

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	37-08251	George F Arkoosh Michael A Arkoosh	200.00
~~Full Assignment~~	~~37-08251~~	~~Conversion Industries USA, Inc~~	~~200.00~~
~~Full Assignment~~	~~37-08251~~	~~Geobon II Associates Limited Partnership~~	~~200.00~~
Full Assignment	37-08251	North Butte Hydro Co Inc	200.00

RECEIVED

JUN 13 1994

State of Idaho
DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT
To change the ownership of a permit

~~+~~ Conversion Industries USA, Inc. hereby assign to Notch Butte Hydro Company, Inc.
(Permit Holder)
 of 1161 West River St #200 Boise Id 83702
(Full Address)

All my right, title, and interest in and to Permit No. 37-8096
 to appropriate the public waters of the State of Idaho. 37-8251

OR (for partial assignments)

The following described portion of my right, title, and interest in and to
 Permit No. _____ to appropriate the public waters of the State of Idaho.

Describe portion of the permit assigned listing the number of acres in each 40 acre subdivision,
 point of diversion location, and the amount of water in cubic feet per second.

Made this 9 day of April May, 1994.

[Signature]

Permit Holder(s)

For Conversion Industries USA, Inc.

State of ~~Idaho~~ CALIFORNIA
SS

County of LOS ANGELES

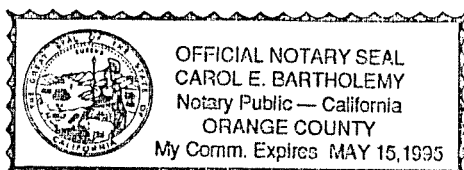
On this 9th day of May, 1994, personally appeared before me
 the signer of the above instrument, duly acknowledged to me that he/she/they executed the same.

CAROL E. BARTHOLEMY
 Notary Public

SEAL

[Signature]
 Signature

My commission expires: 5/15/94



RECORDED

JUN 18 1994

**AFFIDAVIT FOR WATER RIGHTS TO BE USED
FOR POWER PURPOSES**

A. Establishment of Residency: (Complete either 1, or 2).

1. Individual Applicant or Individual Members of a Partnership:

I, _____ of _____,
(name) (city),

County of _____, State of Idaho, being duly sworn, do hereby
certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

I, Norman E. Kamp of Boise,
(name) (city),

County of Ada, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the Notch Butte Hydro
Company, Inc. : that as such I am in charge of the registered office
(name of corporation)

of the said corporation as required by Section 30-1-12, **Idaho Code**, at Boise
(city)

Idaho, wherein are kept the corporate records required by Section 30-1-52, **Idaho Code**: and that Notch
Butte Hydro Company, Inc.

_____ is a corporation qualified to do business in the State of Idaho under the laws
(name of corporation)
of the State of Idaho.

B. Ownership of Facilities: (To be completed for hydropower projects only)

The hydropower facility to be developed pursuant to the attached Application for Permit:

- (check one)
- ☒ Will **not** utilize existing man-made irrigation facilities such as a dam or a canal.
- ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and permission of the owner is documented in an affidavit attached hereto.
- ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and the owner of the facilities is the signee of this affidavit.

Paul Kamp
Applicant

State of Idaho }
County of Ada } ss.

On this 10 day of May, 1994, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Connie Fretwell
Notary Public residing at

Boise, Idaho - 26262

My commission expires:

2/22/97

JUN 13 1994

State of Idaho

Department of State

CERTIFICATE OF CORPORATE STATUS OF

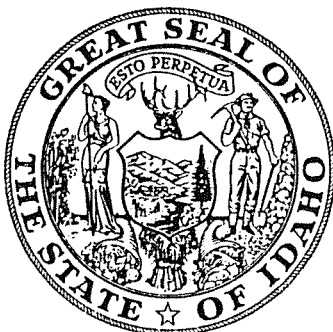
NOTCH BUTTE HYDRO COMPANY, INC.

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that I am the custodian of the corporation records of this State.

I FURTHER CERTIFY That the records of this office show that the above-named corporation was incorporated under the laws of Delaware and was issued a certificate of authority in Idaho on July 11, 1991 under the filing number C 95787.

I FURTHER CERTIFY That the corporation is in goodstanding on the records of this office.

Dated: May 10, 1994



Pete T. Cenarrusa
SECRETARY OF STATE

By *Larry J. Clark*

JUN 13 1994

NOTCH BUTTE HYDRO COMPANY, INC.

A Delaware Corporation

Incorporated: 6/27/91

Business Address: One Greenwich Plaza, Greenwich, CT 06830

Registered Office: Corporation Trust Center, 1209 Orange Street
Wilmington, DE

Employer Identification Number: 06-1326248

Fiscal Year Ends: June 30 S Corporation Election: no

Nature of Business: Development and operation of hydroelectric power

Accountant's Name: Price Waterhouse

Annual Meeting: At such date and time as shall be designated from
time to time by the Board of Directors

Additional State in which corporation is qualified: Idaho

DIRECTORS (Minimum: one; Maximum: fifteen)

Name:

Address:

Olof S. Nelson

44 Patterson Avenue
Greenwich, CT 06830

Michael I. Storch

169 Mill Brook Road
Stamford, CT 06902

Edward M. Stern

36 Anvil Road
Southport, CT 06490

OFFICERS:

Title:

Name & Address:

President

Olof S. Nelson
44 Patterson Avenue
Greenwich, CT 06830

Executive Vice
President

Michael I. Storch
169 Mill Brook Road
Stamford, CT 06902

JUN 13 1994

Senior Vice President - Administration, General Counsel and Secretary	Edward M. Stern 36 Anvil Road Southport, CT 06490
Senior Vice President - Operations	Daniel S. Pease 3 Redwood Street Townsend, MA 01469
Vice President, Treasurer and Assistant Secretary	Patrick J. Danna 25 Crestview Terrace Montvale, NJ 07645
Vice President - Operations	Michael J. Alessi, Sr. 14 Dover Eliot Road South Berwick, ME 03908
Vice President - Engineering	Ram H. Sainani 281 Rolling Ridge Norwalk, CT 06851
Vice President - Human Resources	Mary Z. Keyerleber 49 Main Street Hampstead, NH 03841
Vice President	Norman E. Kamp 2254 Crosscreek Drive Boise, ID 83706
Assistant Treasurer and Assistant Secretary	Victoria M. Fredrick 1106 N. 22nd Boise, ID 83702
Assistant Treasurer and Assistant Secretary	Neal A. Manna 315 Henry Street Fairfield, CT 06430
Assistant Treasurer of Taxes	Ronnie V. Gurney 123 Harbor Drive Stamford, CT 06902
Assistant Secretary	Michael B. Peisner 26 Overset Road Portland, ME 04103
Assistant Secretary	John W. Bernotavicz RFD #1, Box 1900 Litchfield, ME 04350

RECEIVED
JUN 13 1994

RECEIVED

NOV 26 1990

Department of Water Resources
Southern Region Office

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

For Office Use Only
Amt. of Fee \$ 600.00
Date 11/26/90
Receipt No. 5012839
Received by X.B.

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 32-8251 Telephone No. 934-8464

Name(s) of Permit Holder(s): First American Title Co

Post Office Address: 1616 Addison Ave E. Twin Falls, ID 83303

Source of Water: Little Wood River

If ground water, well driller's name: _____ Date drilled: _____

Extent of Use:
Domestic _____ (No. of households) Irrigation _____ (No. of acres)
Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted 200 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: Oct, 1986

One of the following may be a condition of approval of your permit:

Measuring device: Required? ☒ Yes ☐ No Installed? ☒ Yes ☐ No

OR

Flow Measurement Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

Fee Enclosed: \$ 600⁰⁰ (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Mitch Arkhoush 934-8464
Name Telephone No.

P.O. Box 93 Gooding ID 83300
Address

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED

11-26-90 Paul Adams - Cost Manager JAN 17 1991
Date Signature (and title if on behalf of a company or organization)

RECEIVED

NOV 04 1987

State of Idaho

Department of Water Resources

Department of Water Resources

ASSIGNMENT OF PERMIT

Geobon II Associates Limited Partnership hereby assigns to
Conversion Industries U.S.A., Inc., of 255 South Marengo Avenue,
Pasadena, California 91101

☒ All right, title, and interest in and to Permit No. 37-8251
to appropriate the public waters of the State of Idaho.

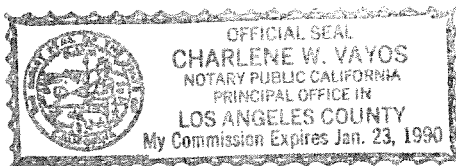
MADE This 29 day of October, 1987.

Geobon II Associates Limited Partnership
By: Western Hydropower Inc. General Partner
for Limited Partnership

By *Pat Luero*
Its *President* (title)
of Western Hydropower Inc.
(Co.)
pk

State of California)
County of *Los Angeles*) ss.

On this *29th* day of *October*, 1987, personally appeared
before me the signer(s) of the above instrument, who duly acknowledged
to me that he (~~she~~) (~~they~~) executed the same.



Charlene W. Vayos
Notary Public residing at
1300 E. Green St., Pasadena 91106

(seal)

My commission expires:

1/23/90

FILED

MAR 10 1988



AFFIDAVIT FOR WATER RIGHTS TO BE USED
FOR POWER PURPOSES NOV 04 1987

A. Establishment of Residency: (Complete either 1, or 2).

1. Individual Applicant or Individual Members of a Partnership: Department of Water Resources

I, _____ of _____,
(name) (city).

County of _____, State of Idaho, being duly sworn, do hereby
certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

I, David B. Lincoln of Boise,
(name) (city).

County of Ada, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the United States Corporation, the registered
agent of Conversion Industries U.S.A. Inc. : that as such I am in charge of the registered office
(name of corporation)

of the said corporation as required by Section 30-1-12, Idaho Code, at Boise
(city)

Idaho, wherein are kept the corporate records required by Section 30-1-52, Idaho Code: and that Conversion
Industries U.S.A. Inc. is a corporation qualified to do business in the State of Idaho under the laws
(name of corporation)
of the State of Idaho.

B. Ownership of Facilities: (To be completed for hydropower projects only)

The hydropower facility to be developed pursuant to the attached Application for Permit:

- (check one)
- ☒ Will not utilize existing man-made irrigation facilities such as a dam or a canal.
 - ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and permission of the owner is documented in an affidavit attached hereto.
 - ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and the owner of the facilities is the signee of this affidavit.

David B. Lincoln
Applicant

State of Idaho Ida)
County of _____) ss.

On this 2nd day of November, 19 87, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Elsie A. Hyllenberg
Notary Public residing at Boise, ID

Commission Expires: 8/12/92

seal

My commission expires:

8/12/92 MAR 10 1988

RECEIVED

State of Idaho

Department of State.

CERTIFICATE OF CORPORATE STATUS OF

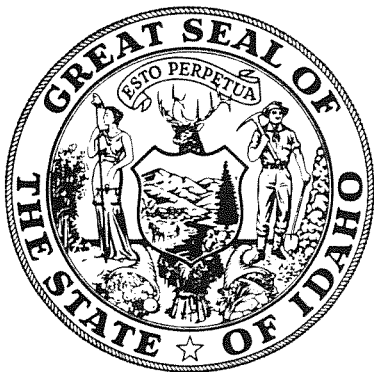
CONVERSION INDUSTRIES USA INC.

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that I am the custodian of the corporation records of this State.

I FURTHER CERTIFY That the records of this office show that the above-named corporation was incorporated under the laws of California and was issued a certificate of authority in Idaho on December 24, 1985.

I FURTHER CERTIFY That the corporation's authority to do business has not been forfeited.

Dated October 27, 1987



Pete T. Cenarrusa
SECRETARY OF STATE

by *Sandra M. Mauley*

RECORDED

MAR 10 1988

LEASE OF PERMIT



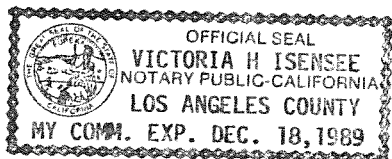
*Pursuant to a lease (of this permit as well as of the real property on which a hydroelectric facility (sold outright to lessee) is being leased to lessee) dated the date hereof for a term expiring on December 31, 2050, or until such earlier date as the lessee shall be dissolved.

CONVERSION INDUSTRIES USA INC.

By Scott M. Allen
Permit Holder

State of California)
) ss.
County of Los Angeles)

On this 2nd day of October 1986, before me, a notary public in and for said State, personally appeared Scott Miller, known to me or proved to me on the basis of satisfactory evidence to be the person who signed the foregoing, and who duly acknowledged to me that he executed the same on behalf of Conversion Industries USA Inc.



Victoria H. C. Benson
Notary Public

NONPROFIT MEDIA

**AFFIDAVIT FOR WATER RIGHTS TO BE USED
FOR POWER PURPOSES**

A. Establishment of Residency: (Complete either 1, or 2).

1. Individual Applicant or Individual Members of a Partnership:

I, _____ of _____,
(name) (city),

County of _____, State of Idaho, being duly sworn, do hereby
certify that I am a bona fide resident of the State of Idaho.

2. ~~Corporation~~ Limited Partnership:

I, David B. Lincoln of Boise,
(name) (city),

County of Ada, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the U.S. Corporation the registered agent
of Geobon II Associates Limited / Partnership
(name of corporation) that as such I am in charge of the registered office
/ Limited Partnership
of the said ~~corporation~~ as required by Section 30-1-12, Idaho Code, at Boise
(city)

Idaho, wherein are kept the corporate records required by Section 30-1-52, Idaho Code: and that Geobon II
Partnership / Limited Partnership
Associates Limited / is a ~~corporation~~ qualified to do business in the State of Idaho under the laws
(name of corporation)
of the State of Idaho.

B. Ownership of Facilities: (To be completed for hydropower projects only)

The hydropower facility to be developed pursuant to the attached Application for Permit:

- (check one)
- ☒ Will not utilize existing man-made irrigation facilities such as a dam or a canal.
- ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and permission of the owner is documented in an affidavit attached hereto.
- ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and the owner of the facilities is the signee of this affidavit.

David B. Lincoln
Applicant

State of Idaho)
County of Ada) ss.

On this 10th day of October, 19 86, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Caroline Vogel
Notary Public residing at Boise, Idaho

seal

My commission expires:

7/18/88

MICROFILMED

State of Idaho

Department of State.

C E R T I F I C A T E

GEOBON II ASSOCIATES LIMITED PARTNERSHIP

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that I am the custodian of the limited partnership records of this State.

I FURTHER CERTIFY That the records of this office show that GEOBON II ASSOCIATES LIMITED PARTNERSHIP, an Idaho limited partnership, filed a certificate of limited partnership in this office on the 2nd day of October, 1986, and that the certificate of limited partnership has not been canceled.

Dated: October 8, 1986



Pete T. Cenarrusa

SECRETARY OF STATE

By *Aiane Walker*

State of Idaho
Department of Water Resources

ASSIGNMENT OF PERMIT

I, Michael
George Arkoosh/Arkoosh, hereby assign to Conversion Industries USA, Inc.
of 255 South Marengo Avenue, Pasadena, California 91101
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 37-8251
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit
No. _____ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within
each 40 acre subdivision, the point of diversion and the amount of water in cubic
feet per second for direct diversion, or acre feet for storage)

Made this _____ day of _____, 19 _____.

George Arkoosh
Permit Holder

Michael Arkoosh
Permit Holder

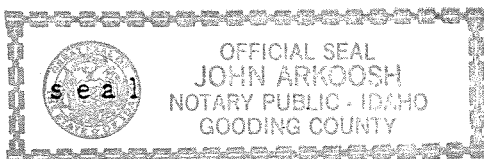
M. Arkoosh
Spouse of Permit Holder

Bonnie Arkoosh
Spouse of Permit Holder

State of Idaho)

County of Gooding) ss.

On this 29th day of JANUARY, 19 86, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.



My commission expires:

August 16, 1986

John Arkoosh
Notary Public residing at

Gooding Idaho

MICROFILMED

**AFFIDAVIT FOR WATER RIGHTS TO BE USED
FOR POWER PURPOSES**

A. Establishment of Residency: (Complete either 1, or 2).

1. Individual Applicant or Individual Members of a Partnership:

I, _____ of _____,
(name) (city),

County of _____, State of Idaho, being duly sworn, do hereby
certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

I, David B. Lincoln of Boise,
(name) (city),

County of Ada, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the U.S. Corporation the registered
agent of Conversion Industries USA, Inc.; that as such I am in charge of the registered office
(name of corporation)

of the said corporation as required by Section 30-1-12, **Idaho Code**, at Boise
(city)

Idaho, wherein are kept the corporate records required by Section 30-1-52, **Idaho Code**; and that Conversion
Industries USA, Inc. is a corporation qualified to do business in the State of Idaho under the laws
(name of corporation)
of the State of Idaho.

B. Ownership of Facilities: (To be completed for hydropower projects only)

The hydropower facility to be developed pursuant to the attached Application for Permit:

- (check one)
- ☒ Will **not** utilize existing man-made irrigation facilities such as a dam or a canal.
 - ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and permission of the owner is documented in an affidavit attached hereto.
 - ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and the owner of the facilities is the signee of this affidavit.

David B. Lincoln
Applicant

State of Idaho _____)
County of ada) ss.

On this 12th day of Feb, 1986, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Caroline Joyce
Notary Public residing at Boise, Ida.
My Com. Ex. 7/18/88

seal

My commission expires:

7/18/88

MICROFILMED

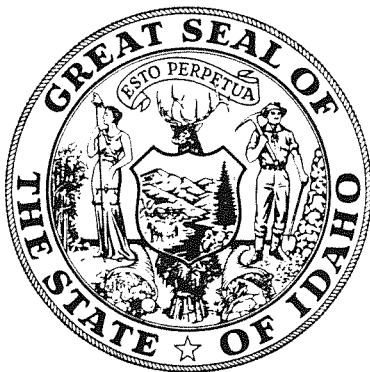
State of Idaho

Department of State.

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that I am the custodian of the corporation and limited partnership records of this State.

I FURTHER CERTIFY That the annexed is a full, true and complete transcript of Statement of Change of Registered Office or Registered Agent, or Both, of UNITED STATES CORPORATION COMPANY, received and filed in this office on the 20th day of November, 1984, as appears of record in this office as of this date.

Dated: December 6, 1985



Pete T. Cenarrusa

SECRETARY OF STATE

by: _____

Larry J. Clark

STATEMENT OF CHANGE OF REGISTERED OFFICE OR
REGISTERED AGENT, OR BOTH

To the Secretary of State of the State of Idaho:

Pursuant to the provisions of the Idaho Business Corporation Act, the undersigned corporation organized under the laws of the State of Idaho submits the following statement for the purpose of changing its registered office or its registered agent, or both, in the State of Idaho.

1. The name of the corporation is United States Corporation Company
2. The post office address of its present registered office is Bank of Idaho Building
700 W. Idaho Street,
Boise, Idaho 83702
3. The post office address to which its registered office is to be changed is 700 W. Idaho Street,
Boise, Idaho 83702
4. The name of its present registered agent is John S. Simko
5. The name of its successor registered agent is Kaye L. O'Riordan and/or David B. Lincoln
6. The address of the registered office and the business address of the registered agent are identical.
7. The foregoing change was authorized by resolution of the board of directors.

Dated November 7th, 19 84.

UNITED STATES CORPORATION COMPANY

By [Signature]

Its President

STATE OF New York)
) ss:
COUNTY OF NEW YORK)

I, Michela Coticchio, a notary public, do hereby certify that on this
7th day of November, 19 84, personally appeared
before me Garvin P. Kiernan, who being by me first duly sworn,
declared that he is the President of United States Corporation
Company,

that he signed the foregoing document as President of the corporation and
that the statements therein contained are true.

MICHELA COTICCHIO
Notary Public, State of New York
No. 30-4639132
Qualified in Nassau County
Certificate Filed in New York County
Commission Expires March 30, 1985

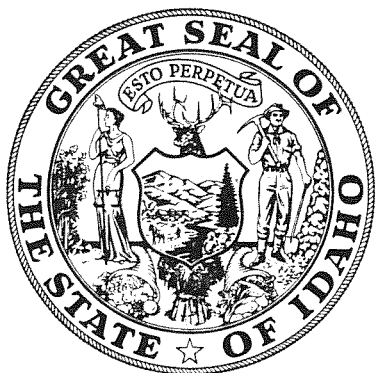
[Signature]
Notary Public

State of Idaho

Department of State.

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho,
do hereby certify that the annexed is a full, true and complete transcript of
the corporation annual report of UNITED STATES CORPORATION COMPANY
, received and filed in this office on
October 28, 1985.

Dated: December 6, 1985



Pete T. Cenarrusa

SECRETARY OF STATE

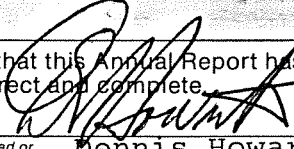
By: *Shirley J. Clark*

MICROFILMED

No. 061809 Return To Secretary of State Room 203, Statehouse Boise, ID 83720 RECEIVED SEC. OF STATE 85 OCT 20 1985	Corporation Annual Report Form Due No Later Than November 1, 1985 1. Mailing Address — Please Correct 061809 UNITED STATES CORPORATION COMPANY ~~DENNIS J. HOWARTH, JR.~~ 70 PINE STREET NEW YORK, NEW YORK 10005	Registered Agent and Office K. O'RIOURAN OR D. LINCOLL 1ST INTERSTATE BANK BLDG BOISE, IDAHO 83702 3. Incorporated Under The Laws OF STATE OF IDAHO
---	---	---

4. Names and Addresses of Officers and Directors	Name	Street or P.O. Address	City	State	Zip
President:	Garvin P. Kiernan	70 Pine St.	New York	NY	10270
Secretary:	Daniel S. Nuter	70 Pine ST.	New York	NY	10270
Directors:	Garvin P. Kiernan				
	Daniel S. Nuter				

UNITED STATES CORPORATION
~~DENNIS J. HOWARTH, JR.~~
 70 PINE STREET
 NEW YORK, NEW YORK
 10005

5. Nature of Business CORPORATE SERVICES FOR LAWYERS	6. I certify that this Annual Report has been examined by me and is to the best of my knowledge true, correct and complete. Signature  Name (Typed or Printed) Dennis Howarth Date 10/21/85 Title Asst. V. P.
--	--

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 37-8251

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant George F. Arkoosh &/or Michael A. Arkoosh Phone 934-5014
Post office address Rt. 1 - Box 204 Gooding, Idaho 83330
2. Source of water supply Little Wood River which is a tributary of Big Wood River
3. Location of point of diversion is NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec. 32 Township 5S Range 17E B.M. Lincoln County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 200.0 for Power purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 200.0 and/or (b) _____
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Diversion structure less than 10ft.
to remove water from the river, power canal approx. 1/2 mile, penstock 1/8 mile and 1/8
mile return canal
 - b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
5 years (*minimum 1 year*).

