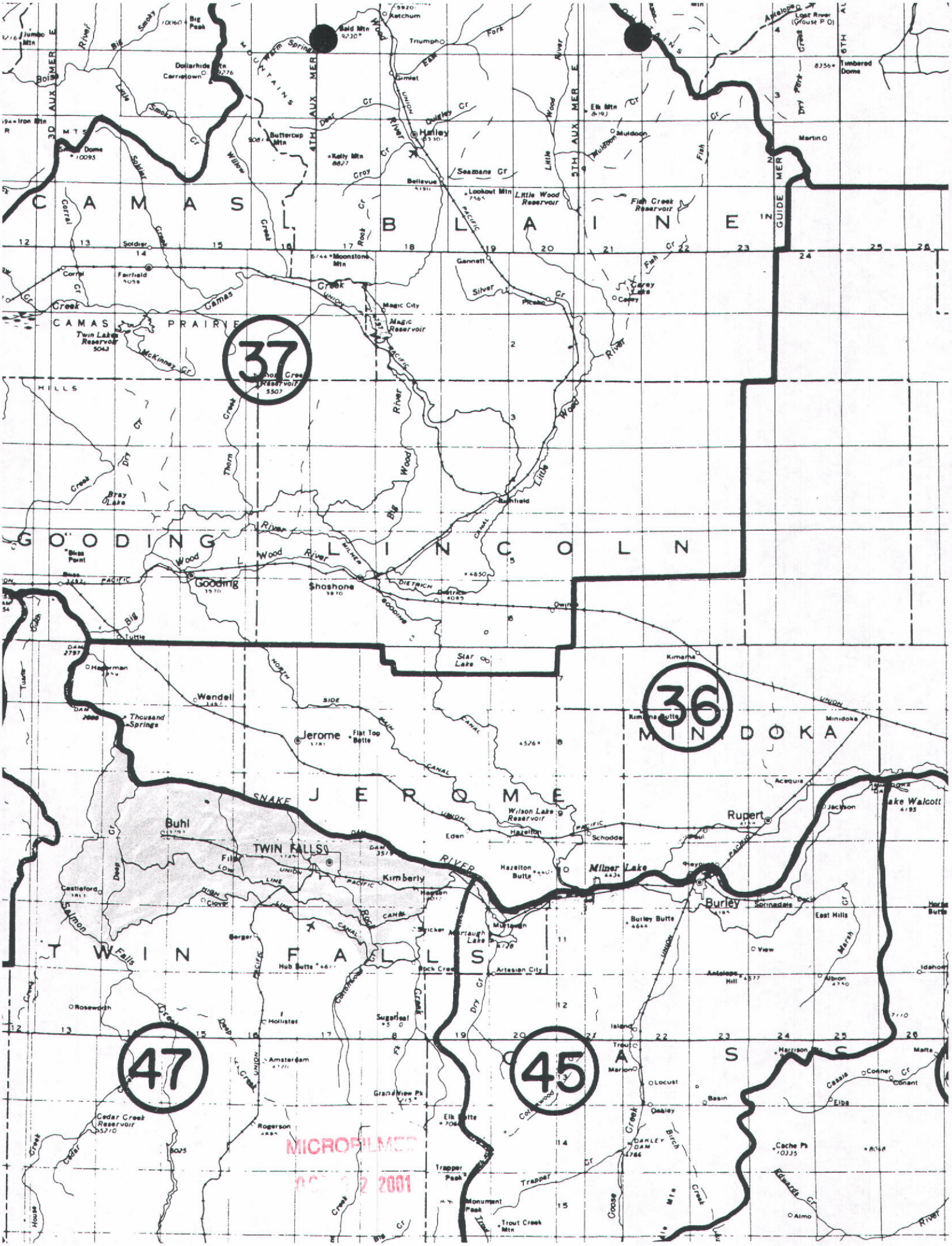


MICROFILMED
2001

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 16th day of May, 19 85, last publication having been made on the 23rd day of May, 19 85, 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.

J. Robb Brady

Subscribed and sworn to before me, this 28th day of May, 19 85

Leon R. Napier
Notary Public

My commission expires September 30, 19 88

B10, 1M,

RECEIVED
MAY 30 1985
Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
R-670/01-2068

Notice is hereby given that the United States Bureau of Reclamation has applied to the Department of Water Resources for a change in the place of use of the waters of the Snake River (Palisades storage) tributary to Columbia River. The right sought to be changed is evidenced by License No. R-670/01-2068 and is recorded as follows:

AMOUNT: 1,400,000 A.F. PRIORITY: July 28, 1939

POINT OF DIVERSION: NE¼, Sec. 17, T. 1S, R. 45E, B.M. Bonneville County;

The water is used for power generation, dead storage and irrigation of 1,038,000 acres including all of Sec. 34, N½, SW¼, N½SE¼, Sec. 35, T. 7S, R. 24E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be used for power generation, dead storage and irrigation of 1,038,000 acres including the N½, N½SW¼, Sec. 24, T. 10S, R. 21E, S½S½, Sec. 26, SE¼, Sec. 33, S½N½, SW¼, SE¼, Sec. 34, T. 9S, R. 21E, B.M.

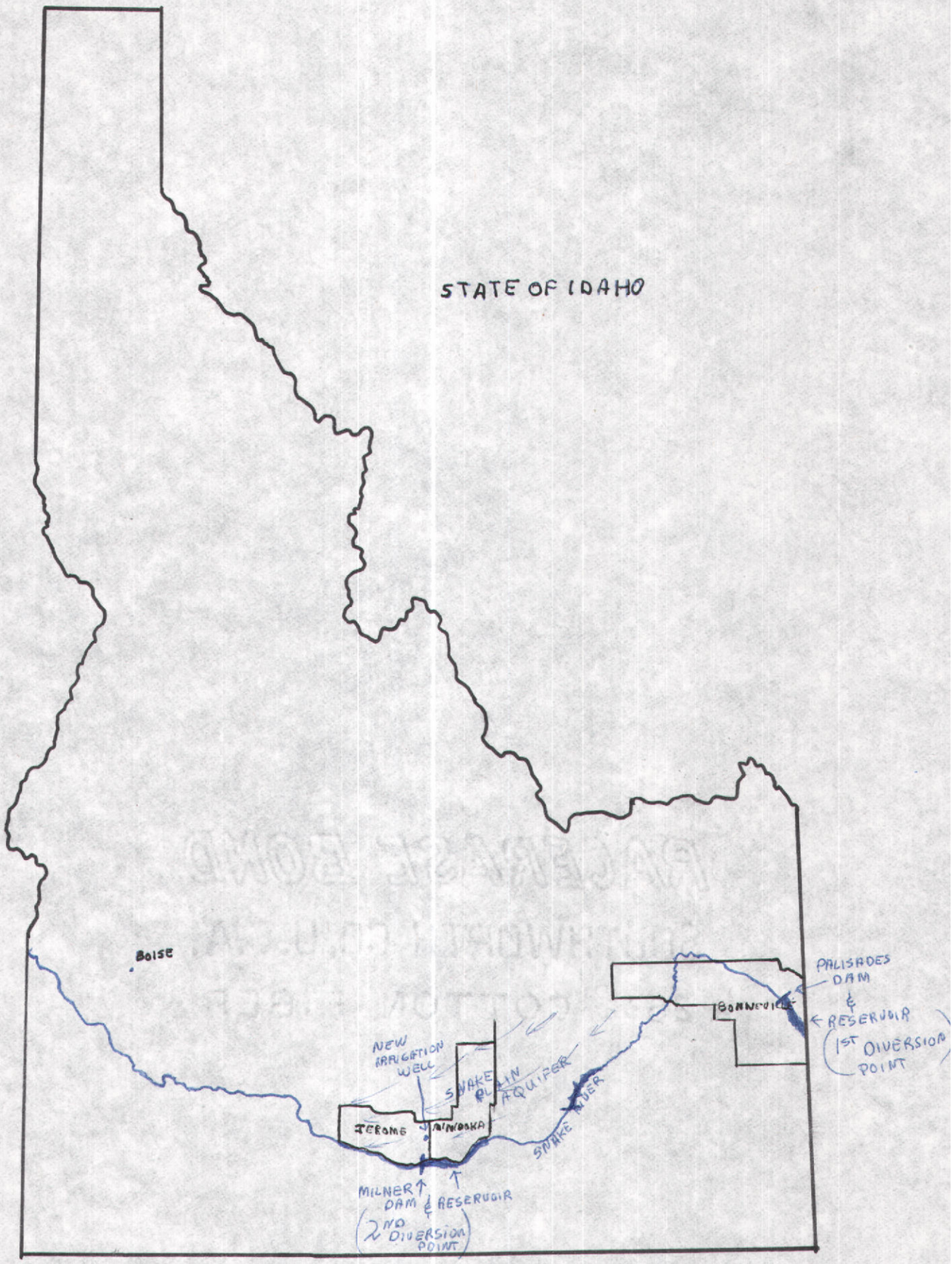
Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, ID 83402 on or before June 3, 1985.

A. KENNETH DUNN
Director

Published: May 16, 23, 1985

MICROFILMED

ATTACHMENT "C"

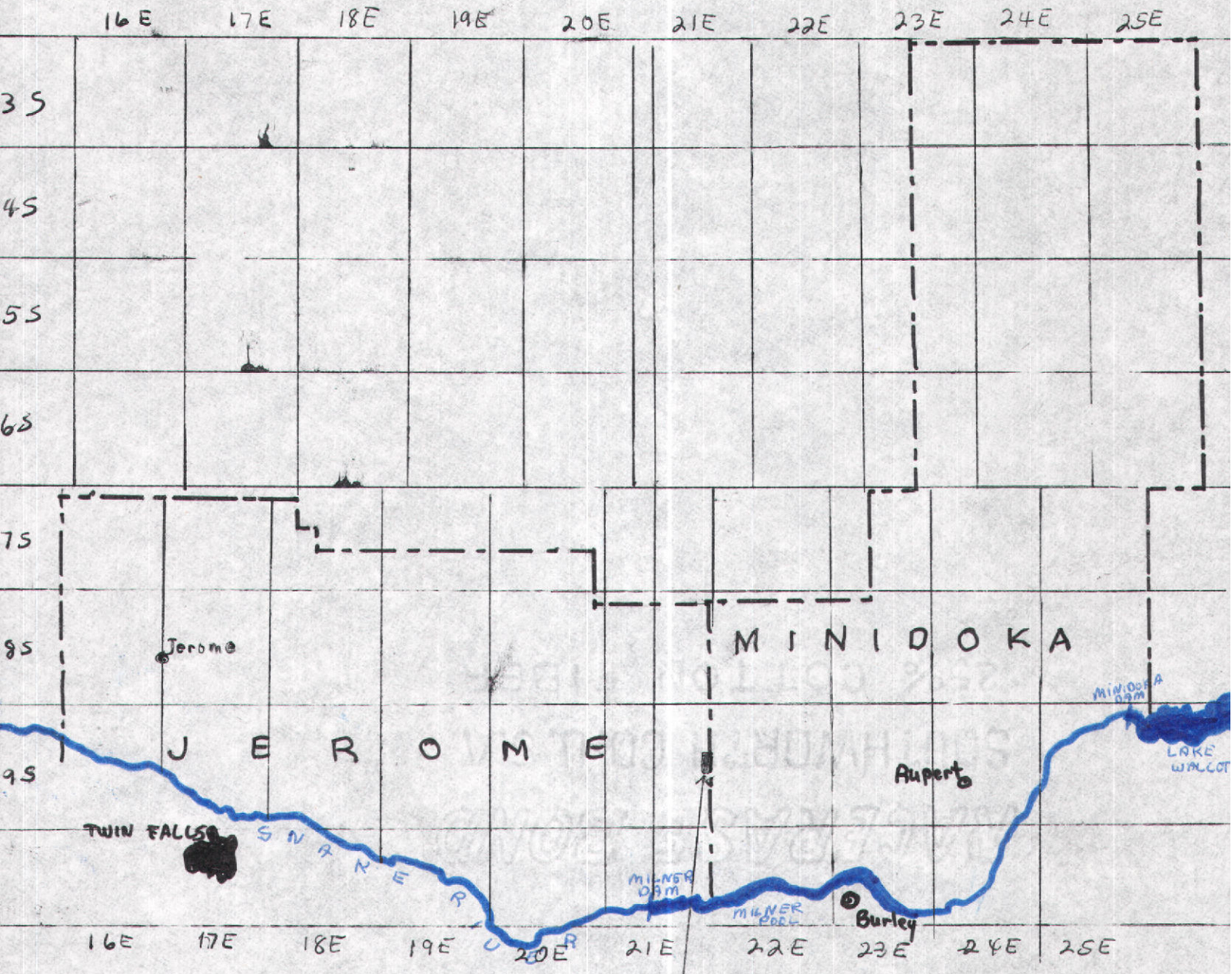


ILLUSTRATED SKETCH OF PALISADES STORAGE WATER - SNAKE RIVER PLAIN GROUNDWATER EXCHANGE.

MICROFILMED

ATTACHMENT "C"

JEROME & MINIDOKA COUNTIES
IDAHO



LOCATION OF PLACE OF USE FOR EXCHANGED WATER.

DESERT LAND ENTRY NO. I-7258

JEROME COUNTY

9S 21E SEC. 13
9S 21E SEC. 24

MICROFILMED

DESCRIBE RIGHT HELD BY USER WITH WHOM YOU WISH TO EXCHANGE WATER

9. Name of Right Holder _____

   Post office address _____

10. Source of water _____ tributary to _____
    (Name of stream or source)

11. Name of canal or ditch _____

12. Amount of water a. _____ c.f.s. and/or
    b. _____ acre feet/annum

13. Right obtained by:

    a. Decree to _____ in Case of _____
    (Name)

    vs. _____, Dated _____ in _____
    (Name of Court)

    Court, County of _____. Fully describe decree (if known) _____

    _____

    _____

    b. Permit, License, or Claim No. _____ in the records of the Department of Reclamation.

EXCHANGE With Snake River

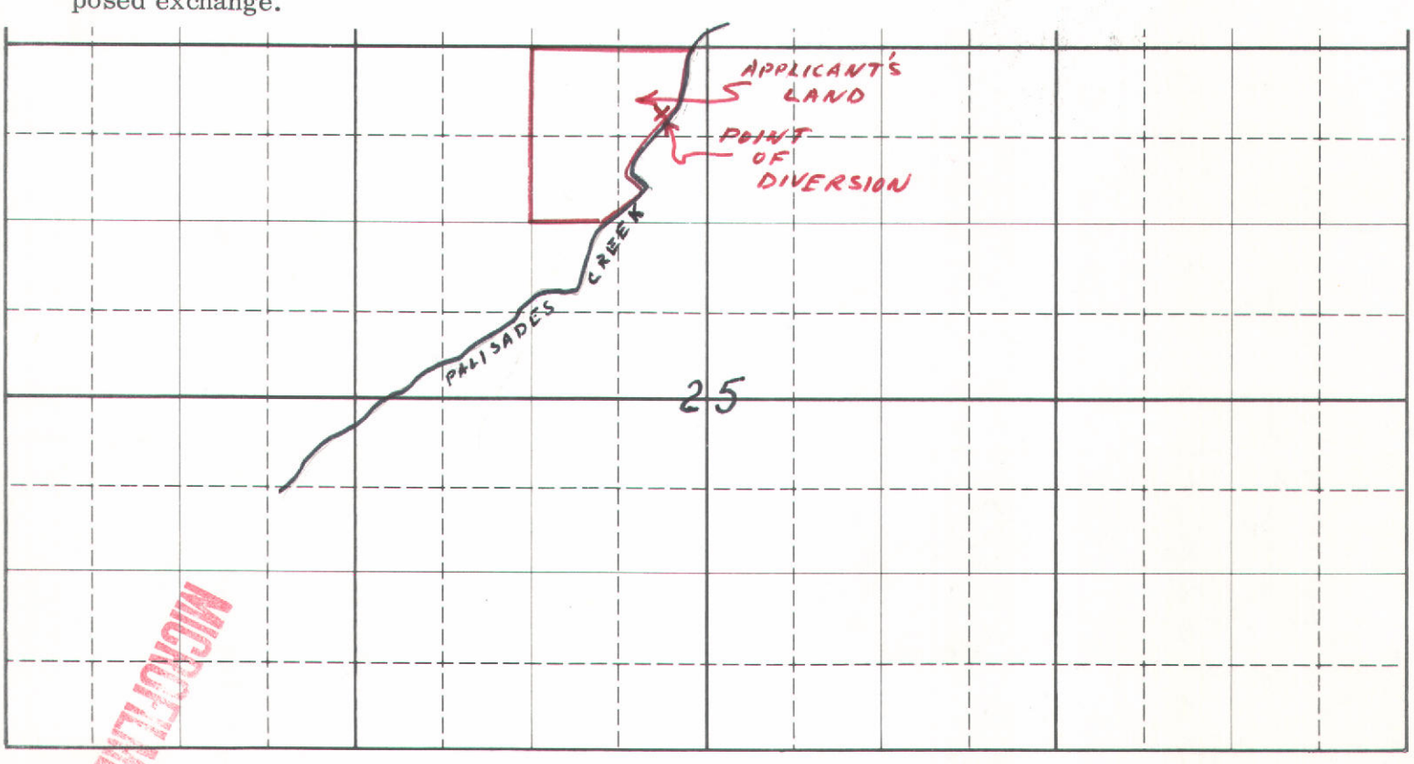
14. 1.0 c.f.s and/or 35 acre feet per annum of water diverted at the point described in line 7 and will be delivered into Snake River at a point in NE ¼ xxxxxx¼ of Section 17, Township 1 South, Range 45 East, B.M., in Bonneville County; Additional points, if any _____

    _____

15. In lieu thereof 1.0 c.f.s. and/or 35 acre feet per annum will be diverted from Palisades Creek at a point within the NE ¼ NW ¼ of Section 25, Township 1 North, Range 44 East, B.M., in Bonneville County.

16. Explanation Applicant is owner of 15 shares (15 acre feet of storage space in Palisades Reservoir) of stock in Palisades Water Users, Inc. Applicant has recently purchased an additional 20 acre feet, all for use on his ranch on Palisades Creek.

In the space below draw a sketch map showing your point of diversion under the exchange, where you will return the replacement water, land irrigated, and the general location of your conveyance system. Include any other information which would help in understanding the proposed exchange.



MICROFILMED

Proof of Publication

The Post-Register

RECEIVED
JUN 21 1982
Department of Water Resources
Eastern District Office

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 3rd day of June, 1982, last publication having been made on the 10th day of June, 1982, 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.

J. Robb Brady

Subscribed and sworn to before me, this 16th day of June, 1982

Leon R. Napier
Notary Public

My commission expires September 30, 1984

B10, 1M,

NOTICE OF APPLICATION FOR EXCHANGE OF WATER

Notice is hereby given that Rogers K. Rose, Idaho Falls, Idaho, has applied to the Department of Water Resources for an exchange of the waters of Palisades Reservoir tributary to Snake River and evidenced by license No. 01-2068. This exchange is based on the applicant's ownership of 35 shares of stock in the Palisades Water Users Inc. and is represented as follows:

AMOUNT: 35 A.F.

POINT OF DIVERSION: NE¼, Sec. 17, T. 1S, R. 45E, B.M., Bonneville County

Priority: July 28, 1939

The water is used from Apr. 1 to Nov. 1 for the irrigation of 33 acres within the NE¼NW¼, Sec. 25, T. 1N, R. 44E, B.M.

PROPOSED EXCHANGE

To exchange 35 AF of Palisades Reservoir storage, diverted at a rate not to exceed 1.00 cfs, at a point within the NE¼, Sec. 17, T. 1S, R. 45E in lieu of water diverted from Palisades Creek at a point within the NE¼NW¼, Sec. 25, T. 1N, R. 44E, Bonneville County.

Any protest to the above proposed exchange of water must be filed with the Idaho Department of Water Resources, 150 Shoup, Idaho Falls, Idaho, 83402, on or before June 21, 1982.

A. KENNETH DUNN.
Director

Published: June 3, 10, 1982

W½ Sec. 3, NE¼, NE¼NW¼, S½NW¼, SW¼, W½SE¼ Sec. 4, NW¼NE¼, S½NE¼, N½NW¼, SW¼NW¼, NW¼SW¼, SE¼SW¼, NE¼SE¼, S½SE¼ Sec. 5, S½NE¼, NE¼NW¼, S½NW¼, S½ Sec. 6, All Sec. 7, NE¼, E½NW¼, SW¼, NE¼SE¼, W½SE¼ Sec. 8, N½, SW¼, NW¼SE¼ Sec. 9, NE¼, NE¼NW¼, S½NW¼, N½SW¼, SE¼SW¼, SE¼ Sec. 10, NW¼NE¼, N½NW¼, SW¼, SW¼SE¼ Sec. 17, All Sec.18, NE¼, E½NW¼, N½SE¼ Sec. 19, N½, SW¼, NW¼SE¼ Sec. 20, NW¼NE¼, N½NW¼ Sec. 21, T. 4 S., R. 33 E., B.M.
All Township 4 South, Range 34 East, B.M. S E of Snake River.

W½ Sec. 5, All Sec. 6 & 7, W½, NW¼SE¼, S½SE¼ Sec. 8, W½W½ Sec. 16, All Sec. 17, 18, 19, & 20, NW¼, N½SW¼ Sec. 21, N½, SW¼, W½SE¼ Sec. 29, All Sec. 30 & 31, N½NW¼, SW¼NW¼, W½SW¼ Sec. 32, T. 4 S., R. 35 E., B.M.

SE¼NW¼ Sec. 1, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 2, E½, E½W½ Sec. 3, S½SE¼ Sec. 8, SW¼, W½SE¼ Sec. 9, All Sec. 10 & 11, E½NE¼, NE¼NW¼, S½NW¼, SW¼, SW¼SE¼ Sec. 12, N½NW¼, SW¼NW¼ NW¼SW¼, W½SE¼ Sec. 13, All Sec. 14 & 15, N½, E½SW¼, SE¼ Sec. 16, All Sec. 17, S½ Sec. 18, N½NE¼, SE¼NE¼, SE¼SW¼, SW¼SE¼ Sec. 19, All Sec. 20, 21, 22 & 23, SW¼NW¼, W½SW¼ Sec. 25, All Sec. 26, 27, 28 & 29, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 30, N½, SE¼, Sec. 31, All Sec. 32 & 33, N½, N½SW¼, SE¼SW¼, W½SE¼ Sec. 34, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 35, NW¼ Sec. 36, T. 5 S., R. 31 E., B.M.

S½SW¼, SW¼SE¼ Sec. 27, S½SW¼, NE¼SE¼, S½SE¼ Sec. 28, SE¼SE¼ Sec. 29, SE¼SW¼, NE¼SE¼, S½SE¼ Sec. 31, NE¼, S½NW¼, S½ Sec. 32, All Sec. 33 & 34, SW¼NW¼, SW¼, S½SE¼ Sec. 35, T. 5 S., R. 33 E., B.M.

All Sec. 1, 2, 3, 4, 5 & 6, N½ Sec. 7, All Sec. 8, 9, 10 & 11, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼, NW¼SE¼ Sec. 12, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 14, All Sec. 15, 16 & 17, NE¼, S½ Sec. 18, All Sec. 19, 20, 21, & 22, NW¼NE¼, W½ Sec. 23, NW¼, W½SW¼ Sec. 26, All Sec. 27, 28, 29, 30, 31, 32, 33 & 34, W½W½ Sec. 35, T. 5 S., R. 34 E., B.M.

SE¼ Sec. 25, E½, NE¼SW¼ Sec. 36, T. 6 S., R. 30 E., B.M.

W½NE¼, NE¼NW¼, SW¼SW¼ Sec. 3, W½NE¼, NW¼, S½ Sec. 4, All Sec. 5, NE¼, E½NW¼, S½ Sec. 6, N½NE¼, SW¼NE¼, NW¼, S½ Sec. 7, N½, SE¼SW¼, SE¼ Sec. 8, All Sec. 9 & 10, NW¼NW¼, S½NW Sec. 11, NW¼NE¼, W½ Sec. 15, All Sec. 16 & 17, N½, W½SW¼, E½SE¼ Sec. 18, NE¼, E½NW¼, S½ Sec. 19, N½, SW¼, N½SE¼ Sec. 20, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 21, NW¼NW¼ Sec. 22, NW¼NE¼ Sec. 28, NW¼, S½SW¼ Sec. 29, NE¼, NE¼NW¼, S½ NW¼, S½, Sec. 30, All Sec. 31, NW¼NE¼, W½ Sec. 32, S½NE¼, E½SW¼, SE¼ Sec. 36, T. 6 S., R. 31 E., B.M.

All Sec. 1, NE¼, S½NW¼, S½ Sec. 2, E½SE¼ Sec. 3, NE¼, N½SE¼, SE¼SE¼ Sec. 10, All Sec. 11 & 12, N½NE¼, SE¼NE¼, N½NW¼, SW¼NW¼ Sec. 13, N½, N½SW¼, N½SE¼ Sec. 14, NE¼NE¼, S½NE¼, SE¼NW¼ Sec. 15, NE¼SE¼ Sec. 21, S½ Sec. 22, NW¼SW¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 23, S½NE¼, SE¼NW¼, SW¼, N½SE¼ Sec. 24, SE¼SW¼, S½SE¼ Sec. 25, NW¼NE¼, N½NW¼, SW¼NW¼ Sec. 26, N½, N½SW¼, NW¼SE¼ Sec. 27, S½NW¼, S½ Sec. 28, SE¼SW¼, SE¼ Sec. 29, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 31, N½, N½SW¼ Sec. 32, NW¼NE¼, N½NW¼, NE¼SE¼, S½SE¼ Sec. 33, S½NE¼, S½ Sec. 34, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 35, All Sec. 36, T. 6 S., R. 32 E., B.M.

NW¼NW¼, S½NW¼, S½ Sec. 1, All Sec. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12, N½NE¼, SW¼NE¼, NW¼, N½SW¼ Sec. 13, All Sec. 14, 15, 16 & 17, N½, NE¼SW¼, SE¼ Sec. 18, NE¼, N½SW¼, SE¼SW¼, SE¼ Sec. 19, All Sec. 20, N½, SW¼, NW¼SE¼ Sec. 21, NW¼NW¼ Sec. 22, SW¼NW¼ W½SW¼ Sec. 28, All Sec. 29, 30, 31 & 32, T. 6 S., R. 33 E., B.M.

W½NW¼, W½SW¼ Sec. 2, All Sec. 3, 4, 5, 6, 7, 8, 9 & 10, W½ Sec. 11, All Sec. 14 & 15, N½, SE¼ Sec.16, All Sec. 22 & 23, T. 6 S., R. 34 E., B.M.

NE¼, S½ Sec. 1, S½SE¼ Sec. 11, NE¼, N½NW¼, SE¼NW¼, SW¼ Sec. 12, W½ Sec. 13, E½, E½W½ Sec. 14, E½NW¼, E½SW¼, SW¼SW¼, SE¼ Sec. 23, SW¼NE¼, W½, NW¼SE¼, S½SE¼ Sec. 24, All Sec. 25, N½, SE¼ Sec. 26, NE¼NE¼, SE¼SE¼ Sec. 27, E½ Sec. 34, NE¼, N½NW¼, S½ Sec. 35, W½NE¼, NW¼, SW¼ Sec. 36, T. 7 S., R. 30 E., B.M.

NE¼, NE¼NW¼, S½NW¼, SW¼, NW¼SE¼ Sec. 1, E½SE¼ Sec. 2, W½NE¼, NW¼, SW¼ Sec. 5, All Sec. 6, N½, NW¼SE¼ Sec. 7, W½NW¼ Sec. 8, SE¼SE¼ Sec. 10, NE¼, SE¼NW¼ Sec.11, S½NE¼, NW¼, N½SW¼, N½SE¼ Sec. 12, S½N½, S½ Sec. 13, All Sec. 14, NE¼, N½SE¼, SE¼SE¼ Sec. 15, NE¼NE¼, S½NE¼, SE¼NW¼, NE¼SW¼, S½SW¼, SE¼ Sec. 21, NE¼NE¼, S½NE¼, S½NW¼, SW¼, N½SE¼ Sec. 22, N½, NW¼SW¼ Sec. 23, N½NE¼, N½NW¼, SW¼NW¼ Sec. 24, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼ Sec. 28, E½NE¼, SE¼ Sec. 29, NE¼SE¼, S½SE¼ Sec. 31, N½NE¼, SW¼NE¼, S½NW¼, SW¼ Sec. 32, T. 7 S., R. 31 E., B.M.

R-6-70

N½, N½SW¼ Sec. 1, All Sec. 2 & 3, NE¼, E½NW¼, S½ Sec. 4, SE¼SE¼ Sec. 5, N½NW¼, SW¼NW¼ Sec. 6, NE¼NE¼, S½NE¼, S½NW¼, N½SW¼, SE¼ Sec. 7, All Sec. 8, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼ Sec. 9, N½N½ Sec. 10, N½NW¼, SW¼NW¼, W½SW¼ Sec. 17, N½NE¼, NE¼NW¼ Sec. 18, NE¼NE¼, SW¼NE¼, SE¼NW¼ Sec. 19, T. 7 S., R. 32 E., B.M.

N½, SW¼, NW¼SE¼ Sec. 5, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 6, NE¼, NE¼NW¼ Sec. 7, N½NW¼, SW¼NW¼ Sec. 8, T. 7 S., R. 33 E., B.M.

NW¼, NW¼SW¼, E½SE¼ Sec. 1, NE¼, S½ Sec, 2, NE¼NE¼, NW¼ Sec, 10, NE¼NW¼, S½SW¼, S½SE¼ Sec. 11, NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 12, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼ Sec. 13, All Sec. 14, SE¼NE¼, SE¼ Sec. 15, E½, S½SW¼ Sec. 22, N½NE¼, SW¼NE¼, W½, NW¼SE¼ Sec. 23, W½NE¼, NW¼, N½SW¼, NW¼SE¼ Sec. 26, N½, NE¼SW¼, N½SE¼ Sec. 27, T. 8 S., R. 30 E., B.M.

NW¼NW¼ Sec. 5, NE¼, NE¼NW¼, S½NW¼, SW¼, N½SE¼, SW¼SE¼ Sec. 6, W½ Sec. 7, NW¼NW¼ Sec. 18, T. 8 S., R. 31 E., B.M.

SE¼SE¼ Sec. 8, NE¼SW¼, S½SW¼, W½SE¼ Sec. 9, NE¼NE¼, S½NE¼, S½SW¼, SW¼SE¼ Sec. 10, NW¼, S½SW¼ Sec. 15, S½NE¼, W½NW¼ Sec. 16, NE¼, E½NW¼, E½SW¼, N½SE¼, SW¼SE¼ Sec. 21, NW¼NE¼, NW¼, N½SW¼ Sec. 22, NE¼SE¼, S½SE¼ Sec. 24, N½N½ Sec. 25, N½NE¼, SW¼NE¼, W½, N½SE¼, SW¼SE¼ Sec. 26, S½S½ Sec. 27, NE¼NW¼ Sec. 28, SW¼NW¼, SW¼ Sec. 34, N½NE¼ Sec. 35, T. 5 S., R. 11 E., B.M.

SW¼NW¼, N½SE¼, SW¼SE¼ Sec. 20, SE¼NE¼, NE¼SE¼ Sec. 21, W½NW¼, NW¼SW¼ Sec. 22, S½S½ Sec. 25, S½SE¼ Sec. 26, NW¼, NE¼SW¼ Sec. 27, NW¼NE¼, Sec. 28, SE¼NE¼ Sec.29, NE¼, N½NW¼, SE¼NW¼, NE¼SE¼ Sec. 34, N½NE¼, NW¼ Sec. 35, T. 5 S., R. 12 E., B.M.

SW¼NE¼, SE¼NW¼, NE¼SW¼, S½SW¼ Sec. 30, SW¼NE¼, W½NW¼ Sec. 31, S½S½ Sec. 32, T. 5 S., R. 13 E., B.M.

S½SE¼ Sec. 1, N½NE¼, NE¼NW¼ Sec. 3, SW¼SE¼ Sec. 4, NW¼NE¼, S½NE¼, E½NW¼, E½SW¼, SE¼ Sec. 9, NE¼NE¼ Sec. 12, W½NW¼, N½SW¼ Sec. 15, NE¼, NE¼SE¼ Sec. 16, T. 6 S., R. 11 E., B.M.

S½SE¼ Sec. 1, SW¼SW¼ Sec. 6, NW¼NW¼ Sec. 7, S½NE¼, SE¼NW¼, N½SW¼ Sec. 8, S½NE¼, S½NW¼, NE¼SW¼, NW¼SE¼ Sec. 9, N½NW¼ Sec. 10, T. 6 S., R. 12 E., B.M.

SW¼SW¼ Sec. 2, SE¼SW¼ Sec. 3, SW¼, S½SE¼ Sec. 4, NW¼NE¼, NW¼, E½SW¼, SE¼ Sec. 5, NE¼, NE¼NW¼, NW¼SW¼, S½SW¼, SW¼SE¼ Sec. 6, NE¼ME¼, NE¼NW¼ Sec. 7, N½, N½S½, SE¼SE¼ Sec. 8, W½NE¼, NW¼, S½ Sec. 9, E½, NW¼NW¼ Sec. 10, SW¼SW¼ Sec. 12, W½, N½SE¼ Sec. 13, NE¼NE¼, S½NE¼, NW¼SW¼, S½SW¼, SE¼ Sec. 14, NE¼SW¼, NE¼SE¼, W½SE¼ Sec. 15, N½NE¼, SE¼NE¼, N½NW¼ Sec. 16, NE¼NE¼ Sec. 17, E½SE¼ Sec. 22, NW¼NE¼, N½NW¼, SW¼NW¼, N½SW¼ Sec. 23, NW¼NW¼ Sec. 24, N½NE¼, SE¼NE¼ Sec, 27, S½NW¼, N½SW¼, NE¼SE¼, S½SE¼ Sec. 36, T. 6 S., R. 13 E., B.M.

S½SW¼ Sec. 17, S½SE¼ Sec. 18, NE¼SE¼, S½SE¼ Sec. 19, NW¼NE¼, N½NW¼, SW¼NW¼, W½SW¼ Sec, 20, W½SW¼ Sec. 25, S½ Sec. 26, S½ Sec. 27, S½SW¼, SE¼ Sec. 28, SE¼NE¼ Sec. 29, NW¼NE¼, S½NE¼, NW¼, SW¼SE¼ Sec. 30, All Sec. 31, SW¼NW¼, NW¼SW¼, S½SW¼ Sec.32, N½NE¼, SE¼NE¼, N½NW¼, S½SW¼, S½SE¼ Sec. 33, N½, S½SW¼, SE¼ Sec. 34, All Sec. 35, N½, SW¼, NW¼SE¼ Sec. 36, T. 6 S., R. 14 E., B.M.

SE¼SW¼, SE¼ Sec. 1, NE¼, E½NW¼ Sec. 12,, T. 7 S., R. 13 E., B.M.

S½NE¼, S½NW¼, N½SW¼, SE¼SW¼, N½SE¼, SE¼SE¼ Sec. 1, S½N½, N½S½ Sec. 2, S½N½, N½SE¼ Sec. 3, S½N½, SW¼, NW¼SE¼, S½SE¼ Sec. 4, All Sec. 5 & 6, N½, NE¼SW¼, S½SW¼, SE¼ Sec. 7, All Sec. 8, NW¼NE¼, S½NE¼, NW¼, E½SW¼, SE¼ Sec. 9, S½NE¼, NW¼, S½ Sec.10, S½SW¼ Sec. 13, S½ Sec. 14, N½, S½SE¼ Sec. 15, W½NE¼ Sec. 16, N½, NW¼SW¼, NE¼SE¼ Sec. 17, NE¼, N½NW¼, SE¼NW¼, NE¼SW¼, SE¼ Sec. 18, S½NE¼, NE¼SW¼, SE¼ Sec. 19, SW¼, S½SE¼ Sec. 20, E½NE¼, S½SW¼, SE¼ Sec. 21, N½, E½SW¼, SE¼ Sec. 22, N½, SW¼, NW¼SE¼, SE¼SE¼ Sec. 23, NW¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 24, All Sec. 25 & 26, NE¼, E½NW¼, S½ Sec. 27, N½NE¼, SE¼NE¼, NW¼, S½ Sec. 28, NE¼NE¼, SW¼NE¼, W½, NW¼SE¼ Sec. 29, NE¼, N½SE¼ Sec. 30, NW¼NE¼, S½NE¼ N½NW¼, SE¼NW¼, E½SW¼, NW¼SE¼, S½SE¼ Sec. 32, NE¼, NE¼NW¼, N½SW¼, SW¼SW¼, SE¼ Sec. 33, N½, SW¼, N½SE¼ Sec. 34, N½, N½SW¼, SE¼SW¼, SE¼ All Sec. 36, T. 7 S., R. 14 E., B.M.

Sec. 35,

R-670

SW¼NW¼, SW¼, W½SE¼ Sec. 6, SE¼SW¼ Sec. 8, NW¼SW¼, S½SW¼, S½SE¼ Sec. 19, S½SW¼ SW¼SE¼ Sec. 20, S½SE¼ Sec. 21, NW¼SW¼, W½SE¼ Sec. 22, SW¼NW¼, SE¼SE¼ Sec. 23, SE¼SE¼ Sec. 24, All Sec. 25, E½NE¼, E½SE¼ Sec. 26, NW¼NW¼, S½SW¼, SW¼SE¼ Sec. 27, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 28, All Sec. 29, 30, 31, 32, 33, 34 & 35, NW¼NE¼, NE¼NW¼ Sec. 36, T. 7 S., R. 15 E., B.M.

SW¼SW¼ Sec. 12, All Sec. 13, SE¼NE¼, E½SW¼, SE¼ Sec. 14, SW¼SW¼, NE¼SE¼, S½SE¼ Sec. 19, SW¼NW¼, NE¼SW¼, SE¼SW¼, SW¼SE¼ Sec. 20, S½S½ Sec. 21, NE¼NE¼, S½NE¼, SE¼NW¼, NW¼SW¼, S½SW¼, SE¼ Sec. 22, All Sec. 23, N½, SE¼ Sec. 24, N½, NE¼SW¼, W½SW¼, SE¼ Sec. 25, All Sec. 26, NE¼, NE¼NW¼, W½NW¼, S½ Sec. 27, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 28, NE¼, NE¼NW¼, SW¼NW¼, NW¼SW¼, E½SE¼ Sec. 29, NE¼, N½NW¼, SE¼NW¼, N½SE¼ Sec. 30, NE¼NE¼, S½NE¼, SE¼NW¼, NE¼SW¼, SE¼ W½, NW¼SE¼, S½SE¼ Sec. 31, All Sec. 32, N½, SW¼, NE¼SE¼ Sec. 33, All Sec. 34 & 35, N½NE¼, SW¼NE¼, SE¼NW¼, N½SW¼, SE¼SW¼, SE¼ Sec. 36, T. 7 S., R. 16 E., B.M.

SW¼NE¼, NE¼SW¼, N½SE¼, SE¼SE¼ Sec. 7, ~~illegible~~ S½SW¼, SW¼SE¼ Sec. 8, SE¼SW¼, SW¼SE¼ Sec. 10, SE¼SW¼, SE¼ Sec. 11, NW¼SW¼, S½SW¼ Sec. 12, N½NW¼ Sec. 13, N½NE¼, NE¼NW¼ Sec. 14, NE¼NW¼, S½NW¼, NW¼SW¼ Sec. 15, NW¼SW¼, S½SW¼ Sec. 16, All Sec. 17, 18, 19 & 20, W½ Sec. 21, NE¼NW¼, SW¼SW¼ Sec. 22, NW¼NW¼, S½NW¼, SW¼ Sec. 27, All Sec. 28, 29 & 30, NE¼, E½NW¼, E½SW¼, NE¼SE¼, W½SE¼ Sec. 31, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 32, All Sec. 33, NE¼, NW¼NW¼, S½NW¼, S½ Sec. 34, S½SW¼ Sec. 35, T. 7 S., R. 17 E., B.M.

SE¼SW¼, SE¼ Sec. 28, NE¼, E½NW¼, NE¼SW¼, SE¼ Sec. 32, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 33, S½NW¼, SW¼, S½SE¼ Sec. 34, S½S½ Sec. 35, S½SW¼ Sec. 36, T. 7 S., R. 23 E., B.M.

SW¼NE¼, S½NW¼, SW¼, NW¼SE¼, S½SE¼ Sec. 1, S½N½, S½ Sec. 2, SE¼NE¼, E½SE¼ Sec. 3, E½E½, Sec. 10, All Sec. 11, N½NE¼, SW¼NE¼, W½, NW¼SE¼, S½SE¼ Sec. 12, All Sec. 13 & 14, NE¼NE¼, S½NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 15, S½S½ Sec. 20, S½NE¼, SE¼NW¼, NE¼SW¼, S½SW¼, SE¼ Sec. 21, All Sec. 22, 23, 24, 25, 26, 27 & 28, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 29, E½NE¼ Sec. 30, SE¼NE¼, S½SW¼, SE¼ Sec. 31, NE¼, NE¼NW¼, SW¼NW¼, SE¼NW¼, S½ Sec. 32, All Sec. 33, 34, 35 & 36, T. 7 S., R. 24 E., B.M.

SW¼SW¼ Sec. 6, NW¼NW¼, SW¼SW¼ Sec. 7, NW¼, W½SW¼ Sec. 18, SW¼NE¼, NW¼NW¼, S½NW¼, SW¼, NW¼SE¼, S½SE¼ Sec. 19, SW¼SW¼ Sec. 20, SE¼SW¼, S½SE¼ Sec. 22, SW¼NE¼, NW¼NW¼, S½NW¼, SW¼, W½SE¼ Sec. 25, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 26, All Sec. 27, S½ Sec. 28, NW¼NW¼, SW¼, SE¼SE¼ Sec. 29, All Sec. 30, 31, 32, 33, 34 & 35, NW¼NE¼, W½, W½SE¼ Sec. 36, T. 7 S., R. 25 E., B.M.

All Sec. 1 & 2, S½NE¼, NE¼NW¼, S½ Sec. 3, W½NE¼, NW¼SE¼ Sec. 4, SW¼SW¼ Sec. 5, NE¼SE¼ Sec. 6, N½NE¼, NE¼NW¼ E½SE¼ Sec. 8, N½NE¼, S½NW¼, SW¼, NE¼SE¼, S½SE¼ Sec. 9, All Sec. 10, 11, 12 & 13, N½, SW¼, S½SE¼ Sec. 14, All Sec. 15, E½NE¼ Sec. 17, E½NE¼, NE¼SE¼ Sec. 21, All Sec. 22 & 23, N½NE¼, SE¼NE¼, N½NW¼, SW¼NW¼, N½SW¼, SW¼SW¼, NE¼SE¼ S½SE¼ Sec. 24, All Sec. 25, 26 & 27, SE¼NE¼, NE¼SE¼, S½SE¼ Sec. 28, NE¼, N½SE¼, SE¼SE¼ Sec. 33, All Sec. 34 & 35, N½NE¼, SW¼NE¼, N½NW¼, SW¼NW¼, NW¼SW¼, NW¼SE¼ Sec. 36, T. 8 S., R. 14 E., B.M.

All Sec. 1, 2, 3, 4, 5, 6 & 7, N½, N½SW¼, SW¼SW¼, SE¼ Sec. 8, All Sec. 9, 10, 11 & 12, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 13, All Sec. 14, N½, SW¼, N½SE¼, SE¼SE¼ Sec. 15, NW¼NW¼ Sec. 16, NE¼NE¼, NW¼NW¼, SW¼SW¼ Sec. 17, N½NE¼, S½NW¼ Sec. 18, E½NE¼, SW¼NW¼, SE¼ Sec. 19, NW¼NW¼, S½ Sec. 20, NE¼, N½NW¼, S½SW¼ Sec. 21, N½NE¼, N½NW¼, SW¼NW¼ Sec. 22, NE¼NE¼, S½NE¼, E½NW¼, E½SE¼ Sec. 23, NE¼, N½NW¼, SW¼NW¼, SW¼SW¼, NE¼SE¼ Sec. 24, W½ Sec. 25, S½NE¼, W½, SE¼ Sec. 26, SW¼NE¼, W½NW¼, S½ Sec. 27, All Sec. 28, 29, 30, 31, 32, 33, 34 & 35, T. 8 S., R. 15 E., B.M.

All Sec. 1, 2 & 3, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 4, All Sec. 5, 6, 7 & 8, NE¼, NE¼NW¼, S½NW¼, W½SW¼, SE¼ Sec. 9, All Sec. 10, 11, 12, 13, 14 & 15, NE¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 16, N½NE¼, SE¼NE¼, NW¼, S½ Sec. 17, NE¼, NE¼NW¼, S½ NW¼, SW¼, NE¼SE¼, S½SE¼ Sec. 18, N½, N½SW¼, N½SE¼, SW¼SE¼ Sec. 19, N½, NE¼SW¼, N½SE¼, SE¼SE¼ Sec. 20, All Sec. 21, 22, 23, 24, 25, 26, 27 & 28, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 29, SE¼ Sec. 30, All Sec. 31, 32, 33, 34 & 35, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 36, T. 8 S., R. 16 E., B.M.

SW¼NW¼, W½SW¼ Sec. 1, SW¼NE¼, NW¼, S½ Sec. 2, N½, NW¼SW¼, S½SW¼, SE¼ Sec. 3, NE¼, S½NW¼, S½ Sec. 4, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 5, All Sec. 6, 7, 8 & 9, NW¼ Sec. 10, All Sec. 17, 18, 19, 20, & 21, W½, ~~Sec. 22~~ SW¼SE¼ Sec. 22, SE¼ Sec. 25, S½NW¼, S½ Sec. 26, All Sec. 27, 28, 29, 30, 31, 32, 33, 34 & 35, NE¼SW¼, SW¼SW¼, N½SE¼ Sec. 36, T. 8 S., R. 17 E., B.M.

R-670

NAME AND ADDRESS OF SENDER: L. DNR, Ke. TK 01-0023.0297 | ☐ Certified

No.	NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	Handling Charge	Actual Value (If Registered)	Insured Value	C.O.D.	Restricted Delivery Fee	Return Receipt Fee	Restricted Delivery Fee	Return Receipt Fee	Return Receipt Fee	Return Receipt Fee	REN
1	286	Pangan Usa Inv. Co.	.22	.70	.75										
2	287	Tom Sleeper													
3	285	Theo F. Jacobs													
4	289	Winnifred Schaus													
5	290	Lucille Schneider													
6	291	Arnold Schneider													
7	292	Robert Schaus													
8	293	John Roshott (TC Coal Co.)													
9		4/67 2a													
10															
11															
12															
13															
14															
15															

REMAINED JUN 22 1989

TOTAL NUMBER OF PIECES LISTED BY SENDER: 8

TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE:

POSTMASTER, PER (Name of receiving employee):

The full declaration of value is required on all domestic and international ... mail. Commercial Insurance—Payment of the full registry fee is requ... valued up to $1,000 or the full amount of the deductible if the ded... $1,000. The maximum indemnity payable is $25,000 for registered ma... and $400 for insured mail. Special handling charges apply only to fir... class parcels. Special delivery service also includes special handling ...

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN

PS Form 3177 April 1966

POOR QUALITY

NE¼, W½ Sec. 24, all Sec. 25, N½, SE¼ Sec. 26, NE¼ NE¼, SE¼ SE¼ Sec. 27, E½ Sec. 34, NE¼, N½ NW¼, S½ Sec. 35, W½ NE¼, NW¼, SW¼ Sec. 36, T. 7 S., R. 39 E., B. M.

NE¼, NE¼ NW¼, S½ NW¼, NW¼ NE¼ SW¼, NW¼ SE¼ Sec. 1, E½ SE¼ Sec. 2, W½ NE¼, NW¼, NW¼ Sec. 3, all Sec. 6, N½, NW¼ SE¼ Sec. 7, W½ NW¼ Sec. 8, SE¼ SE¼ Sec. 10, NE¼, SE¼ NW¼ Sec. 11, S½ NE¼, N½ SW¼, N½ SE¼ Sec. 12, S½ N½, S½ Sec. 13, all Sec. 14, NE¼, N½ SE¼, SE¼ SE¼ Sec. 15, NE¼, NE¼ NE¼, S½ NE¼, SE¼ NW¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 21, NE¼ NE¼, S½ NE¼, S½ NW¼, SW¼, N½ SE¼ Sec. 22, N½, NW¼ SW¼, N½ Sec. 23, N½ NE¼, N½ NW¼, SW¼ NW¼ Sec. 24, N½ NE¼, SW¼ NE¼, NW¼, N½SW¼, SW¼ SW¼ Sec. 28, E½ NE¼, SE¼ Sec 29, NE¼, SE¼, S½ SE¼ Sec. 31, N½, NE¼, SW¼ NE¼, S½ NW¼, SW¼ Sec. 32, T 7 S., R. 31 E. B. M.

N½, N½ SW¼ Sec. 1, all Sec. 2 and 3, NE¼, E½ NW¼, S½ Sec. 4, SE¼ SE¼ Sec 5, N½ NW¼, SW¼ NW¼ Sec. 6, NE¼ NE¼, S½ NE¼, S½ NW¼, N½ SW¼, SE¼ Sec. 7, all Sec. 8, N½ SW¼, SE¼ NW¼, N½ NE¼, SW¼ NE¼, NW¼, N½ SW¼, SW¼ SW¼ Sec. 9, N½ N½ Sec. 10, N½ NW¼, SW¼ NW¼, W½ SW¼ Sec. 17, N½ NW¼, NE¼ NW¼ Sec. 18, NE¼ NE¼, **NE¼, SW¼ NE¼, SE¼ NW¼ Sec. 19, T. 7 S., R. 32 E., B. M.**

N½, SW¼, NW¼ SE¼ Sec. 5, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 6, NE¼, NE¼ NW¼ Sec. 8, T. 7 S., R. 33 E., B. M.

NW¼, NW¼ SW¼, E½ SE¼ Sec. 1, NE¼, S½ Sec. 2, NE¼ NE¼, NW¼, S½ Sec. 10, NE¼ NW¼, S½ SE¼ Sec. 11, NE¼, NE¼ SW¼, S½ SE¼ Sec. 12, N½ SW¼, SW¼, SE¼ Sec. 13, all Sec. 14, NE¼, SE¼ Sec. 15, E½ SW¼, N½ Sec. 22, N½ NE¼, SW¼ NE¼, NW¼, N½ SE¼ Sec. 26, N½, NE¼ SW¼, N½ SE¼ Sec. 27, T. 8 S., R. 30 E., B. M.

NW¼ NW¼ Sec. 5, NE¼, NE¼ NW¼, S½ NW¼, SW¼, N½ SE¼, NW¼ SE¼ Sec. 6, W½ Sec. 7, NW¼ NW¼ Sec. 18, T 8 S., R. 31 E. B. M.

NE¼ SE¼ Sec. 8, NE¼ SW¼, S½ SW¼ Sec. 9, NE¼ NE¼, S½ NE¼, S½ SW¼, SW¼ SE¼ Sec. 10, NW¼, S½ SW¼ Sec. 15, S½ NE¼, W½ NW¼ Sec. 16, NE¼, E½ NW¼, E½ SW¼, N½ SE¼, S½ NW¼, SW¼ Sec. 21, N½ SW¼ Sec. 22, NE¼ NW¼, N½ SW¼ Sec. 24, N½ SE¼ Sec. 25, NE¼ SE¼, S½ SE¼ Sec. 27, N½, SW¼, SW¼ NE¼, W½ NW¼, SE¼ Sec. 28, E½ NE¼, NE¼ SE¼, S½ SE¼ Sec. 29, E½ NE¼, NE¼ SW¼, SE¼ Sec. 30, NE¼ NE¼, S½ NE¼, SE¼ NW¼, NE¼ SW¼, S½ SW¼, NE¼ SE¼ Sec. 31, all Sec. 32, all Sec. 33, all Sec. 34 and 35, N½ SW¼, SE¼ SW¼, SE¼ Sec. 36, T. 7 S., R. 16 E., B. M.

SW¼ NE¼, SW¼, N½ SE¼, SW¼ SE¼, SE¼ SE¼ Sec. 7, S½ SW¼ SW¼, SE¼ Sec. 8, SE¼ SW¼ SW¼, SE¼ Sec. 10, SE¼ SW¼ SE¼, S½ Sec. 11, N½ NW¼, SW¼ Sec. 13, N½ NE¼, NE¼ NW¼, SW¼ Sec. 14, S½ NW¼, S½ Sec. 15, all Sec. 17, 18, 19 and 20, W½ Sec. 21, NE¼ NW¼, S½ NW¼, SW¼ Sec. 22, all Sec. 28, N½, SW¼ Sec. 29, N½ and SW¼ Sec. 30, NE¼, E½ NW¼, E½ SW¼, SE¼ Sec. 31, N½, SW¼ Sec. 32, all Sec. 33, NW¼, S½ Sec. 35, T. 7 S., R. 17 E., B. M.

SE¼ SW¼, SE¼ Sec. 25, NE¼, E½ NW¼, NE¼, SW¼, SE¼ Sec. 32, NW¼, NE¼ SW¼, S½ Sec. 33, **SE¼ Sec. 34, S½ S½ Sec. 35, S½ SW¼ Sec. 36 T 7 S., R. 23 E., B M.**

SW¼ NE¼, S½ NW¼, SW¼, NW¼ SE¼, S½ SE¼ Sec. 1, S½ NW¼ Sec. 2, E½ NE¼, E½ SE¼ Sec. 10, all Sec. 11, N½ NE¼, S½ SW¼ NE¼, W½, NW¼ SE¼, S½ SE¼ Sec. 13, all Sec. 13 and 14, NE¼, S½ SW¼, SE¼ NE¼, NE¼, S½ Sec. 15, S½ S½ Sec. 20, S½ NE¼, SE¼ NW¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 21, all sec. 22, 23, 24, 25, 26, 27 and 28, N½, N½ SW¼, SE¼ SW¼, SE¼, E½ Sec. 29, E½ NE¼ Sec. 30, E½ NE¼, S½ SW¼, SE¼ Sec. 31, NE¼, NE¼ NW¼, S½ NW¼, SW¼ NW¼, SE¼ NW¼, S½ Sec. 32, all Sec. 33, 34, 35 and 36, T. 7 S., R. 24 E., B. M.

SW¼ SW¼ Sec. 6, NW¼ NW¼, SW¼ SW¼ Sec. 7, NW¼, W½ SW¼, NW¼ NW¼, S½ SE¼ Sec. 18, SW¼ NE¼, SW¼, NW¼ NW¼, S½ NW¼, S½ SE¼ Sec. 19, SW¼ SW¼ SE¼, S½ SW¼, S½ SE¼ Sec. 20, SE¼ SW¼, NW¼ NW¼, S½ NE¼, S½ Sec. 26, all Sec. 27, S½ Sec. 28, **NW¼ NW¼, SW¼, SE¼ SE¼ Sec.** 29, all Sec. 31, 32, 33, 34 and 35, NW¼ NE¼, W½, W½ SE¼ Sec. 36, T. 7 S., R. 25 E., B. M.

All Sec. 1 and 2, S½ NE¼, NW¼ NW¼, S½ Sec. 3, W½ NE¼, NW¼ NW¼, S½ Sec. 5, NE¼ NE¼, S½ NE¼, S½ NW¼, N½ SW¼, SE¼ Sec. 6, E½ NE¼, SE¼ Sec. 7, NE¼ NE¼, S½ NE¼, SE¼ NW¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 8, NW¼ SW¼, S½ SW¼ Sec. 9, NE¼ SE¼, S½ SE¼ Sec. 26, NW¼ NE¼, S½ Sec. 27, all Sec. 28, NE¼, SE¼ NW¼, S½ Sec. 30, all Sec. 31 and 32, N½ NE¼, NW¼, N½ SW¼ Sec. 33, N½ N½ SE¼, SE¼ Sec. 34, N½, SE¼ Sec. 35, W½ SE¼ Sec. 36, T. 9 S., R. 20 E., B. M.

SE¼ SW¼ Sec. 30, all Sec. 31, NE¼ NE¼, S½ NE¼, S½ NW¼, N½ S½ Sec. 32, S½ NE¼, NW¼ NW¼, S½ Sec. 33, S½ NE¼, NW¼ NW¼, S½ SW¼ Sec. 35, T. 9 S., R. 20 E., B. M.

N½, N½ SW¼, SW¼ SW¼, S½ SE¼ Sec. 1, all Sec. 2, 3 and 4, S½ SW¼, SE¼ Sec. 8, all Sec. 9 and 10, S½ NE¼, W½, W½ SE¼, Sec. 11, all Sec. N½, N½ SW¼ Sec. 14, all Sec. and 16, N½ SE¼, S½ NE¼, NW¼, NE¼ Sec. 17, N N½ NW¼, SE¼ NW¼ Sec. 21 Sec. 22, 23, 24, 25, 31, 35 and 36, T R. 21 E., B. M.

All Sec. 1 and NE¼, All of Township 9 south, ra Sec. 1, B. M.

All of Township 9 south, ra Sec. 1, B. M.

N½ N½ Sec. 1, N½ NE¼ NW¼, SW¼ NW¼, S½ SW¼ Sec. 2, N½, N½ SW¼, SE¼ Sec. 3, all Sec. 4, 5, 6, 7, 8, 9 N½, N½ SW¼, SW¼ SW¼ Sec. 11, N½ NE¼, SW¼ NE¼, SW¼ NE¼, W½ SE¼, SE¼ SE¼ Sec. 16, all

Sec. 1, S½ Sec. 8, W½ Sec. 11 & 12, NE¼ NW¼ Sec. 15, all Sec. 16, NW¼ Sec. 20, W½ Sec. 23, W½ Sec. 30, E½ SE¼ Sec. T 4 S., R.

NW¼

COPY OF PUBLICATION
FROM MICROFISCH FILE
01-2068

MICROFILMED

MILLERS FALLS
ONION SKIN
COTTON CONTENT

March 11, 1985

Kent Klosterman
Box 542
Paul, ID 83447

RE: Application for Permit No. 36-7974
Application for Exchange No. 3113

Dear Mr. Klosterman:

The review of the above referenced applications is completed and approval can be granted. I find, however, that because these are lands applied for under a DLE that the BLM/department policies require that the actual approval of the applications must be delayed until notice of classification as suitable for disposal is received from BLM. Also, the department must have on file an agreement between the person proposing the exchange and the holder of the right with which the exchange is being made, in this case, Idaho Power. This agreement must waive IPCo's protest against the exchange. Upon receipt of these documents, the applications will be approved with the following conditions:

CONDITIONS OF APPROVAL FOR PERMIT NO. 36-7974:

1. Use of water under this permit is subject to the requirements of exchange No. 3113. The conditions of which are herein adopted as if herein fully set forth.

2. This permit is to be reprocessed under the provisions of Section 42-203(c), Idaho Code, at the request of the permit holder and in compliance with pertinent adopted rules and regulations.

3. The Director of IDWR retains jurisdiction of use of water under this permit to adjust the volume of exchange water required.

4. A measuring device of the type approved by the department or an access port of a type approved by the department shall be installed for licensing purposes.

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5. Construction must commence on this permit within one year and must be continued with diligence.

6. Proof of beneficial use shall be submitted within five years of the date of permit issuance.

7. Subject to all prior rights.

CONDITIONS OF APPROVAL FOR APPLICATION FOR EXCHANGE # 3113:

1. The conditions of permit to appropriate the waters of the State of Idaho No. 36-7974 are herein incorporated as if fully set forth.

2. Palisades water stock in the amount of 500 AF shall be assigned in the name of the Director of the Department of Water Resources to the Upper Snake River Water Supply Bank.

3. The Director of the Department of Water Resources retains jurisdiction to revise the volume of stored water required per acre under this exchange.

4. Water shall be considered to have been provided for this exchange when released from storage pursuant to a request by the Director of the Department of Water Resources and measured at Milner Dam.

My understanding of the intent of this exchange is to provide one acre foot of storage for each acre foot of depletion from the ground water. The application for permit is for 320 acres, while the application for exchange covers only 240 acres. I do not recall the reason for the difference in acreage between the two applications. Unless clarified, the development under this project authorized would only be for 240 acres. Upon receipt of the information listed in the first paragraph of this letter, the department will continue processing of these filings.

Sincerely,

NORMAN C. YOUNG
Administrator
Resource Administration Division

NCY:alw

cc: Tom Nelson

MICROFILMED

July 28, 1971

Re: Permit No. 01-2068 (R-670)

Mr. Harold T. Nelson
Regional Director
U. S. Bureau of Reclamation
550 W. Fort
Boise, Idaho

Dear Harold:

During the meeting recently held in Rexburg with the Directors of the Fremont-Madison Irrigation District, you indicated that the Bureau intended to furnish this office with additional data regarding the use of water from the Teton project on lands in that area. This additional data is required by the conditions of approval attached to your permit for the drilling and operation of the exchange wells. I appreciate your understanding of the problems of this office related to the justification for issuing a permit or license where more than the statutory maximums of 1 cubic foot per second for 50 acres or 5 acre-feet per acre per season is delivered.

At that same meeting, you referred to the Palisades project and to the fact that several letters have been sent and meetings held concerning the preparation of the license confirming the beneficial use of water. Our problem with that project has been the same as with part of the Teton. Without direct evidence and engineering data showing the need for water beyond the statutory limits, we are prohibited from issuing the water license. We have reviewed this problem for more than five years since the proof was originally submitted to us. We have also expended State funds for a study of part of the project service area to attempt to gain information on which the water license could be based. We still do not have the necessary data. As we read the statutes, it is the obligation of the permit holder to furnish sufficient data to show the need for water to our satisfaction, if beneficial use is claimed which exceeds the statutory requirements. We, therefore, are returning the proof of beneficial use to allow you sufficient time to gather necessary data and furnish it to this office to justify the use of water from Palisades reservoir in the canals within the service area. We felt that this would be a more reasonable approach than to arbitarily deny the license for lack of sufficient data. I hope that the necessary data can be collected and furnished within the three-year period allowed by this order.

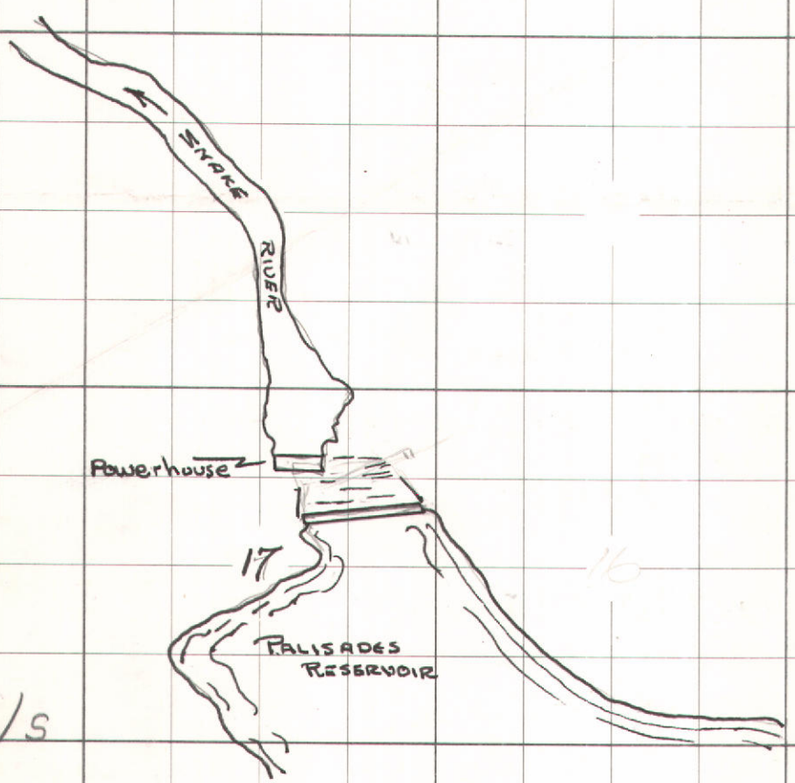
Very truly yours,

R. KEITH HIGGINSON
Director

RKH:kh

01-2068

Rge 4 5 E



Twp 1 S

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1
S

N

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

TURBINE DISCHARGE---cfs

Generator MW	Gross Head In Feet 210	211	212	213	214	215	216	217	218	219	220
1	310	310	310	310	310	310	310	310	310	310	310
2	360	359	359	358	358	357	357	356	356	355	355
3	425	424	424	423	423	422	422	421	421	420	420
4	480	479	479	478	478	477	477	476	476	475	475
5	530	529	529	528	528	527	527	526	526	525	525
6	585	584	583	582	581	580	579	578	577	576	575
7	640	639	638	637	636	635	634	633	632	631	630
8	695	693	692	690	689	687	686	684	683	681	680
9	750	748	747	745	744	742	741	739	738	736	735
10	805	803	801	799	797	795	793	791	789	787	785
11	855	853	851	849	847	845	843	841	839	837	835
12	910	907	905	902	900	897	895	892	890	887	885
13	960	957	955	952	950	947	945	942	940	937	935
14	1020	1017	1014	1011	1008	1005	1002	999	996	993	990
15	1075	1072	1069	1066	1063	1060	1057	1054	1051	1048	1045
16	1125	1122	1119	1116	1113	1110	1107	1104	1101	1098	1095
17	1180	1176	1173	1169	1166	1162	1159	1155	1152	1148	1145
18	1235	1231	1228	1224	1221	1217	1214	1210	1207	1203	1200
19	1285	1281	1277	1273	1269	1265	1261	1257	1253	1249	1245
20	1345	1341	1337	1333	1329	1325	1321	1317	1313	1309	1305
21	1400	1396	1392	1388	1384	1380	1376	1372	1368	1364	1360
22	1455	1450	1446	1441	1437	1432	1428	1423	1419	1414	1410
23	1510	1505	1501	1496	1492	1487	1483	1478	1474	1469	1465
24	1560	1555	1550	1545	1540	1535	1530	1525	1520	1515	1510
25	1615	1610	1605	1600	1595	1590	1585	1580	1575	1570	1565
26	1670	1664	1659	1653	1648	1642	1637	1631	1626	1620	1615
27	1720	1714	1709	1703	1698	1692	1687	1681	1676	1670	1665
28	1775	1773	1767	1760	1754	1747	1741	1734	1728	1721	1715
29	1835	1828	1821	1814	1807	1800	1793	1786	1779	1772	1765
30	1895	1887	1880	1872	1865	1857	1850	1842	1835	1827	1820
31	1955	1947	1939	1931 -38	1923 -38	1915	1907	1899	1891	1883	1875
32	2025	2016	2007	1998 -67	1989 -66	1980	1971	1962	1953	1944	1935
33	2100	2090	2080	2070 -72	2060 -71	2050	2040	2030	2020	2010	2000
34	2180	2166	2157	2145 -78	2134 -74	2122	2111	2099	2088	2076	2065

34.5

3928 3877

8104 2172

R-670

NOV 17 1965
Department of Reclamation

Supplemental answer to Question 6.

The following organizations receive supplemental irrigation water from Palisades Reservoir:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A), City of Pocatello, Fremont-Madison Irrigation District, American Falls Reservoir District #2.

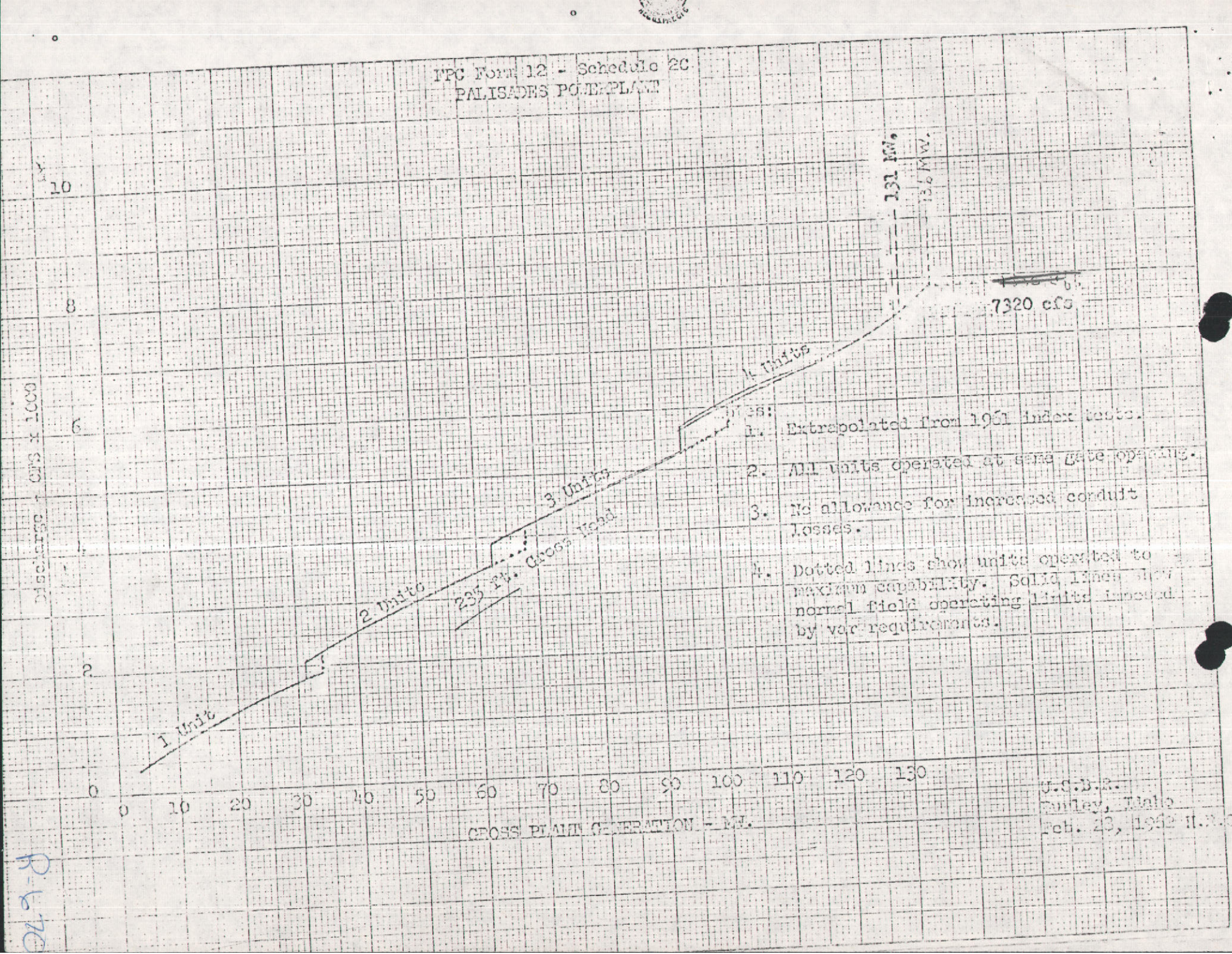
RECEIVED
NOV 17 1986
Department of Reclamation

Supplemental answer to Question 6.

The following organizations receive supplemental irrigation water from Palisades Reservoir:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A), City of Pocatello, Fremont-Madison Irrigation District, American Falls Reservoir District #2.

FPC Form 12 - Schedule 2C
PALISADES POWERPLANT



Notes:

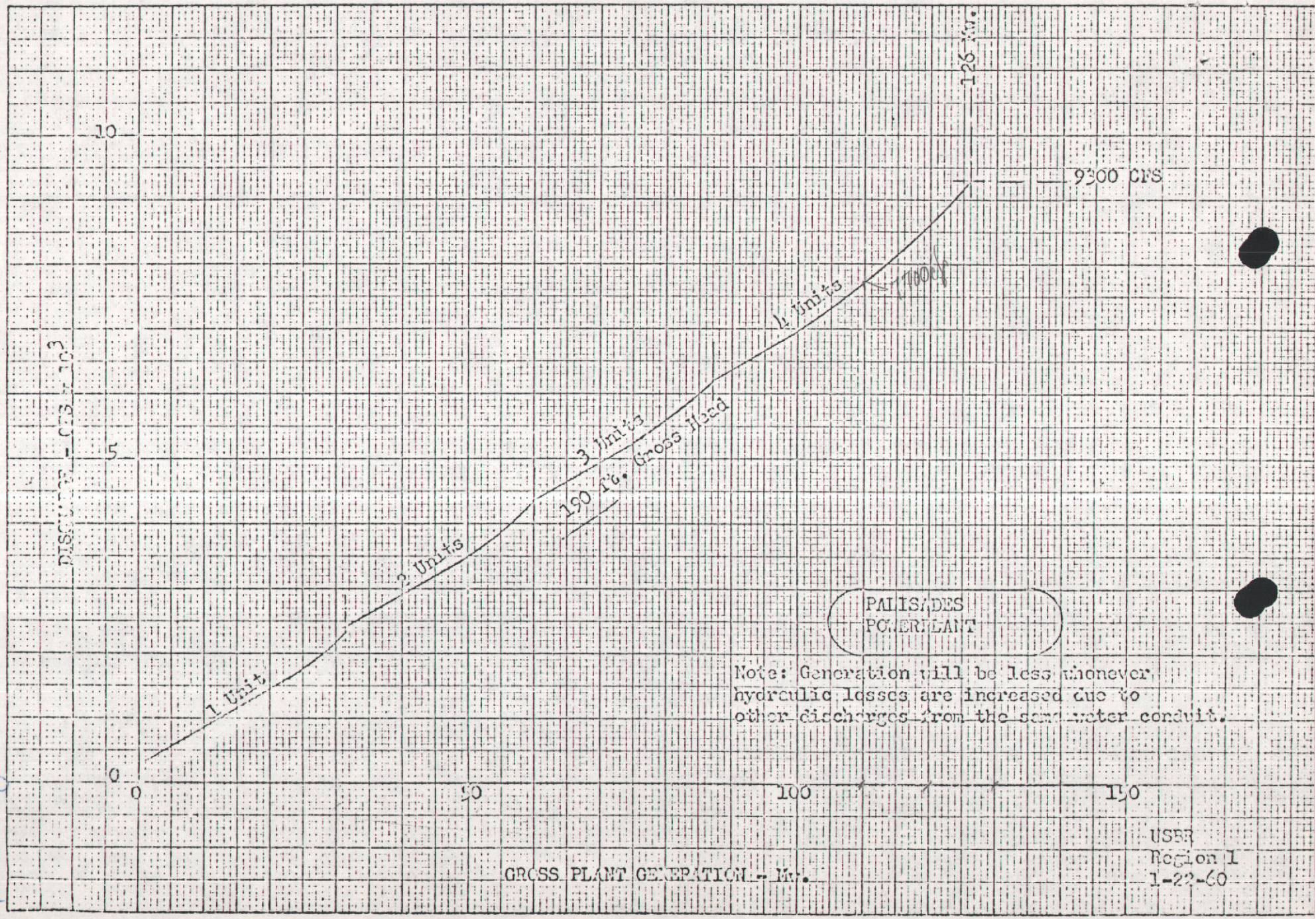
1. Extrapolated from 1961 index tests.
2. All units operated at same gate opening.
3. No allowance for increased conduit losses.
4. Dotted lines show units operated to maximum capability. Solid lines show normal field operating limits imposed by var requirements.

U.S.B.R.
Denver, Colo.
Feb. 23, 1962 H.M.G.

P-24

KEUFFEL & ESSER CO. MADE IN U.S.A.

FPC Form 12 - Schedule 2C
Palisades



8-626

AFFIDAVIT of PUBLICATION

RECEIVED
NOV 17 1965
Department of Reclamation

State of Idaho, } SS.
County of Jerome }

Alan P. Mencher, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, 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 4 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 Oct, 1965, and the date of the last publication was on the 4 day of Nov, 1965.

Alan P. Mencher

Subscribed and sworn to before me this 10 day of Nov. 1965.
(SEAL)

Thomas Prescott
NOTARY PUBLIC

NORTH SIDE NEWS

Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice	99	
Number of Insertions	4 ~~297~~	
99 Lines at 15c		14.35
297 Lines at 10c		29.70
TOTAL COST		44.05

COPY OF NOTICE
(Paste Here)

NOTICE OF PROOF APPLICATION OF WATER TO BENEICIAL USE

Notice is hereby given that at 10:00 a.m. on the 16th day of November, 1965, at Boise, County of Ada, State of Idaho, before John H. Welch, Bureau of Reclamation, Notary Public, proof will be submitted of the application to beneficial use of 1,400,000 acre-feet of the waters of Snake River as stored in Palisades Reservoir in accordance with the terms and conditions of Permit No. R-670 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are the United States of America, acting through the Regional Director, Bureau of Reclamation, P. O. Box 937, Boise, Idaho.

The use to which said water has been applied is supplemental irrigation and power.

The amount applied to beneficial use is 1,400,000 acre-feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): Approximately 1,040,000 acres of land served by canals diverting from Snake River between Palisades Reservoir and Milner Dam to serve land included in the following:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Company., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A).

The name of the canal or ditch or other works by which said water is conducted to such place of use is canals described above.

The right to take water from such works is based upon numerous permits to divert from Snake River.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user is prepared to establish is July 28, 1939.

CARL E. TAPPAN,
State Reclamation Engineer.
10-14-4tc

RECEIVED
NOV 17 1965
Department of Reclamation

Affidavit of Publication
The Post - Register

STATE OF IDAHO }
County of Bonneville } ss.

I, E. F. McDermott, being first duly sworn, depose and say: That I am the Principal Clerk of the Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publisher of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, in Bonneville County, Idaho, and that said newspaper has been published continuously and uninterruptedly for more than four (4) years up to and including the last publication of the notice hereinafter referred to.

