

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 47-08102

Priority: July 28, 1988

Maximum Diversion Rate: 0.02 CFS
Maximum Diversion Volume: 3.3 AF

It is hereby certified that SHOROCK HYDRO INC
JOHN J STRAUBHAR
PO BOX 1787
TWIN FALLS ID 83301-1787 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 28, 1988; and has submitted Proof of Beneficial Use on January 04, 1990. An examination confirms that water is diverted from:

SOURCE

GROUND WATER

and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
INDUSTRIAL	01/01 to 12/31	0.02 CFS	3.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L12 (SE1/4NE1/4) Sec. 23, Twp 09S, Rge 16E, B.M.
TWIN FALLS County

PLACE OF USE: INDUSTRIAL

Twp Rge Sec	NE			NW			SW			SE							
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
09S 16E 23				X													
				L 12													

CONDITIONS OF APPROVAL

1. Industrial use is for sealing hydropower turbine bearings and washing the hydropower facility.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 21st day of June, 2013.


 FOR GARY SPACKMAN
 Director

State of Idaho
Department of Water Resources
Attachment To Water Right License
47-8102

This map depicts the INDUSTRIAL place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections
- Quarter Quarters

0 0.0275 0.055 0.11 Miles





State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

June 24, 2013

SHOROCK HYDRO INC
JOHN J STRAUBHAR
PO BOX 1787
TWIN FALLS ID 83301-1787

RE: License No. 47-8102

Issuance of License

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed Water Right License confirming that a water right has been established in accordance with your permit. Please be sure to thoroughly review the conditions of approval and remarks listed on your license.

The license is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-736-3033

Sincerely,

Allen Merritt
Southern Region Manager

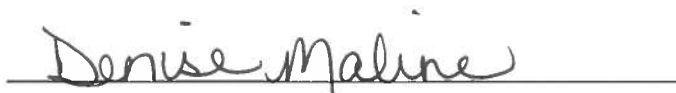
Enclosure(s)

CERTIFICATE OF SERVICE

I hereby certify that on June 24, 2013 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

RE: WATER RIGHT NO. 47-8102

**SHOROCK HYDRO INC
JOHN J STRAUBHAR
PO BOX 1787
TWIN FALLS ID 83301-1787**

A handwritten signature in cursive script, reading "Denise Maline", is written over a horizontal line.

**Denise Maline
Administrative Assistant**

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) The petition for reconsideration is disposed of; or
- (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.



State of Idaho

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C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 1, 2013

Marc A. Edson
Shorock Hydro, Inc.
PO Box 1787
Twin Falls, ID 83301

RE: Field Exam for permit 47-8102

Dear Marc:

Our records indicate that you are the person to contact to accompany an IDWR representative during a Beneficial Use Field Examination of the water permit referenced above. I made attempts by phone to set up a field examination earlier this winter, but was unsuccessful.

In order for the permit to be licensed and become a water right, a field examination must be completed, confirming that the water has been put to beneficial use according to the terms of the permit (Idaho Code 42-217). With spring approaching, I thought this would be a good time to schedule an exam.

When it is convenient for you, please give me a call at 736-3033 to set up a time that will work for you. Thank you.

Sincerely,

Jim Bitzenburg
Water Resource Agent



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

December 28, 1998

Shorock Hydro Inc.
PO Box 1787
Twin Falls, ID. 83301

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

FIELD EXAM NOTICE

RE: Permit 47-08102

To Whom It May Concern:

We are planning to conduct water right examinations in the vicinity of the above-referenced permit beginning on January 11, 1999. An examination is needed to verify your water use in order to issue a water right license.

Please be advised that you will need to operate your system under normal condition during the examination.

In order to conduct your exam as efficiently as possible, we ask that you call this office to schedule a day and time convenient for you.

If there is a problem with scheduling or conducting the examination at this time, please call and other arrangements can be made.

Sincerely,

Georgia Satterlee
Sr. Water Resource Agent

enclosures

03 May 1999
No Contact.
Rtn. file to
Cabinet

WR0749NP
No. 47-08102

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 12/28/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SHOROCK HYDRO INC. C/O MARC A. EDSON, MANAGER P.O. BOX 1787 TWIN FALLS ID 83301 (208) 734-8633	07/28/1988	INDUSTRIAL	01/01 12/31	0.030 CFS	
TOTAL DIVERSION:					0.030 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T09S R16E S23 Lot 12(SWSENE)

TWIN FALLS County

Place of use Legal Description for: INDUSTRIAL

	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
09S 16E 23	:				12-1	:			:				:			

Pou County: TWIN FALLS

Conditions of Approval:

- 09E - Water used under this right when discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Dates: App. Received: 07/28/1988 Priority Date: 07/28/1988
Proof Due Date: 03/01/1990 Proof Made Date: 01/04/1990
Exam Made Date: Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 08/17/88 BALDWIN 08/23/88 BALDWIN 11/23/88 BALDWIN 03/06/89 CURTIS
08/01/89 CURTIS 05/23/90 CURTIS 02/08/98 CLEARFLD