MICROFILMED

MICROFILMED

8. Description of proposed uses (if irrigation only, go to item 9):

- a. Hydropower; show total feet of head and proposed capacity in KW. 31' head - 430 KW
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

9. 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 the use (example: *D* for *Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5S	17E	29											P						

Total number of acres to be irrigated _____

10. Describe any other water rights used for the same purposes as described above. _____
37-8096

- 11. a. Who owns the property at the point of diversion? applicant
- b. Who owns the land to be irrigated or place of use? applicant
- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: _____

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Michael Quaal
(Applicant)

MICROFILMED

Proposed Priority 10/28/85

MICROFILMED *JS*

Received by *JS* Date 10-28-1985 Time 3:00 P.M. Preliminary check by *JS*

Fee \$ 1725⁰⁰ Received by *JS* # 36765 Date 10-28-1985

Publication prepared by *martha* Date 10/30/85 Published in *Lincoln Co. Journal*

Publication approved *martha* Date 12/2/85 *Stetson*
Post Register
Lewiston morning Tribune

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 37-8251, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before January 1, 19 91.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other: SEE ATTACHED SHEET FOR CONDITIONS d thru m.

Witness my hand this 7th day of January, 1986.

J. Glen Saxton
Chief, Operations Bureau

ATTACHMENT TO CONDITIONS OF APPROVAL

For Permit No. 37-8251

- d. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
- e. This permit is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this permit. Failure to comply with these provisions is cause for immediate cancellation of this permit.
- f. Water used under this permit if discharged into a natural channel shall meet Idaho Water Quality Standards.
- g. This permit does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
- h. Use of water under this permit shall be non-consumptive.
- i. A separate stream alteration permit from the IDWR is required for any activity in the stream channel other than construction and/or maintenance of the diversion structure. If your proposed construction or operation involves construction of an outfall or any other work in the stream channel other than a water diversion, you must contact the Department and obtain a Stream Channel Alteration permit prior to the start of construction.
- j. The water right acquired under this permit for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- k. The Director retains jurisdiction of this permit in order to limit the use of water for hydropower generation purposes to a specific term of years as required by Section 42-203B(7), Idaho Code.
- l. The issuance of this permit in no way grants any right-of-way or easement across the land of another.
- m. Use of water under this permit is subject to control by the watermaster of State Water District No. 37M, Little Wood River.

Witness my hand this 7th day of January, 1986.


Chief, Operations Bureau

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AFFIDAVIT FOR WATER RIGHTS TO BE USED
FOR POWER PURPOSES

A. Establishment of Residency: (Complete either 1, or 2).

1. Individual Applicant or Individual Members of a Partnership:

We,
Ex George Arkoosh and Michael Arkoosh of Gooding,
(name) (city)
county of Gooding, State of Idaho, being duly sworn, do
hereby certify that ~~Ex~~ we are a bona fide resident of the State of Idaho.

2. Corporation:

I, _____ of _____,
(name) (city)
County of _____, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the _____
_____ : that as such I am in charge of the registered
(name of corporation)
office of the said corporation as required by Section 30-1-12, Idaho Code, at
_____ Idaho, wherein are kept the corporate records required
(city)
by Section 30-1-52, Idaho Code: and that _____
(name of corporation)

is a corporation qualified to do business in the State of Idaho under the laws of
the State of Idaho.

B. Ownership of Facilities: (To be completed for hydropower projects only)

The hydropower facility to be developed pursuant to the attached Application for
Permit:

- ☒ Will not utilize existing man-made irrigation facilities such as a dam or a
canal.
- ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal,
and permission of the owner is documented in an affidavit attached hereto.
- ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal
and the owner of the facilities is the signee of this affidavit.

State of Idaho)
County of Gooding) ss.

George Arkoosh
Applicant

Michael Arkoosh
Applicant

On this 1st day of November, 19 85, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Lorita Weaver
Notary Public residing at Gooding

seal

My commission expires:

1/5/87

MICROFILMED

Proof of Publication

The Post-Register

State of Idaho, {
County of Bonneville { ss.

I, J. Robb Brady, first being duly sworn, depose and say: That I am the Principal Clerk of The Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, Idaho; said Post-Register being a consolidation of the Idaho Falls Times, established in the year 1890, The Idaho Register, established in the year 1880 and the Idaho Falls Post, established in 1903, such consolidation being made on the 1st day of November, 1931, and each of said newspapers having been published continuously and uninterruptedly, prior to consolidation, for more than seventy-eighty (78) weeks and said Post-Register having been published continuously and uninterruptedly from the date of such consolidation, up to and including the last publication of notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said Post-Register for two consecutive weeks, first publication having been made on the 14th day of November, 1985, last publication having been made on the 21st day of November, 1985, and that the said notice was published in the regular and entire issue of said paper on the respective dates of publication, and that such notice was published in the newspaper and not in a supplement.

Subscribed and sworn to before me, this 26th day of November, 1985.

Notary Public

My commission expires September 30, 1988.

B10, 1M,

RECEIVED

DEC 2 1985

Idaho Department of Water Resources
Southwest District Office

NOTICE OF APPLICATION
FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-8251
ARKOOSH, GEORGE F. &/or MICHAEL A.
RT. 1 BOX 204, GOODING, ID 83330
Source: LITTLE WOOD RIVER trib. to BIG WOOD RIVER
Diversion Pt: NENENE Sec 32 T 05S R 17E
Use: POWER (200.0 CFS)
Date Filed: 10/28/1985
In: SWSW Sec 29 T 05S R 17E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before DECEMBER 2, 1985.

A. KENNETH DUNN
Director

Published: November 14, 21, 1985

MICROFILMED

[Signature]

NOTICE OF APPLICATION OF WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-8251
 ARKOOSH, GEORGE F.
 &/or MICHAELA
 Rt. 1 Box 204, Gooding,
 ID 83330
 Source: LITTLE WOOD
 RIVER trib. to BIG
 WOOD RIVER
 Diversion Pt: NENENE
 Sec 32 T 05S R 17E
 Use: POWER (200.0 CFS)
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If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho, 83301 and received on or before DECEMBER 2, 1985.

A. KENNETH DUNN
 Director

PUBLISH: **Thursdays,**
 November 14, and 21,
 1985.

Affidavit of Publication

STATE OF IDAHO, } ss.
 COUNTY OF TWIN FALLS }

No 15691

I, Jenida Capps McShane being first duly sworn up-
 oath, depose and say that I am Print Clerk of the TIMES-NEWS,
 published daily, at Twin Falls, Idaho, and do solemnly swear that a copy of
 the notice of advertisement, as per clipping attached, was published in the regular and
 entire issue of said newspaper, and not in any supplement thereof, for two
 consecutive Weeks, commencing with the issue dated
November 14, 1985, and ending with the issue dated
November 21, 1985.

And I do further certify that said newspaper is a consolidation, effective February 16, 1942, of the Idaho Evening Times, published theretofore daily except Sunday, and the Twin Falls News, published theretofore daily except Monday, both of which newspapers prior to consolidation had been published under said names in said city and county continuously and uninterruptedly during a period of more than twelve consecutive months; and said TIMES-NEWS, since such consolidation, has been published as a daily newspaper except Saturday, until July 31, 1978, at which time said newspaper began daily publication under said name in said city and county continuously and uninterruptedly.
 And I further certify that pursuant to Section 60-108 Idaho Code, Thursday of each week has been designated as the day on which legal notice by law or by order of any court of competent jurisdiction within the state of Idaho, to be published weekly, will be published; and that at the head of the editorial column of said combined newspapers, and in each issue thereafter, Thursday is announced as the day on which said legal notices will be published.

Subscribed and sworn to before me on this 23 day of November, 1985.

Jenida Capps McShane
Notary Public in and for the County of Twin Falls, Idaho

Notary Public in and for the County of Twin Falls, Idaho
 State of Idaho, residing at Twin Falls, Idaho

MICROFILMED

dk
mup

PAID

NOV 29 1985

AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Lincoln } SS.

Cheri Miller, being first duly sworn, deposes and says that he is the printer (publisher) of the Lincoln County Journal, a newspaper published every week in Shoshone, Lincoln County, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 14 day of November, 1985, and the date of the last publication was on the 21 day of November, 1985.

Cheri Miller

Subscribed and sworn to before me this 21 day of November, 1985.
(SEAL)

Margaret Hagen
NOTARY PUBLIC

LINCOLN COUNTY JOURNAL Shoshone, Idaho COST OF PUBLICATION

Number of Lines in Notice

Number of Insertions

Lines tabular at 315c

24 Lines straight at 52c 12.48

24 Subsequent lines at 39c 9.36

TOTAL COST 21.84

COPY OF NOTICE

(Paste Here)

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-8251

ARKOOSH, GEORGE F. &/or MICHAEL A. RT. 1 BOX 204, GOODING, ID 83330

Source: LITTLE WOOD RIVER trib. to BIG WOOD RIVER

Diversion Pt: NENENE Sec 32 T 05S R 17E Use: POWER (200.0 CFS)

Date Filed: 10/28/1985

In: SWSW Sec 29 T 05S R 17E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before DECEMBER 2, 1985.

/s/ A. KENNETH DUNN
Director

PUB: 11-14, 21

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NOV 29 1985

He may Department of Water Resources
Southern District Office

PUBLICATION RATES

(Idaho Code, Rev. Statutes 1971)

7 pt. per line, straight	21c
7 pt. per line, tabular	315c
7 pt. per line, successive insertions	15c

MICROFILMED

Nº 2763

TRIBUNE PUBLISHING COMPANY, INC.
The Lewiston Morning Tribune
505 C St., P.O. Box 957
Lewiston, Idaho 83501
(208) 743-9411

**LEGAL ADVERTISING
INVOICE**

Date 112185 INVOICE No. 100061403
Account No. 42462
Description 61403NOTIC
Times 2 Lines 31
Tab Lines _____

SOLD TO: STATE OF IDAHO
DEPT. OF WATER RESOURCES1
041 BLUE LAKES BLVD. NO.
TWIN FALLS
ID 83301

\$ 27.13

NOTICE: This is an invoice of Purchase made by you. Statement will be rendered the first of the month.
Please Retain This Invoice as Your Statement Will Refer To Invoice by No. Only.

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO, ss.
County of Nez Perce

61403
**NOTICE OF APPLICATION
FOR WATER RIGHT**
The following application(s) is
(are) being advertised to allow all
parties affected by the addition of
the public interest criteria Sec. 42-
203C, Idaho Code the opportunity to
protest:

37-8251
ARKOOSH, GEORGE F. &/or MI-
CHAEL A.
Rt. 1 BOX 204, GOODING, ID
83330

Source: LITTLE WOOD RIVER
trib. to BIG WOOD RIVER
Diversion Point: NENENE Sec 32
T 05S R 17E

Use: POWER (200.00 CFS)
Date Filed: 10/28/1985
In: SWSW Sec 29 T 05S R 17 E

If issued, the permit(s) will be
subject to all prior water rights. Pro-
tests against the granting of any per-
mit must be filed with the Director
of the Idaho Department of Water
Resources, Southern Region, 1041
Blue Lakes Blvd. North, Twin Falls,
Idaho 83301 and received on or be-
fore December 2, 1985.

A. KENNETH DUNN
Director

S. L. Stone, being duly sworn,
deposes and says, I am the Legal Clerk
of the Tribune Publishing Company, a corporation organized and existing
under and by virtue of the laws of the State of Idaho, publishers of the
LEWISTON MORNING TRIBUNE, a newspaper of general circulation
published at Lewiston, Nez Perce County, Idaho; That the said Lewiston
Morning Tribune is an established paper and has been published regular-
ly and issued regularly at least once a day for more than 21 consecutive
years next immediately preceding the first publication of this notice, and
has been so published uninterrupted for said period; that the

NOTICE OF APPLICATION FOR WATER RIGHT
attached hereto and which is made a part of this affidavit was published in
the said Lewiston Morning Tribune, 2 time(s). Publication be-
ing on 111485, or once a
week for two consecutive weeks, the first
publication thereof being on the 111485, and the last pub-
lication thereof being on the 112185, and said
NOTICE OF APPLICATION FOR WATER RIGHT

was so published in the regular and entire issue of said newspaper and
not in a supplement thereof and was so published in every issue and
number of the said paper, during the period and times of publication as
set forth above.

S. L. Stone
SUBSCRIBED AND SWORN BEFORE ME THIS THE 21st
day of November 1985

Pauletta J. Appleton
Notary Public in and for the State of Idaho,
residing at Lewiston, therein.

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NOV 26 1985

Department of Water Resources
Southern District Office

WIDEN MEN

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

Laura Gay Barnes, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in The Idaho Statesman in conformity with Section 60-108, Idaho Code as amended, for Two (2) consecutive weekly insertions, beginning with the issue of

November 14, 1985, and ending with the issue of November 21, 1985.

Laura Gay Barnes

Subscribed and sworn to before me this 21st day of November, 1985.

Jeanne M Hawk

Notary Public for Idaho, Residing at Boise, Idaho.

**NOTICE OF APPLICATION
FOR WATER RIGHT**

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-8251

ARKOOSH, GEORGE F.
&/or MICHAEL A.
Rt. 1, Box 204, Gooding, ID 83330
Source: Little Wood River trib. to Big Wood River.
Diversion Pt: NENENE Sec. 32 T 05S R 17E
Use: Power (200.0 CFS)
Date Filled: 10/28/1985
In: SWSW Sec 29 T 05S R 17E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before DECEMBER 2, 1985.

A. KENNETH DUNN
Director

Nov. 14, 21, 1985

9571

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NOV 22 1985

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 37-8096
& 37-8251

Exam Date: 5/5/2003

1. Current Owner: NOTCH BUTTE HYDRO CO INC
1161 W RIVER ST STE 200 **
BOISE ID 83702
(208)338-2604 (Not in service)

**This address is not current
Correspondence should be sent to address below

2. Accompanied by: Dale L. Higbee
Phone No: (208) 734-0551
Address: CHI Energy Mountain States Operations, Inc.
2283 Wright Ave., Suite D
Twin Falls, ID 83301

Relationship to Permit Holder: CHI Energy Inc. is the parent or holding company for Notch Butte Hydro Co Inc and manages the operation of several hydro projects in which Notch Butte Hydro is one. Other projects mentioned by Mr. Higbee are: Dietrich Drop, Rock Creek II, Low-Line Rapids. Note that Mr. Higbee indicates that the Boise office has been closed so he should be sent the correspondence.

3. SOURCE

LITTLE WOOD RIVER

TRIBUTARY

MALAD RIVER

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 37-8096 and 37-8251 combined provide the rights to this facility
2. Other water rights with the same point of diversion: None

C. DIVERSION AND DELIVERY SYSTEM

1. LOCATION OF POINT(S) OF DIVERSION:

LITTLE WOOD RIVER NW1/4NE1/4NE1/4 Sec. 32, Twp 05S, Rge 17E, B.M.
LINCOLN County

Method of Determination: Garmin GPS set up with IDTM settings

PD coordinates: (462708 easting, 205883 northing) (Center of diversion dam bridge)

Head of Penstock coordinates: (462386 easting, 206074 northing) (North side of Penstock)

Power house coordinates: (462338 easting, 206094 northing) (NW corner of structure)

These points have been plotted on the attached map generated in arcview. The NAPP base photo for the map circa 1987 shows the facility.

2.

PLACE OF USE: POWER

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05S	17E	29	NE	NW	SW	SE	XX

PU determined by GPS and use of NAPP photo and Quad map

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JUL 28 2003

COPY

Method of Determination:

3. ☒ Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.

See attached copies of plans for Geo Bon II which is the name that this project was initially developed under. These plan sheets shows the construction of the power plant.

☐ Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.

See attached Map generated using Arcview.

☐ Aerial Photo Attached (required for irrigation of 10+ acres).

☒ Photo of Diversion and System Attached

See attached photos of major components of facility taken during the F.E.

4.

<u>Well or Diversion</u> <u>ID No.*</u>	<u>Motor Make</u>	<u>Hp</u>	<u>Motor Serial No.</u>	<u>Pump Make</u>	<u>Pump Serial No. or Discharge</u> <u>Size</u>
_____	_____	_____	_____	_____	_____

The point of diversion is numbered 72-KW by the watermaster of WD 37 & 37M. In 1993 the diversion was listed under the name of GEO BONN in the watermaster records but in 1996 records to the present it is listed under Notch Butte Hydro. The following information was taken from the name plate posted at the power plant:

Generator

E-M Electrical Machinery
Serial 184349011
KVA 1178
Volts 4160
Amps 163
RPM 327
Hertz 60
P.F. 0.9
Phase 3

Turbine

Voith
H = 9.266 m or 30.4 feet
Q = 12.948 m³/s ***
n = 327.27 /min
P = 1055 KW
Serial Nr. 17895
Year Built 1983

*** The design Q equates to 457.3 cfs

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JUL 28 2003

D. FLOW MEASUREMENTS

1.

<u>Measurement</u> <u>Equipment</u>	<u>Type</u>	<u>Make</u>	<u>Model No.</u>	<u>Serial No.</u>	<u>Size</u>	<u>Calib. Date</u>
--	-------------	-------------	------------------	-------------------	-------------	--------------------

No installed measuring device or equipment was used for direct measurement of the water flow. The power plant has meters which monitor the KW output of the facility. The watermaster utilizes a rating developed for the facility to utilize the power records (measured KW or KWhr output of the facility) to calculate amount of water diverted to the facility for purposes of charging for the watermaster services. The Little Wood River has a gauging station near Shoshone used by the watermaster a few miles upstream from the facility. This run of river power plant diverts all water in the river flowing through the gauge except for the bypass water required as part of the FERC license. (See schedule of required bypass amounts contained in the copy of a portion of letter to John Bloom from FERC dated around Oct 1995.)

2. Measurements: See above.

E. FLOW CALCULATIONS

Measured Method:

As referenced above the WM of District 37 keeps track of the water use at the power plant by analyzing the power records submitted to him from Idaho Power. He uses the conversions documented on the attached sheets. (He assumes 31.5 head and 82% plant efficiency) In July of 1993 it is calculated the average flow at the plant would be 416 cfs based on his methodology. For the 1996 high month of July the average flow at the plant would be 387 cfs. These calculations reflect the variable nature of the run of the river use and hint that at times the plant may be down. They do not reflect the instantaneous maximum flow rate. It appears that the maximum flow rate would be design Q of the turbine which is 457 cfs so that is what I recommend be licensed.

Note: I found notes in the field exam file which indicates someone from the department attempted to do a field exam in 1992 and gathered high KW daily numbers (7/19 ... 782.5 KW); (7/20 ... 782.9 KW); (7/21 ... 792.1 KW); (7/22 ... 816 KW) Using the WM conversion this would be 372 cfs for 7/22. Also contained in the file are other high daily KW values and for 8/16/1989 it was 1020 KW which would equate to 466 cfs. Also in the file is a reference table dated 2/1/1985 created by Ted Sorenson. The table lists the net head of 30.4 feet with turbine efficiency ranging from 84.7% to 90.9 % and generator efficiency of 95% which would yield an overall plant efficiency which would range from 80.5% to 86.4%

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1111 2 8 2003

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation: N/A
2. Volume Calculations for Other Uses: *See Narrative*

G. NARRATIVE/REMARKS/COMMENTS

This is a run of the river power plant with one turbine and generator. The attached photos document the facility. All flows except the required bypass flow that exists at this section of the river is run through the plant. The flows in the river vary during the year depending on: -Drainage Yield (snow pack &/or precipitation)

- Drainage Yield (snow pack &/or precipitation)
- Upstream delivery of water rights
- Transportation of water from Snake River through this reach of Little Wood for delivery to users downstream of site.

The power uses should be subordinate to other uses.

The power plant is operated by CHI Mountain States Operations, Inc. Dale Higbee is the local Manager with offices in Twin Falls as noted above.