Affiant further says that the said newspaper, prior to the date of the first publication of said notice, as hereinafter stated, did designate a particular day of the week as the day on which legal notices, required by law or by order of any Court of competent jurisdiction within the State to be published weekly, would be published, and that since prior to the date of the first publication of said notice, as hereinafter stated, said newspaper has at the head of the editorial column of said paper and in each issue thereof announced the day of the week on which such legal notices required by law or by order of any Court of competent jurisdiction to be pubilshed weekly would be published, and that such day so designated was and is the Sunday issue or edition of said newspaper of each week.

Affiant further says that the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said The Post-Register in the Sunday edition or issue of said newspaper for four consecutive weeks, the first publication having been made in the Sunday issue of said newspaper on the 10th day of October, 19 65, and that said notice was thereafter published in each Sunday issue of said newspaper as follows:

On Sunday the 17th day of October, 19 65.
and on Sunday the 24th day of October, 19 65.
and on Sunday the 31st day of October, 19 65.
and on Sunday the ..... day of ....., 19.....
and on Sunday the ..... day of PAID, 19.....
and on Sunday the ..... day of NOV 12 1965, 19.....

and that said notice was published in the regular and entire issue of said newspaper on the said respective dates of publication, and that such notice was published in the newspaper and not in any supplement issue thereof.

E. F. McDermott

Subscribed in my presence and sworn to before me this 1st day of November, 19 65.

Karen Hale
Notary Public
Residence: Idaho Falls, Idaho
My commission expires April 5th, 19 67.

B-11, 500

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a.m. on the 16th day of November, 1965, at Boise, County of Ada, State of Idaho, before John H. Welch, Bureau of Reclamation, Notary Public, proof will be submitted to the application to beneficial use of 1,400,000 acre-feet of the waters of Snake River as stored in Palisades Reservoir in accordance with the terms and conditions of Permit No. R-670 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are the United States of America, acting through the Regional Director, Bureau of Reclamation, P. O. Box 937, Boise, Idaho.

The use to which said water has been applied is supplemental irrigation and power.

The amount applied to beneficial use is 1,400,000 acre-feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): Approximately 1,040,000 acres of land served by canals diverting from Snake River between Palisades Reservoir and Milner Dam to serve land included in the following:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., People Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation district, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A).

The name of the canal or ditch or other works by which said water is conducted to such place of use is canals described above.

The right to take water from such works is based upon numerous permits to divert from Snake River.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user 1939.

CARL E. TAPPAN
State Reclamation Engineer
Pub: Oct 10, 17, 24, 31, 1965

R-670

FORM 8.

Notice for Publication

FOR COMPLETION OF WORKS

RECEIVED
FEB 2 1961
Department of Reclamation

Notice is hereby given that at 10 A.M., on the 17th day of March 19 61, at Boise, County of Ada, State of Idaho, before John H. Welch, a notary public for Idaho, proof will be submitted of the completion of works for the ~~diversion of~~ storage of 1,400,000 acre-feet ~~cubic feet per second~~ of the waters of the Snake River in accordance with the terms and conditions of a certain permit heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name of the perrson or corporation holding said permit is The United States of America, acting through the Bureau of Reclamation of the Department of the Interior.

2. The postoffice address of such person or principal place of business of such corporation is Regional Director, Bureau of Reclamation, P.O. Box 937, Boise, County of Ada, State of Idaho.

3. The number of such permit is R-670, and the date set for the completion of such work is indefinite.

4. Said water is to be used for supplemental irrigation and power & domestic purposes.

5. Said works of ~~diversion~~ storage will be fully completed on the date set for such completion, and the amount of water which said works are capable of ~~conducting to the place of intended use~~ storing, in accordance with the plans accompanying the application for such permit, is 1,400,000 acre-~~cubic feet per second~~.

6. The amount of lands for which said water is available is approx. 670,000 acres, particularly described as follows:

Lands within or served by the Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A). American Falls Reservoir District No.2.

Geo. N. Carter
State Reclamation Engineer

R-670

RECEIVED
MAR 16 1961
Department of Reclamation

Proof of Publication
The Post-Register

State of Idaho,
County of Bonneville } ss.

I, William P. Beard, first being duly sworn, depose and say: That I am the Foreman 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-eight (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 four consecutive weeks, first publication having been made on the 8th day of February, 1961, last publication having been made on the 1st day of March, 1961, 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.

William P. Beard

Subscribed and sworn to before me, this 3rd day of March, 1961

Karesdale
Notary Public

My commission expires April 5, 1963

B10, 1M, 3-59

NOTICE FOR PUBLICATION FOR COMPLETION OF WORKS

Notice is hereby given that at 10 A.M., on the 17th day of March 1961, at Boise, County of Ada, State of Idaho, before John M. Welch, a notary public for Idaho, proof will be submitted of the completion of works for the storage of 1,400,000 acre-feet of the waters of the Snake River in accordance with the terms and conditions of a certain permit heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is The United States of America, acting through the Bureau of Reclamation of the Department of the Interior.

2. The postoffice address of such person or principal place of business of such corporation is Regional Director, Bureau of Reclamation; P.O. Box 937, Boise, County of Ada, State of Idaho.

3. The number of such permit is R-670, and the date set for the completion of such work is indefinite.

4. Said water is to be used for supplemental irrigation and power & domestic purposes.

5. Said works of storage will be fully completed on the date set for completion, and the amount of water which said works are capable of storing, in accordance with the plans accompanying the application for such permit, is 1,402,000 acre-feet.

6. The amount of lands for which said water is available is approx. 670,000 acres, particularly described as follows:

Lands within or served by the Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A), American Falls Reservoir District No. 2.

GEO. N. CARTER
State Reclamation Engineer

Pub: Feb 8, 15, 22; Mar 1, 1961

R-670

STATE DEPARTMENT OF RECLAMATION
107 State House - Boise, Idaho

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
REGIONAL OFFICE, REGION 1
BOX 937, BOISE, IDAHO

MINIDOKA PROJECT
Official File Copy
Rec'd APR 3 1962

IN REPLY
REFER TO: 424

APR 2 1962

TO	INIT.	DATE
Gray		4/3
Freeman		4/5
Anderson		4/3
FILES		

To: Project Superintendent, Burley, Idaho

From: Regional Director, Boise, Idaho

Subject: Storage Permit No. R-670, Palisades Reservoir

Enclosed is a copy of a letter dated March 26, 1962 from the State Reclamation Engineer stating that a Certificate of Completion of Works will be issued upon receipt of the statutory fee of $1,682.00.

The statute does not clearly establish the fee for storage reservoirs. The fee schedule for filing for the initial permit is based on a rate that makes 250 acre feet of storage equivalent to 1 cfs. The State Reclamation Engineer has informed us this is the basis of determining the fee for Completion of Works for a storage project. Based on this schedule, the appropriate fee is calculated as follows:

1st 2500 acre feet	$ 5.00
All additional storage 1,397,500 acre feet at 250 acre feet for 30¢ = 5590x30¢	1677.00
Total	$ 1682.00

670
R 760

December 23, 1948

Honorable Robert E. Smylie
Attorney General
Building

Dear Mr. Smylie:

Mr. Stinson of the U. S. Bureau of Reclamation has submitted a proposed addition to the provisions of Section 41-204, Idaho Code Annotated, of which he informs me you have a copy.

Under an opinion of Attorney General Bert H. Miller of April [illegible], 1943, (BHM:WAB:as) an extension of time was granted under existing provisions of Section 41-204.

From the State's standpoint I do not see any necessity for the addition, nor, on the other hand, any objection to its inclusion.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K/gt

R-670

May 21, 1943

Re: Permit No. R-670

Mr. Lynn Crandall
P. O. Box No. 697
Idaho Falls, Idaho

Dear Mr. Crandall:

In reference to your request for an extension of time for making completion of works proof under the above numbered permit:

Enclosed is the order of the State Reclamation Engineer, granting such extension for the length of time you are prevented from proceeding with the necessary work, due to war and other conditions over which you have no control.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer

By

Chief Clerk

A
Encl.

R-670

April 20, 1943

Re: Permit No. R-670

Mr. Lynn Crandall
P. O. Box 697
Idaho Falls, Idaho

Dear Mr. Crandall:

Replying to your letter of April 19th, relative to Palisade Dam- Permit No. R-670:

This permit is dated November 20, 1939, and the time for completion of works proof has been extended to November 20, 1949- the full ten years.

Under the usual terms, of course, one-fifth of the work is required to be completed in one-half the time, which would be by November 20, 1944.

I am enclosing a summary of Senate Bill No. 93, providing for certain extensions, but am not sure just how far this relates to your particular problem.

Mr. Spofford expects to be in Idaho Falls tomorrow, Wednesday- and if this letter reaches you in time, suggest that you take the matter up with him. Otherwise, I will ask him to write you upon his return.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer

By

A
Encl.

Chief Clerk.

p77

R-670

Land List Page No.	Map Sheet No.	Legal Description	Map Shows	Land List Shows
2	4	5N-38E	Sec. 1	Ommitted Sec. 1
5	4	Sheet shows nothing in 3N-40E while map shows N½ Sec. 1	All of 2,3,5,6,7	
6	5	1S-37E	All of Twp except 25 & 36	All of Twp except 26 & 36
7	5	Sec.17-2S-37E	Part of NW¼NE¼ & SW¼NE¼	Not shown
7	5	Sec.19-2S-37E	None in SW¼SW¼	20 acres in NW¼SW¼
8	5	3S-36E	Parts of 3,4,7,8 All of 5,6	Not shown
9	6	Sec.10-4S-33E	SE¼SW¼	Not shown
11	8	Sec.8-6S-31E	SE¼SW¼	Not shown
12	8	Sec.13-6S-33E	N½NE¼,SW¼NE¼,NW¼, N½SW¼	NE¼,NW¼,S½SW¼
12	8	Sec.30-6S-33E	All Sec. but W½NW¼	All of Sec.
13	8	Sec.14-7S-30E	SE¼SW¼	Ommitted
14	8	Sec.18-7S-32E	N½NE¼,NE¼NW¼	None
14	8	Sec.19-7S-32E	NE¼NE¼	Ommitted
14	8	Sec.1-8S-30E	E½SE¼	E½NE¼
15	14	Sec.5-6S-13E	SE¼SW¼	Ommitted
16	13	Sec.28-6S-14E	S½SW¼	Ommitted
16	13	Sec.33-6S-14E	N½NW¼	Ommitted
18	13	Sec.35-7S-17E	S½SW¼	S½NW¼
18	10	Sec.21-7S-24E	NE¼SW¼	NW¼SW¼
19	13	Sec.8-8S-14E	Ommitted	SW¼NE¼
22	12	Sec.21-8S-21E	S½SE¼	Ommitted
22	10	Sec.1-8S-23E	All of Sec.	All of Sec. except SW¼NE¼,N½SE¼
23	13	Sec.6-9S-15E	N½NW¼	Ommitted
24	13	9S-16E	Parts of Sec's. 22,23,24	Ommitted
24	13	Sec.12-9S-17E	SE¼NW¼	Ommitted
24	12	Sec.8-9S-19E	NW¼NW¼	NE¼NW¼
24	12	Sec.30-9S-19E	S½SW¼	S½NW¼

R-670

October 30, 1939

Re: Application No. 26214

The Idaho Commoner,
Idaho Falls, Idaho.

Gentlemen:-

A copy of your issue of October 20th, reached us in the last mail Saturday- October 28th- and we have carefully checked the notice in connection with the above Application, and note several errors, as follows:

In the first column, where marked, it should be Range 39 E., instead of 29 E.

Near the top ofthe second column, where marked, it should be NE¼NW¼ instead of NE¼SW¼. (This is a part of the description in Sec. 9, T. 2 S. R. 35 E.,B.M- and this is an error in the copy sent you.)

In the third column, there is a line repeated , as you will note.

There are four errors in the last column, as follows- and as marked:
In the description in Sec. 17, T. 9 S.,R. 18 E.,B.M., it should be SE¼NW¼ instead of SE¼SW¼
In Sec. 1, T. 9 S., R. 16 E., it should be W½SW¼ instead of W½SE¼

In the description of Sec. 3, T. 10 S., R. 20 E.,B.M., it should be SE¼ instead of E½

And in the description of Sec. 4, T. 10 S., R. 21 E., it should be E½ instead of SE¼

It is possible that these last two errors are mistakes in your copy, as in making a correction on our copy, we may have changed the wrong SE¼ to E½.

However, we do regret that we did not receive a copy of your Oct. 20th issue in time to catch these corrections in time for the Oct. 27th issue- But please be sure to make them all in your issue this week- or Nov. 3rd- so that your affidavit of publication may show a correct description.

And please send us a copy of this last issue.

JLA

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclam
By C

R-670

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TEMPORARY EXCHANGE OF WATER NO. TC-01-20 IN THE NAME OF ABERDEEN-SPRINGFIELD CANAL CO. AND PEOPLES CANAL AND IRRIGATION CO.	**ORDER AUTHORIZING TEMPORARY EXCHANGE**

WHEREAS, a drought emergency has been declared for Bingham and Power Counties to allow administrative actions to lessen the severe impacts of the drought conditions in the counties; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a drought emergency, the director of the Department of Water Resources ("Department") is authorized to allow temporary changes in the point of diversion, the place of use, and the purpose of use for valid existing water rights or temporary exchanges of water authorized under water rights when the director determines that such changes can be accomplished in accordance with the provisions of section 42-222A, *Idaho Code*; and

WHEREAS, on October 12, 2001 the Aberdeen-Springfield Canal Company and Peoples Canal and Irrigation Co. ("Applicants") submitted the attached Temporary Application for Exchange of Water ("Application") to the Department; and

WHEREAS, the Department has reviewed the application and has determined the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the following conditions:

1. The agreement to exchange contract rights between the applicants as described on the application is authorized at the point of diversion and place of use described on the application.

2. The watermaster of Water District No. 01 is authorized to administer the temporary change approval. The watermaster shall regulate and keep a record of the amount of water diverted and accumulated as proposed by the application, including the exchange of contract water rights owned by the applicants.

3. The applicant assumes all risk of curtailment or mitigation should the diversion and use of water under the temporary change approval cause injury to other water rights, constitute an enlargement in use of the original right, be inconsistent with the conservation of water resources within the state of Idaho, or not be in the local public interest.

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4. This temporary exchange approval may only be used to provide a replacement water supply to lands or other uses that normally have a full water supply, except for the drought condition. This temporary exchange approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

5. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.

6. The applicants agree to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.

7. This temporary exchange approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.

8. The Water District 01 watermaster shall measure and record the amount of water diverted under this approval.

9. This temporary exchange approval expires at the end of the period described on the application unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

10. By diversion and use of water under this temporary exchange, the applicant acknowledges and agrees that the Director may terminate diversion of water under this temporary change if the Director determines there is interference with or injury to other water rights.

DATED this 26TH day of NOVEMBER, 2001.

Norman C. Young, Administrator
Water Management Division

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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TEMPORARY EXCHANGE OF WATER WATER NO. TC-01-16 IN THE NAME OF NORTH SIDE CANAL CO. AND A&B IRRIGATION DISTRICT	**ORDER AUTHORIZING TEMPORARY EXCHANGE**

WHEREAS, a drought emergency has been declared for Jerome, Gooding and Elmore Counties to allow administrative actions to lessen the severe impacts of the drought conditions in the counties; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a drought emergency, the director of the Department of Water Resources ("Department") is authorized to allow temporary changes in the point of diversion, the place of use, and the purpose of use for valid existing water rights or temporary exchanges of water authorized under water rights when the director determines that such changes can be accomplished in accordance with the provisions of section 42-222A, Idaho Code; and

WHEREAS, on August 10, 2001 the North Side Canal Company and A & B Irrigation District ("applicants") submitted the attached Temporary Application for Exchange of Water ("application") to the Department; and

WHEREAS, the Department has reviewed the application and has determined the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the following conditions:

1. The agreement to exchange contract rights between the applicants as described on the application is authorized at the point of diversion and place of use described on the application.

2. The watermaster of Water District No. 01 is authorized to administer the temporary change approval. The watermaster shall regulate and keep a record of the amount of water diverted and accumulated as proposed by the application, including the exchange of contract water rights owned by the applicants.

3. The applicant assumes all risk of curtailment or mitigation should the diversion and use of water under the temporary change approval cause injury to other water rights, constitute an enlargement in use of the original

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right, be inconsistent with the conservation of water resources within the state of Idaho, or not be in the local public interest.

4. This temporary exchange approval may only be used to provide a replacement water supply to lands or other uses which normally have a full water supply, except for the drought condition. This temporary exchange approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

5. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.

6. The applicants agree to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.

7. This temporary exchange approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.

8. The Water District 01 watermaster shall measure and record the amount of water diverted under this approval.

9. This temporary exchange approval expires on December 31, 2001 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

10. By diversion and use of water under this temporary exchange, the applicant acknowledges and agrees that the Director may terminate diversion of water under this temporary change if the Director determines there is interference with or injury to other water rights.

DATED this 17TH day of AUGUST, 2001.

Norman C. Young, Administrator
Water Management Division

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RECEIVED
AUG 14 2001
Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source.

1. INFORMATION ABOUT THE APPLICANT

Applicant North Side Canal Company
(Name of Applicant)

North Lincoln, Jerome, Idaho 83338 Telephone No: (208) 324-2319
(Mailing Address) (Zip Code)

Applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant A & B Irrigation District
(Name of Co-applicant)

P. O. Box 675, Rupert, Idaho 83350-0675 Telephone No: (208) 436-3152
(Mailing Address) (Zip Code)

Co-applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT – Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. EXCHANGE INFORMATION – Complete **Part A** *or* **Part B** to explain how the proposed exchange will operate.

Part A – For an exchange involving two or more water right holders.

The applicant proposes to divert _____ cfs and/or 19,200 acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at SW ¼ of NW ¼, Govt. Lot _____ Sec. 28 Township 10 S Range 21 E. B.M., Jerome County. (Milner Dam, Northside)
Additional points of diversion, if any: Released from storage in NENE of Sec.17, T1S, R45EBM
In exchange for authorization to divert water as described above, _____ cfs and/or 19,200 acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. made available to the co-applicant for diversion at SE ¼ of SW ¼, Govt. Lot _____ Sec. 24 Township 10 S Range 21 E. B.M., Jerome County.
   Additional points of diversion, if any: Released from storage at SWSE of Sec.30, T7S, R31EBM, Power County in 2002.

   OR

2. released from storage by the co-applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

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Part B – For an exchange involving only the applicant's water right(s).

The applicant proposes to divert _____ cfs and/or _____ acre feet per year of water at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County. Additional points of diversion, if any: _____
In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. diverted from _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County and injected into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

OR

2. released from storage by the applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional Explanation – Attach additional sheets if necessary.

_____

_____

_____

_____

_____

* If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. Exchange is for storage water for use in 2001 for storage water accruing after November 1, 2001 pursuant to Idaho Code Section 42-222A.

5. **MAPS** – Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8½"x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Photocopies of USGS 7½-minute topographic quadrangles are preferred as base maps.

SIGNATURE

Applicant hereby asserts that no one will be injured by such exchange of water and acknowledges that the applicant and/or the co-applicant will be responsible for all actions taken pursuant to this exchange. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Ted Diehl, Manager — July 31, 2001
Applicant's Signature (and title if application is for an organization) — Date

Sam Temple Mgr. — 8-7-01
Co-Applicant's Signature — Date

FOR DEPARTMENT USE ONLY

This exchange application contains _____ pages, including attachments.
Received by _____ Date 8-10-01 Fee $50.00
Receipted by _____ Date 8-10-01 Receipt No. 0055492
Preliminary review by _____
Published in _____
Publication dates _____
Protests filed by _____
Copies of protests forwarded by _____
Watermaster recommendation requested on _____
Watermaster recommendation received on _____
Hearing held by _____ Date _____

Recommended for Approval _____ **Denial** _____ **By** _____

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EXHIBIT "A"
to
Application for Exchange of Water
- North Side Canal Company -

1. Applicant's Water Right(s) to be exchanged: (continued from page 1)
Portion of stored water in storage water Account No. 13087000 in Water District 01 accruing in Bureau of Reclamation storage facilities beginning November 1, 2001 under Water Right Nos. 01-02064 and 01-10045 as affirmed and allocated by Contract No. 14-06-W-28 between United States, Bureau of Reclamation and applicant.

2. Co-applicant's Water Right(s) to be exchanged: (cont. from page 1)
Portion of stored water in storage water Account No. 13085500 in Water District 01 accrued in Bureau of Reclamation storage facilities under Water Right Nos. 01-02064, 01-2068, and 01-10045 as affirmed and allocated by Contract No. 14-06-100-2368 between United States, Bureau of Reclamation and co-applicant.

TEMPORARY STORAGE WATER EXCHANGE AGREEMENT

THIS AGREEMENT, made and entered into this 31st day of July, 2001, by and between A & B Irrigation District, an irrigation district duly organized under the laws of the State of Idaho, of 11th and E Streets, Rupert, Idaho, hereinafter referred to as "A & B", and North Side Canal Company, Ltd., a non-profit water delivery corporation, duly organized under the laws of the State of Idaho, of N. Lincoln, Jerome, Idaho, hereinafter referred to as "Company."

W I T N E S S E T H :

WHEREAS, there now exists a severe drought in Southern Idaho which has substantially reduced the water supplies in the Upper Snake River needed for irrigation of lands in Southern Idaho, including the lands served by A & B and Company; and

WHEREAS, Company relies in part for its water supply for the irrigation of lands within its boundaries a portion of the water stored each year in Jackson Reservoir, Palisades Reservoir, and American Falls Reservoir, which storage facilities are owned and operated by the Bureau of Reclamation of the Department of Interior of the United States of America, which storage rights are identified pursuant to Company's contract with the Bureau of Reclamation No. 14-06-W-28, as amended; and

WHEREAS, A & B for a portion of its water supply, relies upon a portion of the stored water stored each year in American Falls Reservoir and Palisades Reservoir for the irrigation of a portion of the lands within its boundaries, which storage rights are identified in a contract with the Bureau of Reclamation, Department of Interior, United States of America, Contract No. 14-06-100-2368, as amended; and

WHEREAS, Company has an insufficient water supply for the irrigation of the lands of its shareholders for the year 2001; and

WHEREAS, A & B has stored water accrued to its credit in 2001 that will not be required by A & B for the irrigation of the lands within the district in 2001, which surplus stored water would ordinarily be carried over in the above-referred to reservoirs for use by A & B for the irrigation of a portion of its lands in 2002; and

WHEREAS, severe crop losses to crops now growing by shareholders of Company will occur in the event Company is unable to provide additional water for the irrigation of lands of its shareholders; and

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WHEREAS, as a result of the emergencies that have occurred as a result of the severe drought conditions now being experienced and the declaration of a drought emergency designated for Twin Falls County and Jerome County by the Director of the Department of Water Resources and approved by the Governor of the State of Idaho, A & B has agreed to transfer a portion of its stored water to Company for use by Company in 2001 in exchange for stored water of the Company accruing to its space after the 2001 irrigation season for use in 2002, under the terms, covenants and conditions hereinafter contained.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and the payment to be made by Company to A & B as hereinafter provided:

1. A & B agrees, upon the performance by Company of the following covenants and agreements, to transfer to Company 19,200 acre-feet of stored water now accrued to the credit of A & B under its contract with the Bureau of Reclamation, for use by Company in 2001 for the irrigation of lands of its shareholders.

2. Company, in consideration of the temporary transfer of 19,200 acre-feet of stored water above referred to from A & B to Company, and the change in the point of diversion and place of use of said stored water for 2001, does hereby covenant and agree as follows:

(a) Company will pay to A & B, upon the execution of this agreement and approval of the exchange of storage water under this agreement by the Bureau of Reclamation and the approval of temporary transfers in the point of diversion and place of use of 19,200 acre-feet of stored water of A & B to the point of diversion and place of use of Company in 2001 and the approval of the temporary transfer and the point of diversion and place of use of 19,200 acre-feet of stored water of Company to the point of diversion and place of use of A & B in 2002, the sum of $56,640.00.

(b) Company does hereby covenant and agree that the first 19,200 acre-feet of stored water accruing to Company after the 2001 irrigation season under Company's rights as a spaceholder under its Contract No. 14-06-W-28 with the Bureau of Reclamation will be transferred to A & B for use by A & B during the 2002 irrigation season, or so much thereof as may be necessary to insure that the amount of storage water available to A & B for use in the 2002 irrigation season is equal to the storage water that is available to A & B when all of its space allocated to it under its spaceholder contract with the Bureau of Reclamation has filled. To the extent the temporary transfer of stored water from Company to A & B in 2002 is less than 19,200 acre-feet needed to fill all of the space of A & B in 2002, the amount of stored water to be transferred to A & B in

exchange shall be reduced pro rata with other entities with which A & B has accomplished a temporary exchange of stored water which must be repaid for the 2002 irrigation season.

(c) Company will indemnify and hold A & B harmless from all claims of whatsoever kind or nature which may arise from third parties based upon any alleged injury to any other water right as a result of the temporary transfer of stored water from A & B to Company for use in 2001 and the temporary transfer of stored water from Company to A & B for use by A & B in 2002.

(d) Company agrees that the temporary change in the place of use of the 19,200 acre-feet of stored water of A & B shall be conditioned upon the temporary change in the place of use of 19,200 acre-feet of stored water of Company to A & B in 2002, and that said condition shall be a part of the approval of the temporary change in the place of use by the Director of the Department of Water Resources of the State of Idaho.

(e) That this agreement relates to actual water stored, and no reservoir loss shall be charged to A & B for the storage water to be transferred to A & B from Company for use by A & B in the 2002 irrigation season, which stored water shall be the first storage water used by A & B in 2002.

(f) That the storage water to be transferred by Company to A & B from the first water stored to the credit of Company after the 2001 irrigation season shall be water stored to the credit of A & B in addition to all stored water that may accrue to A & B under its existing contractual rights with the Bureau of Reclamation during the 2001-2002 storage season for use in 2002, until the sum of said stored water equals the total water that can be stored in the space of the storage facilities to which A & B is entitled under its contract with the Bureau of Reclamation.

3. That nothing in this agreement shall constitute an assumption by either party of the operation and maintenance obligations due to the Bureau of Reclamation for the storage of water under the contracts of the respective parties with the Bureau of Reclamation. It is further understood that any assessments of Water District 01 for the delivery of said stored water being temporarily transferred under this agreement shall be paid by the party to whom said stored water is delivered.

4. It is understood and agreed by the parties hereto that as a condition of this agreement, the terms herein and the temporary transfer of stored water from A & B to Company for use by Company in 2001 in exchange for a temporary transfer of stored water from Company to A & B for use by A & B in 2002 is subject to the approval

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of said transfer by the Bureau of Reclamation, Department of Interior, United States of America, and the Director of the Department of Water Resources of the State of Idaho.

5. Each of the parties shall execute such applications and requests as may be necessary to accomplish the temporary exchange and transfer of the storage waters of the respective parties under the terms of this agreement, and each shall take such action as may be necessary to accomplish said temporary exchanges of stored water by the respective parties.

6. It is understood by the parties hereto that this transfer is being made upon the reliance by both parties on the diversion data provided by Water District 01, and in the event the remaining storage of A & B be adjusted for any reason other than the use of water by A & B and this or any other transfer, the amount transferred hereunder may be adjusted by A & B to insure an adequate water supply for A & B in 2001 for its lands served with stored water.

IN WITNESS WHEREOF the parties have hereunto set their hands the day and year first above written.

A & B IRRIGATION DISTRICT

By: _____
President

ATTEST:

_____
Secretary

NORTH SIDE CANAL COMPANY, LTD.

By: _____
President

ATTEST:

_____
Secretary

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STATE OF IDAHO)
)
County of Minidoka)

On this 8 day of August, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Harold Mahlmann and Dana Swenson, known to me to be the President and Secretary of A & B Irrigation District, and acknowledged to me that they executed the same on behalf of the district.

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

(SEAL)

Notary Public for Idaho
Residing at: Rupert Id.
My Commission expires: 10-31-2003

STATE OF IDAHO)
)
County of Jerome)

On this 31st day of July, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Russell Woolley and Jed Diehl, known to me to be the President and Secretary of North Side Canal Company, Ltd., and acknowledged to me that they executed the same on behalf of said corporation.

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

(SEAL)

Notary Public for Idaho
Residing at: Jerome, Idaho
My Commission expires: 7-16-03

AUG 22 2001

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TEMPORARY EXCHANGE OF WATER WATER NO. TC-01-15 IN THE NAME OF ABERDEEN-SPRINGFIELD CANAL CO. AND A&B IRRIGATION DISTRICT

ORDER AUTHORIZING TEMPORARY EXCHANGE

WHEREAS, a drought emergency has been declared for Bingham and Power Counties to allow administrative actions to lessen the severe impacts of the drought conditions in the counties; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a drought emergency, the director of the Department of Water Resources ("Department") is authorized to allow temporary changes in the point of diversion, the place of use, and the purpose of use for valid existing water rights or temporary exchanges of water authorized under water rights when the director determines that such changes can be accomplished in accordance with the provisions of section 42-222A, Idaho Code; and

WHEREAS, on August 10, 2001 the Aberdeen-Springfield Canal Company and A & B Irrigation District ("applicants") submitted the attached Temporary Application for Exchange of Water ("application") to the Department; and

WHEREAS, the Department has reviewed the application and has determined the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the following conditions:

1. The agreement to exchange contract rights between the applicants as described on the application is authorized at the point of diversion and place of use described on the application.

2. The watermaster of Water District No. 01 is authorized to administer the temporary change approval. The watermaster shall regulate and keep a record of the amount of water diverted and accumulated as proposed by the application, including the exchange of contract water rights owned by the applicants.

3. The applicant assumes all risk of curtailment or mitigation should the diversion and use of water under the temporary change approval cause injury to other water rights, constitute an enlargement in use of the original

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right, be inconsistent with the conservation of water resources within the state of Idaho, or not be in the local public interest.

4. This temporary exchange approval may only be used to provide a replacement water supply to lands or other uses which normally have a full water supply, except for the drought condition. This temporary exchange approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

5. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.

6. The applicants agree to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.

7. This temporary exchange approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.

8. The Water District 01 watermaster shall measure and record the amount of water diverted under this approval.

9. This temporary exchange approval expires on December 31, 2001 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

10. By diversion and use of water under this temporary exchange, the applicant acknowledges and agrees that the Director may terminate diversion of water under this temporary change if the Director determines there is interference with or injury to other water rights.

DATED this 17TH day of AUGUST, 2001.

Norman C. Young, Administrator
Water Management Division

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RECEIVED
AUG 1 4 2001
Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source.

1. INFORMATION ABOUT THE APPLICANT

Applicant Aberdeen-Springfield Canal Company
(Name of Applicant)

P. O. Box 857 Aberdeen, Idaho 83210 Telephone No: (208) 397-4193
(Mailing Address) (Zip Code)

Applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant A & B Irrigation District
(Name of Co-applicant)

P. O. Box 675, Rupert, Idaho 83350-0675 Telephone No: (208) 436-3152
(Mailing Address) (Zip Code)

Co-applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT – Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. EXCHANGE INFORMATION – Complete Part A *or* Part B to explain how the proposed exchange will operate.

Part A – For an exchange involving two or more water right holders.

The applicant proposes to divert _____ cfs and/or 7,000 acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at SE ¼ of SW ¼, Govt. Lot _____ Sec. 34 Township 1 S Range 36 E. B.M., Bingham County.
Additional points of diversion, if any: Released from storage in NENE of Sec.17, T1S, R45EBM
In exchange for authorization to divert water as described above, _____ cfs and/or 7,000 acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. made available to the co-applicant for diversion at SE ¼ of SW ¼, Govt. Lot _____ Sec. 24 Township 10S Range 21 E. B.M., Jerome County.
   Additional points of diversion, if any: Released from storage in 2002 in SWSE of Sec.30, T7S, R31EBM, Power County.

   OR

2. released from storage by the co-applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Part B – For an exchange involving only the applicant's water right(s).

The applicant proposes to divert _____ cfs and/or _____ acre feet per year of water at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County. Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. diverted from _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County and injected into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

OR

2. released from storage by the applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional Explanation – Attach additional sheets if necessary.

_____

_____

_____

_____

_____

* If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. Exchange is for storage water for use in 2001 for storage water accruing after November 1, 2001 pursuant to Idaho Code Section 42-222A.

5. **MAPS** – Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8½"x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Photocopies of USGS 7½-minute topographic quadrangles are preferred as base maps.

SIGNATURE

Applicant hereby asserts that no one will be injured by such exchange of water and acknowledges that the applicant and/or the co-applicant will be responsible for all actions taken pursuant to this exchange. I understand that any willful misrepresentations made in this application may result in voiding its approval.

_____ 8/1/01

Applicant's Signature (and title if application is for an organization) Date

_____ 8-7-01

Co-Applicant's Signature Date

FOR DEPARTMENT USE ONLY

This exchange application contains _____ pages, including attachments.
Received by _____ Date 8-10-01 Fee $50.00
Receipted by _____ Date 8-10-01 Receipt No. 0055492
Preliminary review by _____
Published in _____
Publication dates _____
Protests filed by _____
Copies of protests forwarded by _____
Watermaster recommendation requested on _____
Watermaster recommendation received on _____
Hearing held by _____ Date _____

Recommended for Approval _____ **Denial** _____ **By** _____

MDMD Inc.

OCT 3 2 2001

EXHIBIT "A"
to
Application for Exchange of Water
- Aberdeen-Springfield Canal Company -

1. Applicant's Water Right(s) to be exchanged: (continued from page 1)
Portion of stored water in storage water Account No. 13061610 in Water District 01 accruing in Bureau of Reclamation storage facilities beginning November 1, 2001 under Water Right Nos. 01-02064, 01-2068 and 01-10045 as affirmed and allocated by Contract No. 14-06-W-24 between United States, Bureau of Reclamation and applicant.

2. Co-applicant's Water Right(s) to be exchanged: (cont. from page 1)
Portion of stored water in storage water Account No. 13085500 in Water District 01 accrued in Bureau of Reclamation storage facilities under Water Right Nos. 01-02064 and 01-2068 as affirmed and allocated by Contract No. 14-06-100-2368 between United States, Bureau of Reclamation and co-applicant.

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TEMPORARY STORAGE WATER EXCHANGE AGREEMENT

THIS AGREEMENT, made and entered into this 31st day of July, 2001, by and between A & B Irrigation District, an irrigation district duly organized under the laws of the State of Idaho, of 11th and E Streets, Rupert, Idaho, hereinafter referred to as "A & B," and Aberdeen-Springfield Canal Company, a non-profit water delivery corporation, duly organized under the laws of the State of Idaho, of P. O. Box 857, Aberdeen, Idaho, hereinafter referred to as "Company."

W I T N E S S E T H :

WHEREAS, there now exists a severe drought in Southern Idaho which has substantially reduced the water supplies in the Upper Snake River needed for irrigation of lands in Southern Idaho, including the lands served by A & B and Company; and

WHEREAS, Company relies in part for its water supply for the irrigation of lands within its boundaries a portion of the water stored each year in Jackson Reservoir, Palisades Reservoir, and American Falls Reservoir, which storage facilities are owned and operated by the Bureau of Reclamation of the Department of Interior of the United States of America, which storage rights are identified pursuant to Company's contract with the Bureau of Reclamation No. 14-06-W-24, as amended; and

WHEREAS, A & B for a portion of its water supply, relies upon a portion of the stored water stored each year in American Falls Reservoir and Palisades Reservoir for the irrigation of a portion of the lands within its boundaries, which storage rights are identified in a contract with the Bureau of Reclamation, Department of Interior, United States of America, Contract No. 14-06-100-2368, as amended; and

WHEREAS, Company has an insufficient water supply for the irrigation of the lands of its shareholders for the year 2001; and

WHEREAS, A & B has stored water accrued to its credit in 2001 that will not be required by A & B for the irrigation of the lands within the district in 2001, which surplus stored water would ordinarily be carried over in the above-referred to reservoirs for use by A & B for the irrigation of a portion of its lands in 2002; and

WHEREAS, severe crop losses to crops now growing by shareholders of Company will occur in the event Company is unable to provide additional water for the irrigation of lands of its shareholders; and

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WHEREAS, as a result of the emergencies that have occurred as a result of the severe drought conditions now being experienced and the declaration of a drought emergency designated for Bingham and Power Counties by the Director of the Department of Water Resources and approved by the Governor of the State of Idaho, A & B has agreed to transfer a portion of its stored water to Company for use by Company in 2001 in exchange for stored water of the Company accruing to its space after the 2001 irrigation season for use in 2002, under the terms, covenants and conditions hereinafter contained.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and the payment to be made by Company to A & B as hereinafter provided:

1. A & B agrees, upon the performance by Company of the following covenants and agreements, to transfer to Company 7,000 acre-feet of stored water now accrued to the credit of A & B under its contract with the Bureau of Reclamation, for use by Company in 2001 for the irrigation of lands of its shareholders.

2. Company, in consideration of the temporary transfer of 7,000 acre-feet of stored water above referred to from A & B to Company, and the change in the point of diversion and place of use of said stored water for 2001, does hereby covenant and agree as follows:

(a) Company will pay to A & B, upon the execution of this agreement and approval of the exchange of storage water under this agreement by the Bureau of Reclamation and the approval of temporary transfers in the point of diversion and place of use of 7,000 acre-feet of stored water of A & B to the point of diversion and place of use of Company in 2001 and the approval of the temporary transfer and the point of diversion and place of use of 7,000 acre-feet of stored water of Company to the point of diversion and place of use of A & B in 2002, the sum of $20,650.00.

(b) Company does hereby covenant and agree that the first 7,000 acre-feet of stored water accruing to Company after the 2001 irrigation season under Company's rights as a spaceholder under its Contract No.14-06-W-24, as amended, with the Bureau of Reclamation will be transferred to A & B for use by A & B during the 2002 irrigation season, or so much thereof as may be necessary to insure that the amount of storage water available to A & B for use in the 2002 irrigation season is equal to the storage water that is available to A & B when all of its space allocated to it under its spaceholder contract with the Bureau of Reclamation has filled. To the extent the temporary transfer of stored water from Company to A & B in 2002 is less than 7,000 acre-feet needed to fill all of the space of A & B in 2002, the amount of stored water to be transferred to A & B in

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exchange shall be reduced pro rata with other entities with which A & B has accomplished a temporary exchange of stored water which must be repaid for the 2002 irrigation season.

(c) Company will indemnify and hold A & B harmless from all claims of whatsoever kind or nature which may arise from third parties based upon any alleged injury to any other water right as a result of the temporary transfer of stored water from A & B to Company for use in 2001 and the temporary transfer of stored water from Company to A & B for use by A & B in 2002.

(d) Company agrees that the temporary change in the place of use of the 7,000 acre-feet of stored water of A & B shall be conditioned upon the temporary change in the place of use of 7,000 acre-feet of stored water of Company to A & B in 2002, and that said condition shall be a part of the approval of the temporary change in the place of use by the Director of the Department of Water Resources of the State of Idaho.

(e) That this agreement relates to actual water stored, and no reservoir loss shall be charged to A & B for the storage water to be transferred to A & B from Company for use by A & B in the 2002 irrigation season, which stored water shall be the first storage water used by A & B in 2002.

(f) That the storage water to be transferred by Company to A & B from the first water stored to the credit of Company after the 2001 irrigation season shall be water stored to the credit of A & B in addition to all stored water that may accrue to A & B under its existing contractual rights with the Bureau of Reclamation during the 2001-2002 storage season for use in 2002, until the sum of said stored water equals the total water that can be stored in the space of the storage facilities to which A & B is entitled under its contract with the Bureau of Reclamation.

3. That nothing in this agreement shall constitute an assumption by either party of the operation and maintenance obligations due to the Bureau of Reclamation for the storage of water under the contracts of the respective parties with the Bureau of Reclamation. It is further understood that any assessments of Water District 01 for the delivery of said stored water being temporarily transferred under this agreement shall be paid by the party to whom said stored water is delivered.

4. It is understood and agreed by the parties hereto that as a condition of this agreement, the terms herein and the temporary transfer of stored water from A & B to Company for use by Company in 2001 in exchange for a temporary transfer of stored water from Company to A & B for use by A & B in 2002 is subject to the approval

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of said transfer by the Bureau of Reclamation, Department of Interior, United States of America, and the Director of the Department of Water Resources of the State of Idaho.

5. Each of the parties shall execute such applications and requests as may be necessary to accomplish the temporary exchange and transfer of the storage waters of the respective parties under the terms of this agreement, and each shall take such action as may be necessary to accomplish said temporary exchanges of stored water by the respective parties.

6. It is understood by the parties hereto that this transfer is being made upon the reliance by both parties on the diversion data provided by Water District 01, and in the event the remaining storage of A & B be adjusted for any reason other than the use of water by A & B and this or any other transfer, the amount transferred hereunder may be adjusted by A & B to insure an adequate water supply for A & B in 2001 for its lands served with stored water.

IN WITNESS WHEREOF the parties have hereunto set their hands the day and year first above written.

A & B IRRIGATION DISTRICT

By: _____
President

ATTEST:

_____
Secretary

ABERDEEN-SPRINGFIELD CANAL COMPANY

By: _____
President

ATTEST:

_____
Secretary

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STATE OF IDAHO)
)
County of Minidoka)

On this 8 day of August, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Harold Mortensen and Diana Warburton, known to me to be the President and Secretary of A & B Irrigation District, and acknowledged to me that they executed the same on behalf of the district.

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

(SEAL)

Notary Public for Idaho
Residing at: Rupert Id.
My Commission expires: 10-31-2003

STATE OF IDAHO)
)
County of Minidoka)

On this 1 day of August, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Bob Knudsen, Jr. and Steven T. Hawser, known to me to be the President and Secretary of Aberdeen-Springfield Canal Company, and acknowledged to me that they executed the same on behalf of said corporation.

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

(SEAL)

Notary Public for Idaho
Residing at: Aberdeen Id
My Commission expires: 12-10-05

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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TEMPORARY EXCHANGE OF WATER WATER NO. TC-01-14 IN THE NAME OF ABERDEEN-SPRINGFIELD CANAL CO. AND FALLS IRRIGATION DISTRICT	**ORDER AUTHORIZING TEMPORARY EXCHANGE**

WHEREAS, a drought emergency has been declared for Bingham and Power Counties to allow administrative actions to lessen the severe impacts of the drought conditions in the counties; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a drought emergency, the director of the Department of Water Resources ("Department") is authorized to allow temporary changes in the point of diversion, the place of use, and the purpose of use for valid existing water rights or temporary exchanges of water authorized under water rights when the director determines that such changes can be accomplished in accordance with the provisions of section 42-222A, Idaho Code; and

WHEREAS, on August 10, 2001 the Aberdeen-Springfield Canal Company and Falls Irrigation District ("applicants") submitted the attached Temporary Application for Exchange of Water ("application") to the Department; and

WHEREAS, the Department has reviewed the application and has determined the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the following conditions:

1. The agreement to exchange contract rights between the applicants as described on the application is authorized at the point of diversion and place of use described on the application.

2. The watermaster of Water District No. 01 is authorized to administer the temporary change approval. The watermaster shall regulate and keep a record of the amount of water diverted and accumulated as proposed by the application, including the exchange of contract water rights owned by the applicants.

3. The applicant assumes all risk of curtailment or mitigation should the diversion and use of water under the temporary change approval cause injury to other water rights, constitute an enlargement in use of the original

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right, be inconsistent with the conservation of water resources within the state of Idaho, or not be in the local public interest.

4. This temporary exchange approval may only be used to provide a replacement water supply to lands or other uses which normally have a full water supply, except for the drought condition. This temporary exchange approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

5. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.

6. The applicants agree to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.

7. This temporary exchange approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.

8. The Water District 01 watermaster shall measure and record the amount of water diverted under this approval.

9. This temporary exchange approval expires on December 31, 2001 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

10. By diversion and use of water under this temporary exchange, the applicant acknowledges and agrees that the Director may terminate diversion of water under this temporary change if the Director determines there is interference with or injury to other water rights.

DATED this 17TH day of AUGUST, 2001.

Norman C. Young, Administrator
Water Management Division

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Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source.

1. INFORMATION ABOUT THE APPLICANT

Applicant Aberdeen-Springfield Canal Company
(Name of Applicant)

P. O. Box 857, Aberdeen, Idaho 83210 Telephone No: (208) 397-4193
(Mailing Address) (Zip Code)

Applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant Falls Irrigation District
(Name of Co-applicant)

310 Valdez Street, American Falls, Idaho 83211 Telephone No: (208) 226-5227
(Mailing Address) (Zip Code)

Co-applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT – Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. EXCHANGE INFORMATION – Complete Part A *or* Part B to explain how the proposed exchange will operate.

Part A – For an exchange involving two or more water right holders.

The applicant proposes to divert _____ cfs and/or 15,000 acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at SE ¼ of SW ¼, Govt. Lot _____ Sec. 34 Township 1 S Range 36 E.B.M., Bingham County.
Additional points of diversion, if any: Released from storage in NENE of Sec.17, T1S, R45EBM
In exchange for authorization to divert water as described above, _____ cfs and/or 15,000 acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. made available to the co-applicant for diversion at SW ¼ of SE ¼, Govt. Lot _____ Sec. 30 Township 7 S Range 31 E.B.M., Power County.
   Additional points of diversion, if any: Released from storage in 2002 in SWSE of Sec.30 in T7S, R31EBM, Power County.

   OR

2. released from storage by the co-applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

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Part B – For an exchange involving only the applicant's water right(s).

The applicant proposes to divert _____ cfs and/or _____ acre feet per year of water at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County. Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. diverted from _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County and injected into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

OR

2. released from storage by the applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional Explanation – Attach additional sheets if necessary.

_____

_____

_____

_____

_____

If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. Exchange is for storage water for use in 2001 for storage water accruing after November 1, 2001 pursuant to Idaho Code Section 42-222A.

5. **MAPS** – Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8½"x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Photocopies of USGS 7½-minute topographic quadrangles are preferred as base maps.

SIGNATURE

Applicant hereby asserts that no one will be injured by such exchange of water and acknowledges that the applicant and/or the co-applicant will be responsible for all actions taken pursuant to this exchange. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Steven J. Howser General Manager 8/1/01

Applicant's Signature (and title if application is for an organization) Date

Steve W. Nash President 8/8/01

Co-Applicant's Signature Date

FOR DEPARTMENT USE ONLY

This exchange application contains _____ pages, including attachments.
Received by _____ Date 8-10-01 Fee $50.00
Receipted by _____ Date 8-10-01 Receipt No. 0055492
Preliminary review by _____
Published in _____
Publication dates _____
Protests filed by _____
Copies of protests forwarded by _____
Watermaster recommendation requested on _____
Watermaster recommendation received on _____
Hearing held by _____ Date _____

Recommended for Approval _____ **Denial** _____ **By** _____

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EXHIBIT "A"
to
Application for Exchange of Water
- Aberdeen-Springfield Canal Company -

1. Applicant's Water Right(s) to be exchanged: (continued from page 1)
Portion of stored water in storage water Account No. 13061610 in Water District 01 accruing in Bureau of Reclamation storage facilities beginning November 1, 2001 under Water Right Nos. 01-02064, 01-2068, and 01-10045 as affirmed and allocated by Contract No. 14-06-W-24 between United States, Bureau of Reclamation and applicant.

2. Co-applicant's Water Right(s) to be exchanged: (cont. from page 1)
Portion of stored water in storage water Account No. 13076400 in Water District 01 accrued in Bureau of Reclamation storage facilities under Water Right Nos. 01-02064 and 01-2068 as affirmed and allocated by Contract No. 14-06-100-851 between United States, Bureau of Reclamation and co-applicant.

TEMPORARY STORAGE WATER EXCHANGE AGREEMENT

THIS AGREEMENT, made and entered into this 31st day of July, 2001, by and between Falls Irrigation District, an irrigation district duly organized under the laws of the State of Idaho, of 310 Valdez Street, American Falls, Idaho, hereinafter referred to as "Falls," and Aberdeen-Springfield Canal Company, a non-profit water delivery corporation, duly organized under the laws of the State of Idaho, of P. O. Box 857, Aberdeen, Idaho, hereinafter referred to as "Company."

W I T N E S S E T H :

WHEREAS, there now exists a severe drought in Southern Idaho which has substantially reduced the water supplies in the Upper Snake River needed for irrigation of lands in Southern Idaho, including the lands served by Falls and Company; and

WHEREAS, Company relies in part for its water supply for the irrigation of lands within its boundaries a portion of the water stored each year in Jackson Reservoir, Palisades Reservoir, and American Falls Reservoir, which storage facilities are owned and operated by the Bureau of Reclamation of the Department of Interior of the United States of America, which storage rights are identified pursuant to Company's contract with the Bureau of Reclamation No. 14-06-W-24, as amended; and

WHEREAS, Falls for a portion of its water supply, relies upon a portion of the stored water stored each year in American Falls Reservoir and Palisades Reservoir for the irrigation of a portion of the lands within its boundaries, which storage rights are identified in a contract with the Bureau of Reclamation, Department of Interior, United States of America, Contract No. 14-06-100-851, as amended; and

WHEREAS, Company has an insufficient water supply for the irrigation of the lands of its shareholders for the year 2001; and

WHEREAS, Falls has stored water accrued to its credit in 2001 that will not be required by Falls for the irrigation of the lands within the district in 2001, which surplus stored water would ordinarily be carried over in the above-referred to reservoirs for use by Falls for the irrigation of a portion of its lands in 2002; and

WHEREAS, severe crop losses to crops now growing by shareholders of Company will occur in the event Company is unable to provide additional water for the irrigation of lands of its shareholders; and

WHEREAS, as a result of the emergencies that have occurred as a result of the severe drought conditions now being experienced and the declaration of a drought emergency designated for Bingham and Power Counties by the Director of the Department of Water Resources and approved by the Governor of the State of Idaho, Falls has agreed to transfer a portion of its stored water to Company for use by Company in 2001 in exchange for stored water of the Company accruing to its space after the 2001 irrigation season for use in 2002, under the terms, covenants and conditions hereinafter contained.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and the payment to be made by Company to Falls as hereinafter provided:

1. Falls agrees, upon the performance by Company of the following covenants and agreements, to transfer to Company 15,000 acre-feet of stored water now accrued to the credit of Falls under its contract with the Bureau of Reclamation, for use by Company in 2001 for the irrigation of lands of its shareholders.

2. Company, in consideration of the temporary transfer of 15,000 acre-feet of stored water above referred to from Falls to Company, and the change in the point of diversion and place of use of said stored water for 2001, does hereby covenant and agree as follows:

(a) Company will pay to Falls, upon the execution of this agreement and approval of the exchange of storage water under this agreement by the Bureau of Reclamation and the approval of temporary transfers in the point of diversion and place of use of 15,000 acre-feet of stored water of Falls to the point of diversion and place of use of Company in 2001 and the approval of the temporary transfer and the point of diversion and place of use of 15,000 acre-feet of stored water of Company to the point of diversion and place of use of Falls in 2002, the sum of $44,250.00.

(b) Company does hereby covenant and agree that the first 15,000 acre-feet of stored water accruing to Company after the 2001 irrigation season under Company's rights as a spaceholder under its Contract No. 14-06-W-24, as amended, with the Bureau of Reclamation will be transferred to Falls for use by Falls during the 2002 irrigation season, or so much thereof as may be necessary to insure that the amount of storage water available to Falls for use in the 2002 irrigation season is equal to the storage water that is available to Falls when all of its space allocated to it under its spaceholder contract with the Bureau of Reclamation has filled. To the extent the temporary transfer of stored water from Company to Falls in 2002 is less than 15,000 acre-feet needed to fill all of the space of Falls in 2002, the amount of stored water to be transferred to Falls in

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exchange shall be reduced pro rata with any other entities with which Falls may have accomplished a temporary exchange of stored water which must be repaid for the 2002 irrigation season.

(c) Company will indemnify and hold Falls harmless from all claims of whatsoever kind or nature which may arise from third parties based upon any alleged injury to any other water right as a result of the temporary transfer of stored water from Falls to Company for use in 2001 and the temporary transfer of stored water from Company to Falls for use by Falls in 2002.

(d) Company agrees that the temporary change in the place of use of the 15,000 acre-feet of stored water of Falls shall be conditioned upon the temporary change in the place of use of 15,000 acre-feet of stored water of Company to Falls in 2002, and that said condition shall be a part of the approval of the temporary change in the place of use by the Director of the Department of Water Resources of the State of Idaho.

(e) That this agreement relates to actual water stored, and no reservoir loss shall be charged to Falls for the storage water to be transferred to Falls from Company for use by Falls in the 2002 irrigation season, which stored water shall be the first storage water used by Falls in 2002.

(f) That the storage water to be transferred by Company to Falls from the first water stored to the credit of Company after the 2001 irrigation season shall be water stored to the credit of Falls in addition to all stored water that may accrue to Falls under its existing contractual rights with the Bureau of Reclamation during the 2001-2002 storage season for use in 2002, until the sum of said stored water equals the total water that can be stored in the space of the storage facilities to which Falls is entitled under its contract with the Bureau of Reclamation.

3. That nothing in this agreement shall constitute an assumption by either party of the operation and maintenance obligations due to the Bureau of Reclamation for the storage of water under the contracts of the respective parties with the Bureau of Reclamation. It is further understood that any assessments of Water District 01 for the delivery of said stored water being temporarily transferred under this agreement shall be paid by the party to whom said stored water is delivered.

4. It is understood and agreed by the parties hereto that as a condition of this agreement, the terms herein and the temporary transfer of stored water from Falls to Company for use by Company in 2001 in exchange for a temporary transfer of stored water from Company to Falls for use by Falls in 2002 is subject to the approval

of said transfer by the Bureau of Reclamation, Department of Interior, United States of America, and the Director of the Department of Water Resources of the State of Idaho.

5. Each of the parties shall execute such applications and requests as may be necessary to accomplish the temporary exchange and transfer of the storage waters of the respective parties under the terms of this agreement, and each shall take such action as may be necessary to accomplish said temporary exchanges of stored water by the respective parties.

6. It is understood by the parties hereto that this transfer is being made upon the reliance by both parties on the diversion data provided by Water District 01, and in the event the remaining storage of Falls be adjusted for any reason other than the use of water by Falls and this or any other transfer, the amount transferred hereunder may be adjusted by Falls to insure an adequate water supply for Falls in 2001 for its lands served with stored water.

IN WITNESS WHEREOF the parties have hereunto set their hands the day and year first above written.

FALLS IRRIGATION DISTRICT

By: Steve W. Isaak
President

ATTEST:

Secretary

ABERDEEN-SPRINGFIELD CANAL COMPANY

By:
President

ATTEST:

Secretary

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STATE OF IDAHO)
)
County of Minidoka)

On this 8th day of August, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Steven O. Hook and Terrell Sorenson, known to me to be the President and Secretary of Falls Irrigation District, and acknowledged to me that they executed the same on behalf of the district.

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

(SEAL) ROGER D. LING NOTARY PUBLIC STATE OF IDAHO

Notary Public for Idaho
Residing at: Rupert, Idaho
My Commission expires: 10/30/2006

STATE OF IDAHO)
)
County of Bingham)

On this 1 day of August, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Bob Knudsen, Jr. and Steven T. Howser, known to me to be the President and Secretary of Aberdeen-Springfield Canal Company, and acknowledged to me that they executed the same on behalf of said corporation.

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

(SEAL) TERI FEHRINGER NOTARY PUBLIC STATE OF IDAHO

Notary Public for Idaho
Residing at: Aberdeen, Id.
My Commission expires: 12-10-05

OCT 02 2001

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TEMPORARY EXCHANGE OF WATER NO. TC-01-13 IN THE NAME OF TWIN FALLS CANAL CO. AND A & B IRRIGATION DISTRICT	**ORDER AUTHORIZING TEMPORARY CHANGE**

WHEREAS, a drought emergency has been declared for Twin Falls and Jerome Counties to allow administrative actions to lessen the severe impacts of the drought conditions in the counties; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a drought emergency, the director of the Department of Water Resources ("Department") is authorized to allow temporary changes in the point of diversion, the place of use, and the purpose of use for valid existing water rights when the director determines that such changes can be accomplished in accordance with the provisions of § 42-222A, Idaho Code; and

WHEREAS, on August 10, 2001 the Twin Falls Canal Co. and A & B Irrigation District ("applicants") submitted the attached application ("application") to the Department; and

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WHEREAS, the Department has reviewed the application and determined the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the following conditions:

1. The agreement to exchange contract rights between the applicants as described on the application is authorized at the point of diversion and place of use described on the application.

2. The watermaster of Water District No. 01 is authorized to administer the temporary change approval. The watermaster shall regulate and keep a record of the amount of water diverted and accumulated as proposed by the application, including the exchange of contract water rights owned by the applicants.

3. The applicant assumes all risk of curtailment or mitigation should the diversion and use of water under the temporary change approval cause injury to other water rights, constitute an enlargement in use of the original

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right, be inconsistent with the conservation of water resources within the state of Idaho, or not be in the local public interest.

4. This temporary change approval may only be used to provide a replacement water supply to lands or other uses which normally have a full water supply, except for the drought condition. This temporary change approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

5. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.

6. The applicant agrees to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.

7. This temporary change approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.

8. The Water District 01 watermaster shall measure and record the amount of water diverted under this approval.

9. This temporary change approval expires on December 31, 2001 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

10. By diversion and use of water under this temporary change, the applicant acknowledges and agrees that the Director may terminate diversion of water under this temporary change if the Director determines there is interference with or injury to other water rights.

DATED this 14TH day of August, 2001.

Norman C. Young, Administrator
Water Management Division

OCT 3 2 2001

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AUG 1 4 2001

Department of Water Resources
Southern Region

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source.

1. INFORMATION ABOUT THE APPLICANT

Applicant Twin Falls Canal Company
(Name of Applicant)

357 6th Avenue West, Twin Falls, Idaho 83301 Telephone No: (208) 733-6731
(Mailing Address) (Zip Code)

Applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant A & B Irrigation District
(Name of Co-applicant)

P. O. Box 675, Rupert, Idaho 83350-0675 Telephone No: (208) 436-3152
(Mailing Address) (Zip Code)

Co-applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT – Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. EXCHANGE INFORMATION – Complete Part A *or* Part B to explain how the proposed exchange will operate.

Part A – For an exchange involving two or more water right holders.

The applicant proposes to divert _____ cfs and/or 24,000 acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. 30 Township 10S Range 21E B.M., Twin Falls County. (Milner Dam, Southside)
Additional points of diversion, if any: released from storage in NENE of Sec.17, T1S, R45EBM
In exchange for authorization to divert water as described above, _____ cfs and/or 24,000 acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. made available to the co-applicant for diversion at SE ¼ of SW ¼, Govt. Lot _____ Sec. 24 Township 10 S Range 21 E B.M., Jerome County.
   Additional points of diversion, if any: Released from storage in 2002 in the SWSE of Sec. 30 in T7S, R31EBM, Power County.
   OR

2. released from storage by the co-applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Part B – For an exchange involving only the applicant's water right(s).

The applicant proposes to divert _____ cfs and/or _____ acre feet per year of water at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County. Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. diverted from _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County and injected into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

OR

2. released from storage by the applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional Explanation – Attach additional sheets if necessary.

_____

_____

_____

_____

_____

* If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. Exchange is for storage water for use in 2001 for storage water accruing after November 1, 2001 pursuant to Idaho Code Section 42-222A.

5. **MAPS** – Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8½"x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Photocopies of USGS 7½-minute topographic quadrangles are preferred as base maps.

SIGNATURE

Applicant hereby asserts that no one will be injured by such exchange of water and acknowledges that the applicant and/or the co-applicant will be responsible for all actions taken pursuant to this exchange. I understand that any willful misrepresentations made in this application may result in voiding its approval.

John A. Alexander Gen. Mgr. — July 31, 2001
Applicant's Signature (and title if application is for an organization) — Date

Lynn Smith Watermaster — 8-8-01
Co-Applicant's Signature, A & B Irrigation District — Date

FOR DEPARTMENT USE ONLY

TC-01-13

This exchange application contains _____ pages, including attachments.
Received by _____ Date 8-10-01 Fee $50.00
Receipted by _____ Date 8-10-01 Receipt No. 0055492
Preliminary review by _____
Published in _____
Publication dates _____
Protests filed by _____
Copies of protests forwarded by _____
Watermaster recommendation requested on _____
Watermaster recommendation received on _____
Hearing held by _____ Date _____

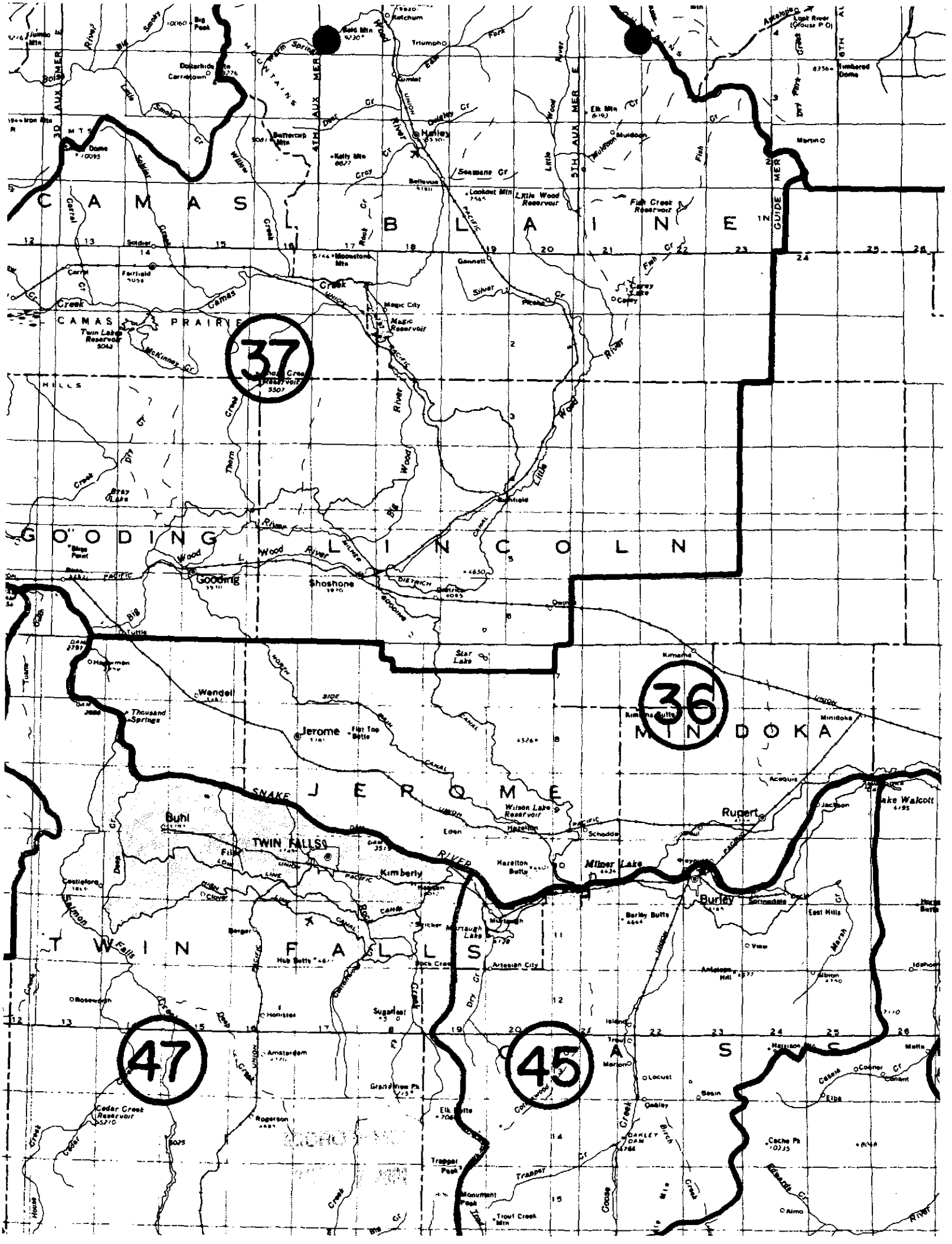
Recommended for Approval X **Denial** _____ **By** T Rule, N Young

RECEIVED
OCT 22 2001

EXHIBIT "A"
to
Application for Exchange of Water
- Twin Falls Canal Company -

1. Applicant's Water Right(s) to be exchanged: (continued from page 1)
Portion of stored water in storage water Account No. 13087500 in Water District 01 accruing in Bureau of Reclamation storage facilities beginning November 1, 2001 under Water Right Nos. 01-02064 and 01-10045 as affirmed and allocated by Contract No. 14-06-W-60 between United States, Bureau of Reclamation and applicant.

2. Co-applicant's Water Right(s) to be exchanged: (cont. from page 1)
Portion of stored water in storage water Account No. 13085500 in Water District 01 accrued in Bureau of Reclamation storage facilities under Water Right Nos. 01-02064 and 01-2068 as affirmed and allocated by Contract No. 14-06-100-2368 between United States, Bureau of Reclamation and co-applicant.


CAMAS
BLAINE
LINCOLN
GOODING
JEROME
MINIDOKA
TWIN FALLS
CASSIA
CAMAS PRAIRIE
37
36
47
45
Hailey
Ketchum
Sun Valley
Bellevue
Fairfield
Gannett
Carey
Magic City
Gooding
Shoshone
Wendell
Jerome
Twin Falls
Buhl
Kimberly
Rupert
Burley
Milner Lake
Wilson Lake Reservoir
Lake Walcott
Oakley
Malta
Albion
Minidoka
Kimama
Star Lake
Thousand Springs
Magic Reservoir
Little Wood Reservoir
Fish Creek Reservoir
Twin Lakes Reservoir
Camas Creek Reservoir
Cedar Creek Reservoir
Wilson Lake Reservoir
Oakley Dam
Big Wood River
Little Wood River
Camas Creek
Snake River
Salmon River
Dry Creek
Silver Creek
Trapper Creek
Trout Creek
Cassia Creek
Deer Creek
Rock Creek
Cedar Creek
Birch Creek
Marsh Creek
Goose Creek
Raft River
Sawtooth Mts
Smoky Mts
Albion Mts
Black Pine Mts
Elkhorn Mts
Trapper Peak
Monument Peak
Trout Creek Mtn
Cache Pk
Timbered Dome
Big Peak
Lost River (Grouse P O)
Arbon
Acequia
Schodde
Hazelton
Eden
Berger
Hollister
Rogerson
Sugarloaf
Amsterdam
Artesian City
Hub Butte
Barley Butte
Elk Butte
Grandview Pk
Rosevelt
Castleford
Deep Creek Mts
Pilot Peak
Jackson
Marion
Locust
Basin
Oakley
Elba
Almo
Carey Lake
Fish Creek Reservoir
Little Wood Reservoir
Wilson Lake Reservoir
Lake Walcott
Milner Lake
Twin Falls
Hazelton Buttes
Flat Top Butte
Thousand Springs
Shoshone Falls
Niagara Springs
Box Canyon
Devils Corkscrew
Silent Canyon
Big Cut
Minidoka Dam
Star Falls
Sand Dune
Sand Hollow
Sand Creek
Sand Mtn
Sand Pass
Sand Springs
Sand Basin
Sand Ridge
Sand Hill
Sand Flat
Sand Gulch
Sand Canyon
Sand Valley
Sand Lake
Sand Point
Sand Island
Sand Beach
Sand Bar
Sand Key
Sand Spit
Sand Reef
Sand Shoal
Sand Bank
Sand Cliff
Sand Dune
Sand Hollow
Sand Creek
Sand Mtn
Sand Pass
Sand Springs
Sand Basin
Sand Ridge
Sand Hill
Sand Flat
Sand Gulch
Sand Canyon
Sand Valley
Sand Lake
Sand Point
Sand Island
Sand Beach
Sand Bar
Sand Key
Sand Spit
Sand Reef
Sand Shoal
Sand Bank
Sand Cliff

TEMPORARY STORAGE WATER EXCHANGE AGREEMENT

THIS AGREEMENT, made and entered into this 31st day of July, 2001, by and between A & B Irrigation District, an irrigation district duly organized under the laws of the State of Idaho, of 11th and E Streets, Rupert, Idaho, hereinafter referred to as "A & B", and Twin Falls Canal Company, a non-profit water delivery corporation, duly organized under the laws of the State of Idaho, of 357 6th Avenue West, Twin Falls, Idaho, hereinafter referred to as "Company."

W I T N E S S E T H :

WHEREAS, there now exists a severe drought in Southern Idaho which has substantially reduced the water supplies in the Upper Snake River needed for irrigation of lands in Southern Idaho, including the lands served by A & B and Company; and

WHEREAS, Company relies in part for its water supply for the irrigation of lands within its boundaries a portion of the water stored each year in Jackson Reservoir and American Falls Reservoir, which storage facilities are owned and operated by the Bureau of Reclamation of the Department of Interior of the United States of America, which storage rights are identified pursuant to Company's contract with the Bureau of Reclamation No. 14-06-W-60; and

WHEREAS, A & B for a portion of its water supply, relies upon a portion of the stored water stored each year in American Falls Reservoir and Palisades Reservoir for the irrigation of a portion of the lands within its boundaries, which storage rights are identified in a contract with the Bureau of Reclamation, Department of Interior, United States of America, Contract No. 14-06-100-2368, as amended; and

WHEREAS, Company has an insufficient water supply for the irrigation of the lands of its shareholders for the year 2001; and

WHEREAS, A & B has stored water accrued to its credit in 2001 that will not be required by A & B for the irrigation of the lands within the district in 2001, which surplus stored water would ordinarily be carried over in the above-referred to reservoirs for use by A & B for the irrigation of a portion of its lands in 2002; and

WHEREAS, severe crop losses to crops now growing by shareholders of Company will occur in the event Company is unable to provide additional water for the irrigation of lands of its shareholders; and

WHEREAS, as a result of the emergencies that have occurred as a result of the severe drought conditions now being experienced and the declaration of a drought emergency designated for Twin Falls County and Jerome County by the Director of the Department of Water Resources and approved by the Governor of the State of Idaho, A & B has agreed to transfer a portion of its stored water to Company for use by Company in 2001 in exchange for stored water of the Company accruing to its space after the 2001 irrigation season for use in 2002, under the terms, covenants and conditions hereinafter contained.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and the payment to be made by Company to A & B as hereinafter provided:

1. A & B agrees, upon the performance by Company of the following covenants and agreements, to transfer to Company 24,000 acre-feet of stored water now accrued to the credit of A & B under its contract with the Bureau of Reclamation, for use by Company in 2001 for the irrigation of lands of its shareholders.

2. Company, in consideration of the temporary transfer of 24,000 acre-feet of stored water above referred to from A & B to Company, and the change in the point of diversion and place of use of said stored water for 2001, does hereby covenant and agree as follows:

(a) Company will pay to A & B, upon the execution of this agreement and approval of the exchange of storage water under this agreement by the Bureau of Reclamation and the approval of temporary transfers in the point of diversion and place of use of 24,000 acre-feet of stored water of A & B to the point of diversion and place of use of Company in 2001 and the approval of the temporary transfer and the point of diversion and place of use of 24,000 acre-feet of stored water of Company to the point of diversion and place of use of A & B in 2002, the sum of $70,800.00.

(b) Company does hereby covenant and agree that the first 24,000 acre-feet of stored water accruing to Company after the 2001 irrigation season under Company's rights as a spaceholder under its Contract No. 14-06-W-60 with the Bureau of Reclamation will be transferred to A & B for use by A & B during the 2002 irrigation season, or so much thereof as may be necessary to insure that the amount of storage water available to A & B for use in the 2002 irrigation season is equal to the storage water that is available to A & B when all of its space allocated to it under its spaceholder contract with the Bureau of Reclamation has filled. To the extent the temporary transfer of stored water from Company to A & B in 2002 is less than 24,000 acre-feet needed to fill all of the space of A & B in 2002, the amount of stored water to be transferred to A & B in

OCT 0 2 2001

exchange shall be reduced pro rata with other entities with which A & B has accomplished a temporary exchange of stored water which must be repaid for the 2002 irrigation season.

(c) Company will indemnify and hold A & B harmless from all claims of whatsoever kind or nature which may arise from third parties based upon any alleged injury to any other water right as a result of the temporary transfer of stored water from A & B to Company for use in 2001 and the temporary transfer of stored water from Company to A & B for use by A & B in 2002.

(d) Company agrees that the temporary change in the place of use of the 24,000 acre-feet of stored water of A & B shall be conditioned upon the temporary change in the place of use of 24,000 acre-feet of stored water of Company to A & B in 2002, and that said condition shall be a part of the approval of the temporary change in the place of use by the Director of the Department of Water Resources of the State of Idaho.

(e) That this agreement relates to actual water stored, and no reservoir loss shall be charged to A & B for the storage water to be transferred to A & B from Company for use by A & B in the 2002 irrigation season, which stored water shall be the first storage water used by A & B in 2002.

(f) That the storage water to be transferred by Company to A & B from the first water stored to the credit of Company after the 2001 irrigation season shall be water stored to the credit of A & B in addition to all stored water that may accrue to A & B under its existing contractual rights with the Bureau of Reclamation during the 2001-2002 storage season for use in 2002, until the sum of said stored water equals the total water that can be stored in the space of the storage facilities to which A & B is entitled under its contract with the Bureau of Reclamation.

3. That nothing in this agreement shall constitute an assumption by either party of the operation and maintenance obligations due to the Bureau of Reclamation for the storage of water under the contracts of the respective parties with the Bureau of Reclamation. It is further understood that any assessments of Water District 01 for the delivery of said stored water being temporarily transferred under this agreement shall be paid by the party to whom said stored water is delivered.

4. It is understood and agreed by the parties hereto that as a condition of this agreement, the terms herein and the temporary transfer of stored water from A & B to Company for use by Company in 2001 in exchange for a temporary transfer of stored water from Company to A & B for use by A & B in 2002 is subject to the approval

of said transfer by the Bureau of Reclamation, Department of Interior, United States of America, and the Director of the Department of Water Resources of the State of Idaho.

5. Each of the parties shall execute such applications and requests as may be necessary to accomplish the temporary exchange and transfer of the storage waters of the respective parties under the terms of this agreement, and each shall take such action as may be necessary to accomplish said temporary exchanges of stored water by the respective parties.

6. It is understood by the parties hereto that this transfer is being made upon the reliance by both parties on the diversion data provided by Water District 01, and in the event the remaining storage of A & B be adjusted for any reason other than the use of water by A & B and this or any other transfer, the amount transferred hereunder may be adjusted by A & B to insure an adequate water supply for A & B in 2001 for its lands served with stored water.

IN WITNESS WHEREOF the parties have hereunto set their hands the day and year first above written.

A & B IRRIGATION DISTRICT

By: _____
President

ATTEST:

_____
Secretary

TWIN FALLS CANAL COMPANY

By: _____
President

ATTEST:

_____
Secretary

STATE OF IDAHO)
)
County of Minidoka)

On this 8 day of August, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Harold Mehlhaff and Diana Wahlquist, known to me to be the President and Secretary of A & B Irrigation District, and acknowledged to me that they executed the same on behalf of the district.

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

(SEAL)

Notary Public for Idaho
Residing at: Rupert Id
My Commission expires: 11-31-2005

STATE OF IDAHO)
)
County of Twin Falls)

On this 31 day of July, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared John Honcik and Dan Shewmaker, known to me to be the President and Secretary of Twin Falls Canal Company, and acknowledged to me that they executed the same on behalf of said corporation.

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

(SEAL) KAY PUSCHEL NOTARY PUBLIC STATE OF IDAHO

Kay Puschel
Notary Public for Idaho
Residing at: Twin Falls ID
My Commission expires: 4-28-06

OCT 9 2001

State of Idaho
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 11, 2005

J WILLIAM MCDONALD
BUREAU OF RECLAMATION
PACIFIC NORTHWEST REGION
1150 NORTH CURTIS RD SUITE 100
BOISE ID 83706-1234

RE: Application for Transfer Nos. 4616 (right 67-2389), 4617 (right 67-2386), 4618 (right 63-3613), 4623 (right 1-2064), 4624 (right 63-3614), 4625 (right 65-2927B), 4626 (right 65-2927A), 4627 (right 65-2917), 4628 (65-9483), 4629 (right 21-2156), 4630 (right 37-2783), 4631 (right 1-2068), 4632 (right 85-2146), and 4633 (right 1-10034).

Application for Amendment of Permit Nos. 63-3618 and 25-7004

Withdrawal of Applications

Dear Mr. McDonald:

The Department of Water Resources acknowledges receipt of your withdrawal of the applications referenced above. The withdrawal removes your applications from any further consideration or action by the Department.

Please note that Transfer 4636 (right 63-303) was not included in your letter for withdrawal and will continue to be held in abeyance per the Department order dated June 11, 1999. Please submit a written withdrawal to the Department if you would like to withdraw the transfer.

By copy of this letter, the protestant(s) have been informed of this action.

Please feel free to contact this office if you have any questions regarding this matter.

