in effect.
6. Use of water under this right shall be non-consumptive.
7. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.

State of Idaho
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WATER RIGHT NO. 21-07363

8. The place of use for Power Storage also includes Lot 1 (NENE), Lot 2 (SENE), Lot 3(SENE), Lot 4(NWSE), Lot 5(NWSE), Lot 6 (SWSW), Lot 8 (SWSW), Lot 7 (SWSE), Lot 9 (SWSE), 09N, 42E, Sec. 14; Lot 3(ESW), Lot 4 (ESW), Lot 2(SWSE), Lot 1(SESE), Lot 5(SESE), 09N, 42E, Sec. 15; Lot 1(SENE), Lot 2(NESE), Lot 3(SESE), Lot 4(SESE), 09N, 42E, Sec. 21; Lot 2(NENW), Lot 3(NENW), Lot 4(SWNW), Lot 5(SWNW), Lot 7(SWSW) 09N, 42E, Sec. 22; Lot 1(NWNW) 09N, 42E, Sec. 23; Lot 2(SWNW), 09N,42E, Sec. 27.

Witness my hand this 15th day of September, 2014.


for GARY SPACKMAN
Director