Have conditions of permit approval been met? xx Yes No

H. RECOMMENDATIONS

1. Recommended Amounts

WR NO.	BENEFICIAL USE	PERIOD OF USE	DIVERSION RATE	ANNUAL VOLUME
37-8096	POWER	1/01 to 12/31	300.000 CFS	
37-8251	POWER	1/01 to 12/31	157.000 CFS	

Total Recommended Combined 457.0 cfs

2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above ___ None

xx Change P.U. as reflected above Add P.U. as reflected above Other

I. AUTHENTICATION

Field Examiner's Name John D. [Signature] Date 7/1/03

Reviewer _____ Date _____

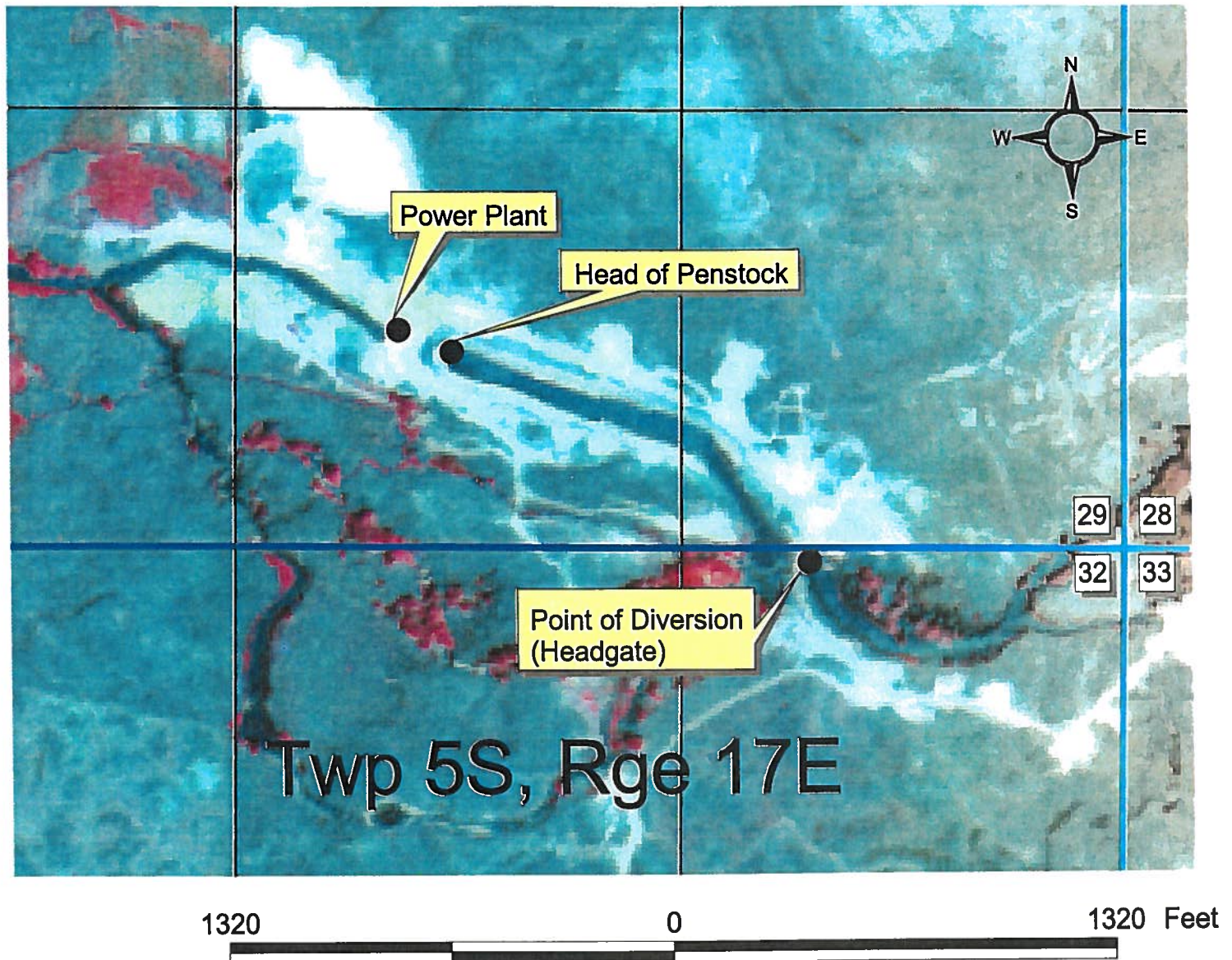
MICROFILMED

JUL 28 2003

IDAHO DEPARTMENT OF WATER RESOURCES

Field Examination Report

Permits 37-8096 & 37-8251



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 T05s17e.shp

MICROFILMED

JUL 28 2003

Permit No: 37-8096 & 37-8251
Page 5

PHOTOS:



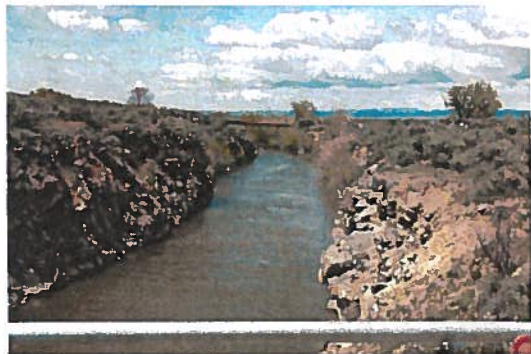
View of Generator in foreground with exposed portion of turbine in background with control equipment on deck above. Photo taken looking upstream from within power plant.



View taken from control deck looking downstream from within power plant.

MICROFILMED
JUL 28 2003

Permit No: 37-8096 & 37-8251
Page 6



Excavated channel below power plant leading back to Little Wood River. View looking downstream.



Emergency bypass pipe used whenever plant goes offline. This is reported to be a newer feature at facility to prevent interruption of flows in Little Wood River.

MICROFILMED
JUL 28 2003

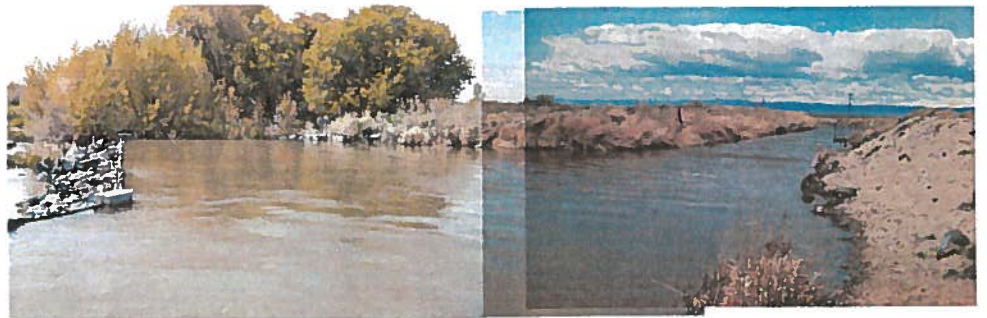


View of power plant from right bank. Head of penstock in background.



Head of penstock.

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JUL 28 2003



View of head of canal going to penstock.



Downstream view of diversion dam.

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JUL 28 2003



Upstream View of diversion.

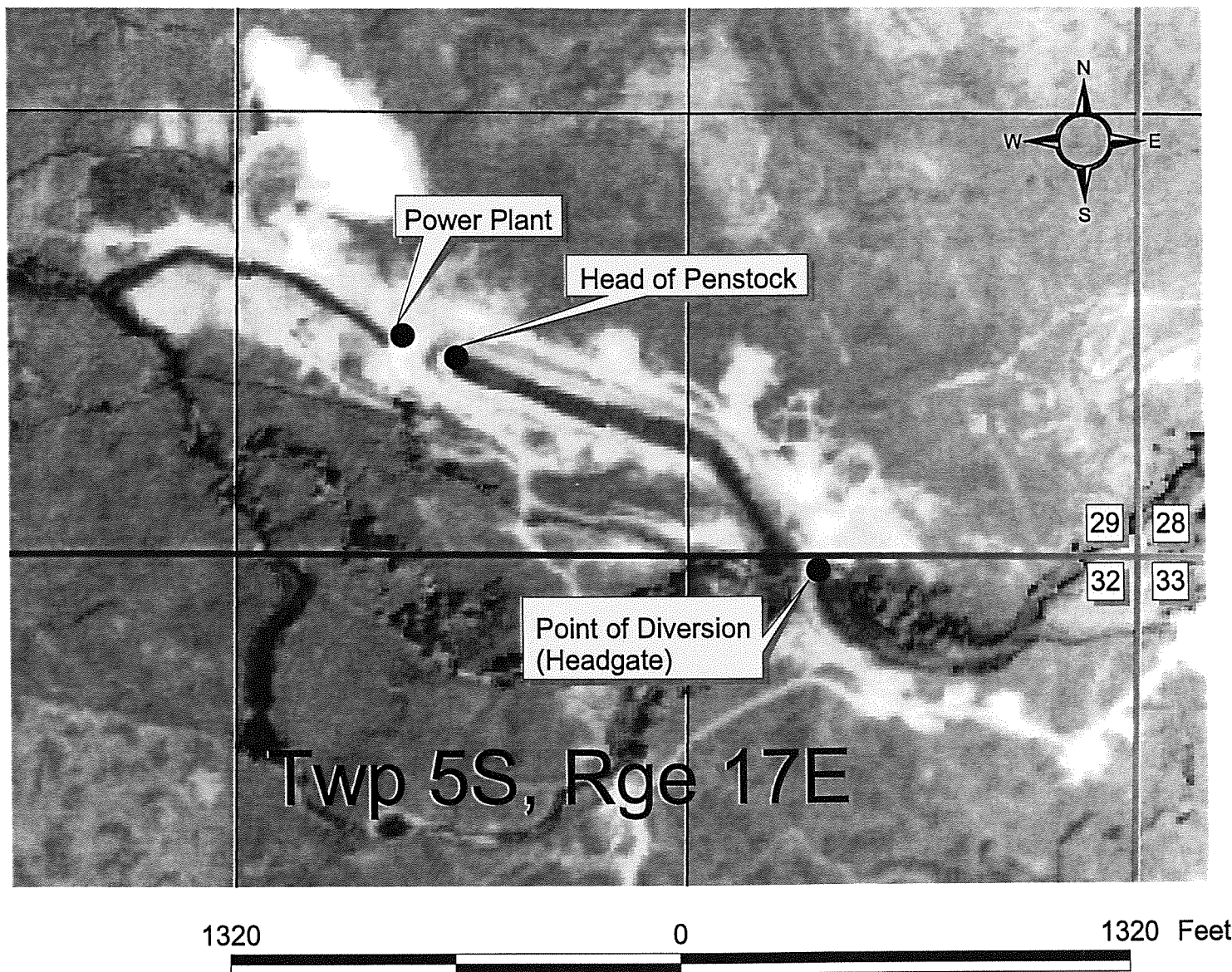
MICROFILMED

JUL 28 2003

IDAHO DEPARTMENT OF WATER RESOURCES

Field Examination Report

Permits 37-8096 & 37-8251



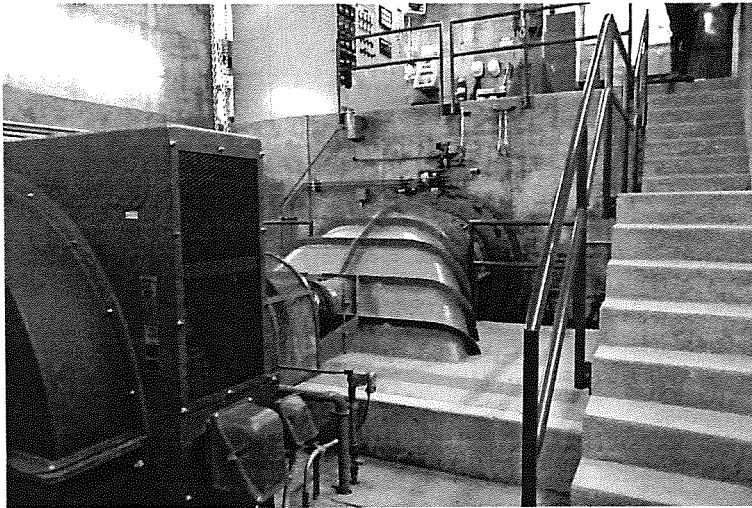
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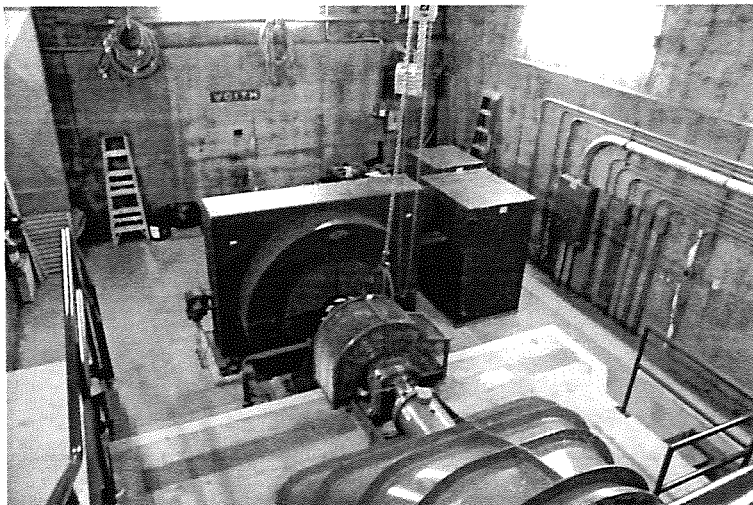
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PHOTOS:



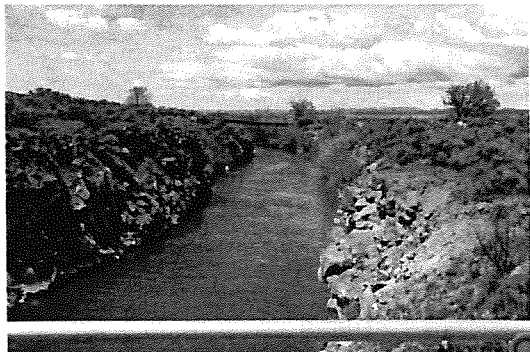
View of Generator in foreground with exposed portion of turbine in background with control equipment on deck above. Photo taken looking upstream from within power plant.



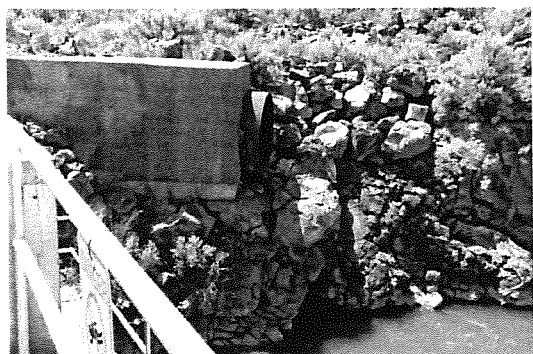
View taken from control deck looking downstream from within power plant.

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Excavated channel below power plant leading back to Little Wood River. View looking downstream.



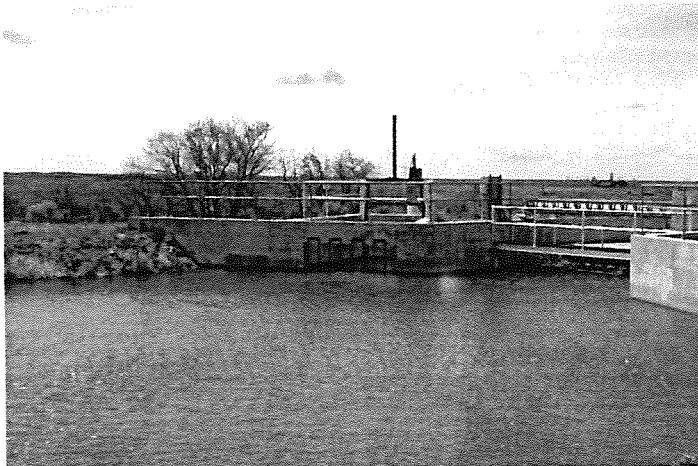
Emergency bypass pipe used whenever plant goes offline. This is reported to be a newer feature at facility to prevent interruption of flows in Little Wood River.

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View of power plant from right bank. Head of penstock in background.



Head of penstock.

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View of head of canal going to penstock.



Downstream view of diversion dam.

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Upstream View of diversion.

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Typical UD 37 records. This is typical

use record for the power plants administered by the Wm. Year 1996 is a relatively wet year. July is the high generating month.

Apr 1996

HYDRO KW TO CFS

OWNER	GROSS KW	24 HR	11.8	OWNER HEAD	HEAD	EFFEC PERCENT	24 HR CFS
Sho Rock Hydro	229680	9570.0	112926.0	30.0	3764.2	80.00%	4705.25
Notch Butte Hyd	439200	18300.0	215940.0	31.5	6855.2	82.00%	8360.05
Arkoosh Hydro	476200	19841.7	234131.7	31.5	7432.8	80.00%	9290.94
Koyle Hydro	628800	26200.0	309160.0	60.0	5152.7	80.00%	6440.83
Ravenscroft Hyd	457440	19060.0	224908.0	49.0	4590.0	80.00%	5737.45

May 1996

HYDRO KW TO CFS

OWNER	GROSS KW	24 HR	11.8	OWNER HEAD	HEAD	EFFEC PERCENT	24 HR CFS
Sho Rock Hydro	601600	25066.7	295786.7	30.0	9859.6	80.00%	12324.44
Notch Butte Hyd	524400	21850.0	257830.0	31.5	8185.1	82.00%	9981.80
Arkoosh Hydro	568000	23666.7	279266.7	31.5	8865.6	80.00%	11082.01
Koyle Hydro	726400	30266.7	357146.7	60.0	5952.4	80.00%	7440.56
Ravenscroft Hyd	468640	19526.7	230414.7	49.0	4702.3	80.00%	5877.93

June 1996

HYDRO KW TO CFS

OWNER	GROSS KW	24 HR	11.8	OWNER HEAD	HEAD	EFFEC PERCENT	24 HR CFS
Sho Rock Hydro	652360	27181.7	320743.7	30.0	10691.5	80.00%	13364.32
Notch Butte Hyd	584400	24350.0	287330.0	31.5	9121.6	82.00%	11123.89
Arkoosh Hydro	576000	24000.0	283200.0	31.5	8990.5	80.00%	11238.10
Koyle Hydro	664000	27666.7	326466.7	60.0	5441.1	80.00%	6801.39
Ravenscroft Hyd	421920	17580.0	207444.0	49.0	4233.6	80.00%	5291.94

July 1996

HYDRO KW TO CFS

OWNER	GROSS KW	24 HR	11.8	OWNER HEAD	HEAD	EFFEC PERCENT	24 HR CFS
Sho Rock Hydro	700680	29195.0	344501.0	30.0	11483.4	80.00%	14354.21
Notch Butte Hyd	630524	26271.8	310007.6	31.5	9841.5	82.00%	12001.84
Arkoosh Hydro	646000	26916.7	317616.7	31.5	10083.1	80.00%	12603.84
Koyle Hydro	638400	266000.0	*****	60.0	52313.3	80.00%	65391.6
Ravenscroft Hyd	271680	11320.0	133576.0	49.0	2726.0	80.00%	3407.55

Aug 1996

HYDRO KW TO CFS

OWNER	GROSS KW	24 HR	11.8	OWNER HEAD	HEAD	EFFEC PERCENT	24 HR CFS
Sho Rock Hydro	649840	27076.7	319504.7	30.0	10650.2	80.00%	13312.69
Notch Butte Hyd	628800	26200.0	309160.0	31.5	9814.6	82.00%	11969.03
Arkoosh Hydro	598400	24933.3	294213.3	31.5	9340.1	80.00%	11675.13
Koyle Hydro	608000	25333.3	298933.3	60.0	4982.2	80.00%	6227.78
Ravenscroft Hyd	307200	12800.0	151040.0	49.0	2622.4	80.00%	3227.55

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JUL 24 1996

Sept 1996

HYDRO KW TO CFS

OWNER	GROSS KW	24 HR	11.8	OWNER HEAD	HEAD	EFFEC PERCENT	24 HR CFS
Sho Rock Hydro	654320	27263.3	321707.3	30.0	10723.6	80.00%	13404.47
Notch Butte Hyd	564110	23504.6	277354.1	31.5	8804.9	82.00%	10737.67
Arkoosh Hydro	592600	24691.7	291361.7	31.5	9249.6	80.00%	11561.97
Koyle Hydro	691200	28800.0	339840.0	60.0	5664.0	80.00%	7080.00
Ravenscroft Hyd	462400	19266.7	227346.7	49.0	4639.7	80.00%	5799.66

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JUL 28 2003

WATER DISTRICT #37 & 37M

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CANAL NAME	CANAL NUMBER 72-KM			
OWNER GEO BONN	MITCH ARKOOSH/WESTERN HYDRO			
DATE	APRIL	MAY	JUNE	JULY
TOTAL	8566.00	11512.00	12038.00	12906.00
MEAN	286	371	401	416
A. F.	16960.68	22793.76	23835.24	25553.88
YEARLY C.F.S.	69280.00			
YEARLY ACRE FEET	137174.4			
TOTAL NO. OF DAYS	183			
YEARLY MEAN	379			

=====

1993

WATER DISTRICT #37 & 37-M

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CANAL NAME	CANAL NUMBER 73			
OWNER ERNEST BRYANT III	MEYERS			
DATE	APRIL	MAY	JUNE	JULY
TOTAL	8566.00	11512.00	12038.00	12906.00
MEAN	286	371	401	416
A. F.	16960.68	22793.76	23835.24	25553.88
YEARLY C.F.S.	69280.00			
YEARLY ACRE FEET	137174.4			
TOTAL NO. OF DAYS	183			
YEARLY MEAN	379			

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JUL 28 2003



CHI Energy, Inc.

Dale L. Higbee
Manager, Field Operations
CHI Mountain States
Operations, Inc.

2283 Wright Ave., Suite D
Twin Falls, ID 83301

(208) 734-0551
Fax (208) 734-0553
Pager (208) 737-8192
Cellular (208) 420-1010

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JUL 28 2003



JUN 26 2003

Department of Water Resources
Southern Region

CHI MOUNTAIN STATES OPERATIONS, INC.

FAX:

TO: Allen Merritt DATE: 6/26/03

COMPANY: Idaho Dept. of Water Resources PAGES: 10
(including this cover sheet)

PHONE: 736-3033 FOR REVIEW ☒

FAX: 736-3037 URGENT ☐

FROM: Dale Higbee PLEASE COMMENT ☐

SUBJECT: Information Requested on the GeoBan
(Notch Butte) hydro plant.

MESSAGE:

10/16/95

15:40

208 338 2698

CHI WESTERN OPS. --- CHI MT. ST. - TF 001/005

RECEIVED OCT 16 1995

OCT 10 1995

FEDERAL ENERGY REGULATORY COMMISSION

WASHINGTON, D. C. 20426

Project No. 7548-010--Idaho

Geo Bon II Project

Notch Butte Hydro Company, Inc.

CERTIFIED MAILRETURN RECEIPT REQUESTED

Mr. John Bloom
CHI Western Operations
1161 West River Street, Suite 200
Boise, ID 83702

Dear Mr. Bloom:

Thank you for your report, filed August 25, 1995, in response to our July 28, 1995 letter concerning your compliance with the terms and conditions of your exemption under article 2. Article 2 requires you to comply with any terms and conditions that federal or state fish and wildlife agencies have determined appropriate to prevent loss of or damage to fish and wildlife resources. The terms and conditions of your exemption were stipulated by the Idaho Department of Fish and Game (IDFG) and the U.S. Fish and Wildlife Service by letters dated December 21, 1983 and January 12, 1984, respectively. Subsequently, by letter dated October 9, 1986, the IDFG revised the minimum flows to:

October through March -	13 cubic feet per second (cfs)
April -	50 cfs
May -	60 cfs
June -	50 cfs
July through September -	40 cfs.

Background

We received a report that identified 16 days when the minimum flow requirement may not have been met. By letter dated July 28, 1995 we requested that you provide minimum flow gage data, power generation data and explanations for any under release events (or data discrepancies) for the identified days. The requested information was filed on August 25, 1995.

Discussion and Conclusions

The 16 days of possible minimum flow violations occurred over a five month period. The incidents are discussed below in 6 sections. Your description of each incident is stated followed by a discussion and our conclusions.