Sincerely,

Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

cc: Protestants (per list in file)

SUPPORT DATA
IN FILE #: 1-2068

RECEIVED
SEP 0 1 2005
Department of Water Resources

United States Department of the Interior

BUREAU OF RECLAMATION
Pacific Northwest Region
1150 North Curtis Road, Suite 100
Boise, Idaho 83706-1234

IN REPLY
REFER TO:
PN-1080
WTR-4.10

AUG 3 1 2005

Mr. Karl Dreher, Director
Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098

Subject: Water Right Transfer Applications for Flow Augmentation

Dear Mr. Dreher:

On May 15, 1995, Reclamation filed water right transfer applications to include flow augmentation as a use of water stored in Reclamation project reservoirs for water rights:

63-3618, 63-03614, 63-03613, 65-09483, 65-02917, 65-02927A, 65-02927B, 67-02389, 67-02386, 85-02146, 01-02064, 01-02068, 01-10034, 21-02156, 25-07004, 37-02783

The applications generated numerous protests and requests for intervention and the issue was ultimately resolved by enactment of I.C. 42-1763B. It authorized flow augmentation under Idaho law on the condition that Reclamation agree to hold in abeyance the transfer applications. The Nez Perce settlement provides that flow augmentation will follow state law and I.C. 42-1763B now provides that the applications will be held in abeyance or withdrawn.

Representatives of the Department have approached Reclamation about the viability of simply withdrawing the applications. Given the anticipated 30-year term of the settlement and the fact that Reclamation has the option at any time to file new transfer applications, it is suggested that holding the applications in abeyance is not particularly efficient and may in fact create unintended confusion.

Reclamation concurs. I hereby withdraw the applications and request the Department to cancel all actions related thereto.

Sincerely,

J. William McDonald

J. William McDonald
Regional Director

List of Protestants to Bureau of Reclamation Applications

James C. Tucker
Idaho Power Co.
1221 W Idaho St
Boise, ID 83702

Herbert W. Rettig
Rettig & Rosenberry
PO Box 729
Caldwell, ID 83606

Lower Payette Ditch Co.
102 N. Main
Payette, ID 83661

The Farmers Cooperative Irrigation Co. Ltd.
102 N. Main
Payette, ID 83661

Noble Ditch Co. Ltd.
102 N. Main
Payette, ID 83661

Desert Ridge Farms
PO Box 185
Paul, ID 83347

Rustic Ag, Inc.
PO Box 539
Paul, ID 83347

Ken Patterson
PO Box 539
Paul, ID 83347

Randall Budge
Racine Olsen Nye Cooper & Budge
PO Box 1391
Pocatello, ID 83204-1391

Hawley Troxell Ennis & Hawley
PO Box 1617
Boise, ID 83701

Keith E. Anderson
432 Summit Ridge
Boise, ID 83702

Parsons, Smith & Stone LLP
PO Box 910
Burley, ID 83318

Cascade Reservoir Association
PO Box 638
Donnelly, ID 83615

Idaho Water Users Association, Inc.
410 South Orchard, Suite 144
Boise, ID 83705

John A. Stevenson
1099 N 400 W
Rupert, ID 83350

Leland Call
600 W 475 S
Burley, ID 83318

Fern Becker
Becker Farms
3050 N 45th W
Idaho Falls, ID 83402

Butte & Market Lake Canal Co.
335 N 2900 E
Roberts, ID 83444

The Potato Growers of Idaho
PO Box 949
Blackfoot, ID 83221

Mike Stevens
49 E Sunset Cir
Rexburg, ID 83440

Mann Creek Irrigation District
C/O Rod Pamike
PO Box 271
Weiser, ID 83672

John R. Coleman
Coleman, Ritchie & Robertson
PO Box 525
Twin Falls, ID 83303-0525

Roger D. Ling
Ling Robertson & Walker
PO Box 396
Rupert, ID 83350

Mack W. Neibaur
511 W 1200 N
Paul, ID 83347

G.K. & Mark Munsee
411 Cypress Way
Twin Falls, ID 83301

Idaho Farm Bureau Federation
PO Box 167
Boise, ID 83701-0167

Ringert Clark Chtd.
PO Box 2773
Boise, ID 83701-2773

Ben L. Wellington
PO Box 713
Cascade, ID 83611

American Falls Reservoir District No. 2
PO Box C
Shoshone, ID 83352

Scott L. Campbell
Moffatt Thomas Barrett Rock
& Fields Chtd.
PO Box 829
Boise, ID 83701-0829

Salem Irrigation Canal Co.
1002 W 3000 N
Rexburg, ID 83440

Salem Union Canal Co. Ltd.
C/O Jerry Dalling
1419 N 7th N
Sugar City, ID 83448

North Fremont Irrigation
C/O Don Marotz
1383 N 4200 E
Ashton, ID 83420

Fremont-Madison Irrigation District
PO Box 15
St. Anthony, ID 83445

Egin Bench Canals Inc.
PO Box 15
St. Anthony, ID 83445

Harrison Canal
C/O Claude Storer
11333 N 65 E
Idaho Falls, ID 83401-5318

Dyle B. Peterson
418 N 2700 E
St. Anthony, ID 83445

Kent Fletcher
PO Box 248
Burley, ID 83318

North Salem Canal
C/O Quenton Bagley
3521 N Salem Rd
Rexburg, ID 83440

Teton Island Canal Co.
McKenzie Mackay
1956 W 3000 N
Rexburg, ID 83440

Twin Grove Canal & Irrigation Co.
PO Box 15
St. Anthony, ID 83445

Conant Creek Canal Co.
705 N. 6th St. W
St. Anthony, ID 83445

Woodmansee-Johnson Canal Co.
C/O Russell Wilding
3560 E 3000 N
Sugar City, ID 83448

Fall River Irrigation Co.
PO Box 15
St. Anthony, ID 83445

Rexburg Irrigation Company
C/O Carley Erickson
873 W 2000 S
Rexburg, ID 83440

Teton Irrigation & Mfg Co
C/O Diana Richman
3381 N 5000 E
Sugar City, ID 83448

Enterprise Irrigation District
PO Box 29
Teton, ID 83451

Marysville Irrigation Company
PO Box 128
Ashton, ID 83420-0128

Farmers Own Ditch Co., Ltd.
PO Box 128
Ashton, ID 83420-0128

Bigler Slough
3619 N 5000 E
Sugar City, ID 83448

U.S. Department of Energy
Idaho Operations Office
1955 Fremont Ave
Idaho Falls, ID 83401

Palisades Water Users, Inc.
C/O Blair Grover
900 N Skyline
Idaho Falls, ID 83402

Lance Gardner
589 N 150 W
Blackfoot, ID 83221

Consolidated Farmers Canal Co. Ltd.
3215 N 2000 W
Rexburg, ID 83440

North Fork Reservoir Company
C/O Ray W. Rigby
PO Box 250
Rexburg, ID 83440

New Sweden Irrigation District
2350 West 1700 South
Idaho Falls, ID 83402

Terry T. Uhling
J.R. Simplot Company
999 Main St
Boise, ID 83702

Emmett Irrigation District
222 East Park Street
Emmett, ID 83617

Boise Cascade Corporation
Legal Department
PO Box 50
Boise, ID 83728-0001

Farmers Union Ditch Co.
C/O Gene Bailey
2153 N Pollard Lane
Star, ID 83669

Idaho Dairymens Association Inc.
890 Shoshone
Twin Falls, ID 83301

Water District 36-A
Frank Erwin
2628 S 975 E
Hagerman, ID 83332

Clive J. Strong
Chief, Natural Resources Division
Attorney Generals Office
PO Box 83720
Boise, ID 83720-0010

Josephine P. Beeman
Beeman & Associates
409 W. Jefferson St.
Boise, ID 83702

Idaho Ground Water Appropriators, Inc.
Jeffrey C. Fereday
Givens Pursley & Huntley
PO Box 2720
Boise, ID 83701

Letha Irrigation & Water Company
C/O Marcia H. Herr
400 Coston St.
Boise, ID 83712

Robert H. Remaklus Lawyer P.A.
PO Box 759
Cascade, ID 83611

John A. Rosholt
Barker Rosholt & Simpson LLP
113 Main Ave W Suite 303
Twin Falls, ID 83301-6167

Albert Barker
Barker Rosholt & Simpson LLP
PO Box 2139
Boise, ID 83701-2139

Valley Soil and Water Conservation District
C/O Ken Postma
PO Box 580
Cascade, ID 83611

Farm Credit Services
PO Box TAF-C5
Spokane, WA 99220-4005

New Dry Creek Ditch Company Ltd
1200 Hereford Drive
Eagle, ID 83616

Progressive Irrigation District
2585 North Ammon Road
Idaho Falls, ID 83401-1949

Cascade Reservoir Coordinating Council
C/O Ken Roberts, Chairman
PO Box 247
Cascade, ID 83611

Wayland I. Fisher and Weldon T. Fisher
546 E. Beacon Light Road
Eagle, ID 83616

Howard Taylor and Sons Inc.
8307 W 81 N
Idaho Falls, ID 83402

Laird J. Lucas
Land and Water Fund of the Rockies
PO Box 1612
Boise, ID 83701

Baxter Nurseries
C/O W. Rand Baxter
PO Box 789
Emmett, ID 83617

Valley County Board of County Commissioners
Courthouse Building
Cascade, ID 83611

Earl L. McGeoghegan
Clearwater Law Offices
635 Main Street
Lewiston, ID 83501

Henry's Fork Foundation
PO Box 61
Island Park, ID 83429

Central District Health Department
707 N. Armstrong Place
Boise, ID 83704-0825

Canyon County Water Co.
C/O Frank W. Phillips, Jr.
7830 North Star Road
Meridian, ID 83642

Blair Grover
Grover & Archibald
PO Box 36
Rigby, ID 83442

Farmer's Friend Canal
PO Box 15
St. Anthony, ID 83445

Jerry R. Rigby
Rigby Thatcher Andrus Rigby
Kam & Moeller Chtd.
PO Box 250
Rexburg, ID 83440

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 29, 2002

ROGER D LING
LING & ROBINSON
PO BOX 396
RUPERT ID 83350-0396

RE: Aberdeen-Springfield Canal Company and A & B Irrigation Dist.

Dear Mr. Ling:

Enclosed is an Order Authorizing Temporary Exchange for the above-referenced parties. Enclosed with the Order and its attachments I am enclosing a receipt for the fee you paid in this matter.

If you have any questions, please contact Mr. Saxton or me at 327-7900.

Sincerely,

Deborah J. Gibson

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau

Encl.
C: Ron Carlson & Skip Jones – Eastern Region

Sunny:
Please file
in Water
Right files:
01-02064
01-2068
01-10045
Thanks -
dg

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TEMPORARY EXCHANGE OF WATER RIGHT TC-01-31 IN THE NAME OF ABERDEEN-SPRINGFIELD CANAL COMPANY AND A&B IRRIGATION DISTRICT	)	**ORDER AUTHORIZING TEMPORARY EXCHANGE**

WHEREAS, a drought emergency has been declared for Bingham and Power Counties to allow administrative actions to lessen the severe impacts of the drought conditions in the counties; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a drought emergency, the director of the Department of Water Resources ("Department") is authorized to allow temporary changes in the point of diversion, the place of use, and the purpose of use for valid existing water rights or temporary exchanges of water authorized under water rights when the director determines that such changes can be accomplished in accordance with the provisions of section 42-222A, Idaho Code; and

WHEREAS, on August 23, 2002, the Aberdeen-Springfield Canal Company and A&B Irrigation District ("applicants") submitted the attached Temporary Application for Exchange of Water ("application") to the Department; and

WHEREAS, the Department has reviewed the application and has determined the application can be approved with certain conditions;

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the following conditions:

1. The agreement to exchange contract rights between the applicants as described on the application is authorized at the point of diversion and place of use described on the application.

2. The watermaster of Water District No. 01 is authorized to administer the temporary change approval. The watermaster shall regulate and keep a record of the amount of water diverted and accumulated as proposed by the application, including the exchange of contract water rights owned by the applicants.

3. The applicant assumes all risk of curtailment or mitigation should the diversion and use of water under the temporary change approval cause injury to other water rights, constitute an enlargement in use of the original right, be inconsistent with the conservation of water resources within the state of Idaho, or not be in the local public interest.

4. This temporary exchange approval may only be used to provide a replacement water supply to lands or other uses that normally have a full water supply, except for the drought condition. This temporary exchange approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

5. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.

6. The applicants agree to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.

7. This temporary exchange approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.

8. The Water District 01 watermaster shall measure and record the amount of water diverted under this approval.

9. This temporary exchange approval expires on December 31, 2002 unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary exchange approval.

10. By diversion and use of water under this temporary exchange, the applicant acknowledges and agrees that the director may terminate diversion of water under this temporary change if the director determines there is interference with or injury to other water rights.

DATED this 28th day of August, 2002.

L. GLEN SAXTON, P.E.
Chief, Water Allocation Bureau

RECEIVED
AUG 2 3 2002
Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

TC-01-31

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source.

1. INFORMATION ABOUT THE APPLICANT

Applicant Aberdeen-Springfield Canal Company
(Name of Applicant)

P. O. Box 857 Aberdeen, Idaho 83210 Telephone No: (208) 397-4193
(Mailing Address) (Zip Code)

Applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant A & B Irrigation District
(Name of Co-applicant)

P. O. Box 675, Rupert, Idaho 83350-0675 Telephone No: (208) 436-3152
(Mailing Address) (Zip Code)

Co-applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. **EXCHANGE AGREEMENT** – Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. **EXCHANGE INFORMATION** – Complete **Part A** *or* **Part B** to explain how the proposed exchange will operate.

Part A – For an exchange involving two or more water right holders.

The applicant proposes to divert _____ cfs and/or 13,000 acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at SE ¼ of SW ¼, Govt. Lot _____ Sec. 34 Township 1 S Range 36 E B.M., Bingham County.
Additional points of diversion, if any: Released from storage in NENE of Sec.17, T1S, R45EBM
In exchange for authorization to divert water as described above, _____ cfs and/or 13,000 acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. made available to the co-applicant for diversion at SE ¼ of SW ¼, Govt. Lot _____ Sec. 24 Township 10S Range 21 E B.M., Jerome County.
   Additional points of diversion, if any: Released from storage in 2003 in SWSE of Sec.30, T7S, R31EBM, Power County. **OR**

2. released from storage by the co-applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Part B – For an exchange involving only the applicant's water right(s).

TC-01-31

The applicant proposes to divert _____ cfs and/or _____ acre feet per year of water at _____ ¼ of _____¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County. Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. diverted from _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County and injected into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

OR

2. released from storage by the applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional Explanation – Attach additional sheets if necessary.

_____

_____

_____

_____

_____

* If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. This is a temporary exchange of storage water under the attached agreement for use in 2002 for storage water accruing after November 1, 2002 pursuant to Idaho Code section 42-222A, for use in 2003.

5. **MAPS** – Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8½"x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Photocopies of USGS 7½-minute topographic quadrangles are preferred as base maps.

SIGNATURE

Applicant hereby asserts that no one will be injured by such exchange of water and acknowledges that the applicant and/or the co-applicant will be responsible for all actions taken pursuant to this exchange. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Steven T. Hamer, Secretary — 8/16/02

Applicant's Signature (and title if application is for an organization) — Date

8-22-02

Co-Applicant's Signature — Date

FOR DEPARTMENT USE ONLY

This exchange application contains _____ pages, including attachments.
Received by J Mace Date 8-23-02 Fee $50.00
Receipted by J Mace Date 8-23-02 Receipt No. C064139
Preliminary review by _____
Published in _____
Publication dates _____
Protests filed by _____
Copies of protests forwarded by _____
Watermaster recommendation requested on _____
Watermaster recommendation received on _____
Hearing held by _____ Date _____

Recommended for Approval _____ **Denial** _____ **By** _____

TC-01-31

EXHIBIT "A"
to
Application for Exchange of Water
- Aberdeen-Springfield Canal Company -

1. Applicant's Water Right(s) to be exchanged: (continued from page 1)
Portion of stored water in storage water Account No. 13061610 in Water District 01 accruing in Bureau of Reclamation storage facilities beginning November 1, 2001 under Water Right Nos. 01-02064, 01-2068 and 01-10045 as affirmed and allocated by Contract No. 14-06-W-24 between United States, Bureau of Reclamation and applicant.

2. Co-applicant's Water Right(s) to be exchanged: (cont. from page 1)
Portion of stored water in storage water Account No. 13085500 in Water District 01 accrued in Bureau of Reclamation storage facilities under Water Right Nos. 01-02064 and 01-2068 as affirmed and allocated by Contract No. 14-06-100-2368 between United States, Bureau of Reclamation and co-applicant.

TC-01-31

TEMPORARY STORAGE WATER EXCHANGE AGREEMENT

THIS AGREEMENT, made and entered into this 19th day of August, 2002, by and between A & B Irrigation District, an irrigation district duly organized under the laws of the State of Idaho, of 11th and E Streets, Rupert, Idaho, hereinafter referred to as "A & B," and Aberdeen-Springfield Canal Company, a non-profit water delivery corporation, duly organized under the laws of the State of Idaho, of P. O. Box 857, Aberdeen, Idaho, hereinafter referred to as "Company."

W I T N E S S E T H :

WHEREAS, there now exists a severe drought in Southern Idaho which has substantially reduced the water supplies in the Upper Snake River needed for irrigation of lands in Southern Idaho, including the lands served by A & B and Company; and

WHEREAS, Company relies in part for its water supply for the irrigation of lands within its boundaries a portion of the water stored each year in Jackson Reservoir, Palisades Reservoir, and American Falls Reservoir, which storage facilities are owned and operated by the Bureau of Reclamation of the Department of Interior of the United States of America, which storage rights are identified pursuant to Company's contract with the Bureau of Reclamation No. 14-06-W-24, as amended; and

WHEREAS, A & B for a portion of its water supply, relies upon a portion of the stored water stored each year in American Falls Reservoir and Palisades Reservoir for the irrigation of a portion of the lands within its boundaries, which storage rights are identified in a contract with the Bureau of Reclamation, Department of Interior, United States of America, Contract No. 14-06-100-2368, as amended; and

WHEREAS, Company has an insufficient water supply for the irrigation of the lands of its shareholders for the year 2002; and

WHEREAS, A & B has stored water accrued to its credit in 2002 that will not be required by A & B for the irrigation of the lands within the district in 2002, which surplus stored water would ordinarily be carried over in the above-referred to reservoirs for use by A & B for the irrigation of a portion of its lands in 2003; and

WHEREAS, severe crop losses to crops now growing by shareholders of Company will occur in the event Company is unable to provide additional water for the irrigation of lands of its shareholders; and

WHEREAS, as a result of the emergencies that have occurred as a result of the severe drought conditions now being experienced and the declaration of a drought emergency designated for Bingham and Power Counties by the Director of the Department of Water Resources and approved by the Governor of the State of Idaho, A & B has agreed to transfer a portion of its stored water to Company for use by Company in 2002 in exchange for stored water of the Company accruing to its space after the 2002 irrigation season for use in 2003, under the terms, covenants and conditions hereinafter contained.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and the payment to be made by Company to A & B as hereinafter provided:

1. A & B agrees, upon the performance by Company of the following covenants and agreements, to transfer to Company 13,000 acre-feet of stored water now accrued to the credit of A & B under its contract with the Bureau of Reclamation, for use by Company in 2002 for the irrigation of lands of its shareholders.

2. Company, in consideration of the temporary transfer of 13,000 acre-feet of stored water above referred to from A & B to Company, and the change in the point of diversion and place of use of said stored water for 2002, does hereby covenant and agree as follows:

(a) Company will pay to A & B, upon the execution of this agreement and approval of the exchange of storage water under this agreement by the Bureau of Reclamation and the approval of temporary transfers in the point of diversion and place of use of 13,000 acre-feet of stored water of A & B to the point of diversion and place of use of Company in 2002 and the approval of the temporary transfer and the point of diversion and place of use of 13,000 acre-feet of stored water of Company to the point of diversion and place of use of A & B in 2003, the sum of $38,350.00.

(b) Company does hereby covenant and agree that the first 13,000 acre-feet of stored water accruing to Company after the 2002 irrigation season under Company's rights as a spaceholder under its Contract No.14-06-W-24, as amended, with the Bureau of Reclamation will be transferred to A & B for use by A & B during the 2003 irrigation season, or so much thereof as may be necessary to insure that the amount of storage water available to A & B for use in the 2003 irrigation season is equal to the storage water that is available to A & B when all of its space allocated to it under its spaceholder contract with the Bureau of Reclamation has filled. To the extent the temporary transfer of stored water from Company to A & B in 2003 needed to fill all of the space of A & B

in 2003 is leses than 13,000 acree-feet, the amount of stored water to be transferred to A & B in exchange shall be reduced pro rata with other entities with which A & B has accomplished a temporary exchange of stored water which must be repaid for the 2003 irrigation season.

(c) Company will indemnify and hold A & B harmless from all claims of whatsoever kind or nature which may arise from third parties based upon any alleged injury to any other water right as a result of the temporary transfer of stored water from A & B to Company for use in 2002 and the temporary transfer of stored water from Company to A & B for use by A & B in 2003.

(d) Company agrees that the temporary change in the place of use of the 13,000 acre-feet of stored water of A & B shall be conditioned upon the temporary change in the place of use of 13,000 acre-feet of stored water of Company to A & B in 2003, and that said condition shall be a part of the approval of the temporary change in the place of use by the Director of the Department of Water Resources of the State of Idaho.

(e) That this agreement relates to actual water stored, and no reservoir loss shall be charged to A & B for the storage water to be transferred to A & B from Company for use by A & B in the 2003 irrigation season, which stored water shall be the first storage water used by A & B in 2003.

(f) That the storage water to be transferred by Company to A & B from the first water stored to the credit of Company after the 2002 irrigation season shall be water stored to the credit of A & B in addition to all stored water that may accrue to A & B under its existing contractual rights with the Bureau of Reclamation during the 2002-2003 storage season for use in 2003, until the sum of said stored water equals the total water that can be stored in the space of the storage facilities to which A & B is entitled under its contract with the Bureau of Reclamation.

3. That nothing in this agreement shall constitute an assumption by either party of the operation and maintenance obligations due to the Bureau of Reclamation for the storage of water under the contracts of the respective parties with the Bureau of Reclamation. It is further understood that any assessments of Water District 01 for the delivery of said stored water being temporarily transferred under this agreement shall be paid by the party to whom said stored water is delivered.

4. It is understood and agreed by the parties hereto that as a condition of this agreement, the terms herein and the temporary transfer of stored water from A & B to Company for use by

Company in 2002 in exchange for a temporary transfer of stored water from Company to A & B for use by A & B in 2003 is subject to the approval of said transfer by the Director of the Department of Water Resources of the State of Idaho.

5. Each of the parties shall execute such applications and requests as may be necessary to accomplish the temporary exchange and transfer of the storage waters of the respective parties under the terms of this agreement, and each shall take such action as may be necessary to accomplish said temporary exchanges of stored water by the respective parties.

6. It is understood by the parties hereto that this transfer is being made upon the reliance by both parties on the diversion data provided by Water District 01, and in the event the remaining storage of A & B be adjusted for any reason other than the use of water by A & B and this or any other transfer, the amount transferred hereunder may be adjusted by A & B to insure an adequate water supply for A & B in 2002 for its lands served with stored water.

IN WITNESS WHEREOF the parties have hereunto set their hands the day and year first above written.

A & B IRRIGATION DISTRICT

By: _____
President

ATTEST:

_____
Secretary

ABERDEEN-SPRINGFIELD CANAL COMPANY

By: _____
President

ATTEST:

_____
Secretary

TC-01-31

STATE OF IDAHO)
)
County of Minidoka)

On this 22 day of August, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared Harold Moelmer and Dana Darbonton, known to me to be the President and Secretary of A & B Irrigation District, and acknowledged to me that they executed the same on behalf of the district.

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

(SEAL)

Notary Public for Idaho
Residing at: Rupert Id
My Commission expires: 10-31-03

STATE OF IDAHO)
)
County of Bingham)

On this 19 day of August, 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared Bob Knudsen, Jr. and Steven T. Hauser, known to me to be the President and Secretary of Aberdeen-Springfield Canal Company, and acknowledged to me that they executed the same on behalf of said corporation.

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

(SEAL)

Notary Public for Idaho
Residing at: Aberdeen, Id
My Commission expires: 12-10-05

ROGER D. LING
BRENT T. ROBINSON

JASON D. WALKER
TIMOTHY J. SCHNEIDER
ASSOCIATES

LING & ROBINSON
ATTORNEYS AT LAW
615 "H" STREET
P. O. BOX 396
RUPERT, IDAHO 83350-0396

AREA CODE 208
TELEPHONE 436-4717
FAX 436-6804

RECEIVED
AUG 23 2002
Department of Water Resources

August 22, 2002

Karl J. Dreher, Director
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

RE: **Application for Exchange of Water --**
A & B Irrigation District with
Aberdeen-Springfield Canal Company

Dear Karl:

Enclosed for filing with IDWR is an Application for Exchange of Water between Aberdeen-Springfield Canal Company and A & B Irrigation District. I have enclosed a check in the sum of $50.00 as the filing fee for the Application. If you desire any further information to support this Application, please feel free to contact this office. We are of course anxious for the Application to be approved so that the storage water can be exchanged in the very near future.

Very truly yours,

Roger

Roger D. Ling

RDL/jb

encs

RECEIVED
AUG 26 2002
Department of Water Resources

LING & ROBINSON
ATTORNEYS AT LAW
616 "H" STREET
P. O. BOX 396
RUPERT, IDAHO 83350-0396

ROGER D. LING
BRENT T. ROBINSON

JASON D. WALKER
TIMOTHY J. SCHNEIDER
ASSOCIATES

AREA CODE 208
TELEPHONE 436-4717
FAX 436-0004

FACSIMILE TRANSMITTAL COVER SHEET

TO: Mary Yearsley FAX NO: (208) 327-7866

DATE: 8/26/02

COMPANY: IDWR TIME: 3:40 P.m.

From: ☒ Roger D. Ling ☐ Brent T. Robinson
☐ Jason D. Walker ☐ Timothy J. Schneider

Memo: _____

☐ Original will follow by mail
☐ For your information
☐ For filing with the Court
☐ Call me to discuss this matter
☐ Immediate attention required
☐ Other: _____

☐ Original will not follow by mail
☐ Pursuant to your request
☐ Review and call with revisions
☐ Sign and return promptly
☐ Please have signature notarized

We are transmitting 9 pages, including this page.

If you do not receive all pages clearly, or if the transmission is not successfully received, please call this firm as soon as possible at (208) 436-4717 and ask for _____. THANK YOU.

* * * * * * * * *

IMPORTANT/CONFIDENTIAL: This message is intended only for the use of the individual or entity to which it is addressed. This message contains information from the law firm of Ling & Robinson which may be privileged, confidential and exempt from disclosure under applicable law. No privilege or confidence is intended to be waived by the facsimile transmission of this message. If the reader of this message is not the intended recipient, or the employee, or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately at our telephone number set forth above by calling collect. We will be happy to arrange for the return of this message by the United States postal service to us at no cost to you.

United States Department of the Interior

BUREAU OF RECLAMATION
Snake River Area Office
214 Broadway Avenue
Boise, Idaho 83702-7298

IN REPLY REFER TO:

SRA-6400
WTR-1.10

August 31, 2001

RECEIVED
SEP - 4 2001
LING & ROBINSON

Mr. Roger D. Ling, Esq.
Attorney at Law
P.O. Box 396
Rupert, Idaho 83350-0396

Subject: Voluntary Transfers of Project Water

We have reviewed the *Temporary Storage Water Exchange Agreements* entered into between A&B Irrigation District and Northside Canal Company, Twin Falls Canal Company, and Aberdeen-Springfield Canal Company, as well as the agreement between Falls Irrigation District and Aberdeen-Springfield Canal Company. These agreements are consistent with Reclamation Manual policy, specifically Water Transfer Policy WTR P02 (copy enclosed). Minidoka and Palisades Project Spaceholder contracts allow the annual exchanges of water. Also, since the transactions transfer Minidoka and Palisades Project water between spaceholders whose lands are qualified to receive both Minidoka and Palisades Project water no decision will be required on our part.

Exchanges of stored water among these entities normally take place with the Water District 1, Rental Pool. However, the current exception recognizes that each of the recipients of stored water is within a State of Idaho designated drought area. These agreements rely upon the Idaho Drought Emergency Statutes and also comply with Water District #1 Rental Pool Rules.

Thank you for the opportunity to review these documents. If we can be of further assistance in finding ways to better manage water in these times of drought, please let us know.

Sincerely,

Jerrold D. Gregg
Area Manager

Enclosure

cc: Stuart Stanger, Deputy Area Manager, Snake River Area Office - East, Burley, Idaho
Mike Beus, Water Operations Manager, Snake River Area Office - East, Burley, Idaho

Reclamation Manual

Policy

Subject: Voluntary Transfers of Project Water

Purpose: Provides for transfers of project water in accordance with State and Federal law and supplements and expands upon the December 16, 1988, *Principles Governing Voluntary Water Transactions That Involve or Affect Facilities Owned or Operated by the Department of the Interior*, issued by the Assistant Secretary - Water and Science.

Authority: Reclamation Act of 1902, and acts amendatory thereof and supplementary thereto.

Contact: Office of Policy, D-5000

1. **Introduction.** The Assistant Secretary - Water and Science approved *Principles Governing Voluntary Water Transactions That Involve or Affect Facilities Owned or Operated by the Department of the Interior* (the *1988 Principles*) dated December 16, 1988. The *1988 Principles* pertain, among other things, to transfers of project water involving projects owned by Reclamation. Within the framework provided by the *1988 Principles*, Reclamation has been, and continues to be, supportive of voluntary transfers and conversions of project water in accordance with State and Federal law from existing to new users and/or uses. This policy statement supplements and expands upon the *1988 Principles* insofar as those principles pertain to transfers of project water.

2. **Applicability.**

   A. The *1988 Principles* and these policies apply to all transfers of project water except to the extent that such transfers are governed by legislation specific to a project and any rules and regulations, or other Reclamation guidance, promulgated pursuant to such legislation (e.g., transfers of project water made pursuant to the Central Valley Project Improvement Act and sales of water in the Colorado-Big Thompson Project). Furthermore, to the extent that a water service, repayment, or other type of contract in existence as of the date of these policies already governs the terms and conditions under which a project contractor and the end users thereof may make transfers of project water (e.g., existing provisions of Central Arizona Project contracts and provisions in existing contracts which allow for sub-contracts), then the following policies will apply only to the extent that the contract does not address matters covered by one or more of these policies. Finally, these policies will not supplant rules and guidelines for state water banks in existence as of the date of these policies. Generally speaking, proposals which satisfy the *1988 Principles* and the implementing policies set forth herein will be approved by Reclamation.

   B. In addition, the *1988 Principles* and these policies will be applied by Reclamation when resolving situations in which transfers of project water have occurred

inappropriately without Reclamation's prior approval, resulting in unauthorized users and/or uses of project water. Furthermore, Reclamation will apply these principles and policies to legislatively and judicially authorized or directed transfers of project water to the extent that such authorizations or directives leave Reclamation with the discretion to determine the terms of its approval of a transfer of project water.

C. The level of Reclamation requirements will be evaluated on a case-by-case basis or as specified by contract. When appropriate, additional Regional guidance may be developed to supplement these policies and guidelines to address particular local circumstances.

3. **Definitions.** For the purposes of this policy:

A. **Reclamation Project** means any project acquired or constructed pursuant to the authority of the Reclamation Act of 1902,[1] and all acts amendatory thereof and supplementary thereto. The term does not include projects constructed pursuant to the authority of the Small Reclamation Projects Act, as amended,[2] or to the Reclamation Wastewater and Groundwater Study and Facilities Act, as amended.[3]

B. **WCUA Project** means any project acquired or constructed pursuant to the Water Conservation and Utilization Act of 1939, as amended (WCUA),[4] and pursuant to the authority of the Interior Department Appropriation Act, 1940.[5]

C. **Project** means both Reclamation projects and WCUA projects.

D. **Project Water** means surface or ground water, including project return flows, which is pumped, diverted, and/or stored:

(1) Based upon the exercise of water rights which have been appropriated or acquired by the United States or others, or which have been decreed, permitted, certificated, licensed, or otherwise granted to the United States or others, for a Reclamation project or a WCUA project, or

(2) Based upon a withdrawal or reservation of water from appropriation by the United States for a Reclamation project or a WCUA project, or

[1] Act of June 17, 1902, ch. 1093, 32, Stat. 388.
[2] 43 U.S.C. 422a.
[3] Title 16, P.L. 102-575.
[4] Act of Aug. 11, 1939, ch. 717, 53 Stat. 1418, 16 U.S.C. 590y - 590z-10.
[5] Act of May 10, 1939, ch. 119, 53 Stat. 685, 719.

(3) In accordance with section 215 of the Reclamation Reform Act of 1982 (43 U.S.C. 390oo), or

(4) Based upon an act of Congress which allocated or apportioned water to a Reclamation project or a WCUA project.

E. **Project Contractor** means any individual or entity which has a repayment or water service contract or other agreement with the United States that provides for the use of project water by such individual or entity.

F. **End User** is an individual or entity which receives project water from a project contractor.

G. **Change in the Type of Use** means a change from the historical beneficial use to which project water has been put to a different beneficial use, with project water being considered to have been changed from an existing irrigation use to another type of use only if the project water involved is no longer used to irrigate crops or any other vegetation or becomes a chemically treated, potable water supply.

H. **Transfer of Project Water** or **Transfer** means:

(1) Any transaction in which a project contractor leases or sells, on a temporary or permanent basis, all or a portion of the project water to which the project contractor is entitled:

(a) To another project contractor or other individual or entity which is located outside of the selling or leasing project contractor's boundaries (or, if the selling or leasing project contractor is an individual or entity which does not have legal boundaries, then outside of a project's service area), whether or not there is a change in the type of use of the project water involved, or

(b) To any individual or entity which is located within the selling or leasing project contractor's legal boundaries (or, if the selling or leasing project contractor is an individual or entity which does not have legal boundaries, then within a project's service area), when there is a change in the type of use of the project water involved.

(2) Any transaction in which an end user leases or sells, on a temporary or permanent basis, all or a portion of the project water to which the end user is entitled:

(a) To an individual or entity located outside of the legal boundaries of the project contractor within which the selling or leasing end user is located, whether or not there is a change in the type of use of the project water involved, or

(b) To an individual or entity which is located within the legal boundaries of the project contractor within which the selling or leasing end user is located, when there is a change in the type of use of the project water involved.

(3) Any situation in which there is a change in the type of use, on a temporary or permanent basis, made of project water even though the change is effected without a lease or sale of project water from a project contractor and/or end user to another individual or entity (i.e., it is the project contractor and/or end user itself which continues to use project water, but converts it from the existing use to a new use).[6]

A "transfer of project water" is not synonymous with, and may or may not involve, a "change of water rights" or a "transfer of water rights" within the meaning of the applicable state's water laws. Whether or not any given transfer of project water will require a "change of water rights" or a "transfer of water rights" pursuant to a state's water laws and procedures will depend, among other things, upon the decreed or permitted place of use and type of use of project water rights as compared to the place of use and type of use to be made of project water as the result of a proposed transfer. Determinations in this regard will need to be made on a case-by-case basis, considering the facts of each case and the water laws of the pertinent state.

4. **Objectives Which Reclamation Seeks to Achieve.** Reclamation's overall objective is to facilitate voluntary transfers of project water between willing parties in a timely and economical manner pursuant to State and Federal law and in such a way that the Federal government is in no lesser financial position than it would have been had a transfer not occurred. In addition, Reclamation will, in such situations as it deems appropriate, encourage parties to undertake voluntary transfers of project water. However, Reclamation will not compel transfers unless so required by legislative directive or judicial decision.

5. **Policies.** Regardless of whether or not Reclamation owns the water rights for a project, and, when it does, regardless of the nature of Reclamation's ownership interest in such

[6] Accordingly, when a project contractor or end user is itself the one who continues to use untreated, raw project water which is converted from the irrigation of commercial crops to the irrigation of other vegetation (including, but not limited to, lawns and ornamental shrubbery used in residential and commercial landscaping; gardens; golf courses, parks, and other developed recreational facilities, commercial nurseries, and pasture for animals raised only for personal pleasure and use), then such a conversion is not a "change in the type of use" of project water and is, therefore, not a "transfer of project water" subject to this policy.

water rights, Reclamation has an interest in and legal responsibilities with respect to transfers of project water and the resulting uses of project water by virtue of: (i) Federal statutes which require that anyone receiving project water must have a contract with the Secretary of the Interior, (ii) Reclamation's obligations to ensure that uses of project water are in accordance with a project's individually authorized purposes or other generally authorized purposes, (iii) contracts which Reclamation has with existing project contractors, and (iv) Federal ownership of facilities. To effect these interests and legal responsibilities, proposed transfers of project water must be in accordance with the *1988 Principles* and the following policies.

A. **Authorized Project Purposes.** A change in the type of use of project water may be made only if the new use is an authorized project purpose or is within the scope of the Sale of Water for Miscellaneous Purposes Act of 1920 (43 U.S.C. 521) or other applicable statute.

B. **Reclamation Approval Requirements.** Transfers of project water will require Reclamation's approval, unless already provided for by statute, judicial decision, or a water service, repayment, or other form of contract in existence as of the date of these policies. Regardless of Reclamation's approval authority, either the transferror or transferee, or sometimes both, depending upon the relevant circumstances, must have a contract with Reclamation for the delivery of project water. In addition, further implementing agreements may be required.

C. **Protection of Project Purposes and Project Contractors.** Subject to compliance with, and evaluation of analysis prepared pursuant to paragraph 5D, Reclamation will approve proposals for the transfer of project water as long as project purposes and operations and Reclamation's contractual obligations to others are protected. In addition to its public involvement procedures, when Reclamation receives a proposal to transfer project water it will, as appropriate, notify, consult with, and take into account the views of the other project contractors which receive project water from, and of any other entities which have assumed responsibility for the operation and maintenance of, the project involved before reaching a decision concerning such proposal.

D. **Compliance With Federal Law.** In addition to complying with the Federal laws and contracts applicable to project service from the project involved, transfers of project water must also be in accordance with all other applicable Federal laws, including, but not limited to the National Environmental Policy Act and the Endangered Species Act, and must not impair the Secretary of the Interior's trust obligations to Native Americans.

E. **Compliance With State and Other Laws.** Transfers of project water must comply with all applicable State, Tribal, and local laws, including, but not limited to, those concerning the appropriation, diversion, storage, and use of water and changes of water rights.

F. **Pricing of Project Water by Sellers and Lessors.** To the extent permitted by law, the seller or lessor of project water (either a project contractor or an end user) will be allowed to establish the price at which it will sell or lease project water to a buyer or lessee, with the proceeds of such sale or lease to be retained by the selling or leasing project contractor or end user.

G. **Charges Payable to Reclamation for Transferred Project Water.** The individual or entity which will have a repayment or water service contract or other agreement with the United States for the use of project water after it has been transferred will be responsible for paying appropriate charges to Reclamation for the transferred project water.

(1) At a minimum, the charges fixed by Reclamation for transferred project water will ensure that the Federal Government will be in no lesser financial position than it would have been had a transfer not occurred.

(2) When a transfer of project water involves a change in the type of use from irrigation to a different beneficial use, and the capital costs allocable to a project's irrigation purpose have not been repaid, subsidies associated with the provtsion of project water for irrigation purposes will not follow the transferred project water. Charges payable to Reclamation for transferred project water will be consistent with the new use to which the transferred water is put. On projects where contractual obligations for the repayment of construction costs allocable to irrigation purposes have been fulfilled, charges payable to Reclamation for the transferred project water will be negotiable. In either situation, Reclamation will not attempt to recapture the value of past subsidies in setting charges for transferred project water.

H. **Disposition of Revenues Received by Reclamation.** Revenues received by Reclamation from the charges established pursuant to paragraph G above will be credited in accordance with the provisions of the authority under which the contract for the transfer of project water is made and the applicable policies in effect at the time.

I. **Reallocation of Construction Costs.** It is not necessary to consider reallocation of project construction costs for short-term or temporary transfers of project water. Cost reallocation should only be considered if the transfer is permanent and then only on a

case-by-case basis and in consultation with the Solicitor's Office and the Office of Policy.

J. **Term of Contracts.** The term (i.e., duration) of contracts or assignments for the transfer of project water will be in accordance with the then applicable laws and policies on the terms of contracts, but the period should not exceed the remaining term of the repayment, water service, or other form of contract which is the source of the project water being transferred.

RECEIVED
NOV - 6 2002
Department of Water Resources

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

TC - 01 - 32

IN THE MATTER OF APPLICATION FOR)
TEMPORARY CHANGE OF WATER TC-01-32) **ORDER AUTHORIZING**
IN THE NAME OF BUTTE MARKET LAKE CANAL) **TEMPORARY EXCHANGE**
CANAL CO & SNAKE RIVER VALLEY IRRIGATION)
DISTRICT)
_____)

WHEREAS, a drought emergency has been declared for Jefferson, Bonneville, & Bingham Counties to allow administrative actions to lessen the severe impacts of the drought conditions in the county; and

WHEREAS, section 42-222A, Idaho Code, provides that upon declaration of a drought emergency, the director of the Department of Water Resources ("Department") is authorized to allow temporary changes in the point of diversion, the place of use, and the purpose of use for valid existing water when the director determines that such changes can be accomplished in accordance with the provisions of section 42-222A, *Idaho Code*; and

WHEREAS, on October 31, 2002, Butte Market Lake Canal Co ("Applicants") submitted the attached Temporary Application for Exchange of Water ("Application") to the Department; and

WHEREAS, the Department has reviewed the application and has determined the application can be approved with certain conditions:

ORDER

IT IS HEREBY ORDERED that the application is **APPROVED** subject to the following conditions:

1. The agreement to exchange contract rights between the applicants as described on the application is authorized at the point of diversion and use of use described on the application.

2. The Water Master of Water District No. 01 is authorized to administer the temporary change approval. The water master shall regulate and keep a record the amount of water diverted and accumulated as proposed by application, including the exchange of contract water rights owned by the applicants.

3. The applicant assumes all risk of curtailment or mitigation should the diversion and use of water under the temporary change approval cause injury to other water rights, constitute an enlargement in use of the original right, be inconsistent with the conservation of water resources within the state of Idaho, or not be in the local public interest.

4. This temporary exchange approval may only be used to provide a replacement water supply to lands or other uses that normally have a full water supply, except for the drought condition. This temporary change approval may not be used to provide water for new development or to allow expansion of the use of water under existing water rights.

TC - 01 - 32

5. This temporary approval does not authorize the use of diversion works or a delivery system owned by or managed by a corporation or an irrigation district without the written consent of such corporation or irrigation district.

6. The applicant agrees to hold the director and the state of Idaho harmless from all liability on account of the diversion and use of water under this temporary change approval.

7. This temporary exchange approval does not grant any right-of-way or easement to use the diversion works or conveyance works of another person or entity.

8. The Water District 01 watermaster shall measure and record the amount of water diverted under this approval.

9. This temporary exchange approval expires on December 31,2002, unless rescinded or extended by the director. Thereafter, the water right shall revert to the point of diversion, place of use and nature of use existing prior to the temporary change approval.

10. By diversion and use of water under this temporary exchange, the applicant acknowledges and agrees that the director may terminate diversion of water under this temporary change if the director determines there is interference with or injury to other water rights.

DATED this 31st day of Oct, 2002.

RONALD D. CARLSON
EASTERN REGIONAL MANAGER

Form 240
7/98

Exchange No. TC-01-32

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source. A filing fee of $100.00 must be submitted with this application.

1. INFORMATION ABOUT THE APPLICANT

Applicant BUTTE MARKET LAKE CANAL COMPANY
(Name of Applicant)

PO BOX 283, ROBERTS, ID 83444 Telephone No: 524-1295
(Mailing Address) (Zip Code)

Applicant's Water Right(s) to be exchanged SEE EXHIBIT "A" ATTACHED HERETO
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant SNAKE RIVER VALLEY IRRIGATION DISTRICT
(Name of Co-applicant)

221 S EMERSON, SHELLEY ID 83274 Telephone No: 357-3420
(Mailing Address) (Zip Code)

Co-applicant's Water Right(s) to be exchanged SEE EXHIBIT "A" ATTACHED HERETO
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT -- Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. EXCHANGE INFORMATION -- Complete **Part A** *or* **Part B** to explain how the proposed exchange will operate.

Part A -- For an exchange involving two or more water right holders.

The applicant proposes to divert _____ cfs and/or 5,000 acre feet per year of water authorized to be diverted under the co-applicant's water right(s) listed above at NW ¼ of NW ¼, Govt. Lot _____ Sec. 22 Township 05N Range 38E B.M., MADISON County.
Additional points of diversion, if any: released from storage
In exchange for authorization to divert water as described above, _____ cfs and/or 5,000 acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. made available to the co-applicant for diversion at SW ¼ of NW ¼, Govt. Lot _____ Sec. 01N Township 15 Range 37E B.M., BONNEVILLE County.
   Additional points of diversion, if any: released from storage in 2003

OR

2. released from storage by the co-applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

TC-01-32

EXHIBIT "A"
to
Application for Exchange of Water
- Butte Market Lake Canal Company –

1. **Applicant's Water Right(s) to be exchanged: (continued from page 1)**
   Portion of stored water in storage water Account No. 13057025 in Water District 01 accruing in Bureau of Reclamation storage facilities beginning November 1, 2001.

2. **Co-Applicant's Water Right(s) to be exchanged: (continued from page 1)**
   Portion of stored water in storage water Account No. 13059525 in Water District 01 accrued in Bureau of Reclamation storage facilities.

TC-01-32

PRIVATE LEASE AGREEMENT
FOR 2002

WHEREAS, no water has been assigned to the Water District 1 Rental Pool, and;

WHEREAS, Butte Market Lake Canal Comp. of Roberts, IDAHO,

needs additional water for the 2001 irrigation season, and;

WHEREAS, Snake River Valley Irrigation District, has agreed to provide 5000 acre feet of storage for the 2002 season as provided in Rule 10 of the Water District 1 Rental Procedures, and under the following terms and conditions:

(1) Butte Market Lake Canal Company will pay 3.00 to Snake River Valley Irrigation District and .95 to Water District 1 for administration fees per acre foot of water. (Total of $19,750)

(2) Butte Market Lake Canal Company will provide to Snake River Valley Irrigation the first 5000 acre feet of accrued storage during the winter and spring of 2003.

NOW THEREFORE, upon the payment of the appropriate Rental Pool fees, and the approval of the Watermaster, the parties of this lease agreement agree and request that the Watermaster change the point of delivery for 5000 acre feet of _____ storage from Snake River Valley Irrigation District to Butte Market Lake Canal Co., for the year ending

November 1, 2002.

Signed this 8 day of Aug, 2002.

Carlos S. Nielson
Assignor

Butte Market Lake Canal Co.
Mark Nicholson, President.
Lessee

The proposed change is Approved / Denied this _____ day of _____, 2002.

_____
Ronald D. Carlson
Watermaster/WaterBank Manager

MEMORANDUM

TO: **FILE** 01-02068M

FROM: **VAULT**

RE: **TRANSFER #** 69903

DATE: 5-28-2002

= =

Original Transfer Application, Form and correspondence regarding the above referenced Transfer is located within:

FILE # 01-00035AF

Keen, Shelley

From: Carlson, Ron
Sent: Friday, October 26, 2001 12:17 PM
To: Keen, Shelley
Subject: Storage exchanges

MEMORANDUM TO FILE

DATE: September 2001

From: Ron Carlson

TO: FILE TC-01-20

This year there were several storage exchange agreements, including one between Aberdeen Springfield and A & B Irrigation District. I have no objection to the exchange agreements. I do have some problems with the process. Without the emergency transfer/exchange statute these transactions would have been accomplished through the Water District 1 Rental Pool. I believe there are significant issues associated with using the emergency transfer/exchange statutes to allow transacting storage exchanges around the IWRB's established rental pools. The department ends up approving temporary exchanges or transfers that would be impossible otherwise. These subject exchanges could have never been done because the parties are not the water right holder of record. The only process recognized by the Bureau of Reclamation is the Rental Pool. Fortunately these exchanges are past and, hopefully, soon will be forgotten. They clearly can not stand much exposure to the light!

MICROFILMED
JAN 2 9 2003

TC-01-20

ROGER D. LING
BRENT T. ROBINSON

JASON D. WALKER
TIMOTHY J. SCHNEIDER
ASSOCIATES

LING & ROBINSON
ATTORNEYS AT LAW
615 "H" STREET
P. O. BOX 396
RUPERT, IDAHO 83350-0396

AREA CODE 208
TELEPHONE 436-4717
FAX 436-6804

RECEIVED
OCT 12 2001
Water Resources

October 11, 2001

Karl J. Dreher, Director
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

RE: **Application for Exchange of Water --**
Peoples Canal and Irrigation Company
with Aberdeen-Springfield Canal Company

Dear Mr. Dreher:

Enclosed is our firm's check in the sum of $50.00 for the filing fee that was inadvertently not included with the letter forwarding the Application for Exchange of Water between Aberdeen-Springfield Canal Company and Peoples Canal and Irrigation Company on October 4, 2001. Thank you for your courtesies extended.

Very truly yours,

Judy Barnes

Judy Barnes, Secretary to
Roger D. Ling

jb

enc

MICROFILMED
JAN 0 2 2002

Idaho Department of Water Resources Receipt

Receipt ID C056982

Payment Amount $50.00 **Date Received** 10/12/2001 4:04:17 PM **Region** State **Status**

Payment Type Check **Check Number** 33601

Payer LING NIELSEN AND ROBINSON

Comment EXCHANGE OF WATER PEOPLES CANAL AND IRRIGATION COMPANY
WITH ABERDEEN SPRINGFIELD CANAL COMPANY

Fee Detail

Amount	Description	Fund	FD	PCA	SO
$50.00	RENTAL POOL	0490	2	13602	1205

Signature Line (Dept. Representative)

MICROFILMED

TC-01-20

ROGER D. LING
BRENT T. ROBINSON

JASON D. WALKER
TIMOTHY J. SCHNEIDER
ASSOCIATES

LING & ROBINSON
ATTORNEYS AT LAW
615 "H" STREET
P. O. BOX 396
RUPERT, IDAHO 83350-0396

AREA CODE 208
TELEPHONE 436-4717
FAX 436-6804

RECEIVED
OCT 9 - 2001
Department of Water Resources

October 4, 2001

Karl J. Dreher, Director
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

RE: **Application for Exchange of Water --**
Peoples Canal and Irrigation Company
with Aberdeen-Springfield Canal Company

Dear Mr. Dreher:

Enclosed for filing with IDWR is an Application for Exchange of Water between Aberdeen-Springfield Canal Company and Peoples Canal and Irrigation Company. I have enclosed a check in the sum of $50.00 as the filing fee for the Application. If you desire any further information to support the Application, please feel free to contact this office. We are of course anxious for the Application to be approved as some of the storage water has been used by ASCC in contemplation that the exchange will be approved.

Very truly yours,

Roger D. Ling

RDL/jb

encs

MICROFILMED
OCT 10 2001

TC-01-20

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

Under the provisions of Section 42-240, *Idaho Code*, any person holding a surface water right may apply to exchange such water for the use of water from the same source or a different surface water source. Surface water right holders may also apply to exchange for the use of water authorized for diversion under one or more other valid water rights from the same source or a different surface water source.

1. INFORMATION ABOUT THE APPLICANT

Applicant Aberdeen-Springfield Canal Company
(Name of Applicant)

P. O. Box 857, Aberdeen, Idaho 83210 Telephone No: (208) 397-4193
(Mailing Address) (Zip Code)

Applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto.)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

2. INFORMATION ABOUT THE CO-APPLICANT

Complete this portion if the applicant proposes to exchange for water diverted under a water right held by another party. The co-applicant is the holder of the right to be exchanged for the applicant's right. If more space is needed, please attach another sheet containing information about each co-applicant.

Co-applicant Peoples Canal and Irrigation Company
(Name of Co-applicant)

1050 W. Hwy. 39, Blackfoot, Idaho 83221-5307 Telephone No: _____
(Mailing Address) (Zip Code)

Co-applicant's Water Right(s) to be exchanged (See Exhibit "A" attached hereto.)
Attach a photocopy of the License, Permit, Transfer, Decree, or Claim evidencing the right(s) or attach a printout obtained from IDWR.

3. EXCHANGE AGREEMENT – Attach a copy of the written agreement between the applicant and the co-applicant(s).

4. EXCHANGE INFORMATION – Complete **Part A** *or* **Part B** to explain how the proposed exchange will operate.

Part A – For an exchange involving two or more water right holders.

The applicant proposes to divert _____ cfs and/or 4,000 acre feet ~~per year~~ in 2001 of water authorized to be diverted under the co-applicant's water right(s) listed above at SE ¼ of SW ¼, Govt. Lot _____ Sec. 34 Township 1 South Range 36 East B.M., Bingham County.
Additional points of diversion, if any: Released from storage in NENE of Sec.17, T1S, R45EBM
In exchange for authorization to divert water as described above, _____ cfs and/or 4,000 acre feet in 2002 of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. made available to the co-applicant for diversion at FIRTH DIVERSION OF SNAKE RIVER ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., Bingham County.
   Additional points of diversion, if any: Released from storage in 2002 in NENE of Sec.17, T9S, R45EBM, Bingham County.

   OR

2. released from storage by the co-applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

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APR 09 2001

Part B – For an exchange involving only the applicant's water right(s).

TC-01-20

The applicant proposes to divert _____ cfs and/or _____ acre feet per year of water at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County. Additional points of diversion, if any: _____

In exchange for authorization to divert water as described above, _____ cfs and/or _____ acre feet per year of water authorized for diversion under the applicant's water right(s) listed above will be (*complete 1 or 2 below*):

1. diverted from _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County and injected into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

OR

2. released from storage by the applicant into _____ at _____ ¼ of _____ ¼, Govt. Lot _____ Sec. _____ Township _____ Range _____ B.M., _____ County.

Additional Explanation – Attach additional sheets if necessary.

* If this exchange is not intended to be a permanent arrangement, please describe the circumstances under which the proposed exchange will terminate. Exchange is for storage water for use in 2001 for storage water accruing after November 1, 2001 pursuant to Idaho Code Section 42-222A.

5. **MAPS** – Attach two maps, one showing the water right(s) as it is (they are) now used, and another showing how the water right(s) will be used under the proposed exchange. Each map should be on an 8½"x11" sheet and should clearly identify the locations of the point(s) of diversion, injection, and re-diversion of water and the place(s) of use by 40-acre subdivisions, section, township and range of the public land survey. Photocopies of USGS 7½-minute topographic quadrangles are preferred as base maps.

SIGNATURE

Applicant hereby asserts that no one will be injured by such exchange of water and acknowledges that the applicant and/or the co-applicant will be responsible for all actions taken pursuant to this exchange. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Roger D. Tuttle, Attorney for — October 4, 2001

Applicant's Signature (and title if application is for an organization) and Co-Applicant — Date

FOR DEPARTMENT USE ONLY

This exchange application contains 9 pages, including attachments.
Received by S. Keen Date 10/9/2001 Fee $50.00
Receipted by J. Masi Date 10/12/2001 Receipt No. C056982
Preliminary review by S. Keen
Published in N/A per §42-222A(3), Idaho Code.
Publication dates _____
Protests filed by _____
Copies of protests forwarded by _____
Watermaster recommendation requested on 10/12/2001
Watermaster recommendation received on 10/26/2001
Hearing held by _____ Date _____

Recommended for Approval ✓ **Denial** _____ **By** S. Keen

MICROFILMED
JAN 23 2001

TC-01-20

EXHIBIT "A"
to
Application for Exchange of Water
- Aberdeen-Springfield Canal Company -

1. Applicant's Water Right(s) to be exchanged: (continued from page 1)
Portion of stored water in storage water Account No. 13061610 in Water District 01 accruing in Bureau of Reclamation storage facilities beginning November 1, 2001 under Water Right Nos. 01-02064, 01-2068, and 01-10045 as affirmed and allocated by Contract No. 14-06-W-24 between United States, Bureau of Reclamation and applicant.

2. Co-applicant's Water Right(s) to be exchanged: (cont. from page 1)
Portion of stored water in storage water Account No. 13061525 in Water District 01 accrued in Bureau of Reclamation storage facilities under Water Right Nos. 01-02064 and 01-2068 as affirmed and allocated by Contract No. 14-06-W-44 between United States, Bureau of Reclamation and co-applicant.

MICROFILMED
JAN 19 2001

TC-01-20

TEMPORARY STORAGE WATER EXCHANGE AGREEMENT

THIS AGREEMENT, made and entered into this 18th day of September, 2001, by and between Peoples Canal and Irrigation Company, a non-profit water delivery corporation, duly organized under the laws of the State of Idaho, of 1050 West Highway 39, Blackfoot, Idaho 83221-5307, hereinafter referred to as "Peoples," and Aberdeen-Springfield Canal Company, a non-profit water delivery corporation, duly organized under the laws of the State of Idaho, of P. O. Box 857, Aberdeen, Idaho 83210, hereinafter referred to as "Company."

W I T N E S S E T H :

WHEREAS, there now exists a severe drought in Southern Idaho which has substantially reduced the water supplies in the Upper Snake River needed for irrigation of lands in Southern Idaho, including the lands served by Peoples and Company; and

WHEREAS, Company relies in part for its water supply for the irrigation of lands within its boundaries a portion of the water stored each year in Jackson Reservoir, Palisades Reservoir, and American Falls Reservoir, which storage facilities are owned and operated by the Bureau of Reclamation of the Department of Interior of the United States of America, which storage rights are identified pursuant to Company's contract with the Bureau of Reclamation No. 14-06-W-24, as amended; and

WHEREAS, Peoples for a portion of its water supply, relies upon a portion of the stored water stored each year in American Falls Reservoir for the irrigation of the lands within its boundaries, which storage rights are identified in a contract with the Bureau of Reclamation, Department of Interior, United States of America, Contract No. 14-06-W-44, as amended; and

WHEREAS, Company has an insufficient water supply for the irrigation of the lands of its shareholders for the year 2001; and

WHEREAS, Peoples has stored water accrued to its credit in 2001 that will not be required by Peoples for the irrigation of the lands within the district in 2001, which surplus stored water would ordinarily be carried over in the above-referred to reservoir for use by Peoples for the irrigation of a portion of its lands in 2002; and

WHEREAS, severe crop losses to crops now growing by shareholders of Company will occur in the event Company is unable to provide additional water for the irrigation of lands of its shareholders; and

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TC-01-20

WHEREAS, as a result of the emergencies that have occurred as a result of the severe drought conditions now being experienced and the declaration of a drought emergency designated for Bingham and Power Counties by the Director of the Department of Water Resources and approved by the Governor of the State of Idaho, Peoples has agreed to transfer a portion of its stored water to Company for use by Company in 2001 in exchange for stored water of the Company accruing to its space after the 2001 irrigation season for use in 2002, under the terms, covenants and conditions hereinafter contained.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and the payment to be made by Company to Peoples as hereinafter provided:

1. Peoples agrees, upon the performance by Company of the following covenants and agreements, to transfer to Company 4,000 acre-feet of stored water now accrued to the credit of Peoples under its contract with the Bureau of Reclamation, for use by Company in 2001 for the irrigation of lands of its shareholders.

2. Company, in consideration of the temporary transfer of 4,000 acre-feet of stored water above referred to from Peoples to Company, and the change in the point of diversion and place of use of said stored water for 2001, does hereby covenant and agree as follows:

(a) Company will pay or make arrangements to pay to Peoples, upon the execution of this agreement and approval of the exchange of storage water under this agreement by the Idaho Department of Water Resources and the approval of temporary transfers in the point of diversion and place of use of 4,000 acre-feet of stored water of Peoples to the point of diversion and place of use of Company in 2001 and the approval of the temporary transfer and the point of diversion and place of use of 4,000 acre-feet of stored water of Company to the point of diversion and place of use of Peoples in 2002, the sum of $11,800.00.

(b) Company does hereby covenant and agree that the first 4,000 acre-feet of stored water accruing to Company after the 2001 irrigation season under Company's rights as a spaceholder under its Contract No.14-06-W-24, as amended, with the Bureau of Reclamation will be transferred to Peoples for use by Peoples during the 2002 irrigation season, or so much thereof as may be necessary to insure that the amount of storage water available to Peoples for use in the 2002 irrigation season is equal to the storage water that is available to Peoples when all of its space allocated to it under its spaceholder contract with the Bureau of Reclamation has filled. To the extent the temporary transfer of stored water from Company to Peoples in 2002 requires less than 4,000 acre-feet to fill all of the space of

MICROFILMED

Peoples in 2002, the amount of stored water to be transferred to Peoples in exchange shall be reduced to the amount needed to fill all of the space of Peoples in 2002.

(c) Company will indemnify and hold Peoples harmless from all claims of whatsoever kind or nature which may arise from third parties based upon any alleged injury to any other water right as a result of the temporary transfer of stored water from Peoples to Company for use in 2001 and the temporary transfer of stored water from Company to Peoples for use by Peoples in 2002.

(d) Company agrees that the temporary change in the place of use of the 4,000 acre-feet of stored water of Peoples shall be conditioned upon the temporary change in the place of use of 4,000 acre-feet of stored water of Company to Peoples in 2002, and that said condition shall be a part of the approval of the temporary change in the place of use by the Director of the Department of Water Resources of the State of Idaho.

(e) That this agreement relates to actual water stored, and no reservoir loss shall be charged to Peoples for the storage water to be transferred to Peoples from Company for use by Peoples in the 2002 irrigation season, which stored water shall be the first storage water used by Peoples in 2002.

(f) That the storage water to be transferred by Company to Peoples from the water stored to the credit of Company after the 2001 irrigation season shall be water stored to the credit of Peoples in addition to all stored water that may accrue to Peoples under its existing contractual rights with the Bureau of Reclamation during the 2001-2002 storage season for use in 2002, until the sum of said stored water equals the total water that can be stored in the space of the storage facilities to which Peoples is entitled under its contract with the Bureau of Reclamation.

(g) It is understood that Company has made an exchange of storage water with other spaceholders within reclamation storage facilities under which Company has committed to those spaceholders the obligation to deliver to them the first water stored in Company's space after the 2001 irrigation season, and that Company is required to replace the water exchanged with those spaceholders before it may use water accruing in its space to return water to Peoples.

3. That nothing in this agreement shall constitute an assumption by either party of the operation and maintenance obligations due to the Bureau of Reclamation for the storage of water under the contracts of the respective parties with the Bureau of Reclamation. It is further understood that any assessments of Water District 01 for the delivery of said stored water being temporarily

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TC-01-20

transferred under this agreement shall be paid by the party to whom said stored water is delivered.

4. It is understood and agreed by the parties hereto that as a condition of this agreement, the terms herein and the temporary transfer of stored water from Peoples to Company for use by Company in 2001 in exchange for a temporary transfer of stored water from Company to Peoples for use by Peoples in 2002 is subject to the approval of said transfer by the Bureau of Reclamation, Department of Interior, United States of America, and the Director of the Department of Water Resources of the State of Idaho.

5. Each of the parties shall execute such applications and requests as may be necessary to accomplish the temporary exchange and transfer of the storage waters of the respective parties under the terms of this agreement, and each shall take such action as may be necessary to accomplish said temporary exchanges of stored water by the respective parties.

6. It is understood by the parties hereto that this transfer is being made upon the reliance by both parties on the diversion data provided by Water District 01, and in the event the remaining storage of Peoples be adjusted for any reason other than the use of water by Peoples and this or any other transfer, the amount transferred hereunder may be adjusted by Peoples to insure an adequate water supply for Peoples in 2001 for its lands served with stored water.

IN WITNESS WHEREOF the parties have hereunto set their hands the day and year first above written.

PEOPLES CANAL AND IRRIGATION COMPANY

ATTEST:

Secretary

By: President

ABERDEEN-SPRINGFIELD CANAL COMPANY

ATTEST:

Secretary

By: President

SCANNED

STATE OF IDAHO)
)
County of Bingham)

On this 2 day of October, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Van Baldwin and Steven H. Murdock, known to me to be the President and Secretary of Peoples Canal and Irrigation Company, and acknowledged to me that they executed the same on behalf of the corporation.

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

(SEAL)

Jeri Fehringer
Notary Public for Idaho
Residing at: Aberdeen, Id.
My Commission expires: 12-10-05

STATE OF IDAHO)
)
County of Bingham)

On this 28 day of September, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Bob Knudsen, Jr. and Steven T. Howser, known to me to be the President and Secretary of Aberdeen-Springfield Canal Company, and acknowledged to me that they executed the same on behalf of said corporation.

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

(SEAL)

Jeri Fehringer
Notary Public for Idaho
Residing at: Aberdeen, Id.
My Commission expires: 12-10-05

TC-01-20

A P P R O V A L

The Director of the Idaho Department of Water Resources does hereby approve the above emergency temporary transfer and exchange of stored water under this agreement.

DATED this ____ day of _____, 2001.

IDAHO DEPARTMENT OF WATER RESOURCES

By: _____
Director

MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

Water Right Number - 01-02068 Prefix Translation: WATER RIGHT Old (D) Number -

*** C - CURRENT OWNER ***
US DEPT OF INTERIOR

1 - BUREAU OF RECLAMATION
2 - 1150 N CURTIS RD
3 -
City- BOISE State- ID Zip- 837061234
Phone - 208-378-5155

Priority Date: 07/28/1939
Region: 15 EASTERN
Stage: L - LICENSE
Status:

Source: SNAKE RIVER
Tributary: COLUMBIA RIVER

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County	Diversion Name	Diversion Rate	Diversion No.
01S	45E	17	NE NE			(19) BONNEVILLE			
			NW NE			(19) BONNEVILLE			
			SW NE			(19) BONNEVILLE			
			SE NE			(19) BONNEVILLE			

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
02	IRRIGATION STORAGE	01/01	12/31		1200000.00
29	POWER STORAGE	01/01	12/31		1200000.00
03	IRRIGATION FROM STORAGE	01/04	10/31		1200000.00
30	POWER FROM STORAGE	01/01	12/31		1200000.00

Total Div. Rate: | Total Div. Volume: 1400000.00 | Total Div. Capacity: | Total Consumptive Use: 0.0 | KW Usage:

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use -

Remarks
No Remarks found.

Old Water Right Numbers
No Old Water Right Numbers found.

Conditions of Approval
No Conditions of Approval found.

Water right number - 01-02068 Prefix Translation: WATER RIGHT

Decree Plaintiff	Decree Defendant	Decree Date
		00/00/0000

Comments

No Comments Found

Audit Fields - 09/10/87 CONVERT 05/21/88 CONVERT 07/24/90 CURTIS 04/29/91 CURTIS 01/26/92 POST-STD 02/04/93 ZIMMERMA 02/11/93 ZIMMERMA 05/19/95 JJOHNSON 05/30/95 SCURTIS

Water Rights Dates and Flags Area

Proof Due Date	00/00/0000	Field Exam Made	00/00/0000	Field Exam Fee	
Approved/Denied	00/00/0000	Protested Date	00/00/0000	Swan Falls	
Proof Made Date	00/00/0000	Hearing Date	00/00/0000	Temporary Right	P
Exam to S.O. Date	00/00/0000	Verified Date	00/00/0000	DLE/Carey Act	
Order Show Cause	00/00/0000	Receipt Number	X999999	Water District	01
Licensed Date	07/18/1983	Appl Received	00/00/0000	Transfer/Amended	
Presumption Flag		Name Connector		POU Ownership Flag	N
SRBA Decreed Flag					

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TRANSMITTAL COVER SHEET

FAX NUMBER: (208) 327-5400

DATE: Aug. 22, 2001

TO: Falls Irrig. Dist. **FROM:** Deborah Gibson

(208)226-2752 (208)327-7953 phone

DOCUMENT DESCRIPTION: Order Authorizing Temporary Exchange with Aberdeen-Springfield Canal Co.

COVER SHEET + 2 **PAGES**

CONTACT: Debbie **IF YOU DO NOT RECEIVE ALL THE PAGES.**

THANK YOU!

Unable to fax.

P. 01

TRANSACTION REPORT

AUG-22-01 WED 01:22 PM

DATE	START	RECEIVER	TX TIME	PAGES	TYPE	NOTE	M#
AUG-22	01:21 PM	912082262752---80935	43"	0	SEND	COM. E-3	

P&B Computerized
fax receiver.

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TRANSMITTAL COVER SHEET

FAX NUMBER: (208) 327-5400

DATE: Aug. 22, 2001

TO: A & B Irrigation FROM: Deborah Gibson

(208) 436-~~7151~~ 8341 (208) 327-7953 phone

DOCUMENT DESCRIPTION: 3 Orders Authorizing Temporary Change

COVER SHEET + 6 **PAGES**

CONTACT: Debbie **IF YOU DO NOT RECEIVE ALL THE PAGES.**

Done

THANK YOU!

RECEIVED
OCT 02 2001

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TRANSMITTAL COVER SHEET

FAX NUMBER: (208) 327-5400

DATE: Aug. 22, 2001

TO: Aberdeen - Springfield CC. (208)397-4510

FROM: Deborah Gibson (208)327-7953 phone

DOCUMENT DESCRIPTION: 2 Orders Authorizing Temporary Exchange with Falls Irrigation Dist. & A&B Irrigation Dist.

COVER SHEET + 4 **PAGES**

CONTACT: Debbie **IF YOU DO NOT RECEIVE ALL THE PAGES.**

Done

THANK YOU!

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TRANSMITTAL COVER SHEET

FAX NUMBER: (208) 327-5400

DATE: Aug. 22, 2001

TO: North Side Canal Co.
324-8906

FROM: Deborah Gibson

DOCUMENT DESCRIPTION: Order Authorizing Temporary Exchange

COVER SHEET + 2 **PAGES**

CONTACT: Debbie **IF YOU DO NOT RECEIVE ALL THE PAGES.**
208) 327-7953

THANK YOU!

Done

Receipt Details for ID C055492

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
8/10/2001 2:27:00 PM	8/10/2001 2:52:16 PM	STATE	$200.00	Check
Payer	LING NIELSEN AND ROBINSON			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
33419			
Card Expiration Date	**Credit Card Transaction #**		

Comment WATER RIGHTS 01-02064 01-2068 01-10045

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
$200.00	TRANSFERS	56105	0229	21		1155

Refund(s):

Amount	Payee	Date	Document Number

Idaho Department of Water Resources Receipt

Receipt ID C055492

Payment Amount $200.00 **Date Received** 8/10/2001 2:27:00 PM **Region** State **Status**

Payment Type Check **Check Number** 33419

Payer LING NIELSEN AND ROBINSON

Comment WATER RIGHTS 01-02064 01-2068 01-10045

Fee Detail

Amount	Description	Fund	FD	PCA	SO
$200.00	TRANSFERS	0229	21	56105	1155

Signature Line (Dept. Representative)

LING & ROBINSON
ATTORNEYS AT LAW
615 "H" STREET
P. O. BOX 396
RUPERT, IDAHO 83350-0396

ROGER D. LING
BRENT T. ROBINSON

JASON D. WALKER
TIMOTHY J. SCHNEIDER
ASSOCIATES

AREA CODE 208
TELEPHONE 436-4717
FAX 436-6804

RECEIVED
AUG 10 2001
Department of Water Resources

August 9, 2001

RECEIVED
AUG 14 2001
Department of Water Resources
Southern Region

Karl J. Dreher, Director
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, ID 83720

RE: **Applications for Exchange of Water --**
A & B Irrigation District with North Side Canal Company,
Twin Falls Canal Company, and Aberdeen-Springfield Canal Company;
Falls Irrigation District with Aberdeen-Springfield Canal Company

Dear Karl:

Enclosed for filing with IDWR is an Application for Exchange of Water between Aberdeen-Springfield Canal Company and A & B Irrigation District, an Application for Exchange of Water between Aberdeen-Springfield Canal Company and Falls Irrigation District, an Application for Exchange of Water between Twin Falls Canal Company and A & B Irrigation District, and an Application for Exchange of Water between North Side Canal Company and A & B Irrigation District. I have enclosed a check in the sum of $200.00 as the filing fee for the four Applications at the fee of $50.00 per Application. If you desire any further information to support these Applications, please feel free to contact this office. We are of course anxious for these Applications to be approved so that the storage water can be exchanged in the very near future.

Very truly yours,

Roger D. Ling

RDL/jb

enclosures

7/92

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AUG 18 1992
Department of Water Resources

Ident. No. 3980

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

To change point of diversion, place of use or purpose of use)

Name of applicant North Side Canal Company, Ltd. Phone 324-2319

Post Office address Jerome, Idaho 83338

A. PURPOSE OF TRANSFER

1. x Change point of diversion ___ Add diversion point(s) x Change place of use
   ___ Change purpose of use ___ Other

2. Describe the proposed change(s) and the reason(s) therefor Applicant has insufficient water supply to complete the irrigation of growing crops of its shareholders in 1992. A & B Irrigation District has agreed to transfer a part of its storage water to applicant in 1992 to provide applicant a supplemental water source pursuant to the attached agreement.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount	Nature	Period of Use
X 01-2064 B	3/20/21	> 30,000 A/F	Irrigation	Aug. 15 to Nov. 1
X 01-2068 B	11/20/39			to
				to

Above is in addition to applicant's contracted rights under said licenses held by Bureau of Reclamation.

2. Total amount of water being transferred _____ cubic feet/second and/or 30,000 acre-feet per annum.

3. Source of water American Falls Reservoir tributary to Snake River
   Palisades Reservoir

4. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
			SW	SE	30	7S	31E	Power	American Falls Dam
			NE	NE	17	1S	45E	Bonneville	Palisades Dam
			SE	SE	22	10S	21E	Jerome	North Side Canal
			SW	NW	28	10S	21E	Jerome	North Side Canal

5. Lands irrigated or Place(s) of Use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			SEE ATTACHED LIST																
			NSCC LANDS AND A & B IRRIGATION DISTRICT LANDS																

AUG 19 1992

Total acres _____

6. General Information:

a. Who owns the water right to be changed? U.S. BOR - for benefit of A & B Irrigation District.

b. Describe the arrangement allowing use of the right See attached agreement, including condition by which this transfer is made and which shall be a condition in transfer approval.

c. Describe the affect on the land now irrigated if the change is approved pursuant to this application: Lands within A & B Irrigation District will be irrigated with stored water retained by A & B Irrigation District.

d. Has the water right sought to be transferred been used this year? Yes If yes, explain. A & B Irrigation District has used and is retaining stored water as well.

e. Absent the changes, how would the right be used for the remainder of the year? If not used by A & B Irrigation District, it would be held over storage for use in 1993 for irrigation of lands within the district.

f. Describe other water rights used for the same purpose.

01-00210, 01-00212, 01-00213, 01-00215, 01-00220, 01-00005, 01-00016, 37-00507, 37-04240, 37-04241, A01-10042B, A01-10053A, A01-02064C, A01-10045B, A01-10043A.

g. Remarks: This transfer is for 30,000 acre-feet of stored water, conditioned upon a like transfer in 1993 of 30,000 acre-feet of stored water from applicant to A & B Irrigation District from applicant's stored water accrued after November 1, 1992.

I hereby assume all risk in accordance with House Bill No. 4 and assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

Russell Woolley
(Signature of applicant)

FOR DEPARTMENT USE ONLY

Received by JY Date 8-18-92 Fee $50

Receipted _____ # C025255 Recommend: ____ approve ____ deny

Watermaster recommendation Telecon 8/18/92 OK, TO APPROVE" RON CARLSON. JCY

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. _____

And said application is hereby _____, subject to the following limitations and conditions:

1. This approval expires November 1, 1992 and thereafter the right reverts to the use existing prior to the temporary change.

2. Subject to the terms and conditions of the "Temporary Storage Water Exchange Agreement" dated August 17, 1992 attached hereto.

Witness my hand this 18TH day of August, 1992.

APPROVED

SEP 09 1992

NOV 13 1992

RECEIVED

Point of Diversion

Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4), Section Twenty-four (24), Township Ten (10) South, Range Twenty-one (21) E. B. M.

Lands to Which Appurtenant

Township Eight (8) South, Range Twenty-five (25) East of Boise Meridian: Sections Two (2) through Twenty-four (24) inclusive, Sections Twenty-seven (27) through Thirty (30) inclusive;

Township Seven (7) South, Range Twenty-five (25) East of Boise Meridian; Sections Twenty-seven (27) through Thirty-four (34) inclusive;

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SEP 29 1992

Township Eight (8) South, Range Twenty-four (24) East of Boise Meridian: Sections One (1) through Fifteen (15), Seventeen (17) through Thirty-six (36) inclusive;

Township Seven (7) South, Range Twenty-four (24) East of Boise Meridian: Sections 15, 22, 23, Twenty-six (26) through Thirty-five (35) inclusive;

Township Nine (9) South, Range Twenty-three (23) East of Boise Meridian: Sections One (1) through Seven (7) inclusive;

Township Eight (8) South, Range Twenty-three (23) East of Boise Meridian: Sections One (1) through Fifteen (15) inclusive, Seventeen (17) through Thirty-five (35) inclusive;

Township Nine (9) South, Range Twenty-three (23) East of Boise Meridian: Section 34;

Township Ten (10) South, Range Twenty-two (22) East of Boise Meridian: Sections Three (3) through Eleven (11) inclusive, Sections Fifteen (15) through Nineteen (19) inclusive;

Township Nine (9) South, Range Twenty-two (22) East of Boise Meridian: Sections One (1) through Five (5) inclusive, Seven (7) through Fifteen (15) inclusive

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SEP 08 1992

Point of Diversion: NORTH SIDE CANAL COMPANY, LTD

At Milner Dam on the North side of Snake River (at the Southwest corner of the Northwest Quarter (on the section line) Section 28, Township 10 South, Range 21 E.B.M.)

