

State of Idaho
Department of Water Resources
APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 37-07865

RECEIVED

JUL 28 2008

DEPARTMENT OF
WATER RESOURCES

Date of Priority: November 05, 1980

Maximum Diversion Rate: 130.00 CFS

Maximum Diversion Volume: 67,500.0 AF

Comes now VERNON F RAVENSCROFT And HARRIETT B RAVENSCROFT
PO BOX 893
BOISE ID 83701

And

BONNEVILLE PACIFIC CORP
C/O DAVID P HIRSCHI
257 E 200 S STE 800

SALT LAKE CITY UT 84111 and represents to the Director of the Idaho Department of Water Resources that he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 37-07865, and requests that the permit be changed as follows:

Source: MALAD RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
POWER	01/01 to 12/31	130.00 CFS	67,500.0 AF

LOCATION OF POINT(S) OF DIVERSION:

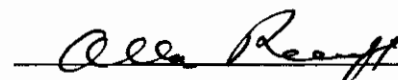
MALAD RIVER SW1/4NW1/4 Sec. 28, Twp 06S, Rge 14E, B.M.

GOODING County

PLACE OF USE: POWER

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S 14E 29											X						

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk. Signed this 24 day of July, 2008.


(Signature)

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FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = ~~5000~~ (100.00) Receipted by LN # 0087349 Date 7/28/08

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, DAVID R. TUTHILL, JR., of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 37-07865 with the following:

CONDITIONS OF APPROVAL

1. The issuance of this right does not grant any right-of-way or easement across the land of another.
2. The rights for the use of water confirmed in this license shall be junior and subordinate to all rights for the use of water other than hydropower, within the State of Idaho that are initiated later in time than the priority of this right and shall not give rise to any right or claim against any future rights for the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this right.
3. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
4. Use of water under this right shall be non-consumptive.
5. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after May 1, 2018. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

Witness my hand this _____ day of _____, 2008.

DAVID R. TUTHILL, JR.
Director

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Department of Water Resources
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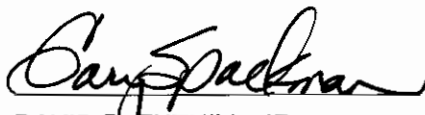
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8. The right holder shall operate in run-of-river mode only and shall act to minimize the fluctuation of streamflow immediately downstream of the location where water is discharged into the Malad River.

Witness my hand this 6th day of February, 2009.


DAVID R. TUTHILL, JR.
Director