1) For the January 28-30, 1995 incidents, you stated that icing conditions caused the continuous float recorder not to work properly. You added that the operator used the newly installed staff gage and transducer to verify minimum flows. You stated

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July 13, 1984

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

27 FEB 1984, 039

Mr. George Arkooah) Project No. 7548-000

ORDER GRANTING EXEMPTION FROM LICENSING OF A
SMALL HYDROELECTRIC PROJECT OF 5 MW OR LESS
(Issued April 13, 1984)

The Applicant 1/ filed an application for exemption from all or part of Part 1 of the Federal Power Act (Act) pursuant to 18 C.F.R. Part 4 Subpart K (1980) implementing in part Section 408 of the Energy Security Act (ESA) of 1980 for a project as described in the attached public notice. 2/ 3/

Notice of the application was published in accordance with Section 408 of the ESA and the Commission's regulations and comments were requested from interested Federal and State agencies including the U.S. Fish and Wildlife Service and the State Fish and Wildlife Agency. All comments, protests and petitions to intervene that were filed have been considered. No agency has any objection relevant to issuance of this exemption.

Standard Article 2, included in this exemption, requires compliance with any terms and conditions that Federal or State fish and wildlife agencies have determined appropriate to prevent loss of, or damage to, fish and wildlife resources. The terms and conditions referred to in Article 2 are contained in any letters of comment by these agencies which have been forwarded to the Applicant in conjunction with this exemption.

1/ Mr. George Arkooah, Project No. 7548, (filed on August 22, 1983).

2/ Pub. Law 96-294, 94 Stat. 611. Section 408 of the ESA amends inter alia, Sections 405 and 408 of the Public Utility Regulatory Policies Act of 1978 (16 U.S.C. 552105 and 2708).

3/ Authority to act on this matter is delegated to the Deputy Director, Office of Electric Power Regulation, under 5375.308 of the Commission's regulations, 18 C.F.R. 5375.308 (1983). This order may be appealed to the Commission by any party within 30 days of its issuance pursuant to Rule 1903, 18 C.F.R. 385.1903, (1983). Filing an appeal and final Commission action on that appeal are prerequisites for filing an application for rehearing as provided in Section 3131 of the Act. Filing an appeal does not operate as a stay of the effective date of this order or of any other date specified in this order, except as specifically directed by the Commission.

DC-A-6

Should the Applicant contest any terms or conditions that were proposed by Federal or State agencies in their letters of comment as being outside the scope of Article 2, the Commission shall determine whether the disputed terms or conditions are outside the scope of Article 2.

Based on the terms and conditions required by Federal and State fish and wildlife agencies, the environmental information in the application for exemption, other public comments, and staff's independent analysis, issuance of this order is not a major Federal action significantly affecting the quality of the human environment.

It is ordered that:

(A) Geo-Bon #2 Hydropower Project No. 7548 as described and designated in Mr. George Arkooah's application filed on August 22, 1983 is exempted from all of the requirements of Part 1 of the Federal Power Act, including licensing, subject to the standard articles in 54.106 of the Commission's regulations attached hereto as Form E-2, 18 C.F.R. 54.106, 45 Fed. Reg. 76115 (November 18, 1980), and the following Special Articles.

Article 6. Any exempted small hydroelectric power project that utilizes a dam which is more than 33 feet in height above streambed, as defined in 18 CFR 12.31(c) of this chapter, impounds more than 2,000 acre-feet of water, or has a significant or high hazard potential, as defined in 33 CFR Part 222, is subject to the following provisions of 18 CFR Part 12:

- (i) Section 12.4(d)(1)(i) and (ii), (2)(i), (11)(A) and (B) (iv), and (v);
- (ii) Section 12.4(c);
- (iii) Section 12.5;
- (iv) Subpart C; and
- (v) Subpart D.

For the purposes of applying these provisions of 18 CFR Part 12, the exempted project is deemed to be a licensed project development and the owner of the exempted project is deemed to be a licensee.

Article 7. The construction, operation, and maintenance of the exempt project may be reviewed by the Commission and subjected to further requirements for consistency with the terms and conditions of the regional fish and wildlife program developed pursuant to the Pacific Northwest Electric Power Planning and Conservation Act.

Robert E. Cackowski
Robert E. Cackowski
Deputy Director, Office of
Electric Power Regulation

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JUL 28 2003

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Notice of Application Filed with the Commission
(November 4, 1983)

Take notice that the following hydroelectric application has been filed with the Federal Energy Regulatory Commission and is available for public inspection:

- a. Type of Application: Exemption (5 MW or less)
- b. Project No: 7500-000
- c. Date Filed: August 22, 1983
- d. Applicant: Mr. George Arnoosh
- e. Name of Project: Geo-Bun #2 Hydropower
- f. Location: On Little Wood River in Lincoln County, Idaho near the town of Shoshone
- g. Filed Pursuant to: Energy Security Act of 1980 (16 U.S.C. 167305 and 2105 as amended)
- h. Contact Person: Mr. Vermon Havenscroft, Consulting Associates, Inc., P.O. Box 893, Coald, Idaho 83701
- i. Comment Date: DEC 10 1983
- j. Description of Project: The proposed project would consist of: (1) a 4-foot-high diversion structure at elevation 3,872 feet; (2) a 7-foot-high, 1,956-foot-long canal; (3) headrace and spillways; (4) a 110-inch-diameter, 250-foot-long penstock; (5) a powerhouse containing three generating units with a rated capacity of 812 kw operating under a head of 38 feet; (6) an excavated 910-foot-long tailrace; and (7) a 36.4-kv transmission line tying into an existing Idaho Power Company line. The estimated average annual energy output would be 4,156,968 kwh.
- k. Purpose of Exemption - An exemption, if issued, give the licensee priority of control, development, and operation of the project under the terms of the exemption from licensing, and protects the Exemption from permit or license applicants that would seek to take or develop the project.
- l. Purpose of Project: Project power will be sold to Idaho Power Company.
- m. This notice also consists of the following standard paragraphs: A1, A9, B, C and D3a

EC-4-20

- A1. Exemption for Small Hydroelectric Power Project under New Capacity -- Any qualified licensee or conduit exemption applicant desiring to file a competing application must submit to the Commission, on or before the specified comment date for the particular application, either a competing license or conduit exemption application that proposes to develop at least 1.5 megawatts in that project, or a notice of intent to file such an application. Any qualified small hydroelectric exemption applicant desiring to file a competing application must submit to the Commission, on or before the specified comment date for the particular application, either a competing small hydroelectric exemption application or a competing small hydroelectric exemption application of a timely notice of intent allows an interested person to file the competing license, conduit exemption, or small hydroelectric exemption application no later than 120 days after the specified comment date for the particular application. Applications for preliminary permit will not be accepted in response to this notice.
- A9. Notice of Intent -- A notice of intent must specify the exact name, business address, and telephone number of the prospective applicant, include an unequivocal statement of intent to submit, if such an application may be filed, either (1) a preliminary permit application or (2) a license, small hydroelectric exemption, or conduit exemption application, and be served on the applicant(s) named in this public notice.
- B. Comments, Protests, or Motions to Intervene -- Anyone may submit comments, a protest, or a motion to intervene in accordance with the requirements of the Rules of Practice and Procedure, 16 C.F.R. §§188.319, .311, .314. In determining and proceeding, the Commission will consider all the appropriate action to take, but only those who file a protest or other comments filed, but only those who file a motion to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or motions to intervene must be received on or before the specified comment date for the particular application.
- C. Filing and Service of Responsive Documents -- Any filings must be in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST" or "MOTION TO INTERVENE", as applicable, and the project number of the particular application to which the filing is in response. Any of the above named documents must be filed by providing the original and the number of copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 835 North Capitol Street, N.E., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Deputy Director, Project Management, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 201 BE at the above address. A copy of any notice of intent, competing application or motion to intervene must also be served upon each representative of the Applicant specified in the particular application.

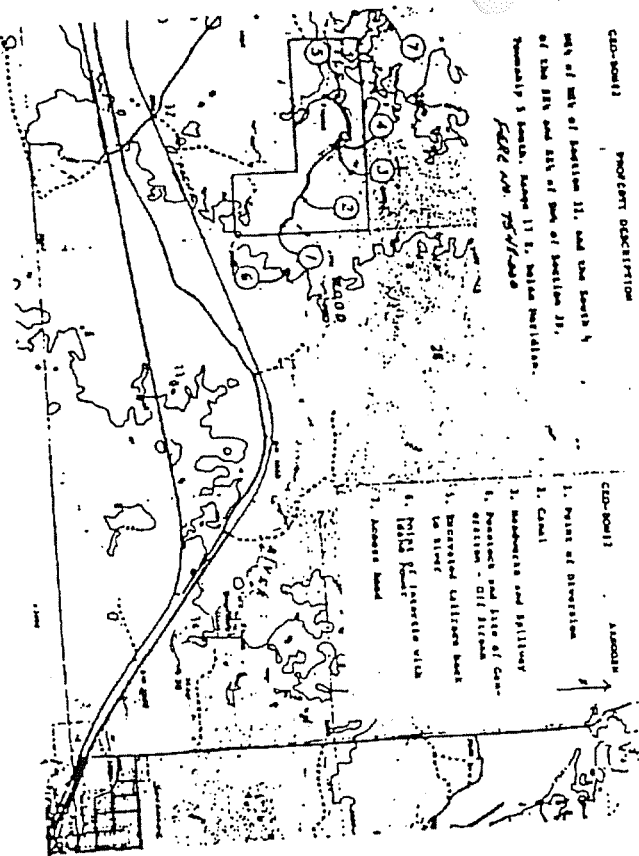
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93a.

Agency Comments - The U.S. Fish and Wildlife Service, the National Marine Fisheries Service, and the State Fish and Game Agency (if any) are requested, for the purposes of this notice, to file within 60 days from the date of issuance of this notice appropriate terms and conditions to protect any fish and wildlife resources or to otherwise carry out the provisions of the Fish and Wildlife Coordination Act. General comments concerning the project and its resources are requested; however, specific terms and conditions to be included in the agency letter. If an agency does not file terms and conditions within this time period, that agency will be presumed to have no substantive comments. The other federal, state, and local agencies are requested to provide any comments they may have in accordance with their duties and responsibilities. Comments should be submitted to the Commission on or before the date of the granting of an exemption. If an agency does not file comments within 60 days from the date of issuance of this notice, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representative.

Kenneth F. Plumb
Secretary



-1-
Attachment
1-2 form

§ 4.106 Standard terms and conditions of exemption from licensing.

Any exemption from licensing granted under this subpart for a small hydroelectric power project is subject to the following standard terms and conditions:

(a) **Article 1.** The Commission reserves the right to conduct investigations under sections 4(g), 306, 307, and 311 of the Federal Power Act with respect to any acts, complaints, facts, conditions, practices, or other matters related to the construction, operation, or maintenance of the exempt project. If any term or condition of the exemption is violated, the Commission may revoke the exemption, issue a suitable order under section 4(g) of the Federal Power Act, or take appropriate action for enforcement, forfeiture, or penalties under part III of the Federal Power Act.

(b) **Article 2.** The construction, operation, and maintenance of the exempt project must comply with any terms and conditions that any federal or state fish and wildlife agencies have determined are appropriate to prevent loss of, or damage to, fish or wildlife resources or otherwise to carry out the purposes of the Fish and Wildlife Coordination Act, as specified in Exhibit X of the application for exemption from licensing or in the comments submitted in response to the notice of the exemption application.

(c) **Article 3.** The Commission may accept a license application by any qualified license applicant and revoke this exemption if actual construction or development of any proposed generating facilities has not begun within 18 months, or been completed within four years, from the date on which this exemption was granted. If an exemption is revoked, the Commission will not accept a subsequent application within two years of the revocation.

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(d) Article 4. This exemption is subject to the navigation easements of the United States if the project is located on navigable waters of the United States.

(e) Article 5. This exemption does not confer any right to use or occupy any Federal lands that may be necessary for the development or operation of the project. Any right to use or occupy any Federal lands for those purposes must be obtained from the administering Federal land agencies. The Commission may accept a license application by any qualified license applicant and revoke this exemption, if any necessary right to use or occupy Federal lands for those purposes has not been obtained within one year from the date on which this exemption was granted.

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JUL 28 2003

GEOBON II HYDROELECTRIC FACILITY PHASE II

POWERHOUSE

SHEET INDEX

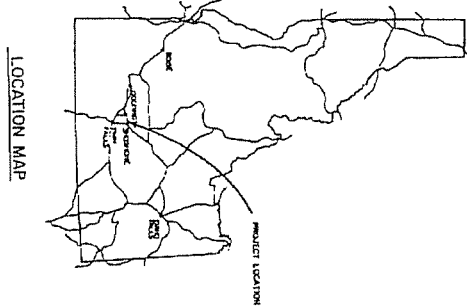
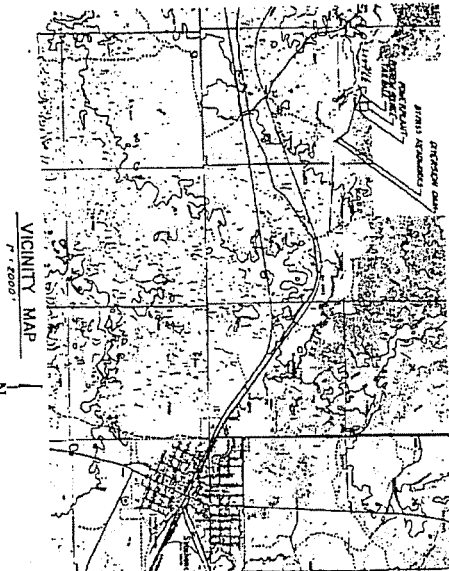
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| 70. SLICE 3 CONCRETE | 88. ROOF SYSTEM |
| 71. SLICE 3 CONCRETE | 89. ROOF SYSTEM |
| 72. SLICE 3 CONCRETE | 90. ROOF SYSTEM |
| 73. SLICE 3 CONCRETE | 91. ROOF SYSTEM |
| 74. SLICE 3 CONCRETE | 92. ROOF SYSTEM |
| 75. SLICE 3 CONCRETE | 93. ROOF SYSTEM |
| 76. SLICE 3 CONCRETE | 94. ROOF SYSTEM |
| 77. SLICE 3 CONCRETE | 95. ROOF SYSTEM |
| 78. SLICE 3 CONCRETE | 96. ROOF SYSTEM |
| 79. SLICE 3 CONCRETE | 97. ROOF SYSTEM |
| 80. SLICE 3 CONCRETE | 98. ROOF SYSTEM |
| 81. SLICE 3 CONCRETE | 99. ROOF SYSTEM |
| 82. SLICE 3 CONCRETE | 100. ROOF SYSTEM |

Signature
10/1/03

SORENSEN ENGINEERING P.A.
CONSULTING ENGINEERS
550 LINDEN IDAHO FALLS, IDAHO 208 522-9069
RECORD DRAWING

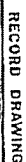
D-85-1328

Scale 5' = 100'



MICROMILL

JUL 28 2003



~~JUL 28 2003~~

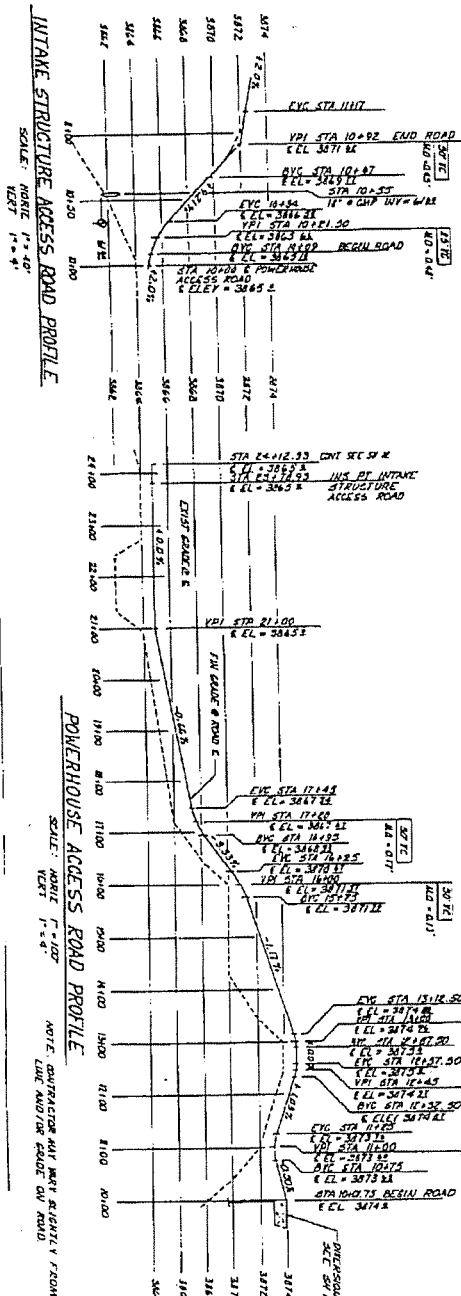
P. S. L.
1945

HYDRAULIC PROFILE

DATE	JUN 15 85	TIME	REVISIONS
DESIGN		6:22 PM	
FILE		G	12-20-2000 Amended - 11
CHECKED			
APPROVED			

INTAKE STRUCTURE ACCESS ROAD PROFILE

SCALE: HORIZ. 1"=40'
VERT. 1"=4'



POWERHOUSE ACCESS ROAD PROFILE

SCALE: HORIZ. 1"=40'
VERT. 1"=4'

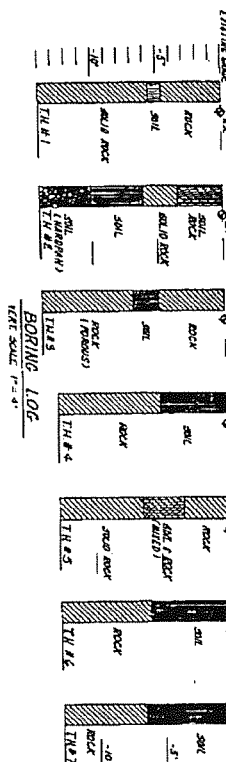
NOTE: ELEVATIONS ARE MEAN SEA LEVEL ELEVATION

CURVE DATA

STATION	ELEVATION	NOTE
3474	1100	START OF CURVE
3475	1105	END OF CURVE
3476	1110	START OF CURVE
3477	1115	END OF CURVE
3478	1120	START OF CURVE
3479	1125	END OF CURVE
3480	1130	START OF CURVE
3481	1135	END OF CURVE
3482	1140	START OF CURVE
3483	1145	END OF CURVE
3484	1150	START OF CURVE

RECORD DRAWING

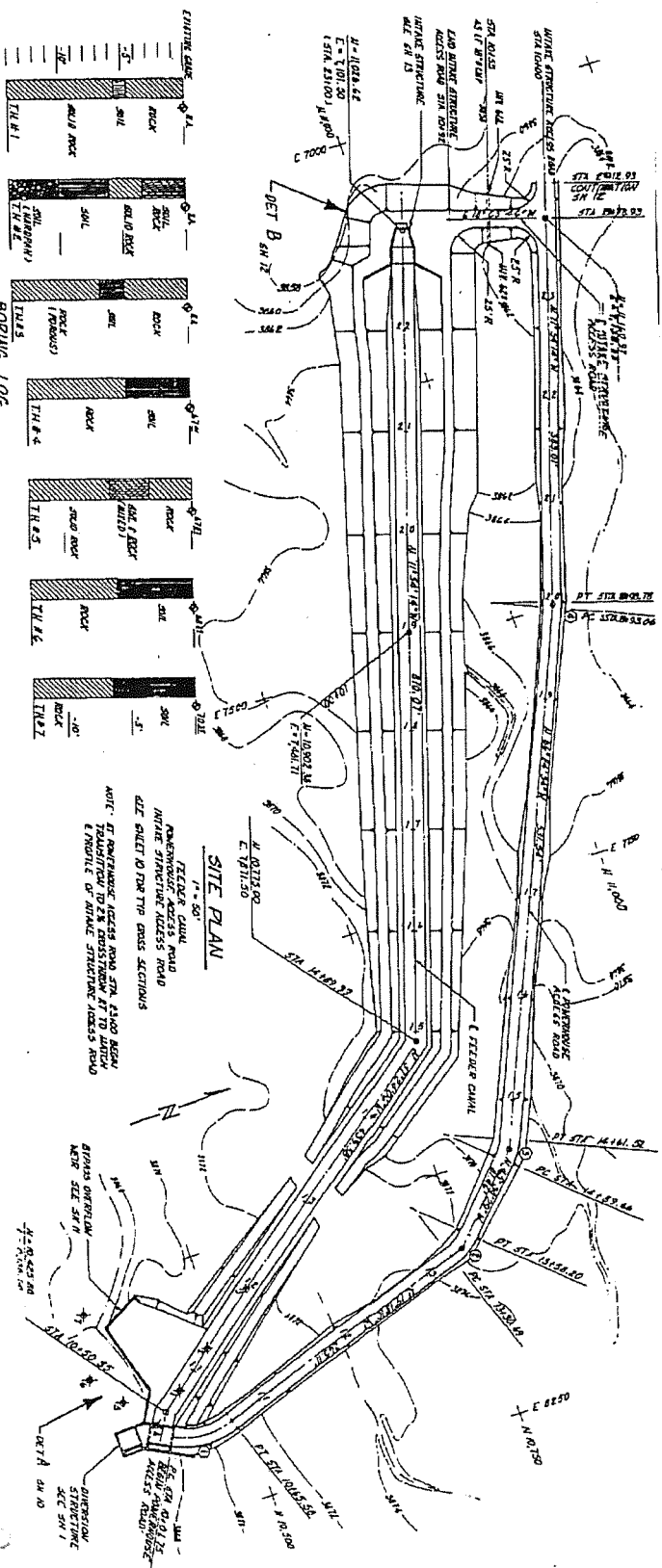
8



BORING LOG

SCALE: HORIZ. 1"=40'
VERT. 1"=4'

SITE PLAN



MICROFILMED

JUL 28 2003

SOERSON ENGINEERING P.A.
CONSULTING ENGINEERS
1000 P.O. BOX 1000

GEOBON II
FEEDER CANAL
POWERHOUSE ACCESS ROAD

DATE	REVISION
10/10/00	1.0
10/10/00	2.0
10/10/00	3.0
10/10/00	4.0
10/10/00	5.0
10/10/00	6.0
10/10/00	7.0
10/10/00	8.0
10/10/00	9.0
10/10/00	10.0



SCALE AS SHOWN	SORENSEN ENGINEERING P.A. CONSULTING ENGINEERS BAND FALLS, MICH	<i>[Signature]</i> VURT	GEOBON II TAILRACE	DATE DEC. 1986 DRAWN MLF CHECKED BANDER & J. MC APPROVED	REVISED BY A CAP DATE B BAND CHERRY C BAND SHERIDAN
PROJECT D-84-132					
SHEET 9					

Typical WDJ7 evaluation of power vs. water use. * Note this sets out the method but the head is for Ravenscroft Hydro & not Lake Butte.