Lands to Which Appurtenant

Township Ten (10) South, Range Twenty-one (21) East of Boise Meridian; Sections 4, 5, 6, 7, 8, 9, 16, 17, 18, 19, 20, 21, 22, 28, 29, 30; Township Nine (9) South, Range Twenty-one (21) East of Boise Meridian; Section 31; Township Nine (9) South, Range Twenty (20) East of Boise Meridian, Sections 19, 20, Twenty-six (26) through Thirty-six (36) inclusive; Township Ten (10) South, Range Twenty (20) East of Boise Meridian, Sections One (1) through Thirteen (13) inclusive, Sections 17, 18, 19, 25, 26, 30, 31, 32, 33, 34, 35; Township Eleven (11) South, Range Twenty (20) East of Boise Meridian, Sections 4, 5, 6; Township Nine (9) South, Range Nineteen (19) East of Boise Meridian; Sections Four (4) through Nine (9) inclusive, Sections 18, 21, 22, Sections Twenty-six (26) through

Thirty-six (36) inclusive; Township Ten (10) South, Range Nineteen (19) East of Boise Meridian, Sections One (1) through Seventeen (17) inclusive, Sections 23, 24, 25.

Township Ten (10) South, Range Eighteen (18) East of Boise Meridian, Sections 1, 2, 3, 4, 10, 11, 12; Township Nine (9) South, Range Eighteen (18) East of Boise Meridian, Sections One (1) through Twelve (12) inclusive, Sections 17, 34, 35, 36; Township Eight (8) South, Range Eighteen (18) East of Boise Meridian, Sections 5, 6, 8, 9, 16, 20, 21, 27, 28, 29, 30, 31, 32, 33; Township Seven (7) South, Range Eighteen (18) East of Boise Meridian; Sections 17, 18, 19, 30, 31; Township Nine (9) South, Range Seventeen (17) East of Boise Meridian, Sections One (1) through Twelve (12) inclusive, Sections 17, 18, 19; Township Eight (8) South, Range Seventeen (17) East of Boise Meridian, Sections One (1) through Ten (10) inclusive, Sections Sixteen (16) through Twenty-two (22) inclusive, Sections Twenty-five (25) through Thirty-six (36) inclusive; Township Seven (7) South, Range Seventeen (17) East of Boise Meridian, Sections Seven (7) through Thirty-six (36) inclusive. Township Nine (9) South, Range Sixteen (16) East of Boise Meridian, Sections One (1) through Seventeen (17) inclusive, 24; Township Eight (8) South, Range Sixteen (16) East of Boise Meridian, Sections One (1) through Thirty-six (36) inclusive (see Township).

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SEP 09 1982

Township Seven (7) South, Range Sixteen (16) East of Boise Meridian, Sections 11, 12, 13, 14, Twenty-one (21) through Thirty-six (36) inclusive; Township Nine (9) South, Range Fifteen (15) East of Boise Meridian, Sections One (1) through Six (6) inclusive, 11, 12; Township Eight (8) South, Range Fifteen (15) East of Boise Meridian; Sections One (1) through Thirty-six (36) inclusive. (whole township)

Township Seven (7) South, Range Fifteen (15) East of Boise Meridian, Sections Nineteen (19) through Twenty-two (22) inclusive, Sections Twenty-four (24) through Thirty-six (36) inclusive.

Township Nine (9) South, Range Fourteen (14) East of Boise Meridian, Sections One (1) through Four (4) inclusive; Township Eight (8) South, Range Fourteen (14) East of Boise Meridian, Sections One (1) through Six (6) inclusive, Sections Eight (8) through Seventeen (17) inclusive, Sections Twenty (20) through Twenty-eight (28), Sections Thirty-three (33) through Thirty-six (36).

Township Seven (7) South, Range Fourteen (14) East of Boise Meridian, Sections One (1) through Nine (9) inclusive, Sections Fourteen (14) through Thirty (30) inclusive, Sections Thirty-two (32) through Thirty-six (36) inclusive; Township Seven (7) South, Range Thirteen (13) East of Boise Meridian; Sections 1, 12.

Township Six (6) South, Range Fifteen (15) East of Boise Meridian, Sections 6, 7, 30, 31; Township Five (5) South, Range Fifteen (15) East of Boise Meridian, Section 31; Township Six (6) South, Range Fourteen (14) East of Boise Meridian, Sections 18, 19, 20, Twenty-five (25) through Twenty-eight (28) inclusive, Sections Thirty (30) through Thirty-six (36) inclusive; Township Six (6) South, Range

Thirteen (13) East of Boise Meridian, Sections 2, 4, Five (5) through Eleven (11), Thirteen (13) through Eighteen (18) inclusive, Sections Twenty (20) through Twenty-five (25), 36; Township Five (5) South, Range Thirteen (13) East of Boise Meridian, Sections 20, 21, 28, 29, 30, 31, 32;

Township Six (6) South, Range Twelve (12) East of Boise Meridian, Sections 1, 2, Seven (7) through Twelve (12) inclusive; Township Five (5) South, Range Twelve (12) East of Boise Meridian, Sections 15, 21, 22, 25, 26, 27, 28, 33, 34, 35, 36.

Township Six (6) South, Range Eleven (11) East of Boise Meridian, Sections 2, 3, 4, 9, 11, 12, 15, 16; Township Five (5) South, Range Eleven (11) East of Boise Meridian, Sections 8, 9, 10, 15, 16, 17, 20, 21, 22, 25, 26, 27, 28, 29, 33, 34, 35, 36.

RECEIVED
SEP 19 1997

RECEIVED
AUG 18 1992
Department of Water Resources

TEMPORARY STORAGE WATER EXCHANGE AGREEMENT

THIS AGREEMENT, made and entered into this 17th day of August, 1992, by and between A & B Irrigation District, an irrigation district duly organized under the laws of the State of Idaho, of 11th and E Street, Rupert, Idaho, hereinafter referred to as "A & B", and North Side Canal Company, Ltd., a non-profit water delivery corporation, duly organized under the laws of the State of Idaho, of N. Lincoln, Jerome, Idaho, hereinafter referred to as "Company."

W I T N E S S E T H:

WHEREAS, there now exists a severe drought in Southern Idaho which has substantially reduced the water supplies in the Upper Snake River needed for irrigation of lands in Southern Idaho, including the lands served by A & B and Company; and,

WHEREAS, Company relies in part for its water supply for the irrigation of lands within its boundaries a portion of the water stored each year in Jackson Reservoir, Palisades Reservoir, and American Falls Reservoir, which storage facilities are owned and operated by the Bureau of Reclamation of the Department of Interior of the United States of America, which storage rights are identified pursuant to Company's contract with the Bureau of Reclamation No. 14-06-W-28, as amended; and,

WHEREAS, A & B for a portion of its water supply, relies upon a portion of the stored water stored each year in American Falls Reservoir and Palisades Reservoir for the irrigation of a portion of the lands within its boundaries, which storage rights are identified in a contract with the Bureau of Reclamation, Department of Interior, United States of America, Contract No. 14-06-100-2368, as amended; and,

WHEREAS, Company has an insufficient water supply for the irrigation of the lands of its shareholders for the year 1992; and,

WHEREAS, A & B has stored water accrued to its credit in 1992 that will not be required by A & B for the irrigation of the lands within the district in 1992, which surplus stored water would ordinarily be carried over in the above-referred to reservoirs for use by A & B for the irrigation of a portion of its lands in 1993; and,

WHEREAS, severe crop losses to crops now growing by shareholders of Company will occur in the event Company is unable to provide

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additional water for the irrigation of lands of its shareholders; and

WHEREAS, as a result of the emergencies that have occurred as a result of the severe drought conditions now being experienced, A & B has agreed to transfer a portion of its stored water to Company for use by Company in 1992, under the terms, covenants and conditions hereinafter contained.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and the payment to be made by Company to A & B as hereinafter provided:

1. A & B agrees, upon the performance by Company of those covenants and agreements, to transfer to Company 30,000 acre feet of stored water now accrued to the credit of A & B under its contract with the Bureau of Reclamation, for use by Company in 1992 for the irrigation of lands of its shareholders.

2. Company, in consideration of the temporary transfer of 30,000 acre feet of stored water above-referred to from A & B to Company, and the change in the point of diversion and place of use of said stored water for 1992, does hereby covenant and agree as follows:

(a) Company will pay to A & B, upon the execution of this agreement and the approval of this agreement by the Bureau of Reclamation and the approval of temporary transfer in the point of diversion and place of use of said stored water, the sum of $82,500.00.

(b) Company does hereby covenant and agree that the first 30,000 acre feet of stored water accruing to Company after the 1992 irrigation season under Company's rights under its Contract No. 14-06-W-28 with the Bureau of Reclamation will be transferred to A & B for use by A & B during the 1993 irrigation season.

(c) Company will indemnify and hold A & B harmless from all claims of whatsoever kind or nature which may arise from third parties based upon any alleged injury to any other water right as a result of the temporary transfer of stored water from A & B to Company for use in 1992 and the temporary transfer of stored water from Company to A & B for use by A & B in 1993.

(d) Company agrees that the temporary change in the place of use of the 30,000 acre-feet of stored water of A & B shall be conditioned upon the temporary change in the place of use of 30,000 acre-feet of stored water of Company to A & B in 1993, and that said condition shall be a part of the approval of

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the temporary change in the place of use by the Director of the Department of Water Resources of the State of Idaho.

(e) That this agreement relates to actual water stored, and no reservoir loss shall be charged to A & B for the storage water to be transferred to A & B from Company for use by A & B in the 1993 irrigation season, which stored water shall be the first storage water used by A & B in 1993.

(f) That the storage water to be transferred by Company to A & B from the first water stored to the credit of Company after the 1992 irrigation season shall be water stored to the credit of A & B in addition to all stored water that may accrue to A & B under its existing contractual rights with the Bureau of Reclamation.

3. That nothing in this agreement shall constitute an assumption by either party of the operation and maintenance obligations due to the Bureau of Reclamation for the storage of water under the contracts of the respective parties with the Bureau of Reclamation. It is further understood that any assessments of Water District 01 for the delivery of said stored water being temporarily transferred under this agreement shall be paid by the party to whom said stored water is delivered.

4. It is understood and agreed by the parties hereto that as a condition of this agreement, the terms herein and the temporary transfer of stored water from A & B to Company for use by Company in 1992 and a temporary transfer of stored water from Company to A & B for use by A & B in 1993 is subject to the approval of said transfer by the Bureau of Reclamation, Department of Interior, United States of America and the Director of the Department of Water Resources of the State of Idaho.

5. Each of the parties shall execute such applications and requests as may be necessary to accomplish the temporary transfer of the storage waters of the respective parties under the terms of this agreement, and each shall take such action as may be necessary to accomplish said temporary transfers of stored water by the respective parties.

6. It is understood by the parties hereto that this transfer is being made upon the reliance by both parties on the diversion data provided by Water District 01, and in the event the remaining storage of A & B be adjusted for any reason other than the use of water by A & B and this or any other transfer, the amount transferred hereunder may be adjusted by A & B to insure an adequate water supply for A & B in 1992 for its lands served with stored water.

BUREAU OF RECLAMATION
SEP 09 1992

IN WITNESS WHEREOF the parties have hereunto set their hands the day and year first above written.

A & B IRRIGATION DISTRICT

By: Larry Moore
President

ATTEST:

Virgil D Temple
Secretary

NORTH SIDE CANAL COMPANY, LTD.

By: Russell Woolley
President

ATTEST:

Ted Diehl
Secretary

STATE OF IDAHO)
)ss.
County of Minidoka)

On this 17th day of August, 1992, before me the undersigned Notary Public in and for said State, personally appeared LARRY MOORE and VIRGIL D. TEMPLE, known to me to be the President and Secretary of A & B Irrigation District, and acknowledged to me that they executed the same on behalf of said district.

IN WITNESS WHEREOF, I have hereunto set my hand and

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SEP 09 1992

affixed my official seal, the day and year in this certificate first above written.

Notary for Idaho
Residing at: Rupert, Idaho
My Commission Expires: 10/20/92

(SEAL)

STATE OF IDAHO)
)ss.
County of Minidoka)

On this _____ day of August, 1992, before me the undersigned Notary Public in and for said State, personally appeared Ted Diehl and Russell Woolley, known to me to be the President and Secretary of North Side Canal Company, Ltd., and acknowledged to me that they executed the same on behalf of said corporation.

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

Notary for Idaho
Residing at: Jerome Idaho
My Commission Expires: 10/10/96

(SEAL)

A P P R O V A L

The Bureau of Reclamation, Department of the Interior of the United States of America does hereby approve the above emergency temporary transfers of stored water and this agreement.

DATED this _____ day of August, 1992.

BUREAU OF RECLAMATION
DEPARTMENT OF THE INTERIOR
UNITED STATES OF AMERICA

By: _____

SEP 09 1992

7/92 RECEIVED

AUG 18 1992

Department of Water Resources

Ident. No. 3981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TEMPORARY CHANGE APPLICATION

(To change point of diversion, place of use or purpose of use)

Name of applicant Minidoka Irrigation District Phone 436-3188

Post Office address Rupert, Idaho 83350

A. PURPOSE OF TRANSFER

1. x Change point of diversion ___ Add diversion point(s) x Change place of use
   ___ Change purpose of use ___ Other

2. Describe the proposed change(s) and the reason(s) therefor Applicant has insufficient water supply to complete the irrigation of growing crops on lands within the irrigation district in 1992. A & B Irrigation District has agreed to transfer a part of its storage water to applicant in 1992 to provide applicant a supplemental water source pursuant to the attached agreement.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount	Nature	Period of Use
X 01-2064 A	3/20/21	> 25,000 A/F	Irrigation	Aug. 15 to Nov. 1
X 01-2068 A	11/20/39			to
				to
				to

2. Total amount of water being transferred _____ cubic feet/second and/or 25,000 acre-feet per annum.

3. Source of water American Falls and Palisades Reservoirs tributary to Snake River

4. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
			SW	SE	30	7S	31E	Power	American Falls Dam
			NE	NE	17	1S	45E	Bonneville	Palisades Dam
			SE	SW	1	9S	25E	Cassia	Southside Canal
	1				1	9S	25E	Minidoka	Northside Canal

5. Lands Irrigated or Place(s) of Use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			SEE ATTACHED LIST																
			MINIDOKA IRRIGATION DISTRICT LANDS AND A & B IRRIGATION DISTRICT LANDS.																

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Total acres _____

6. General Information:

a. Who owns the water right to be changed? U.S. BOR - for benefit of A & B Irrigation District.

b. Describe the arrangement allowing use of the right See attached agreement, including condition by which this transfer is made and which shall be a condition in transfer approval.

c. Describe the affect on the land now irrigated if the change is approved pursuant to this application:
Lands within A & B Irrigation District will be irrigated with stored water retained by A & B Irrigation District.

d. Has the water right sought to be transferred been used this year? Yes If yes, explain. A & B Irrigation District has used and is retaining stored water as well.

e. Absent the changes, how would the right be used for the remainder of the year? If not used by A & B Irrigation District, it would be held over storage for use in 1993 for irrigation of lands within the district.

f. Describe other water rights used for the same purpose.
Nos. 4126, 4799, and contracted rights under 01-02064 (American Falls), 01-2068 (Palisades), 01-02019 (Walcott), and 01-10045 (Jackson).

g. Remarks: This transfer is for 25,000 acre-feet of stored water, conditioned upon a like transfer in 1993 of 25,000 acre-feet of stored water from applicant to A & B Irrigation District from applicant's stored water accrued after November 1, 1992.

I hereby assume all risk in accordance with House Bill No. 4 and assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

William D. Williamus / President
(Signature of applicant)

FOR DEPARTMENT USE ONLY

Received by RJ Date 8-18-92 Fee $50

Receipted _____ # 0025254 Recommend: _____ approve _____ deny

Watermaster recommendation Telecon 8/18/92 "O.K. to approve" Ron Carlson RCG

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Temporary Change Application No. _____

And said application is hereby _____, subject to the following limitations and conditions:

1. This approval expires November 1, 1992 and thereafter the right reverts to the use existing prior to the temporary change.

2. Subject to the terms and conditions of the "Temporary Storage Water Exchange Agreement" dated August 17, 1992 attached hereto.

Witness my hand this 18TH day of August, 1992.

Director

AUG 19 1992

Point of Diversion

The point of diversion of said water for use on those lands lying South of the Snake River in Cassia County is in the Southwest Quarter of the Southwest Quarter (SW 1/4 SW 1/4) of Section One (1), Township Nine (9) South, Range Twenty-five (25) East, Boise Meridian. The points of diversion of said water for use on that land lying North of the Snake River in the County of Minidoka is in the Southeast Quarter of the Northwest Quarter (SE 1/4 NW 1/4) of Section One (1), Township Nine (9) South, Range Twenty-five (25) East, Boise Meridian.

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Lands to Which Appurtenant

That land lying South of the Snake River, County of Cassia, State of Idaho, in Sections Two (2), Three (3), Eight (8), Nine (9), Ten (10), Eleven (11), Sixteen (16), Seventeen (17), Eighteen (18), Nineteen (19), Twenty (20), Twenty-one (21), Twenty-nine (29), Thirty (30), and Thirty-one (31), Township Nine (9) South, Range Twenty-five (25), East Boise Meridian; Sections Twenty-five (25), and Thirty-six (36), Township Nine (9) South, Range Twenty-four (24) East, Boise Meridian; Sections One (1), Two (2), Eleven (11), Twelve (12), Fourteen (14), Fifteen (15), Twenty-two (22) and Twenty-three (23), Township Ten (10) South, Range Twenty-four (24) East, Boise Meridian.

That land lying North and West of the Snake River, County of Minidoka, State of Idaho, in Sections Twenty-eight (28), Twenty-nine (29), Thirty (30), Thirty-one (31), Thirty-two (32), Thirty-three (33), Thirty-four (34) and Thirty-five (35), Township Eight (8) South, Range Twenty-five (25) East, Boise Meridian; Sections Two (2), Three (3), Four (4), Five (5), Six (6), Seven (7), Eight (8), Nine (9), Eighteen (18), and Nineteen (19), Township Nine (9) South, Range Twenty-five (25) East, Boise Meridian; Sections Twenty-five (25), Thirty-two (32), Thirty-three (33), Thirty-four

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SEP 09 1992

H #3 IRRIGATION PURPOSE

Point of Diversion

Southeast Quarter of the Southwest Quarter (SE 1/4 SW 1/4), Section Twenty-four (24), Township Ten (10) South, Range Twenty-one (21) E. B. M.

Lands to Which Appurtenant

Township Eight (8) South, Range Twenty-five (25) East of Boise Meridian: Sections Two (2) through Twenty-four (24) inclusive, Sections Twenty-seven (27) through Thirty (30) inclusive;

Township Seven (7) South, Range Twenty-five (25) East of Boise Meridian; Sections Twenty-seven (27) through Thirty-four (34) inclusive;

[redacted]

LIMITED
SEP 09 1992

Township Eight (8) South, Range Twenty-four (24) East of Boise Meridian: Sections One (1) through Fifteen (15), Seventeen (17) through Thirty-six (36) inclusive;

Township Seven (7) South, Range Twenty-four (24) East of Boise Meridian: Sections 15, 22, 23, Twenty-six (26) through Thirty-five (35) inclusive;

Township Nine (9) South, Range Twenty-three (23) East of Boise Meridian: Sections One (1) through Seven (7) inclusive;

Township Eight (8) South, Range Twenty-three (23) East of Boise Meridian: Sections One (1) through Fifteen (15) inclusive, Seventeen (17) through Thirty-five (35) inclusive;

Township Nine (9) South, Range Twenty-three (23) East of Boise Meridian: Section 34;

Township Ten (10) South, Range Twenty-two (22) East of Boise Meridian: Sections Three (3) through Eleven (11) inclusive, Sections Fifteen (15) through Nineteen (19) inclusive;

Township Nine (9) South, Range Twenty-two (22) East of Boise Meridian: Sections One (1) through Five (5) inclusive, Seven (7) through Fifteen (15) inclusive

SEP 09 1992

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AUG 18 1992
Department of Water Resources

TEMPORARY STORAGE WATER EXCHANGE AGREEMENT

THIS AGREEMENT, made and entered into this 17th day of August, 1992, by and between A & B Irrigation District, an irrigation district duly organized under the laws of the State of Idaho, of 11th and E Street, Rupert, Idaho, hereinafter referred to as "A & B", and Minidoka Irrigation District, an irrigation district duly organized under the laws of the State of Idaho, of 100 West, 50 South, Rupert, Idaho, hereinafter referred to as "Minidoka."

W I T N E S S E T H:

WHEREAS, there now exists a severe drought in Southern Idaho which has substantially reduced the water supplies in the Upper Snake River needed for irrigation of lands in Southern Idaho, including the lands of A & B and Minidoka; and,

WHEREAS, Minidoka relies in part for its water supply for the irrigation of lands within its boundaries a portion of the water stored each year in Jackson Reservoir, Palisades Reservoir, American Falls Reservoir and Lake Walcott, which storage facilities are owned and operated by the Bureau of Reclamation of the Department of Interior of the United States of America, which storage rights are identified pursuant to Minidoka's contract with the Bureau of Reclamation No. 14-06-100-1833, as amended; and,

WHEREAS, A & B for a portion of its water supply, relies upon a portion of the stored water stored each year in American Falls Reservoir and Palisades Reservoir for the irrigation of a portion of the lands within its boundaries, which storage rights are identified in a contract with the Bureau of Reclamation, Department of Interior, United States of America, Contract No. 14-06-100-2368, as amended; and,

WHEREAS, Minidoka has an insufficient water supply for the irrigation of the lands within the district for the year 1992; and,

WHEREAS, A & B has stored water accrued to its credit in 1992 that will not be required by A & B for the irrigation of the lands within the district in 1992, which surplus stored water would ordinarily be carried over in the above-referred to reservoirs for use by A & B for the irrigation of a portion of its lands in 1993; and,

WHEREAS, severe crop losses to crops now growing within Minidoka will occur in the event Minidoka is unable to provide

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additional water for the irrigation of lands within that district; and

WHEREAS, as a result of the emergencies that have occurred as a result of the severe drought conditions now being experienced, A & B has agreed to transfer a portion of its stored water to Minidoka for use by Minidoka in 1992, under the terms, covenants and conditions hereinafter contained.

NOW, THEREFORE, in consideration of the mutual covenants and agreements herein contained, and the payment to be made by Minidoka to A & B as hereinafter provided:

1. A & B agrees, upon the performance by Minidoka of those covenants and agreements, to transfer to Minidoka 25,000 acre feet of stored water now accrued to the credit of A & B under its contract with the Bureau of Reclamation, for use by Minidoka in 1992 for the irrigation of lands within that district.

2. Minidoka, in consideration of the temporary transfer of 25,000 acre feet of stored water above-referred to from A & B to Minidoka, and the change in the point of diversion and place of use of said stored water for 1992, does hereby covenant and agree as follows:

(a) Minidoka will pay to A & B, upon the execution of this agreement and the approval of this agreement by the Bureau of Reclamation and the approval of temporary transfer in the point of diversion and place of use of said stored water, the sum of $68,750.00.

(b) Minidoka does hereby covenant and agree that the first 25,000 acre feet of stored water accruing to Minidoka after the 1992 irrigation season under Minidoka's rights under its Contract No. 14-06-100-1833 with the Bureau of Reclamation will be transferred to A & B for use by A & B during the 1993 irrigation season.

(c) Minidoka will indemnify and hold A & B harmless from all claims of whatsoever kind or nature which may arise from third parties based upon any alleged injury to any other water right as a result of the temporary transfer of stored water from A & B to Minidoka for use in 1992 and the temporary transfer of stored water from Minidoka to A & B for use by A & B in 1993.

(d) Minidoka agrees that the temporary change in the place of use of the 25,000 acre-feet of stored water of A & B shall be conditioned upon the temporary change in the place of use of 25,000 acre-feet of stored water of MID to A & B in 1993, and that said condition shall be a part of the approval of the

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temporary change in the place of use by the Director of the Department of Water Resources of the State of Idaho.

(e) That this agreement relates to actual water stored, and no reservoir loss shall be charged to A & B for the storage water to be transferred to A & B from Minidoka for use by A & B in the 1993 irrigation season, which stored water shall be the first storage water used by A & B in 1993.

(f) That the storage water to be transferred by Minidoka to A & B from the first water stored to the credit of Minidoka after the 1992 irrigation season shall be water stored to the credit of A & B in addition to all stored water that may accrue to A & B under its existing contractual rights with the Bureau of Reclamation.

3. That nothing in this agreement shall constitute an assumption by either party of the operation and maintenance obligations due to the Bureau of Reclamation for the storage of water under the contracts of the respective parties with the Bureau of Reclamation. It is further understood that any assessments of Water District 01 for the delivery of said stored water being temporarily transferred under this agreement shall be paid by the party to whom said stored water is delivered.

4. It is understood and agreed by the parties hereto that as a condition of this agreement, the terms herein and the temporary transfer of stored water from A & B to Minidoka for use by Minidoka in 1992 and a temporary transfer of stored water from Minidoka to A & B for use by A & B in 1993 is subject to the approval of said transfer by the Bureau of Reclamation, Department of Interior, United States of America and the Director of the Department of Water Resources of the State of Idaho.

5. Each of the parties shall execute such applications and requests as may be necessary to accomplish the temporary transfer of the storage waters of the respective parties under the terms of this agreement, and each shall take such action as may be necessary to accomplish said temporary transfers of stored water by the respective parties.

6. It is understood by the parties hereto that this transfer is being made upon the reliance by both parties on the diversion data provided by Water District 01, and in the event the remaining storage of A & B be adjusted for any reason other than the use of water by A & B and this or any other transfer, the amount transferred hereunder may be adjusted by A & B to insure an adequate water supply for A & B in 1992 for its lands served with stored water.

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IN WITNESS WHEREOF the parties have hereunto set their hands the day and year first above written.

A & B IRRIGATION DISTRICT

By: Larry Moore
President

ATTEST:

Virgil D Temple
Secretary

MINIDOKA IRRIGATION DISTRICT

By: William D. McMannus
President

ATTEST:

Helda Spencer
Secretary

STATE OF IDAHO)
)ss.
County of Minidoka)

On this 17th day of August, 1992, before me the undersigned Notary Public in and for said State, personally appeared LARRY MOORE and Virgil D. Temple, known to me to be the President and Secretary of A & B Irrigation District, and acknowledged to me that they executed the same on behalf of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and

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affixed my official seal, the day and year in this certificate first above written.

Notary for Idaho
Residing at: Rupert, Idaho
My Commission Expires: 10/30/98

(SEAL)

STATE OF IDAHO)
)ss.
County of Minidoka)

On this 17th day of August, 1992, before me the undersigned Notary Public in and for said State, personally appeared Wilma D. McMANUS and NELDA STEVAK, known to me to be the President and Secretary of Minidoka Irrigation District, and acknowledged to me that they executed the same on behalf of said corporation.

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

Notary for Idaho
Residing at: Rupert, Idaho
My Commission Expires: 10/30/94

(SEAL)

A P P R O V A L

The Bureau of Reclamation, Department of the Interior of the United States of America does hereby approve the above emergency temporary transfers of stored water and this agreement.

DATED this _____ day of August, 1992.

BUREAU OF RECLAMATION
DEPARTMENT OF THE INTERIOR
UNITED STATES OF AMERICA

By: _____

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SEP 09 1992

United States Department of the Interior

BUREAU OF RECLAMATION
Minidoka Project Office
1359 Hansen Avenue
Burley, Idaho 83318-1821

IN REPLY
REFER TO:
100
WTR-4.00

AUG 17 1992

Mr. Larry Moore, President
A&B Irrigation District,
P. O. Box 675
Rupert ID 83350

Subject: Water Exchange Between A&B Irrigation District and Minidoka Irrigation District and North Side Canal Company (Water Exchange)

Dear Mr. Moore:

You requested the approval of the Bureau of Reclamation for two emergency temporary transfers of Minidoka Project storage water between storage contractors. We approve the concept of the A&B Irrigation District transferring a portion of water held in its storage accounts to the accounts of Minidoka Irrigation District (MID) and North Side Canal Company (NSCC) in this drought. Such short term intra project transfer does not normally require formal administrative action by the Director of the Department of Water Resources of the State of Idaho (DWR) as your transfer agreement contemplates, however, if you choose to seek DWR's approval for your own purposes, the decision is up to you.

We note that one effect of the agreements is to allow A&B control over enough of MID and NSCC storage entitlement in water year 1993 to provide it with 55,000 acre-feet of water in addition to all the carryover and accrual to its own contract space. Unless other mutually acceptable arrangements are made, we intend to account for that 55,000 acre-feet of water by debiting MID and NSCC storage accounts in favor of A&B on or about the date in 1993 when the Upper Snake River water system goes on storage control. Any of the 55,000 acre-feet left in storage at the end of the 1993 irrigation season will revert back to the accounts of MID and NSCC for carryover into 1994.

The agreements were presented to us in final form late last week for expedited action as the product of negotiations between the affected water user organizations. We have not made a complete, independent analysis of the risks from the transactions to the Minidoka Irrigation District or the North Side Canal Company in 1993. We presume that the directors of these entities have carefully weighed the decisions to enter into these agreements with due regard for the present and future interests of their

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water users. Our approval is extended to assist these entities through this emergency situation. We are available to explore with you the long term ramifications of the agreements prior to their execution or at your earliest convenience.

Sincerely yours,

John M. Dooley
Project Superintendent

cc: PN-100, PN-1150, PN-400

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United States Department of the Interior

BUREAU OF RECLAMATION
Minidoka Project Office
1359 Hansen Avenue
Burley, Idaho 83318-1821

TAKE PRIDE IN AMERICA

IN REPLY
REFER TO:
100
WTR-4.00

AUG 17 1992

Mr. William McManus, President
Minidoka Irrigation District, Board of Directors
RR 1, Box 8
Rupert ID 83350-9701

Subject: Water Exchange Between A&B Irrigation District and Minidoka Irrigation District and North Side Canal Company (Water Exchange)

Dear Mr. McManus:

You requested the approval of the Bureau of Reclamation for two emergency temporary transfers of Minidoka Project storage water between storage contractors. We approve the concept of the A&B Irrigation District transferring a portion of water held in its storage accounts to the accounts of Minidoka Irrigation District (MID) and North Side Canal Company (NSCC) in this drought. Such short term intra project transfer does not normally require formal administrative action by the Director of the Department of Water Resources of the State of Idaho (DWR) as your transfer agreement contemplates, however, if you choose to seek DWR's approval for your own purposes, the decision is up to you.

We note that one effect of the agreements is to allow A&B control over enough of MID and NSCC storage entitlement in water year 1993 to provide it with 55,000 acre-feet of water in addition to all the carryover and accrual to its own contract space. Unless other mutually acceptable arrangements are made, we intend to account for that 55,000 acre-feet of water by debiting MID and NSCC storage accounts in favor of A&B on or about the date in 1993 when the Upper Snake River water system goes on storage control. Any of the 55,000 acre-feet left in storage at the end of the 1993 irrigation season will revert back to the accounts of MID and NSCC for carryover into 1994.

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SEP 09 1992

water users. Our approval is extended to assist these entities through this emergency situation. We are available to explore with you the long term ramifications of the agreements prior to their execution or at your earliest convenience.

Sincerely yours,

John M. Dooley

John M. Dooley
Project Superintendent

cc: PN-100, PN-1150, PN-400

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United States Department of the Interior

BUREAU OF RECLAMATION
Minidoka Project Office
1359 Hansen Avenue
Burley, Idaho 83318-1821

TAKE PRIDE IN AMERICA

IN REPLY
REFER TO:
100
WTR-4.00

AUG 17 1992

Mr. Russell Woolley, President
North Side Canal Company
921 North Lincoln
Jerome ID 83338

Subject: Water Exchange Between A&B Irrigation District and Minidoka Irrigation District and North Side Canal Company (Water Exchange)

Dear Mr. Woolley:

You requested the approval of the Bureau of Reclamation for two emergency temporary transfers of Minidoka Project storage water between storage contractors. We approve the concept of the A&B Irrigation District transferring a portion of water held in its storage accounts to the accounts of Minidoka Irrigation District (MID) and North Side Canal Company (NSCC) in this drought. Such short term intra project transfer does not normally require formal administrative action by the Director of the Department of Water Resources of the State of Idaho (DWR) as your transfer agreement contemplates, however, if you choose to seek DWR's approval for your own purposes, the decision is up to you.

We note that one effect of the agreements is to allow A&B control over enough of MID and NSCC storage entitlement in water year 1993 to provide it with 55,000 acre-feet of water in addition to all the carryover and accrual to its own contract space. Unless other mutually acceptable arrangements are made, we intend to account for that 55,000 acre-feet of water by debiting MID and NSCC storage accounts in favor of A&B on or about the date in 1993 when the Upper Snake River water system goes on storage control. Any of the 55,000 acre-feet left in storage at the end of the 1993 irrigation season will revert back to the accounts of MID and NSCC for carryover into 1994.

The agreements were presented to us in final form late last week for expedited action as the product of negotiations between the affected water user organizations. We have not made a complete, independent analysis of the risks from the transactions to the Minidoka Irrigation District or the North Side Canal Company in 1993. We presume that the directors of these entities have carefully weighed the decisions to enter into these agreements with due regard for the present and future interests of their

water users. Our approval is extended to assist these entities through this emergency situation. We are available to explore with you the long term ramifications of the agreements prior to their execution or at your earliest convenience.

Sincerely yours,

John M. Dooley

John M. Dooley
Project Superintendent

cc: PN-100, PN-1150, PN-400

MICROFILMED
SEP 09 1992

Form No. 222 10/80

Transfer No. 3151

Water Right No. _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

To Change the Point of Diversion and/or the Place of Use

Name of applicant The United States of America, Acting through the Regional Director, PN Region, Bureau of Reclamation Phone 334-1908

Post Office address Box 043 - 550 West Fort Street, Boise, Idaho 83724

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. _____ Decreed to _____ (Name)

   in case of _____ vs _____

   dated in _____ in _____ (Name of court) county of _____

   b. License No. R-670/01?2068 issued by the Idaho Department of Water Resources

   c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Snake River - Palisades Storage tributary to Columbia River

4. Date of priority July 28, 1939

5. Water is used for the following purposes:

   amount 1,200,000 A.F. for Irrigation purposes from Jan. 1 to Dec. 31

   amount 1,200,000 A.F. for Power Generation purposes from Jan. 1 to Dec. 31

   amount 200,000 for Inactive - Dead Storage purposes from Jan. 1 to Dec. 31

   (month/day — both dates inclusive)

6. Total amount of water under right: a. _____ cubic feet per second &/or b. 1,400,000 acre feet per annum

7. Location of original point of diversion is NE ¼ of — ¼ of Section 17 Township 1 S. Range 45 E., B.M., in Bonneville County

   Additional points of diversion, if any _____

8. Lands irrigated or place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
			1,088,000 acres within the service areas of the organizations																
			listed in Exhibit "A" attached, including the following 1,200 acres.																
7 S	24 E	34	---	---	---	---	---	---	ALL	---	---	---	---	---	---	---	---	---	640 acres
7 S	24 E	35	40	40	40	40	40	40	40	40	40	40	40	40	40	40			560 acres

Total number of acres to be ~~irrigated~~ transferred 1,200

9. Describe any other water rights used for the same purpose as described above Groundwater License No. 20736/36-2080

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10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years

omit part B).

1. Amount of water: a. ______ cubic feet per second
&/or
b. ______ acre feet per annum

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2. Point of diversion ______ ¼ ______ ¼, Section ______ Township ______

Range ______, B.M., ______ County

Additional points ______

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated ______

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General Information No change

a. Amount of water to be diverted ______ c.f.s. &/or ______ acre feet

b. Description of diverting works ______

c. Describe the reasons for the proposed changes Change in place of use only.

2. Change in point of diversion No change

Point of diversion ______ ¼ ______ ¼, Section ______ Township ______

Range ______, B.M., ______ County

Additional points ______

3. Change in place of use

a. Are there leins, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes ______ No X If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.

b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer
No affect. Water supply has been provided from ground water License No. 20736/36-2080

c. Describe the lands or place of use to which the right will be transferred: 1,038,000 acres within the service areas of the organizations listed in Exhibit "A" attached, including the following 1,200 acres.*

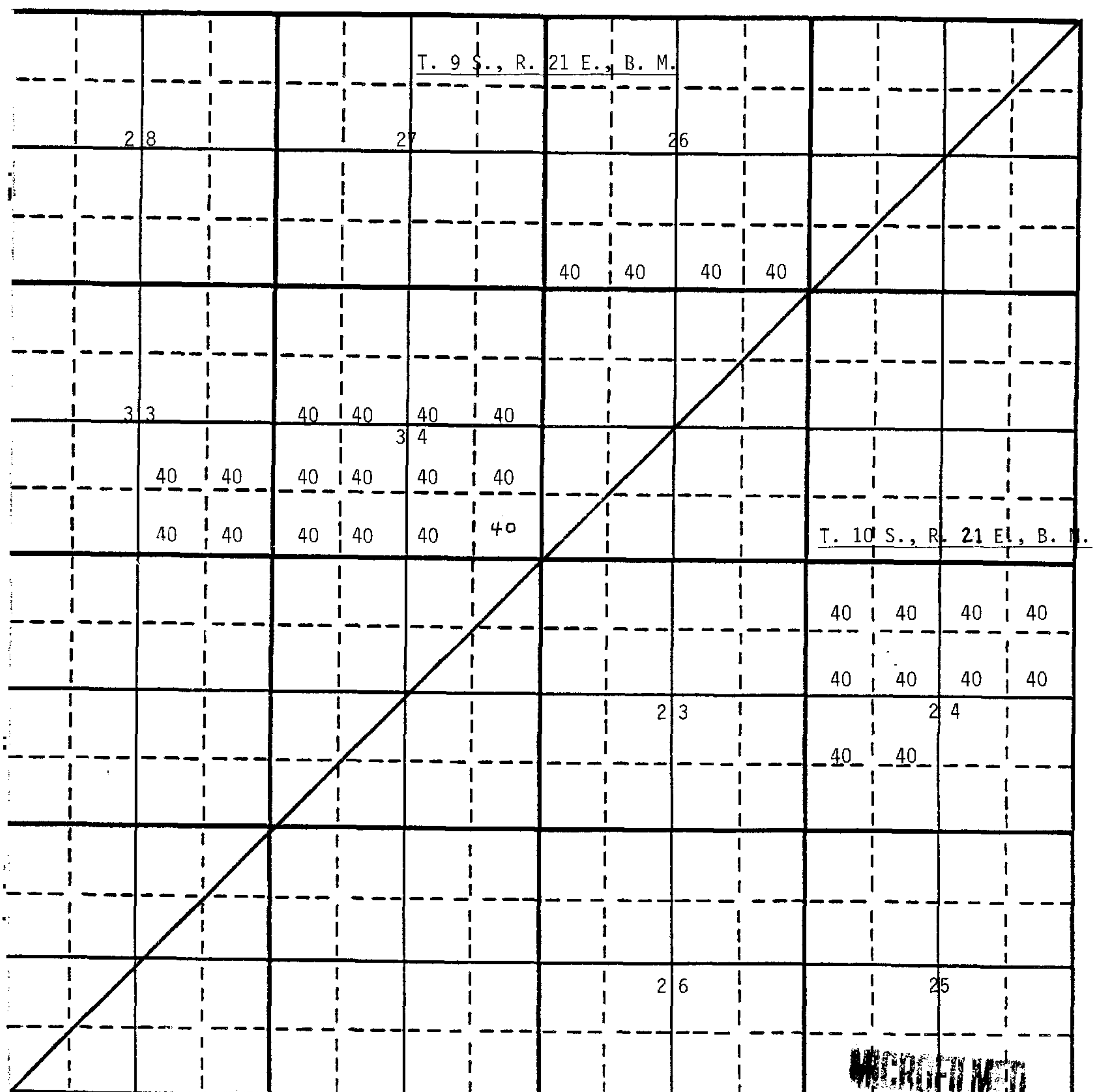
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
10 S	21 E	24	40	40	40	40	40	40	40	40	40	40							400 acres
9 S	21 E	26											40	40			40	40	160 acres
9 S	21 E	33													40	40	40	40	160 acres
9 S	21 E	34			40	40			40	40	40	40	40	40	40	40	40	40	480 acres

*Added per telecon between Ed Thomas (U.S.B.O.R.) and Dave Tuthill (IDWR) on 04/12/85

Total number of acres to be irrigated 1,200

4. Describe any other water rights used for the same purpose as described above.
01-0014/2060 - A & B Irrig. District Source: Snake River

5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

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D. REMARKS

This application is to change the place of use of Palisades Reservoir storage water from lands described in License No. R 670/01-2068 but which are not receiving service from said facility, to lands proposed to receive water service through the Unit A Extension of the North Side Pumping Division of the Minidoka Federal Reclamation Project. This storage right is intended to be supplemental to a direct flow right on the newly replaced 1,200 acres.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willfull misrepresentations made in this application may result in voiding its approval.

John W. Keys, III
(Signature of Applicant)

Subscribed and sworn to before me this 1st day of April, 1985

[signature]
(Notary Public)

My commission expires 1-12-91

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 01-2068 and said application is hereby APPROVED, subject to the following limitations and conditions:

1. 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. 2. Use of water under this right is subject to control by the watermaster of State Water District No. 01, Snake River. 3. The total service area of water right No. 01-2068 shall not exceed 1,038,098 acres.

Witness my hand this 17th day of March, 1986

L. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by CN Date 4-22-85 Protest filed by

Prelim. check by KEW Fee $50.00

Receipted by Marya Date 6/3/85 #35328

Published in Post Register Times-News Copies of protest forwarded by

Pub. dates 5-16 & 5-23-85 Hearing held by Date

Watermaster recommendation requested on 5-14-85 WD#1 rec'd. 5-20-85 Recommended for approval denial by RDC Jm

EXHIBIT A

Attachment to License of Water Right No. R-670/01-2068

Lands within the project boundary are served by and/or are within the boundaries of the following organizations:

Aberdeen Springfield Canal Co.
Blackfoot Irrigation Co.
Burgess Canal & Irrigating Co.
Butler Island Canal Co.
Butte & Market Lake Canal Co.
Clark & Edwards Canal Co.
Corbett Slough Ditch Co.
Craig, Mattson Canal Co.
Danskin Ditch Co.
Dilts Irrigation Co.
Enterprise Canal Co., Ltd.
Falls Irrigation District
Farmers Friend Irrigation Co., Ltd.
Harrison Canal & Irrigation Co.
Idaho Irrigation District
Island Irrigation Co.
Labelle Irrigating Co.
Lenroot Canal Co.
Liberty Park Irrigation Co.
Long Island Irrigation Co.
Lowder Slough Canal Co., Ltd.
Martin Canal Co.
Michaud Division, Fort Hall Indian Reservation
New Lava Side Ditch Co.
New Sweden Irrigation District
North Rigby Irrigation & Canal Co.
Owners Mutual Irrigation Co.
Parks & Lewisville Irrigation Co.
Parsons Ditch Co.
Peoples Canal & Irrigation Co.
Poplar Irrigation District
Progressive Irrigation District
Reid Canal Co.
Rigby Canal & Irrigating Co.
Riverside Ditch Co.
Rudy Irrigation Canal Co.
Shattuck Irrigation Co.
Snake River Valley Irrigation District
Sunnydell Irrigation District
Texas Slough Irrigation Canal Co.
Trego Ditch Co.
Utah-Idaho Sugar Co.
Watson Slough Ditch & Irrigation Co., Ltd.
Wearyrick Ditch Co.
West Labelle Irrigation Co.
West Side Mutual Canal Co.
Woodville Canal Co.
Palisades Water Users, Inc.
Burley Irrigation District
Milner Low Lift Irrigation District
Minidoka Irrigation District
North Side Canal Co., Ltd.
North Side Pumping Division
Minidoka Project (Unit A)
City of Pocatello
Fremont-Madison Irrigation District
American Falls Reservoir District # 2

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT R-670/01-2068

Notice is hereby given that the United States Bureau of Reclamation has applied to the Department of Water Resources for a change in the place of use of the waters of the Snake River (Palisades storage) tributary to Columbia River. The right sought to be changed is evidenced by License No. R-670/01-2068 and is recorded as follows:

Amount: 1,400,000 A.F.
Priority: July 28, 1939
Point of Diversion: NE¼, Sec. 17, T. 1S, R 45E, B.M. Bonneville County;

The water is used for power generation, dead storage and irrigation of 1,038,000 acres including all of Sec. 34, N½, SW¼, N½SE¼, Sec. 35, T. 7S, R. 24E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be used for power generation, dead storage and irrigation of 1,038,000 acres including the N½, N½ SW¼, Sec. 24, T. 10S, R. 21E, S½S½, Sec. 26, SE¼, Sec. 33, S½N½, SW¼; SE¼, Sec. 34, T. 9S, R. 21E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, ID 83402 on or before October 28, 1985.

A. Kenneth Dunn
Director

PUBLISH: **Thursdays,** October 10, and 17, 1985.

Affidavit of Publication

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

№ 15562

I, Linda Copps McGuire being first duly sworn upon 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 October 10, 1985, and ending with the issue dated October 17, 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 thereof, Thursday is announced as the day on which said legal notices will be published.

Linda Copps McGuire

Subscribed and sworn to before me on this 17 day of October 1985.

Donna Bruce

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

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 16th day of May, 19 85, last publication having been made on the 23rd day of May, 19 85, 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.

J. robb Brady

Subscribed and sworn to before me, this 28th day of May, 19 85

Don K Napier
Notary Public

My commission expires September 30, 19 88

B10, 1M,

RECEIVED
MAY 30 1985
Department of Water Resources
Eastern District Office

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
R-670/01-2068

Notice is hereby given that the United States Bureau of Reclamation has applied to the Department of Water Resources for a change in the place of use of the waters of the Snake River (Palisades storage) tributary to Columbia River. The right sought to be changed is evidenced by License No. R-670/01-2068 and is recorded as follows:

AMOUNT: 1,400,000 A.F. PRIORITY: July 28, 1939

POINT OF DIVERSION: NE¼, Sec. 17, T. 1S, R. 45E, B.M., Bonneville County;

The water is used for power generation, dead storage and irrigation of 1,038,000 acres including all of Sec. 34, N½, SW¼, N½SE¼, Sec. 35, T. 7S, R. 24E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be used for power generation, dead storage and irrigation of 1,038,000 acres including the N½, N½SW¼, Sec. 24, T. 10S, R. 21E, S½S½, Sec. 26, SE¼, Sec. 33, S½N½, SW¼, SE¼, Sec. 34, T. 9S, R. 21E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, ID 83402 on or before June 3, 1985.

A. KENNETH DUNN
Director

Published: May 16, 23, 1985

3113

RECEIVED
JAN 9 1985
Department of Water Resources
Southern District Office

APPROVED

Identification No. 01-2068
Exchange No.

RECEIVED
JAN 3 1985
Department of Water Resources

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXCHANGE OF WATER

APPLICANT'S RIGHT - Describe the water right under which you wish to exchange water.

1. Name of Right Holder Kent L. Klosterman
   Post office address Box 542, Paul, Idaho 83347
   Phone: 438-2100
2. Right obtained by:
   a. Decree to _____ (Name) in Case of _____
   vs. _____, Dated _____ in _____ (Name of Court)
   Court, County of _____. Fully describe decree _____
   b. Permit, License, or Claim No. 01-2068 in the records of the Department of Water Resources.
3. Source of water Snake River (Name of stream or source) tributary to Columbia River
4. Date of Priority of Right July 28, 1939
5. Amount of water a. _____ c.f.s. and/or
   b. 500 acre feet/annum
   See Attachment "A"
6. Water is used for Irrigation (Purpose) from April 1 (Month-Day) to Nov. 1 (Month-Day)
   _____ (Purpose) from _____ (Month-Day) to _____ (Month-Day)
   for Palisades Dam
7. Location of point of diversion is NE ¼ ¼ ¼ of Section 17,
   Township 1 South, Range 45 East, B.M., in Bonneville Coun
   Additional points of diversion, if any _____
8. Lands irrigated or place of use: The following lands of this shareholder are contained within the land list of Palisades license and will be irrigated as a result of the exchange.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
9S	21E	13			30					10	10			40		30	40		160
9S	21E	24		40			40												80

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Total number of acres irrigated: 240

DESCRIBE RIGHT HELD BY USER WITH WHOM YOU WISH TO EXCHANGE WATER

9. Name of Right Holder Exchange with the Snake River below Milner Dam

Post office address _____

10. Source of water _____ tributary to _____
(Name of stream or source)

11. Name of canal or ditch _____

12. Amount of water a. _____ c.f.s. and/or

b. _____ acre feet/annum

13. Right obtained by:

a. Decree to _____ in Case of _____
(Name)

vs. _____, Dated _____ in _____
(Name of Court)

Court, County of _____. Fully describe decree (if known) _____

_____

_____

b. Permit, License, or Claim No. _____ in the records of the Idaho Department of Water Resources.

EXCHANGE with Snake River below Milner Dam

14. _____ c.f.s and/or 500 acre feet per annum of water diverted at the point described in line 7 and will be delivered into Snake River at a point in NE ¼ ¼ ¼ of Section 17, Township 1 South, Range 45 East, B.M. in Bonneville County; Additional points, if any for delivery to Snake River below Milner Dam at a point within Section 29, SE 1/4, T. 10S, R. 21E.

15. In lieu thereof 4.8 c.f.s. and/or 500 acre feet per annum will be diverted from ground water at a point within the NW SW ¼ SE SE ¼ of Section 13, Township 9S, Range 21E, B.M., in Jerome County.

16. Explanation See Attachment "B"

_____

_____

In the space below draw a sketch map showing your point of diversion under the exchange, where you will return the replacement water, land irrigated, and the general location of your conveyance system. Include any other information which would help in understanding the proposed exchange.

SEE ATTACHMENT "C"

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I hereby assert that no one will be injured by such exchange and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

Kent Kusterman
(Signature of Applicant)

Subscribed and sworn to before me this 31st day of December, 19 84.

Angie R. Garland
(Notary Public)

My commission expires 4-1-88

ACTION OF THE DIRECTOR, IDAHO DEPARTMENT OF WATER RESOURCES

I have examined Application for Exchange of Water No. 01-2068 and said application is hereby APPROVED.

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

1. The conditions of permit to appropriate the waters of the State of Idaho No. 36-7974 are herein incorporated as if fully set forth. 2. Storage water under Rt. 01-2068 shall be delivered in accordance to the provisions described in the Exchange Agreement dated August 19, 1985, except that 3. The Director of the Department of Water Resources retains jurisdiction to revise the volume of stored water required per acre under this exchange. 4. Water shall be considered to have been provided for this exchange when released from storage pursuant to a request by the Director of the Department of Water Resources and measured at Milner Dam.

Witness my hand this 10 TH day of March, 19 86

Norman C. Young
NORMAN C. YOUNG, Administrator
Resources Admin. Division

FOR DEPARTMENT USE ONLY

Received by LL Date 1-3-85 Time 8:59 AM Preliminary check by _____

Fee*$50.00 Receipted by marya Date 1/6/85 Publication prepared by marya

Date 1/16/85 Published in north side news Dates 1/24 & 1/31/85

Affidavit of Publication received _____ Publication approved by _____

Republished Dates _____.

Protests Filed By:

Protestant	Address	Date Filed	Copies Forwarded by	Date	Action Taken

Agreement needed _____ Agreement received _____

Hearings held at _____ Date _____

Recommended for approval denial by _____
(Title)

*For up to 0.2 cfs or 20 af....$30.00
For greater amounts.....$50.00

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ATTACHMENT "B"

The land to be irrigated by this exchange is desert land included in the Palisades license land list. Applicant is obtaining land by Desert Land Entry. Application No. 36-7974 has been filed for unappropriated ground water. This exchange is intended to replace water to any prior water rights on the Snake River for any loss in flow attributable to reduced flow from thousand springs resulting from the applicant's use of ground water.

The amount of water offered for replacement herein is based upon the maximum expected depletion resulting from a potato--grain rotation. To the extent that ground water is found not to be appropriated and prior rights on Snake River are not deprived of water, the amount of water exchanged should be reduced.

If application No. 36-7974 is approved with existing hydropower water rights on Snake River subordinated to it, the exchange will not then be necessary.

The shares of stored water were prevously held by Mary Ellen Hittson for use on lands located on the North Fork of Snake River.

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ATTACHMENT "A"

INCORPORATED UNDER THE LAWS OF

THE STATE OF IDAHO

No. 428

Shares 800

PALISADES WATER USERS, INCORPORATED

75,000 SHARES OF ASSESSABLE
COMMON STOCK OF NO PAR VALUE

THIS CERTIFIES THAT Kent Klosterman is the owner of

Eight Hundred (800) Shares of No Par Value each of the Capital Stock of

PALISADES WATER USERS, INCORPORATED

transferable only on the books of the Corporation by the holder hereof in person or by Attorney upon surrender of this Certificate properly endorsed.

NOTICE: Pursuant to the Bylaws, this stock is 1. ASSESSABLE, and 2. its TRANSFER IS RESTRICTED. A copy of the Bylaws will be provided upon request.

In Witness Whereof, the said Corporation has caused this Certificate to be signed by its duly authorized officers and to be sealed with the Seal of the Corporation this 28th day of February A.D. 19 84

Secretary

J. R. Byrne
President

SHARES NO PAR VALUE EACH

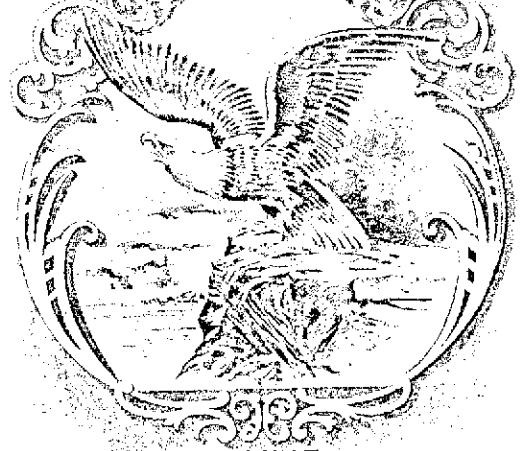
©COLS 50

CERTIFICATE

FOR

800

SHARES



OF THE

CAPITAL STOCK

PALISADES WATER USERS,
INCORPORATED

ISSUED TO

Kent Klosterman

DATED

February 28, 1984

For Value Received ____ hereby sell, assign and transfer unto

____ Shares

of the Capital Stock represented by the within Certificate, and do hereby irrevocably constitute and appoint

____ Attorney

to transfer the said Stock on the books of the within named Corporation with full power of substitution in the premises.

Dated ____ 19__

In Presence of

NOTICE THE SIGNATURE OF THIS ASSIGNMENT MUST CORRESPOND WITH THE NAME AS WRITTEN UPON THE FACE OF THE CERTIFICATE IN EVERY PARTICULAR WITHOUT ALTERATION OR ENLARGEMENT OR ANY CHANGE WHATEVER

AFFIDAVIT OF PUBLICATION

RECEIVED
FEB 1 1985
Department of Water Resources
Southern District Office

State of Idaho, } SS.
County of Jerome }

GORDON O. GLASMANN, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, State of Idaho; that said newspaper has been continuously and uninteruptedly 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 23rd day of January, 19 85, and the date of the last publication was on the 30 day of January, 19 85

Gordon O. Glasmann

Subscribed and sworn to before me this 30th day of January, 19 85.
(SEAL)

Darla Pratt
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

RECEIVED
FEB 5 1985
Department of Water Resources
Southern District Office

COST OF PUBLICATION

Numer of Picas per Line 13
Number of Lines in Notice 45
Number of Insertions 2

	Lines tabular at	5¢/Pica
45	Lines straight at 23.40	4¢/Pica
45	Subsequent lines at 17.55	3¢/Pica
	TOTAL COST 40.95	

COPY OF NOTICE

(Paste Here)

Exchange Klosterman
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF
Dept of Water
BILL TO

Exchange of water ruled by Klosterman

NOTICE OF APPLICATION
TO EXCHANGE WATER

Notice is hereby given that Kent L. Klosterman of Paul, Idaho, has applied to the Department of Water Resources for an exchange of water in accordance with Section 42-240 of the IDAHO CODE. The proposed exchange is described as follows:

RIGHTS TO BE EXCHANGED:

A) 500 acre-feet per annum of water stored in Palisades Reservoir under License 01-2068
Priority: July 28, 1939
Point of Diversion: NE¼, Sec. 17, T1S, R45E, B.M., Bonneville County - (Palisades Dam)

B) Application for Permit No. 36-7974 in the name of Kent L. Klosterman to appropriate groundwater
Priority: March 4, 1981
Amount: 6.4 cubic-feet per second
Point of Diversion: NWSE, Sec. 13, T9S, R21E, B.M., Jerome County
Place of Use: SWNE, SENW, E½SW¼, W½ SE¼, Sec. 13; NWNE, NENW, Sec. 24, T9S, R21E for 320 acres

POINT OF EXCHANGE:

SE¼, Sec. 29, T10S, R21E, B.M., Jerome County-(Milner Dam)

NATURE OF EXCHANGE:

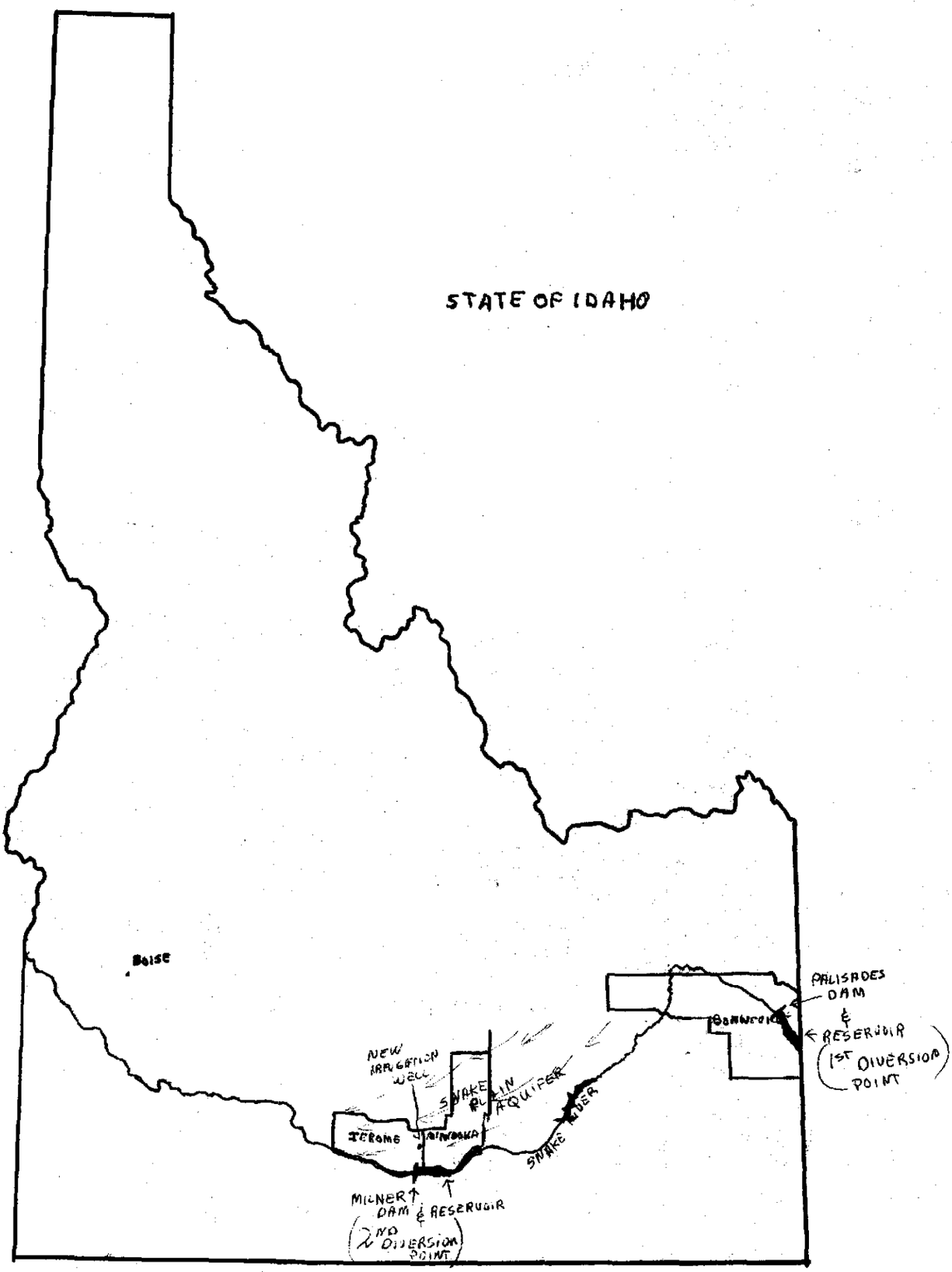
The applicant proposes to exchange 500 acre feet per annum of Palisades stored water delivered at Milner Dam for 500 acres feet per annum diverted from groundwater under Application for Permit 36-7974

Any protest against the approval of the above proposed application to exchange water must be filed with the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301, on or before February 11, 1985.

A. KENNETH DUNN
Director
1-23-2tc

MICROFILMED

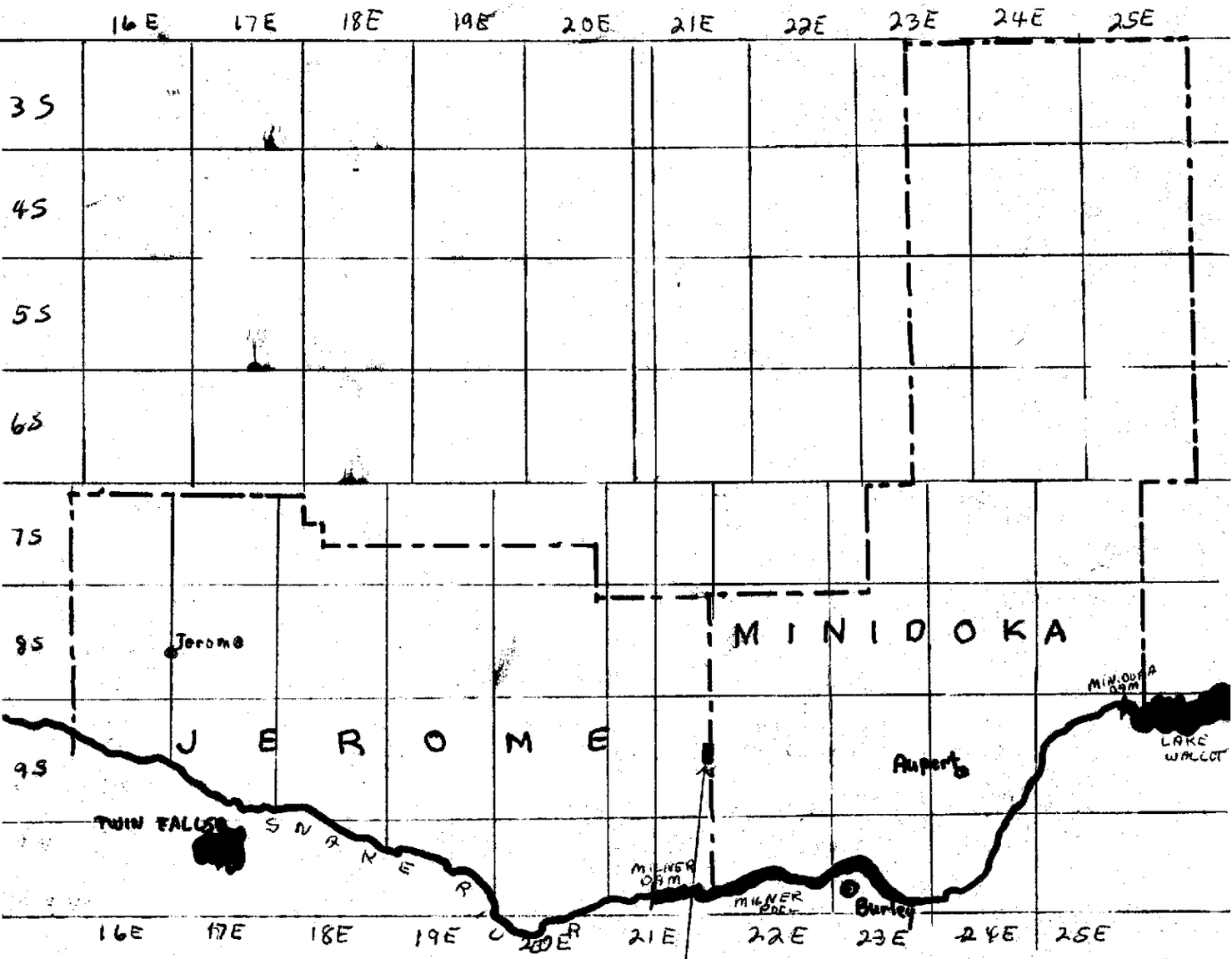
ATTACHMENT "C"



ILLUSTRATED SKETCH OF PALISADES STORAGE WATER - SNAKE RIVER PLAIN GROUNDWATER EXCHANGE.

MICROFILMED

ATTACHMENT "C" Jerome & MINIDOKA COUNTIES
IDAHO



LOCATION OF PLACE OF USE FOR EXCHANGED WATER.

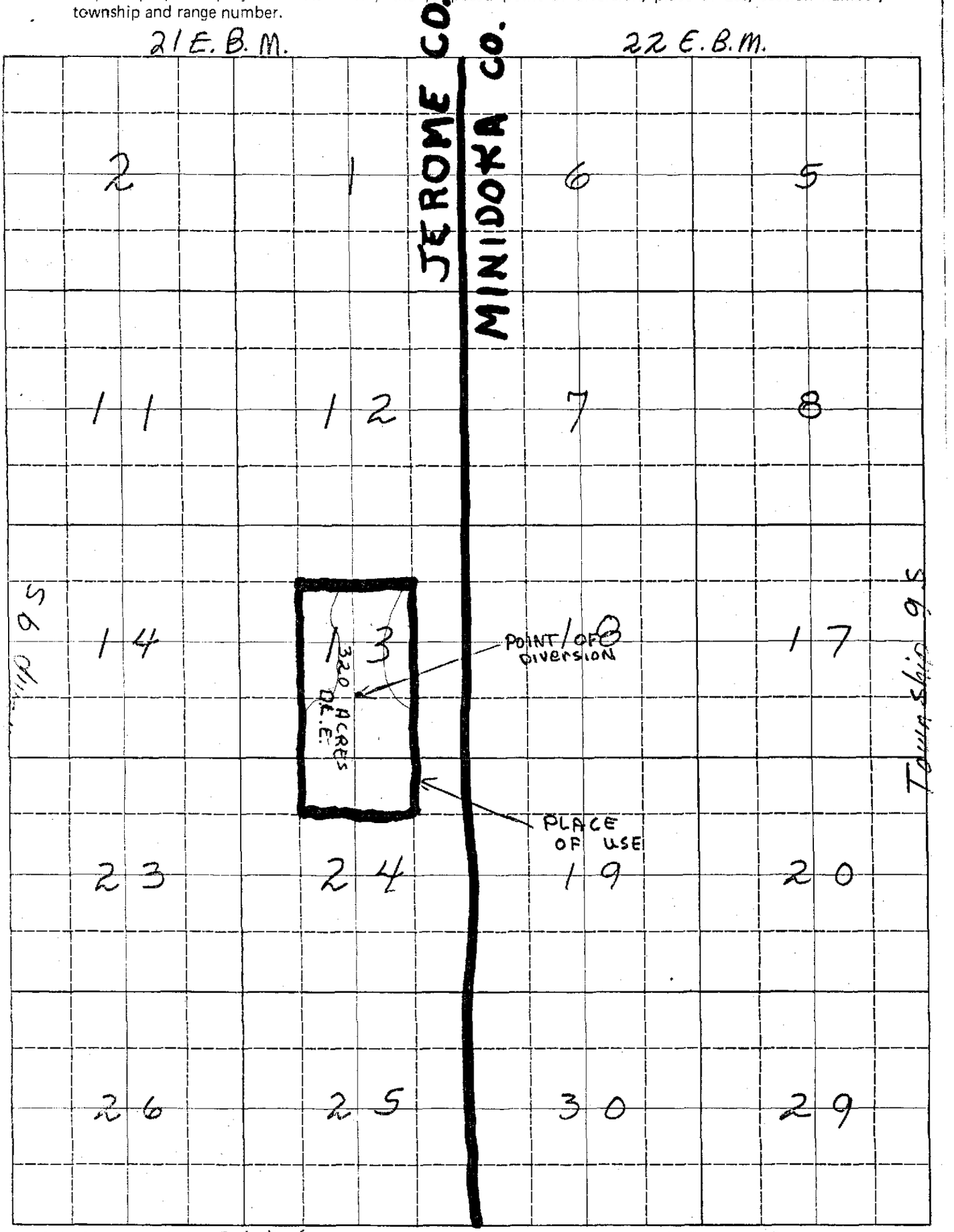
DESERT LAND ENTRY NO. I-7258

JEROME COUNTY

9S 21E SEC. 13
9S 21E SEC. 24

MICROFILMED

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



Scale: 2 inches equal 1 mile. 21 E. B. M. 22 E. B. M.

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.

Kent L. Klosterman
(Applicant)

MICROFILMED

ATTACHMENT "B"

The land to be irrigated by this exchange is desert land included in the Palisades license land list. Applicant is obtaining land by Desert Land Entry. Application No. 36-7974 has been filed for unappropriated ground water. This exchange is intended to replace water to any prior water rights on the Snake River for any loss in flow attributable to reduced flow from thousand springs resulting from the applicant's use of ground water.

The amount of water offered for replacement herein is based upon the maximum expected depletion resulting from a potato--grain rotation. To the extent that ground water is found not to be appropriated and prior rights on Snake River are not deprived of water, the amount of water exchanged should be reduced.

If application No. 36-7974 is approved with existing hydropower water rights on Snake River subordinated to it, the exchange will not then be necessary.

The shares of stored water were prevously held by Mary Ellen Hittson for use on lands located on the North Fork of Snake River.

MICROFILMED

ATTACHMENT "A"

INCORPORATED UNDER THE LAWS OF

No. 428

THE STATE OF IDAHO

Shares 800

PALISADES WATER USERS, INCORPORATED

75,000 SHARES OF ASSESSABLE
COMMON STOCK OF NO PAR VALUE

THIS CERTIFIES THAT Kent Klosterman is the owner of

Eight Hundred (800) Shares of No Par Value each of the Capital Stock of

PALISADES WATER USERS, INCORPORATED

transferable only on the books of the Corporation by the holder hereof in person or by Attorney upon surrender of this Certificate properly endorsed.

NOTICE: Pursuant to the Bylaws, this stock is 1. ASSESSABLE, and 2. Its TRANSFER IS RESTRICTED. A copy of the Bylaws will be provided upon request.

In Witness Whereof, the said Corporation has caused this Certificate to be signed by its duly authorized officers and to be sealed with the Seal of the Corporation this 28th day of February A.D. 1984

Steven Lowe
SECRETARY

J. R. Bayne
PRESIDENT

800 SHARES NO PAR VALUE EACH

Identification No. 01-2068

Exchange No. 2699

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

APPROVED

APPLICATION FOR EXCHANGE OF WATER

APPLICANT'S RIGHT - Describe the water right under which you wish to exchange water

1. Name of Right Holder Rogers K. Rose (shareholder in Palisades Water Users, Inc.)
   Post office address 3100 Rollandet, Idaho Falls, ID 83401

2. Right obtained by:
   a. Decree to _____ (Name) in Case of _____
   vs. _____, Dated _____ in _____ (Name of Court)
   Court, County of _____. Fully describe decree _____
   _____
   _____
   b. Permit, License, or Claim No. 01-2068 in the records of the Department of Reclamation.

3. Source of water ~~Palisades Reservoir~~ Snake River tributary to Columbia River
   (Name of stream or source)

4. Date of Priority of Right July 28, 1939

5. Amount of water a. _____ c.f.s. and/or (35 acre feet of space in Palisades Reservoir)
   b. 35 acre feet/annum

6. Water is used for Irrigation (Purpose) from April 1 (Month-Day) to November 1 (Month-Day)
   _____ (Purpose) from _____ (Month-Day) to _____ (Month-Day)

7. Location of point of diversion is NE ¼ ~~xxxxxxx~~ ¼ of Section 17, Township 1 South, Range 45 East, B.M., in Bonneville County; for Palisades Dam
   Additional points of diversion, if any _____
   _____
   _____
   _____

8. Lands irrigated or place of use: The following lands of this shareholder are contained within Palisades License No. 01-2068

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1 N.	44 E.	25					33												33

Total number of acres to be irrigated 33

DESCRIBE RIGHT HELD BY USER WITH WHOM YOU WISH TO EXCHANGE WATER

9. Name of Right Holder _____

   Post office address _____

10. Source of water _____ tributary to _____
    (Name of stream or source)

11. Name of canal or ditch _____

12. Amount of water a. _____ c.f.s. and/or
    b. _____ acre feet/annum

13. Right obtained by:

    a. Decree to _____ in Case of _____
    (Name)

    vs. _____, Dated _____ in _____
    (Name of Court)

    Court, County of _____. Fully describe decree (if known) _____

    _____

    _____

    b. Permit, License, or Claim No. _____ in the records of the Department of Reclamation.

EXCHANGE With Snake River

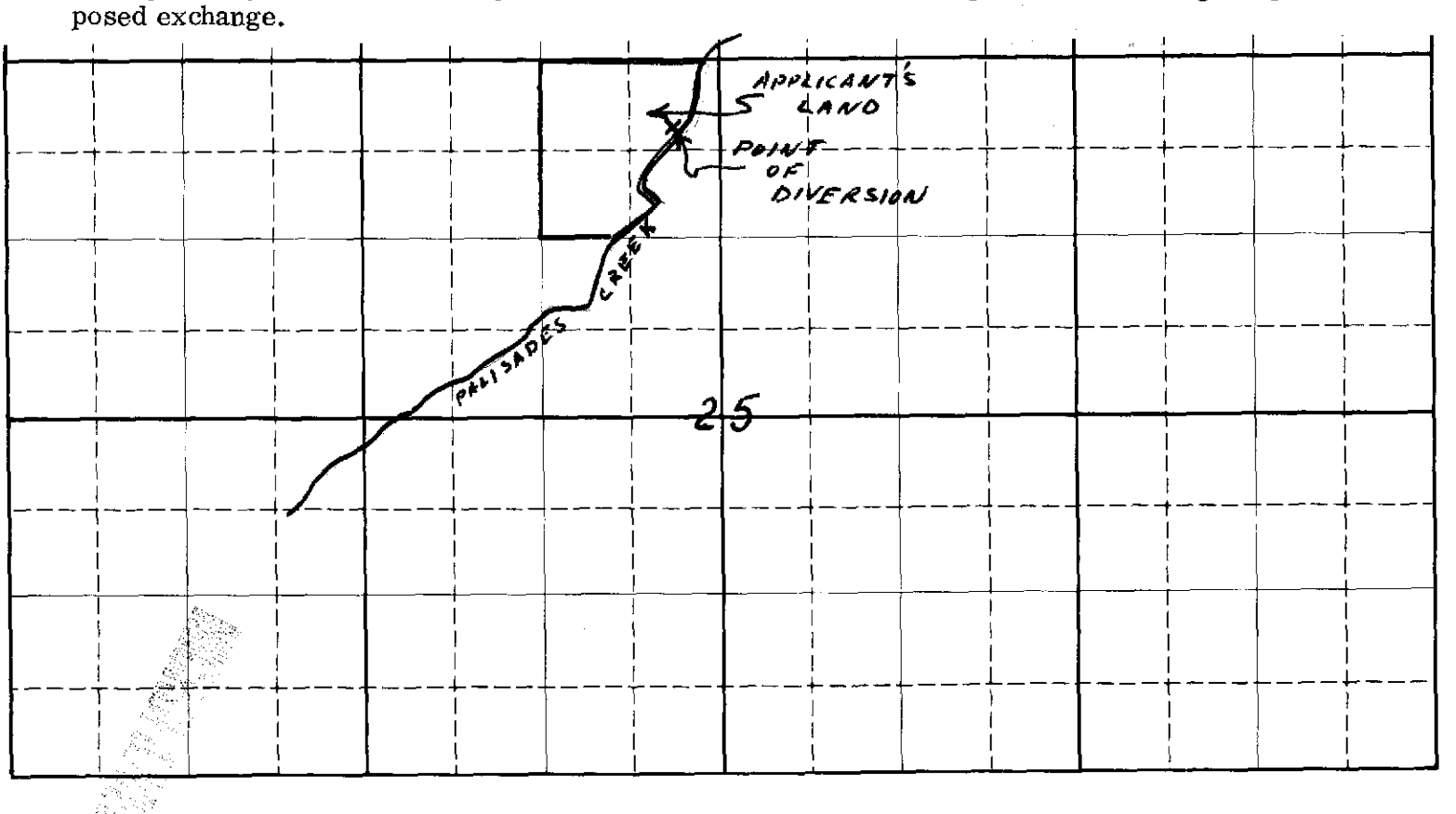
14. 1.0 c.f.s and/or 35 acre feet per annum of water diverted at the point described in line 7 and will be delivered into Snake River at a point in NE ¼ xxxxxx¼ of Section 17, Township 1 South, Range 45 East, B.M., in Bonneville County; Additional points, if any _____

    _____

15. In lieu thereof 1.0 c.f.s. and/or 35 acre feet per annum will be diverted from Palisades Creek at a point within the NE ¼ NW ¼ of Section 25, Township 1 North, Range 44 East, B.M., in Bonneville County.

16. Explanation Applicant is owner of 15 shares (15 acre feet of storage space in Palisades Reservoir) of stock in Palisades Water Users, Inc. Applicant has recently purchased an additional 20 acre feet, all for use on his ranch on Palisades Creek.

In the space below draw a sketch map showing your point of diversion under the exchange, where you will return the replacement water, land irrigated, and the general location of your conveyance system. Include any other information which would help in understanding the proposed exchange.



I hereby assert that no one will be injured by such exchange and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

(Signature of Applicant)

Subscribed and sworn to before me this 30th day of April, 1982.

(Notary Public)

My commission expires LIFE

ACTION OF THE STATE RECLAMATION ENGINEER

I have examined Application for Exchange of Water No. 01-2068 and said application is hereby APPROVED.

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

1.) A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diversion works for the point of diversion specified in Item 15 of the exchange.

2.) The use of storage water under this exchange is subject to control by the watermaster, State Water District No. 1.

3.) Storage water under this exchange shall be delivered after all other natural flow rights in effect at that time on Palisades Creek.

Witness my hand this 6th day of December, 1982.

L. Glen Saxton
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by CW Date 5/04/82 Time 11:15A Preliminary check by HWJ
Fee $50.00 Receipted by BP Date 5-6-82 #22243 Publication prepared by CW
Date 5/25/82 Published in Post Register Dates June 3 & 10, 1982
Affidavit of Publication received 6-21-82 Publication approved by CW
Republished Dates _____.
Protests Filed By:

Protestant	Address	Date Filed	Copies Forwarded by	Date	Action Taken

Agreement needed _____ Agreement received _____
Hearings held at _____ Date _____
Recommended for approval denial by _____
(Title)

E.T.

Proof of Publication
The Post-Register

RECEIVED
JUN 21 1982
Department of Water Resources
Eastern District Office

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 3rd day of June, 19 82, last publication having been made on the 10th day of June, 19 82, 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.

J. Robb Brady

Subscribed and sworn to before me, this 16th day of June, 19 82

Leon K. Napier
Notary Public

My commission expires September 30, 19 84

B10, 1M,

NOTICE OF APPLICATION FOR EXCHANGE OF WATER

Notice is hereby given that Rogers K. Rose, Idaho Falls, Idaho, has applied to the Department of Water Resources for an exchange of the waters of Palisades Reservoir tributary to Snake River and evidenced by license No. 01-2068. This exchange is based on the applicant's ownership of 35 shares of stock in the Palisades Water Users Inc. and is represented as follows:

AMOUNT: 35 A.F.

POINT OF DIVERSION: NE¼, Sec. 17, T. 1S, R. 45E, B.M., Bonneville County

Priority: July 28, 1939

The water is used from Apr. 1 to Nov. 1 for the irrigation of 33 acres within the NE¼NW¼, Sec. 25, T. 1N, R. 44E, B.M.

PROPOSED EXCHANGE

To exchange 35 AF of Palisades Reservoir storage, diverted at a rate not to exceed 1.00 cfs, at a point within the NE¼, Sec. 17, T. 1S, R. 45E in lieu of water diverted from Palisades Creek at a point within the NE¼NW¼, Sec. 25, T. 1N, R. 44E, Bonneville County.

Any protest [illegible] proposed [illegible] 83402, on or before [illegible] 21, 1982.

A. KENNETH DUNN.
Director

Published: June 3, 10, 1982

DUPLICATE OF ORIGINAL

State of Idaho

Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. R-670/01-2068 Priority July 28, 1939 Amount *1,400,000 AF

THIS IS TO CERTIFY, that the U.S. BUREAU OF RECLAMATION of Boise, Idaho, has complied with the terms and conditions of Permit No. R-670/01-2068 issued pursuant to Application for Permit dated July 28, 1939, and has submitted proof to the Department of Water Administration on November 16, 1965, that it has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity of 1,400,000 AF, and that a right to the use of water from the Snake River tributary of the Columbia River, is hereby confirmed in the following amounts:

Amount 1,200,000af for ** Storage for Irrigation from Jan. 1 to Dec. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount 1,200,000af for Power Generation from Jan. 1 to Dec. 31 (both dates inclusive)

Subject, however, to the condition that no more than *1,400,000 AF of water be ~~diverted~~ stored at any one time, said waters to be diverted within the NE¼ of Section 17, Twp. 1 South, Rge. 45 East, B.M. in the county of Bonneville; and that the amount of water so ~~diverted~~ stored and to which such right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can actually be beneficially used and shall not exceed 1,200,000 acre feet per year ~~or~~ _____ ~~acre feet per acre~~.

*1,400,000 AF includes 1,200,000 AF of active storage and 200,000 AF of inactive or dead storage.

Description and location of place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
			(Palisades Reservoir)																
			1,038,098 acres within the service area of the																
			organizations listed in Exhibit A.																

Total number of acres irrigated _____

** The use of water under this license, when combined with water diverted under other water rights held by the organizations listed in Exhibit A, shall not exceed that required for the consumptive requirements of the crops irrigated plus necessary and reasonable conveyance losses.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19th day of March, 19 73.

Director

01B 2068

EXHIBIT A

Attachment to License of Water Right No. R-670/01-2068

Lands within the project boundary are served by and/or are within the boundaries of the following organizations:

Aberdeen Springfield Canal Co.
Blackfoot Irrigation Co.
Burgess Canal & Irrigating Co.
Butler Island Canal Co.
Butte & Market Lake Canal Co.
Clark & Edwards Canal Co.
Corbett Slough Ditch Co.
Craig, Mattson Canal Co.
Danskin Ditch Co.
Dilts Irrigation Co.
Enterprise Canal Co., Ltd.
Falls Irrigation District
Farmers Friend Irrigation Co., Ltd.
Harrison Canal & Irrigation Co.
Idaho Irrigation District
Island Irrigation Co.
Labelle Irrigating Co.
Lenroot Canal Co.
Liberty Park Irrigation Co.
Long Island Irrigation Co.
Lowder Slough Canal Co., Ltd.
Martin Canal Co.
Michaud Division, Fort Hall Indian Reservation
New Lava Side Ditch Co.
New Sweden Irrigation District
North Rigby Irrigation & Canal Co.
Owners Mutual Irrigation Co.
Parks & Lewisville Irrigation Co.
Parsons Ditch Co.
Peoples Canal & Irrigation Co.
Poplar Irrigation District
Progressive Irrigation District
Reid Canal Co.
Rigby Canal & Irrigating Co.
Riverside Ditch Co.
Rudy Irrigation Canal Co.
Shattuck Irrigation Co.
Snake River Valley Irrigation District
Sunnydell Irrigation District
Texas Slough Irrigation Canal Co.
Trego Ditch Co.
Utah-Idaho Sugar Co.
Watson Slough Ditch & Irrigation Co., Ltd.
Wearyrick Ditch Co.
West Labelle Irrigation Co.
West Side Mutual Canal Co.
Woodville Canal Co.
Palisades Water Users, Inc.
Burley Irrigation District
Milner Low Lift Irrigation District
Minidoka Irrigation District
North Side Canal Co., Ltd.
North Side Pumping Division
Minidoka Project (Unit A)
City of Pocatello
Fremont-Madison Irrigation District
American Falls Reservoir District # 2

01-2068

R-670

~~23-2084~~ 01-2068

...ON LAWS

October 10 ... 39
Oct. 20 to Nov. 3 ... 39
November 19 ... 39

IF PROTESTED

...ace of Hearing ...
...ering ...

APPLICATION FOR PERMIT

To Construct a Reservoir and Store and Appropriate
The Public Waters of the State of Idaho

Application No. R 26214
Permit No. R 670

1. Name of Applicant: LYNN CRANDALL, WATER MASTER DISTRICT # 36

Postoffice address: Box 697, Idaho Falls County Bonneville State Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of Capital Stock: $

(c) Amount paid in: $

(d) Names and addresses of directors:

Application is made on behalf of the Snake River water users to expect to contract with the United States for construction of the reservoir and related works.

II. The financial resources of the corporation are:

(a) Cash on hand: $

(b) Treasury Stock: $

(c) Bonds to be issued: $

(d) Other resources:

2. Quantity of water to be stored: 1,400,000 acre feet per annum.

3. Source of water supply is Snake River ~~(Creek) (River) (Spring)~~; a tributary of Columbia River.

4. The outlet of the proposed reservoir is located N.52°W. (bearing) 2400 feet, distant from the 1/4 corner of Section s 16 & 17, Township 1 S., Range 45 E., B. M. and is in the NW ¼ of NE ¼ of Section 17, Township 1 S., Range 45 E., B. M. County of Bonneville

5. Fill out either (a) or (b).

(a) The reservoir is located in the channel of Snake River ~~(Creek) (River)~~.

(b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located (bearing) feet distant from the corner of Section, Township, Range, B. M., and is in the ¼ of ¼ of Section, Township, Range, B. M.; width at bottom feet, width at top feet, depth of water feet; average grade per mile feet; Capacity cubic feet per second.

6. (a) The area of the high water line of the reservoir is 15,500 acres.

(b) The reservoir capacity is 1,400,000 acre feet.

7. Height of reservoir dam 240 feet, length at top feet, length at bottom feet, size of outlet feet by feet. The dam is to be constructed of materials as follows: Earth dam

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

8. (a) Will water stored in reservoir be diverted to canal or acqueduct, thence to land to be irrigated without commingling with natural flow of (Creek) (River) ? No

(b) Water stored in reservoir will be carried in the channel of Snake River ~~(Creek) (River)~~ a distance of miles to point of diversion located at various downstream points (bearing) feet, distant from the corner of Section, Township, Range, B. M., and in the ¼ of ¼ of Section, Township, Range B. M.

9. Amount of water claimed from ~~(Creek) (River) (Spring)~~ in addition to that stored in reservoir cubic feet per second.

10. Water is to be used for irrigation, power and domestic purposes.

11. If for mining, milling, power or manufacturing purposes give:

(a) Point of use of water N.50°W. (bearing) 2300 feet, distant from 1/4 Corner of Section s 16 & 17, Township 1 S., Range 45 E. B. M. and is in the NW ¼ of NE ¼ of Section 17, Township 1 S., Range 45 E., B. M.

(b) Amount of power generated: 55,000 H. P., under 100 to 240 feet head.

(c) Water is to be returned to Snake River ~~(Creek) (River) (Spring)~~ at a point N.50°W. (bearing) 2300 feet distant from the 1.4 corner of Sections 16 & 17, Township 1 S., Range 45 E., B. M., in the NW ¼ of NE ¼ of Section 17, Township 1 S., Range 45 E. B. M.

12. Water stored in accordance with this Permit will be carried to place of use through a canal heretofore constructed under the terms of Permit No. , which is hereby referred to and made a part hereof.

13. Kind of diversion works: (Dam, canal, flume, pipe, etc.)

14. Height of diversion dam: feet, length at top feet, length at bottom feet. The dam is to be constructed of materials as follows:

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

15. Size of headgate: Width feet, Height feet.

16. Diversion Canal: Width at bottom feet, width at water line feet, depth of water feet, Dimensions of Flume Diameter of Pipe inches; Length of Conduit miles. Average grade per mile feet.

17. Estimated cost of Works: Storage Works: $ 18,000,000 Diversion Works: $

18. Time required for completion of work Five (5) years.

19. Time required for complete application of water to proposed beneficial use is Fifteen (15) years.

20. The land to be irrigated is described in the following tabulation:

(Give Irrigable acreage in each 40-acre subdivision.)

Twp.	Range	Sec.	NE¼	NW¼	SW¼			SE¼	Totals
			N.				SW¼		

See Attached Land List

Total Number of Acres to be Irrigated

Remarks: Land to be irrigated lies within the following townships: T. 5 N., Range 36,37,38,39 & 40 E.; T. 4 N.,Range 36,37, 38,39 & 40 E.; T. 3 N., Range 36,37,38,39 & 40 E.; T. 2 N., Range 36, 37, 38, 39, 43 & 44 E.; T. 1 N.,Range 36, 37, 38, 43 & 44 T. 1 S.,Range 34,35,36,37 & 38 E.; T. 2 S.,Range 33, 34, 35, 36, 37 & 38 E.; T. 3 S., Range 32, 33,34,35 & 36 E.; T. 4 S.,Range 31,32,33,34,35 & 36 E.; T. 5 S.,Range 11,12,13,14,15,16,17,18,30,31,32,33,34,35 E.; T. 6 S.,Range 13,14,15,18,19,30,31, 32,33,34 & 35 E.; T. 7 S.,Range 13-19 incl, 23,24,25,30,31,32,33,38, 39 E.; T. 8 S.,Range 14-26 incl.,30, 36,38,39 & 40 E.; T. 9 S.,Range 13-25 incl.,36,37,38 & 39 E.; T. 10 S.,Range 13-25 incl. T. 11 S.,Range 13-25 incl.; T. 12 S. Range 21-24 E.incl.

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and store and appropriate the public waters of Idaho as herein set forth, and that the enclosed map is hereby made a part of this application.

LYNN CRANDALL Applicant.

By Agent.

Date of first receipt at office of Commissioner of Reclamation 9:00 A.M. July 28, 1939

Returned to applicant for correction August 26, 1939

Corrected application received October 4, 1939

LICENSE ISSUED FOR ... PAGE NO. ...

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is R 670

Recorded in book R 3, page 670 Approved November 20, 1939

This is to certify that I have examined the within application for a permit to construct a reservoir and store and appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of $ 1,000, to be filed on or before January 19, 1940

Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One fifth of the work above specified to be completed on or before May 20, 1942

The whole of said work to be completed on or before November 20, 1944

Beneficial use of water stored in accordance herewith, to be made on or before November 20, 1954

Witness my hand this 20th day of November, 1939.

JAMES SPOFFORD Commissioner of Reclamation.

REQUEST TO THE STATE OF IDAHO FOR AMENDMENT
OF APPLICATION FOR PERMIT

WHEREAS, Application No. R-26214, Permit No. 670 for Palisades Dam and Reservoir on the Snake River was filed by Lynn Crandall, Watermaster District #36, on July 28, 1939, and subsequently assigned to the United States of America on December 15, 1950; and

WHEREAS, it is appropriate to correct the application and permit to reflect the true amount of power to be generated at Palisades Dam.

NOW, THEREFORE, it is requested that:

1) Section 11 (b) of the application and permit originally filed by Lynn Crandall on July 28, 1939, be amended to read as follows:

"Amount of power generated: 176,000 H.P.,
under 190 feet head."

2) Except as herein modified, the original application for permit as assigned remain unaltered.

THE UNITED STATES OF AMERICA

By /s/ H. T. Nelson
H. T. Nelson, Regional Director, Region 1
Bureau of Reclamation
P. O. Box 937, Boise, Idaho

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. R-670. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

/s/ Mark R. Kulp
STATE RECLAMATION ENGINEER

Received: August 19, 1957
Recorded: August 19, 1957.

STATE OF IDAHO)
County of Ada)ss

On this 19th day of August, 1957, personally appeared before me H. T. Nelson, to me known to be the official of the United States of America that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of said United States, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument.

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

(SEAL)

/s./ R. H. Harris
Notary Public in and for the
State of Idaho
Residing at Boise
My commission expires: 6/18/61

Permit No. R-670
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that LYNN CRANDALL - Assignee THE UNITED STATES OF AMERICA Acting through the BUREAU OF RECLAMATION of Boise, Idaho, County of Ada and State of Idaho, the holder of Permit No. R-670, issued upon Application No. R-26214, bearing date of priority of July 28, 1939 authorizing the construction of a reservoir, with the right to appropriate and store 1,400,000 acre feet per annum of the waters of Snake River a tributary of Columbia River, in the County of Bonneville, State of Idaho, for irrigation, power and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works set out and described in said Permit; that said works include a dam and reservoir adequate for the storage of 1,400,000 acre feet of water per annum, with adequate diversion works and conduit to the reservoir, and a conduit capable of conducting said water to the place of intended use; that the point of outlet of said reservoir is located in the NW¼ of the NE¼ of Section 17, Township 1 S., Range 45 E., and that the place of use, or the lands proposed to be irrigated by the use of said water, are described as follows, to-wit: Approximately 1,040,000 acres under various canals diverting from South Fork Snake River and Snake River between the reservoir and the Milner Dam.

Witness my hand this 20th day of April, 1962.

/s/ CARL E. TAPPAN
Assistant State Reclamation Engineer

Proof of Completion of Works Made: March 17, 1961

W½ Sec. 3, NE¼, NE¼NW¼, S½NW¼, SW¼, W½SE¼ Sec. 4, NW¼NE¼, S½NE¼, N½NW¼, SW¼NW¼, NW¼SW¼, SE¼SW¼, NE¼SE¼, S½SE¼ Sec. 5, S½NE¼, NE¼NW¼, S½NW¼, S½ Sec. 6, All Sec. 7, NE¼, E½NW¼, SW¼, NE¼SE¼, W½SE¼ Sec. 8, N½, SW¼, NW¼SE¼ Sec. 9, NE¼, NE¼NW¼, S½NW¼, N½SW¼, SE¼SW¼, SE¼ Sec. 10, NW¼NE¼, N½NW¼, SW¼, SW¼SE¼ Sec. 17, All Sec. 18, NE¼, E½NW¼, N½SE¼ Sec. 19, N½, SW¼, NW¼SE¼ Sec. 20, NW¼NE¼, N½NW¼ Sec. 21, T. 4 S., R. 33 E., B.M.
All Township 4 South, Range 34 East, B.M. S E of Snake River.

W½ Sec. 5, All Sec. 6 & 7, W½, NW¼SE¼, S½SE¼ Sec. 8, W½W½ Sec. 16, All Sec. 17, 18, 19, & 20, NW¼, N½SW¼ Sec. 21, N½, SW¼, W½SE¼ Sec. 29, All Sec. 30 & 31, N½NW¼, SW¼NW¼, W½SW¼ Sec. 32, T. 4 S., R. 35 E., B.M.

SE¼NW¼ Sec. 1, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 2, E½, E½W½ Sec. 3, S½SE¼ Sec. 8, SW¼, W½SE¼ Sec. 9, All Sec. 10 & 11, E½NE¼, NE¼NW¼, S½NW¼, SW¼, SW¼SE¼ Sec. 12, N½NW¼, SW¼NW¼ NW¼SW¼, W½SE¼ Sec. 13, All Sec. 14 & 15, N½, E½SW¼, SE¼ Sec. 16, All Sec. 17, S½ Sec. 18, N½NE¼, SE¼NE¼, SE¼SW¼, SW¼SE¼ Sec. 19, All Sec. 20, 21, 22 & 23, SW¼NW¼, W½SW¼ Sec. 25, All Sec. 26, 27, 28 & 29, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 30, N½, SE¼ Sec. 31, All Sec. 32 & 33, N½, N½SW¼, SE¼SW¼, W½SE¼ Sec. 34, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 35, NW¼ Sec. 36, T. 5 S., R. 31 E., B.M.

S½SW¼, SW¼SE¼ Sec. 27, S½SW¼, NE¼SE¼, S½SE¼ Sec. 28, SE¼SE¼ Sec. 29, SE¼SW¼, NE¼SE¼, S½SE¼ Sec. 31, NE¼, S½NW¼, S½ Sec. 32, All Sec. 33 & 34, SW¼NW¼, SW¼, S½SE¼ Sec. 35, T. 5 S., R. 33 E., B.M.

All Sec. 1, 2, 3, 4, 5 & 6, N½ Sec. 7, All Sec. 8, 9, 10 & 11, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼, NW¼SE¼ Sec. 12, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 14, All Sec. 15, 16 & 17, NE¼, S½ Sec. 18, All Sec. 19, 20, 21, & 22, NW¼NE¼, W½ Sec. 23, NW¼, W½SW¼ Sec. 26, All Sec. 27, 28, 29, 30, 31, 32, 33 & 34, W½W½ Sec. 35, T. 5 S., R. 34 E., B.M.

SE¼ Sec. 25, E½, NE¼SW¼ Sec. 36, T. 6 S., R. 30 E., B.M.

W½NE¼, NE¼NW¼, SW¼SW¼ Sec. 3, W½NE¼, NW¼, S½ Sec. 4, All Sec. 5, NE¼, E½NW¼, S½ Sec. 6, N½NE¼, SW¼NE¼, NW¼, S½ Sec. 7, N½, SE¼SW¼, SE¼ Sec. 8, All Sec. 9 & 10, NW¼NW¼, S½W Sec. 11, NW¼NE¼, W½ Sec. 15, All Sec. 16 & 17, N½, W½SW¼, E½SE¼ Sec. 18, NE¼, E½NW¼, S½ Sec. 19, N½, SW¼, N½SE¼ Sec. 20, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 21, NW¼NW¼ Sec. 22, NW¼NE¼ Sec. 28, NW¼, S½SW¼ Sec. 29, NE¼, NE¼NW¼, S½ NW¼, S½, Sec. 30, All Sec. 31, NW¼NE¼, W½ Sec. 32, S½NE¼, E½SW¼, SE¼ Sec. 36, T. 6 S., R. 31 E., B.M.

All Sec. 1, NE¼, S½NW¼, S½ Sec. 2, E½SE¼ Sec. 3, NE¼, N½SE¼, SE¼SE¼ Sec. 10, All Sec. 11 & 12, N½NE¼, SE¼NE¼, N½NW¼, SW¼NW¼ Sec. 13, N½, N½SW¼, N½SE¼ Sec. 14, NE¼NE¼, S½NE¼, SE¼NW¼ Sec. 15, NE¼SE¼ Sec. 21, S½ Sec. 22, NW¼SW¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 23, S½NE¼, SE¼NW¼, SW¼, N½SE¼ Sec. 24, SE¼SW¼, S½SE¼ Sec. 25, NW¼NE¼, N½NW¼, SW¼NW¼ Sec. 26, N½, N½SW¼, NW¼SE¼ Sec. 27, S½N½, S½ Sec. 28, SE¼SW¼, SE¼ Sec. 29, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 31, N½, N½SW¼ Sec. 32, NW¼NE¼, N½NW¼, NE¼SE¼, S½SE¼ Sec. 33, S½NE¼, S½ Sec. 34, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 35, All Sec. 36, T. 6 S., R. 32 E., B.M.

NW¼NW¼, S½NW¼, S½ Sec. 1, All Sec. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12, N½NE¼, SW¼NE¼, NW¼, N½SW¼ Sec. 13, All Sec. 14, 15, 16 & 17, N½, NE¼SW¼, SE¼ Sec. 18, NE¼, N½SW¼, SW¼SW¼, SE¼ Sec. 19, All Sec. 20, N½, SW¼, NW¼SE¼ Sec. 21, NW¼NW¼ Sec. 22, SW¼NW¼ W½SW¼ Sec. 28, All Sec. 29, 30, 31 & 32, T. 6 S., R. 33 E., B.M.

W½NW¼, W½SW¼ Sec. 2, All Sec. 3, 4, 5, 6, 7, 8, 9 & 10, W½ Sec. 11, All Sec. 14 & 15, N½, SE¼ Sec. 16, All Sec. 22 & 23, T. 6 S., R. 34 E., B.M.

NE¼, S½ Sec. 1, S½SE¼ Sec. 11, NE¼, N½NW¼, SE¼NW¼, SW¼ Sec. 12, W½ Sec. 13, E½, E½W½ Sec. 14, E½NW¼, E½SW¼, SW¼SW¼, SE¼ Sec. 23, SW¼NE¼, W½, NW¼SE¼, S½SE¼ Sec. 24, All Sec. 25, N½, SE¼ Sec. 26, NE¼NE¼, SE¼SE¼ Sec. 27, E½ Sec. 34, NE¼, N½NW¼, S½ Sec. 35, W½NE¼, NW¼, SW¼ Sec. 36, T. 7 S., R. 30 E., B.M.

NE¼, NE¼NW¼, S½NW¼, SW¼, NW¼SE¼ Sec. 1, E½SE¼ Sec. 2, W½NE¼, NW¼, SW¼ Sec. 5, All Sec. 6, N½, NW¼SE¼ Sec. 7, W½NW¼ Sec. 8, SE¼SE¼ Sec. 10, NE¼, SE¼NW¼ Sec. 11, S½NE¼, NW¼, N½SW¼, N½SE¼ Sec. 12, S½N½, S½ Sec. 13, All Sec. 14, NE¼, E½SE¼, SE¼SE¼ Sec. 15, NE¼NE¼, S½NE¼, SE¼NW¼, NE¼SW¼, S½SW¼, SE¼ Sec. 21, NE¼NE¼, S½NE¼, S½NW¼, SW¼, N½SE¼ Sec. 22, N½, NW¼SW¼ Sec. 23, N½NE¼, N½NW¼, SW¼NW¼ Sec. 24, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼ Sec. 28, E½NE¼, SE¼ Sec. 29, NE¼SE¼, S½SE¼ Sec. 31, N½NE¼, SW¼NE¼, S½NW¼, SW¼ Sec. 32, T. 7 S., R. 31 E., B.M.

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N½, N½SE¼ Sec. 1, All Sec. 2 & 3, NE¼, E½NW¼, S½ Sec. 4, SE¼SE¼ Sec. 5, N½NW¼, SW¼NW¼ Sec. 6, NE¼NE¼, S½NE¼, S½NW¼, N½SW¼, SE¼ Sec. 7, All Sec. 8, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼ Sec. 9, N½N½ Sec. 10, N½NW¼, SW¼NW¼, W½SW¼ Sec. 17, N½NE¼, NE¼NW¼ Sec. 18, NE¼NE¼, SW¼NE¼, SE¼NW¼ Sec. 19, T. 7 S., R. 32 E., B.M.

N½, SW¼, NW¼SE¼ Sec. 5, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 6, NE¼, NE¼NW¼ Sec. 7, N½NW¼, SW¼NW¼ Sec. 8, T. 7 S., R. 33 E., B.M.

NW¼, NW¼SW¼, E½SE¼ Sec. 1, NE¼, S½ Sec. 2, NE¼NE¼, NW¼ Sec. 10, NE¼NW¼, S½SW¼, S½SE¼ Sec. 11, NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 12, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼ Sec. 13, All Sec. 14, SE¼NE¼, SE¼ Sec. 15, E½, S½SW¼ Sec. 22, N½NE¼, SW¼NE¼, W½, NW¼SE¼ Sec. 23, W½NE¼, NW¼, N½SW¼, NW¼SE¼ Sec. 26, N½, NE¼SW¼, N½SE¼ Sec. 27, T. 8 S., R. 30 E., B.M.

NW¼NW¼ Sec. 5, NE¼, NE¼NW¼, S½NW¼, SW¼, N½SE¼, SW¼SE¼ Sec. 6, W½ Sec. 7, NW¼NW¼ Sec. 18, T. 8 S., R. 31 E., B.M.

SE¼SE¼ Sec. 8, NE¼SW¼, S½SW¼, W½SE¼ Sec. 9, NE¼NE¼, S½NE¼, S½SW¼, SW¼SE¼ Sec. 10, NW¼, S½SW¼ Sec. 15, S½NE¼, W½NW¼ Sec. 16, NE¼, E½NW¼, E½SW¼, N½SE¼, SW¼SE¼ Sec. 21, NW¼NE¼, NW¼, N½SW¼ Sec. 22, NE¼SE¼, S½SE¼ Sec. 24, N½N½ Sec. 25, N½NE¼, SW¼NE¼, W½, N½SE¼, SW¼SE¼ Sec. 26, S½S½ Sec. 27, NE¼NW¼ Sec. 28, SW¼NW¼, SW¼ Sec. 34, N½NE¼ Sec. 35, T. 5 S., R. 11 E., B.M.

SW¼NW¼, N½SE¼, SW¼SE¼ Sec. 20, SE¼NE¼, NE¼SE¼ Sec. 21, W½NW¼, NW¼SW¼ Sec. 22, S½S½ Sec. 25, S½SE¼ Sec. 26, NW¼, NE¼SW¼ Sec. 27, NW¼NE¼, Sec. 28, SE¼NE¼ Sec. 29, NE¼, N½NW¼, SE¼NW¼, NE¼SE¼ Sec. 34, N½NE¼, NW¼ Sec. 35, T. 5 S., R. 12 E., B.M.

SW¼NE¼, SE¼NW¼, NE¼SW¼, S½SW¼ Sec. 30, SW¼NE¼, W½NW¼ Sec. 31, S½S½ Sec. 32, T. 5 S., R. 13 E., B.M.

S½SE¼ Sec. 1, N½NE¼, NE¼NW¼ Sec. 3, SW¼SE¼ Sec. 4, NW¼NE¼, S½NE¼, E½NW¼, E½SW¼, SE¼ Sec. 9, NE¼NE¼ Sec. 12, W½NW¼, N½SW¼ Sec. 15, NE¼, NE¼SE¼ Sec. 16, T. 6 S., R. 11 E., B.M.

S½SE¼ Sec. 1, SW¼SW¼ Sec. 6, NW¼NW¼ Sec. 7, S½NE¼, SE¼NW¼, N½SW¼ Sec. 8, S½NE¼, S½NW¼, NE¼SW¼, NW¼SE¼ Sec. 9, N½NW¼ Sec. 10, T. 6 S., R. 12 E., B.M.

SW¼SW¼ Sec. 2, SE¼SW¼ Sec. 3, SW¼, S½SE¼ Sec. 4, NW¼NE¼, NW¼, E½SW¼, SE¼ Sec. 5, NE¼, NE¼NW¼, NW¼SW¼, S½SW¼, SW¼SE¼ Sec. 6, NE¼ME¼, NE¼NW¼ Sec. 7, N½, N½S½, SE¼SE¼ Sec. 8, W½NE¼, NW¼, S½ Sec. 9, E½, NW¼NW¼ Sec. 10, SW¼SW¼ Sec. 12, W½, N½SE¼ Sec. 13, NE¼NE¼, S½NE¼, NW¼SW¼, S½SW¼, SE¼ Sec. 14, NE¼SW¼, NE¼SE¼, W½SE¼ Sec. 15, N½NE¼, SE¼NE¼, N½NW¼ Sec. 16, NE¼NE¼ Sec. 17, E½SE¼ Sec. 22, NW¼NE¼, N½NW¼, SW¼NW¼, N½SW¼ Sec. 23, NW¼NW¼ Sec. 24, N½NE¼, SE¼NE¼ Sec. 27, S½NW¼, N½SW¼, NE¼SE¼, S½SE¼ Sec. 36, T. 6 S., R. 13 E., B.M.

S½SW¼ Sec. 17, S½SE¼ Sec. 18, NE¼SE¼, S½SE¼ Sec. 19, NW¼NE¼, N½NW¼, SW¼NW¼, W½SW¼ Sec. 20, W½SW¼ Sec. 25, S½ Sec. 26, S½ Sec. 27, S½SW¼, SE¼ Sec. 28, SE¼NE¼ Sec. 29, NW¼NE¼, S½NE¼, NW¼, SW¼SE¼ Sec. 30, All Sec. 31, SW¼NW¼, NW¼SW¼, S½SW¼ Sec. 32, N½NE¼, SE¼NE¼, N½NW¼, S½SW¼, S½SE¼ Sec. 33, N½, S½SW¼, SE¼ Sec. 34, All Sec. 35, N½, SW¼, NW¼SE¼ Sec. 36, T. 6 S., R. 14 E., B.M.

SE¼SW¼, SE¼ Sec. 1, NE¼, E½NW¼ Sec. 12, T. 7 S., R. 13 E., B.M.

S½NE¼, S½NW¼, N½SW¼, SE¼SW¼, N½SE¼, SE¼SE¼ Sec. 1, S½N½, N½S½ Sec. 2, S½N½, N½SE¼ Sec. 3, S½N½, SW¼, NW¼SE¼, S½SE¼ Sec. 4, All Sec. 5 & 6, N½, NE¼SW¼, S½SW¼, SE¼ Sec. 7, All Sec. 8, NW¼NE¼, S½NE¼, NW¼, E½SW¼, SE¼ Sec. 9, S½NE¼, NW¼, S½ Sec. 10, S½SW¼ Sec. 13, S½ Sec. 14, N½, S½SE¼ Sec. 15, W½NE¼ Sec. 16, N½, NW¼SW¼, NE¼SE¼ Sec. 17, NE¼, N½NW¼, SE¼NW¼, NE¼SW¼, SE¼ Sec. 18, S½NE¼, NE¼SW¼, SE¼ Sec. 19, SW¼, S½SE¼ Sec. 20, E½NE¼, S½SW¼, SE¼ Sec. 21, N½, E½SW¼, SE¼ Sec. 22, N½, SW¼, NW¼SE¼, SE¼SE¼ Sec. 23, NW¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 24, All Sec. 25 & 26, NE¼, E½NW¼, S½ Sec. 27, N½NE¼, SE¼NE¼, NW¼, S½ Sec. 28, NE¼NE¼, SW¼NE¼, W½, NW¼SE¼ Sec. 29, NE¼, N½SE¼ Sec. 30, NW¼NE¼, S½NE¼, N½NW¼, SE¼NW¼, E½SW¼, NW¼SE¼, S½SE¼ Sec. 32, NE¼, NE¼NW¼, N½SW¼, SW¼SW¼, SE¼ Sec. 33, N½, SW¼, N½SE¼ Sec. 34, N½, N½SW¼, SE¼SW¼, SE¼, All Sec. 36, T. 7 S., R. 14 E., B.M.

Sec. 35,

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SW¼NW¼, SW¼, W½SE¼ Sec. 6, SE¼SW¼ Sec. 8, NW¼SW¼, S½SW¼, S½SE¼ Sec. 19, S½SW¼ SW¼SE¼ Sec. 20, S½SE¼ Sec. 21, NW¼SW¼, W½SE¼ Sec. 22, SW¼NW¼, SE¼SE¼ Sec. 23, SE¼SE¼ Sec. 24, All Sec. 25, E½NE¼, E½SE¼ Sec. 26, NW¼NW¼, S½SW¼, SW¼SE¼ Sec. 27, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 28, All Sec. 29, 30, 31, 32, 33, 34 & 35, NW¼NE¼, NE¼NW¼ Sec. 36, T. 7 S., R. 15 E., B.M.

SW¼SW¼ Sec. 12, All Sec. 13, SE¼NE¼, E½SW¼, SE¼ Sec. 14, SW¼SW¼, NE¼SE¼, S½SE¼ Sec. 19, S½NW¼, NE¼SW¼, SE¼SW¼, SW¼SE¼ Sec. 20, S½S½ Sec. 21, NE¼NE¼, S½NE¼, SE¼NW¼, NW¼SW¼, S½SW¼, SE¼ Sec. 22, All Sec. 23, N½, SE¼ Sec. 24, N½, NE¼SW¼, W½SW¼, SE¼ Sec. 25, All Sec. 26, NE¼, NE¼NW¼, W½NW¼, S½ Sec. 27, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 28, NE¼, NE¼NW¼, SW¼NW¼, NW¼SW¼, E½SE¼ Sec. 29, NE¼, N½NW¼, SE¼NW¼, N½SE¼ Sec. 30, NE¼NE¼, S½NE¼, SE¼NW¼, NE¼SW¼, SE¼ W½, NW¼SE¼, S½SE¼ Sec. 31, All Sec. 32, N½, SW¼, NE¼SE¼ Sec. 33, All Sec. 34 & 35, N½NE¼, SW¼NE¼, SE¼NW¼, N½SW¼, SE¼SW¼, SE¼ Sec. 36, T. 7 S., R. 16 E., B.M.

SW¼NE¼, NE¼SW¼, N½SE¼, SE¼SE¼ Sec. 7, S½SW¼, SW¼SE¼ Sec. 8, SE¼SW¼, SW¼SE¼ Sec. 10, SE¼SW¼, SE¼ Sec. 11, NW¼SW¼, S½SW¼ Sec. 12, N½NW¼ Sec. 13, N½NE¼, NE¼NW¼ Sec. 14, NE¼NW¼, S½NW¼, NW¼SW¼ Sec. 15, NW¼SW¼, S½SW¼ Sec. 16, All Sec. 17, 18, 19 & 20, W½ Sec. 21, NE¼NW¼, SW¼SW¼ Sec. 22, NW¼NW¼, S½NW¼, SW¼ Sec. 27, All Sec. 28, 29 & 30, NE¼, E½NW¼, E½SW¼, NE¼SE¼, W½SE¼ Sec. 31, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 32, All Sec. 33, NE¼, NW¼NW¼, S½NW¼, S½ Sec. 34, S½SW¼ Sec. 35, T. 7 S., R. 17 E., B.M.

SE¼SW¼, SE¼ Sec. 28, NE¼, E½NW¼, NE¼SW¼, SE¼ Sec. 32, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 33, S½NW¼, SW¼, S½SE¼ Sec. 34, S½S½ Sec. 35, S½SW¼ Sec. 36, T. 7 S., R. 23 E., B.M.

SW¼NE¼, S½NW¼, SW¼, NW¼SE¼, S½SE¼ Sec. 1, S½N½, S½ Sec. 2, SE¼NE¼, E½SE¼ Sec. 3, E½E½, Sec. 10, All Sec. 11, N½NE¼, SW¼NE¼, W½, NW¼SE¼, S½SE¼ Sec. 12, All Sec. 13 & 14, NE¼NE¼, S½NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 15, S½S½ Sec. 20, S½NE¼, SE¼NW¼, NE¼SW¼, S½SW¼, SE¼ Sec. 21, All Sec. 22, 23, 24, 25, 26, 27 & 28, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 29, E½NE¼ Sec. 30, SE¼NE¼, S½SW¼, SE¼ Sec. 31, NE¼, NE¼NW¼, SW¼NW¼, SE¼NW¼, S½ Sec. 32, All Sec. 33, 34, 35 & 36, T. 7 S., R. [illegible] E., B.M.

SW¼SW¼ Sec. 6, NW¼NW¼, SW¼SW¼ Sec. 7, NW¼, W½SW¼ Sec. 18, SW¼NE¼, NW¼NW¼, S½NW¼, SW¼, NW¼SE¼, S½SE¼ Sec. 19, SW¼SW¼ Sec. 20, SE¼SW¼, S½SE¼ Sec. 23, SW¼NE¼, NW¼NW¼, S½NW¼, SW¼, W½SE¼ Sec. 25, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 26, All Sec. 27, S½ Sec. 28, NW¼NW¼, SW¼, SE¼SE¼ Sec. 29, All Sec. 30, 31, 32, 33, 34 & 35, NW¼NE¼, W½, W½SE¼ Sec. 36, T. 7 S., R. 25 E., B.M.

All Sec. 1 & 2, S½NE¼, NE¼NW¼, S½ Sec. 3, W½NE¼, NW¼SE¼ Sec. 4, SW¼SW¼ Sec. 5, NE¼SE¼ Sec. 6, N½NE¼, NE¼NW¼ E½SE¼ Sec. 8, N½NE¼, S½NW¼, SW¼, NE¼SE¼, S½SE¼ Sec. 9, All Sec. 10, 11, 12 & 13, N½, SW¼, S½SE¼ Sec. 14, All Sec. 15, E½NE¼ Sec. 17, E½NE¼, NE¼SE¼ Sec. 21, All Sec. 22 & 23, N½NE¼, SE¼NE¼, N½NW¼, SW¼NW¼, N½SW¼, SW¼SW¼, NE¼SE¼ S½SE¼ Sec. 24, All Sec. 25, 26 & 27, SE¼NE¼, NE¼SE¼, S½SE¼ Sec. 28, NE¼, N½SE¼, SE¼SE¼ Sec. 33, All Sec. 34 & 35, N½NE¼, SW¼NE¼, N½NW¼, SW¼NW¼, NW¼SW¼, NW¼SE¼ Sec. 36, T. 8 S., R. 14 E., B.M.

All Sec. 1, 2, 3, 4, 5, 6 & 7, N½, N½SW¼, SW¼SW¼, SE¼ Sec. 8, All Sec. 9, 10, 11 & 12, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 13, All Sec. 14, N½, SW¼, N½SE¼, SE¼SE¼ Sec. 15, NW¼NW¼ Sec. 16, NE¼NE¼, NW¼NW¼, SW¼SW¼ Sec. 17, N½NE¼, S½NW¼ Sec. 18, E½NE¼, SW¼NW¼, SE¼ Sec. 19, NW¼NW¼, S½ Sec. 20, NE¼, N½NW¼, S½SW¼ Sec. 21, N½NE¼, N½NW¼, SW¼NW¼, SW¼SW¼ Sec. 22, NE¼NE¼, S½NE¼, E½NW¼, E½SE¼ Sec. 23, NE¼, N½NW¼, SW¼NW¼, SW¼SW¼, NE¼SE¼ Sec. 24, W½ Sec. 25, S½NE¼, W½, SE¼ Sec. 26, SW¼NE¼, W½NW¼, S½ Sec. 27, All Sec. 28, 29, 30, 31, 32, 33, 34 & 35, T. 8 S., R. 15 E., B.M.

All Sec. 1, 2 & 3, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 4, All Sec. 5, 6, 7 & 8, NE¼, NE¼NW¼, S½NW¼, W½SW¼, SE¼ Sec. 9, All Sec. 10, 11, 12, 13, 14 & 15, NE¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 16, N½NE¼, SE¼NE¼, NW¼, S½ Sec. 17, NE¼, NE¼NW¼, S½ NW¼, SW¼, NE¼SE¼, S½SE¼ Sec. 18, N½, N½SW¼, N½SE¼, SW¼SE¼ Sec. 19, N½, NE¼SW¼, N½SE¼, SE¼SE¼ Sec. 20, All Sec. 21, 22, 23, 24, 25, 26, 27 & 28, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 29, SE¼ Sec. 30, All Sec. 31, 32, 33, 34 & 35, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 36, T. 8 S., R. 16 E., B.M.

SW¼NW¼, W½SW¼ Sec. 1, SW¼NE¼, NW¼, S½ Sec. 2, N½, NW¼SW¼, S½SW¼, SE¼ Sec. 3, NE¼, S½NW¼, S½ Sec. 4, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 5, All Sec. 6, 7, 8 & 9, NW¼ Sec. 10, All Sec. 17, 18, 19, 20, & 21, W½, SW¼SE¼ Sec. 22, SE¼ Sec. 25, S½NW¼, S½ Sec. 26, All Sec. 27, 28, 29, 30, 31, 32, 33, 34 & 35, NE¼SW¼, SW¼SW¼, N½SE¼ Sec. 36, T. 8 S., R. 17 E., B.M.

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Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
6N.	39E.	1	All																640
		2	All																640
		3	40	40	40	40	20	40	20	40	40	40	40	40	40	40	40	40	600
		4	40	40	40	30	40	40	40	40	40	40	40	40	20	40	30	20	580
		5	All																640
		6	All																640
		7	All																640
		8	All																640
		9	30	20	30	40	30	40	40	20	30	30	20	30	40	40	40	40	520
		10	All																640
		11	All																640
		12	All																640
		13	All																640
		14	All																640
		15	All																640
		16	40	40	40	40	40	30	40	40	40	40	40	40	40	40	40	40	630
		17	20	30	20	35	40	40	40	30	30	40	40	25	40	25	25	30	510
		18	All																640
		19	All																600
		20	30	40	40	40	20	30	15	35	30	40	40	40	40	40	40	40	560
		21	All																640
		22	All																640
		23	All																640
		24	All																640
		25	All																640
		26	All																640
		27	All																640
		28	All																640
		29	All																640
		32	All																640
		33	All																640
		34	All																640
		35	All																640
		36	All																640
6N.	40E.	1	All																640
		2	All																640
		3	All																640
		4	40	40	40	40	40	40	40	40	35	35	35	35	35	35	35	35	600
		5	All																640
		6	All																640
		7	All																640
		8	All																640
		9	All																640
		10	All																640
		11	All																640
		12	All																640
		13	All																640
		14	All																640

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Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
6N.	40E.	15	All																640
		16	All																640
		17	All																640
		18	All																640
		19	40	40	40	40	40	30	30	40	20	20	20	20	20	20	20	20	460
		20	35	40	35	40	40	40	35	35	30	30	30	30	40	40	40	20	560
		30	30	30	30	30	30	30	30	30	40	40	40	40	0	0	0	0	400
		31	0	0	0	0	20	40	40	30	30	40	40	30	0	0	0	0	270
5N.	37E.	13	All																504
		14												20	30	-	40	40	130
		22															20	60	80
		23	All																427
		24	All																640
		25	All																640
		26	All																464
		27	All																429
		28			30		40	40	40	40	40	40	40	40		-	30	40	30	450
		29	All																640
		31	All																640
		32	All																640
		33	All																640
		34	All																520
		35	All																600
		36	All																640
5 N.	38E.	12	All																600
		13	All																500
		18									10	30	40	30			15	5	130
		19	All																635
		20	All																572
		21			40	40			40	40	40	40	40	40	40	40	40	40	480
		22							10			30	40	40	20		40	40	220
		23	20		30	30			10	20	40	40	40	40	40	40	40	40	430
		24	All																617
		25	All																640
		26	All																640
		27	All																640
		28	All																640
		29	All																640
		30	All																637
		31	All																637
		32	All																640
		33	All																640
		34	All																640
		35	All																640
		36	All																640
5N.	39E.		Entire Township																23,040

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Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
5N.	40E.	6	All																484
		7	All																643
		18	All																641
		19	All																642
		29	All																640
		30	All																642
		31	All																640
		32	All																640
		33					40	40	40	40	40	40	40	40					320
4N.	37E.	1	All																642
		2	All																642
		3	All																522
		4	All																641
		5	All																640
		6	All																640
		7	All																640
		8	All																640
		9	All																640
		10	All																511
		11	All																640
		12	All																640
		13	All																640
		14	All																578
		15	All																493
		16	All																650
		17	All																640
		18	All																640
		19	All																640
		20	All																640
		21	All																640
		22	All																632
		23	All																536
		24	All																640
		25	All																640
		26	All																555
		27	All																640
		28	All																640
		33	All																640
		34	All																640
		35	All																425
		36	All																597
4N.	38E.		Entire Township																23,015
4N.	39E.		Entire Township																23,040
4N.	40E.	4	All																640
		5	All																640
		6	All																625
		7	All																244
		8	All																56[illegible]

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
4N.	40E.	9					40	40	40	40	40	40	40	40					320
		16					40	40	15	30	15	35	40	35					250
		17	All																440
		18	All																602
		19	All																619
		20	All																624
		21	All																625
		22			15	5			20	15	40	40	40	40		15	40	40	15	325
		26	All land SW of river																400
		27	All																639
		28	All																640
		29	All																640
		30	All																616
		31	All																613
		32	All																640
		33	All																640
		34	All																640
		35	All																640
		36	All land SW of river																500
3N.	37E.	1	All																508
		2	All																461
		3	All																641
		4	All																640
		9	All																640
		10	All																640
		11	All																640
		12	All																504
		13	All																526
		14	All																640
		15	All																640
		16	All																640
		21	All																640
		22	All																640
		23	All																640
		24	All																576
		25	All																508
		26	All																640
		27	All																640
		28	All																640
		33	All																640
		34	All																640
		35	All																640
		36	All																528
3N.	38E.		Entire Township																22,981
3N.	39E.	1	All																641
		2	All																640
		3	All																638

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
3N.	39E.	4	All																638
		5	All																638
		6	All																634
		7	All																631
		8	All																640
		9	All																640
		10	All																640
		11	All																640
		12	All																640
		14	All																640
		15	All																640
		16	All																640
		17	All																640
		18	All																631
		19	All																630
		20	All																640
		21	40	40	40	40	40	40	40	40									320
		30	All																628
		31	All																628
2N.	36E.	24	All																640
		25	All																640
		36	All																640
2N.	37E.		Entire Township except Secs. 6 & 7																21,055
2N.	38E.		Entire Township																22,964
2N.	39E.	6	All																628
		7	All																630
		18	All																628
		19	All																628
1N.	36E.	1	All																639
		12	All																640
		13	All																640
		24	All																640
		25	All																637
		36	All																517
1N.	37E.		Entire Township																22,010
1N.	38E.	1	All																642
		2	All																642
		3	All																642
		4	All																642
		5	All																642
		6	All																638
		7	All																638
		8	All																640
		9	All																640
		10	All																640

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
1N.	38E.	15	All																640
		16	All																640
		17	All																640
		18	All																638
		19	All																639
		20	All																640
		21	All																640
		29	All																640
		30	All																639
		31	All																640
1S.	36E.	1	All																506
		12	All																640
		13	All																640
		23	All																640
		24	All																431
		25	All																498
		26	All																341
		27	All																614
		32	All																640
		33	All																640
		34	All																249
		35	All																450
		36	All																640
1S.	37E.		All of township except Secs. 25 & 36																20,222
2S.	34E.	21																40	40
		22	40			40							40	40	40	40	40	40	320
		23	All																640
		24	All																629
		25	All																629
		26	All																640
		27	All																640
		28	All																640
		29				40					40		40	40	40	40	40	40	320
		31	40		40	40					40		40	40	40	40	40	40	400
		32	All																641
		33	All																646
		34	All																653
		35	All																653
		36	All																647
2S.	35E.	1	40	40	40	40					40		40	40	40	40	40	40	440
		4											40	40			40	40	160
		8			40	40					40		40	40	40	40	40	40	360
		9		40	40	40	40		40	40	40	40	40	40	40	40	40	40	560
		10				40					40	40	40	40	40	40	40	40	360
		11	40	40	40	40	40		40	40	40	40	40	40	40	40	40	40	600
		12	All																529

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Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
2S.	35E.	13	All																449
		14	All																552
		15	All																640
		16	All																640
		17	All																640
		18	40	40	40	40				40	40	40	40	40	40	40	40	40	520
		19	All																641
		20	All																640
		21	All																640
		22	All																640
		23	All																322
		24	All																559
		25	All																640
		26	All																626
		27	All																312
		28	All																539
		29	All																640
		30	All																643
		31	All																643
		32	All																624
		33	All																216
		34	All																449
		35	All																640
		36	All																640
2S.	36E.		Entire Township, except the land East of Blackfoot River																20,009
2S.	37E.	3						40											40
		4	40	40	40	40	40	40	40	40	40	40	40	40		40			520
		5	All																642
		6	All																598
		7	All																601
		8	40	40	40	40	40	40	40	40	40	40	40	40	40	40	39		599
		9						40											40
		17					49	40	60			26							175
		18	All																589
		19		26			40	30	30	22		20							168
3S.	33E.	1	40	40	40	40	40		40	40	40	40	40	40	40	40	40	40	600
		2	40	40	40	40							40	40	40	40	40	40	400
		11	40	40	40	40	40	40	40	40	40	40		40	40	40	40	40	600
		12		40			40	40	40	40	40	40	40	400					360
		13					40	40	40	40	40	40			40			40	320
		14	40	40	40	40	40	40	40	40	40	40	40	40	40	40			560
		15	40			40					40	40	40	40	40			40	320
		21	40	40	40	40	40			40	40			40	40	40	40	40	480
		22	All																640
		23		40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	600
		24									40	40	40	40	40	40	40	40	320
		25					40	40	40	40	40								200
		26	All																640

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
3S.	33E.	27	40	40	40	40	40	40	40	40	40	40	40		40	40			520
		30													40	40	40	40	160
		31	40	40	40	40	40	31	31	40	40	31		40					415
		32					40	40	40										120
		33			40	40				40	40			40	40	40	40	40	360
		34	40			40			40	40	40	40	40	40		40	40	40	440
		35	All																640
3S.	34E.		Entire Township																19,252
3S.	35E	1	All																639
		2	All																638
		3	All																638
		4	All																625
		5	All																420
		6	All																641
		7	All																293
		8	All																544
		9	All																640
		10	All																640
		11	All																640
		12	All																640
		13	40	40	40	20	40	40	40	40	40	40							380
		14	40	40	40	40	40	40	20	30					40	20			350
		15	40	40	40	20	40	40	40	40	40	40	40	40		30	20		510
		16	All																640
		17	All																640
		18	All																594
		19	All																610
		20	All																640
		21	All																640
		22					40	40	40	40	30	40	30						260
		28	20	40			40	40	40	30		30							240
		29	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40		600
		30	All																617
		31	All																618
		32		40	30		40	40	40	40	40	40	40	40		20			410
4S.	31E.	11			40	40									40	40		40	200
		13	17	40	40	17	40	40	40	40	40			40	17	40	40	17	468
		14	40			40													80
		22					40		40	40	40			40	40	40	40	40	360
		23	40	40	40	40			40		40	40	40	40	40	40	40	40	520
		24	All																548
		25	All																552
		26	All																640
		27	40	40	40	40	40		40	40	40	40	40	40	40	40	40	40	600
		28																40	40
		33	40			40			40				40	40	40		40	40	320
		34	All																640

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Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
4S.	31E.	35	All																640
		36	All																562
4S.	32E.	1							40	40	40	40	40	40			40	40	320
		2											40	40	40	40	40	40	240
		7									40	35	35	40			40	40	230
		8											40	40			40	40	160
		9				40					40	40	40	40	40	40	40	40	360
		10	40		40	40			40	40	40	40	40	40	40	40	40	40	520
		11	All																640
		12	All																640
		13	40	40	40	40	40	40	40	40		40	40						400
		14	40	40	40	40	40	40	40			40	40		40	40		40	480
		15	All																640
		16	All																640
		17	All																640
		18	All																621
		19	All																626
		20	40			40		40				40	40						200
		21						40											40
		23			40	40													80
		30		40	40		40	37	37	40	40	37	37	40			20		408
		31					40			40	20				40	40			180
		32					40	40											80
4S.	33E.	3					41	41	40	40	40	40	40	40					322
		4	41	41	40	40	41		40	40	40	40	40	40		40	40		523
		5		41	40	40	41	41	40			40		40	40		40	40	443
		6			40	40	40		30	40	40	30	30	40	40	40	40	40	490
		7	All																602
		8	40	40	40	40	40			40	40	40	40	40	40	40	40		520
		9	40	40	40	40	40	40	40	40	40	40	40	40		40			520
		10	40	40	40	40	40		40	40	40	40		40	40	40	40	40	560
		17		40			40	40			40	40	40	40			40		320
		18	All																602
		19	40	40	40	40	40			40					40	40			320
		20	40	40	40	40	40	40	40	40	40	40	40	40		40			520
		21		40			40	40											120
4S.	34E.		Entire Township southeast of Snake River																21,960
4S.	35E.	5					30	40	40	20	20	40	40	20					250
		6	All																630
		7	All																630
		8					30	40	40	40	40	40	40	40		40	40	30	420
		16						20	30			30	40						120
		17	All																640
		18	All																630
		19	All																630
		20	All																640
		21					10	40	40	10		30	30						160

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
4S.	35E.	29	40	40	40	30	40	40	40	40	40	40	40	40			30	10	510
		30	All																630
		31	All																630
		32					10	40	40			30	20						140
5S.	31E.	1								40									40
		2	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40		600
		3	40	40	40	40	40			40	40			40	40	40	40	40	480
		8															40	40	80
		9									40	40	40	40		40	40		240
		10	All																640
		11	All																640
		12	21			21	40		40	40	40	40	40	40			40		362
		13					40	40	40			40				40	40		240
		14	All																640
		15	All																640
		16	40	40	40	40	40	40	40	40	40			40	40	40	40	40	560
		17	All																640
		18									40	40	40	40	40	40	40	40	320
		19	40	40		40								40			40		200
		20	All																640
		21	All																640
		22	All																640
		23	All																640
		25							40			40	40						120
		26	All																640
		27	All																640
		28	All																640
		29	All																640
		30	40	40	40	40	40		40	40	40	40	40	40	40	40	40	40	600
		31	40	40	40	40	40	40	40	40					40	40	40	40	480
		32	All																639
		33	All																633
		34	40	40	40	40	40	40	40	40	40	40		37		40	37		514
		35	40	40	40	40	40	40	40	40	40	40		37	40	40	37	37	591
		36					40	40	40	40									160
6S.	33E.	27											40	40			40		120
		28											40	40	40		40	40	200
		29																40	40
		31												40	40		40	40	160
		32	40	40	40	40			40	40	40	40	40	40	40	40	40	40	560
		33	All																640
		34	All																640
		35							40		40	40	40	40			40	40	280
5S.	34E.	1	All																630
		2	All																630
		3	All																630
		4	All																630
		5	All																630

R-640

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
5S.	34E.	6	All																630
		7	40	40	40	40	40	40	40	40									320
		8	All																640
		9	All																640
		10	All																640
		11	All																640
		12	10	40	30		40	40	40	40	40	40	30			10			360
		14	30	40	40	20	40	40	40	40	40	40	40	40	10	40	40		540
		15	All																640
		16	All																640
		17	All																640
		18	40	40	40	40					40	40	40	40	40	40	40	40	480
		19	All																640
		20	All																640
		21	All																640
		22	All																640
		23		20			40	40	40	40	30	40	40	30					320
		26					10	40	40	10		40	40						180
		27	All																640
		28	All																640
		29	All																640
		30	All																640
		31	All																640
		32	All																640
		33	All																640
		34	All																640
		35						40	40			30	30						140
6S.	30E.	25													46	40	40	45	171
		36	44	40	40	43					40				42	40	40	41	370
6S.	31E.	3		40	40		40						40						160
		4		41	40		41	41	40	40	40	40	40	40	40	40	40	40	565
		5	All																644
		6	41	41	40	40	40			40	40	37	38	40	40	40	40	40	557
		7	40	40	40		40	38	38	40	40	38	38	40	40	40	40	40	592
		8	40	40	40	40	40	40	40	40				40	40	40	40	40	520
		9	All																640
		10	All																640
		11						40	40	40									120
		15		40			40	40	40	40	40	40	40	40					360
		16	All																640
		17	All																640
		18	40	40	40	40	40	38	38	40		38	38		40			40	472
		19	40	40	40	40	40			40	40	39	39	40	40	40	40	40	558
		20	40	40	40	40	40	40	40	40	40	40	40	40	40	40			560
		21	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40		600
		22						40											40
		28		40															40
		29					40	40	40	40			40	40			40		280
		30	40	40	40	40	40		39	40	40	39	39	40	40	40	40	40	597
		31	All																638
		32		40			40	40	40	40	40	40	40	40					360
		36			40	40					40			40	40	40	40	40	320

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
6S.	32E.	1	All																641
		2	41	41	40	40			40	40	40	40	40	40	40	40	40	40	562
		3													40			40	80
		10	40	40	40	40									40	40		40	280
		11	All																640
		12	All																640
		13	40	40		40	40	40	40										240
		14	40	40	40	40	40	40	40	40	40	40			40	40			480
		15	40		40	40				40									160
		21													40				40
		22									40	40	40	40	40	40	40	40	320
		23										40	40	40	40		40	40	240
		24			40	40				40	40	40	40	40	40	40			360
		25												40			40	40	120
		26		40			40	40	40										160
		27	40	40	40	40	40	40	40	40	40	40				40			440
		28			40	40			40	40	40	40	40	40	40	40	40	40	480
		29												40	36	33	33	36	178
		31	40		40	40			40	40	40	40	40	40	40	40	40	40	520
		32	36	34	34	36	40	40	40	40	40	40							380
		33		40			40	40							40		40	40	240
		34			40	40					40	40	40	40	40	40	40	40	400
		35	40	40	40	40	40		40	40	40	40	40	40	40	40	40	40	600
		36	All																640
6S.	33E.	1						39	40	40	40	40	40	40	40	40	40	40	439
		2	All																637
		3	All																640
		4	All																641
		5	All																638
		6	All																630
		7	All																635
		8	All																640
		9	All																640
		10	All																640
		11	All																640
		12	All																640
		13	40	40	40	40	40	40	40	40	40	40	40	40					360
		14	All																640
		15	All																640
		16	All																640
		17	All																640
		18	40	40	40	40	40	39	39	40	40				40	40	40	40	518
		19	40	40	40	40					40	39		40	40	40	40	40	439
		20	All																640
		21	40	40	40	40	40	40	40	40	40	40	40	40		40			520
		22						40											40
		28							40			40	40						120
		29	All																640
		30	All																638
		31	All																640
		32	All																640

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Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
6S.	34E.	2						30	30			30	40						130
		3	All																640
		4	All																640
		5	All																640
		6	All																630
		7	All																635
		8	All																640
		9	All																640
		10	All																640
		11					20	40	40	30	30	40	40	40					280
		14	All																640
		15	All																640
		16	40	40	40	40	40	40	40	40					40	40	40	40	480
		22	All																640
		23	All																640
7S.	30E.	1	23	32	40	29					40	40	40	40	29	40	40	29	422
		11															40	40	80
		12	29	40	40	29	40	40		40	40	40	40	40					418
		13					40	40	40	40	40	40	40	40					320
		14	40	40	40	40	40			40	40			40	40	40	40	40	480
		23					40			40	40		40	40	40	40	40	40	360
		24			40		40	40	40	40	40	40	40	40		40	40	30	470
		25	All																599
		26	40	40	40	40	40	40	40	40					40	40	40	40	480
		27	40															40	80
		34	40	40	40	40									40	40	40	40	320
		35	40	40	40	40	40	40			40	40	40	40	40	40	40	40	560
		36		40	40		40	40	40	40	40	40	40	40		40			440
7S.	31E.	1	35	36	40	40	36		40	40	40	40	40	40		40			467
		2													40			40	80
		5		40	40		40	40	40	40	40	40	40	40					400
		6	All																528
		7	40	40	40	40	40	15	15	40						40			310
		8						40	40										80
		10																40	40
		11	40	40	40	40				40									200
		12			40	40	40	40	40	40	40	40			40	40			400
		13			40	40			40	40	40	40	40	40	40	40	40	40	480
		14	All																640
		15	40	40	40	40									40	40		40	280
		21	40		40	40				40	40		40	40	40	40	40	40	440
		22	40		40	40			40	40	40	40	40	40	40	40			440
		23	40	40	40	40	40	40	40	40		40							360
		24	40	40			40	40	40										200
		28	40	40	40		40	40	40	40	40	40	40						400
		29	40			40									40	40	40	40	240
		31													40		40	40	120
		32	40	40	40				40	40	40	40	40	40					360

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
7S.	32E.	1	33	34	40	40	35	35	40	40	40	40							377
		2	All																623
		3	All																625
		4	37	37	40	40	37			40	40	40	40	40	40	40	40	40	551
		5																42	42
		6					40	40	40										120
		7	40		40	40			40	40	40	40			40	40	40	40	440
		8	All																625
		9	40	40	40		40	40	40	40	40	40	40						400
		10	40	40			40	40											160
		17					40	40	40			40	40						200
		19	40		40					40									120
7S.	33E.	5	40	40	40	40	40	40	40	40	40	40	40	40		40			520
		6	40	40	40	40	40	40	40	40	40	40		40	40	40	40	40	600
		7	40	40	40	40	40												200
		8					40	40	40										120
8S.	30E.	1	40			40	40	40	40	40		40			40			40	280
		2	40	40	40	40					40	40	40	40	40	40	40	40	480
		10	40				40	40	40	40									200
		11					40						40	40			40	40	200
		12	40	40	40	40					40		40	40	40	40	40	40	440
		13	40	40	40		40	40	40	40	40	40	40						400
		14	All																640
		15				40									40	40	40	40	200
		22	40	40	40	40							40	40	40	40	40	40	400
		23	40	40	40		40	40	40	40	40	40	40	40		40			480
		26		40	40		40	40	40	40	40	40				40			360
		27	40	40	40	40	40	40	40	40	40				40	40			440
8S.	31E.	5						40											40
		6	40	40	40	40	40		20	40	40	20	20	40	40	40	40		500
		7					40	20	20	40	40	20	20	40					240
		18						20											20
5S.	11E.	8																40	40
		9									40		40	40		40	40		200
		10	40		20	20							40	40			40		200
		15					40	40	40	40			40	40					240
		16			40	40		40	40										160
		21	40	40	40	40	40			40	40			40	40	40	40		440
		22		40			40	40	40	40	40	40							280
		24													40		40	40	120
		25	40	40			40	40											160
		26	40	40	40		40	40	40	40	40	40	40	40	40	40	40		560
		27			40	40			40	40									160
		28					40												40
		34							40		40	40	40	40					200
		35	40	40															80

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Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
5S.	12E.	20							40						40	40	40		160
		21				40									40				80
		22						40	40			40							120
		25											40	40			40	40	160
		26															40	40	80
		27					40	40	40	40	40								200
		28		40															40
		29				40													40
		34	40	40	40	40	40	40		40					40				320
		35	40	40			40	40	40	40									240
5S.	13E.	30			40					40	40		37	40					197
		31			40			37	37										114
		32											40	40			40	40	160
6S.	11E.	1															40	40	80
		3	42	42			42												126
		4															40		40
		9		40	40	40	43			37	25			20	40	40	40	40	405
		12	40																40
		15						40	40		39	50							169
		16	40	56	50	40									58				244
6S.	12E.	1															40	40	80
		6											38						38
		7						39											39
		8			43	24				40	22	31							160
		9			40	43			35	40	23					37			218
		10					53	50											103
6S.	13E.	2											40						40
		3												40					40
		4									40	40	40	40			40	40	240
		5		41			40	40	40	40	40			40	40	40	40	40	441
		6	41	41	40	40	41					37	40	40			40		360
		7	40				40												80
		8	40	40	40	40	40	40	40	40	40	40			40	40		40	520
		9		40	40		40	40	40	40	40	40	40	40	40	40	40	40	560
		10	40	40	40	40		40							40	40	40	40	360
		12											40						40
		13					40	40	40	40	40	40	40	40	40	40			400
		14	40		40	40						40	40	40	40	40	40	40	400
		15									40				40	40	40		160
		16	40	40		40	40	40											200
		17	40																40
		22													40			40	80
		23		40			40	40	40		40	40							240
		24						40											40
		27	40	40		40													120
		36							40	40	40	40			40		40	40	280

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
6S.	14E.	17											40						40
		18															40	40	80
		19													40		40	40	120
		20		40			40	40	40			40	40						240
		25										40	40						80
		26									40	40	40	40	40	40	40	40	320
		27									40	40	40	40	40	40	40	40	320
		28											40	40	40	40	40	40	240
		29				40													40
		30		40	40	40	40	41	41	40							40		322
		31	All																639
		32							40			40	40	40					160
		33	40	40		40	40	40					40	40			40	40	240
		34	40	40	40	40	40	40	40	40			40	40	40	40	40	40	560
		35	All																640
		36	40	40	40	40	40	40	40	40	40	40	40	40		40			520
7S.	13E.	1												40	40	40	40	40	200
		12	40	40	40	40	40			40									240
7S.	14E.	1			32	32			32	32	40	40		40	40	40		40	368
		2			32	32			32	32	40	40			40	40			288
		3			32	32			31	31					40	40			206
		4			31	31			31	31	40	40	40	40		40	40	40	404
		5	All																445
		6	All																422
		7	40	40	40	40	40	30	30	40	40		30	40	40	40	40	40	570
		8	All																640
		9		40	40	40	40	40	40	40	40			40	40	40	40	40	520
		10			40	40	40	40	40	40	40	40	40	40	40	40	40	40	560
		13											40	40					80
		14									40	40	40	40	40	40	40	40	320
		15	40	40	40	40	40	40	40	40							40	40	400
		16		40	40														80
		17	40	40	40	40	40	40	40	40		40			40				400
		18	40	40	40	40	40	30		40	40				40	40	40	40	470
		19			40	40					40				40	40	40	40	280
		20									40	40	40	40			40	40	240
		21	40			40							40	40	40	40	40	40	320
		22	40	40	40	40	40	40	40	40	40			40	40	40	40	40	560
		23	40	40	40	40	40	40	40	40	40	40	40	40		40		40	560
		24					40	40	40	40			40	40	40		40	40	360
		25	All																640
		26	All																640
		27	40	40	40	40	40			40	40	40	40	40	40	40	40	40	560
		28	40	40		40	40	40	40	40	40	40	40	40	40	40	40	40	600
		29	40		40		40	40	40	40	40	40	40	40		40			440
		30	40	40	40	40									40	40			240
		32		40	40	40	40	40		40	40			40		40	40	40	440
		33	40	40	40	40	40		40	40	40	40	40		40	40	40	40	560
		34	40	40	40	40	40	40	40	40	40	40	40	40	40	40			560
		35	40	40	40	40	40	40	40	40	40	40		40	40	40	40	40	600
		36	All																640

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Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
7S.	15E.	6							24		40	30	30	40		40	40		244
		8												40					40
		19										30	30	40			40	40	180
		20											40	40			40		120
		21															40	40	80
		22										40				40	40		120
		23							40									40	80
		24																40	40
		25	All																640
		26	40			40									40			40	160
		27						40					40	40			40		160
		28	40	40	40	40	40		40	40	40	40	40	40	40	40	40	40	600
		29	All																640
		30	All																603
		31	All																606
		32	All																640
		33	All																640
		34	All																640
		35	All																640
		36		40			40												80
7S.	16E.	12											40						40
		13	All																640
		14				40					40			40	40	40	40	40	280
		19											26		40		40	40	146
		20							40			40		40			40		160
		21											40	40			40	40	160
		22	40		40	40				40		40	40	40	40	40	40	40	440
		23	All																640
		24	40	40	40	40	40	40	40	40					40	40	40	40	480
		25	40	40	40	40	40	40	40	40	40	40	40		40	40	40	40	600
		26	All																640
		27	40	40	40	40	40	40	40		40	40	40	40	40	40	40	40	600
		28	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40		600
		29	40	40	40	40	40		40			40			40			40	360
		30	40	40	40	40	40	26		40					40	40			346
		31	40		40	40				40	40			40		40	40	40	360
		32	All																640
		33	40	40	40	40	40	40	40	40	40	40	40	40	40				520
		34	All																640
		35	All																640
		36	40	40	40					40	40	40		40	40	40	40	40	440
7S.	17E.	7			40						40				40	40		40	200
		8											40	40			40		120
		10												40			40		80
		11												40	40	40	40	40	200
		12										40	40	40					120
		13					40	40											80
		14	40	40			40												120
		15					40		40	40		40							160
		16										40	40	40					120
		17	All																640

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
7S.	17E.	18	All																480
		19	All																480
		20	All																640
		21					40	40	40	40	40	40	40	40					320
		22					40						40						80
		27						40	40	40	40	40	40	40					280
		28	All																640
		29	All																640
		30	All																480
		31	40	40	40	40	35			35	35			35	40	40	40		420
		32	40	40	40	40	40	40	40	40	40	40		40	40	40	40	40	600
		33	All																640
		34	40	40	40	40		40	40	40	40	40	40	40	40	40	40	40	600
		35							~~40 40~~				40	40					80
7S.	23E.	28												40	40	40	40	40	200
		32	40	40	40	40	40			40	40				40	40	40	40	440
		33		40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	600
		34							40	40	40	40	40	40			40	40	320
		35											40	40			40	40	160
		36											40	40					80
7S.	24E.	1			40				40	40	40	40	40	40		40	40	40	400
		2			40	40			40	40	40	40	40	40	40	40	40	40	480
		3				40									40			40	120
		10	40			40									40			40	160
		11	All																640
		12	40	40	40		40	40	40	40	40	40	40	40		40	40	40	560
		13	All																640
		14	All																640
		15	40		40	40					40		40	40	40	40	40	40	400
		20											40	40			40	40	160
		21			40	40				40	40	~~40~~	40	40	40	40	40	40	400
		22	All																640
		23	All																640
		24	All																640
		25	All																640
		26	All																640
		27	All																640
		28	All																640
		29	40	40	40	40	40	40	40	40	40	40		40	40	40	40	40	600
		30	40			40													80
		31				40							23	40	40	40	40	40	263
		32	40	40	40	40	40		40	40	40	40	40	40	40	40	40	40	600
		33	All																640
		34	All																640
		35	All																640
		36	All																640

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
7S.	25E.	6											33						33
7		7						32					33						65
		18					40	33	33	40		33	33						212
		19			40			33	33	40	40	33	33	40		40	40	40	412
		20											40						40
		22												40			40	40	120
		25			40			40	40	40	40	40	40	40		40	40		400
		26	40		40	40			40	40	40	40	40	40	40	40	40	40	520
		27	All																640
		28									40	40	40	40	40	40	40	40	320
		29						40			40	40	40	40				40	240
		30	All																613
		31	All																614
		32	All																640
		33	All																640
		34	All																640
		35	All																640
		36		40			40	40	40	40	40	40	40	40		40	40		440
8S.	14E.	1	All																640
		2	All																640
		3			40	40	40				40	40	40	40	40	40	40	40	440
		4		40	40											40			120
		5											40						40
		6													40				40
		8	40	40	[illegible]		40								40			40	240
		9	40	40					40	40	40	40	40	40	40		40	40	440
		10	All																640
		11	All																640
		12	All																640
		13	All																640
		14	40	40	40	40	40	40	40	40	40	40	40	40			40	40	560
		15	All																640
		17	40			40													80
		21	40			40									40				120
		22	All																640
		23	All																640
		24	40	40		40	40	40	40		40	40	40		40		40	40	480
		25	All																640
		26	All																640
		27	All																640
		28				40									40		40	40	160
		33	40	40	40	40									40	40		40	280
		34	All																640
		35	All																640
		36	40	40	40		40	40	40			40				40			320

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
8S.	15E.	1	All																640
		2	All																639
		3	All																640
		4	All																640
		5	All																642
		6	All																606
		7	All																603
		8	40	40	40	40	40	40	40	40	40	40	40		40	40	40	40	600
		9	All																640
		10	All																640
		11	All																640
		12	All																640
		13		40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	600
		14	All																640
		15	40	40	40	40	40	40	40	40	40	40	40	40	40	40		40	600
		16						40											40
		17	40					40					40						120
		18	40	40					31	40									151
		19	40			40			31						40	40	40	40	271
		20						40			40	40	40	40	40	40	40	40	360
		21	40	40	40	40	40	40					40	40					320
		22	40	40			40	40	40										200
		23	40		40	40	40			40					40			40	280
		24	40	40	40	40	40	40	40				40		40				360
		25					40	40	40	40	40	40	40	40					320
		26			40	40	40	40	40	40	40	40	40	40	40	40	40	40	560
		27			40			40	40		40	40	40	40	40	40	40	40	440
		28	All																640
		29	All																640
		30	All																608
		31	All																611
		32	All																640
		33	All																640
		34	All																640
		35	All																640
8S.	16E.	1	All																639
		2	All																639
		3	All																638
		4		40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	600
		5	All																640
		6	All																593
		7	All																597
		8	All																640
		9	40	40	40	40	40		40	40			40	40	40	40	40	40	520
		10	All																640
		11	All																640
		12	All																640
		13	All																640
		14	All																640
		15	All																640

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
8S.	16E.	16	40	40	40	40							40	40	40		40	40	360
	17	17	40	40		40	40	40	40	40	40	40	40	40	40	40	40	40	600
		18	40	40	40	40	40		30	40	40	30	30	40	40		40	40	530
		19	40	40	40	40	40	30	31	40	40	31			40	40	40		492
		20	40	40	40	40	40	40	40	40	40				40	40		40	480
		21	All																640
		22	All																640
		23	All																640
		24	All																640
		25	All																640
		26	All																640
		27	All																640
		28	All																640
		29	40		40	40			40	40	40	40	40	40	40	40	40	40	520
		30													40	40	40	40	160
		31	All																607
		32	All																640
		33	All																640
		34	All																640
		35	All																640
		36	40	40	40	40	40		40	40	40	40	40	40	40	40	40	40	600
8S.	17E.	1							40			40	40						120
		2			40		40	40	40	40	40	40	40	40	40	40	40	40	520
		3	40	40	40	40	40	40	40	40		40	40	40	40	40	40	40	600
		4	40	40	40	40			40	40	40	40	40	40	40	40	40	40	560
		5		40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	600
		6	All																470
		7	All																460
		8	All																640
		9	All																640
		10					40	40	40	40									160
		17	All																640
		18	All																450
		19	All																450
		20	All																640
		21	All																640
		22					40	40	40	40	40	40	40	40			40		360
		25													40	40	40	40	160
		26							40	40	40	40	40	40	40	40	40	40	400
		27	All																640
		28	All																640
		29	All																640
		30	All																450
		31	All																450
		32	All																640
		33	All																640
		34	All																640
		35	All																640
		36									40		40		40	40			160

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Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
8S.	18E.	16											40	40					80
		20				40									40	40	40	40	200
		21		40			40	40	40	40		40	40						280
		28					40	40	40	40	40		40	40	40	40	40	40	440
		29	40	40	40	40	40	40	40	40	40	40	40	40	40		40	40	600
		30													40	40	40	40	160
		31	40	40	40	40	40	37	37	40	40	37	37	40					468
		32	40	40			40	40	40	40									240
		33	All																640
8S.	21E.	15															40	40	80
		21	40			40											40	40	160
		22	All																640
		23									40	40	40	40	40	40	40	40	320
		24									40	40	40	40					160
		25			40	40	40	40	40	40	40	40	40	40	40	40	40	40	560
		26	All																640
		27	All																640
		28	40	40	40	40									40	40	40	40	320
		31															40	40	80
		32			40	40					40	40	40	40	40	40	40	40	400
		33	40	40	40	40	40		40	40	40	40	40	40	40	40	40	40	600
		34	All																640
		35	All																640
		36	All																640
8S.	22E.	25	40		40	40									40	40	40	40	280
		30							44			44	44	40					172
		31					40	44	44	40		44	44						256
		35											40	40	40	40	40	40	240
		36	40	40	40	40			40	40	40	40	40	40	40	40	40	40	560
8S.	23E.	1	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	480
		2	All																643
		3	All																645
		4	41	41	40	40	41	41	40	40	40	40		40	40	40	40	40	604
		7													40			40	80
		8							40	40	40	40	40	40	40	40	40	40	400
		9	40	40		40					40		40	40	40	40	40	40	400
		10	All																640
		11	All																640
		12	All																640
		13	All																640
		14	All																640
		15	All																640
		16	All																640
		17	All																640
		18	40			40									40		43	40	203
		19	All																333
		20	All																640
		21	All																640

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
8S.	23E.	22	All																640
		23	All																640
		24	All																640
		25	All																640
		26	All																640
		27	All																640
		28	All																640
		29	All																640
		30	All																332
		31	All																331
		32	All																640
		33	All																640
		34	All																640
		35	All																640
		36	All																640
8S.	24E.		Entire Township																22,957
8S.	25E.		Entire Township																22,891
8S.	26E.	4										40							40
		5										40					40	40	120
		6	All																682
		7	All																645
		8	All																640
		9					40	40	40	40	40	40	40	40			40	40	400
		10											40	40					80
		15		40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	600
		16	All																640
		17	All																640
		18	All																647
9S.	14E.	1	40				40	40											120
		2	41	41	40		41	41	40	40									284
		3	41	41	40	40	41	42		40									285
9S.	15E.	1	40	40		40	40	39	40	40	40	40			40			40	439
		2	40	40	40	40	40	40	40	40	40	40	40	40	40	40			560
		3	40	40	40	40	40	40	40	40	40	40			40	40	40	40	560
		4	41	41		40	41		40						40				243
		5				40													40
		6					40	40											80
9S.	16E.	1	All																643
		2	41	41	40	40	41	41	40	40			40	40					404
		3	All																643
		4	All																643
		5	All																640
		6	All																609
		7	40	40	40	40	40			40					40	40	40	40	400
		8	All																640

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Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
(9S.	16E.	9	40	40	40	40	40	40	40	40	40	40		40	40			40	520
10		10	All																640
		11			40	40	40	40	40	40	40	40	40	40	40	40	40	40	560
		12	All																640
		13	All																640
		14	All																580
		15	All																520
		16	40	40			40												120
		17	All land north of Snake River																170
9S.	17E.	1	All																642
		2	All																645
		3	All																643
		4	All																643
		5	All																646
		6	All																542
		7	All																539
		8	All																640
		9	40	40	40	40	40	40	40						40	40	40	40	440
		10	40	40	40	40	40	40	40	40									320
		11	40	40	40	40	40	40	40										280
		12	40	40			40	40	40	40									240
		17					40	40		40									120
		18	All																539
		19	40	40			40	14											134
9S.	18E.	1											40						40
		2								40	40	40	40	40	40	40	40	40	360
		3									40			40	40	40	40	40	240
		4	40	40	40	40	40	40	40			40							320
		5				40			40		40	40	40	40	40				280
		6		40	40	40	40	37	40	40	40	39	40		40	40			476
		9	40			40													80
		10	40	40	40	40	40	40	40	40							40	40	480
		11	40	40	40	40	40	40	40	40	40	40	40	40					480
		12	40	40	40		40	40	40	40									280
		17		40	40	40				40	40				40	40		40	320
		34												40	40	40	40	40	200
		35											40	40	40	40	40	40	240
		36			40	40					40	40	40	40	40	40	40	40	400
9S.	19E.	4										40							40
		5				40						40							80
		8					~~40~~ 40												40
		26										40	40	40			40		160
		27		40	40	40			40	40	40	40	40	40	40	40	40	40	520
		28	All																640
		29	40	40	40	40				40	40	40	40	40	40	40	40	40	520
		30							~~21 40~~				21	40	40	40	40	40	221

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
9S.	19E.	31	All																567
		32	All																640
		33	40	40			40	40	40	40	40	40							320
		34	40	40	40	40	40	40	40	40					40	40		40	440
		35	40	40	40	40	40	40	40	40					40	40	40	40	480
		36										40	40					40	120
9S.	20E.	30												40					40
		31	All																757
		32	40		40	40			40	40	40	40	40	40	40	40	40	40	520
		33			40	40		40	40	40	40	40	40	40	40	40	40	40	520
		34									40	40	40	40	40	40	40	40	320
		35											40						40
9S.	21E.	1	40	40	40	40	40	40	40	40	40	40	40						440
		2	All																638
		3	All																636
		4	All																637
		8											40	40	40	40	40	40	240
		9	All																640
		10	All																640
		11		40	40		40	40	40	40	40	40	40	40		40	40		480
		13	All																640
		14	40	40	40	40	40	40	40	40	40	40							400
		15	All																640
		16	All																640
		17	40	40		40	40	40	40	40					40				320
		21	40	40	40	40	40	40		40									280
		22	All																640
		24	All																640
		25	All																640
		31	All																647
		35	All																640
		36	All																640
9S.	22E.	1	All																641
		2	All																642
		3	41	41	40	40	41		40	40	40	40	40	40	40	40	40	40	603
		4	41	41	40	40					40	40	40	40	40	40	40	40	482
		5	40		40	40			40	40	40	40	40	40	40	40	40	40	520
		6							44		40	44	44	40	40	40	40	40	372
		7	All																657
		8	All																640
		9	All																640
		10	All																640
		11	All																640
		12 - 36 incl., complete																	16,069
9S.	23E.		Entire Township																21,272
9S.	24E.		Entire Township																22,500

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Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
9S.	25E.	1	30	40			40	20											130
		2	30	30			40	40	20				20	40	40	30	40	40	370
		3	30	30	40	20	30	30	40	40	20	40						20	340
		4	30	30	40	40	30	30	40	40	40	40	40	30	40	40	20	20	550
		5	All																640
		6	All																620
		7	All																580
		8	All																460
		9	All																440
		10	All																620
		11	40	40	40	40	40	40	40	40	40	40	40			40			480
		16	40	40	40		40	40	40	40	40	40	40	40		40	40		520
		17	All																640
		18	All																400
		19	All																400
		20	All																640
		21	40	40			40	40	40	40									240
		29			40		40	40	40	40	40	40	40	40					360
		30																	570
		31	40	40			40	30	30	40	40	30	30	40					360
10S.	18E.	1	All																641
		2	40	40	40	40	40	40	40	40	40	40			40	40	40	40	560
		3	40	40	40	40	40			40					40			40	320
		11	40	40															80
		12	40	40	40	40	40	40							40	40			320
10S.	19E.	1	All																646
		2	43	43	40	40						40			40	40	40	40	366
		5	42	42	40		42	42	40	40	40	40	40	40	40	40	40	40	608
		6	All																566
		7	40	40	40	40	40	19	19	40	40	19		28	40	40	24	36	505
		8	All																640
		9			40	40	40	40	40	40	40	40	40	40	40	40	40	40	560
		10	40	40	40	40	40		40	40	40	40	40	40	40	40	40	40	600
		11	40		40	40	40	40	40	40	40	40	40	40	40	40	40	40	600
		12	All																640
		13	All																640
		14	40	40	40	40									40		40		240
		15		40	40	40	40	40	40	40									240
		24	40	40	40	40	40	40		40					40	40		40	400
10S.	20E.	1	All																651
		2	All																650
		3	42	42	40	40	42	42	40	40	40	40		40	40	40	40	40	608
		4	42	42	40	40	42	42	40	40									328
		5	42	42	40	40	41	41	40	40									286
		6	All																761

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
10S.	20E.	7		40			40	70	70	40		70	70	40			40	40	520
		8											40	40					80
		11	40	40		40													120
		12	All																640
		13	40				40												80
		17					40	40	40	40									160
		18	All																763
		19		40	40		40	71	71	40	40	72	72	40		40	40		606
		25	40	40	39	22			40	40	21	25					~~19 40~~		~~567~~
		26				40								40	40	40	40	19	219
		30		40	40		40	72	72	40	40	73	73	40		40	~~40~~		570
		31			40	40	40	73	56	40	33		~~34~~		40	40	47	40	~~525~~ 489
		32											40	40			40	40	160
		33			40	40					40	40	40	44	19	36			299
		34			40	44			40	40	32	33				21			290
10S.	21E.	1	All																641
		2	All																643
		3	All																646
		4	41	41	40	40	41			40				40	40	40	40	40	443
		5					41	41	40	40	40	40	40	40	40	40	40	40	482
		6	All																654
		7	40	40	40	40	40	41	41	40	40		41	40	40	40	40	40	608
		8				40													40
		9	40	40	40	40	40	40	40	40	40	40			40	40			480
		10	All																640
		11	All																640
		12	All																640
		13	All																640
		14	All																640
		15	All																640
		16	40		40	40								40	40	40	40	40	320
		18											41	40					81
		19					40	41		40			41						162
		20									40	40			40	40	40	40	240
		21	40	40	40	40	40				40	40	40	40	40	40	40	40	520
		22	40	40	40	40	40	40	40	40	40	40		8	40	40			488
		23	40	40	40	40	40	40	40	40	40	40		8	40	40		40	528
10S.	22E.		Entire Township																21,600
10S.	23E.		Entire Township																21,000
10S.	24E.		Entire Township																20,800
11S.	22 E.		All of Secs. 1, 2, 11, 12, 13 & 14																3,840
11S.	23E.		All of Township except Secs. 28-36 incl.																16,040
11S.	24E.		All of Secs. 2-10, 16-20, 29-30																10,040
																		TOTAL	~~2,000,051~~

R-670

Twp.	Range	Sec.	NE¼ NE	NE¼ NW	NE¼ SW	NE¼ SE	NW¼ NE	NW¼ NW	NW¼ SW	NW¼ SE	SW¼ NE	SW¼ NW	SW¼ SW	SW¼ SE	SE¼ NE	SE¼ NW	SE¼ SW	SE¼ SE	TOTAL
5N.	38E.	1	All																198
3N.	40E.	1	North half of section																320
		2	All																640
		3	All																640
		5	All																640
		6	All																640
		7	All																640
3S.	36E.		All of Township N.W. of Blackfoot River																2,695
7S.	32E.	18	40	40			40												120
																		TOTAL	1,038,098

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of Lynn Crandall, Watermaster of District No. 36, State of Idaho, to extend the time for Completion of Works required in Permit No. R-670, under the provisions of Section 41-204, Idaho Code Annotated, as Amended.