I feel that using 49 feet as the normal head available for the turbines is a reasonable number for calculating flow through the turbines, unless it is shown that this is incorrect.

In the past, 31.5 feet of head, KW output, and 80% efficiency has been used to calculate what flow the system has been using. To correct the calculations for 1988, 1989, and 1990, .684 should be multiplied by the old calculated flow rate which is incorrect, and for calculations in the future 49 feet should be used.

* An example calculation to correct numbers for 1988, 89 and 90:

Old total 24 hr/cfs x .684 = correct 24 hr/cfs

Using 1990's 24 hr/cfs figure of 37,285

Corrected 1990 24 hr/cfs = $37,285 \times .684 = 25,502$

* An example for calculations in the future:

Output (KW) x 11.8 ÷ head (feet) ÷ efficiency = flow (cfs)

Using 558 KW,

$558 \text{ KW} \times 11.8 \div 49 \text{ feet} \div .80 = 179 \text{ cfs}$ 168

Another thing to consider in the future would be, instead of having the ditch rider go to the hydro plant and read the KW output each day, have an arrangement with Mr. Ravenscroft for Idaho Power to send a monthly or yearly summary of gross KWH's produced. Then, the calculation to calculate 24 hr/cfs would be as follows:

$\text{KWH production for month} \div 24 \text{ hr} \times 11.8 \div \text{head} \div \text{efficiency}$
= total 24 hr/cfs for month

NOTE: if basing calculations on a yearly summary, use KWH production for total season

An example calculation for the 1989 season follows:

From Idaho Power 1989 records (attached)

September	423,840 KWH
August	306,080 KWH
July	99,840 KWH
June	130,240 KWH
May	373,600 KWH
April	352,320 KWH
Total	= 1,685,920 KWH

MICROFILMED
JUL 28 2003



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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 6, 2003

VIA FAX

CHI Energy Inc
Attn: Dale Higbee
2283 Wright Ave, Suite D
Twin Falls, ID 83301

RE: Permits 37-8096 and 37-8251 in the name of Notch Butte Hydro Co Inc

Dear Mr. Higbee:

Thank you for meeting with me yesterday and giving me a tour of the Notch Butte Hydro facility. My inspection will allow for the completion of the required field examination report which will result in issuance of the water right licenses for the above referenced permits.

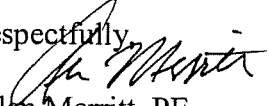
To facilitate the licensing process I request that you provide copies of sheets D84-1327 8 and 9 as well as D85-1328 1 and 2 of the as built plans. Additionally I request you provide a copy of the FERC license with conditions of approval which outline the required bypass flows and any rating charge for the bypass weir or orifice.

I was able to meet with the watermaster of district 37M after my field visit yesterday and his records indicate that your most recent highest water use appears to be during July of 1993. As I understand from the watermaster he calculates your water use based on a rating of the generator and monthly KWH production records he obtains from Idaho Power Co. For the period of July 1993 the monthly average cfs calculate to be 410 cfs. The nameplate rating of the turbine was found to be 12.948 cubic meters per second equivalent to 457 cfs. Please provide copies of the bypass data for this time period so that I might further analyze your diversion capacity. One question I did not ask: Is there any significant amount of water diverted for cooling purposes in the generator or turbine not directly associated with the power output? If so please quantify.

If you have questions regarding the licensing process please let me know. If I have additional questions as I work through this process I'll give you a call.

Thanks again.

Respectfully,


Allen Merritt, PE
Southern Region Manager

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JUL 28 2003

7/22/92

816 KW - digital meter

7/21	792.08
7/20	782.92
7/19	782.5

Old
Notes

Author Unknown

MICROFILMED

JUL 28 2003

ARKOOSHES - Power Plant

Serial # 184349011
KVA 1178
Volts. 4160
Amps 163
RPM 327 P.F. .9
Hertz 60 Ph- 3

ser Fac. 1.0

Wall Plate. Voith

H = 9,266 m Q = 12,948 m³/s
n = 327,27 1/min. P = 1055 KW

Serial# - Nr. 17895

Baujahr. Year Built 1985

J.M. Voith GmbH D-7920 Heidenheim

Made in Germany

Reading	7. Highest	24 Hr./Av
1990 -	8/24	936.67
1989 -	8/24	937.92
~~1989 -~~	~~7/27~~	~~912.92~~
1988	8/01	916.67
1987	7/23	988.75
1986	11/15	835.13

- Meter Reading
4/11/90 - 1010
7/6/90 - 1000
8/1689 1020

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JUL 28 2003

GEO BON II

ENERGY & REVENUE ANALYSIS

Net Head = 30.4 feet

Ted S. Sorenson, P.E.

2/1/85

1986 Inservice
Rates:Summer/Winter Power Rate 84.7
Spring/Fall Power Rate 56.5

Month	Flow ¹ (cfs)	Minimum Flow (cfs)	Net Flow	Efficiency ² Turbine X Generator	KW	KW-HR x 10 ²
O	56.1	13	43.1	0	0	0
N	103.1	13	90.1	(.847)(.95)	186.54	134.3
D	133.4	13	120.4	(.878)(.95)	258.40	192.2
J	122.7	13	109.7	(.861)(.95)	230.90	171.8
F	145.6	13	132.6	(.887)(.95)	287.50	193.2
M	159.6	13	146.6	(.895)(.95)	320.70	238.6
A	300.0	50	250.0	(.906)(.95)	553.60	405.2
M	518.2	60	458.2	(.909)(.95)	1018.00	745.2
J	542.8	50	481.0	(.902)(.95)	1060.00	775.9
J	511.9	40	471.9	(.902)(.95)	1040.40	761.6
A	501.8	40	461.8	(.906)(.95)	1022.70	748.6
S	449.9	40	409.8	(.904)(.95)	905.50	662.8
Total						5,029.4
Total with Friction Allowances						4,993.3
Total with 5% Down Time						4,743.6

Canal
Flow
Ave.
1960-84usable
Flows¹October thru March USGS Data
March thru October Canal Company Records 1960 thru 1984²Supplied by Voith

R

FEB 22

MICROFILMED

JUL 28 2003

2. Data Sheet

1 Kaplan S-turbine with horizontal shaft
size 14.0 AR
Turbine No. 17895

2.1 Design Data2.1.1 Nominal data

Head	H	=	9.266 m
Discharge	Q	=	12.948 m ³ /s
Output	P	=	1055 kW
Speed	n	=	327.27 rpm
Runaway speed	n _d	=	895 rpm

2.1.2 Maximum values

Head	H	=	9.443 m
Power	P	=	1175 kW

Direction of rotation:

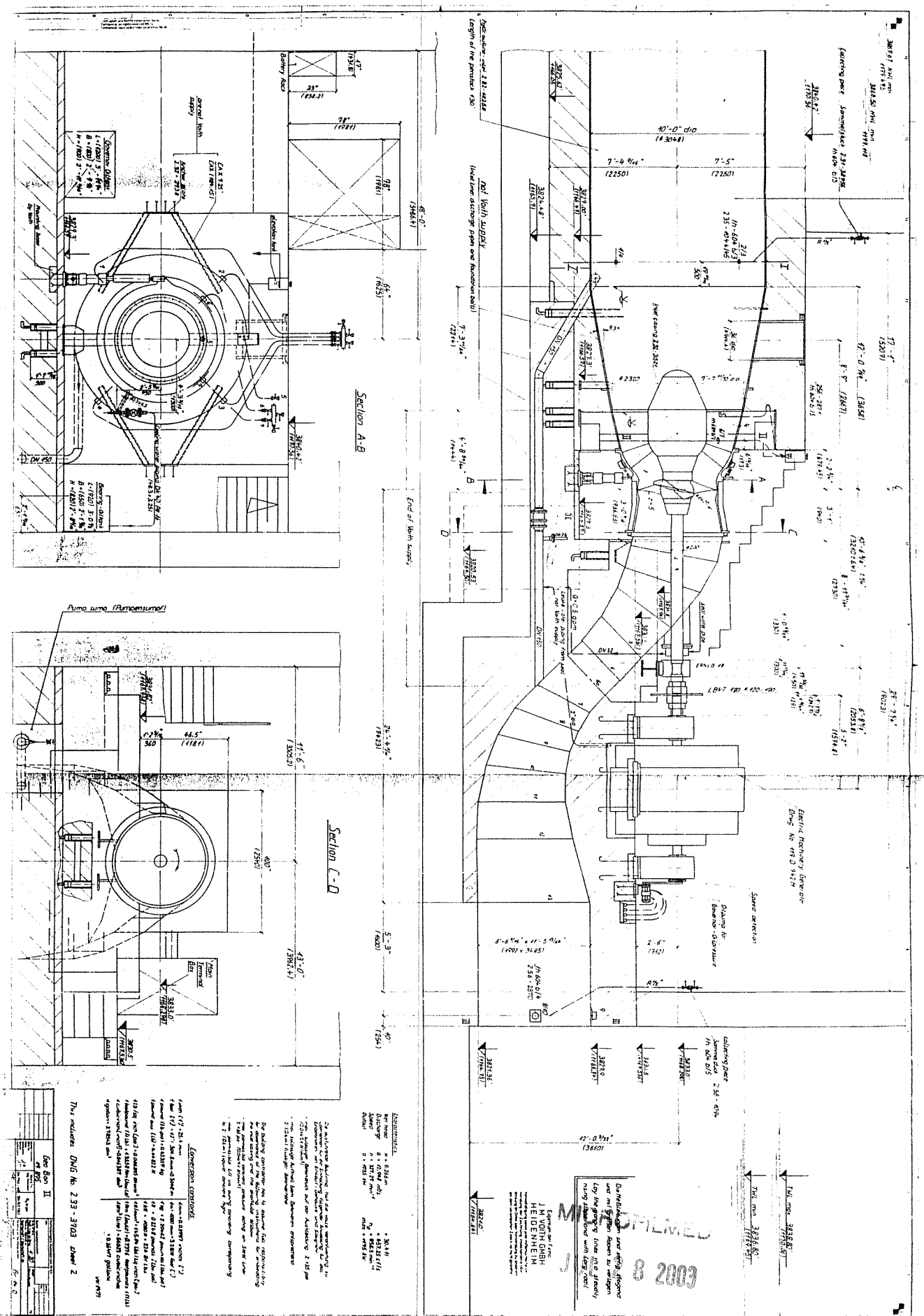
Clockwise when viewed from
the intake to the draft tube

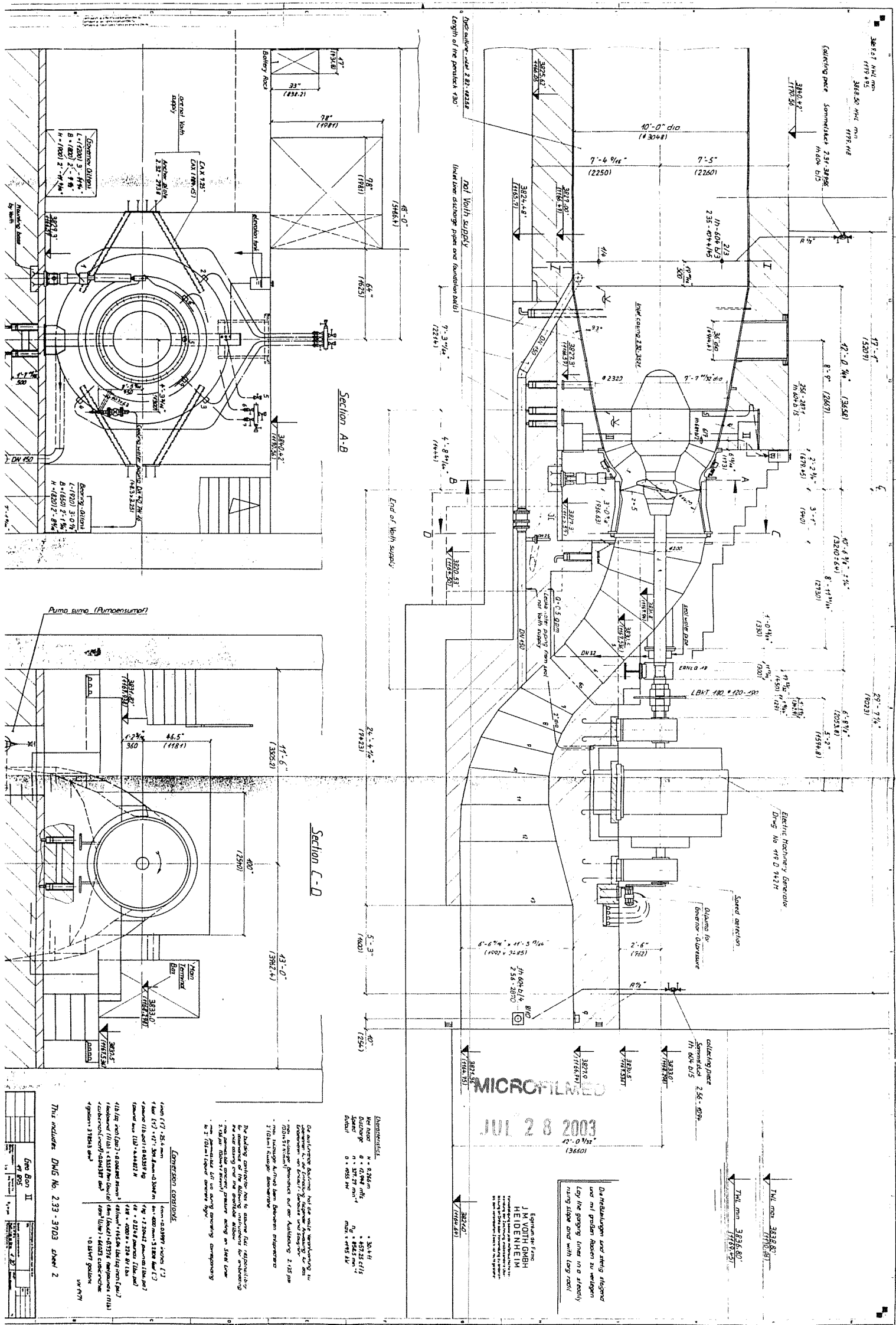
Axial thrust	F	=	125 kN
Counterthrust	F	=	150 kN
Critical bending speed	n _{Kr}	=	1080.7 rpm 1.21 nd

2.2 Altitude Levels

Elevation centreline runner	=	3833.0'
Headwater normal water level	=	3869.67'
Maximum tailwater level	=	3838.80'
Minimum tailwater level	=	3836.80'

#(chs) B.F. C.F.
11.8
554.55





DIMENSIONS	
1. Overall length	117'-0" (35664)
2. Overall width	48'-0" (14633)
3. Overall height	71'-6" (21821)
4. Overall weight	117,000 lbs (53,000 kg)
5. Overall volume	117,000 cu ft (3,300 cu m)
6. Overall area	117,000 sq ft (10,800 sq m)
7. Overall perimeter	117,000 ft (3,300 m)
8. Overall surface area	117,000 sq ft (10,800 sq m)
9. Overall volume	117,000 cu ft (3,300 cu m)
10. Overall area	117,000 sq ft (10,800 sq m)
11. Overall perimeter	117,000 ft (3,300 m)
12. Overall surface area	117,000 sq ft (10,800 sq m)
13. Overall volume	117,000 cu ft (3,300 cu m)
14. Overall area	117,000 sq ft (10,800 sq m)
15. Overall perimeter	117,000 ft (3,300 m)
16. Overall surface area	117,000 sq ft (10,800 sq m)
17. Overall volume	117,000 cu ft (3,300 cu m)
18. Overall area	117,000 sq ft (10,800 sq m)
19. Overall perimeter	117,000 ft (3,300 m)
20. Overall surface area	117,000 sq ft (10,800 sq m)

MATERIALS	
1. Steel	117,000 lbs (53,000 kg)
2. Cast iron	117,000 lbs (53,000 kg)
3. Aluminum	117,000 lbs (53,000 kg)
4. Copper	117,000 lbs (53,000 kg)
5. Brass	117,000 lbs (53,000 kg)
6. Bronze	117,000 lbs (53,000 kg)
7. Nickel	117,000 lbs (53,000 kg)
8. Titanium	117,000 lbs (53,000 kg)
9. Inconel	117,000 lbs (53,000 kg)
10. Hastelloy	117,000 lbs (53,000 kg)
11. Monel	117,000 lbs (53,000 kg)
12. Duralumin	117,000 lbs (53,000 kg)
13. Magnesium	117,000 lbs (53,000 kg)
14. Zirconium	117,000 lbs (53,000 kg)
15. Niobium	117,000 lbs (53,000 kg)
16. Molybdenum	117,000 lbs (53,000 kg)
17. Vanadium	117,000 lbs (53,000 kg)
18. Chromium	117,000 lbs (53,000 kg)
19. Manganese	117,000 lbs (53,000 kg)
20. Silicon	117,000 lbs (53,000 kg)

This includes DIMS No. 233-3103 ENR 2

6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Staff Analysis Sheet
for
Beneficial Use Field Report

37-
~~74~~-8096
Permit No.

37-8251

RECEIVED

JUL - 3 2003

Department of Water Resources

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
- ☒ Copy of Permit
- ☒ Copies of any Amendments/Orders with conditions of approval
- ☒ Computer Data Proof Report
- ☒ Copy of U.S.G.S. Quad

☐ Check for Government Lots. If so, make a copy of Government Plat
Check of P/D index _____ (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of exam(s) attached?
Type of Overlap? ☐ Add acres or uses to existing system
☐ Increase rate of flow or volume
☐ Other: _____

Check of P/U index _____ (Initial and date)

Overlap? ☐ yes ☐ no If yes: ☐ copy of water right(s) attached?
Type of Overlap? ☐ Increase rate of flow or volume
☐ Add P/D's
☐ Increase number of acres within tracts
☐ Other: _____

Aerial Photo

Required? ☐ yes ☐ no If yes: ☐ copy attached?

Scheduling Letter sent? _____ (Initial and date)

☐ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☐ Fully completed and signed Field Report Form
- ☐ Photographs of Point of Diversion and Place of Use
- ☐ Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.

COPY

C. Review and Processing:

Exam Completed Adn 5/5/07 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent _____ (Initial and date)

Exam Reviewed by Manager of Regional Office Adn 7/1/07 (Initial and date)

Exam Date Entered in Computer _____ (Initial and date)

Exam sent to State Office _____ (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

original field exam is in file 37-8096



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 13, 1994

NOTCH BUTTE HYDRO CO INC
1161 W RIVER ST STE 200
BOISE ID 83702

Re: Permit No. 37-08251

Dear Water Right Holder(s):

We acknowledge receipt of the correspondence assigning the ownership of the above referenced water right to you. We have modified our computer records to reflect this change in ownership.

If you have any questions regarding this matter, please feel free to contact us.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson'.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

MAINTAINED
JUN 13 1994



C H I W E S T E R N O P E R A T I O N S , I N C .
SUBSIDIARY OF CONSOLIDATED HYDRO, INC.

May 10, 1994

State of Idaho
Department of Water Resources
Central Office
1301 N. Orchard
Boise, Idaho 83706

RE: Permit Numbers 37-8096 and 37-8251

To Whom It May Concern:

Notch Butte Hydro Company, Inc., is currently in the process of acquiring all rights, title, and interest in the Hydro Power Project known as Geobon II Hydro. Enclosed please find the executed assignment of these permits, as well as two Affidavits For Water Rights To Be Used For Power Purposes. Also, enclosed is a Certificate of Good Standing from the State of Idaho, and a list of corporate officer's and director's addresses.

As the Department of Water Resources consent is a condition precedent to closing this transaction that is scheduled for June 1, an expeditious response would be appreciated. A conversation with Cindy Zimmerman (from your office) indicated that barring no outside or unknown complications, turnaround could be as few as three or four days. If there are any outstanding issues please contact me immediately at 343-1559.

Thank you for your attention to this matter.

Sincerely,

Jonathan E. Bloom
Director of Operations
for Notch Butte Hydro Company, Inc.

Enclosure(s)

JEB:ph
Geobon/Geobon6

RECEIVED
JUN 13 1994

FIRST AMERICAN TITLE CO.
P.O. BOX 1807
1616 ADDISON AVE. E.
TWIN FALLS, ID 833030000

December 20, 1990

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 37-08251

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the SOUTHERN Regional Office in Twin Falls at (208)734-3578.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED

JAN 07 1991

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 37-8251

Date: 12-19-90

General Considerations:

Y Name same as permit
Y Signature the same as permit holder
N Address change _____ If yes, prepare a data entry
Y Proof received timely _____
_____ Reinstated

Source of Water:

Y Surface water
_____ Groundwater
_____ 1. well log in file
N 2. drilling permit
_____ A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:

Y Rate of diversion appropriate for uses
Y Is rate or volume and fee appropriate?
Y Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:

Y Is a measuring device or access port required?
Y Has one been installed?
WFF Waiver or modification of measuring device requested

Remarks:

Proof acceptable

WFF Priority Calculation:

Date proof received _____

Date proof due _____

No. of days late _____

Priority date _____

NEW PRIORITY DATE _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

138605
October 31, 1990

FIRST AMERICAN TITLE CO.
P.O. BOX 1807
1616 ADDISON AVE. E.
TWIN FALLS, ID 833030000

PROOF DUE NOTICE

RE: PERMIT NO. 37-08251

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before January 1, 1991. (See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

SINCERELY,

Rita Fleck
Secretary/Records Manager

Enclosures

MICROFILMED

JAN 07 1991



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS

Governor

R. KEITH HIGGINSON

Director

Mailing address:

Statehouse
Boise, Idaho 83720
(208) 334-4440

November 6, 1987

Scott L. Campbell
Elam, Burke & Boyd
P.O. Box 1559
Boise, ID 83701

Thomas Miller
Hawley Troxell Ennis & Hawley
P.O. Box 1617
Boise, ID 83701

Phillip Schlernitzauer
Vice President
Rhode Island Hospital Trust
National Bank
One Hospital Trust Plaza, Room 815
Providence, RI 02903

Scott Miller
Conversion Industries U.S.A.
255 South Marengo Avenue
Pasadena, CA 91101

Gail McCann
Edward & Angell
2700 Hospital Trust Tower
Providence, RI 02903

Re: Assignment and Trust Agreement for Water Permits
Nos. 37-8096 and 37-8251

Dear Interested Parties:

This office has received a copy of the Assignment and Trust Agreement, dated October 30, 1987, whereunder Conversion Industries, U.S.A., Inc. ("Conversion"), has assigned the above-referenced water permits ("Permits") to First American Title Company of Magic Valley ("First American"), as Trustee for Rhode Island Hospital Trust National Bank ("Trust Bank").