ORDER GRANTING EXTENSION

WHEREAS, On May 19, 1943, Lynn Crandall, Watermaster of District No. 36, State of Idaho, filed in the Department of Reclamation of the State of Idaho, an application for extension of time for the completion of one-fifth of the works, and also for the full completion of the works required under the terms and provisions of Permit to store and appropriate the public waters of the State of Idaho, No. R-670, under the provisions of Section 41-204, Idaho Code Annotated, as amended, for the following reasons:

THAT, on November 20, 1939, Permit No. R-670 was issued to the applicant, and that on account of war conditions and the need of essential and critical materials and labor for necessary war work, the authorization of the Federal Government for the construction of this project cannot be obtained until the war is over;

THEREFORE, IT IS HEREBY ORDERED, by reason of the above mentioned conditions, over which the applicant has no control, that the time for the completion of one-fifth of the work, as well as the full completion of the works required under the terms and provisions of Permit No. R-670, be and the same is hereby extended for a period of time equal to the time during which the applicant herein is delayed from proceeding with his work and completing same, as aforesaid; such extension of time to date from November 20, 1939, being the date said permit was approved and issued; and the said applicant herein should notify this Department within thirty days from the date of the removal of the disability above set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Reclamation of the State of Idaho, at Boise, Idaho, this 21st day of May, A. D. 1943.

(S E A L)

JAMES SPOFFORD
State Reclamation Engineer

Assignment of Storage Permit R-670 of the State of Idaho to the United States of America

THIS ASSIGNMENT, made this 15th day of December, 1950, of Storage Permit R-670 of the State of Idaho to THE UNITED STATES OF AMERICA, hereinafter referred to as the United States by LYNN CRANDALL, Watermaster of District No. 36, State of Idaho, acting on behalf of the Snake River Water Users;

WITNESSETH, That:

Explanatory Recitals

2. WHEREAS, on July 28, 1939, LYNN CRANDALL, Watermaster of District No. 36, State of Idaho, acting on behalf of the Snake River Water Users, an informal organization of individuals and organizations, filed in the Department of Reclamation of the State of Idaho Application No. R-26214 for a permit from the State of Idaho to construct a reservoir and appropriate and store the public waters of the State of Idaho, which application was corrected and filed again on October 4, 1939 and subsequently approved by James Spofford, Commissioner of Reclamation and executed by C. A. Bottolfsen, Governor and Geo. H. Curtis, Secretary of State of the State of Idaho, as storage permit R-670 on November 20, 1939, and,

3. WHEREAS, said application was made in contemplation of the construction by the United States, acting through the Bureau of Reclamation, Department of the Interior, of the Palisades Project of said Bureau which project was authorized on December 9, 1941 and reauthorized by the Act of September 30, 1950, Public Law No. 864, 81st Congress, second session, and for the purpose of reserving for the benefit of said project the priority right as of November 20, 1939 to construct a reservoir and appropriate and store the public waters of the State of Idaho, and

4. WHEREAS, the State Reclamation Engineer on May 21, 1943 granted an indefinite extension of time for the completion of one-fifth of the works and also for the full completion of the works required under the terms and provisions of said Permit No. R-67 under the authority of section 42-204 of the Idaho Code, as amended, and pursuant to the opinion of the Attorney General of the Stat of Idaho dated April 29, 1943 relative to such extension, and

5. WHEREAS, said extension has not been terminated as of the present date,

NOW, THEREFORE, for value received I hereby assign all right, title and interest in and to permit to appropriate the publi waters of the State of Idaho No. R-670 to THE UNITED STATES OF AMERICA, acting through the Bureau of Reclamation, Department of the Interior, Boise, Idaho.

LYNN CRANDALL
LYNN CRANDALL, as Watermaster of District No. 36, State of Idaho, acting on behalf of the Snake River Water Users.

STATE OF IDAHO)
County of Bonneville) ss

On this 26th day of December, in the year of 1950, before me, J. E. Johnson, a notary public, personally appeared Lynn Crandall known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his official capacity as Watermaster of District No. 36, State of Idaho, acting on behalf of the Snake River Water Users.

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

J. E. JOHNSON
Notary Public for Idaho
residing at Idaho Falls, Idaho

(SEAL)
My commission expires 8-11-54

Received and filed for record in the Department of Reclamation at Boise, Idaho, at 3:00 P.M. Dec. 29, 1950.
MARK R. KULP
State Reclamation Engineer

IN TESTIMONY WHEREOF, We, C. A. BOTTOLFSEN, Governor of the State of Idaho, and GEO. H. CURTIS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the G reat Seal of the State of Idaho to be hereunto affixed, this 20th day of November, 1939.

(SEAL)

Countersigned:
By GEO. H. CURTIS
Secretary of State

STATE OF IDAHO
By C. A. BOTTOLFSEN
Governor

AFFIDAVIT TO ESTABLISH RESIDENCE
(Individual)

I, Lynn Crandall, of Idaho Falls, County of Bonneville, State of Idaho, do hereby certify that I am a bona fide resident of the State of Idaho.

LYNN CRANDALL

Subscribed and sworn to before me this 30th day of September, 1939.

Mable Patterson
Notary Public for Idaho
Residing at Idaho Falls, Idaho
My commission expires Oct. 10, 1939

(SEAL)

CHAPTER 142, 1937 SESSION LAWS

This permit is issued subject to the provisions of Chapter 142, 1937 Session Laws, and in the event of its sale, transfer, assignment, or of its being mortgaged without a compliance with the provisions of this Act, or that if such permit be held by a corporation and a majority of its stock be sold, transferred, assigned, mortgaged, or hypothecated by the stockholders thereof, to a foreign corporation or to others than actual bona fide residents of the State of Idaho, then such permit is immediately subject to cancellation and revocation by the Commissioner of Reclamation.

Permit No. R-670
APPLICATION FOR EXTENSION OF TIME.
FOR COMPLETION OF WORKS.

Lynn Crandall of Idaho Falls, State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. R-670. Under the terms and conditions of said permit, construction work thereunder was required to be completed by November 20, 1944. That there has heretofore been performed the following work described under said permit;surveys, drillings, investigations, plans, and reports by the U. S. Bureau of Reclamation $90,959.68; Surveys and reports by U. S. Army Engineers, in excess of $10,000.00; Filing fees, maps, etc. by the Snake River Water-users $1813.00, costing in excess of $100,000.00.

That he is unable to complete the remainder of the work within the required time, for the following reasons to-wit: This is a multi-purpose irrigation, flood-control and power project requiring authorization by the U. S. Congress, which has not been possible to secure on account of war-defense requirements. Project has been approved by Army Engineers and Bureau of Reclamation, and space has tentatively all been applied for by canals, and power companies have agreed to take the power output.

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of works under said permit to November 20, 1949.

Lynn Crandall

Subscribed and sworn to before me this 8th day of April, 1941.

Louise Keefer
Notary Public

SEAL.

My commission expires March 12, 1943.

Date of receipt at office of Department of Reclamation, April 9, 1941.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, E. V. BERG, Commissioner of Reclamation of the State of Idaho hereby extend the time-for the completion of construction work under Permit to appropriate the public waters of the State of Idaho, No. R-670 to November 20, 1949.

Witness my hand this 15th day of April, 1941.

E. V. BERG.
Commissioner of Reclamation.

United States Department of the Interior

BUREAU OF RECLAMATION
PACIFIC NORTHWEST REGION
FEDERAL BUILDING & U.S. COURTHOUSE
BOX 043-550 WEST FORT STREET
BOISE, IDAHO 83724-0043

TAKE PRIDE IN AMERICA

IN REPLY REFER TO:

PN 440

AUG 10 1990

RECEIVED
AUG 15 1990
Department of Water Resources
Eastern District Office

Mr. Gordon Fassett
Wyoming State Engineer
State Engineer's Office
Herschler Building
Cheyenne WY 82002

Subject: Revised Draft Repayment Contract With The State of Wyoming for the Purchase of 33,000 Acre-Feet of Reservoir Capacity in Palisades Reservoir (Repayment Contract)

Dear Mr. Fassett:

We have reviewed your May 1, 1990, letter on the above subject, including your comments and suggested revisions to the draft contract dated January 11, 1990. Accordingly, enclosed for your review is a revised contract dated August 8, 1990. Also included is a draft Categorical Exclusion Checklist which we propose to use to meet NEPA requirements. Please review this document and provide comments as you deem appropriate.

The current revised contract reflects many of your suggested revisions, deletions, and additions. Several articles have been modified to more clearly define contract terms. Some of your suggested editorial changes were not adopted because the contract article containing the suggested change is a "standard Palisades contract article." This means that the language in the article is identical to that contained in numerous other contracts with water users holding space in Palisades Reservoir. As has been discussed with you previously, we have strived to treat Wyoming the same as other existing Palisades Reservoir spaceholders. As such, we are reluctant to make changes that might give a different inference of a contract condition.

The following is a discussion of how we handled your comments and suggestions including the concepts and background for our decisions.

Page 1, Preamble:

Except for a minor change we have left the Preamble intact. It is consistent with other Reclamation contracts, including contracts and agreements between the United States and Wyoming for Fontenelle Reservoir and Buffalo Bill Dam. Your suggested insert covering the designation of responsible agencies was included in a new article (No. 25) entitled Notices and Designation of Responsible

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Agencies. Accordingly, the Notices article in the Standard Provisions section at the end of the contract was deleted. As a note, the designation of a particular unit of the State can be handled by a letter exchange following execution of the contract.

Page 1, Explanatory Recitals:

We adopted your suggested revisions including the addition of item "g" in the Explanatory Recitals article.

Article 3, Purpose and Scope of Contract:

Except for a few minor changes, your revisions were adopted. However, please note that Palisades Reservoir was authorized to serve other functions in addition to irrigation.

Article 5, Investment Charge Obligation:

We adopted your suggested revision that the investment charge obligation be paid prior to June 30, 1991, contingent upon approval by the Wyoming Legislature.

Article 6, Operation And Maintenance Obligation:

This is a "standard Palisades contract article." The operation and maintenance charge due date was kept at April 1, rather than July 1 as per your suggestion. April 1 is the date O&M charges are due by all other Palisades contractors.

You suggested that subarticle (c) be revised to include the provision that the United States pay interest on the excess operation and maintenance funds collected from Wyoming in any given year. Reclamation is not authorized to pay interest on excess funds collected for annual operation and maintenance charges. In turn, Reclamation does not charge interest when actual charges exceed collected charges. In both cases, an adjustment (credit or deficit) is made in the subsequent year's billing.

Article 7, United States Not Liable For Water Shortage:

This is a "standard Palisades contract article," therefore we did not change it. Your suggested addition saying that "Wyoming's water in storage shall be the same priority as other irrigation water holders. . . ." is essentially correct, but is too inclusive because of special rules applying to water placed in the Idaho Water Bank and to the water saved pursuant to the winter water saving article. We believe Wyoming's priority of right is adequately handled in other articles in the contract.

Article 10, Nature And Extent Of Palisades Storage Right:

We adopted many of your suggested narrative changes to subarticle (d). In addition, wording was included to clarify the fact that Wyoming relinquishes its rights to water that was ordered by Wyoming and released from Jackson Lake, once such water passes into Idaho.

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Article 11, Obligation Under Snake River Compact:

This article was retained but slightly modified. In our view, this article is important, as the space in question has been sought by Idaho water users and has been identified with the Snake River Compact since Palisades construction.

Article 14, Rules, Regulations, and Determinations--Compliance With Reclamation Laws:

We have revised subarticle (c) and deleted the specific reference to the Reclamation Reform Act of (RRA) 1982. We also removed the stipulation that the United States be a party to any contracts between Wyoming and subcontractors. The article now requires that the United States be given an opportunity to review contracts prior to execution by Wyoming.

The fact that Wyoming will pay the investment obligation "up front" removes the acreage limitation and full-cost provisions of the RRA. Other provisions of the RRA are still applicable such as water conservation plan requirements.

Article 15, Rental of Water:

We included your suggested insert of referencing the Idaho Water Bank. We deleted the previous subarticle (b), which involved the sale of storage rights in Palisades, and added a new subarticle (b) pertaining to restrictions on the placement of water into the Idaho Water Bank.

This article specifies that for uses in Idaho, Wyoming may only market its Palisades stored water through the Idaho Water Bank (District 1). Once water is ordered by Wyoming and released from Jackson Lake pursuant to article 10(d), it cannot be placed in the Idaho Water Bank for resale.

The rental rate for water from the District 1 Water Bank for 1990 , as determined by the Committee of Nine, is $2.75 per acre-foot. Water placed in the Water Bank by Wyoming would be subject to the same rules and regulations, including the periodic rental rate determination as for water placed in the Water Bank by other Palisades spaceholders.

Article 17, Payment of Costs in Delivery and Distribution of Stored Water:

Both subarticles (a) and (b) are "standard Palisades contract articles." They were retained.

In regard to subarticle (a): Wyoming will only pay its proportionate share of the operation and maintenance cost of Palisades Dam and Reservoir - <u>not</u> for both Palisades Reservoir and Jackson Lake.

In regard to Wyoming paying a proportionate share of the costs incurred by the watermaster (subarticle (b)): Irrigation districts benefiting from storage and regulation in Idaho Water District 1 are assessed a proportionate share of the costs incurred by the District. Upon execution of the contract Wyoming would

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receive the same benefit and become subject to the same requirement. Informal discussions with the District 1 Watermaster indicate that an examination of the actual benefits gained by Wyoming from Palisades storage would be made prior to any assessment of charges. We understand that in certain cases agreements are made between a district and the watermaster to pay costs of specific facilities, such as the costs of a stream gaging station, etc. In any event, additional discussions need to be held with the District 1 Watermaster before the nature and amount of any possible charges can be determined.

Article 20, Ordering of Water:

Subarticle (a): We adopted your suggestion to drop the reference on contacting the Minidoka Project Office about other matters involving Jackson Lake Reservoir operations. It was originally included to avoid possible conflicts regarding requests by Wyoming for flows below Jackson Lake Dam versus minimum reservoir levels in the lake for mackinaw trout spawning (as per agreement between Reclamation and Wyoming Game and Fish). We would prefer to deal with only one State agency involving all aspects of operations at Jackson Lake. That State agency will be responsible for coordination with other interested State agencies.

Wyoming would still be required to designate to the Project Superintendent, Burley ID, the Wyoming official responsible for ordering water.

Subarticle (b) was retained. This is a "standard Palisades contract article." The watermaster is responsible for allocating the flows of the Snake River between natural flow and storage. Consequently, Wyoming, as a holder of Palisades space, would receive the benefit of this function by the watermaster.

Article 21, Complaints Regarding Water Supply:

This is a "standard Palisades contract article," therefore, it was not changed.

Article 22, Protection Of Water Rights:

Your May 1, 1990 letter asked that if the United States were to bring legal proceedings independently of Wyoming, would there be a cost to the state (Wyoming) for this "protection of water rights?" Conceivably, the United States could incur costs dealing with the legal protection of storage rights in Palisades Reservoir that would be proportioned among spaceholders. However, we are not aware of any pending litigation, which would incur costs to spaceholders.

Article 24, Advisory Committee:

This is a "standard Palisades contract article ."

You suggested an additional stipulation that Wyoming be provided representation on the Advisory Committee, and be a voting member on all issues concerning the management and administration of water at or upstream from

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Palisades Reservoir, and be a nonvoting member on matters concerning water administration below Palisades Reservoir. The Advisory Committee, being the Committee of Nine was formed April 23, 1919, under authority of the State of Idaho. Reclamation has no authority to unilaterally add members to the committee. Reconstituting the Committee of Nine would probably require Idaho water users to amend their existing contracts to allow this to happen. Wyoming is welcome to come to committee meetings and approach the committee on various matters. Wyoming would be a spaceholder like the 53 other spaceholders in Palisades Reservoir.

Standard Provisions:

The Confirmation of Contract article was deleted as per your suggestion. We need to know the reasons for your request to delete this clause.

The Changes In Contractors Organization article was deleted as per your suggestion.

The Notices article was revised and placed in the main body of the contract. The new article is now called Notices And Designation Of Responsible Agencies (article 25). It includes the designation of responsible agencies that you suggested be placed in the preamble. We have chosen to place it here.

The Clean Air And Water article was deleted. Its original inclusion was an oversight on our part. It was a duplication of the requirements in the Water And Air Pollution Control article.

The Water Conservation article was modified as per your suggestion. It now applies to consumptive uses of water.

We are available to discuss any of the issues with you at your convenience. We await your reply.

Sincerely,

Regional Director

Enclosure

cc: Idaho Department of Water Resources, 1301 N. Orchard St., Boise ID 83706 (with copy of enclosure)
Mr. Ron Carlson, Watermaster, District 1, 150 Shoup, Suite 15, Idaho Falls ID 83402 (with copy of enclosure)
Field Solicitor, Boise ID (with copy of enclosure)
Project Superintendent, Burley ID (with copy enclosure)

MICROFILMED
JUN 22 1992

Last Rev., PN Draft 8/8/90

Contract No.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Palisades Project, Idaho

REPAYMENT CONTRACT WITH THE STATE OF WYOMING FOR STORAGE CAPACITY IN PALISADES RESERVOIR

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JUN 22 1992

Contract No.

UNITED STATES
DEPARTMENT OF INTERIOR
BUREAU OF RECLAMATION

Palisades Project, Idaho

REPAYMENT CONTRACT WITH THE STATE OF WYOMING FOR STORAGE CAPACITY IN PALISADES RESERVOIR

THIS contract, made this day of , 1990, between the UNITED STATES OF AMERICA, hereinafter called the United States, acting through the Secretary of Interior or his duly authorized representative, represented by the Contracting Officer executing this contract, and pursuant to the Federal Reclamation Laws, and THE STATE OF WYOMING, hereinafter called the Contractor or Wyoming, represented by the Governor of Wyoming.

WITNESSETH, THAT:

Explanatory Recitals

a. WHEREAS, The United States has constructed the Palisades Project, including Palisades Dam and Reservoir, under the Act of Congress of September 30, 1950 (P.L. 864, 81st Congress) which reauthorized the Palisades Project, hereinafter called the Project, as a participating project of the Minidoka Project, Idaho-Wyoming. The United States operates the Project for the authorized purposes of irrigation, power, flood control, recreation, and fish and wildlife; and

b. WHEREAS, there is currently uncontracted space in Palisades Reservoir; and

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c. WHEREAS, the States of Idaho and Wyoming have agreed to allocate the waters of the Snake River under terms of the Snake River Compact, hereinafter called the Compact, signed October 10, 1949; and

d. WHEREAS, under the Compact, four percent of the waters of the Snake River, measured at the common boundary, exclusive of established Wyoming rights and other specified uses, are allocated to Wyoming; and

e. WHEREAS, under the Compact, one-half of the four percent, or two percent, may be used in Wyoming without requirement for replacement storage space; and

f. WHEREAS, under said Compact, in order for Wyoming to use or store the remaining two percent, replacement storage in the amount of one-third of such use is to be provided for the benefit of existing Idaho water users; and

g. WHEREAS, the UNITED STATES has estimated that four percent of the waters of the Snake River, at the Idaho-Wyoming border, is approximately 200,000 acre-feet in any given year, and one-third of one-half of four percent amounts to about 33,000 acre-feet of water; and

h. WHEREAS, the United States has administratively set aside 33,000 acre-feet of space in Palisades Reservoir as replacement storage; and

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JUN 22 1992

i. WHEREAS, The State of Wyoming desires to contract for the purchase of 33,000 acre-feet of uncontracted space in Palisades Reservoir to provide long term security to Wyoming for basin-wide management of the allocated water resources for both consumptive and nonconsumptive uses;

NOW, THEREFORE, in consideration of the mutual and dependent covenants and conditions contained herein, it is agreed hereto as follows:

GENERAL DEFINITIONS

2. The following terms, whenever used in this contract, shall have the following meanings:

(a) "Secretary" or "Contracting Officer" shall mean the Secretary of Interior or the duly authorized representative.

(b) "Federal Reclamation Laws" shall mean the Act of June 17, 1902 (32 Stat. 388), and act amendatory or supplemental thereto, including the Acts of September 30, 1950 (Public Law 864, 81st Congress, 2d Session), and the Reclamation Reform Act of 1982 (Public Law 97-293).

(c) "Advisory Committee" shall mean the committee defined by article 24 of this contract.

(d) "Irrigation season" shall mean a period of each year beginning April 1 and ending October 31, of that year.

(e) "Storage season" shall mean the period beginning October 1 of one year and ending during the next year when no more water is available for storage.

(f) "Reservoir system" shall mean the existing and authorized Federal reservoirs on the Snake River and its tributaries down to and including Lake Walcott.

Recital i
Article 2

JUN 22 1992

(g) "Upper valley" shall mean the irrigated acres of the Snake River Basin that are served by canals diverting from the Snake and its tributaries above American Falls Dam.

(h) "Lower valley" shall mean the irrigated acres of the Snake River Basin that are served by canals diverting from the Snake River and its tributaries between American Falls Dam and Milner Dam.

(i) "Watermaster" shall mean the designated official of the State of Idaho who represents Water District No. 1.

PURPOSE AND SCOPE OF CONTRACT

3. (a) The purpose of this contract is to provide Wyoming 33,000 acre-feet of space authorized for storage of water in Palisades Reservoir, which Wyoming may use, insofar as can be accomplished through coordinated project operations, to provide instream flows below Jackson Lake Dam, to maintain higher lake levels in Jackson Lake, to provide replacement storage as required by the Compact, or for such other purposes as Wyoming may desire.

(b) This contract is intended to provide Wyoming rights, as near as possible, identical to those provided to other Palisades Reservoir spaceholders, with the exception being the purpose of use to which the yield may be put as described in this article and in article 9.

(c) Nothing in this contract shall diminish the contract rights of other Palisades Reservoir space holders.

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PALISADES RESERVOIR CAPACITY AVAILABLE TO WYOMING

4. The United States operates and maintains Palisades Dam and Reservoir. Beginning with the first irrigation season following execution of this contract the United States will make available to Wyoming the stored water accruing to two and seven hundred and fifty thousandths percent (2.750%) of the active capacity of Palisades Reservoir, within the limits and on terms and conditions provided in this contract. That percentage shall, so long as the reservoir has an active capacity of 1,200,000 acre-feet, be treated as the equivalent of 33,000 acre-feet of active capacity. The 33,000 acre-feet of space may, however, be adjusted from time to time by agreement between the Secretary and the Advisory Committee whenever there are determinations that the active capacity is other than above stated.

INVESTMENT CHARGE OBLIGATION

5. (a) Wyoming shall pay to the United States for the use of the space as provided in article 4, as the total investment charge obligation, the sum of five hundred sixty seven thousand two hundred and seventy dollars ($567,270). This obligation is comprised of the Palisades Project allocated irrigation construction cost at the rate of sixteen dollars and forty cents per acre-foot ($16.40), plus the allocated interest during construction cost at the rate of seventy nine cents ($.79) per acre-foot. Such rates, determined by the Secretary, when applied to the 33,000 acre-feet of space are equivalent to an irrigation construction obligation of five hundred forty one thousand two hundred dollars ($541,200), and an interest during construction obligation of twenty six thousand and seventy dollars ($26,070).

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(b) The total investment charge obligation shall be paid to the United States prior to June 30, 1991, contingent upon approval by the Wyoming Legislature. If the Legislature does not approve this contract by that date it shall become null and void. Such payment shall constitute full repayment of the investment obligation associated with the 33,000 acre-feet of Palisades Reservoir space.

(c) In the event the Secretary determines that additional investments are required to insure and sustain the operation and use of Palisades Dam and Reservoir, including any costs which might be required under various safety-of-dams programs, Wyoming shall repay its appropriate share. Such requirements shall be in addition to obligations specified in article 5(a) of this contract.

OPERATION AND MAINTENANCE OBLIGATION

6. (a) Wyoming, during the period of operation and maintenance of Palisades Dam and Reservoir by the United States, shall pay to the United States in advance two and seven hundred and fifty thousandths percent (2.750%) of the costs of operating and maintaining Palisades Dam and Reservoir, including whatever costs may be incurred in the delivery of water therefrom, which are apportionable to the storage rights therein. In determining the total costs annually apportioned to the storage rights there shall be deducted from the total annual costs of operation and maintenance of the dam and reservoir, those costs which are determined to be properly chargeable to other purposes served by the reservoir and for which other provision for repayment, in whole or in part, is made pursuant to law and policy. The costs

apportionable to the storage rights shall be distributed annually to all storage space that is made available for use.

(b) Beginning with the first irrigation season following execution of this contract, payment of Wyoming's share of operation and maintenance costs of Palisades Dam and Reservoir shall be made for each calendar year on the basis of annual estimates by the Secretary. The notice of these annual estimates, hereinafter referred to as the operation and maintenance charge notice, shall contain a statement of the estimated cost of operation and maintenance of the dam and reservoir to be incurred in the calendar year involved, and the amount of Wyoming's share of those estimated costs. The operation and maintenance charge notice shall be furnished to Wyoming on or before February 1 of the calendar year for which the notice is issued, but, when requested by Wyoming, a preliminary estimate shall be given at such earlier date as is agreed in writing. Wyoming shall pay the amount stated in the notice on or before April 1 of the year for which it is issued or such other date as may be agreed on in writing.

(c) Whenever, in the opinion of the Secretary, funds so advanced will be inadequate to meet Wyoming's share of the cost of operating and maintaining the dam and reservoir, a supplemental operation and maintenance charge notice will be given, stating therein the amount of Wyoming's share of the additional funds required, and Wyoming shall advance the additional amount on or before the date specified in the supplemental notice. If funds advanced by Wyoming under this article exceed Wyoming's share of the actual costs of operation and maintenance of the dam and reservoir for the year for which advanced, the surplus shall be credited on the operation and maintenance charges to become due for succeeding years.

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UNITED STATES NOT LIABLE FOR WATER SHORTAGE

7. In the event that there is a shortage of project water resulting from inadequate precipitation, inaccuracy in distribution, hostile diversion, prior or superior claims, or other causes, no liability shall accrue against the United States, or any of its officers, agents, or employees for any damage, directly or indirectly arising therefrom, and the payment to the United States provided for herein shall not be reduced because of such shortage. In the event of such shortages, uses of reservoir capacity, and water uses will be in accordance with priorities established by the Secretary.

TITLE TO PALISADES PROJECT TO REMAIN WITH UNITED STATES

8. (a) Title to the Palisades Project, including all works incidental and appurtenant thereto, shall remain with the United States.

(b) All revenues derived from the use or sale of power and energy developed at Palisades, including the existing as well as any future powerplants, as well as miscellaneous revenues realized in connection with the operation of the project shall be and remain the property of the United States.

RIGHT TO USE OF STORAGE CAPACITY

9. (a) For uses within the State of Wyoming, Wyoming shall have the sole and perpetual right to use the storage capacity purchased by it under this contract and to subcontract with others for use of said storage capacity. Agreements made by Wyoming with others shall be subject to the provisions of this contract, and a copy shall be filed with the Secretary, prior to being executed by Wyoming.

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(b) Any use of water within the State of Idaho shall be according to the provisions of article 15 herein.

NATURE AND EXTENT OF PALISADES STORAGE RIGHT

10. (a) Beginning with the irrigation season indicated in article 4, Wyoming shall be entitled to have the following storage rights in Palisades Reservoir:

(1) The right to have stored to its credit during each storage season, two and seven hundred and fifty thousandths percent (2.750%) of all stored water in Palisades Reservoir during that season under the Palisades storage right.

(2) The right to have held over from one irrigation season to the next, stored water to which it is entitled. The total amount of stored water to Wyoming's credit at any time shall not, however, exceed the total amount of space in Palisades Reservoir available to Wyoming under this contract, and Wyoming's storage rights in Palisades Reservoir are hereby made subject to the provisions of (c) of this article.

(b) Stored water available under the rights in Palisades Reservoir created by this contract shall be available for delivery to Wyoming within these limitations:

Deliveries shall be limited at any time to the amount which can be delivered by means of Wyoming's proportionate share of the outlet capacity, taking into account the requirement of passing through the reservoir water belonging to prior rights and the physical limitations of the existing outlet works.

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(c) Under the provisions of the Act of September 30, 1950, the active capacity of Palisades Reservoir will be used jointly for irrigation and flood control storage in accordance with the operating plan set forth in House Document No. 720, 81st Congress, as that plan is implemented by rules of and regulations issued pursuant to section 7 of the Act of December 22, 1944 (58 Stat. 890). All of Wyoming's storage rights are subject to the operation of the reservoir in accordance with this subarticle. In the event Palisades Reservoir fails to fill during any storage season by reason of such flood control operations, the amount of shortage so attributable shall be prorated equally over all space allocated to storage of water for irrigation, municipal, or other miscellaneous purposes and shall be charged against all stored water including that, if any, carried over from prior irrigation seasons.

(d) Water ordered for use by Wyoming ~~and~~ can be exchanged and delivered from Jackson Lake pursuant to this contract and shall be under the control of Wyoming only from the point of release immediately below Jackson Lake Dam to the Wyoming-Idaho border. Below this point, Wyoming relinquishes all rights to use of the water in Idaho.

OBLIGATION UNDER SNAKE RIVER COMPACT

11. (a) The 33,000 acre feet of space hereby contracted for by Wyoming was space heretofore held as uncontracted by the United States to meet replacement requirements under article III A.2. of the Snake River Compact, signed October 10, 1949.

(b) This contract shall not relieve Wyoming of its Compact obligations, and water accruing hereunder shall be used to meet replacement requirements under terms of the Compact as required if other arrangements are not made.

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SAVING OF WINTER WATER; SPECIAL STORAGE RIGHT

12. (a) Certain water users organizations have contracted with the United States to make, for a period of 150 consecutive days during the period from November 1 through April 30 of each storage season, no diversions of water from the Snake River or any of its tributaries by means of its existing diversion works or by any other means.

(b) The total savings of water during each storage season as the result of curtailment of winter diversions by the water users organizations diverting from the Snake River who have contracted with the United States to curtail or cease diversions is agreed to be 143,000 acre-feet, of which 135,000 acre feet are attributable to curtailments by those diverting above American Fall Dam and 8,000 acre feet below that point. Wyoming, not participating in the winter water savings program, shall be entitled to no storage in Palisades Reservoir by reason of the program set out in this article.

(c) The right to store water pursuant to this article shall be prior in time over the storage rights held by the United States for American Falls Reservoir (the latter having a priority dated March 30, 1921), or any storage rights held by the United States or Wyoming that are junior to the American Falls rights. Wyoming hereby consents to the granting of special storage rights with a like priority to all water users organizations and all water users who, directly or indirectly, contract to curtail storage season diversions substantially as provided in (a) of this article within these maxima, as to special storage rights:

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(1) For water users organizations and water users diverting above American Falls Dam -- 135,000 acre feet.

(2) For water users organizations and water users diverting between American Falls Dam and Milner Dam -- 8,000 acre feet, exclusive of the special storage rights described in (d) of this article.

(d) Wyoming also hereby consents to permitting the North Side Canal Company and the Twin Falls Canal Company to store, in either American Falls or Palisades Reservoir, during the months of November through March of any storage season under a priority like that provided in (c) above, water that would otherwise accrue to them within these rights:

The rights of the North Side Canal Company and of the Twin Falls Canal Company, respectively, to divert at Milner Dam for domestic and livestock uses during those months as follows:

North Side Canal Company.....126,000 acre feet

Twin Falls Canal Company.....150,000 acre feet

within this limitation:

If, taking account of all storable water whether stored or not, Palisades and American Falls reservoirs fail to fill during any storage season, any water diverted during that storage season by the North Side Canal Company in excess of 126,000 acre feet (but not to exceed the amount of deficiency in fill), and by the Twin Falls Canal Company in excess of 150,000 acre feet (but not to exceed the amount of deficiency in fill), will be charged as of the end of that storage season against the allotment of American Falls storage to these respective companies.

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Article 12 continued

This limitation in the case of the North Side Canal Company became effective the date Palisades became operative, but in the case of the Twin Falls Canal Company became operative in the first year in which that company exercised the special storage provision to which consent is here given.

WINTER POWER OPERATION; MINIDOKA POWERPLANT

13. (a) The United States, in its operation of American Falls and Minidoka dams during the storage season of each year is required to pass through enough water to satisfy existing diversion rights in the stretch of river down to and including Milner Dam and certain power rights below Milner Dam, and has the privilege under an existing decree to use at Minidoka Dam 2,700 cubic feet per second of water for the development of power. While the United States must operate the American Falls and Minidoka dams so as not to interfere with these third-party rights, it will be the objective of the United States in the operation of both its American Falls and Minidoka dams to curtail the release of additional water from American Falls Reservoir for power production at the Minidoka Powerplant during the storage season of any year whenever operation of the powerplant to the full extent of the water rights for power production would result in loss of irrigation water otherwise storable in the reservoir system. Accordingly, except as it is determined by the Secretary that additional water may be passed through American Falls and Minidoka dams without the loss of water that could be stored for irrigation in the reservoir system, the United States will, during each storage season, and continue so long as the provisions of (c) of this article remain operative, limit the release of water through those dams as follows:

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To the amount of water required to provide flows below Minidoka Dam sufficient to meet existing diversion rights in the reach of the river through Milner Dam and the power rights required to be recognized under the provisions of the contract of June 15, 1923, between the United States and the Idaho Power Company (Symbol and No. Ilr-733), as those diversion and power rights may be modified from time to time.

To the extent that it is practicable to do so, the Advisory Committee will be informed in advanced of any plans for the release of water in excess of the foregoing limitations; and that Committee will be furnished written reports as of the close of the storage season of each year showing, among other things, the releases actually made and the minimum, releases required to be made.

(b) Curtailment of releases as provided in (a) of this article will result in there being, in some years, additional water available for storage for irrigation purposes in American Falls, Island Park, and Palisades reservoirs. In any storage season when these reservoirs fail to fill, the saved water attributable to such curtailment shall be credited, first, to Island Park Reservoir to the extent of 45,000 acre-feet without regard to the priority of the storage permits held for that reservoir, and thereafter to American Falls, Island Park, and Palisades reservoirs in the order of priority of their respective storage permits, the crediting to Island Park Reservoir

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and to any storage right in any other reservoir (except the lower valley exchanged space in American Falls Reservoir) being contingent on the owners of these rights obligating themselves for their share of the annual payments for power replacement in keeping with the provisions of (e) of this article.

(c) For the purposes of this contract and without relinquishment of any part of the power rights herein described, it is assumed that but for curtailment of operations as provided in (a) of this article, units 1 through 6, or any replacement units of the Minidoka powerplant would be operated during the storage season of each year to the maximum extent practicable within the limits of the power rights therefor (2,700 second-feet as decreed by the District Court of the Fourth Judicial District of Idaho on June 20, 1913, in the case of Twin Falls Canal Company v. Charles N. Foster et al.) and that in consequence of operations under this article there may be losses in the production of power and energy at that plant. To offset such losses, the United States will, as nearly concurrently as practicable, make replacement by the delivery of power and energy into the Minidoka power system at the Minidoka powerplant from other interconnected Federal powerplants being operated under the Federal Reclamation Laws. Payment for such replacement power and energy shall be made by Wyoming and all other contractors having reservoir rights benefiting from the water savings resulting from operations under the provisions of (a) of this article in annual amounts determined as follows:

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(i) The payment for any year shall be the product, in dollars, of the then controlling average annual replacement requirement, in kilowatt-hours, times the price per kilowatt-hour, figured at 100 percent load factor, under the then existing rate schedule for the sale of firm power and energy from the plant or plants involved.

In determining replacement requirements under this article, no account is intended to be taken, by way of offset or otherwise, of the effect of any reservoir system storage operations on the seventh unit of the Minidoka powerplant.

(d) The average annual replacement requirement shall be the average of the annual replacement requirements of each year of the 20-year period ending on September 30 of the prior year. In deriving this average there shall be used, as annual net power production losses for each year, a net power production loss calculated on the basis of the comparison of (1) the total energy that could have been produced by units 1 through 6, or any replacement units, of the Minidoka powerplant based on the water flows actually recorded at the U.S.G.S. Minidoka gaging station (hereinafter called the Minidoka gage), corrected as hereinafter provided, and (2) the energy which theoretically could have been generated at those units with the flows at the Minidoka gage without a curtailment in winter power operation as provided in this article and exclusive of irrigation storage releases. Using

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conclusions reached as to flows and heads, the power loss calculations will be made by utilizing the power production curves shown in drawing No. 17-100-139 as shown in the document entitled "Criteria and Method for Determination of Certain Minidoka Powerplant Production Losses from Restrictions on Use of Water Rights," but increases in energy in any year by reason of taking American Falls storage into account as provided in subparagraph (iii) of this subarticle (d) shall be accounted for as compensating offset up to but not exceeding energy losses accruing in that year by reason of curtailment in power operations under this article.

To correct flows under (1) above, all storage releases except American Falls shall be excluded and the measure of American Falls storage passing the Minidoka gage shall be the increase in storage at that gage over that computed at the Blackfoot gaging station as shown in the annual report entitled "Annual Report, Watermaster's Report of Water District No. 1, Snake River and Tributaries above Milner" [1/], the latter further corrected for any American Falls storage that may have been present by reason of having been stored temporarily upstream and that portion of Palisades storage which was diverted above the Minidoka gage. In measuring American Falls storage, it shall be assumed that storage is released from downstream reservoirs first. The flow at the Minidoka gage without storage shall be taken to be the normal flow at that gage as shown by that same report. In determining water flows, with and without curtailment of power operations as provided by this article, these assumptions shall be used with respect to units 1 through 6, or any replacement units, of the Minidoka powerplant:

[1/] Previously referred to as the "Water Distribution and Hydrometric Work, District 01, Snake River, Idaho."

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(i) There is a right for power production to maintain a flow of 2,700 second-feet at Minidoka Dam during the storage season of each year in accordance with the decree entered June 20, 1913, supra, if that flow, disregarding the storage of saved water in the reservoir system under the provisions of this article, would be available at Minidoka Dam.

(ii) There is a right to use, within the hydraulic capacity of these units, whatever natural flow passes Minidoka Dam during each irrigation season.

(iii) Although there is no right to have water stored under American Falls Reservoir rights released for power production, during the period that such storage is being released for irrigation there will be more energy produced by these units than is attributable to the natural flow rights therefor, which shall be taken into account as a compensating offset as provided above in this subarticle (d).

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Article 13 continued

To determine controlling power heads, the effective power head for any period shall be derived on the basis of recorded forebay and tailwater elevations for that period.

The foregoing criteria for determinations of annual net power production losses may be changed from time to time but only if the changes are made in writing with the approval of the Secretary, the Advisory Committee, and the boards of directors of both the Burley and Minidoka irrigation districts. Determinations as to net power production losses for each year and the average annual replacement requirement under this article shall be made by a committee of three comprising the state watermaster of District No. 1, a representative to be selected jointly by the Burley and Minidoka irrigation districts and the North Side Canal Company, Ltd., and the officer of the United States in charge of the Minidoka Project, but, should that committee fail to make a determination for any year by January 1 of the year for which the determination is required, it may be made by the Secretary.

(e) The annual payment determined as provided in this article shall be apportioned among the benefiting reservoirs as follows: (i) beginning with the first full storage season of Palisades operation, seventy-eight percent (78%) to American Falls, twelve percent (12%) to Island Park, and ten percent (10%) to Palisades. The amount apportioned to each reservoir shall be accounted for as part of the operation and maintenance costs for which provisions for payment for Wyoming's share is made elsewhere in this contract. The amount apportioned to American Falls Reservoir shall be distributed equally over all space available for irrigation storage, excluding the lower valley exchanged space but including in lieu thereof the upper valley exchanged space in Jackson Lake Reservoir.

Article 13 continued

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(f) If the owners of any storage rights to benefit from the operation of this article fail to obligate themselves for their share of the annual payments for power replacement, hereunder, the saved water creditable to such rights and the power replacement costs chargeable thereto shall be redistributed according to a formula to be agreed on in writing between the Advisory Committee and the Secretary. Such formula shall, however, be as nearly consistent as practicable with the formula that would control but for such redistribution.

RULES, REGULATIONS, AND DETERMINATIONS--COMPLIANCE WITH RECLAMATION LAWS

14. (a) The parties agree that the delivery of water or the use of Federal facilities pursuant to this contract is subject to Reclamation law, as amended and supplemented, and the rules and regulations promulgated by the Secretary under Reclamation law.

(b) The Secretary shall have the right to make determinations necessary to administer this contract that are consistent with the expressed and implied provisions of this contract, the laws of the United States and the States of Idaho and Wyoming, and the rules and regulations promulgated by the Secretary.

(c) Contracts made by Wyoming with others shall be subject to the provisions of this contract, and a copy shall be filed with the United States. The United States shall be afforded an opportunity to review all contracts prior to execution by Wyoming.

RENTAL OF WATER

15. (a) For use in Idaho, Wyoming may rent stored water only through the Idaho Water Bank (Idaho Code, Section 42, 1761-1766) which has accrued to its credit in Palisades Reservoir, but such rentals shall be for terms not exceeding 20 years and at rates to be approved in advance by the Secretary and the Advisory Committee. Rates shall not exceed the annual cost under Wyoming's obligation, when computed on an annual basis, to the United States which are properly apportionable to such water, plus an amount sufficient to cover other annual costs of Wyoming which are properly apportionable thereto.

(b) Stored water in Palisades Reservoir ordered by Wyoming and released by exchange from Jackson Lake pursuant to article 10(d), cannot be placed in the Idaho Water Bank for rental.

POINTS OF DELIVERY OF WATER MEASUREMENT AND LOSSES

16. (a) Stored water to which Wyoming is entitled under this contract will be delivered and measured at the outlet of the reservoir from which the water is actually delivered, without regard to whether it is water accruing to storage rights in the reservoir. Wyoming will bear all losses chargeable to such water between the outlet of the delivering reservoir and Wyoming's point of diversion from the river.

(b) In addition to other specific provisions as to the distribution of losses chargeable to stored water, there shall be charged against stored water held under this contract to the credit of Wyoming in any reservoir of the system at the end of any irrigation season one and one-half percent (1.5%) to offset evaporation losses. Such charge shall be made as of not later than the end of the ensuing storage season.

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PAYMENT OF COSTS IN DELIVERY AND DISTRIBUTION OF STORED WATER

17. (a) Wyoming shall pay, in addition to its proportionate share of the costs of operation and maintenance of the Palisades Reservoir as provided under article 6 of this contract, its proportionate share of all costs of the delivery and distribution of water beyond the outlet works of the delivering reservoirs. These costs shall include, with respect to costs incurred by the United States, all costs and expense of whatsoever nature or kind in connection with, growing out of, or resulting from the distribution of stored water, the protection of stored water between the reservoir and the points of diversion from the river including the prevention of diversion of such water by parties not entitled thereto. Whatever costs of this character are incurred by the United States shall be distributed among Wyoming and all others on whose behalf such costs have been incurred on the basis that the operation and maintenance costs of the reservoir from which the water was delivered are distributed among the various rights. Unless otherwise agreed in writing by the Secretary and the Advisory Committee, such costs shall be paid annually and for billing purposes shall be included as part of the operation and maintenance costs under article 6 of this contract.

(b) Wyoming shall also pay its proportionate share of the costs incurred by the watermaster in the delivery and distribution of water in accordance with the provisions of article 20 to the extent that those represent costs incurred other than by the activities of the United States in the delivery and distribution of water. The costs will be apportioned and paid in accordance with the provisions of the laws of the State of Idaho.

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SYSTEM RESERVOIR OPERATIONS FLEXIBILITY

18. (a) The United States operates and maintains a reservoir system on the Snake River including Jackson Lake, Palisades, American Falls, Minidoka, Island Park, Ririe, and Grassy Lake Dams and has certain operational flexibilities with respect to water storage, reservoir releases, and river flows.

(b) To the extent possible, the United States will operate the reservoir system to deliver water ordered pursuant to this contract. Daily accounting of storage ownership and use will assure that flow releases are properly charged to Wyoming storage and that nonparties to this agreement are not charged.

TEMPORARY STORAGE AND EXCHANGE OF WATER: RELEASE OF JACKSON LAKE AND PALISADES WATER FOR POWER PRODUCTION

19. (a) It is the purpose of the United States and the water users having storage rights in the reservoir system (including Wyoming) to have the reservoir system so operated as to effect the greatest possible conservation of water. In keeping with this purpose, the endeavor will be to hold stored water in reservoir system space that is farthest upstream. Water in storage in any of the reservoirs of the system may, however, when the watermaster, and the Advisory Committee determine this to be in the interest of water conservation, be held temporarily in unoccupied space in any other reservoir of the system. And Wyoming hereby consents to the making, with the approval of the watermaster, of annual exchanges of stored water among the various reservoirs of the system. No such temporary holding of water or such annual exchanges shall, deprive any entity of water accruing to space held for its benefit.

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(b) During any storage season, the United States, after consultation with the Advisory Committee, may release stored water from Palisades Reservoir for the maintenance of power production at Palisades dam powerplant and may store such water in American Falls Reservoir. The release of such water will be confined, however, in storage seasons when it appears that American Falls, Palisades, and Jackson Lake reservoirs will fail to fill, to water required for the maintenance of a minimum firm power production (estimated to be about 11,000,000 kilowatt-hours per month at an average production of 15,000 kilowatts) and which can be stored in American Falls Reservoir; and no such release shall be made that will preclude the later delivery of water, by exchange or otherwise, to the upper valley entities entitled thereto.

ORDERING OF WATER

20. (a) The ordering of stored water shall be effected by Wyoming by notifying the Superintendent, Minidoka Project, giving notice a period in advance, of the amount of water, within the limits of its water entitlements, to be delivered during each day. At the beginning of each calendar year Wyoming shall designate in writing to the Superintendent, Minidoka Project, the Wyoming official responsible for ordering water under this contract. The District 1 watermaster will be responsible for determining from day to day the amount of stored water required to be released from the various reservoirs of the system to comply with the requirements of Wyoming and all other entities entitled to the delivery of stored water only in response to orders from the watermaster. The watermaster shall be responsible for the accounting of all diversions. Diversions by Wyoming in excess of entitlements shall be charged

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against stored water subsequently accruing to Wyoming's credit under this contract or any other contract with respect to storage in the reservoir system.

(b) Actions by the watermaster under the provisions of this article shall be as agent of Wyoming.

COMPLAINTS REGARDING WATER SUPPLY

21. The United States and its officers, agents and employees in charge of reservoirs in the reservoir system and the watermaster will use their best efforts and best judgment to deliver to Wyoming its proportionate share of the water to which it is entitled under this contract. Should Wyoming feel aggrieved because of an alleged mistake or inaccuracy in the delivery of water or in the division of stored water among the parties entitled to such water from the reservoir system, then Wyoming shall immediately report such alleged mistake or inaccuracy to the watermaster and to the Superintendent, Minidoka Project. If it is subsequently determined that Wyoming's proportionate share of stored water is not being delivered, the error will be corrected as early as possible. No liability, however, shall accrue against the United States, its officers, agents or employees, or the watermaster for damage, direct or indirect, arising by reason of shortages in the quantity of water available through the reservoir system by reason of drought, inaccuracy in distribution, hostile diversions by third parties, prior or superior claims, accident to or failure of the facilities comprising the reservoir system, whether or not attributable to negligence of officers, agents or employees of the United States, or to other similar causes of whatsoever kind. Nor shall Wyoming's obligations to the United States under this contract be reduced by reason of such shortages or interruptions.

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PROTECTION OF WATER RIGHTS

22. In case any dispute arises as to the character, extent, priority or validity of any of the storage rights held in the name of the United States for the benefit of Wyoming in connection with its rights under this contract, the United States may, independently of Wyoming, bring and prosecute judicial proceedings for the determination of such dispute, and take all other measures necessary toward the defense and protection of its water rights, and such protection may be brought and prosecuted by Wyoming.

REFUSAL TO DELIVER WATER IN CASE OF DEFAULT

23. No water available to Wyoming under this contract shall be delivered to or for Wyoming if Wyoming is in arrears in the advance payment of operation and maintenance charges owed to the United States, if any, or more than twelve (12) months in arrears in the payment of any other amount owed to the United States under this contract. The provisions of this article are not exclusive and shall not in any manner prevent the United States from exercising any other remedy given by this contract or by law to enforce the collection of any payments due under the terms of this contract.

ADVISORY COMMITTEE

24. (a) In its operation and maintenance of the various dams and reservoirs of the reservoir system, the United States, acting through the Regional Director of the Bureau of Reclamation or his designee or such other officer as may be designated in writing by the Secretary, shall consult from time to time with the Advisory Committee on the various matters specifically requiring consultation under the terms of this contract and on such other matters as will have a substantial bearing on the determination of the amount

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of stored water to be available in the various reservoirs and on the costs of operation and maintenance of these reservoirs which are required to be borne by the space allocated to irrigation storage. The representative of the United States will meet with the Advisory Committee from time to time, but not less often than two times each year, at such dates and places as may be fixed by the Advisory Committee.

(b) Informal memoranda concerning working arrangements for the carrying out of the provisions of this article may be entered into from time to time between the Regional Director or other designated representative of the Secretary and the Advisory Committee.

(c) The Advisory Committee is agreed to be the Committee of Nine, as that committee may be constituted from time to time. The Committee of Nine shall continue to function as the Advisory Committee under this contract until a different representative body has been designated by a vote of the majority of the water users voting at any regular annual meeting of the water users of District No. 1, held as provided by law. Further designations of bodies to serve as the Advisory Committee may be made from time to time by this same election process.

NOTICES AND DESIGNATION OF RESPONSIBLE AGENCIES

25. Any notice, demand, or request authorized or required by this contract shall be deemed to have been given, on behalf of the Contractor, with the exception of the ordering of water provision in article 20, when mailed, postage prepaid, or delivered to the Regional Director, PN Region, Bureau of Reclamation, Box 043, 550 West Fort Street, Boise ID 83724-0043, and on behalf of the United States, when mailed, postage prepaid, or delivered to the Wyoming Water Development Commission, State of Wyoming, Herschler Building,

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Cheyenne, Wyoming 82002, for funding and repayment matters; and to the State Engineers' Office, State of Wyoming, Herschler Building, Cheyenne, Wyoming 82002, for all other matters. The designation of the addressee or the address may be changed by notice given in the same manner as provided in this article for other notices.

STANDARD PROVISIONS

The Standard Provisions applicable to this contract are listed below. the full text of these articles is attached as Exhibit A and is hereby made a part of this contract.

A. Charge For Delinquent Payments

B. Officials Not To Benefit

C. Assignment Limited--Successors And Assigns Obligated

D. Books, Records And Reports

E. Quality Of Water

F. Water And Air Pollution Control

G. Water Conservation

H. Equal Opportunity

I. Compliance With Civil Rights Laws and Regulations

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IN WITNESS WHEREOF, the parties hereto have caused this contract to be executed the day and year first above written.

UNITED STATES OF AMERICA

By _____
Regional Director, PN Region
Bureau of Reclamation
Box 043 - 550 West Fort Street
Boise, Idaho 83724

CONTRACTOR

By _____
Mike Sullivan
Governor, State of Wyoming

ATTEST:

_____

MICROFILMED
JUN 22 1992

STATE OF WYOMING)
: ss
County of _____)

On this _____ day of _____, 19____, before me,

_____, a Notary Public, personally appeared,

_____, the individual(s) described in and who executed the within and foregoing instrument.

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

_____
Notary Public in and for the
State of Wyoming
Residing at:

(SEAL)

My commission expires:

* * * * * * * * * *

STATE OF IDAHO)
: ss
County of Ada)

On this _____ day of _____, 19____, personally appeared before me _____, known to me to be the official of the United States of America that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of said United States, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument.

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

_____
Notary Public in and for the
State of Idaho
Residing at:

(SEAL)

My commission expires:

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The Following Documents Are
Part of This Contract

Document entitled **"Criteria and Method for Determination of Certain Minidoka Powerplant Production Losses From Restrictions on Use of Water Rights"**

Document entitled **"Palisades Project - Operating Plan for Palisades Reservoir as set Forth in the Appendixes of House Document No. 720, 81st Congress"**

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Palisades Project
Operating Plan for Palisades Reservoir
As Set Forth in the Appendixes of
House Document No. 720, 81st Congress

Will be included with the final document.

CRITERIA AND METHOD FOR DETERMINATION OF CERTAIN MIIDOKA POWERPLANT PRODUCTION LOSSES FROM RESTRICTIONS ON USE OF WATER RIGHTS

Will be included with the final document.

Categorical Exclusion Checklist

Project: State of Wyoming purchase of Palisades Reservoir Storage Space under the Wyoming Compact, Palisades Project, Idaho **Date:** _____

Nature of Action: This action will allow the State of Wyoming (Wyoming) to purchase 33,000 acre feet of uncontracted space in Palisades Reservoir from the Bureau of Reclamation reserved under provisions of the Wyoming Compact. Wyoming intends to use this water for nonconsumptive purposes, to enhance local fishery conditions in the Jackson area by increasing wintertime instream flows in the Snake River below Jackson Lake Dam and/or by maintaining Jackson Lake at a higher level. The 33,000 acre feet will be used for those purposes. This transaction will implement a water accounting exchange whereby Wyoming will have the flexibility to make releases from or hold water in Jackson Lake to meet these fishery needs (up to the 33,000 acre feet as reserved in the Wyoming Compact).

Exclusion Category: **516 DM 6 Appendix 9, Item 9.4D.4** - Approval, execution, and implementation of water service contracts for minor amounts of long-term water use or temporary or interim water use where the action does not lead to long-term changes and where the impacts are expected to be localized.

Evaluation of Criteria for Categorical Exclusion:

1. This action or group of actions would have a significant effect on the quality of human environment.	No X	Uncertain ____	Yes ____
2. This action or group of actions would involve unresolved conflicts concerning alternative uses of available resources.	No X	Uncertain ____	Yes ____

Evaluation of Exceptions to Actions within Categorical Exclusion:

1. This action would have significant adverse effects on public health or safety.	No X	Uncertain ____	Yes ____
2. This action would affect unique geographical features as: wetlands, wild or scenic rivers, refuges, flood plains, etc.	No X	Uncertain ____	Yes ____
3. The action will have highly controversial environmental effects.	No X	Uncertain ____	Yes ____

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4.	The action will have highly uncertain environmental effects or involve unique or unknown environmental risk.	No X	Uncertain ____	Yes ____
5.	This action will establish a precedent for future actions.	No X	Uncertain ____	Yes ____
6.	This action is related to other actions with individually insignificant but cumulatively significant environmental effects.	No X	Uncertain ____	Yes ____
7.	This action will affect properties listed or eligible for listing in the National Register of Historic Places.	No X	Uncertain ____	Yes ____
8.	This action will affect a species listed or proposed to be listed as Endangered or Threatened.	No X	Uncertain ____	Yes ____
9.	This action threatens to violate Federal, State, local or tribal law or requirements imposed for protection of the environment.	No X	Uncertain ____	Yes ____

NEPA Action - Categorical Exclusion ____X____
EA _____
EIS _____

Explanation and or remarks: See attached descriptive materials for additional information.

Preparer's Name and Title: Richard Prange, Environmental Specialist, Office of Environmental Compliance

John Dooley, Chief, Operation and Maintenance Division, Minidoka Project Office

Concur: _____ **Date:** _____
Minidoka Project Superintendent

Concur: _____ **Date:** _____
Regional Environmental Officer

Wyoming Purchase of Palisades Space

"Wyoming Compact Space"
(AUGUST 8, 1990 DRAFT)

Introduction

A contract is being negotiated and prepared for the purchase of 33,000 acre-feet of uncontracted storage space in Palisades Reservoir (Palisades). The contract will be between the Bureau of Reclamation (Reclamation) and the State of Wyoming (Wyoming) with concurrence by the State of Idaho (Idaho), although Idaho is not signatory to the contract. This storage space was reserved in Palisades Reservoir as part of the Wyoming Compact obligations. It commonly has been called or referred to by the name "Wyoming Compact Space".

Background

The uncontracted space in Palisades Reservoir includes 33,000 acre-feet that has been set aside as replacement storage. Reclamation has held this space as replacement for future depletions should upstream development occur in Wyoming after the signing date of the Snake River Compact, October 10, 1949. The Compact was approved by Congress on March 21,1950. The Compact allocated the waters of the Snake River to each State, Idaho (96 percent) and Wyoming (4 percent), for storage or direct diversion exclusive of established Wyoming water rights. Established Wyoming Snake River water rights meant those validly established prior to July 1, 1949. The 4 percent has been commonly quantified as 200,000 acre feet based on average annual runoff at the Wyoming/Idaho State line.

The Compact allowed for direct diversion or storage for future development in Wyoming to be compensated for with storage by Wyoming if certain "trigger" criteria were exceeded. The terms of the Compact allow one-half of Wyoming's allotment (100,000 acre-feet) to be used without compensation. However, use in Wyoming of the remaining one-half (100,000 acre-feet) requires replacement storage in the amount of one-third of such use for the benefit of existing Idaho water users. Therefore some 33,000 acre-feet of space in Palisades Reservoir has historically been identified for that purpose, thus the term Wyoming Compact Space.

Wyoming and Idaho will develop an agreement for this compensation separate and apart from this contract. They will agree to a procedure when Idaho is in line for compensation because development of new storage or diversion in Wyoming have reached the above described threshold.

MAR 22 1990

Little or no additional development has occurred in Wyoming since the Snake River Compact was signed. Therefore, Wyoming has not needed Compact Space to replace diversion or storage developments. However, the State has need for additional water in Jackson Lake and below Jackson Dam for fishery and other recreational purposes. They do not presently own any storage space in Jackson Lake. All the space was contracted to water users in Idaho when Jackson Lake was constructed in the early 1900's.

Recreation importance and focus on Jackson Lake and on the Snake River below the lake have increased tremendously the last few years. The State and Reclamation have felt increased pressure to provide water as these needs have increased. Potential sources of water were sought to meet these needs and Palisades Wyoming Compact Space was offered as a possible solution.

Proposal

Wyoming will purchase 33,000 acre-feet of Palisades Reservoir uncontracted space. They will pay the construction charges associated with the 33,000 acre-feet and will also be responsible for the annual operation and maintenance charges associated with this space. Wyoming will become another spaceholder in Palisades Reservoir, along with the 53 other spaceholders. They will treated as any other spaceholder with the same rights and responsibilities. Water will accrue to this Palisades space according to its priority date, July 28, 1939. Once that space is filled it cannot accumulate any additional water. It will be assessed its proportionate share of the Palisades evaporation loss each year. Wyoming may call for water from that space as can any present spaceholder. As is the case with other spaceholders, Wyoming may carry over unused water from year to year but it cannot accumulate water over the capacity of that space. New accruals, from each season, will be credited up to the capacity of the space. The space will not be guaranteed to be filled or to be full each year.

This space contracting arrangement will afford Wyoming the flexibility to make releases from or to hold water in Jackson Lake. Coordinated project operation of Jackson Lake and Palisades will make this possible. An accounting exchange will be made between Palisades Reservoir and Jackson Lake. Through this exchange, water then can be provided to Wyoming from Jackson Lake when water is available from the space. This exchange process will not allow double use of the water, for example 33,000 acre feet of water in both lakes. The State of Wyoming will make the calls on how the water from the space will be used.

Wyoming will be responsible to coordinate input from interested agencies and/or publics to make the determination of how best water from the space will be used. They can choose to have the water left in Jackson Lake to maintain higher lake levels or they can choose to call for a release of that water to provide additional flow below Jackson Dam. If used for stream flow augmentation, 33,000 acre-feet would provide a continuous flow of 100 cfs for 166 days. If left in Jackson Lake it would provide an additional 16 to 17 inches of water in Jackson Lake at a lake elevations of 6758 feet (23,800 acres) to 6769 feet (25,540 acres).

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If a call is made for a release from Jackson Lake it will remain under the jurisdiction of the State of Wyoming until it crosses the Wyoming/Idaho State line. This water then comes under the jurisdiction of Idaho water law. It would be accounted for as natural flow and would be subject to the priority in effect at that time, storage priority in the non-irrigation season or natural flow priority in the irrigation season. Wyoming can also elect to leave the water in Palisades Reservoir. They could then choose to contribute it to the Upper Snake River waterbank for rent to another water user following the waterbank rules and procedures.

Most likely the water will be left in Jackson Lake to maintain higher lake levels and will then be released during times of low fall-winter flows to supplement flows in the Snake River below Jackson Dam. In some sequences of years, it may reside in Jackson Lake for many years in a row without a call being made for it. In dry years like 1987, 1988, and 1990 this water may be used to increase releases, sometimes several fall/winter seasons in a row.

Water will accrue to this space as it does to other spaceholders of similar priority. From 1980 through 1987 for example, it would have accrued water to fill the space nearly 100 percent each year. In 1988, however, this priority accrued 34 percent, in 1989 it accrued 43 percent, and in 1990 it accrued 18 percent. The accounting of the water in the space will be made by Reclamation's Minidoka Project Office in Burley, Idaho in cooperation with the watermaster for Idaho Water District #01 in Idaho Falls, Idaho.

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#1-2018

United States Department of the Interior

BUREAU OF RECLAMATION
PACIFIC NORTHWEST REGION
FEDERAL BUILDING & U.S. COURTHOUSE
BOX 043-550 WEST FORT STREET
BOISE, IDAHO 83724-0043

TAKE PRIDE IN AMERICA

IN REPLY
REFER TO:

PN 440

OCT 22 1990

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OCT 24 1990
Department of Water Resources

Mr. Gordon Fassett
Wyoming State Engineer
State Engineer's Office
Herschler Building
Cheyenne WY 82002

Subject: Revised Repayment Contract With the State of Wyoming for the Purchase of 33,000 Acre-Feet of Reservoir Capacity in Palisades Reservoir (Repayment Contract)

Dear Mr. Fassett:

Enclosed (in duplicate) is the latest version of the subject repayment contract, now identified as "last Rev. 10/19/90." The contract contains the two minor revisions suggested by Sue Lowry via telephone on October 18, 1990. The two revisions are: (1) The addition of the words "as near" after the word "rights" in the first line of article 3(b) and (2) the deletion of the comma after the word "distribution" in line 15 of article 21.

The enclosed contract is identical to the executable contracts that this office will bring to the signing event, scheduled for October 29, 1990, in Jackson, Wyoming.

Sincerely,

JOHN W. KEYS III

Regional Director

Enclosures

cc: Idaho Department of Water Resources, 1301 North Orchard Street, Boise ID 83706 (w/cy of enclosure)

Mr. Ron Carlson, Watermaster, District 1, 150 Shoup, Suite 15, Idaho Falls ID 83402 (w/cy of enclosure)

Field Solicitor, Boise ID (w/cy of enclosure)

Project Superintendent, Burley ID (w/cy of enclosure)

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JUN 22 1992

PN Draft 1/11/90
Last Rev. 10/19/90

Contract No.

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Palisades Project, Idaho

REPAYMENT CONTRACT WITH THE STATE OF WYOMING FOR STORAGE CAPACITY IN PALISADES RESERVOIR

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PN DRAFT 1/11/90
Last Rev. 10/19/90

Contract No.

UNITED STATES
DEPARTMENT OF INTERIOR
BUREAU OF RECLAMATION

Palisades Project, Idaho

REPAYMENT CONTRACT WITH THE STATE OF WYOMING FOR STORAGE CAPACITY IN PALISADES RESERVOIR

THIS contract, made this day of , 1990, between the UNITED STATES OF AMERICA, hereinafter called the United States, acting through the Secretary of Interior or his duly authorized representative, represented by the Contracting Officer executing this contract, and pursuant to the Federal Reclamation Laws, and THE STATE OF WYOMING, hereinafter called the Contractor or Wyoming, represented by the Governor of Wyoming.

WITNESSETH, THAT:

Explanatory Recitals

a. WHEREAS, The United States has constructed the Palisades Project, including Palisades Dam and Reservoir, under the Act of Congress of September 30, 1950 (P.L. 864, 81st Congress) which reauthorized the Palisades Project, hereinafter called the Project, as a participating project of the Minidoka Project, Idaho-Wyoming. The United States operates the Project for the authorized purposes of irrigation, power, flood control, recreation, and fish and wildlife; and

b. WHEREAS, there is currently uncontracted space in Palisades Reservoir; and

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c. WHEREAS, the States of Idaho and Wyoming have agreed to allocate the waters of the Snake River under terms of the Snake River Compact, hereinafter called the Compact, signed October 10, 1949; and

d. WHEREAS, under the Compact, four percent of the waters of the Snake River, measured at the common boundary, exclusive of established Wyoming rights and other specified uses, are allocated to Wyoming; and

e. WHEREAS, under the Compact, one-half of the four percent, or two percent, may be used in Wyoming without requirement for replacement storage space; and

f. WHEREAS, under said Compact, in order for Wyoming to use or store the remaining two percent, replacement storage in the amount of one-third of such use is to be provided for the benefit of existing Idaho water users; and

g. WHEREAS, the UNITED STATES has estimated that four percent of the waters of the Snake River, at the Idaho-Wyoming border, is approximately 200,000 acre-feet in any given year, and one-third of one-half of four percent amounts to about 33,000 acre-feet of water; and

h. WHEREAS, the United States has administratively set aside 33,000 acre-feet of space in Palisades Reservoir as replacement storage; and

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i. WHEREAS, The State of Wyoming desires to contract for the purchase of 33,000 acre-feet of uncontracted space in Palisades Reservoir to provide long term security to Wyoming for basin-wide management of the allocated water resources for both consumptive and nonconsumptive uses;

NOW, THEREFORE, in consideration of the mutual and dependent covenants and conditions contained herein, it is agreed hereto as follows:

GENERAL DEFINITIONS

2. The following terms, whenever used in this contract, shall have the following meanings:

(a) "Secretary" or "Contracting Officer" shall mean the Secretary of Interior or the duly authorized representative.

(b) "Federal Reclamation Laws" shall mean the Act of June 17, 1902 (32 Stat. 388), and acts amendatory or supplemental thereto, including the Acts of September 30, 1950 (Public Law 864, 81st Congress, 2d Session), and the Reclamation Reform Act of 1982 (Public Law 97-293).

(c) "Advisory Committee" shall mean the committee defined by article 24 of this contract.

(d) "Irrigation season" shall mean a period of each year beginning April 1 and ending October 31, of that year.

(e) "Storage season" shall mean the period beginning October 1 of one year and ending during the next year when no more water is available for storage.

(f) "Reservoir system" shall mean the existing and authorized Federal reservoirs on the Snake River and its tributaries down to and including Lake Walcott.

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Recital i
Article 2

(g) "Upper valley" shall mean the irrigated acres of the Snake River Basin that are served by canals diverting from the Snake and its tributaries above American Falls Dam.

(h) "Lower valley" shall mean the irrigated acres of the Snake River Basin that are served by canals diverting from the Snake River and its tributaries between American Falls Dam and Milner Dam.

(i) "Watermaster" shall mean the designated official of the State of Idaho who represents Water District No. 1.

PURPOSE AND SCOPE OF CONTRACT

3. (a) The purpose of this contract is to provide Wyoming 33,000 acre-feet of space authorized for storage of water in Palisades Reservoir, which Wyoming may use, insofar as can be accomplished through coordinated project operations, to provide instream flows below Jackson Lake Dam, to maintain higher lake levels in Jackson Lake, to provide replacement storage as required by the Compact or for such other purposes as Wyoming may desire.

(b) This contract is intended to provide Wyoming rights as near identical to those provided to other Palisades Reservoir spaceholders, with the exception being the purpose of use to which the yield may be put as described in this article and in article 9.

(c) Nothing in this contract shall diminish the contract rights of other Palisades Reservoir space holders.

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PALISADES RESERVOIR CAPACITY AVAILABLE TO WYOMING

4. The United States operates and maintains Palisades Dam and Reservoir. Beginning with the first irrigation season following execution of this contract the United States will make available to Wyoming the stored water accruing to two and seven hundred and fifty thousandths percent (2.750%) of the active capacity of Palisades Reservoir, within the limits and on terms and conditions provided in this contract. That percentage shall, so long as the reservoir has an active capacity of 1,200,000 acre-feet, be treated as the equivalent of 33,000 acre-feet of active capacity. The 33,000 acre-feet of space may, however, be adjusted from time to time by agreement between the Secretary and the Advisory Committee whenever there are determinations that the active capacity is other than above stated.

INVESTMENT CHARGE OBLIGATION

5. (a) Wyoming shall pay to the United States for the use of the space as provided in article 4, as the total investment charge obligation, the sum of five hundred sixty seven thousand two hundred and seventy dollars ($567,270). This obligation is comprised of the Palisades Project allocated irrigation construction cost at the rate of sixteen dollars and forty cents per acre-foot ($16.40), plus the allocated interest during construction cost at the rate of seventy nine cents ($.79) per acre-foot. Such rates, determined by the Secretary, when applied to the 33,000 acre-feet of space are equivalent to an irrigation construction obligation of five hundred forty one thousand two hundred dollars ($541,200), and an interest during construction obligation of twenty six thousand and seventy dollars ($26,070).

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(b) The total investment charge obligation shall be paid to the United States prior to June 30, 1991, contingent upon approval by the Wyoming Legislature. If the Legislature does not approve this contract by that date, this contract shall become null and void. Such payment shall constitute full repayment of the investment obligation associated with the 33,000 acre-feet of Palisades Reservoir space.

(c) In the event the Secretary determines that additional investments are required to insure and sustain the operation and use of Palisades Dam and Reservoir, including any costs which might be required under various safety-of-dams programs, Wyoming shall repay its appropriate share. Such requirements shall be in addition to obligations specified in article 5(a) of this contract.

OPERATION AND MAINTENANCE OBLIGATION

6. (a) Wyoming, during the period of operation and maintenance of Palisades Dam and Reservoir by the United States, shall pay to the United States in advance two and seven hundred and fifty thousandths percent (2.750%) of the costs of operating and maintaining Palisades Dam and Reservoir, including whatever costs may be incurred in the delivery of water therefrom, which are apportionable to the storage rights therein. In determining the total costs annually apportioned to the storage rights there shall be deducted from the total annual costs of operation and maintenance of the dam and reservoir, those costs which are determined to be properly chargeable to other purposes served by the reservoir and for which other provision for repayment, in whole or in part, is made pursuant to law and policy. The costs

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apportionable to the storage rights shall be distributed annually to all storage space that is made available for use.

(b) Beginning with the first irrigation season following execution of this contract, payment of Wyoming's share of operation and maintenance costs of Palisades Dam and Reservoir shall be made for each calendar year on the basis of annual estimates by the Secretary. The notice of these annual estimates, hereinafter referred to as the operation and maintenance charge notice, shall contain a statement of the estimated cost of operation and maintenance of the dam and reservoir to be incurred in the calendar year involved, and the amount of Wyoming's share of those estimated costs. The operation and maintenance charge notice shall be furnished to Wyoming on or before February 1 of the calendar year for which the notice is issued, but, when requested by Wyoming, a preliminary estimate shall be given at such earlier date as is agreed in writing. Wyoming shall pay the amount stated in the notice on or before April 1 of the year for which it is issued or such other date as may be agreed on in writing.

(c) Whenever, in the opinion of the Secretary, funds so advanced will be inadequate to meet Wyoming's share of the cost of operating and maintaining the dam and reservoir, a supplemental operation and maintenance charge notice will be given, stating therein the amount of Wyoming's share of the additional funds required, and Wyoming shall advance the additional amount on or before the date specified in the supplemental notice. If funds advanced by Wyoming under this article exceed Wyoming's share of the actual costs of operation and maintenance of the dam and reservoir for the year for which advanced, the surplus shall be credited on the operation and maintenance charges to become due for succeeding years.

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UNITED STATES NOT LIABLE FOR WATER SHORTAGE

7. In the event that there is a shortage of project water resulting from inadequate precipitation or forecasting, inaccuracy in distribution or hostile diversion by third parties, prior or superior claims, or other similar causes, no liability shall accrue against the United States, or any of its officers, agents, or employees for any damage, directly or indirectly arising therefrom, and the payment to the United States provided for herein shall not be reduced because of such shortage. In the event of such shortages, uses of reservoir capacity, and water uses will be in accordance with priorities established by the Secretary.

TITLE TO PALISADES PROJECT TO REMAIN WITH UNITED STATES

8. (a) Title to the Palisades Project, including all works incidental and appurtenant thereto, shall remain with the United States.

(b) All revenues derived from the use or sale of power and energy developed at Palisades, including the existing as well as any future powerplants, as well as miscellaneous revenues realized in connection with the operation of the project shall be and remain the property of the United States.

RIGHT TO USE OF STORAGE CAPACITY

9. (a) For uses within the State of Wyoming, Wyoming shall have the sole and perpetual right to use the storage capacity purchased by it under this contract and to subcontract with others for use of said storage capacity. Agreements made by Wyoming with others shall be subject to the provisions of this contract, and a copy shall be filed with the Secretary, prior to being executed by Wyoming.

(b) Any use of water within the State of Idaho shall be according to the provisions of article 15 herein.

NATURE AND EXTENT OF PALISADES STORAGE RIGHT

10. (a) Beginning with the irrigation season indicated in article 4, Wyoming shall be entitled to have the following storage rights in Palisades Reservoir:

(1) The right to have stored to its credit during each storage season, two and seven hundred and fifty thousandths percent (2.750%) of all stored water in Palisades Reservoir during that season under the Palisades storage right.

(2) The right to have held over from one irrigation season to the next, stored water to which it is entitled. The total amount of stored water to Wyoming's credit at any time shall not, however, exceed the total amount of space in Palisades Reservoir available to Wyoming under this contract, and Wyoming's storage rights in Palisades Reservoir are hereby made subject to the provisions of (c) of this article.

(b) Stored water available under the rights in Palisades Reservoir created by this contract shall be available for delivery to Wyoming within these limitations:

Deliveries shall be limited at any time to the amount which can be delivered by means of Wyoming's proportionate share of the outlet capacity, taking into account the requirement of passing through the reservoir water belonging to prior rights and the physical limitations of the existing outlet works.

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(c) Under the provisions of the Act of September 30, 1950, the active capacity of Palisades Reservoir will be used jointly for irrigation and flood control storage in accordance with the operating plan set forth in House Document No. 720, 81st Congress, as that plan is implemented by rules of and regulations issued pursuant to section 7 of the Act of December 22, 1944 (58 Stat. 890). All of Wyoming's storage rights are subject to the operation of the reservoir in accordance with this subarticle. In the event Palisades Reservoir fails to fill during any storage season by reason of such flood control operations, the amount of shortage so attributable shall be prorated equally over all space allocated to storage of water for irrigation, municipal, or other miscellaneous purposes and shall be charged against all stored water including that, if any, carried over from prior irrigation seasons.

(d) Water ordered for use by Wyoming can be exchanged and delivered from Jackson Lake pursuant to this contract and shall be under the control of Wyoming only from the point of release immediately below Jackson Lake Dam to the Wyoming-Idaho border. Below this point and under the operation described in this subsection, Wyoming relinquishes all rights to use of the water in Idaho.

(e) An operating agreement will be developed between Reclamation and the State of Wyoming to cover the operation of Jackson Lake and Palisades Resevoirs and the delivery of Wyoming's water.

OBLIGATION UNDER SNAKE RIVER COMPACT

11. The 33,000 acre feet of space hereby contracted for by Wyoming is space held by the United States to meet replacement requirements under article III A.2. of the Snake River Compact, signed October 10, 1949. This contract does not affect the Snake River Compact.

JUN 22 1952

SAVING OF WINTER WATER; SPECIAL STORAGE RIGHT

12. (a) Certain water users organizations have contracted with the United States to make, for a period of 150 consecutive days during the period from November 1 through April 30 of each storage season, no diversions of water from the Snake River or any of its tributaries by means of its existing diversion works or by any other means.

(b) The total savings of water during each storage season as the result of curtailment of winter diversions by the water users organizations diverting from the Snake River who have contracted with the United States to curtail or cease diversions is agreed to be 143,000 acre-feet, of which 135,000 acre feet are attributable to curtailments by those diverting above American Fall Dam and 8,000 acre feet below that point. Wyoming, not participating in the winter water savings program, shall be entitled to no storage in Palisades Reservoir by reason of the program set out in this article.

(c) The right to store water pursuant to this article shall be prior in time over the storage rights held by the United States for American Falls Reservoir (the latter having a priority dated March 30, 1921), or any storage rights held by the United States or Wyoming that are junior to the American Falls rights. Wyoming hereby consents to the granting of special storage rights with a like priority to all water users organizations and all water users who, directly or indirectly, contract to curtail storage season diversions substantially as provided in (a) of this article within these maxima, as to special storage rights:

(1) For water users organizations and water users diverting above American Falls Dam -- 135,000 acre feet.

(2) For water users organizations and water users diverting between American Falls Dam and Milner Dam -- 8,000 acre feet, exclusive of the special storage rights described in (d) of this article.

(d) Wyoming also hereby consents to permitting the North Side Canal Company and the Twin Falls Canal Company to store, in either American Falls or Palisades Reservoir, during the months of November through March of any storage season under a priority like that provided in (c) above, water that would otherwise accrue to them within these rights:

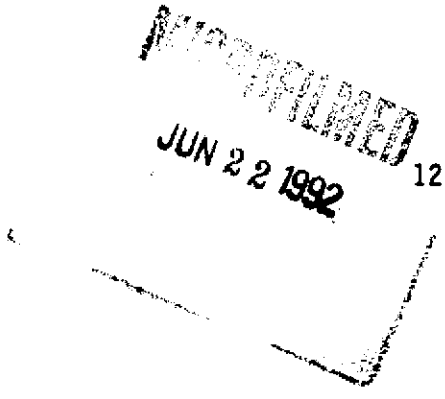
The rights of the North Side Canal Company and of the Twin Falls Canal Company, respectively, to divert at Milner Dam for domestic and livestock uses during those months as follows:

North Side Canal Company.....126,000 acre feet

Twin Falls Canal Company.....150,000 acre feet

within this limitation:

If, taking account of all storable water whether stored or not, Palisades and American Falls reservoirs fail to fill during any storage season, any water diverted during that storage season by the North Side Canal Company in excess of 126,000 acre feet (but not to exceed the amount of deficiency in fill), and by the Twin Falls Canal Company in excess of 150,000 acre feet (but not to exceed the amount of deficiency in fill), will be charged as of the end of that storage season against the allotment of American Falls storage to these respective companies.



Article 12 continued

This limitation in the case of the North Side Canal Company became effective the date Palisades became operative, but in the case of the Twin Falls Canal Company became operative in the first year in which that company exercised the special storage provision to which consent is here given.

WINTER POWER OPERATION; MINIDOKA POWERPLANT

13. (a) The United States, in its operation of American Falls and Minidoka dams during the storage season of each year is required to pass through enough water to satisfy existing diversion rights in the stretch of river down to and including Milner Dam and certain power rights below Milner Dam, and has the privilege under an existing decree to use at Minidoka Dam 2,700 cubic feet per second of water for the development of power. While the United States must operate the American Falls and Minidoka dams so as not to interfere with these third-party rights, it will be the objective of the United States in the operation of both its American Falls and Minidoka dams to curtail the release of additional water from American Falls Reservoir for power production at the Minidoka Powerplant during the storage season of any year whenever operation of the powerplant to the full extent of the water rights for power production would result in loss of irrigation water otherwise storable in the reservoir system. Accordingly, except as it is determined by the Secretary that additional water may be passed through American Falls and Minidoka dams without the loss of water that could be stored for irrigation in the reservoir system, the United States will, during each storage season, and continue so long as the provisions of (c) of this article remain operative, limit the release of water through those dams as follows:

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To the amount of water required to provide flows below Minidoka Dam sufficient to meet existing diversion rights in the reach of the river through Milner Dam and the power rights required to be recognized under the provisions of the contract of June 15, 1923, between the United States and the Idaho Power Company (Symbol and No. Ilr-733), as those diversion and power rights may be modified from time to time.

To the extent that it is practicable to do so, the Advisory Committee will be informed in advanced of any plans for the release of water in excess of the foregoing limitations; and that Committee will be furnished written reports as of the close of the storage season of each year showing, among other things, the releases actually made and the minimum, releases required to be made.

(b) Curtailment of releases as provided in (a) of this article will result in there being, in some years, additional water available for storage for irrigation purposes in American Falls, Island Park, and Palisades reservoirs. In any storage season when these reservoirs fail to fill, the saved water attributable to such curtailment shall be credited, first, to Island Park Reservoir to the extent of 45,000 acre-feet without regard to the priority of the storage permits held for that reservoir, and thereafter to American Falls, Island Park, and Palisades reservoirs in the order of priority of their respective storage permits, the crediting to Island Park Reservoir

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Article 13 continued

and to any storage right in any other reservoir (except the lower valley exchanged space in American Falls Reservoir) being contingent on the owners of these rights obligating themselves for their share of the annual payments for power replacement in keeping with the provisions of (e) of this article.

(c) For the purposes of this contract and without relinquishment of any part of the power rights herein described, it is assumed that but for curtailment of operations as provided in (a) of this article, units 1 through 6, or any replacement units of the Minidoka powerplant would be operated during the storage season of each year to the maximum extent practicable within the limits of the power rights therefor (2,700 second-feet as decreed by the District Court of the Fourth Judicial District of Idaho on June 20, 1913, in the case of Twin Falls Canal Company v. Charles N. Foster et al.) and that in consequence of operations under this article there may be losses in the production of power and energy at that plant. To offset such losses, the United States will, as nearly concurrently as practicable, make replacement by the delivery of power and energy into the Minidoka power system at the Minidoka powerplant from other interconnected Federal powerplants being operated under the Federal Reclamation Laws. Payment for such replacement power and energy shall be made by Wyoming and all other contractors having reservoir rights benefiting from the water savings resulting from operations under the provisions of (a) of this article in annual amounts determined as follows:

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Article 13 continued

(i) The payment for any year shall be the product, in dollars, of the then controlling average annual replacement requirement, in kilowatt-hours, times the price per kilowatt-hour, figured at 100 percent load factor, under the then existing rate schedule for the sale of firm power and energy from the plant or plants involved.

In determining replacement requirements under this article, no account is intended to be taken, by way of offset or otherwise, of the effect of any reservoir system storage operations on the seventh unit of the Minidoka powerplant.

(d) The average annual replacement requirement shall be the average of the annual replacement requirements of each year of the 20-year period ending on September 30 of the prior year. In deriving this average there shall be used, as annual net power production losses for each year, a net power production loss calculated on the basis of the comparison of (1) the total energy that could have been produced by units 1 through 6, or any replacement units, of the Minidoka powerplant based on the water flows actually recorded at the U.S.G.S. Minidoka gaging station (hereinafter called the Minidoka gage), corrected as hereinafter provided, and (2) the energy which theoretically could have been generated at those units with the flows at the Minidoka gage without a curtailment in winter power operation as provided in this article and exclusive of irrigation storage releases. Using

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Article 13 continued

conclusions reached as to flows and heads, the power loss calculations will be made by utilizing the power production curves shown in drawing No. 17-100-139 as shown in the document entitled "Criteria and Method for Determination of Certain Minidoka Powerplant Production Losses from Restrictions on Use of Water Rights," but increases in energy in any year by reason of taking American Falls storage into account as provided in subparagraph (iii) of this subarticle (d) shall be accounted for as compensating offset up to but not exceeding energy losses accruing in that year by reason of curtailment in power operations under this article.

To correct flows under (1) above, all storage releases except American Falls shall be excluded and the measure of American Falls storage passing the Minidoka gage shall be the increase in storage at that gage over that computed at the Blackfoot gaging station as shown in the annual report entitled "Annual Report, Watermaster's Report of Water District No. 1, Snake River and Tributaries above Milner" [1/], the latter further corrected for any American Falls storage that may have been present by reason of having been stored temporarily upstream and that portion of Palisades storage which was diverted above the Minidoka gage. In measuring American Falls storage, it shall be assumed that storage is released from downstream reservoirs first. The flow at the Minidoka gage without storage shall be taken to be the normal flow at that gage as shown by that same report. In determining water flows, with and without curtailment of power operations as provided by this article, these assumptions shall be used with respect to units 1 through 6, or any replacement units, of the Minidoka powerplant:

[1/] Previously referred to as the "Water Distribution and Hydrometric Work, District 01, Snake River, Idaho."

Article 13 Continued

(i) There is a right for power production to maintain a flow of 2,700 second-feet at Minidoka Dam during the storage season of each year in accordance with the decree entered June 20, 1913, supra, if that flow, disregarding the storage of saved water in the reservoir system under the provisions of this article, would be available at Minidoka Dam.

(ii) There is a right to use, within the hydraulic capacity of these units, whatever natural flow passes Minidoka Dam during each irrigation season.

(iii) Although there is no right to have water stored under American Falls Reservoir rights released for power production, during the period that such storage is being released for irrigation there will be more energy produced by these units than is attributable to the natural flow rights therefor, which shall be taken into account as a compensating offset as provided above in this subarticle (d).

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To determine controlling power heads, the effective power head for any period shall be derived on the basis of recorded forebay and tailwater elevations for that period.

The foregoing criteria for determinations of annual net power production losses may be changed from time to time but only if the changes are made in writing with the approval of the Secretary, the Advisory Committee, and the boards of directors of both the Burley and Minidoka irrigation districts. Determinations as to net power production losses for each year and the average annual replacement requirement under this article shall be made by a committee of three comprising the state watermaster of District No. 1, a representative to be selected jointly by the Burley and Minidoka irrigation districts and the North Side Canal Company, Ltd., and the officer of the United States in charge of the Minidoka Project, but, should that committee fail to make a determination for any year by January 1 of the year for which the determination is required, it may be made by the Secretary.

(e) The annual payment determined as provided in this article shall be apportioned among the benefiting reservoirs as follows: (i) beginning with the first full storage season of Palisades operation, seventy-eight percent (78%) to American Falls, twelve percent (12%) to Island Park, and ten percent (10%) to Palisades. The amount apportioned to each reservoir shall be accounted for as part of the operation and maintenance costs for which provisions for payment for Wyoming's share is made elsewhere in this contract. The amount apportioned to American Falls Reservoir shall be distributed equally over all space available for irrigation storage, excluding the lower valley exchanged space but including in lieu thereof the upper valley exchanged space in Jackson Lake Reservoir.

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Article 13 continued

(f) If the owners of any storage rights to benefit from the operation of this article fail to obligate themselves for their share of the annual payments for power replacement, hereunder, the saved water creditable to such rights and the power replacement costs chargeable thereto shall be redistributed according to a formula to be agreed on in writing between the Advisory Committee and the Secretary. Such formula shall, however, be as nearly consistent as practicable with the formula that would control but for such redistribution.

RULES, REGULATIONS, AND DETERMINATIONS--COMPLIANCE WITH RECLAMATION LAWS

14. (a) The parties agree that the delivery of water or the use of Federal facilities pursuant to this contract is subject to Reclamation law, as amended and supplemented, and the rules and regulations promulgated by the Secretary under Reclamation law.

(b) The Secretary shall have the right to make determinations necessary to administer this contract that are consistent with the expressed and implied provisions of this contract, the laws of the United States and the States of Idaho and Wyoming, and the rules and regulations promulgated by the Secretary.

(c) Contracts made by Wyoming with others shall be subject to the provisions of this contract, and a copy shall be filed with the United States. The United States shall be afforded an opportunity to review all contracts prior to execution by Wyoming.

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RENTAL OF WATER

15. (a) For use in Idaho, Wyoming may rent stored water only through the Idaho Water Bank (Idaho Code, Section 42, 1761-1766) which has accrued to its credit in Palisades Reservoir, but such rentals shall be for terms not exceeding 20 years and at rates to be approved in advance by the Secretary and the Advisory Committee. Rates shall not exceed the annual cost under Wyoming's obligation, when computed on an annual basis, to the United States which are properly apportionable to such water, plus an amount sufficient to cover other annual costs of Wyoming which are properly apportionable thereto.

(b) Stored water in Palisades Reservoir ordered by Wyoming and released by exchange from Jackson Lake cannot be placed in the Idaho Water Bank for rental.

POINTS OF DELIVERY OF WATER MEASUREMENT AND LOSSES

16. (a) Stored water to which Wyoming is entitled under this contract will be delivered and measured at the outlet of the reservoir from which the water is actually delivered, without regard to whether it is water accruing to storage rights in the reservoir. Wyoming will bear all losses chargeable to such water between the outlet of the delivering reservoir and Wyoming's point of diversion from the river.

(b) In addition to other specific provisions as to the distribution of losses chargeable to stored water, there shall be charged against stored water held under this contract to the credit of Wyoming in any reservoir of the system at the end of any irrigation season one and one-half percent (1.5%) to offset evaporation losses. Such charge shall be made as of not later than the end of the ensuing storage season.

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PAYMENT OF COSTS IN DELIVERY AND DISTRIBUTION OF STORED WATER

17. (a) Wyoming shall pay, in addition to its proportionate share of the costs of operation and maintenance of the Palisades Reservoir as provided under article 6 of this contract, its proportionate share of all costs of the delivery and distribution of water beyond the outlet works of the delivering reservoirs. These costs shall include, with respect to costs incurred by the United States, all costs and expense of whatsoever nature or kind in connection with, growing out of, or resulting from the distribution of stored water, the protection of stored water between the reservoir and the points of diversion from the river including the prevention of diversion of such water by parties not entitled thereto. Whatever costs of this character are incurred by the United States shall be distributed among Wyoming and all others on whose behalf such costs have been incurred on the basis that the operation and maintenance costs of the reservoir from which the water was delivered are distributed among the various rights. Unless otherwise agreed in writing by the Secretary and the Advisory Committee, such costs shall be paid annually and for billing purposes shall be included as part of the operation and maintenance costs under article 6 of this contract.

(b) Wyoming shall also pay its proportionate share of the costs incurred by the watermaster in the delivery and distribution of water in accordance with the provisions of article 20 to the extent that those represent costs incurred other than by the activities of the United States in the delivery and distribution of water. The costs will be apportioned and paid in accordance with the provisions of the laws of the State of Idaho.

SYSTEM RESERVOIR OPERATIONS FLEXIBILITY

18. (a) The United States operates and maintains a reservoir system on the Snake River including Jackson Lake, Palisades, American Falls, Minidoka, Island Park, Ririe, and Grassy Lake Dams and has certain operational flexibilities with respect to water storage, reservoir releases, and river flows.

(b) To the extent possible, the United States will operate the reservoir system to deliver water ordered pursuant to this contract. Daily accounting of storage ownership and use will assure that flow releases are properly charged to Wyoming storage and that nonparties to this agreement are not charged.

TEMPORARY STORAGE AND EXCHANGE OF WATER: RELEASE OF JACKSON LAKE AND PALISADES WATER FOR POWER PRODUCTION

19. (a) It is the purpose of the United States and the water users having storage rights in the reservoir system (including Wyoming) to have the reservoir system so operated as to effect the greatest possible conservation of water. In keeping with this purpose, the endeavor will be to hold stored water in reservoir system space that is farthest upstream. Water in storage in any of the reservoirs of the system may, however, when the watermaster, and the Advisory Committee determine this to be in the interest of water conservation, be held temporarily in unoccupied space in any other reservoir of the system. And Wyoming hereby consents to the making, with the approval of the watermaster, of annual exchanges of stored water among the various reservoirs of the system. No such temporary holding of water or such annual exchanges shall, deprive any entity of water accruing to space held for its benefit.

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(b) During any storage season, the United States, after consultation with the Advisory Committee, may release stored water from Palisades Reservoir for the maintenance of power production at Palisades dam powerplant and may store such water in American Falls Reservoir. The release of such water will be confined, however, in storage seasons when it appears that American Falls, Palisades, and Jackson Lake reservoirs will fail to fill, to water required for the maintenance of a minimum firm power production (estimated to be about 11,000,000 kilowatt-hours per month at an average production of 15,000 kilowatts) and which can be stored in American Falls Reservoir; and no such release shall be made that will preclude the later delivery of water, by exchange or otherwise, to the upper valley entities entitled thereto.

ORDERING OF WATER

20. The ordering of stored water shall be effected by Wyoming by notifying the Superintendent, Minidoka Project, giving notice a period in advance, of the amount of water, within the limits of its water entitlements, to be delivered during each day. At the beginning of each calendar year Wyoming shall designate in writing to the Superintendent, Minidoka Project, the Wyoming official responsible for ordering water under this contract. The District 1 watermaster will be responsible for determining from day to day the amount of stored water required to be released from the various reservoirs of the system to comply with the requirements of Wyoming and all other entities entitled to the delivery of stored water only in response to orders from the watermaster. The watermaster shall be responsible for the accounting of all diversions. Diversions by Wyoming in excess of entitlements shall be charged

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against stored water subsequently accruing to Wyoming's credit under this contract or any other contract with respect to storage in the reservoir system.

COMPLAINTS REGARDING WATER SUPPLY

21. The United States and its officers, agents and employees in charge of reservoirs in the reservoir system and the watermaster will use their best efforts and best judgment to deliver to Wyoming its proportionate share of the water to which it is entitled under this contract. Should Wyoming feel aggrieved because of an alleged mistake or inaccuracy in the delivery of water or in the division of stored water among the parties entitled to such water from the reservoir system, then Wyoming shall immediately report such alleged mistake or inaccuracy to the watermaster and to the Superintendent, Minidoka Project. If it is subsequently determined that Wyoming's proportionate share of stored water is not being delivered, the error will be corrected as early as possible. To the extent permitted by State and Federal law, no liability, however, shall accrue against the United States, its officers, agents or employees, or the watermaster for damage, direct or indirect, arising by reason of shortages in the quantity of water available through the reservoir system by reason of drought, inaccuracy in distribution or hostile diversions by third parties, prior or superior claims, accident to or failure of the facilities comprising the reservoir system, whether or not attributable to negligence of officers, agents or employees of the United States, or to other similar causes of whatsoever kind. Nor shall Wyoming's obligations under article 6 to the United States under this contract be reduced by reason of such shortages or interruptions.

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PROTECTION OF WATER RIGHTS

22. In case any dispute arises as to the character, extent, priority or validity of any of the storage rights held in the name of the United States for the benefit of Wyoming in connection with its rights under this contract, the United States may, independently of Wyoming, bring and prosecute judicial proceedings for the determination of such dispute, and take all other measures necessary toward the defense and protection of its water rights, and such protection may be brought and prosecuted by Wyoming.

REFUSAL TO DELIVER WATER IN CASE OF DEFAULT

23. No water available to Wyoming under this contract shall be delivered to or for Wyoming if Wyoming is in arrears in the advance payment of operation and maintenance charges owed to the United States, if any, or more than twelve (12) months in arrears in the payment of any other amount owed to the United States under this contract. The provisions of this article are not exclusive and shall not in any manner prevent the United States from exercising any other remedy given by this contract or by law to enforce the collection of any payments due under the terms of this contract.

ADVISORY COMMITTEE

24. (a) In its operation and maintenance of the various dams and reservoirs of the reservoir system, the United States, acting through the Regional Director of the Bureau of Reclamation or his designee or such other officer as may be designated in writing by the Secretary, shall consult from time to time with the Advisory Committee on the various matters specifically requiring consultation under the terms of this contract and on such other matters as will have a substantial bearing on the determination of the amount

DEPARTMENTAL RECORDS
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of stored water to be available in the various reservoirs and on the costs of operation and maintenance of these reservoirs which are required to be borne by the space allocated to irrigation storage. The representative of the United States will meet with the Advisory Committee from time to time, but not less often than two times each year, at such dates and places as may be fixed by the Advisory Committee.

(b) Informal memoranda concerning working arrangements for the carrying out of the provisions of this article may be entered into from time to time between the Regional Director or other designated representative of the Secretary and the Advisory Committee.

(c) The Advisory Committee is agreed to be the Committee of Nine, as that committee may be constituted from time to time. The Committee of Nine shall continue to function as the Advisory Committee under this contract until a different representative body has been designated by a vote of the majority of the water users voting at any regular annual meeting of the water users of District No. 1, held as provided by law. Further designations of bodies to serve as the Advisory Committee may be made from time to time by this same election process.

NOTICES AND DESIGNATION OF RESPONSIBLE AGENCIES

25. Any notice, demand, or request authorized or required by this contract shall be deemed to have been given, on behalf of the Contractor, with the exception of the ordering of water provision in article 20, when mailed, postage prepaid, or delivered to the Regional Director, PN Region, Bureau of Reclamation, Box 043, 550 West Fort Street, Boise ID 83724-0043, and on behalf of the United States, when mailed, postage prepaid, or delivered to the Wyoming Water Development Commission, State of Wyoming, Herschler Building,

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Cheyenne, Wyoming 82002; and to the State Engineers' Office, State of Wyoming, Herschler Building, Cheyenne, Wyoming 82002. The designation of the addressee or the address may be changed by notice given in the same manner as provided in this article for other notices.

STANDARD PROVISIONS

The Standard Provisions applicable to this contract are listed below. the full text of these articles is attached as Exhibit A and is hereby made a part of this contract.

A. Charge For Delinquent Payments

B. Officials Not To Benefit

C. Assignment Limited--Successors And Assigns Obligated

D. Books, Records And Reports

E. Quality Of Water

F. Water And Air Pollution Control

G. Water Conservation

H. Equal Opportunity

I. Compliance With Civil Rights Laws and Regulations

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Article 25 continued

IN WITNESS WHEREOF, the parties hereto have caused this contract to be executed the day and year first above written.

UNITED STATES OF AMERICA

By _____
Regional Director, PN Region
Bureau of Reclamation
Box 043 - 550 West Fort Street
Boise, Idaho 83724

CONTRACTOR

By _____
Mike Sullivan
Governor, State of Wyoming

ATTEST:

_____

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STATE OF WYOMING)
: ss
County of _____)

On this _____ day of _____, 19___, before me,

_____, a Notary Public, personally appeared,

_____, the individual(s) described in and who executed the within and foregoing instrument.

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

_____
Notary Public in and for the
State of Wyoming
(SEAL) Residing at:

My commission expires:

* * * * * * * * * *

STATE OF _____)
: ss
County of _____)

On this _____ day of _____, 19___, personally appeared before me _____, known to me to be the official of the United States of America that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of said United States, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument.

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

_____
Notary Public in and for the
State of _____
(SEAL) Residing at:

My commission expires:

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EXHIBIT A

STANDARD PROVISIONS

The Contractor, as referred to in the following Standard Provisions, shall be the State of Wyoming.

CHARGES FOR DELINQUENT PAYMENTS

A. (1) The Contractor shall be subject to interest, administrative and penalty charges on delinquent installments or payments, pursuant to section 11 of the Debt Collection Act of 1982 (Public Law 97-365). When a payment is not received within 30 days of the due date, the Contractor shall pay an interest charge for each day the payment is delinquent beyond the due date. When a payment becomes 60 days delinquent, the Contractor shall pay an administrative charge to cover additional costs of billing and processing the delinquent payment. When a payment is delinquent 90 days or more, the Contractor shall pay an additional penalty charge of 6 percent per year for each day the payment is delinquent beyond the due date. Further, the Contractor shall pay any fees incurred for debt collection services associated with a delinquent payment.

(2) The interest charge rate shall be the greater of the rate prescribed quarterly in the Federal Register by the Department of the Treasury for application to overdue payments, or the interest rate of 0.5 percent per month prescribed by section 6 of the Reclamation Project Act of 1939 (Public Law 76-260). The interest charge rate shall be determined as of the due date and remain fixed for the duration of the delinquent period.

(3) When a partial payment on a delinquent account is received, the amount received shall be applied first to the penalty and administrative charges, second, to the accrued interest, and third to the overdue payment.

OFFICIALS NOT TO BENEFIT

B. No Member of or Delegate to Congress, Resident Commissioner or official of the Contractor shall benefit from this contract other than as a water user or landowner in the same manner as other water users or landowners.

ASSIGNMENT LIMITED--SUCCESSORS AND ASSIGNS OBLIGATED

C. The provisions of this contract shall apply to and bind the successors and assigns of the parties hereto, but no assignment or transfer of this contract or any right or interest therein shall be valid until approved in writing by the Contracting Officer.

BOOKS, RECORDS AND REPORTS

D. The Contractor shall establish and maintain accounts and other books and records pertaining to administration of the terms and conditions of this contract, including: the Contractor's financial transactions, water supply data, project operation, maintenance and replacement logs, and project land and rightof-way use agreements; the water users' land-use (crop census), landownership, land-leasing and water-use data; and other matters that the Contracting Officer may require. Reports thereon shall be furnished to the Contracting Officer in such form and on such date or dates as the Contracting Officer may require. Subject to applicable Federal laws and regulations, each party to this contract shall have the right during office hours to examine and make copies of the other party's books and records relating to matters covered by this contract.

QUALITY OF WATER

E. The operation and maintenance of project facilities shall be performed in such manner as is practicable to maintain the quality of raw water made available through such facilities at the highest level reasonably attainable, as determined by the Contracting Officer. The United States does not warrant the quality of water and is under no obligation to construct or furnish water treatment facilities to maintain or better the quality of water.

WATER AND AIR POLLUTION CONTROL

F. The Contractor, in carrying out this contract, shall comply with all applicable water and air pollution laws and regulations of the United States and the State of Wyoming, and shall obtain all required permits or licenses from the appropriate Federal, State, or local authorities.

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WATER CONSERVATION

G. Prior to the delivery of water for consumptive uses in Wyoming provided from or conveyed through federally constructed or federally financed facilities pursuant to this contract, the Contractor shall develop an effective water conservation program acceptable to the Contracting Officer. The water conservation program shall contain definite water conservation objectives, appropriate economically feasible water conservation measures, and time schedules for meeting those objectives. At subsequent 6-year intervals, the Contractor shall submit a report on the results of the program to the Contracting Officer for review. Based on the conclusions of the review, the Contracting Officer and the Contractor shall consult and agree to continue or to revise the existing water conservation program.

EQUAL OPPORTUNITY

H. (1) The Contractor hereby agrees to incorporate, or cause to be incorporated, into any contract for construction work, or modification thereof, as defined in the regulations of the Secretary of Labor at 41 CFR, Chapter 60, which is paid for, in whole or in part, with funds obtained from the Federal Government or borrowed on the credit of the Federal Government pursuant to grant, contract, loan, insurance, or guarantee, or undertaken pursuant to any Federal program involving such grant, contract, loan, insurance, or guarantee, the following Equal Opportunity (Federally Assisted Construction) clause:

During the performance of this contract, the contractor agrees as follows:

(a) The contractor will not discriminate against any employee because of race, color, religion, sex, or national origin. The contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex or national origin. Such action shall include, but not be limited to the following: Employment, upgrading demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided setting forth the provisions of this nondiscrimination (Federally Assisted Construction) clause.

(b) The contractor will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without discrimination because of race, color, religion, sex, or national origin.

(c) The contractor will send to each labor union or representative of works, with which it has a collective bargaining agreement or other contract or understanding, a notice to be provided advising the said labor union or works representative of the contractor's commitments under this section, and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

(d) The contractor will comply with all provisions of Executive Order No. 11246 of September 24, 1965, as amended, and of the rules, regulations, and relevant orders of the Secretary of Labor.

(e) The contractor will furnish all information and reports required by said amended Executive Order and by the rules, regulations, and orders of the Secretary of Labor, or pursuant thereto, and will permit access to its books, records, and accounts by the Contracting Officer and the Secretary of Labor for purposes of investigation to ascertain compliance with such rules, regulations, and orders.

(f) In the event of the contractor's noncompliance with the nondiscrimination clauses of this contract or with any of the said, rules, regulations, or orders, this contract may be canceled, terminated, or suspended, in whole or in part, and the contractor may be declared ineligible for further Government contracts or federally assisted construction contracts in accordance with procedures authorized in said amended Executive Order and such other sanctions may be imposed and remedies invoked as provided in said Executive Order, or by rule, regulation, or order of the Secretary of Labor, or as otherwise provided by law.

(g) The contractor will include the portion of the sentence immediately preceding paragraph (1) and the provisions of paragraphs (1) through (7) in every subcontract or purchase order unless exempted by the rules, regulations, or orders of the Secretary of Labor issued pursuant to section 204 of said amended Executive Order so that such provisions will be binding upon each subcontractor or vendor. The contractor will take such action with respect to any subcontract or purchase order as the Contracting Officer may direct as a means of enforcing such provisions, including sanctions for

noncompliance: Provided, however, That in the event a contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the Contracting Officer, the contractor may request the United States to enter into such litigation to protect the interests of the United States.

(2) The Contractor further agrees that it will be bound by the above Equal Opportunity clause with respect to its own employment practices when it participates in federally assisted construction work: Provided, That if the Contractor so participating is a State or local government, the above Equal Opportunity clause is not applicable to any agency, instrumentality or subdivision of such government which does not participate in work on or under the contract.

(3) The Contractor agrees that it will assist and cooperate actively with the Contracting Officer and the Secretary of Labor in obtaining the compliance of contractors and subcontractors with the Equal Opportunity clause and the rules, regulations, and relevant orders of the Secretary of Labor, that it will furnish the Contracting Officer and the Secretary of Labor such information as they may require for the supervision of such compliance, and that it will otherwise assist the Contracting Officer in the discharge of his primary responsibility for securing compliance.

(4) The Contractor further agrees that it will refrain from entering into any contract or contract modification subject to said amended Executive Order with a contractor debarred from, or who has not demonstrated eligibility for, Government contracts and federally assisted construction contracts pursuant to said amended Executive Order and will carry out such sanctions and penalties for violation of the Equal Opportunity (Federally Assisted Construction) clause as may be imposed upon contractors and subcontractors by the Contracting Officer or the Secretary of Labor pursuant to Part II, Subpart D, of the Executive Order. In addition, the Contractor agrees that if it fails or refuses to comply with these undertakings, the Contracting Officer may take any or all of the following actions: Cancel, terminate, or suspend, in whole or in part, this contract; refrain from extending any further assistance to the Contractor under the programs with respect to which its failure or refusal occurred until satisfactory assurance of future compliance has been received from such contractor; and refer the case to the Department of Justice for appropriate legal proceedings.

COMPLIANCE WITH CIVIL RIGHTS LAWS AND REGULATIONS

I. (1) The Contractor shall comply with Title VI of the Civil Rights Act of 1964 (42 U.S.C. 2000d), Section 504 of the Rehabilitation Act of 1973 (P.L. 93-112, as amended), the Age Discrimination Act of 1975 (42 U.S.C. 6101, et seq.) and any other applicable civil rights laws, as well as with their respective implementing regulations and guidelines imposed by the U.S. Department of the Interior and/or Bureau of Reclamation.

(2) These statutes require that no person in the United States shall, on the grounds of race, color, national origin, handicap, or age, be excluded from participation in, be denied the benefits of, or be otherwise subjected to discrimination under any program or activity receiving financial assistance from the Bureau of Reclamation. By executing this contract, the Contractor agrees to immediately take any measures necessary to implement this obligation, including permitting officials of the United States to inspect premises, programs, and documents.

(3) The Contractor makes this agreement in consideration of and for the purpose of obtaining any and all Federal grants, loans, contracts, property discounts or other Federal financial assistance extended after the date hereof to the Contractor by the Bureau of Reclamation, including installment payments after such date on account of arrangements for Federal financial assistance which were approved before such date. The Contractor recognizes and agrees that such Federal assistance will be extended in reliance on the representations and agreements made in this article, and that the United States reserves the right to seek judicial enforcement thereof.

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The Following Documents Are
Part of This Contract

Document entitled **"Criteria and Method for Determination of Certain Minidoka Powerplant Production Losses From Restrictions on Use of Water Rights"**

Document entitled **"Palisades Project - Operating Plan for Palisades Reservoir as set Forth in the Appendixes of House Document No. 720, 81st Congress"**

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CRITERIA AND METHOD FOR DETERMINATION OF CERTAIN MINIDOKA POWERPLANT PRODUCTION LOSSES FROM RESTRICTIONS ON USE OF WATER RIGHTS

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

Region I

August 1952

Boise, Idaho

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Criteria and Method for Determination of Certain Minidoka Powerplant Production Losses from Restrictions on Use of Water Rights

In this document are set forth: In Part I, a statement, in general terms, of the purposes to be served by the curtailment in the exercise of the water rights held by the United States for power production at American Falls and Minidoka dams, and a statement in more specific terms of the measure of curtailment and the basic assumptions and criteria that, by contracts made and to be made with affected water users and water users' organizations under the terms of the Act of September 30, 1950, Public Law 864, 81st Congress (herein called the 1950 Act), are made controlling in these matters; and in Part II, by way of illustration, the methods and procedures used to determine the usable-flows available at the Minidoka powerplant and the related power production by units 1 through 6 from such flows for the period October 1, 1931, to September 30, 1951, under the basic assumptions and criteria, and, in more detail, the calculations for the water year 1945, being the 12-month period ending September 30, 1945.

PART I

BASIC ASSUMPTIONS AND CRITERIA

The need for conserving the waters of the Snake River above Milner Dam for irrigation purposes requires the limiting of the use of water for power generation at American Falls and Minidoka dams below amounts that would accrue to rights that are available to the United States for power production at those dams. The measure of the cultailment

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in use of water is, by a series of contracts entered into or to be entered into under the terms of the 1950 Act, to be as follows:

"Except as it is determined by the Secretary that additional water may be passed through American Falls and Minidoka dams without the loss of water that could be stored for irrigation in the reservoir system, the United States will, during each storage season beginning October 1, 1952, * * * limit the release of water through those dams as follows:

To the amount of water required to provide flows below Minidoka Dam sufficient to meet existing diversion rights in the reach of the river through Milner Dam and the power rights required to be recognized under the provisions of the contract of June 15, 1923, between the United States and the Idaho Power Company (Symbol and No. Ilr-733), as those diversion and power rights may be modified from time to time."

Such curtailment in the exercise of power rights at Minidoka dam will result in a loss of generation at units 1 through 6 of that powerplant but will result in the saving of water for storage for irrigation use. The water so saved is, under the contracts made and to be made under the 1950 Act, to be credited to American Falls, Island Park, and Palisades reservoirs. In compensation for such losses in power generation, replacement power will be provided to the Minidoka power system, and, based on a moving average of the net annual amount of replacement power and energy required, the costs thereof will be charged to the

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beneficiaries of the resultant water saving. By contracts made and to be made under the 1950 Act, these basic assumptions and criteria are controlling in determining the annual net power replacement requirements:

A. For the period beginning October 1, 1931, and ending September 30, 1951, the annual net power production losses for each year are those stated in Table 1, set out in the Part I appendices.

B. For each year thereafter, a net power production loss is to be calculated on the basis of the comparison of (1) the total energy that could have been produced by units 1 through 6 of the Minidoka powerplant, based on the water flows actually recorded at U.S.G.S. Minidoka gaging station (hereinafter called the Minidoka gage), corrected as hereinafter provided, and (2) the energy which theoretically could have been generated at these units with the flows at the Minidoka gage without the agreed curtailment in winter power operation and exclusive of irrigation storage releases. 1/

1/ The flows recorded at the Minidoka gage for (1), as corrected, or the flows at the Minidoka gage without curtailment in winter power operation and exclusive of irrigation storage releases for (2) used in accordance with this provision of the controlling contracts are not to be reduced by an allowance for leakage at Minidoka dam.

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C. To correct flows under B(1) above, all storage releases except American Falls shall be excluded and the measure of American Falls storage passing the Minidoka gage shall be the increase in storage flow at that gage over that computed at the Blackfoot gaging station as shown in the annual report of the Watermaster, District No. 36, entitled "Water Distribution and Hydrometic Work, District 36, Snake River, Idaho", the latter further corrected for any American Falls storage that may have been present by reason of having been stored temporarily upstream and for that portion of Palisades storage which was diverted above the Minidoka gage. In measuring American Falls storage, it shall be assumed that downstream storage is released first. The flow at the Minidoka gage without storage shall be taken to be the normal flow at that gage as shown by that same report.

D. In determining water flows, with and without the agreed curtailment of power operations, these assumptions are to be used with respect to the power rights of units 1 through 6 of the Minidoka powerplant:

(1) There is a right for power production to maintain a flow of 2,700 second-feet at Minidoka dam during the storage season of each year in accordance with the decree entered June 20, 1913 (District Court of the Fourth Judicial District of Idaho in

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the case of Twin Falls Canal Company v. Charles N. Foster, et al.), if that flow, disregarding the storage of saved water in the reservoir system, would be available at Minidoka dam.

(2) There is a right to use, within the hydraulic capacity of these units, whatever natural flow passes Minidoka dam during each irrigation season.

(3) Although there is no right to have water stored under American Falls reservoir rights released for power production, during the period that such storage is being released for irrigation there will be more energy produced by these units than is attributable to the natural flow rights therefor, which shall be taken into account as a compensating offset as provided in F. below.

E. The effective power head for any period shall be derived on the basis of recorded forebay and tailwater elevations for that period.

F. Using conclusions reached as to flows and heads, the power loss calculations for each year after September 30, 1951, under B above, will be made by utilizing the power production curves shown on drawing No. 17-100-139[2/], a copy of which is set out in the Part I appendices, but increases in energy in any year by reason of taking American Falls storage into account as indicated by subparagraph 3 of D above shall be accounted for as a compensating offset

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up to but not exceeding energy losses accruing in that year by reason of curtailment in power operations as provided in the controlling contracts made and to be made under the 1950 Act.

The contracts made and to be made provide that the average replacement requirement for the year ending September 30, 1953, is to be 5,699,000 kilowatt-hours, being the average annual replacement requirement for the 20-year period ending September 30, 1951, and that the average annual replacement requirement for the year ending September 30, 1954, shall be the average of the annual replacement requirements for each year of the 20-year period ending September 30, 1953, and for each 12-month period after September 30, 1954, shall be the average of the annual replacement requirements of each year of the 20-year period ending September 30 of the prior year.

2/ Duplicate originals of this drawing are on file with the officer of the United States in charge of the Minidoka Project, the watermaster of District No. 36, and the Burley Irrigation District.

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PART II

CALCULATION OF USABLE-FLOWS AND POWER PRODUCTION

By way of illustration, this part describes the calculations that were made, in connection with Table 1, with respect to usable-flows available at Minidoka powerplant and the power that would be produced by units 1 to 6 from such flows; and also includes detailed computations for the water year 1945.

Computation of Flows Usable for Power Production.

The net annual power loss by Units 1-6 of the Minidoka Power Plant, as defined by contracts, referred to in Part I, is based on flows at the United States Geological Survey gaging station near Minidoka, Idaho, hereinafter referred to as the Minidoka gage, for two sets of conditions.

Condition I.--Under this condition the restrictions on use of the Minidoka water rights are in effect and Jackson Lake storage-flows are excluded during the irrigation season prior to October 1.

Condition II.--Under this condition there are no restrictions on use of the Minidoka water rights and all storage-flows are excluded during the irrigation season prior to October 1.

Following is an explanation of the methods used to derive these flows for the period October 1, 1931 through September 30, 1951. All basic flow data for this computation were taken directly from the annual reports on "Water Distribution and Hydrometric Work, District 36, Snake River, Idaho", except that the October through March flows for the water-years 1932, 1933, and 1934 were adjusted to reflect the restrictions

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on the use of the water power rights at Minidoka Dam. The historical flows for water-years 1935 through 1951 were assumed to be essentially the same as would have occurred with restricted use of the Minidoka power rights under the terms of the contracts made or to be made under the terms of the 1950 Act.

The water-year was divided into two periods; the Storage Period and the Storage-release Period. The Storage-release Period was defined as that period during the irrigation season and prior to October 1, during which time storage-flows were indicated at the Minidoka gage, or at the United States Geological Survey gaging station near Blackfoot, Idaho, hereinafter referred to as the Blackfoot gage. The remainder of the water-year was considered to be the Storage Period. The computation of the flows available, under each of the two conditions, was made on a daily basis. The maximum hydraulic capacity of Units 1-6 of the Minidoka Power Plant is 3700 cubic feet per second, therefore, flows in excess of this amount cannot be used by these units. In recognition of this fact, usable-flows were limited to 3700 cubic feet per second. Inasmuch as elevation 4236 was used as the minimum elevation of Lake Walcott for satisfactory power generation, for the purpose of this computation it was assumed that during periods when the Lake Walcott pool was below elevation 4236 there were no usable-flows. Usable-flows are those flows which could have been utilized for power production by Units 1-6. The daily usable-flows for each month were converted to average monthly flows in order to simplify the power computations which are discussed in a later section of this document. The detailed compu-

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tation of flows for water-year 1945 is shown in Tables 2 and 3 to illustrate the methods used.

Condition I. Usable-Flows, Units 1-6, with Restricted Use of the Minidoka Water Rights and excluding Jackson Lake Storage-Flows. The usable-flows under this condition were assumed to be the flows of the Snake River as recorded at the Minidoka gage, with adjustments to exclude Jackson Lake storage-flows which were present and to exclude flows which were in excess of the maximum hydraulic capacity of Units 1-6. The amount of Jackson Lake storage-flows passing the gaging station near Minidoka was determined by a comparison of the daily amounts of storage-flows at the Minidoka gage with those storage-flows indicated at the Blackfoot gage for the preceding day. One day travel-time was assumed between the two gages. All storage-flow data were taken from the table "Daily Segregation of Data at and between Snake River Gaging Stations," as contained in the annual reports "Water Distribution and Hydrometric Work, District 36, Snake River, Idaho." Three assumptions were used in determining the amount of Jackson Lake storage-flows passing the Minidoka gaging station.

1. When the storage-flows near Blackfoot exceeded the storage-flows at Minidoka then the Jackson Lake storage-flows at Minidoka were assumed equal to the total storage-flows at Minidoka.

2. When the storage-flows at Blackfoot were less than the storage-flows at Minidoka then the Jackson Lake storage-flows at Minidoka were assumed equal to the storage-flows at Blackfoot.

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3. When the storage-flows at either Blackfoot or Minidoka were negative the Jackson Lake storage-flows at Minidoka were assumed to be zero.

No adjustment was required for Jackson Lake storage-flows at the Minidoka gage during the Storage Period since only the Storage-release Period flows from that reservoir are excluded under the terms of the contracts. All flows recorded at the Minidoka gage during the storage period are assumed to be natural flows. During the Storage-release Period, that part of the recorded flows at the Minidoka gage which remained, after the adjustment was made for Jackson Lake storage-flows, was considered to be available for use by Units 1-6 under Condition I. Usable-flows under this condition were limited to 3700 cubic feet per second, the maximum hydraulic capacity of Units 1-6. The detailed computation of these flows for the water year 1945 is shown in Table 2.

Condition II, Usable-Flows, Units 1-6, Without Restrictions on Use of Minidoka Water Rights and Excluding Storage-Flows. During the Storage-Period, usable-flows under this condition were computed by adjusting the recorded flow at the Minidoka gage as follows:

1. If the recorded flows at the Minidoka gage were in excess of 2700 cubic feet per second, the recorded flows up to 3700 cubic feet per second (maximum hydraulic capacity Units 1-6) were assumed to be the usable-flows.

2. If the recorded flows at the Minidoka gage were less than 2700 cubic feet per second, then the usable-flows without restriction on use of the Minidoka power rights were assumed to be equal to the adjusted-

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flows at the Minidoka gage up to a maximum of 2700 cubic feet per second. The adjusted-flows are obtained by adding the amount of water stored in American Falls Reservoir for the same day. That part of the adjusted-flows which is in excess of 2700 cubic feet per second may be stored in American Falls Reservoir without adversely affecting the basic power right for 2700 cubic feet per second at Minidoka Dam and is not included as a part of the usable-flows.

During the Storage-release Period the usable-flows without benefit of storage-flows were considered to be the normal flows at the Minidoka gage as indicated in the table "Daily Segregation of Data at and between Snake River Gaging Stations," as contained in the annual reports, "Water Distribution and Hydrometric Work, District 36, Snake River, Idaho," or 3700 cubic feet per second whichever were least.

Table 3 shows the detailed computations for deriving the usable-flows under Condition II for water-year 1945.

Computation of Power Production

The power production by units 1 through 6 of the Minidoka plant was computed for both Conditions I and II for the period October 1, 1931, through September 30, 1951, based on the average monthly flows as determined by the methods previously discussed and the family of output curves (discharge versus kilowatts), and the capability curve, (head versus kilowatts) shown on drawing 17-100-139.

When the usable-flows equaled or exceeded the hydraulic capacity of the six units, the power output was determined from the power capability curve (head versus kilowatts) (drawing 17-100-139) and the curve value

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multiplied by the factor 0.965. When usable-flows were below the hydraulic capacity of the six units, the power output was determined from the power output curves (discharge versus kilowatts) (drawing 17-100-139) and the curve value multiplied by the factor 0.9. Determination of the hydraulic capacity for the six units for any head was made from the hydraulic capacity curve shown on drawing 17-100-140 derived from the output curves. The upper limit of continuous output from the units has been established on the basis of past records, and this point is indicated on the power capability curve. Elevation 4236.0 was used as the minimum pool elevation of Lake Walcott for satisfactory power generation.

Table I, Annual Net Power Production Losses for the Period October 1, 1931 through September 30, 1951. The net power losses for each year for this period were determined from the power production calculations, later described and illustrated for water-year 1945 in Tables 4 and 5. Derivation of the net loss for each year is illustrated by the computations for the year 1945 as shown on Table 6. The annual net power losses for each year of the 20-year period are summarized on Table 1 and result in an average annual net power loss for the period of 5,699,000 kilowatt hours.

Condition I. Power Generation from the Average Monthly Usable-Flows with Restricted Use of the Minidoka Water Rights and Excluding Jackson Lake Storage-Flows. The computation of power generation was made by using the output curves (drawing 17-100-139) and the flows available for power production appearing in Table. 2. The average

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gross power head was determined from the basic data shown in the annual reports on "Water Distribution and Hydrometric Work, District 36, Snake River, Idaho," and from reservoir area-capacity curves or tables and tailwater curves. The details are illustrated by the computation of power generation for the water-year 1945 shown in Table 4.

Condition II. Power Generation from the Average Monthly Usable-Flows without Restricted use of Minidoka Water Rights and Excluding all Storage-Flows. The average gross power head for this condition was taken to be the same as that used for Condition I based on assumptions which can be reasonably supported: (1) The operation of Lake Walcott without restriction of the Minidoka water rights would be essentially the same. (2) The same tailwater elevations were used although the tailwater elevation would be actually slightly different for the two conditions. This difference, besides being relatively small, also tends to be canceled out, since the difference is in one direction in the Storage Period and in the other direction in the Storage-Release Period. (3) The heads used are average for the month, further minimizing the difference in tailwater for the two conditions. (4) It would be a complicated procedure and a degree of refinement inconsistent with other data to adjust tailwater elevations for this condition. The detailed computation of the power generation for the water-year 1945 is shown in Table 5, derived in the same manner described for Condition I, using the flows available for power production appearing in Table 3.

By comparison of the results of the power generation for the two conditions, the losses due to restriction of the Minidoka water rights and the gains due to release of American Falls storage have been determined. The details of this computation for the water-year 1945 are shown on Table 6.

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PART I APPENDICES

There are set out hereinafter these documents referred to in the text of Part I:

Table I.--Net Power Production Loss Due to Restriction on Use of Minidoka Water Rights

Drawing No. 17-100-139.--Minidoka Powerplant - Units 1-6, Power Output Curves

TABLE I

MINIDOKA POWER PLANT
UNITS 1-6

Net Power Production Loss Due to Restriction of use of Minidoka Water Rights

Unit: Thousands of kilowatthours

Water Year Oct.-Sept.	Loss From Restriction of use of Water Rights	Gain From 1/ American Falls Storage	Net Loss
1932	14,604	3,516	11,088
1933	16,530	4,667	11,863
1934	13,463	8,966	4,497
1935	18,322	4,969	13,353
1936	20,390	5,015	15,375
1937	16,492	5,381	11,111
1938	19,054	4,104	14,950
1939	8,764	5,451	3,313
1940	19,387	4,857	14,530
1941	10,381	4,138	6,243
1942	7,133	4,707	2,426
1943	3,417	2,327	1,090
1944	2,654	2,654	0
1945	5,769	1,632	4,137
1946	33	33	0
1947	1,808	1,808	0
1948	734	734	0
1949	3,108	3,108	0
1950	201	201	0
1951	0	0	0
20 year average	9,112	3,413	5,699

1/ Limited to amount of winter losses occurring in the same year.

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PART II APPENDICES

There are set out hereinafter these documents referred to in the text of Part II. Tables 2 through 6 constitute a sample calculation of usable-flows and power production for water-year 1945.

Table 2.—Condition I. Usable-Flow with Restricted Use of Minidoka Water Rights and Excluding Jackson Lake Storage-Flow

Table 3.—Condition II. Usable-Flow without Restrictions on Use of Minidoka Water Rights and Excluding Storage-Flow

Table 4.—Condition I. Net Annual Power Production with Restrictions on Use of Minidoka Water Rights and Excluding Jackson Lake Storage-Flow

Table 5.—Condition II. Net Annual Power Production without Restrictions on Use of Minidoka Water Rights and Excluding all Storage-Flow

Table 6.—Net Annual Power Production Loss Due to Restriction of Use of Minidoka Water Rights

Drawing No. 17-100-140.—Minidoka Power Plant - Units 1-6, Hydraulic Capacity

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TABLE 2

MINIDOKA POWER PLANT, UNITS 1-6

Sample Calculation

Condition I. Usable-Flow with Restricted Use of Minidoka Water Rights and Excluding Jackson Lake Storage-Flow

October 1, 1944 to September 30, 1945

Units: Cubic Feet Per Second

Date at Minidoka	Storage Period											
	October		November		December		January		February		March	
	Recorded Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Usable-Flow
1	1,620	1,620	1,750	1,750	1,380	1,380	1,890	1,890	2,790	2,790	2,900	2,900
2	1,470	1,470	1,580	1,580	1,280	1,280	2,560	2,560	2,680	2,680	2,900	2,900
3	1,050	1,050	802	802	1,220	1,220	2,840	2,840	2,970	2,970	2,900	2,900
4	890	890	1,020	1,020	1,150	1,150	2,920	2,920	2,960	2,960	2,920	2,920
5	1,280	1,280	842	842	1,280	1,280	2,820	2,820	2,810	2,810	2,940	2,940
6	1,960	1,960	1,020	1,020	1,480	1,480	2,730	2,730	2,840	2,840	2,940	2,940
7	2,560	2,560	1,570	1,570	1,550	1,550	2,750	2,750	2,820	2,820	2,920	2,920
8	2,240	2,240	1,860	1,860	1,570	1,570	3,580	3,580	2,860	2,860	2,920	2,920
9	1,940	1,940	1,860	1,860	1,550	1,550	3,210	3,210	2,840	2,840	2,920	2,920
10	1,660	1,660	1,880	1,880	1,580	1,580	2,720	2,720	2,790	2,790	2,920	2,920
11	1,410	1,410	1,850	1,850	1,640	1,640	2,750	2,750	2,790	2,790	2,940	2,940
12	1,300	1,300	1,880	1,880	1,550	1,550	2,750	2,750	2,750	2,750	2,970	2,970
13	1,320	1,320	1,900	1,900	1,580	1,580	2,770	2,770	2,770	2,770	3,030	3,030
14	2,290	2,290	1,890	1,890	1,670	1,670	2,790	2,790	2,840	2,840	3,050	3,050
15	2,750	2,750	1,900	1,900	1,750	1,750	2,790	2,790	2,860	2,860	2,990	2,990
16	2,790	2,790	1,970	1,970	1,740	1,740	2,770	2,770	2,810	2,810	2,970	2,970
17	2,650	2,650	2,350	2,350	1,540	1,540	2,750	2,750	2,810	2,810	2,900	2,900
18	1,670	1,670	2,350	2,350	1,590	1,590	2,750	2,750	2,810	2,810	2,880	2,880
19	1,570	1,570	2,370	2,370	1,580	1,580	2,750	2,750	2,820	2,820	2,880	2,880
20	1,580	1,580	2,630	2,630	1,620	1,620	2,750	2,750	2,820	2,820	2,880	2,880
21	1,700	1,700	2,840	2,840	1,650	1,650	2,770	2,770	2,820	2,820	2,860	2,860
22	1,930	1,930	2,280	2,280	1,800	1,800	2,770	2,770	2,820	2,820	2,860	2,860
23	1,810	1,810	1,550	1,550	1,680	1,680	2,770	2,770	2,820	2,820	2,900	2,900
24	1,760	1,760	1,270	1,270	1,590	1,590	2,770	2,770	2,840	2,840	2,900	2,900
25	1,850	1,850	1,270	1,270	1,450	1,450	2,770	2,770	2,810	2,810	2,880	2,880
26	1,760	1,760	1,280	1,280	1,570	1,570	2,790	2,790	2,810	2,810	2,900	2,900
27	1,720	1,720	1,220	1,220	1,600	1,600	2,810	2,810	2,840	2,840	2,900	2,900
28	1,720	1,720	1,310	1,310	1,700	1,700	2,810	2,810	2,880	2,880	2,920	2,920
29	1,730	1,730	1,520	1,520	1,780	1,780	2,810	2,810	---	---	2,920	2,920
30	1,720	1,720	1,460	1,460	1,810	1,810	2,810	2,810	---	---	2,940	2,940
31	1,730	1,730	---	---	1,780	1,780	2,790	2,790	---	---	2,480	2,480
Total	55,430	55,430	51,274	51,274	48,710	48,710	86,310	86,310	79,080	79,080	90,130	90,130
Mean	1,788	1,788	1,709	1,709	1,571	1,571	2,784	2,784	2,824	2,824	2,907	2,907

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TABLE 2

MINIDOKA POWER PLANT, UNITS 1-6

Sample Calculation

Condition I. Usable-Flow with Restricted Use of Minidoka Water Rights and Excluding Jackson Lake Storage-Flow

October 1, 1944 to September 30, 1945

Units: Cubic Feet Per Second

Date at Minidoka	Storage Period						Storage-Release Period					
	April		May		June		July					
	Recorded Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Usable-Flow	Storage-Flow at Minidoka Gage	Storage-Flow at Blackfoot Gage	Recorded Flow at Minidoka Gage	Jackson Lake Storage-Flow at Minidoka Gage	Flow at Minidoka Gage w/o Jackson Lake Storage	Usable-Flow
1	1,760	1,760	5,280	3,700	8,540	3,700	0	0	15,200	0	15,200	3,700
2	3,010	3,010	6,280	3,700	9,550	3,700	0	0	14,700	0	14,700	3,700
3	3,950	3,700	7,020	3,700	10,800	3,700	0	0	10,400	0	10,400	3,700
4	4,100	3,700	8,030	3,700	10,700	3,700	0	0	7,880	0	7,880	3,700
5	4,260	3,700	9,110	3,700	10,900	3,700	0	0	7,970	0	7,970	3,700
6	4,260	3,700	10,100	3,700	10,200	3,700	0	0	8,180	0	8,180	3,700
7	4,000	3,700	10,400	3,700	12,000	3,700	0	0	8,510	0	8,510	3,700
8	3,810	3,700	13,600	3,700	17,500	3,700	0	0	8,540	0	8,540	3,700
9	3,760	3,700	13,900	3,700	16,300	3,700	581	0	8,510	0	8,510	3,700
10	3,760	3,700	9,270	3,700	20,000	3,700	1,631	0	8,720	0	8,720	3,700
11	3,760	3,700	12,800	3,700	22,800	3,700	2,373	0	8,780	0	8,780	3,700
12	3,760	3,700	14,100	3,700	20,300	3,700	2,086	0	8,690	0	8,690	3,700
13	3,720	3,700	8,570	3,700	18,100	3,700	1,636	0	8,660	0	8,660	3,700
14	4,060	3,700	7,590	3,700	19,000	3,700	969	0	8,810	0	8,810	3,700
15	4,410	3,700	7,620	3,700	18,200	3,700	725	0	8,900	0	8,900	3,700
16	4,760	3,700	7,880	3,700	17,700	3,700	1,118	-17	8,780	0	8,780	3,700
17	5,730	3,700	8,600	3,700	17,500	3,700	2,359	-16	8,540	0	8,540	3,700
18	8,270	3,700	9,140	3,700	15,700	3,700	2,600	-17	8,600	0	8,600	3,700
19	8,090	3,700	9,050	3,700	11,000	3,700	2,630	-122	8,630	0	8,630	3,700
20	7,650	3,700	8,360	3,700	7,560	3,700	2,510	-430	8,510	0	8,510	3,700
21	7,210	3,700	9,300	3,700	7,440	3,700	2,668	-490	8,390	0	8,390	3,700
22	3,620	3,620	12,200	3,700	7,530	3,700	3,770	-479	8,360	0	8,360	3,700
23	3,680	3,680	11,600	3,700	7,360	3,700	4,558	-553	8,360	0	8,360	3,700
24	3,830	3,700	8,420	3,700	7,330	3,700	5,050	-646	8,450	0	8,450	3,700
25	3,640	3,640	8,450	3,700	7,160	3,700	4,990	-774	8,390	0	8,390	3,700
26	3,890	3,700	8,480	3,700	7,270	3,700	5,120	-523	8,510	0	8,510	3,700
27	4,100	3,700	8,660	3,700	7,680	3,700	5,888	1,333	8,750	1,333	7,417	3,700
28	4,120	3,700	8,720	3,700	7,620	3,700	5,915	1,079	8,780	1,079	7,701	3,700
29	4,080	3,700	8,690	3,700	10,900	3,700	6,154	583	9,020	583	8,437	3,700
30	4,320	3,700	8,660	3,700	15,000	3,700	6,243	451	9,110	451	8,659	3,700
31	---	---	8,690	3,700	---	---	5,847	390	8,720	390	8,330	3,700
Total	---	108,210	---	---	---	---	---	---	280,350	3,836	276,514	---
Mean	---	3,607	---	3,700	---	3,700	---	---	---	---	---	3,700

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TABLE 2

MINIDOKA POWER PLANT, UNITS 1-6

Sample Calculation

Condition I. Usable-Flow with Restricted Use of Minidoka Water Rights and excluding Jackson Lake Storage-Flow

October 1, 1944 to September 30, 1945

Units: Cubic Feet Per Second

Date at Minidoka	Storage-Release Period											
	August						September					
	Storage-Flow at Minidoka Gage	Storage-Flow at Blackfoot Gage	Recorded Flow at Minidoka Gage	Jackson Lake Storage-Flow at Minidoka Gage	Flow at Minidoka Gage w/o Jackson Lake Storage	Usable-Flow	Storage-Flow at Minidoka Gage	Storage-Flow at Blackfoot Gage	Recorded Flow at Minidoka Gage	Jackson Lake Storage-Flow at Minidoka Gage	Flow at Minidoka Gage w/o Jackson Lake Storage	Usable-Flow
1	5,423	387	8,300	387	7,913	3,700	5,050	216	8,000	216	7,784	3,700
2	5,776	498	8,660	498	8,162	3,700	5,033	866	7,970	866	7,104	3,700
3	5,949	342	8,840	342	8,498	3,700	4,997	1,921	7,970	1,921	6,049	3,700
4	6,088	193	8,990	193	8,797	3,700	4,931	2,303	8,000	2,303	5,697	3,700
5	5,957	273	8,870	273	8,597	3,700	4,928	2,102	8,060	2,102	5,958	3,700
6	5,861	790	8,780	790	7,990	3,700	5,002	1,430	8,120	1,430	6,690	3,700
7	5,772	1,738	8,690	1,738	6,952	3,700	4,609	967	7,680	967	6,713	3,700
8	5,559	2,351	8,510	2,351	6,159	3,700	4,303	657	7,360	657	6,703	3,700
9	5,289	2,085	8,360	2,085	6,275	3,700	4,114	624	7,180	624	6,556	3,700
10	5,081	2,140	8,090	2,140	5,950	3,700	4,033	740	7,100	740	6,360	3,700
11	5,015	2,433	8,000	2,433	5,567	3,700	3,788	960	6,880	960	5,920	3,700
12	5,078	1,880	8,030	1,880	6,150	3,700	3,298	696	6,520	696	5,824	3,700
13	5,278	1,772	8,240	1,772	6,468	3,700	3,271	599	6,490	599	5,891	3,700
14	5,252	1,187	8,210	1,187	7,023	3,700	3,368	594	6,600	594	6,006	3,700
15	5,248	1,067	8,240	1,067	7,173	3,700	3,535	545	6,790	545	6,245	3,700
16	5,209	938	8,270	938	7,332	3,700	3,753	498	7,040	498	6,542	3,700
17	5,278	772	8,360	772	7,588	3,700	3,721	503	7,040	503	6,537	3,700
18	5,519	592	8,600	592	8,008	3,700	3,496	620	6,820	620	6,200	3,700
19	5,641	428	8,720	428	8,292	3,700	3,206	691	6,120	691	5,429	3,700
20	5,631	315	8,720	315	8,405	3,700	2,466	800	5,280	800	4,480	3,700
21	5,481	412	8,570	412	8,158	3,700	1,535	1,313	4,960	1,313	3,647	3,647
22	5,324	1,442	8,510	1,442	7,068	3,700	647	2,171	4,000	647	3,353	3,353
23	5,069	2,639	8,360	2,639	5,721	3,700	-546	1,541	3,580	0	3,580	3,580
24	5,009	2,181	8,330	2,181	6,149	3,700	-916	1,387	3,030	0	3,030	3,030
25	5,060	1,628	8,360	1,628	6,732	3,700	-1,095	1,325	2,610	0	2,610	2,610
26	5,261	1,037	8,480	1,037	7,443	3,700	-1,025	921	2,400	0	2,400	2,400
27	5,327	588	8,480	588	7,892	3,700	-839	958	2,400	0	2,400	2,400
28	5,226	453	8,330	453	7,877	3,700	-1,353	981	2,100	0	2,100	2,100
29	5,218	207	8,270	207	8,063	3,700	-901	329	1,400	0	1,400	1,400
30	5,374	80	8,360	80	8,280	3,700	0	0	1,380	0	1,380	1,380
31	5,248	65	8,210	65	8,145	3,700	---	---	---	---	---	---
Total	---	---	261,740	32,913	228,827	---	---	---	170,880	20,292	150,588	99,900
Mean	---	---	---	---	---	3,700	---	---	---	---	---	3,330

TABLE 3

MINIDOKA POWER PLANT, UNITS 1-6

Sample Calculation

Condition II. Usable-Flow Without Restrictions on use of Minidoka Water Rights and Excluding Storage-Flow

October 1, 1944 to September 30, 1945

Units: Cubic Feet Per Second

Date at Minidoka	Storage Period											
	October				November				December			
	Recorded Flow at Minidoka Gage	Change in Storage in American Falls Res. 1/	Adjusted-Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Change in Storage in American Falls Res. 1/	Adjusted-Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Change in Storage in American Falls Res. 1/	Adjusted-Flow at Minidoka Gage	Usable-Flow
1	1,620	146	1,766	1,766	1,750	812	2,562	2,562	1,380	3,559	4,939	2,700
2	1,470	297	1,767	1,767	1,580	2,924	4,504	2,700	1,280	4,154	5,434	2,700
3	1,050	1,775	2,825	2,700	802	3,413	4,215	2,700	1,220	4,785	6,005	2,700
4	890	1,921	2,811	2,700	1,020	2,924	3,944	2,700	1,150	6,116	7,266	2,700
5	1,280	590	1,870	1,870	842	3,675	4,517	2,700	1,280	5,097	6,377	2,700
6	1,960	2,959	4,919	2,700	1,020	4,522	5,542	2,700	1,480	3,872	5,352	2,700
7	2,560	1,775	4,335	2,700	1,570	2,677	4,247	2,700	1,550	4,290	5,840	2,700
8	2,240	1,502	3,742	2,700	1,860	3,181	5,041	2,700	1,570	3,998	5,568	2,700
9	1,940	2,748	4,688	2,700	1,860	3,534	5,394	2,700	1,550	4,628	6,178	2,700
10	1,660	1,684	3,344	2,700	1,880	3,615	5,495	2,700	1,580	3,998	5,578	2,700
11	1,410	913	2,323	2,323	1,850	4,134	5,984	2,700	1,640	2,944	4,584	2,700
12	1,300	459	1,759	1,759	1,880	6,544	8,424	2,700	1,550	2,526	4,076	2,700
13	1,320	918	2,238	2,238	1,900	3,126	5,026	2,700	1,580	2,733	4,313	2,700
14	2,290	151	2,441	2,441	1,890	4,780	6,670	2,700	1,670	2,813	4,483	2,700
15	2,750	—	—	2,750	1,900	5,838	7,738	2,700	1,750	2,596	4,346	2,700
16	2,790	—	—	2,790	1,970	4,780	6,750	2,700	1,740	2,380	4,120	2,700
17	2,650	615	3,265	2,700	2,350	5,047	7,397	2,700	1,540	3,247	4,787	2,700
18	1,670	1,523	3,193	2,700	2,350	4,548	6,898	2,700	1,590	3,464	5,054	2,700
19	1,570	1,376	2,946	2,700	2,370	4,906	7,276	2,700	1,580	2,596	4,176	2,700
20	1,580	1,679	3,259	2,700	2,630	5,279	7,909	2,700	1,620	3,030	4,650	2,700
21	1,700	1,679	3,379	2,700	2,840	—	—	2,840	1,650	5,727	7,377	2,700
22	1,930	2,365	4,295	2,700	2,280	4,855	7,135	2,700	1,800	5,995	7,795	2,700
23	1,810	3,469	5,279	2,700	1,550	3,736	5,286	2,700	1,680	5,102	6,782	2,700
24	1,760	2,365	4,125	2,700	1,270	2,244	3,514	2,700	1,590	4,220	5,810	2,700
25	1,850	2,047	3,897	2,700	1,270	4,724	5,994	2,700	1,450	4,709	6,159	2,700
26	1,760	1,734	3,494	2,700	1,280	5,571	6,851	2,700	1,570	3,862	5,432	2,700
27	1,720	1,734	3,454	2,700	1,220	5,768	6,988	2,700	1,600	3,640	5,240	2,700
28	1,720	1,573	3,293	2,700	1,310	5,954	7,264	2,700	1,700	3,635	5,335	2,700
29	1,730	2,097	3,827	2,700	1,520	5,143	6,663	2,700	1,780	3,181	4,961	2,700
30	1,720	3,413	5,133	2,700	1,460	3,358	4,818	2,700	1,810	3,413	5,223	2,700
31	1,730	973	2,703	2,700	—	—	—	—	1,780	3,418	5,198	2,700
Total	—	—	—	79,104	—	—	—	81,002	—	—	—	—
Mean	—	—	—	2,551	—	—	—	2,700	—	—	—	2,700

1/ These values given in second-foot days where one second-foot day equals 1.9834 acre-feet.

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JUN 22 1992

TABLE 3

MINIDOKA POWER PLANT, UNITS 1-6

Sample Calculation

Condition II. Usable-Flow Without Restrictions on use of Minidoka Water Rights and Excluding Storage-Flow

October 1, 1944 to September 30, 1945

Units: Cubic Feet Per Second

Date at Minidoka	Storage Period											
	January				February				March			
	Recorded Flow at Minidoka Gage	Change in Storage in American Falls Res. 1/	Adjusted-Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Change in Storage in American Falls Res. 1/	Adjusted-Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Change in Storage in American Falls Res. 1/	Adjusted-Flow at Minidoka Gage	Usable-Flow
1	1,890	4,417	6,307	2,700	2,790	—	—	2,790	2,900	—	—	2,900
2	2,560	2,556	5,116	2,700	2,680	3,438	6,118	2,700	2,900	—	—	2,900
3	2,840	—	—	2,840	2,970	—	—	2,970	2,900	—	—	2,900
4	2,920	—	—	2,920	2,960	—	—	2,960	2,920	—	—	2,920
5	2,820	—	—	2,820	2,810	—	—	2,810	2,940	—	—	2,940
6	2,730	—	—	2,730	2,840	—	—	2,840	2,940	—	—	2,940
7	2,750	—	—	2,750	2,820	—	—	2,820	2,920	—	—	2,920
8	3,580	—	—	3,580	2,860	—	—	2,860	2,920	—	—	2,920
9	3,210	—	—	3,210	2,840	—	—	2,840	2,920	—	—	2,920
10	2,720	—	—	2,720	2,790	—	—	2,790	2,920	—	—	2,920
11	2,750	—	—	2,750	2,790	—	—	2,790	2,940	—	—	2,940
12	2,750	—	—	2,750	2,750	—	—	2,750	2,970	—	—	2,970
13	2,770	—	—	2,770	2,770	—	—	2,770	3,030	—	—	3,030
14	2,790	—	—	2,790	2,840	—	—	2,840	3,050	—	—	3,050
15	2,790	—	—	2,790	2,860	—	—	2,860	2,990	—	—	2,990
16	2,770	—	—	2,770	2,810	—	—	2,810	2,970	—	—	2,970
17	2,750	—	—	2,750	2,810	—	—	2,810	2,900	—	—	2,900
18	2,750	—	—	2,750	2,810	—	—	2,810	2,880	—	—	2,880
19	2,750	—	—	2,750	2,820	—	—	2,820	2,880	—	—	2,880
20	2,750	—	—	2,750	2,820	—	—	2,820	2,880	—	—	2,880
21	2,770	—	—	2,770	2,820	—	—	2,820	2,860	—	—	2,860
22	2,770	—	—	2,770	2,820	—	—	2,820	2,860	—	—	2,860
23	2,770	—	—	2,770	2,820	—	—	2,820	2,900	—	—	2,900
24	2,770	—	—	2,770	2,840	—	—	2,840	2,900	—	—	2,900
25	2,770	—	—	2,770	2,810	—	—	2,810	2,880	—	—	2,880
26	2,790	—	—	2,790	2,810	—	—	2,810	2,900	—	—	2,900
27	2,810	—	—	2,810	2,840	—	—	2,840	2,900	—	—	2,900
28	2,810	—	—	2,810	2,880	—	—	2,880	2,920	—	—	2,920
29	2,810	—	—	2,810	—	—	—	—	2,920	—	—	2,920
30	2,810	—	—	2,810	—	—	—	—	2,940	—	—	2,940
31	2,790	—	—	2,790	—	—	—	—	2,480	-277	—	2,480
Total	—	—	—	87,260	—	—	—	79,100	—	—	—	90,130
Mean	—	—	—	2,815	—	—	—	2,825	—	—	—	2,907

1/ These values given in second-foot days where one second-foot day equals 1.9834 acre-feet.