This office has also received executed originals of the Assignment of Permit form, whereunder Geobon II Associates Limited Partnership ("Associates") has assigned its interest in the Permits to Conversion. Additionally, we have received executed originals of the Affidavit of Residency forms from Conversion and First American.

Based upon our understanding of the information contained in the above-referenced documentation, Conversion has leased the

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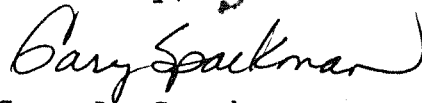
MAR 10 1988

above-referenced water permits to Associates for the operation of the hydroelectric facility which is the subject matter of the Permits. Additionally, Trust Bank has agreed to provide financing to Associates for the hydroelectric project, but as part of the security for the financing, has required that the water permits be assigned to First American as Trustee to protect Trust Bank's interests.

This letter confirms that this office has reviewed the above documentation and has found that the same conform to and comply with the requirements of Idaho Code sections 42-206 through 42-210, and that First American is a qualified entity to hold the Permits in accordance with the laws of the State of Idaho, as Trustee. Therefore, the Assignments of Permits from Associates to Conversion and the Assignment and Trust Agreement involving Conversion, First American, Associates, and Trust Bank are consented to and approved by the Idaho Department of Water Resources, as of the date of this correspondence.

It should be noted that while First American holds the Permits as Trustee, it will be listed as the owner of record of the water permits. The Department acknowledges that the Assignment and Trust Agreement provides that the water licenses shall be issued to Conversion, despite the fact that First American is the holder of the Permits. While the Department will endeavor to accommodate the desires of the parties to the Assignment and Trust Agreement, we cannot guarantee that the Department can accommodate this request. It is the ultimate responsibility of the parties to the agreement to ensure that the terms thereof are properly enforced.

Sincerely,



Gary L. Spackman
Section Manager
Water Allocation Section

FILED

MAR 10 1988

November 5, 1987

Scott L. Campbell
Elam, Burke & Boyd
P.O. Box 1559
Boise, ID 83701

Scott Miller
Conversion Industries U.S.A.
255 South Marengo Avenue
Pasadena, CA 91101

Thomas Miller
Hawley Troxell Ennis & Hawley
P.O. Box 1617
Boise, ID 83701

Gail McCann
Edward & Angell
2700 Hospital Trust Tower
Providence, RI 02903

Phillip Schlernitzauer
Vice President
Rhode Island Hospital Trust
National Bank
One Hospital Trust Plaza, Room 815
Providence, RI 02903

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Nos. 37-8096 and 37-8251

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MAR 10 1988

above-referenced water permits to Associates for the operation of the hydroelectric facility which is the subject matter of the Permits. Additionally, Trust Bank has agreed to provide financing to Associates for the hydroelectric project, but as part of the security for the financing, has required that the water permits be assigned to First American as Trustee to protect Trust Bank's interests.

This letter confirms that this office has reviewed the above documentation and has found that the same conform to and comply with the requirements of Idaho Code sections 42-206 through 42-210, and that First American is a qualified entity to hold the Permits in accordance with the laws of the State of Idaho, as Trustee. Therefore, the Assignments of Permits from Associates to Conversion and the Assignment and Trust Agreement involving Conversion, First American, Associates, and Trust Bank are consented to and approved by the Idaho Department of Water Resources, as of the date of this correspondence.

It should be noted that while First American holds the Permits as Trustee, it will be listed as the owner of record of the water permits. The Department acknowledges that the Assignment and Trust Agreement provides that the water licenses shall be issued to Conversion, despite the fact that First American is the holder of the Permits. While the Department will endeavor to accommodate the desires of the parties to the Assignment and Trust Agreement, we cannot guarantee that the Department can accommodate this request. It is the ultimate responsibility of the parties to the agreement to ensure that the terms thereof are properly enforced.

Sincerely,



Gary L. Spackman
Section Manager
Water Allocation ~~Division~~
Section

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MAR 10 1988

ELAM, BURKE AND BOYD

ATTORNEYS AND COUNSELORS AT LAW

FIRST INTERSTATE BUILDING
702 WEST IDAHO
POST OFFICE BOX 1559
BOISE, IDAHO 83701
TELEPHONE 208-343-5454
TELECOPIER 208-343-5454

LAUREL E. ELAM (1888-1974)	MELVILLE W. FISHER II
CARL A. BURKE (1898-1961)	WILLIAM G. DRYDEN
CARL P. BURKE	TODD J. WILCOX
PETER J. BOYD	PETER C. K. MARSHALL
J. RAY DURTSCHI	KENNETH M. SEBBY
M. ALLYN DINGEL, JR.	TRUDY HANSON FOUSER
JACK S. GJORDING	D. ALAN KOFOED
JOHN MAGEL	SCOTT L. CAMPBELL
DAVID B. LINCOLN	BOBBI KILLIAN DOMINICK
RICHARD C. MELLON, JR.	W. DALLAS BURKHALTER
ROBERT M. TYLER, JR.	ALAN CONILOGUE
JAMES D. LARUE	ELAINE D. HANSON
RANDALL A. PETERMAN	JEFFERY J. VENTRELLA
WILLIAM J. RUSSELL	BRENDA G. MEIER
KAYE L. O'RIORDAN	JOHN J. JANIS
RYAN P. ARMBRUSTER	WENDY E.D. SMITH
DAVID E. COMSTOCK	JAMES A. FORD

November 4, 1987

VIA HAND DELIVERY

Mr. Gary L. Spackman, Section Manager
Water Allocation Division
Department of Water Resources
State of Idaho
450 W. State Street
Boise, ID 83720

RECEIVED
NOV 04 1987

Department of Water Resources

Re: Assignment and Trust Agreement for Water Permits
Nos. 37-8096 and 37-8251

Dear Gary:

I have enclosed executed originals of the following documents which pertain to the above-captioned water permits:

1. Assignment of Permit No. 37-8251 from Geobon II Associates Limited Partnership to Conversion Industries U.S.A., Inc.;
2. Assignment of Permit No. 37-8096 from Geobon II Associates Limited Partnership to Conversion Industries U.S.A., Inc.;
3. Affidavit of Residency of Conversion Industries U.S.A., Inc., regarding Water Permit No. 37-8251;
4. Affidavit of Residency of Conversion Industries U.S.A., Inc., regarding Water Permit No. 37-8096;
5. Assignment and Trust Agreement among Conversion Industries U.S.A., Inc., Geobon II Associates Limited Partnership, First American Title of Magic Valley, and Rhode Island Hospital Trust National Bank;
6. Affidavit of Residency of First American Title Company of Magic Valley; and

MAILED

MAR 10 1988

Mr. Gary L. Spackman
November 4, 1987
Page Two

7. Certificates of corporate status regarding First American Title Company of Magic Valley and Conversion Industries U.S.A., Inc.

I submit this documentation to you in order to obtain approval of the Department of Water Resources regarding these transactions, particularly in light of Idaho Code sections 42-206 through 42-210. The Department's consideration and approval of these documents constitutes the last step in the financing transaction involving the funding of approximately \$1.2 million by Rhode Island Hospital Trust National Bank to Geobon II Associates Limited Partnership regarding the Geobon II hydroelectric project.

Your expedited consideration of this matter will be greatly appreciated. If you have any questions, please do not hesitate to contact me.

Very truly yours,

ELAM, BURKE AND BOYD


Scott L. Campbell

SLC:ls
Enclosures
xc: Thomas Miller
Scott Miller
Gail McCann

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MAR 10 1988

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NOV 04 1987

ASSIGNMENT AND TRUST AGREEMENT

Department of Water Resources

This Assignment and Trust Agreement (hereinafter called the "Assignment"), dated October 30, 1987, is hereby entered into by Conversion Industries U.S.A., Inc., a California corporation with its principal office at 255 South Marengo Avenue, Pasadena, California 91101 (hereinafter called the "Assignor"), ~~First American Title Company of East Idaho, an Idaho corporation with its principal offices at P.O. Box 580, 156 West Broadway Street, Blackfoot, Idaho 83221~~ (hereinafter called the "Trustee"), Rhode Island Hospital Trust National Bank, a national banking association with its principal office at One Hospital Trust Plaza, Providence, Rhode Island 02903 (hereinafter called the "Lender"), and Geobon II Associates Limited Partnership, an Idaho limited partnership with its principal offices at 255 South Marengo Avenue, Pasadena, California 91101 (hereinafter called the "Lessee").

1. Subject to and specifically conditioned upon the written approval hereof by the Idaho Department of Water Resources, Assignor hereby assigns to Trustee, all of Assignor's right, title, and interest in the following water permits for power purposes issued by the State of Idaho, Department of Water Resources: 37-8096 and 37-8251 and all amendments and additions thereto (hereinafter called the "Permits").

2. Lender hereby consents to the lease of the Permits by Assignor to Lessee pursuant to the Amended and Restated Lease for Power Production Purposes, dated October 7, 1987, as may be amended from time to time (hereinafter called the "Lease").

3. It is understood and agreed that until the occurrence of a default in the covenants, terms, or conditions under the October 7, 1987, Term Loan Agreement between the Lessee and Lender (hereinafter called the "Loan Agreement") pertaining to the financing of a certain hydroelectric project known as the Geobon II Hydroelectric Project (hereinafter called the "Project"), Lessee may retain, use, and enjoy the benefits of the leasehold interest in the Permits created by the Lease.

4. It is understood and agreed that this Assignment is entered into in order to facilitate closing of a loan transaction between Lessee and Lender pertaining to financing of the Project. If said loan transaction does not close within 30 days from the date of execution hereof, at the written request of Assignor, the Trustee shall immediately assign the Permits to Assignor, after which the parties' rights and obligations hereunder shall automatically terminate.

5. Upon the occurrence of a default under the Loan Agreement, Trustee, at the sole direction of the Lender and at the

** First American Title Company of Magic Valley, Inc., P.O. Box 1807, 1616 Addison Avenue East, Twin Falls, Idaho 83303

MAR 10 1988

expense of the Lessee, may without notice or demand elect to exercise any and all of Lessee's rights and remedies under the Permits, without any interference or objection from Assignor, at which time all of Lessee's rights and remedies hereunder shall terminate.

6. Trustee shall hold all right, title, and interest in the Permits for the benefit of Lender subject to the limitations herein, pending issuance of water licenses to replace the Permits by the Idaho Department of Water Resources. The water licenses shall be issued to Assignor, which shall have all right, title, and interest therein, subject to the rights of Lessee and Lender created under the Lease, the Mortgage, and the Loan Agreement, all dated October 7, 1987. Upon issuance of the water licenses to Assignor, the rights and obligations of Lender and Trustee hereunder shall terminate, except to the extent of Lender's rights under the Lease, the Mortgage and the Loan Agreement, all dated October 7, 1987.

7. Should the water licenses be issued to Trustee instead of Conversion, as specified above, Trustee shall take all necessary steps to transfer ownership of the water licenses to Conversion as soon as possible, subject to the Lease, the Mortgage, and the Loan Agreement, all dated October 7, 1987.

8. Assignor shall, upon the reasonable request of Trustee, deliver to Trustee copies of all written agreements, correspondence, and memoranda between Assignor and the State of Idaho, Department of Water Resources, setting forth the arrangements between them. Such requests may be made at any reasonable time.

9. Upon the occurrence of a default under the Loan Agreement, Trustee and/or its agents, at the request of the Lender, may without notice or demand with or without entry upon the Premises, at its option, take over and enjoy the benefits of the Permits, to the same extent as Assignor might do. Assignor hereby releases Trustee and its agents from any and all claims which it has or might have against Trustee arising out of such performance by Trustee and its agents.

10. From and after the date hereof, except as specifically provided in paragraph 4 hereof, any Permits hereby assigned may not be assigned, altered, amended, or cancelled without the prior written consent of Trustee, which consent shall be given only at the request of the Lender.

11. All of the foregoing powers herein granted Trustee shall be liberally construed. Trustee need not expend its own funds in the exercise of such powers, but if it does, such amount shall be considered as advances for and on behalf of Lender secured by this Assignment.

12. Assignor agrees to faithfully observe and perform all of the obligations and agreements imposed upon Assignor under the

MAR 10 1988

Permits. Trustee will not be deemed in any manner to have assumed the same. Assignor agrees to indemnify and to hold Trustee harmless of and from any and all liability, loss, or damage which it may or might incur by reason of any claims or demands against it based on its alleged assumption of Assignor's duty and obligation to perform and discharge the terms, covenants, and agreements in said Permits.

13. Nothing herein contained shall be construed as making Trustee a mortgagee in possession, or as constituting a waiver or suspension by Lender of its right to enforce payment of the debts under the terms of the Loan Agreement. Trustee is not the agent, partner, or joint venturer of either the Assignor or of the State of Idaho, Department of Water Resources.

14. Assignor warrants and represents:

a. That it has the right to execute and deliver this Assignment, to the extent that the Permits are assignable; and

b. That all Permits are in full force and effect on the date hereof, subject to no defenses, setoffs, or counter-claims whatsoever.

15. When the context so requires, the singular shall include the plural and conversely, and use of the gender shall include all genders.

16. This Assignment and the covenants and agreements herein shall be binding upon and shall inure to the benefit of the parties hereto and their respective successors and assigns.

17. It is understood and agreed that Trustee shall in no case or event be liable for the failure of any of the conditions of this Assignment or damage caused by the exercise of its discretion in any particular manner, or for any other reason, except gross negligence or willful misconduct with reference to the said Assignment, and Trustee shall not be liable or responsible for its failure to ascertain the terms or conditions, or to comply with any of the provisions of, any agreement, contract or other document filed herewith or referred to herein, nor shall it be liable or responsible for forgeries or false personation.

18. It is further agreed that if any controversy arises, between the parties hereto or with any third person with respect to the subject matter of this Assignment, its terms or conditions, Trustee shall not be required to determine the same or take any action in the premises, but Trustee may await the settlement of any such controversy by final appropriate legal proceedings or otherwise as it may require, notwithstanding anything in this Assignment to the contrary, and in such event Trustee shall not be liable for interest or damages.

MAR 10 1988

19. ~~It is understood that the fee agreed upon for the~~ Trustee's services hereunder shall be considered compensation for ordinary services as contemplated by this Assignment, and in the event that the conditions of this Assignment are not promptly fulfilled or that Trustee renders any service hereunder not provided for herein, or that there is an assignment of any interest in the subject matter of this Assignment or modification herein, or that any controversy arises hereunder or that Trustee is made a party to, or intervene in, any litigation pertaining to this Assignment or the subject matter thereof, Trustee shall be reasonably compensated for such extraordinary services and reimbursed for all costs and expenses occasioned by such default, delay, controversy or litigation and Trustee shall have the right to retain all documents and/or other things of value at any time held by Trustee hereunder until such compensation, fees, costs and expenses shall be paid, the Lessee hereby promising to pay such sums upon demand.

20. This instrument shall be governed by the laws of the State of Idaho.

IN WITNESS WHEREOF, Assignor has caused this Agreement to be executed on this 29th day of October, 1987.

CONVERSION INDUSTRIES U.S.A., INC.

By *Pat Kung*, President

RHODE ISLAND HOSPITAL TRUST NATIONAL
BANK

By *Philip Schiff*

FIRST AMERICAN TITLE COMPANY OF
~~EAST IDAHO~~ MAGIC VALLEY, INC.

By *Cindy D. Ball*, Vice President

Geobon II Associates Limited Partnership
By: Western Hydropower Inc. General Partner
for Limited Partnership

By *Pat Kung*
Its *President* (title)
of Western Hydropower Inc.

CO,
PK

MICROFILMED

MAR 10 1988

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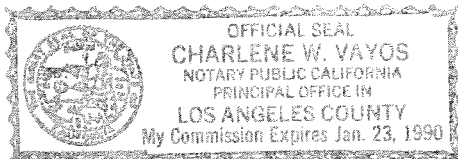
NOV 04 1987

Department of Water Resources

STATE OF California)
COUNTY OF Los Angeles) ss.

On Oct. 29, 1987, 1987, before me _____, a notary public in and for said county and state, personally appeared PATRICK KUENY, known or identified to me to be the PRESIDENT of CONVERSION INDUSTRIES U.S.A. INC., the corporation that executed the within instrument, and known to me to be the person who executed the within instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Charlene A. Thayer
Notary Public for
Residing at : 1300 E. Green St., Pas.
Commission Expires: 1/23/90 91106

STATE OF Rhode Island)
County of Providence) ss.

On November 3, 1987, before me, Gail E. McCann, a notary public in and for said county and state, personally appeared L. Phillip Schlennitzauer, known or identified to me to be the Vice President of RHODE ISLAND HOSPITAL TRUST NATIONAL BANK, the corporation bank that executed the within instrument, and known to me to be the person who executed the within instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Gail E. McCann
Notary Public for Rhode Island
Residing at 12 Harbour Terrace, Cranston, RI
Commission expires 6/30/91 02905

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MAR 10 1988

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NOV 04 1987

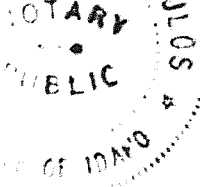
STATE OF Idaho)
County of Twin Falls) ss.

Department of Water Resources

On November 2, 1987, 1987, before me, Mary Lou Panatopoulos

, a notary public in and for said county and state, personally appeared Cindy D. Ball, known or identified to me to be the Vice President of ~~FIRST AMERICAN TITLE COMPANY OF EAST IDAHO~~, the corporation that executed the within instrument, and known to me to be the person who executed the within instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



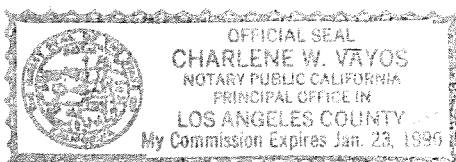
Mary Lou Panatopoulos
Notary Public for Idaho
Residing at Twin Falls
Commission expires May 18, 1993

STATE OF California)
COUNTY OF Los Angeles) ss.

On Oct. 29, 1987, before me

, a notary public in and for said county and state, personally appeared PATRICK KUENY, known or identified to me to be the President of WESTERN HYDROPOWER, INC., the general partner of GEORON II ASSOCIATES LIMITED PARTNERSHIP, the corporation that executed the within instrument, and known to me to be the person who executed the within instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Charlene W. Vayos
Notary Public for
Residing at : 1300 E. Green St., Pasadena
Commission Expires: 9/10/90
1/23/90

MICROFILMED

MAR 10 1988

** First American Title Company of Magic Valley, Inc.

**AFFIDAVIT FOR WATER RIGHTS TO BE USED
FOR POWER PURPOSES**

Department of Water Resources

A. Establishment of Residency: (Complete either 1. or 2).

1. Individual Applicant or Individual Members of a Partnership:

I, _____ of _____,
(name) (city).

County of _____, State of Idaho, being duly sworn, do hereby
certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

Cindy D. Ball
I, ~~XXXXXXXXXXXXXXXXXXXX~~ ~~XXXXXXXXXXXX~~ of ~~XXXXXXXXXXXX~~ Twin Falls,
(name) (city).

County of Twin Falls, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the First American Title Company of East Idaho
(name of corporation) : that as such I am in charge of the registered office

of the said corporation as required by Section 30-1-12, Idaho Code, at _____
(city)

Idaho, wherein are kept the corporate records required by Section 30-1-52, Idaho Code: and that First American

Magic Valley, Inc.
Title Company of East Idaho is a corporation qualified to do business in the State of Idaho under the laws
(name of corporation)
of the State of Idaho.

B. Ownership of Facilities: (To be completed for hydropower projects only)

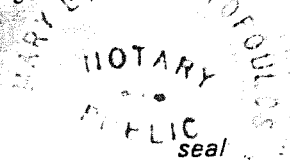
The hydropower facility to be developed pursuant to the attached Application for Permit:

- (check one)
- ☒ Will not utilize existing man-made irrigation facilities such as a dam or a canal.
- ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and permission of the owner is documented in an affidavit attached hereto.
- ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and the owner of the facilities is the signee of this affidavit.

Cindy D. Ball
Applicant

State of Idaho)
County of Twin Falls) ss.

On this 2nd day of November, 19 87, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Mary Lou Panatopoulos
Notary Public residing at Twin Falls

My commission expires:
MARY LOU PANATOPOULOS
COMMISSION EXPIRES 5-10-93

RECEIVED

MAR 10 1988

State of Idaho

Department of State

CERTIFICATE OF CORPORATE STATUS OF

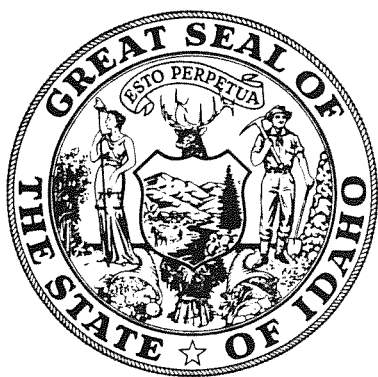
FIRST AMERICAN TITLE COMPANY OF MAGIC VALLEY, INC.

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that I am the custodian of the corporation records of this State.

I FURTHER CERTIFY That the records of this office show that the above-named corporation was incorporated under the laws of *Idaho* and was issued a certificate of *incorporation* in Idaho on *March 19, 1986*

I FURTHER CERTIFY That the corporation's authority to do business has not been forfeited.

Dated *November 2, 1987*



Pete T. Cenarrusa
SECRETARY OF STATE

by *Shirley Lindstrom*

RECORDED
INDEXED

MAR 10 1988

**AFFIDAVIT FOR WATER RIGHTS TO BE USED
FOR POWER PURPOSES** NOV 04 1987

A. Establishment of Residency: (Complete either 1. or 2).

1. Individual Applicant or Individual Members of a Partnership: Department of Water Resources

I, _____ of _____
(name) (city).

County of _____, State of Idaho, being duly sworn, do hereby
certify that I am a bona fide resident of the State of Idaho.

2. Corporation: Cindy D. Ball

I, ~~Dwain H. Sturtevant~~ Cindy D. Ball of Blackfoot Twin Falls
(name) (city).

County of Twin Falls, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the First American Title Company of East Idaho
Magic Valley, Inc.

_____ : that as such I am in charge of the registered office
(name of corporation)

of the said corporation as required by Section 30-1-12, Idaho Code, at _____
(city)

Idaho, wherein are kept the corporate records required by Section 30-1-52, Idaho Code: and that First American

Magic Valley, Inc.

Title Company of East Idaho is a corporation qualified to do business in the State of Idaho under the laws
(name of corporation)

of the State of Idaho.

B. Ownership of Facilities: (To be completed for hydropower projects only)

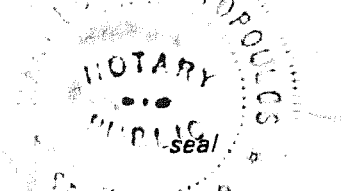
The hydropower facility to be developed pursuant to the attached Application for Permit:

- (check one)
- ☒ Will not utilize existing man-made irrigation facilities such as a dam or a canal.
 - ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and permission of the owner is documented in an affidavit attached hereto.
 - ☐ Will utilize existing man-made irrigation facilities such as a dam or a canal, and the owner of the facilities is the signee of this affidavit.

Cindy D. Ball
Applicant

State of Idaho _____)
County of Twin Falls) ss.

On this 2nd day of November, 19 87, personally appeared before me
the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.



Mary Lou Panatopoulos
Notary Public residing at _____ Twin Falls, Idaho

RECORDED

My commission expires:
MARY LOU PANATOPOULOS
COMMISSION EXPIRES 5-18-93

MAR 10 1988

State of Idaho

Department of State

CERTIFICATE OF CORPORATE STATUS OF

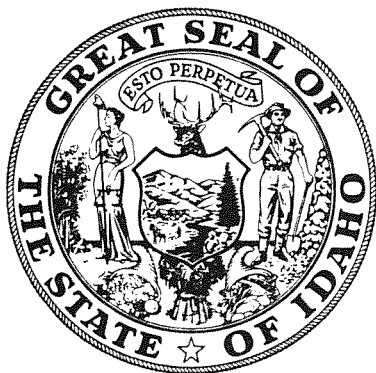
FIRST AMERICAN TITLE COMPANY OF MAGIC VALLEY, INC.

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that I am the custodian of the corporation records of this State.

I FURTHER CERTIFY That the records of this office show that the above-named corporation was incorporated under the laws of *Idaho* and was issued a certificate of *incorporation* in Idaho on *March 19, 1986*

I FURTHER CERTIFY That the corporation's authority to do business has not been forfeited.

Dated *November 2, 1987*



Pete T. Cenarrusa

SECRETARY OF STATE

by *Shirley Lindstrom*

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MAR 10 1988

37-8096
37-8251

GEOBON II ASSOCIATES LIMITED PARTNERSHIP

255 South Marengo Avenue
Pasadena, California 91101
(818) 793-7526

RECEIVED
JUN 05 1987

May 22, 1987

Department of Water Resources

Idaho Department of Water Resources
Attention: A. Kenneth Dunn, Director
State House
Boise, Idaho 83720

Re: Change of Address

Dear Mr. Dunn:

Pursuant to our conversation of Monday, May 18th, please allow the Department of Water Resources' ("Department") records to reflect that Geobon II Associates Limited Partnership's mailing address has been changed to the following:

255 South Marengo Avenue
Pasadena, California 91101

It is my understanding Mitch Arkoosh will be forwarding to the Department a confirming letter regarding his conversations with Mr. Norm Young of your office. Including, the fact a qualified hydrologist has been retained to determine the loss of water, if any, occurring within the Geobon II Hydropower Project, and that the results of such determination will be promptly forwarded to the Department upon completion of such determination.

It is my understanding that based on the above action, an extension past the May 27, 1987 deadline established by your letter of May 7, 1987 has been allowed. The cooperation of the Department is greatly appreciated in this matter.

Very truly yours,

Scott J. Miller
Scott J. Miller

cc: Pat Kueny
Norm Young

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MAR 10 1988

project, there will be social and economic benefits created for the area.

ENHANCEMENT OF ENVIRONMENTAL RESOURCES

The very minor diversion structure will create a small backwater area which will be beneficial to the bass fishery. No specific enhancement of the environmental resources or mitigation is contemplated. A headgate will be provided to assure the bypass of water and for the negotiated minimum flow to meet Idaho State Fish and Game requirements. This structure will also afford a migration route for any passage of resident fish.

MITIGATION OF ADVERSE IMPACTS

None needed.

AGENCIES CONSULTED:

1. Idaho Department of Fish & Game
2. U. S. Fish & Wildlife Service
3. Idaho Historical & Archaeological Society
4. Courtesy copy to National Marine Fisheries
5. U. S. Army Corps of Engineers

LETTERS AND/OR DOCUMENTATION SHOWING APPLICANT CONSULTED WITH RELEVANT FISH AND WILDLIFE AGENCIES BEFORE FILING APPLICATION:

See following documentation.

TERMS AND CONDITIONS REQUESTED BY AGENCIES

Agency Request:

Applicant Response:

Idaho Fish & Game Dept.

- | | |
|--|---|
| 1. Self-cleaning screens to prevent fish from entering penstock. | Agreed |
| 2. Instream maintenance flows sufficient to maintain existing fish and wildlife habitat and fish production. | Agreed. Applicant will meet with Fish & Game on project to determine final flows. |
| 3. Diversion and inlet design to prevent air entrainment. | Agreed |
| 4. Transmission lines either buried or designed to prevent raptor mortality. | Agreed |
| 5. Avoidance of short and long-term erosion in the project construction and undue disturbance of riparian habitat. | Agreed |
| 6. Design criteria approved by Fish & Game. | Agreed |

Idaho Historical Society

- | | |
|---|--------|
| 1. If antiquities are discovered during construction, contact the Historical Society. | Agreed |
|---|--------|

U. S. Fish & Wildlife Service

Points 1 - 6

- | | |
|--|-----------------------|
| 1. Maintain aquatic habitat & fishery | Agreed on all points. |
| 2. Self-cleaning fish screens | |
| 3. Diversion structure to allow upstream fish passage. | |
| 4. Prevent air entrainment and gas supersaturation. | |
| 5. Erosion control plan. | |
| 6. Raptor-proof power lines. | |



IDAHO DEPARTMENT OF FISH AND GAME
REGION 4

868 East Main • Box 428
Jerome • Idaho • 83338

August 15, 1983

George and Mitch Arkoosh
Route #1
Gooding, Idaho 83330

Re: Little Wood River - Arkoosh Proposed Hydroelectric Project - Geo Bon #2
Early Consultation Application for Exemption from FERC Licensing

Dear Sirs:

Based on the descriptive narrative and maps you provided, we suggest you be prepared to address the following concerns regarding the referenced project.

Little Wood River supports viable game fish populations. Any small hydropower project at this location on the creek would require the following:

- (1) self-cleaning screens to prevent fish from entering the penstock,
 - (2) instream maintenance flows sufficient to maintain existing fish and wildlife habitat and fish production (these flows must be approved by the Idaho Department of Fish and Game), (3) diversion and inlet design to prevent air entrainment in the penstock; (4) transmission lines either buried or designed to prevent raptor mortalities; (5) avoidance of short- and long-term erosion in the project construction and undue disturbance of riparian habitat. Replacement of vegetation may be required.
- Upstream fish passage facilities, if determined necessary by Idaho Department of Fish and Game personnel.

Required facilities will have to be constructed according to design criteria approved by the Idaho Department of Fish and Game. Acceptable design criteria for traveling screens and transmission lines are available from our Department.

These comments do not constitute submission of terms and conditions under Section 408 of the Energy Security Act of 1980. Terms and conditions will be submitted after notice of application from the Federal Energy Regulatory Commission (FERC).

As required by Section 4.107(a), (2) of the FERC order No. 106, please forward a copy of the exemption application to the Idaho Department of Fish and Game, P. O. Box 25, Boise, Idaho 83707 at the time it is submitted to the

George and Mitch Arkoosh
August 15, 1983
page 2

Federal Energy Regulatory Commission.

Sincerely,

A handwritten signature in cursive script that reads "William E. Webb".

William E. Webb
Supervisor, Region 4

cc: USFWS, Fisheries,
Consulting Associates, Inc.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Statehouse
Boise, Idaho 83720

CERTIFIED MAIL
No. 138507
RETURN RECEIPT REQUESTED

Department of Water Resources

RECEIVED
MAY 14 1987

ATTEMPTED NOT KNOWN



Geobon II Associates Ltd. Partnership
1200 Quail St., Suite 260
Newport Beach, CA 92660

MICROFILMED

MAR 10 1988

Claim Check
No. 585640
Date
☐ Hold
1ST Notice
2ND Notice
Return
Date
1890 • CENTENNIAL • 1990

IDAHO
1890 • CENTENNIAL • 1990

Detached from
PS Form 3849-A,
Oct. 1985

PS Form 3811, July 1983 447-945

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

- 1. ☐ Show to whom, date and address of delivery.
- 2. ☐ Restricted Delivery.

3. Article Addressed to:

Geobon II Assoc. Ltd. Partn.
1200 Quail St., Suite 260
Newport Beach, CA 92660

4. Type of Service:

- ☐ Registered ☐ Insured
- ☐ Certified ☐ COD
- ☐ Express Mail

Article Number

138507

Always obtain signature of addressee or agent and
DATE DELIVERED.

5. Signature - Addressee

X

6. Signature - Agent

X

7. Date of Delivery

8. Addressee's Address (ONLY if requested and fee paid)

37-8096 & 37-8251

MICROFILMED

MAR 10 1988

DOMESTIC RETURN RECEIPT

IDAHO STATE HISTORICAL SOCIETY
610 NORTH JULIA DAVIS DRIVE BOISE, 83702
July 26, 1983



Vernon F. Ravenscroft
Consulting Associates, Inc.
P.O. Box 893
Boise, Idaho 83701

Dear Mr. Ravenscroft:

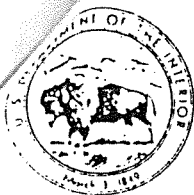
Thank you for informing us of the proposed Geo-Bon #2 hydroelectric project near Shoshone, Idaho. We have no records of any archaeological or historic properties in the project area, and we do not think it likely that they exist. However, if antiquities are discovered during construction of the project, please contact our office.

Sincerely,

Thomas Green
State Archaeologist
State Historic Preservation Office

RECEIVED
AUG 1 1983

MICROFILMED



United States Department of the Interior

FISH AND WILDLIFE SERVICE

ECOLOGICAL SERVICES

4620 Overland Road, Room 209
Boise, Idaho 83705

August 11, 1983

Vernon Ravenscroft
Consulting Associates, Inc.
Box 893
Boise, Idaho 83701

Re: Little Wood River Ranch Hydroelectric Project
Geo-Bon #1 Hydroelectric Project
Geo-Bon #2 Hydroelectric Project

Dear Mr. Ravenscroft:

Thank you for your letters requesting early consultation on the referenced projects. In accordance with 18 CFR consultation requirements, we have reviewed the license exemption projects.

Based on the present information, we have determined that the following preliminary terms and conditions are appropriate. These may change in our final correspondence with the Federal Energy Regulatory Commission (FERC) if new information is provided or if project design changes.

Preliminary terms and conditions:

1. Design the project to be compatible with maintaining the existing aquatic habitat and stream fishery resources. Minimum stream flows are to be determined through consultation with the Idaho Department of Fish and Game (IDFG).
2. Install self-cleaning fish screens at the diversion forebay. Design and positioning must be approved by the IDFG. Screens must be maintained and operational at all times during the life of the project.
3. Design and construct the diversion structure to allow upstream fish passage. Final design must be approved by the IDFG.
4. Design project intake and pipeline to prevent air entrainment and possible gas supersaturation.

MICROFILMED

5. Develop a detailed erosion control plan which involves revegetation at disturbed areas.

6. Design and construct power transmission lines to prevent the loss of raptors and other birds from electrocution or collision. A possible reference is entitled Suggested Practices for Raptor Protection on Powerlines published by the Edison Electric Institute, 1981.

We have determined that, to the best of our knowledge, there are no proposed threatened or endangered species occurring within the project areas.

If we can be of further assistance, please notify us.

Sincerely yours,



John P. Wolflin
Field Supervisor

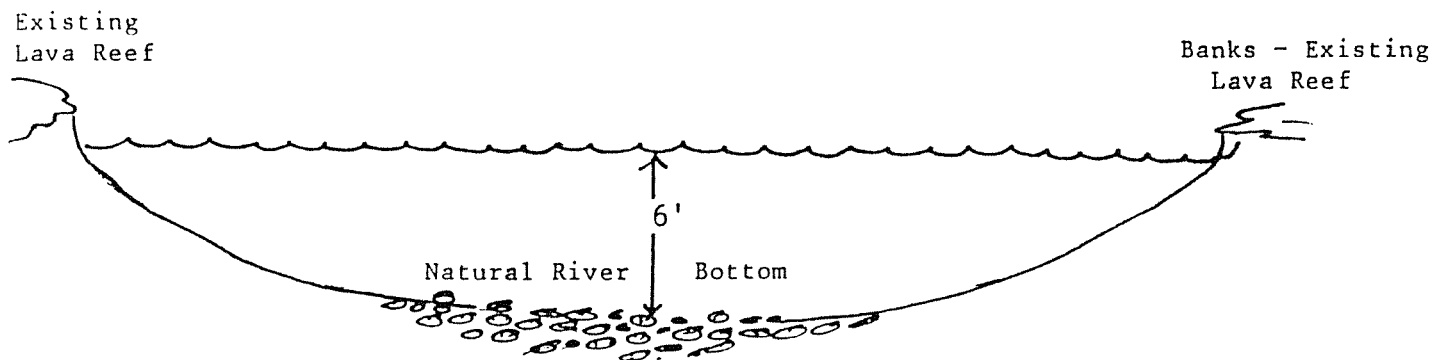
cc: IDFG, Hdqtrs., Boise
IDFG, Region 4, Jerome
FWS, RO, Portland
DOI, REO (Polityka), Portland
FWS, SE, Boise
FERC, Washington, D.C.
Applicant

RECEIVED
AUG 12 1983

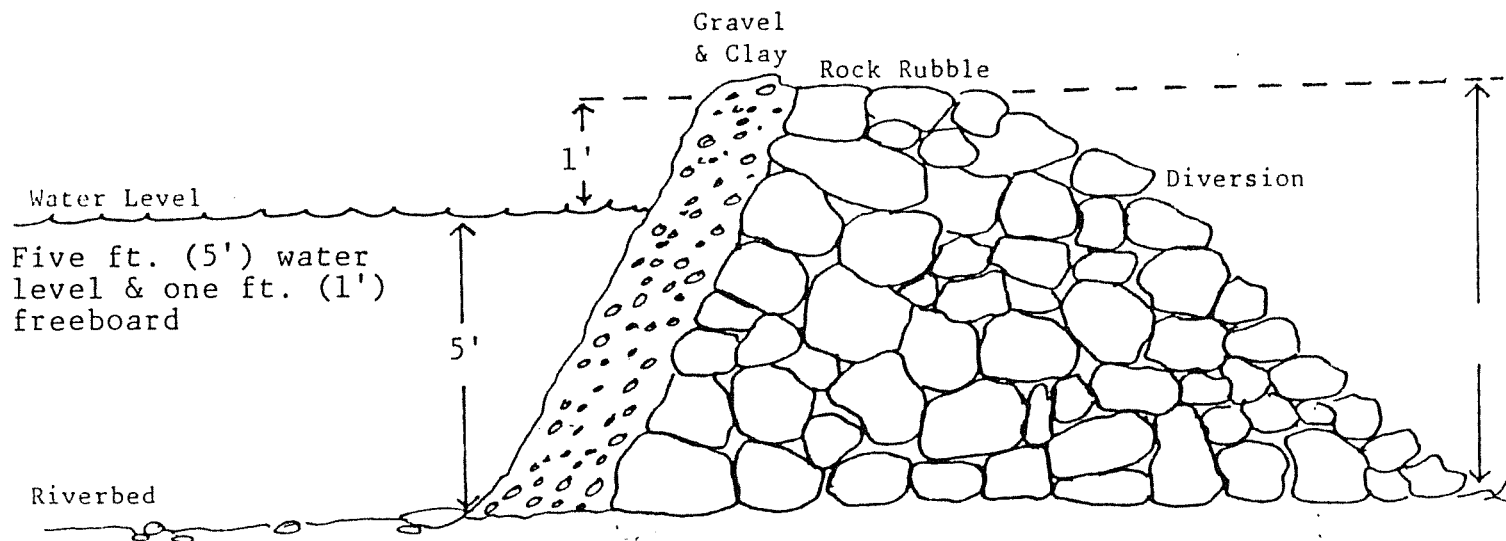
MICROFILMED

GEO-BON #2

VIEWS OF DIVERSION -- LENGTH & WIDTH



PROPOSED FILL TO CONTROL DIVERSION

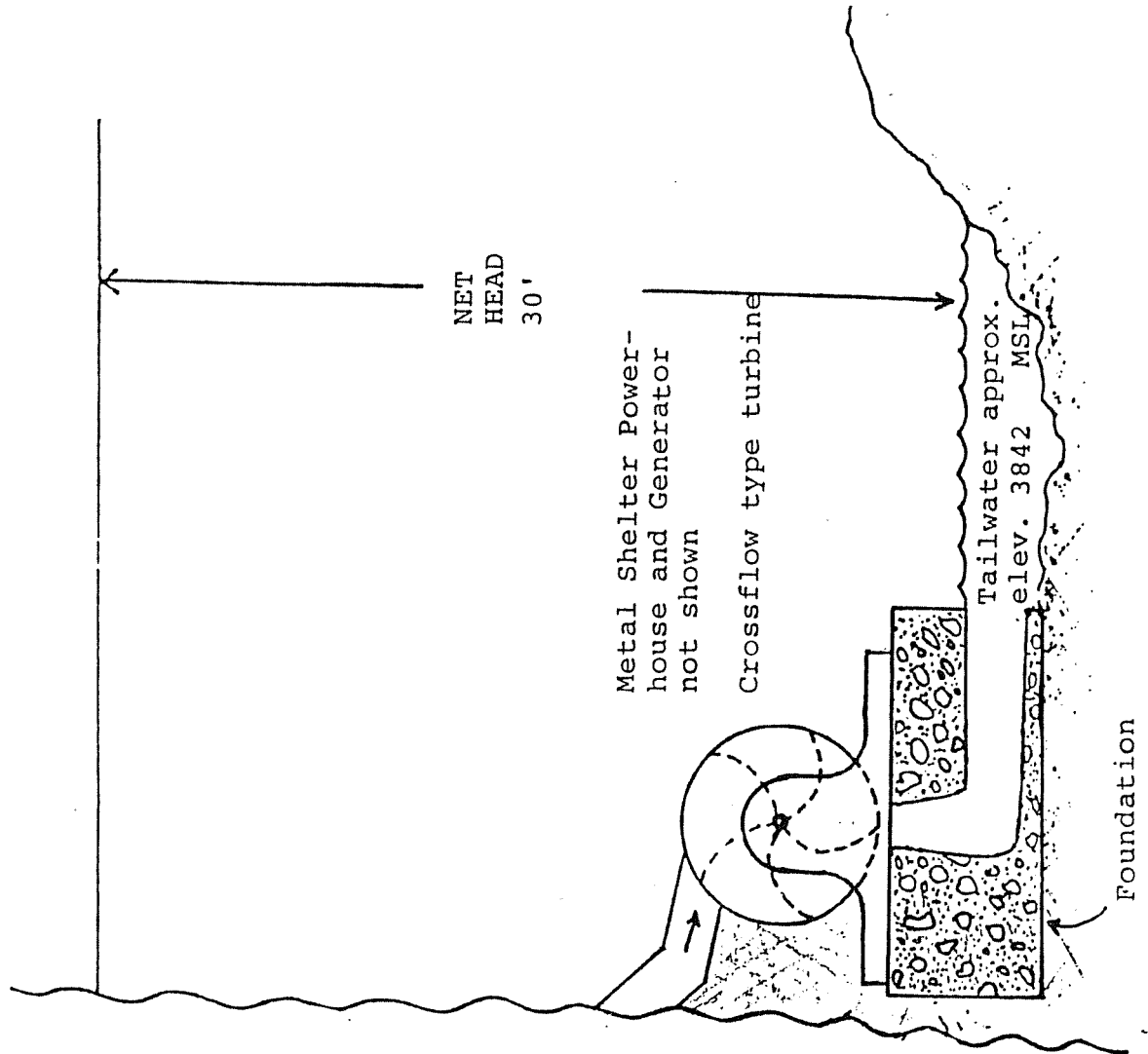
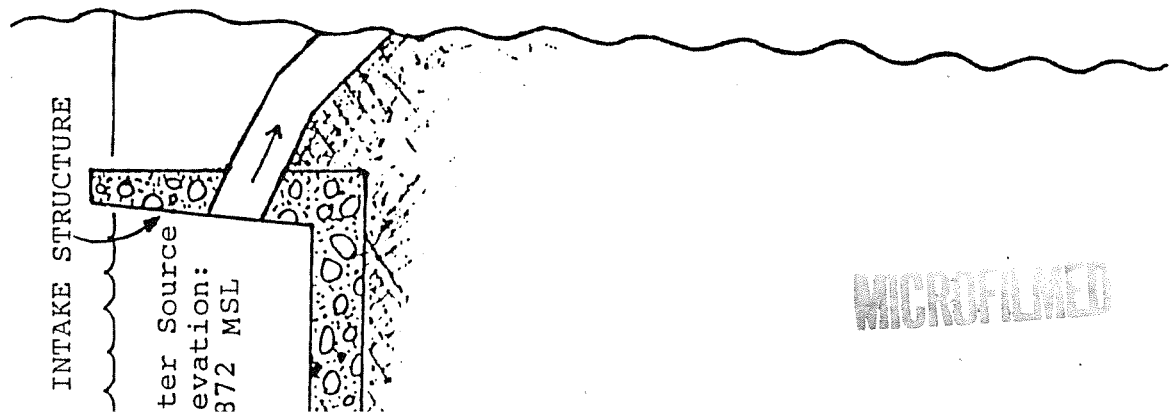


MICROFILMED

GEO-BON #2

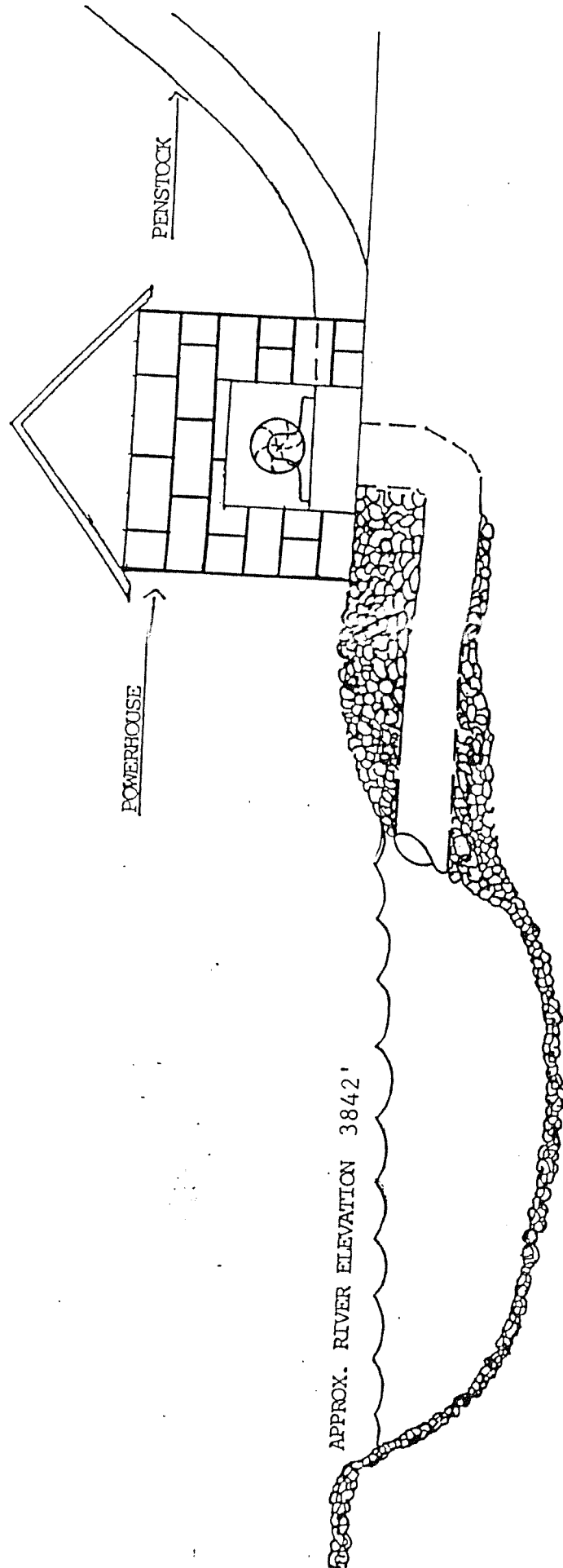
CONCEPTUAL PROJECT DESIGN

Low Head Crossflow
turbine



MICROFILMED

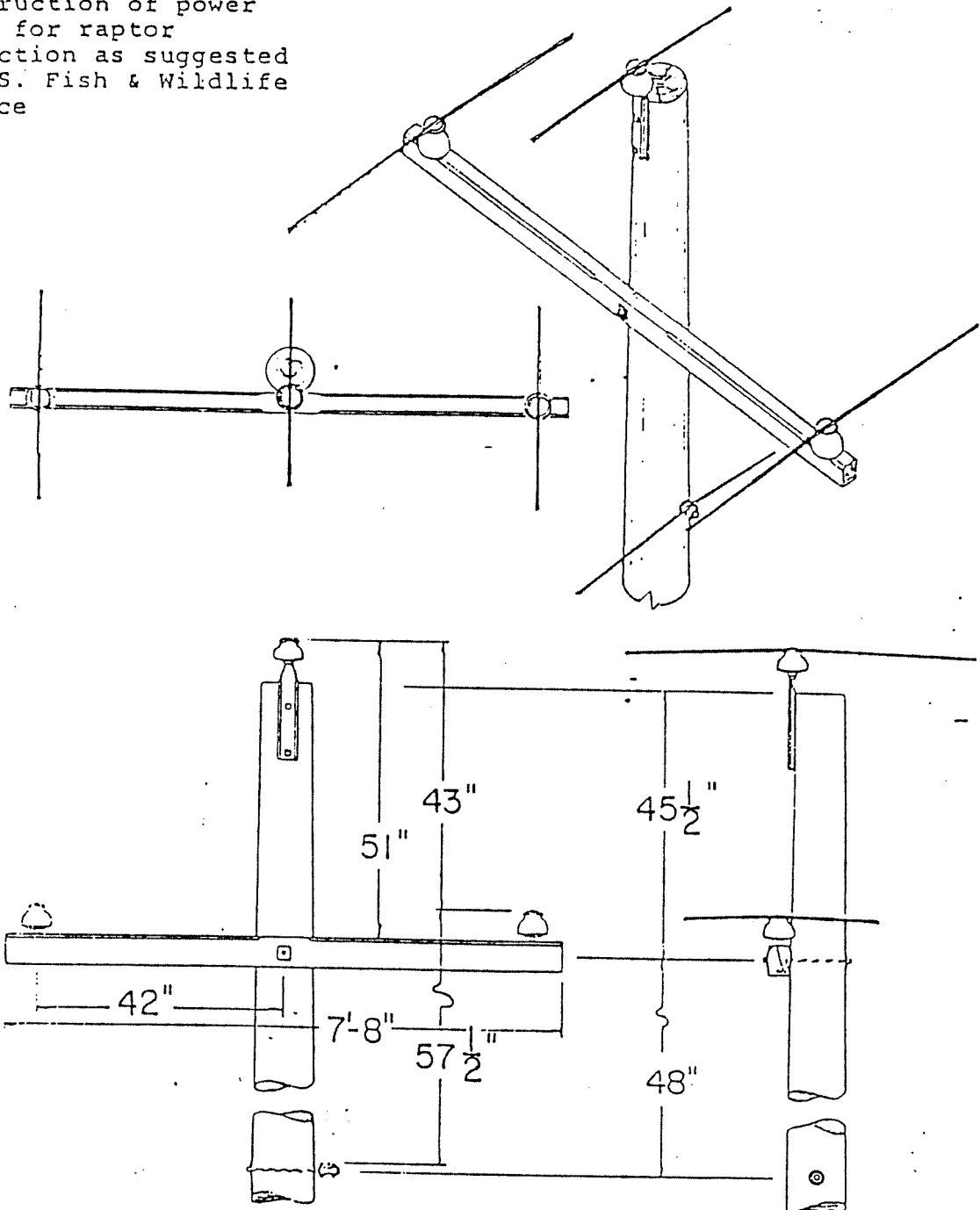
GEO-BON #2
CONCEPTUAL POWERHOUSE DESIGN



CROSSARM DISTRIBUTION TRIANGULAR CONSTRUCTION

Exhibit G
Page 5

Construction of power
poles for raptor
protection as suggested
by U.S. Fish & Wildlife
Service



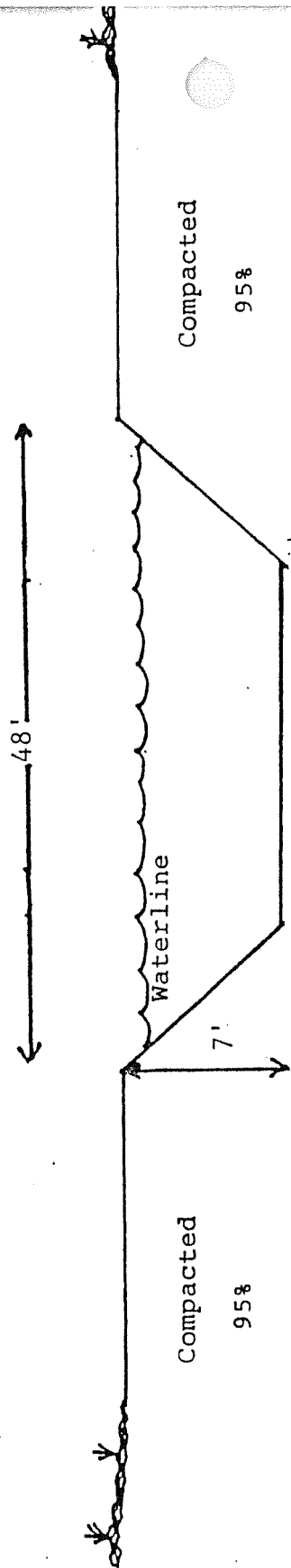
(BRACES NOT SHOWN TO
IMPROVE CLARITY OF
DRAWING.)

REFERENCE:

IDAHO POWER COMPANY
APPROVED FOR CORRECTIONS ON
PREFERRED POLES IN EXISTING LINES
BY: MORLAN W. NELSON
BIOS-OF-PREY CONSULTANT

EXHIBIT No. 7

MICROFILMED



Each bank of the canal will be maintained for
pick-up and tractor access

CERTIFICATE OF SERVICE

I, Sue Hallstrom, do hereby certify that I mailed by certified mail, U. S. Postal Service, a true and correct copy of the foregoing document on this 18th day of August, 1983, to the U. S. Fish & Wildlife Service, abd Idaho Historical Society, at Boise, Idaho, and the Idaho Department of Fish & Game at Jerome, Idaho.

Sue Hallstrom
Sue Hallstrom

MICROFILMED

RECEIVED
DEC 2 1985

DEPARTMENT OF FISH AND GAME
SANDWICH MOUNTAIN 2000

John C. Arkoosh
Attorney at Law
P.O. Box 32
116 Fourth Ave. West
Gooding, Idaho 83330
(208) 934-8401

November 25, 1985

FISH & GAME

NOV 28 1985

Reg Super. LR
Fish
Env.
Lands
Action Bo
Route & Map
Remarks

Mr. Robert Bell
FISH AND GAME DEPARTMENT
868 East Main
Jerome, Idaho 83338

RE: Michael Arkoosh and George Arkoosh --
Water Application No. 37-8251

Dear Bob:

This is to confirm our telephone conversation of 25 November, 1985, concerning the above referenced water application for permit. This application is for the Geobon II water project and is for additional water not covered by application for permit No. 37-8096 in the name of George Arkoosh.

It is my understanding that my clients and Fish and Game are agreed as follows:

1. That the above referenced application is for the Geobon II Project, and that the project is the same as represented to Fish and Game on Application for Permit No. 37-8096.
2. That the above referenced application for permit will be subject to the same minimum stream flows as previously agreed to between the parties.
3. Assuming 1 and 2 above, Fish and Game has no objection to the Water Resource Board issuing a permit.
4. Subject to 1 and 2 above, Fish and Game withdraws its protest of the above referenced application for permit, and agrees that by countersigning the original of this letter, and delivering the same to the Department of Water Resources, that its protest is withdrawn subject to 1 and 2.

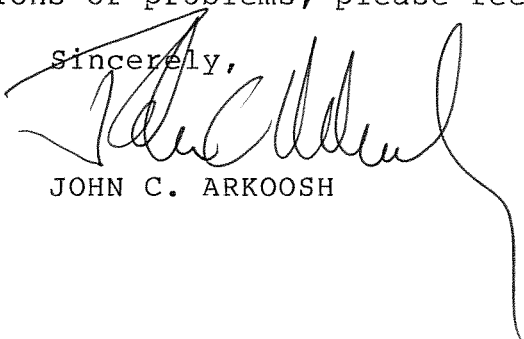
MICROFILMED

Page -2-

November 25, 1985

If there are any questions or problems, please feel free to contact me

Sincerely,


JOHN C. ARKOOSH

JCA:rw

APPROVED


Title: Regional Supervisor

DATED: 12-2-85

MICROFILMED

John C. Arkoosh
Attorney at Law
P.O. Box 32
116 Fourth Ave. West
Gooding, Idaho 83330
(208) 934-8401

November 26, 1985

RECEIVED
NOV 27 1985
Department of Water Resources
Southern District Office

Mr. Loren O. Holmes
Southern Region Supervisor
State of Idaho
DEPARTMENT OF WATER RESOURCES
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

RE: Application for Permit No. 37-8251 - GeoBon II

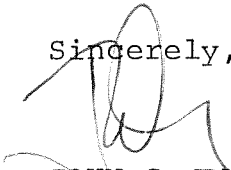
Dear Mr. Holmes:

Pursuant to your letter of October 30, 1985, please find enclosed the following requested items:

1. Financial Statement of George and Bonnie Arkoosh dated May 31, 1985. We would ask that this information be kept confidential and returned to this office.
2. Preliminary Cost Estimate provided by Ted Sorenson, P.E. dated February 5, 1985.
3. Affidavit for Water Rights to be used for Power Purposes executed by George Arkoosh and Michael Arkoosh.

Please be advised that the project plan, including the proposed layout of the plant, will be hand delivered to you.

Sincerely,


JOHN C. ARKOOSH

JCA:rw
Enclosures
cc: Adam Kimmel
George Arkoosh

MICROFILMED

PGED BON II - PRELIMINARY COST ESTIMATE
 TED S. SORENSON P.E.
 FEBRUARY 5, 1985

TOTAL FLOW ALTERNATIVE
 =====

1. ROCK BLASTING			\$129,000
2. ROCK RUBBLE DAM, FEEDER CANAL & TAILRACE CANAL			\$128,000
3. DIVERSION, INTAKE STRUCTURES & OVERFLOW WEIR:			
A) DIVERSION STRUCTURE			
B) RADIAL GATES			
C) OVERFLOW WEIR			
D) INTAKE STRUCTURE			
E) TRASH RACK, INLET REDUCER & FABRICATED METAL			\$165,300
4. PENSTOCK			\$42,800
5. POWERHOUSE:			
A) FABRICATED METAL		30,000	
B) STRUCTURAL CONCRETE		120,000	
C) HOISTS		15,000	
		-----	\$165,000
6. TURBINE, GENERATOR & SWITCH GEAR (VOITH):			
A) TURBINE, GENERATOR & SWITCH GEAR		597,000	
B) SPARE PARTS		12,000	
C) SALES TAX		24,360	
D) TURBINE INSTALLATION		70,000	
E) ELECTRICAL INSTALLATION		50,000	
		-----	\$758,360
7. ELECTRICAL INTERCONNECT			
A) TRANSFORMER		20,000	
B) TRANSMISSION LINE & INTERCONNECT W/IDAHO POWER		95,000	
		-----	\$115,000
SUBTOTAL			\$1,558,460
ENGINEERING	@	7.5%	\$116,884
CONSULTING ASSOCIATES	@	7.0%	\$109,092
CONTINGENCY	@	10.0%	\$155,846
TOTAL ESTIMATED CAPITAL COST			\$1,740,282

MICROFILMED



Region 4
868 E. Main, P.O. Box 428
Jerome, Idaho 83338
Telephone: (208) 324-4350

November 5, 1985

RECEIVED

NOV 6 1985

Department of Water Resources
Southern District Office

Mr. Loren O. Holmes
Southern Region Supervisor
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301

Re: Application for Permit No. 37-8251
George and/or Michael Arkoosh, Little Wood River

Dear Loren:

The Department of Fish and Game protests the granting of the above referenced permit until further studies are conducted to determine the accumulative impacts of the several hydro projects already constructed and proposed on this stream.

Sincerely,

William E. Webb
Supervisor, Region 4

WEW:ar

cc: Bureau of Fisheries
Bureau of Program Coordination



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

October 30, 1985

George F. & Michael A. Arkoosh
Rt. 1 Box 204
Gooding, Idaho 83330

Re: Application for Permit No. 37-8251 - Geo Bon #2

Gentlemen:

This office is in receipt of your application for permit to appropriate the waters of Little Wood River tributary to Big Wood River for power purposes.

The application has been numbered 37-8251 and we are proceeding with publication of a legal notice as required by statute.

We understand that this filing is for additional water for the Geo Bon #2 project (FERC No. 7548) which is associated with Application for Water Permit 37-8096.

Before any further action can be taken by this office, the following information must be submitted for inclusion with your application in accordance with Title 42, Chapter 2 of the IDAHO CODE:

- ✓ A plan of the project. This must include a scale drawing showing the proposed layout of the plant on the property, and give locations, dimensions, and elevations of all major components of the project.
- ✓ An itemized estimate of the cost of constructing the project.
- ✓ A statement of the financial resources which the applicant has committed to the project and the means by which funds are to be provided for construction. Personal and corporate financial statements will be confidentially reviewed in comparison to the cost estimate and returned. Letters from lending institutions or developers indicating a financial commitment will be retained in your file.
- ✓ An affidavit to establish residence and the ownership of any man-made irrigation works to be used in the project is enclosed. Please complete the applicable items on the form and return it to this office.

MICROFILMED

Publication of the legal notice of your application and protest period should be completed by December 2, 1985. If the above requested information is received by that date, no additional delay should be incurred at the Regional Office level of review.

If you have questions concerning this matter, please feel free to contact this office.

Very truly yours,

Loren O. Holmes
Southern Region Supervisor

LOH:marya

Encl:

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

October 30, 1985

Bob Bell, Regional Fisheries Biologist
Idaho Fish & Game Department
Region #4
P. O. Box 428
Jerome, Idaho 83338

Re: Application for Permit No. 37-8251

Dear Mr. Bell:

Please find enclosed a copy of the above referenced application
for permit for your information and files.

Very truly yours,

Mary A. Newby
Sec/Office Coord.

for

Loren O. Holmes
Southern Region Supervisor

Encl:

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

A. Kenneth Dunn
Director

1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301
(208) 734-3578

October 30, 1985

Reid J. Newby
Watermaster District 37
Box 1
Shoshone, Idaho 83352

Re: Application for Permit No. 37-8251

Dear Mr. Newby:

Please find enclosed a copy of the above referenced application for permit for your information and files.

Very truly yours,

Mary A. Newby
Sec/Office Coord.

Encl:

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

OCTOBER 30, 1985

Lincoln County Journal
P. O. Box 704
Shoshone, Idaho 83352

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 2, 1985.

Yours truly,

Mary A. Newby
Secretary

Encl.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

OCTOBER 30, 1985

Times News
P. O. Box 548
Twin Falls, Idaho 83301

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before DECEMBER 2, 1985.

Yours truly,

Mary A. Newby
Secretary

Encl.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

OCTOBER 30, 1985

Lewiston Morning Tribune
505 C Street
Lewiston, ID 83501

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

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Yours truly,

Mary A. Newby
Secretary

Encl.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

OCTOBER 30, 1985

Idaho Statesman
Box 40
Boise, ID 83707

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

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Please send the affidavit of publication and publication billing to this office before DECEMBER 2, 1985.

Yours truly,

Mary A. Newby
Secretary

Encl.

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

1041 Blue Lakes Blvd N.
Twin Falls, Idaho 83301
(208) 734-3578

OCTOBER 30, 1985

Post Register
P. O. Box 1800
Idaho Falls, ID 83402

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. We have allowed ample time for you to submit a galley proof to this office for review before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billings to this office before DECEMBER 2, 1985.

Yours truly,

Mary A. Newby
Secretary

Encl.

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-8251

ARKOOSH, GEORGE F. &/or MICHAEL A.

RT. 1 BOX 204, GOODING, ID 83330

Source: LITTLE WOOD RIVER trib. to BIG WOOD RIVER

Diversion Pt: NENENE Sec 32 T 05S R 17E

Use: POWER (200.0 CFS)

Date Filed: 10/28/1985

In: SWSM Sec 29 T 05S R 17E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before DECEMBER 2, 1985.

A. KENNETH DUNN

Director

Published 11/14 & 11/21/85.

MICROFILMED

**NOTICE OF
APPLICATION OF
WATER RIGHT**

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

37-8251

ARKOOSH, GEORGE F.
&/or MICHAEL A.
Rt. 1 Box 204, Gooding,
ID 83330

Source: LITTLE WOOD
RIVER trib. to BIG
WOOD RIVER

Diversion Pt: NENENE
Sec 32 T 05S R 17E

Use: POWER (200.0 CFS)

Date Filed: 10/28/1985

In: SWSW Sec 29 T 05S R
17E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before DECEMBER 2, 1985.

A. KENNETH DUNN
Director

PUBLISH: Thursdays,
November 14, and 21,
1985.

sk
meyer
11/3/85

0-0

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application(s) is (are) being advertised to allow all parties affected by the addition of the public interest criteria Sec. 42-203C, Idaho Code the opportunity to protest:

37-8251

ARKOOSH, GEORGE F. &/or MI-
CHAEL A.

Rt. 1 BOX 204, GOODING, ID
83330

Source: LITTLE WOOD RIVER
trib. to BIG WOOD RIVER

Diversion Point: NENENE Sec 32
T 05S R 17E

Use: POWER (200.00 CFS)

Date Filed: 10/28/1985

In: SWSW Sec 29 T 05S R 17 E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, Southern Region, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 on or before November 25, 1985.

A. KENNETH DUNN
Director

sk
meyer
11/6/85

LEGAL000-PRUF

**NOTICE OF APPLICATION
FOR WATER RIGHT**

61403

The following application(s) is (are) being advertised to allow all parties affected by the addition of the public interest criteria Sec. 42-203C, Idaho Code the opportunity to protest:

37-8251

ARKOOSH, GEORGE F. &/or MI-
CHAEL A.

Rt. 1 BOX 204, GOODING, ID
83330

Source: LITTLE WOOD RIVER
trib. to BIG WOOD RIVER

Diversion Point: NENENE Sec 32
T 05S R 17E

Use: POWER (200.00 CFS)

Date Filed: 10/28/1985

In: SWSW Sec 29 T 05S R 17 E

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, Southern Region, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before December 2, 1985.

A. KENNETH DUNN
Director

newiston
11/7/85
sk