JUN 22 1945

TABLE 3

MINIDOKA POWER PLANT, UNITS 1-6

Sample Calculation

Condition II. Usable-Flow Without Restrictions on use of Minidoka Water Rights and Excluding Storage-Flow

October 1, 1944 to September 30, 1945

Units: Cubic Feet Per Second

Date at Minidoka	Storage Period											
	April				May				June			
	Recorded Flow at Minidoka Gage	Change in Storage in American Falls Res. 1/	Adjusted Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Change in Storage in American Falls Res. 1/	Adjusted Flow at Minidoka Gage	Usable-Flow	Recorded Flow at Minidoka Gage	Change in Storage in American Falls Res. 1/	Adjusted Flow at Minidoka Gage	Usable-Flow
1	1,760	6,302	8,062	2,700	5,280	—	—	3,700	8,540	—	—	3,700
2	3,010	—	—	3,010	6,280	—	—	3,700	9,550	—	—	3,700
3	3,950	—	—	3,700	7,020	—	—	3,700	10,800	—	—	3,700
4	4,100	—	—	3,700	8,030	—	—	3,700	10,700	—	—	3,700
5	4,260	—	—	3,700	9,110	—	—	3,700	10,900	—	—	3,700
6	4,260	—	—	3,700	10,100	—	—	3,700	10,200	—	—	3,700
7	4,000	—	—	3,700	10,400	—	—	3,700	12,000	—	—	3,700
8	3,810	—	—	3,700	13,600	—	—	3,700	17,500	—	—	3,700
9	3,760	—	—	3,700	13,900	—	—	3,700	16,300	—	—	3,700
10	3,760	—	—	3,700	9,270	—	—	3,700	20,000	—	—	3,700
11	3,760	—	—	3,700	12,800	—	—	3,700	22,800	—	—	3,700
12	3,760	—	—	3,700	14,100	—	—	3,700	20,300	—	—	3,700
13	3,720	—	—	3,700	8,570	—	—	3,700	18,100	—	—	3,700
14	4,060	—	—	3,700	7,590	—	—	3,700	19,000	—	—	3,700
15	4,410	—	—	3,700	7,620	—	—	3,700	18,200	—	—	3,700
16	4,760	—	—	3,700	7,880	—	—	3,700	17,700	—	—	3,700
17	5,730	—	—	3,700	8,600	—	—	3,700	17,500	—	—	3,700
18	8,270	—	—	3,700	9,140	—	—	3,700	15,700	—	—	3,700
19	8,090	—	—	3,700	9,050	—	—	3,700	11,000	—	—	3,700
20	7,650	—	—	3,700	8,360	—	—	3,700	7,560	—	—	3,700
21	7,210	—	—	3,700	9,300	—	—	3,700	7,440	—	—	3,700
22	3,620	—	—	3,620	12,200	—	—	3,700	7,530	—	—	3,700
23	3,680	—	—	3,680	11,600	—	—	3,700	7,360	—	—	3,700
24	3,830	—	—	3,700	8,420	—	—	3,700	7,330	—	—	3,700
25	3,640	—	—	3,640	8,450	—	—	3,700	7,160	—	—	3,700
26	3,890	—	—	3,700	8,480	—	—	3,700	7,270	—	—	3,700
27	4,100	—	—	3,700	8,660	—	—	3,700	7,680	—	—	3,700
28	4,120	—	—	3,700	8,720	—	—	3,700	7,620	—	—	3,700
29	4,080	—	—	3,700	8,690	—	—	3,700	10,900	—	—	3,700
30	4,320	—	—	3,700	8,660	—	—	3,700	15,000	—	—	3,700
31	—	—	—	—	8,690	—	—	3,700	—	—	—	—
Total	—	—	—	109,150	—	—	—	—	—	—	—	—
Mean	—	—	—	3,638	—	—	—	3,700	—	—	—	3,700

1/ These values given in second-foot days where one second-foot day equals 1.9834 acre-feet.

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TABLE 3

MINIDOKA POWER PLANT, UNITS 1-6

Sample Calculation

Condition II. Usable-Flow Without Restrictions on use of Minidoka Water Rights and Excluding Storage-Flow

October 1, 1944 to September 30, 1945

Units: Cubic Feet Per Second

Date at Minidoka	Storage-Release Period					
	July		August		September	
	Normal-Flow at Minidoka Gage 1/	Usable-Flow	Normal-Flow at Minidoka Gage	Usable-Flow	Normal-Flow at Minidoka Gage	Usable-Flow
1	15,200	3,700	2,877	2,877	2,950	2,950
2	14,700	3,700	2,884	2,884	2,937	2,937
3	10,400	3,700	2,891	2,891	2,973	2,973
4	7,880	3,700	2,902	2,902	3,069	3,069
5	7,970	3,700	2,913	2,913	3,132	3,132
6	8,180	3,700	2,919	2,919	3,118	3,118
7	8,510	3,700	2,918	2,918	3,071	3,071
8	8,540	3,700	2,951	2,951	3,057	3,057
9	7,929 2/	3,700	3,071	3,071	3,066	3,066
10	7,089	3,700	3,009	3,009	3,067	3,067
11	6,407	3,700	2,985	2,985	3,092	3,092
12	6,604	3,700	2,952	2,952	3,222	3,222
13	7,024	3,700	2,962	2,962	3,219	3,219
14	7,841	3,700	2,958	2,958	3,232	3,232
15	8,175	3,700	2,992	2,992	3,255	3,255
16	7,662	3,700	3,061	3,061	3,287	3,287
17	6,181	3,700	3,082	3,082	3,319	3,319
18	6,000	3,700	3,081	3,081	3,324	3,324
19	6,000	3,700	3,079	3,079	2,914	2,914
20	6,000	3,700	3,089	3,089	2,814	2,814
21	5,722	3,700	3,089	3,089	3,425	3,425
22	4,590	3,700	3,186	3,186	3,353	3,353
23	3,802	3,700	3,291	3,291	4,126	3,700
24	3,400	3,400	3,321	3,321	3,946	3,700
25	3,400	3,400	3,300	3,300	3,705	3,700
26	3,390	3,390	3,219	3,219	3,425	3,425
27	2,862	2,862	3,153	3,153	3,239	3,239
28	2,865	2,865	3,104	3,104	3,453	3,453
29	2,866	2,866	3,052	3,052	2,301	2,301 3/
30	2,867	2,867	2,986	2,986	1,380	2,700 4/
31	2,873	2,873	2,962	2,962		
Total	—	109,623	—	94,239	—	95,114
Mean	—	3,536	—	3,040	—	3,170

1/ During period July 1-8, the normal-flow is equal to the recorded flow, since there is no storage-flow at the Minidoka gage.

2/ Storage releases begin on this date.

3/ Date of last irrigation storage release for the season.

4/ American Falls Reservoir storing water on this date. Adjusted flow exceeds 2,700 c.f.s., so usable-flow equals 2,700 c.f.s.

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Explanation of Columns - Tables 4 and 5

Column 1 - Lake Walcott reservoir content at end of month in acre feet obtained from Watermaster's Annual Report.

Column 2 - Lake Walcott reservoir elevation at end of month in feet referred to Minidoka gage whose zero elevation has been assumed at 4200.00 feet, M.S.L., read from capacity curve X-D-730.

Column 3 - Lake Walcott average reservoir elevation, in feet, referred to Minidoka gage, taken as the average between the value in Column 2 for the end of that month and the previous month.

Column 4 - Average tailwater elevation at Minidoka Dam in feet, referred to Minidoka gage, obtained from tailwater curve "Tailwater versus Release." Flow taken from Annual Reports on "Water Distribution and Hydrometric Work", District 36, Snake River near Minidoka, Idaho.

Column 5 - Average power head in feet is the difference between average reservoir and tailwater elevations, Column 3 - Column 4.

Column 6 - Average monthly usable flow, in cubic feet per second, taken from corresponding hydrologic data. (See accompanying hydrologic study).

Column 7 - Computed output, in kilowatts, obtained from output curves, drawing 17-100-139, as previously explained.

Column 8 - Total generation for the month, in thousands of kilowatt-hours, is obtained by multiplying average monthly generation Column 9, by the number of hours in the month.

TABLE 4

MINIDOKA POWER PLANT
UNITS 1-6

Sample Calculation

Condition I. Net Annual Power Production with Restrictions on Use of Minidoka Water Rights and Excluding Jackson Lake Storage Flow

October 1, 1944 to September 30, 1945

	1	2	3	4	5	6	7	8
	Lake Walcott							
	Recorded Content End of Month	Water Surface Elev. End of Month	Average Water Surface Elev.	Average Tail-water Elev.	Aver. Power Head (3-4)	Average Usable Flow	Computed Output	
	Acre Feet	Feet	Feet	Feet	Feet	CFS	Average KW	1000 KWH
O	64,140	4242.3	4243.0	4194.3	48.7	1788	5085	3783
N	65,670	4242.5	4242.4	4194.3	48.1	1709	4860	3499
D	67,870	4242.7	4242.6	4194.2	48.4	1571	4410	3281
J	66,660	4242.6	4242.6	4195.2	47.4	2784	7560	5625
F	66,660	4242.6	4242.6	4195.2	47.4	2824	7740	5201
M	89,010	4244.6	4243.6	4195.3	48.3	2907	7965	5926
A	94,720	4245.0	4244.8	4196.5	48.3	3607	10084	7260
M	94,950	4245.0	4245.0	4196.8	48.2	3700	10084	7502
J	96,390	4245.1	4245.0	4196.8	48.2	3700	10084	7260
J	96,870	4245.2	4245.1	4196.8	48.3	3700	10084	7502
A	95,670	4245.0	4245.1	4196.8	48.3	3700	10084	7502
S	91,460	4244.7	4244.9	4196.8	48.1	3330	9186	6610

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TABLE 5

MINIDOKA POWER PLANT
. . . UNITS 1-6 . .

Sample Calculation

Condition II. Net Annual Power Production Without Restrictions on Use of Minidoka Water Rights and Excluding all Storage Flow

October 1, 1944 to September 30, 1945

	Lake Walcott							
	Recorded Content End of Month	Water Surface Elev. End of Month	Average Water Surface Elev.	Average Tail-water Elev.	Aver. Power Head (3-4)	Average Usable Flow	Computed Output	
	Acre Feet	Feet	Feet	Feet	Feet	CFS	Average KW	1000 KWH
O	64,140	4242.3	4243.0	4194.3	48.7	2,551	7,047	5,243
N	65,670	4242.5	4242.4	4194.3	48.1	2,700	7,515	5,411
D	67,870	4242.7	4242.6	4194.2	48.4	2,700	7,497	5,578
J	66,660	4242.6	4242.6	4195.2	47.4	2,815	7,695	5,725
F	66,660	4242.6	4242.6	4195.2	47.4	2,825	7,740	5,201
M	89,010	4244.6	4243.6	4195.3	48.3	2,907	7,965	5,926
A	94,720	4245.0	4244.8	4196.5	48.3	3,638	10,084	7,260
M	94,950	4245.0	4245.0	4196.8	48.2	3,700	10,084	7,502
J	96,390	4245.1	4245.0	4196.8	48.2	3,700	10,084	7,260
J	96,870	4245.2	4245.1	4196.8	48.3	3,536	9,423	7,502
A	95,670	4245.0	4245.1	4196.8	48.3	3,040	8,370	6,227
S	91,460	4244.7	4244.9	4196.8	48.1	3,170	8,685	6,253

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TABLE 6

MINIDOKA POWER PLANT
UNITS 1-6

Sample Calculation

Net Annual Power Production Loss Due to Restriction of Use of Minidoka Water Rights

October 1, 1944 to September 30, 1945

1	2	3	4	5
Year and Month	Computed Output 1000 KWH - Condition II	Condition I	Loss from Restriction of use of Water Rights	Gain from: American Falls Storage
1945				
Oct.	5,243	3.783	1,460	
Nov.	5,411	3,499	1,912	
Dec.	5,578	3,281	2,297	
Jan.	5,725	5,625	100	
Feb.	5,201	5,201	0	
Mar.	5,926	5,926	0	
Apr.	7,260	7,260	0	
May	7,502	7,502	0	
June	7,260	7,260	0	
July	7,502	7,502		0
Aug.	6,227	7,502		1,275
Sept.	6,253	6,610		357
Total:			5,769	1,632

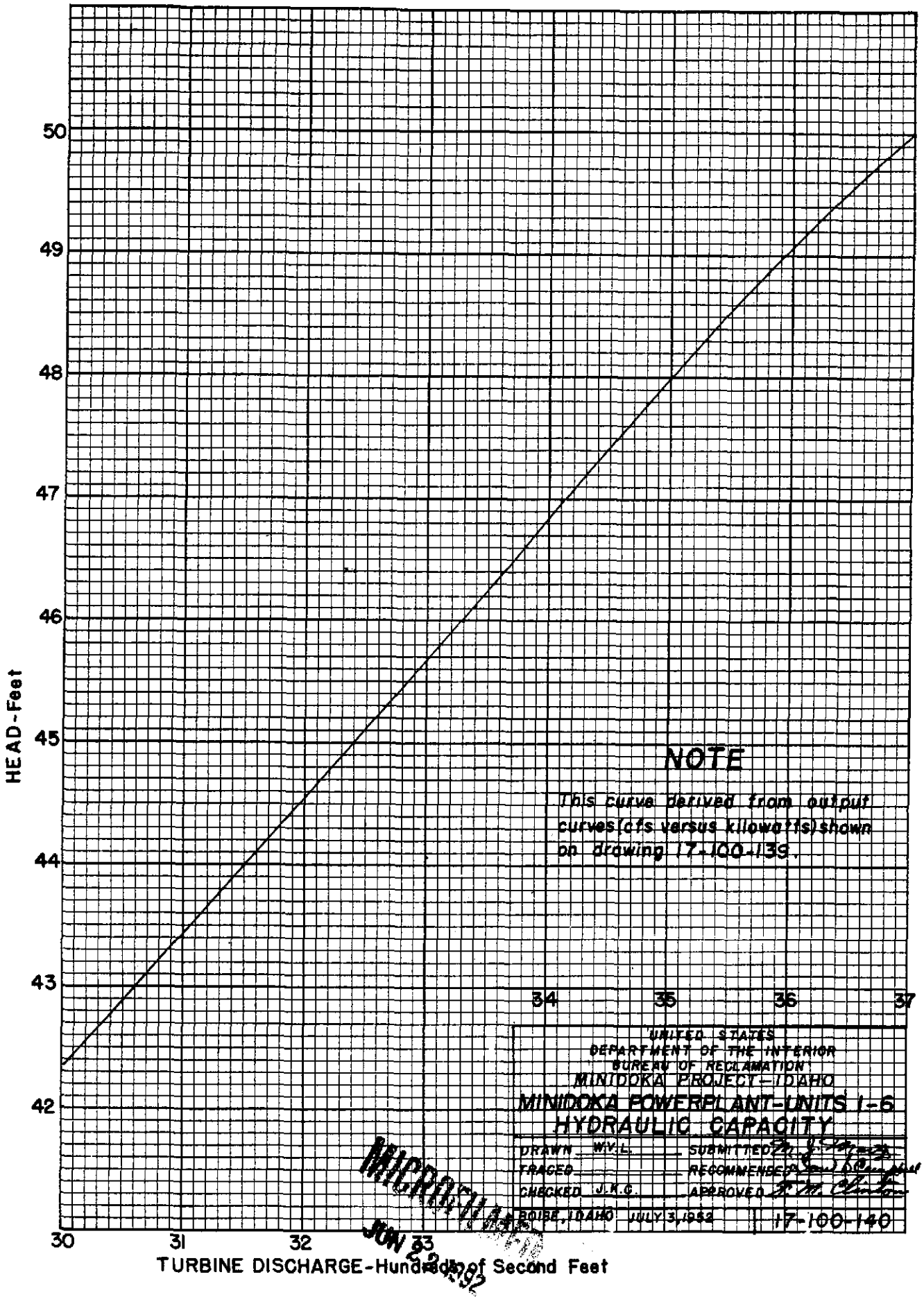
Total Annual Loss 5,769

Total Annual Gain 1/ 1,632

Annual Net Loss 4,137

1/ Contractually limited not to exceed the amount of annual loss.

JUN 22 1992


HEAD-Feet
50
49
48
47
46
45
44
43
42
30
31
32
33
34
35
36
37
TURBINE DISCHARGE-Hundreds of Second Feet
NOTE
This curve derived from output curves (cfs versus kilowatts) shown on drawing 17-100-139.
UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
MINIDOKA PROJECT—IDAHO
MINIDOKA POWERPLANT-UNITS 1-6
HYDRAULIC CAPACITY
DRAWN W.V.L.
TRACED
CHECKED J.K.C.
BOISE, IDAHO JULY 3, 1952
17-100-140

Palisades Project
Operating Plan for Palisades Reservoir
As Set Forth in the Appendixes of
House Document No. 720, 81st Congress

The Bureau of Reclamation plans to construct and operate Palisades Reservoir for the optimum multiple-purpose use of the entire storage of 1,400,000 acre-feet. To attain this objective, the storage below elevation 5,497 feet mean sea level, approximating 200,000 acre-feet, will be reserved for dead storage and allocated exclusively to the production of hydroelectric power and the maintenance of a permanent pool for the preservation and propagation of fish and wildlife. The remainder of the storage capacity in the amount of 1,200,000 acre-feet will be operated in the joint interests of irrigation and flood control governed by the best available runoff forecasts.

The Bureau of Reclamation will forecast from time to time during the period from February 1 to July 31 of each year, on the basis of precipitation, temperature, snow survey, and runoff data, the volume of runoff that may be expected in the drainage area tributary to the Snake River above Heise, Idaho. To the extent that such services can be arranged for by cooperative agreements, the Bureau of Reclamation will make the forecasts hereunder after consultation with the reclamation engineer of the State of Idaho or his authorized representative, and the Chief of Engineers or his authorized representative. To facilitate the forecasting of runoff the Bureau of Reclamation will expand the existing hydrologic network and will establish and operate continuously a system for the efficient assembling and analyzing of the basic data. Until such time as a better method of forecasting be devised, the forecasts will be based upon

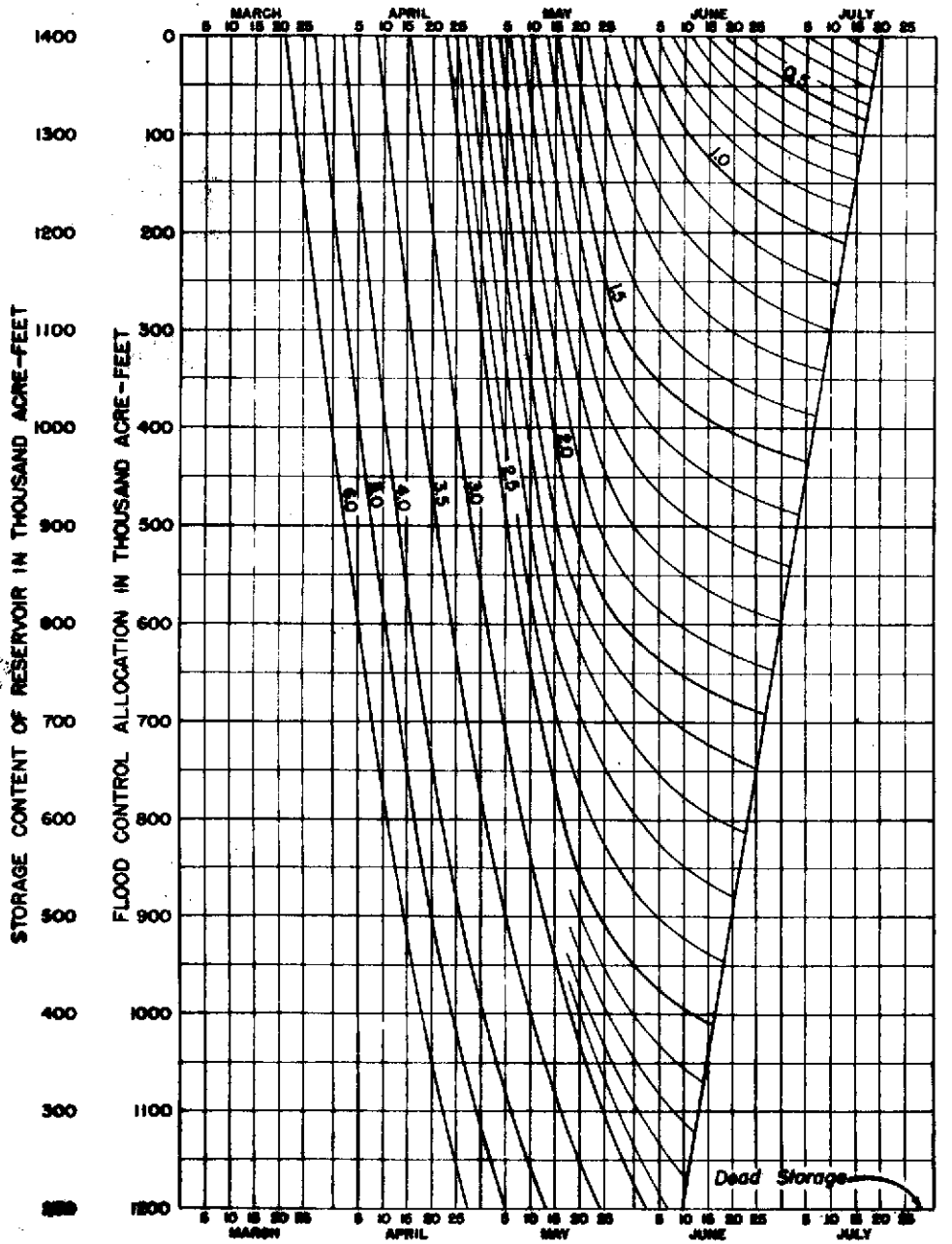
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acre-feet. The governing forecast of flood volume for each year is the forecast made as of the day when reservoir inflow in that year first exceeds 20,000 second-feet.

The parameters shown on Plate I, empirically derived from floods of record, are enveloping curves of the storage requirements for various volumes of total forecast runoff from any given date to July 31. The reservoir capacity required to control the flood to a discharge of 20,000 second-feet (or less) below the dam is indicated by the ordinate of the parameter corresponding to the forecasted runoff on the date when the inflow to the reservoir exceeds 20,000 second-feet.

2. During the period of each year from the date of the first forecast about February 1 to the date of making the governing forecast for that year (approximately the middle of May) herein designated as the evacuation period, the reservoir will be operated in such a manner that the required reservoir level as determined by the parameters on Plate I at the time inflow to the reservoir exceeds 20,000 second-feet can be attained with minimum practicable rates and fluctuations of discharge. The rate of discharge during the evacuation period would be determined as follows: The reservoir level required on or about May 15 (the date on which inflows normally may be expected to exceed 20,000 second-feet) would be estimated by use of the parameters on Plate I and a May 15 forecast would be derived by deducting probable minimum inflows for the intervening period

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NOTES:

1. *Parameters are anticipated flood run-off of Snake River at Heise in millions of acre-feet for the remainder of the season from any given date to July 31. The anticipated run-off is the forecasted flow at Heise less the storage capacity available in Jackson Lake. A minimum of two hundred thousand acre-feet of storage space in Jackson Lake will be held vacant until May 1 of every year unless the forecast indicates that storage should begin earlier to insure filling that space.*

2. *Storage reservation based upon a release which would give a maximum regulated flow at Heise of twenty thousand second-feet.*

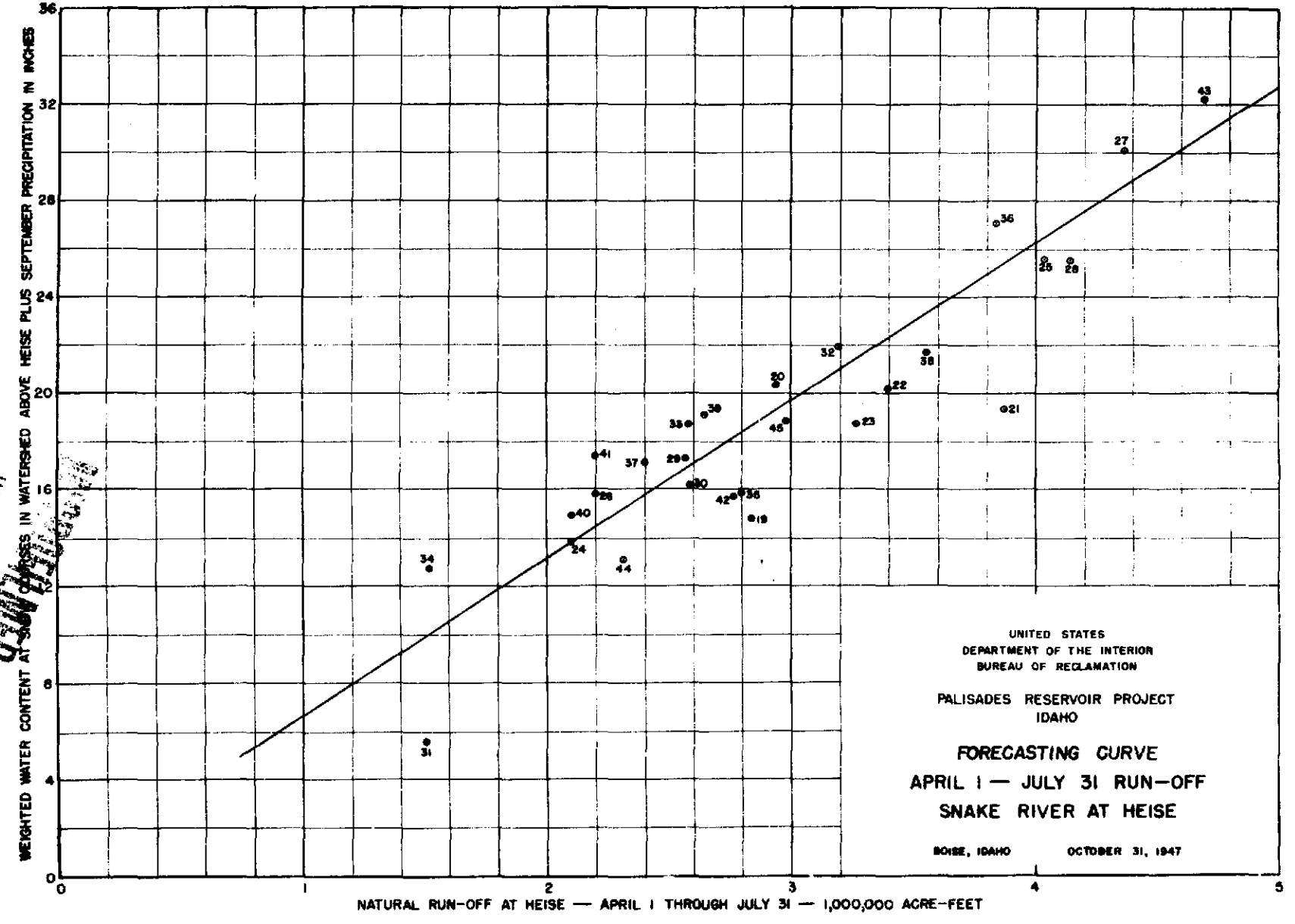
UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

PALISADES RESERVOIR PROJECT
IDAHO

ALLOCATION OF FLOOD CONTROL SPACE

BOISE, IDAHO OCTOBER 31, 1947

PLATE I



JUN 22 1992

PLATE II

WARNING

The pending transfer on this right is being held in abeyance until 7/1/1999 per Idaho Code, 42-1763B (effective 7/1/96) and Order Staying Proceedings dated 6/96.

NO FURTHER ACTION WILL BE TAKEN ON THIS RIGHT UNTIL 7/99!

Bill Text

H0704

LEGISLATURE OF THE STATE OF IDAHO
Fifty-third Legislature Second Regular Session - 1996

IN THE HOUSE OF REPRESENTATIVES

HOUSE BILL NO. 704

BY RESOURCES AND CONSERVATION COMMITTEE

AN ACT

RELATING TO INTERIM AUTHORITY FOR RENTAL OF WATER TO AUGMENT FLOWS DURING THE MIGRATION OF SNAKE RIVER SALMON; AMENDING CHAPTER 17, TITLE 42, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 42-1763B, IDAHO CODE, TO STATE LEGISLATIVE FINDINGS AND INTENT, TO PROVIDE WATER RENTALS, TO PROVIDE CONDITIONS ON WATER RENTALS, TO PROVIDE APPLICATION TO CERTAIN CONTRACTUAL OBLIGATIONS, TO PROVIDE EFFECTIVENESS CONTINGENT ON CERTAIN CONDITIONS OCCURRING AND TO PROVIDE A SUNSET CLAUSE.

Be It Enacted by the Legislature of the State of Idaho:

SECTION 1. That Chapter 17, Title 42, Idaho Code, be, and the same is hereby amended by the addition thereto of a **NEW SECTION** , to be known and designated as Section 42-1763B, Idaho Code, and to read as follows:

42-1763B. INTERIM AUTHORITY FOR RENTAL OF STORAGE WATER TO AUGMENT FLOWS DURING THE MIGRATION OF SNAKE RIVER SALMON. (1) Legislative findings and intent regarding rental of storage water from U.S. bureau of reclamation projects in the Snake River basin within Idaho to augment lower Snake River flows during the migration of Snake River salmon.

(a) The legislature finds that the U.S. bureau of reclamation requested the release of four hundred twenty-seven thousand (427,000) acre feet of water to augment salmon flows in order to satisfy the conditions of the biological opinion issued by the national marine fisheries service on March 2, 1995. The legislature authorizes the U.S. bureau of reclamation to release water from its projects under the limited conditions of this section in 1996, 1997, 1998 and 1999.

(b) It is the intent of the legislature to promptly consider the repeal of subsections (2) and (3) of this section in the event that the provisions of the biological opinion issued by the national marine fisheries service on March 2, 1995, related to the provision of flows for salmon from the Snake River basin above Brownlee Reservoir are modified or declared arbitrary, capricious or otherwise unlawful, or are set aside by any federal court.

(2) Rental of storage water from U.S. bureau of reclamation storage.

(a) Notwithstanding the legislative approval required in section 42-108, Idaho Code, any storage water release from U.S. bureau of reclamation reservoirs within the state of Idaho for

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use to augment river flows during the migration of Snake River salmon pursuant to this section must be rented through the water bank operated by the Idaho water resource board pursuant to sections 42-1761 through 42-1764, Idaho Code, or through local water rental committees, created pursuant to section 42-1765, Idaho Code, under their respective water bank rules; provided however, that the agricultural preference provisions of local rental pool rules shall not apply to any uncontracted space rented by the U.S. bureau of reclamation pursuant to this section.

(b) For any rental of water pursuant to this section, the director shall not be required to determine under section 42-1763, Idaho Code, whether the water supply is sufficient for the purpose for which it is sought, whether the rental would cause the use of water to be enlarged beyond that authorized under the water right to be rented, whether such use is in the public interest, or whether such use is consistent with the factors enumerated under subsection (3) of section 42-401, Idaho Code.

(3) Conditions on storage water rentals.

(a) Any storage water made available under this section shall be obtained only from willing lessors. Any water rented under this section from reservoirs located within a basin having a local rental pool committee established pursuant to section 42-1765, Idaho Code, shall be rented pursuant to this section only through the local rental pool committee.

(b) Storage water made available under this section shall be limited to four hundred twenty-seven thousand (427,000) acre feet annually. These releases from storage shall be reduced by other water the U.S. bureau of reclamation provides for augmentation of salmon flows from the Snake River and its tributaries.

(c) In no event shall the release of water under this section cause the water surface of Cascade Reservoir to be below the elevation required to maintain a storage volume of three hundred

thousand (300,000) acre feet, fifty thousand (50,000) acre feet of which is dead space, which is currently estimated to be at an elevation of four thousand eight hundred nine and two-tenths (4,809.2) feet.

(d) The U.S. bureau of reclamation shall submit a report to the director by January 15 of each year describing the time, volume, and purpose of storage water released for salmon purposes during the past year and shall report on the plan for releases for the spring and summer chinook by April 1 and on the plan for releases for the fall chinook by July 15 of each year.

(e) All storage water rented from U.S. bureau of reclamation reservoirs under this section must be used for power production purposes within the state of Idaho.

(f) Nothing herein shall entitle the U.S. bureau of reclamation to rent storage water upon termination or expiration of the permission given in this section.

(4) Nothing in this section shall be construed to alter in any way the existing contractual obligations of the U.S. bureau of reclamation or to constitute a finding by the legislature that the rental or use of storage water for augmentation of flows for salmon migration is a beneficial use of water, that it is in the public interest, or whether such use injures existing water rights.

(5) This section shall not become effective until the

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director certifies to the governor that the U.S. bureau of reclamation's applications to transfer water right numbers 46[redacted] 4617, 4618, 4623, 4625, 4626, 4627, 4628, 4629, 4630, 4631, 4632, 4633 and 4636, and to amend water right permit numbers 25-07004 and 63-3618 will be held in abeyance until July 1, 1999.

(6) On and after January 1, 2000, this act shall be null, void and of no force and effect.

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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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 5, 1996

F. Y. I.

The Honorable Philip E. Batt
Governor, State of Idaho
State Capitol
Boise, ID 83720-0034

RE: CERTIFICATION REQUIRED BY H.B. 704

Dear Governor Batt:

This letter certifies that the Department of Water Resources will hold the U.S. Bureau of Reclamation's Applications for Transfer Numbers 4616, 4617, 4618, 4623, 4625, 4626, 4627, 4628, 4629, 4630, 4631, 4632, 4633 and 4636 and Applications to Amend Permit Numbers 25-07004 and 63-03618 in abeyance until July 1, 1999. This certification is required under subsection 5 of Section 42-1763B, Idaho Code, as a condition for the effectiveness of House Bill 704 approved by the 1996 Legislature which will become effective July 1, 1996.

The department will hold in abeyance all actions associated with the applications including action on requests for discovery or other matters relating to the applications. If you have questions about this matter or if I can provide additional information, I am available at your convenience.

Sincerely,

KARL J. DREHER
Director

c: The Honorable Pete T. Cenarrusa
John W. Keys, III
IDWR service list for BOR transfers
IDWR - Western Region
IDWR - Southern Region
IDWR - Eastern Region

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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATIONS FOR TRANSFER NOS. 4616, 4617, 4618, 4623, 4624, 4625, 4626, 4627, 4628, 4629, 4630, 4631, 4632, 4633, 4636, AND FOR THE AMENDMENT OF WATER RIGHT PERMIT NOS. 25-07004 AND 63-03618 IN THE NAME OF THE UNITED STATES BUREAU OF RECLAMATION	)	ORDER STAYING PROCEEDINGS

On May 15, 1995, the United States Bureau of Reclamation (Bureau) filed fifteen applications for transfer of water rights and two applications for amendment of water right permits with the Idaho Department of Water Resources (Department). The applications seek approval to use a combined total of up to 427,000 acre feet of water per year from Bureau reservoirs for flow augmentation purposes as a proposed contribution to salmon recovery efforts. The applications seek authorization to release water for the requested purposes beginning in the Spring of 1996.

Pursuant to the consent of the parties, the director entered an order on September 19, 1995, providing among other things that the Bureau's pending applications would be held without further action until April 1, 1996. In accordance with the stipulation of the parties, the order also directed the parties to address the issues and concerns raised by the Bureau's applications through draft legislation or other alternative means.

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Legislation prepared in response to the issues and concerns identified as a result of this proceeding was introduced before the 1996 Idaho Legislature as House Bill No. 704. The legislation was approved on March 15, 1996, as Session Laws Ch. 282 to be codified as section 42-1763B, Idaho Code, with an effective date of July 1, 1996. Subsection 5 of section 42-1763B provides that the section shall not become effective until the director certifies to the Governor that the U.S. Bureau of Reclamation's applications at issue in this proceeding will be held in abeyance until July 1, 1999. Section 42-1763B, Idaho Code, as added by H.B. 704 provides as follows:

> 42-1763B. INTERIM AUTHORITY FOR RENTAL OF STORAGE WATER TO AUGMENT FLOWS DURING THE MIGRATION OF SNAKE RIVER SALMON. (1) Legislative findings and intent regarding rental of storage water from U.S. bureau of reclamation projects in the Snake River basin within Idaho to augment lower Snake River flows during the migration of Snake River salmon.
>
> (a) The legislature finds that the U.S. bureau of reclamation requested the release of four hundred twenty-seven thousand (427,000) acre feet of water to augment salmon flows in order to satisfy the conditions of the biological opinion issued by the national marine fisheries service on March 2, 1995. The legislature authorizes the U.S. bureau of reclamation to release water from its projects under the limited conditions of this section in 1996, 1997, 1998 and 1999.
>
> (b) It is the intent of the legislature to promptly consider the repeal of subsections (2) and (3) of this section in the event that the provisions of the biological opinion issued by the national marine fisheries service on March 2, 1995, related to the provision of flows for salmon from the Snake River basin above Brownlee Reservoir are modified or declared arbitrary, capricious or otherwise unlawful, or are set aside by any federal court.
>
> (2) Rental of storage water from U.S. bureau of reclamation storage.
>
> (a) Notwithstanding the legislative approval required in section 42-108, Idaho Code, any storage water release from U.S. bureau of reclamation reservoirs within the state of Idaho for use to augment river flows during the migration of Snake River salmon pursuant to this section must be

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rented through the water bank operated by the Idaho water resource board pursuant to sections 42-1761 through 42-1764, Idaho Code, or through local water rental committees, created pursuant to section 42-1765, Idaho Code, under their respective water bank rules; provided however, that the agricultural preference provisions of local rental pool rules shall not apply to any uncontracted space rented by the U.S. bureau of reclamation pursuant to this section.

(b) For any rental of water pursuant to this section, the director shall not be required to determine under section 42-1763, Idaho Code, whether the water supply is sufficient for the purpose for which it is sought, whether the rental would cause the use of water to be enlarged beyond that authorized under the water right to be rented, whether such use is in the public interest, or whether such use is consistent with the factors enumerated under subsection (3) of section 42-401, Idaho Code.

(3) Conditions on storage water rentals.

(a) Any storage water made available under this section shall be obtained only from willing lessors. Any water rented under this section from reservoirs located within a basin having a local rental pool committee established pursuant to section 42-1765, Idaho Code, shall be rented pursuant to this section only through the local rental pool committee.

(b) Storage water made available under this section shall be limited to four hundred twenty-seven thousand (427,000) acre feet annually. These releases from storage shall be reduced by other water the U.S. bureau of reclamation provides for augmentation of salmon flows from the Snake River and its tributaries.

(c) In no event shall the release of water under this section cause the water surface of Cascade Reservoir to be below the elevation required to maintain a storage volume of three hundred thousand (300,000) acre feet, fifty thousand (50,000) acre feet of which is dead space, which is currently estimated to be at an elevation of four thousand eight hundred nine and two-tenths (4,809.2) feet.

(d) The U.S. bureau of reclamation shall submit a report to the director by January 15 of each year describing the time, volume, and purpose of storage water released for salmon purposes during the past year and shall report on the plan for releases for the spring and summer chinook by April 1 and on the plan for releases for the fall chinook by July 15 of each year.

(e) All storage water rented from U.S. bureau of reclamation reservoirs under this section must be used for power production purposes within the state of Idaho.

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(f) Nothing herein shall entitle the U.S. bureau of reclamation to rent storage water upon termination or expiration of the permission given in this section.

(4) Nothing in this section shall be construed to alter in any way the existing contractual obligations of the U.S. bureau of reclamation or to constitute a finding by the legislature that the rental or use of storage water for augmentation of flows for salmon migration is a beneficial use of water, that it is in the public interest, or whether such use injures existing water rights.

(5) This section shall not become effective until the director certifies to the governor that the U.S. bureau of reclamation's applications to transfer water right numbers 4616, 4617, 4618, 4623, 4625, 4626, 4627, 4628, 4629, 4630, 4631, 4632, 4633 and 4636, and to amend water right permit numbers 25-07004 and 63-3618 will be held in abeyance until July 1, 1999.

(6) On and after January 1, 2000, this act shall be null, void and of no force and effect.

Having reviewed the prior stipulation of the parties in this proceeding and the provisions of House Bill 704, to be codified as section 42-1763B, Idaho Code, the director orders as follows:

ORDER

IT IS HEREBY ORDERED that, in accordance with the provisions of House Bill 704, to be codified as section 42-1763B(5), Idaho Code, effective July 1, 1996, the U.S. Bureau of Reclamation's Applications to transfer water right numbers 4616, 4617, 4618, 4623, 4624, 4625, 4626, 4627, 4628, 4629, 4630, 4631, 4632, 4633 and 4636, and to amend water right permit numbers 25-07004 and 63-3618 shall be held in abeyance until July 1, 1999.

IT IS FURTHER ORDER that:

1. All matters associated with this proceeding, including issues regarding the scope and nature of potential discovery and the holding of any hearing, shall be held in abeyance

MICROFILMED
OCT 3 2 1997

until July 1, 1999, and the existing rights of the parties to raise issues regarding these matters shall not be diminished as a result of the issuance of this order.

2. The U.S. Bureau of Reclamation shall be authorized to release water to augment Snake River flows for salmon migration purposes during 1996, 1997, 1998 and 1999 in accordance with the provisions of section 42-1763B, Idaho Code.

3. Pursuant to section 42-1763B(3)(d), Idaho Code, the Bureau shall submit a report to the director by January 15 of each year describing the time, volume, and purpose of storage water released for salmon purposes during the past year and shall report on the plan for releases for the spring and summer chinook by April 1 and on the plan for releases for the fall chinook by July 15 of each year.

4. The Bureau, in addition, shall provide at least seven-days prior notice to the director of the actual amount, source and timing of water releases as they are made under section 42-1763B, Idaho Code, or if impracticable, as soon as feasible under the circumstances.

5. This is an interlocutory order issued pursuant to Rule 710 of the Department's Rules of Procedure, IDAPA 37.01.010710.

DATED this 5th day of June 1996.

KARL J. DREHER
Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I have, this 7th day of June, 1996, served the foregoing upon all parties of record in this proceeding, according to the Department of Water Resource's most current service list, by mailing a copy thereof to each party.

Deborah Drew-Ellis
Legal Secretary

Norm
Phil

Memorandum to: File

From : RKH

Subject : Wyoming contract for Palisades space

Date : March 28, 1989

Yesterday I flew to Cheyenne with John Keys, Rich Rigby and Max Vandenberg of the USBR for a discussion with Jeff Fassett and others of the state of Wyoming concerning the state's desire to contract for the 33,000 af of space which has been reserved in Palisades.

It is clear that Wyoming's interest in the water is as a source for instream flows below Jackson Reservoir. They would like also to satisfy their Snake River Compact obligations at some future date when new uses since compact time begin to result in diversion of more than 1/2 of Wyoming's 4% of the flow crossing the state line.

The Burec expressed the view that there needs to be three separate agreements or contracts to implement this.

1) A contract between Wyoming and Burec for the 33,000 af of Palisades water.

2) An operations agreement which allows the Palisades water to be exchanged for Jackson storage.

3) An agreement with Idaho as to how the replacement obligation is to be met once Wyoming use reaches the point where this becomes necessary. There is also a need to identify how Wyoming's use since the compact is to be determined.

I raised the question as to whether the Burec water right for Palisades (01-2068) would permit use of the storage space to allow instream flows in Wyoming. I have since checked the license (copy attached) and it clearly shows irrigation through canals within the boundaries of named Idaho canal companies and for power purposes.

This raises the question concerning possible efforts to call for release of storage from other Burec reservoirs such as Cascade.

The meeting also raised two questions for Ron Carlson:

1) what mechanism can be put in place so that Wyoming interests will be represented on the Committee of Nine?

2) what would the WD 01 assessment be for 33,000 af of storage space used through the District and/or the water bank?

MICROFILMED
JUN 22 1992

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF PROTEST AGAINST APPROVAL OF TRANSFER NOS. 01-0023, 01-0297, 01-2068, AND 01-2064 IN THE NAME OF CANYON VIEW IRRIGATION COMPANY

NOTICE OF CONFERENCE

On July 23, 1976 Canyon View Irrigation Company applied to the Department of Water Resources to change the Place of Use of Water Right Nos. 01-0023, 01-0297, 01-2068 and 01-2064.

Protests against granting of the application have been received from:

Theo F. Jagels
Mrs. Winnifred Schaer
Arnold Schroeder
Robert W. Schaer
Lynn Jagels
Twin Falls Canal Company
Lucille Schroeder
Mrs. Emil Jagels
Glen Gier

The Department has set a conference in this matter for 1:00 p.m. on Wednesday, April 29, 1987 at their office located at 2148 4th Avenue East, Twin Falls, ID to be combined with conference on related Applications for Transfer.

The conference is for the purpose of formulating and clarifying issues and determining the interests of the parties in the matter.

The conference will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67 of the IDAHO CODE and Adopted Rules of Practice and Procedure of the Department of Water Resources.

MICROFILMED JUN 22 1992

A copy of Rule 8 of the Rules of Practice and Procedure concerning conferences is attached.

DATED This 9 day of April, 1987.

Loren O. Holmes

LOREN O. HOLMES
Southern Region Supervisor

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 833
(208) 734-3578

March 25, 1987

Robert W. Schaer
Rt. 1, Box 176
Buhl, ID 83316

Re: Application for Transfer of Water Rights 01-0023, 01-0297, 01-2068, & 01-2064 by Canyon View Irrigation Company.

Dear Mr. Schaer:

Due to attorney scheduling conflicts, the conference in the above matter set for April 1, 1987 has been cancelled.

The conference will be rescheduled as soon as an appropriate date can be selected.

Please let us know if you have any questions.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

WATER RIGHTS
JUN 22 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

March 25, 1987

Mrs Lucille Schroeder
Buhl, ID 83316

Re: Application for Transfer of Water Rights 01-0023, 01-0297, 01-2068, & 01-2064 by Canyon View Irrigation Company.

Dear Mrs.Schroeder:

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The conference will be rescheduled as soon as an appropriate date can be selected.

Please let us know if you have any questions.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

RECEIVED
JUN 22 1987

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

March 25, 1987

Mr. Arnold Schroeder
Buhl, ID 83316

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Very truly yours,

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

MICROFILMED
JUN 22 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

March 25, 1987

Mrs. Winnifred Schaer
Rt. 1, Box 177
Buhl, ID 83316

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Please let us know if you have any questions.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

MICROFILMED
JUN 22 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 8330
(208) 734-3578

March 25, 1987

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Rt. 1
Buhl, ID 83316

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Very truly yours,

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

RECEIVED
JUN 22 1987

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR TRANSFER OF WATER RIGHT NOS. 01-0023, 01-0297, 01-2068, AND 01-2064 IN THE NAME OF CANYON VIEW IRRIGATION COMPANY	NOTICE OF CONFERENCE

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Mrs. Winnifred Schaer
Arnold Schroeder
Robert W. Schaer
Lynn Jagels
Twin Falls Canal Company
Lucille Schroeder
Mrs. Emil Jagels
Glen Gier

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The conference is for the purpose of formulating and clarifying issues and determining the interests of the parties in the matter.

The conference will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67 of the IDAHO CODE and Adopted Rules of Practice and Procedure of the Department of Water Resources.

A copy of Rule 8 of the Rules of Practice and Procedure concerning conferences is attached.

MICROFILMED

JUN 22 1992

Dated this 18 day of March, 1987.

Loren O. Holmes

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

March 18, 1987

John A. Rosholt
Attorney at Law
P.O. Box 1906
Twin Falls, ID 83301

Re: Notices of Conference on Transfers 27-0004, (Hollingworth/Mynarcik), 01-0023, 01-0297, 01-2068, 01-2064 (Canyon View)

Dear Mr. Rosholt:

Enclosed please find copies of Notices of Conference for the above referenced transfers in the name of Canyon View Irrigation Company.

Also enclosed is a map showing directions to the new location of the Department office in Twin Falls.

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

Very truly yours,

Loren O. Holmes

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

Enclosures

JUN 22 1992

ADDRESS OF SENDER: L. Cook, Rt. 1 K 61402.0291 | ☐ Certified

No.	NUMBER OF ARTICLE	NAME OF ADDRESSEE, STREET, AND POST-OFFICE ADDRESS	POSTAGE	FEE	Handling Charge	Actual Value (if Registered)	Insured Value	IF C.O.D.	FEE	FEE	FEE	FEE
1	286	Nangan Valley Inv. Co.	.12	.70	.75							
2	287	Tom Snider										
3	285	Theo F. Jacobs										
4	289	Winifred Schroeder										
5	290	Lucille Schroeder										
6	291	Donald Schroeder										
7	292	Robert Schroeder										
8	293	John Foshee (TC Land Co.)										
9												
10												
11												
12												
13												
14												
15												

TOTAL NUMBER OF PIECES LISTED BY SENDER	TOTAL NUMBER OF PIECES RECEIVED AT POST OFFICE	POSTMASTER, PER (Name of receiving employee)
8		

The full declaration of value is required on all domestic and international re... mail. Commercial Insurance—Payment of the full registry fee is req... valued up to $1,000 or the full amount of the declaration if the decl... $1,000. The maximum indemnity payable is $25,000 for registered ma... and $400 for insured mail. Special handling charges apply only to fir... class parcels. Special delivery service also includes special handling...

FORM MUST BE COMPLETED BY TYPEWRITER, INK OR BALL POINT PEN. ... U.S. GOVERNMENT PRINTING OFFICE: ...

POOR QUALITY

MAILING LIST FOR TRANSFER-Canyon View
01-[illegible]23, 01-0297, 01-2068, 01-2064

Theo F. Jagels
Rt. 1
Buhl, ID 83316

Mrs. Winnifred Schaer
Rt. 1, Box 177
Buhl, ID 83316

Mrs. Lucille Schroeder
Buhl, ID 83316

Mr. Arnold Schroeder
Buhl, ID 83316

Robert W. Schaer
Rt. 1, Box 176
Buhl, ID 83316

Twin Falls Canal Company
c/o John Rosholt
P.O. Box 1906
Twin Falls, ID 83301

Canyon View Irrigation Co.,Inc. -Applicant
P.O. Box 411
Twin Falls, ID 83301

****
Protestants, but no current address:
****

Mr. Lynn Jagels
Mrs. Emil Jagels

Glen Gier

MICROFILMED
JUN 22 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

March 10, 1987

Canyon View Irrigation Co., Inc.
P.O. Box 411
Twin Falls, ID 83301

RE: Canyon View Application for Transfer
01-0023, 01-0297, 01-2068, 01-2064

Gentlemen:

This office is scheduling an administrative conference in the matter of the application by Canyon View Irrigation Company to transfer the above numbered water rights.

In 1976, Canyon View Irrigation Company applied to the Department to transfer the water rights, purchased from the Rockford Canal Company in Bingham County, to lands West of Salmon Falls Creek in Twin Falls County.

Canyon View proposed to divert and transport the water via the existing Twin Falls Canal Company system.

Tentatively, the conference is set for Wednesday, April 2, in Twin Falls. Formal notices giving the exact time and place for the conference will be mailed about March 20.

Please let us know if you have any questions.

Very truly yours,

Loren O. Holmes

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

MICROFILMED
JUN 22 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

March 10, 1987

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c/o John Rosholt
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Twin Falls, ID 83301

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Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

MICROFILMED
JUN 22 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

March 10, 1987

Robert W. Schaer
Rt. 1, Box 176
Buhl, ID 83316

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01-0023, 01-0297, 01-2068, 01-2064

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Loren O. Holmes

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

MICROFILMED
JUN 22 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

March 10, 1987

Mrs. Lucille Schroeder
Buhl, ID 83316

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01-0023, 01-0297, 01-2068, 01-2064

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Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

MICROFILMED
JUN 22 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

March 10, 1987

Mrs. Winnifred Schaer
Rt. 1, Box 177
Buhl, ID 83316

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01-0023, 01-0297, 01-2068, 01-2064

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Very truly yours,

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

MICROFILMED
JUN 22 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

CECIL D. ANDRUS
Governor

A. KENNETH DUNN
Director

2148 4th Ave. E.
Twin Falls, Idaho 83301
(208) 734-3578

March 10, 1987

Theo F. Jagels
Rt. 1
Buhl, ID 83316

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01-0023, 01-0297, 01-2068, 01-2064

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Very truly yours,

Loren O. Holmes, P.E.
Southern Region Supervisor

LH:mb

MICROFILMED
JUN 22 1992

State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

March 17, 1986

RE: Transfer of Water Right No. 01-2068

Bureau of Reclamation
Box 043
550 W. Fort St.
Boise, ID 83724

Gentlemen:

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 3151). Be sure to note the conditions of approval as listed on the fourth page.

Sincerely,

JIM JOHNSON
Water Rights Supervisor

JJ:sc

Enclosure

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

March 12, 1986

RE: Permit No. 36-7974 and Exchange No. 3113 of Water Right No. 01-2068

Kent Klosterman
Box 542
Paul, ID 83347

Dear Mr. Klosterman:

Enclosed are copies of your approved Application for Permit No. 36-7974 and your approved Application for Exchange of Water Right No. 01-2068. We direct your attention to the conditions of approval on the final page of each application.

As described in previous correspondence, the Department is not endorsing the concept that excess pumping is necessary as a general requirement for an exchange such as yours, but does not object to the agreement if entered into freely.

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

Sincerely,

L. Glen Saxton

L. GLEN SAXTON
Chief, Operations Bureau

LGS:sc
Enclosures

cc: Tom Nelson

MICROFILMED

Form 222a
6/78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: Keith C. Wilson

1. Right number 01-2068 Applicant Bureau of Reclamation
2. Type of right: ☐ Decree ☑ License ☐ Claim
3. Purpose of transfer: ☐ Change point of diversion ☐ Add diversion point(s) ☑ Change place of use
   ☐ Other _____
4. Check:
   a. ☑ Source ☑ Priority ☑ Amount ☑ Purpose ☐ Period of use
   b. ☑ Description of original point of diversion.
   c. ☐ Description of original place of use.
5. Amount of land &/or water transferred:
   a. ☑ All of right.
   b. ☑ Part of right *(NOTE! Part B should be filled in only if part of the right is owned by the applicant).*
   c. ☐ Check description of point(s) of diversion.
   d. ☑ Check description of place of use.
   e. ☑ Check map (shows p.d. and p.u. after transfer).
   f. ☑ Check for correct signature, notarization, and fee.
   g. ☑ Check proof of ownership of right &/or land from which water is transferred. ~~6-3-85~~ 10-28-85
   h. ☑ Check for expansion in use of right. Comments NONE
   i. ☑ Check for existing water rights from same source, on land water is being transferred to.
      Right number(s) 01-0014 / 2060
   j. ☑ Is use within a Watermaster District? ☑ Yes ☐ No
      If yes, what district? _____

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on 5-14-85 Received on 5-20-85
2. Is transfer published correctly? ☑ Yes ☐ No
3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

MICROFILMED

1. ☑ Approve
2. ☐ Deny
3. Conditions* ~~Control of watermaster, Water District #1~~ 05(01- Snake River), 01E
4. By KDC Date 2/10/86

RECEIVED
FEB 13 1986
Department of Water Resources

3-4-86 use above conditions

* *All uses within Watermaster Districts require special conditions.*

CONVERSATION MEMO

TO: File

FROM: Ernest Carlsen EMC

DATE: September 27, 1985

On September 26, 1985, I spoke with Ed Thomas from the Bureau of Reclamation to get some background information on preparation of the application and request documentation supporting their authority to initiate the transfer.

Mr. Thomas indicated the Bureau is attempting to establish an adequate water supply for irrigation of new land. The Bureau has already filed an application for a permit to divert natural flow the the Snake River. The permit, if granted, will function as the primary water right for the project. The application for transfer of storage water is intended to provide a supplemental water supply. Together, the permit and transfer will be basis for the entire water supply on the reclaimed land.

The application for transfer is actually an inter-district change. The storage water is being removed from land bordering the northern boundary of the A & B Irrigation District. This land is irrigated strictly by district wells and is too remote for the feasible delivery of surface water. Surface water can be delivered to the new place of use through the Minidoka Extension, also within the A & B Irrigation District.

Mr. Thomas stated the Bureau has been working closely with the irrigation district in developing the irrigation project and acquiring the needed water. He felt the district's position would be to support the proposed change. He will request they provide a written statement concuring with the storage water transfer.

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT R-670/01-2068

Notice is hereby given that the United States Bureau of Reclamation has applied to the Department of Water Resources for a change in the place of use of the waters of the Snake River (Palisades storage) tributary to Columbia River. The right sought to be changed is evidenced by License No. R-670/01-2068 and is recorded as follows:

Amount: 1,400,000 A.F.
Priority: July 28, 1939
Point of Diversion: NE¼, Sec. 17, T. 1S, R 45E, B.M. Bonneville County;

The water is used for power generation, dead storage and irrigation of 1,038,000 acres including all of Sec. 34, N½, SW¼, N½SE¼, Sec. 35, T. 7S, R. 24E, B.M.

TO BE CHANGED AS FOLLOWS:

The water will be used for power generation, dead storage and irrigation of 1,038,000 acres including the N½, N½ SW¼, Sec. 24, T. 10S, R. 21E, S½S½, Sec. 26, SE¼, Sec. 33, S½N½, SW¼; SE¼, Sec. 34, T. 9S, R. 21E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, ID 83402 on or before October 28, 1985.

A. Kenneth Dunn
Director

PUBLISH: **Thursdays,** October 10, and 17, 1985.

N ...
Sec. 24, all Sec. 25, N½,
26, NE¼ NE¼, SE¼ SE¼ Sec. 27,
E½ Sec. 34, NE¼, N½ NW¼, S½
Sec. 35, W½ NE¼, NW¼, SW¼
Sec. 36, T. 7 S., R. 30 E., B. M.

NE¼, NE¼ NW¼, S½ NW¼,
SW¼, NW¼ SE¼ Sec. 1, E½ SE¼
Sec. 2, W½ NE¼, NW¼, SW¼ Sec.
, all Sec. 6, N½, NW¼ SE¼ Sec.
7, W½ NW¼ Sec. 8, SE¼ NE¼ Sec.
10, NE¼, SE¼ NW¼ Sec. 11, S½
NE¼, NW¼, N½ SW¼, N½ SE¼
Sec. 12, S½ N½, S½ Sec. 13, all Sec.
14, NE¼, N½ SE¼, SE¼ SE¼ Sec.
15, NE¼ NE¼, S½ NE¼ SE¼
NW¼, NE¼ SW¼, S½ SW¼, SE¼
Sec. 21, NE¼ NE¼, S½ NE¼, S½
NW¼, SW¼, N½ SE¼ Sec. 22, N½,
NW¼ SW¼ Sec. 23, N½ NE¼, N½
NW¼, SW¼ NW¼ Sec. 24, N½
NE¼, SW¼ NE¼, NW¼, N½SW¼,
SW¼ SW¼ Sec. 28, E½ NE¼, SE¼
Sec. 29, NE¼ SE¼, S½ SE¼ Sec.
31, N½ NE¼, SW¼ NE¼, S½
NW¼, SW¼ Sec. 32, T 7 S., R. 31
E., B. M.

N½, N½ SW¼ Sec. 1, all Sec. 2
and 3, NE¼, E½ NW¼, S½ Sec. 4,
SE¼ SE¼ Sec. 5, N½ NW¼, SW¼
NW¼ Sec. 6, NE¼ NE¼, S½ NE¼,
S½ NW¼, N½ SW¼, SE¼ Sec. 7,
all Sec. 8, N½ NE¼, SW¼ NE¼,
NW¼, N½ SW¼, SW¼ SW¼ Sec.
9, N½ N½ Sec. 10, N½ NW¼,
SW¼ NW¼, W½ SW¼ Sec. 17, N½
NE¼, NE¼ NW¼ Sec. 18, NE¼
NE¼, SW¼ NE¼, SE¼ NW¼ Sec.
19, T. 7 S., R. 32 E., B. M.

N½, SW¼, NW¼ SE¼ Sec. 5,
N½, N½ SW¼, SE¼ SW¼, SE¼
Sec. 6, NE¼, NE¼ NW¼ Sec. 7,
N½ NW¼, SW¼ NW¼ Sec. 8, T.
7 S., R. 33 E., B. M.

NW¼, NW¼ SW¼, E½ SE¼ Sec.
1, NE¼, S½ Sec. 2, NE¼ NE¼,
NW¼ Sec. 10, NE¼ NW¼, S½
SW¼, S½ SE¼ Sec. 11, NE¼, NE¼
SW¼, S½ SW¼, SE¼ Sec. 13, N½
NE¼, SW¼ NE¼, NW¼, N½
SW¼, SW¼ SW¼ Sec. 13, all Sec.
14, SE¼ NE¼, SE¼ Sec. 15, E½
S½ SW¼ Sec. 22, N½ NE¼, SW¼
NE¼, W½ NW¼ SE¼ Sec. 23, W½
NE¼, NW¼, N½ SW¼, NW¼
SE¼ Sec. 26, N½, NE¼ SW¼, N½
SE¼ Sec. 27, T. 8 S., R. 30 E., B. M.

NW¼ NW¼ Sec. 5, NE¼, NE¼
NW¼, S½ NW¼, SW¼, N½ SE¼,
SW¼ SE¼ Sec. 6, W½ Sec. 7,
NW¼ NW¼ Sec. 18, T. 8 S., R. 31
E., B. M.

SE¼ SE¼ Sec. 8, NE¼ SW¼, S½
SW¼, W½ SE¼ Sec. 9, NE¼ NE¼,
S½ NE¼, S½ SW¼, SW¼ SE¼
Sec. 10, NW¼, S½ SW¼ Sec. 15,
S½ NE¼, W½ NW¼ Sec. 16, NE¼,
E½ NW¼, E½ SW¼, N½ SE¼,
SW¼ SE¼ Sec. 21, NW¼ NE¼,
NW¼ N½ SW¼ Sec. 22, NE¼
SE¼, S½ SE¼ Sec. 24, N½ N½
SW¼ SW¼ NE¼, W½

27, N½, SW ¼ ...
Sec. 28, NE¼, NE¼ NW¼, SW
¼, NW¼ SW¼, E½ SE¼ Sec. 29,
E½, N½ NW¼, SE¼ NW¼, N½
SE¼ Sec. 30, NE¼ NE¼, S½ NE¼,
SE¼ NW¼, NE¼ SW¼, SE¼
SW¼, NW¼ SE¼, S½ S½ Sec.
31, all Sec. 33, N½ SW¼, NE¼
SE¼ Sec. 33, all Sec. 34 and 35, N½
N½, SW¼ NE¼, S½ NW¼, N½
SW¼, SE¼ SW¼, SE¼ Sec. 36,
T. 7 S., R. 16 E., B. M.

SW¼ NE¼, NE¼ SW¼, N½
SE¼, SE¼ SE¼ Sec. 7, S½ SW¼,
NW¼ SE¼ Sec. 8, SE¼ SW¼,
SW¼ SE¼ Sec. 10, SE¼ SW¼,
SE¼ Sec. 11, NW¼ SW¼, S½
SW¼ Sec. 12, N½ NW¼ Sec. 13, N½
NE¼, NE¼ NW¼ Sec. 14, NE¼
NW¼, S½ NW¼, NW¼ SW¼ Sec.
15, NW¼ SW¼, S½ SW¼ Sec. 18
all Sec. 17, 18, 19 and 20, W½ Sec.
21, NE¼ NW¼, SW¼ SW¼ Sec. 22,
NW¼ NW¼, S½ NW¼, SW¼ Sec.
27, all Sec. 28, 29, 30 and 31, NE¼, E½
NW¼, E½ SW¼, NE¼ SE¼, W½
SE¼ Sec. 31, N½ N½ SW¼, SE¼
SW¼, SE¼ Sec. 33, all Sec. 33,
NE¼, NW¼ NW¼, S½ NW¼, S½
Sec. 34, S½ SW¼ Sec. 35, T. 7 S.,
R. 17 E., B. M.

SE¼ SW¼, SE¼ Sec. 28, NE¼,
E½ NW¼, NE¼, SW¼, SE¼ Sec.
32, NW¼, NE¼ SE¼, NW¼
S½ Sec. 33, S½, NW¼, SW¼, S½
SE¼ Sec. 34, S½ S½ Sec. 35, S½
SW¼ Sec. 36 T. 7 S., R. 23 E., B.
M.

SW¼ NE¼, S½ NW¼, SW¼,
NW¼ SE¼, S½ SE¼ Sec. 1, S½
N½, S½ Sec. 2, SE¼ NE¼, E½
SE¼ Sec. 3, E½ E½ Sec. 10, all
Sec. 11, N½ NE¼, SW¼ NE¼, W½,
NW¼ SE¼, S½ SE¼ Sec. 13, all
Sec. 13 and 14, NE¼ NE¼, S½
NE¼, NE¼ SW¼, S½ SW¼, SE¼
Sec. 15, S½ S½ Sec. 20, S½ NE¼,
SE¼ NW¼, NE¼ SW¼, S½ SW¼,
SE¼ Sec. 21, all sec. 22, 23, 24, 25, 26,
27 and 28, N½, N½ SW¼, SE¼
SW¼, SE¼ Sec. 29, E½ NE¼ Sec.
30, SE¼ NE¼, S½ SW¼, SE¼ Sec.
31, NE¼, NE¼ NW¼, SW¼ NW¼,
SE¼ NW¼, S½ Sec. 32, all Sec. 33,
34, 35 and 36, T. 7 S., R. 24 E., B. M.

SW¼ SW¼ Sec. 6, NW¼ NW¼,
SW¼ SW¼ Sec. 7, NW¼, W½
SW¼ Sec. 18, SW¼ NE¼, NW¼
NW¼, S½ NW¼, SW¼, NW¼
SE¼, S½ SE¼ Sec. 19, SW¼ SW¼
Sec. 20, SE¼, SW¼, S½ SE¼ Sec.
22, SW¼ NE¼, NW¼ NW¼, S½
NW¼, SW¼, W½ SE¼ Sec. 25,
NE¼ NE¼ S½ NE¼, S½ NW¼,
S½ Sec. 26, all Sec. 27, S½ Sec. 28,
NW¼ NW¼, SW¼, SE¼ SE¼ Sec.
29 and Sec. 31, 32, 33, 34 and 35,
NW¼ NE¼, W½, W½ SE¼ Sec.
36, T. 7 S., R. 25 E., B. M.

All Sec. 1 and 2, S½ NE¼, NE¼
NW¼, S½ Sec. 3 W½ NE¼, NW¼
NW¼, S½ Sec. 4 ... NW¼ Sec. 5,

NE¼ ...
Snake River in Sec. 17, T. 9 S., ... 16
E., B. M.
All Sec. 1, 2, 3, 4, 5, 6, 7 and 8,
NE¼, N½ NW¼, SW¼ NW¼, SE¼
Sec. 9, N½ Sec. 10, NE¼, N½ NW¼,
SW¼ NW¼ Sec. 11, N½ NE¼,
NW¼ Sec. 12, N½ NW¼, E½ E½
NW¼ Sec. 17, all Sec. 18, N½ N½
Sec. 19 T. 9 S., R. 17 E., B. M.

SW¼ SW¼ Sec. 1, SE¼ NW¼,
S½ Sec. 2, E½ SW¼ SE¼ Sec. 3,
NE¼, N½ NW¼, SW¼ NW¼, NW¼
SW¼ Sec. 4, SE¼ NE¼, NW¼ NW¼,
SW¼, NE¼ SE¼ Sec. 5, NW¼
NE¼, S½ NE¼, NW¼, N½ SW¼,
SW¼ SW¼, N½ SE¼ Sec. 6, E½
NE¼ Sec. 8, N½, SE¼ Sec. 10, N½
SW¼ Sec. 11, N½ NE¼, SW¼
NE¼, NW¼ Sec. 12, NW¼ NE¼,
S½ NE¼, SE¼ NW¼, NE¼ SW¼,
N½ SE¼, SE¼ SE¼ Sec. 17, SE¼
SW¼, SE¼ Sec. 31, S½ SW¼, SE¼
Sec. 35, S½ NE¼, S½ Sec. 36, T. 9
S., R. 18 E., B. M.

NW¼ SW¼ Sec. 1, SE¼ NE¼,
NW¼ SW¼ Sec. 2, NW¼ NW¼,
Sec. 8, NW¼ SW¼, S½ SW¼,
SW¼ SE¼ Sec. 26, NW¼ NE¼, S½
NE¼, S½ NW¼, S½ Sec. 27, all
Sec. 28, NE¼, SE¼ NW¼, S½ Sec.
29, S½ SW¼, SE¼ Sec. 30, all Sec.
31 and 32, N½ NE¼, NW¼, N½
SW¼ Sec. 33, N½ N½ SE¼, SE¼
SE¼ Sec. 34, N½, SE¼ Sec. 35, W½
SW¼, SE¼ SE¼ Sec. 36, T. 9 S., R.
19 E., B. M.

SE¼ SW¼ Sec. 30, all Sec. 31
NE¼ NE¼, S½ NE¼, S½ NW¼
S½ Sec. 32, S½ NE¼, NW¼ NW¼
S½ NW¼, S½ Sec. 33, S½ Sec. 34
SW¼ SW¼ Sec. 35, T. 9 S., R. 20
E., B. M.

N½, N½ SW¼, SW¼ SW¼, S
1, all Sec. 2, 3 and 4, S½ SW¼ Sec
Sec. 8, all Sec. 9 and 10, W½ NE
W½, W½ SE¼, Sec. 11, all Sec.
N½, N½ SW¼ Sec. 14, all Sec
and 16, N½ NE¼, ... N
NW¼, NE¼ ... Sec. 17, N
N½ NW¼, SE¼ NW¼ Sec. 21
Sec. 22 ... 27, 33, 35 and 36, T
R. 21 E., B. M.

All Sec. 1 and 2, NE¼, ...
NW¼, S½ SW¼ SE¼ Sec. 3, ...
S½ Sec. 4, NE¼ NE¼, S½ ...
S½ NW¼, S½ Sec. 6, SW¼ N
S½ Sec. 6, all Sec. 7, S. 9, I
Secs. 12-36 inc., complete, T.
E. 22 E., B. M.

All of township 9 south, ra
east, B. M.

All of township 9 south, ra
east, B. M.

N½ N½ Sec. 1, N½ NE¼
NW¼, SW¼ NW¼, S½ SW¼
Sec. 2, N½, N½ SW¼, SE
Sec. 3, all Sec. 4, 5, 6, 7, 8, 9
N½, N½ SW¼, SW¼ SW¼
Sec. 11 N½ NE¼, SW
SE¼ Sec. 16, all

COPY OF PUBLICATION
FROM MICROFISCH FILE
01-2068

MICROFILMED

1200 AC. on NORTH END OF A & B IRRIGATION DISTRICT. IRRIGATED WITH GW.
62,000 acre ft. g.w. and serviced by storage. 1200 ac are farthest remove from being able to receive storage.

INTER DISTRICT TRANSFER.

-852-1817-

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

OCTOBER 2, 1985

Times News
P.O. Box 548
Twin Falls, ID 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 OCTOBER 28, 1985.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

R-670/ 01-2068

Notice is hereby given that the United States Bureau of Reclamation has applied to the Department of Water Resources for a change in the place of use of the waters of the Snake River (Palisades storage) tributary to Columbia River. The right sought to be changed is evidenced by License No. R-670/01-2068 and is recorded as follows:

AMOUNT: 1,400,000 A.F. PRIORITY: July 28, 1939

POINT OF DIVERSION: NE¼, Sec. 17, T. 1S, R. 45E, B.M. Bonneville County;

The water is used for power generation, dead storage and irrigation of 1,038,000 acres including all of Sec. 34, N½, SW¼, N½SE¼, Sec. 35, T. 7S, R. 24E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be used for power generation, dead storage and irrigation of 1,038,000 acres including the N½, N½SW¼, Sec. 24, T. 10S, R. 21E, S½S½, Sec. 26, SE¼, Sec. 33, S½N½, SW¼, SE¼, Sec. 34, T. 9S, R. 21E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, ID 83402 on or before October 28, 1985.

A. KENNETH DUNN

Director

Published Times News, Twin Falls, ID on 10/10 & 10/17/85

INTER-DEPARTMENT MEMO — 1

FROM Rob

DATE 7/29/85

TO Keith

SUBJECT 01-2068

How do we know that the people who own the described 1200 agree to have the water removed.?

Does the lease show water appurtenant to these lands? (actually you will have to look at the Permit)

SIGNATURE

Standard Form 1034
September 1973
4 Treasury FRM 2000
1034-115

PUBLIC VOUCHER FOR PURCHASES AND SERVICES OTHER THAN PERSONA

VOUCHER NO.

SCHEDULE NO.

PAID BY

U.S. DEPARTMENT, BUREAU, OR ESTABLISHMENT AND LOCATION

U. S. Department of the Interior
Bureau of Reclamation
Box 043 - 550 West Fort Street
Boise, Idaho 83724

DATE VOUCHER PREPARED: March 12, 1985

CONTRACT NUMBER AND DATE: 5-07-10-W0538

REQUISITION NUMBER AND DATE: Unit A Extension Water Right Applications Minidoka Project

PAYEE'S NAME AND ADDRESS

Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Receipt 6-5-85
#35378
50.00
01-2108

DATE INVOICE RECEIVED

DISCOUNT TERMS

PAYEE'S ACCOUNT NUMBER

SHIPPED FROM | TO | WEIGHT | GOVERNMENT B/L NUMBER

NUMBER AND DATE OF ORDER	DATE OF DELIVERY OR SERVICE	ARTICLES OR SERVICES (Enter description, item number of contract or Federal supply schedule, and other information deemed necessary)	QUANTITY	UNIT PRICE COST	UNIT PRICE PER	AMOUNT [1]
		Water Right Applications for Unit A Extension				
		Surface Water Application	120 cfs			$1,325.00
		Application for change in place of use				50.00
		Ronald D. Carlson RONALD D. CARLSON Eastern Regional Supervisor				

(Use continuation sheet(s) if necessary) **(Payee must NOT use the space below)** **TOTAL** $1,375.00

PAYMENT:
- ☐ COMPLETE
- ☐ PARTIAL
- ☐ FINAL
- ☐ PROGRESS
- ☐ ADVANCE

APPROVED FOR =$1,375.00

EXCHANGE RATE = $1.00

DIFFERENCES

BY [2]

TITLE: Realty Specialist

Amount verified; correct for

(Signature or initials)

Pursuant to authority vested in me, I certify that this voucher is correct and proper for payment.

(Date) (Authorized Certifying Officer) [2] (Title)

ACCOUNTING CLASSIFICATION

PAID BY

CHECK NUMBER | ON TREASURER OF THE UNITED STATES | CHECK NUMBER | ON (Name of bank)

CASH $ | DATE | PAYEE [3]

[1] When stated in foreign currency, insert name of currency.
[2] If the ability to certify and authority to approve are combined in one person, one signature only is necessary; otherwise the approving officer will sign in the space provided, over his official title.
[3] When a voucher is receipted in the name of a company or corporation, the name of the person writing the company or corporate name, as well as the capacity in which he signs, must appear. For example: "John Doe Company, per John Smith, Secretary", or "Treasurer", as the case may be.

PER

TITLE

APPROVED

☆ U.S. GOVERNMENT PRINTING OFFICE : 341-526 (6295)

APPLICATION FOR TRANSFER OF

WATER RIGHT NO. R-670/01-2068

WATER DISTRICT 1

WATERMASTER Ronald D Carlson

DATE: May 20, 1985

COMMENTS: I believe that at sometime the Depautmat and/or the legislature is going to have to better define the rules for using stored water. with better definition I believe this transfer should be unnecessary.

✓ I do endorse approval of this change.

___ I do not endorse approval of this change.

I recommend the following conditions of approval:

Watermaster

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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Eastern Region

---

150 Shoup Ave., Suite 15
Idaho Falls, Idaho 83402
(208) 525-7161

MAY 8, 1985

The Post Register
P. O. Box 1800
Idaho Falls, Idaho 83401

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 JUNE 3, 1985.

Yours truly,

RONALD D. CARLSON
Supervisor
Eastern Region

Encl.

MICROFILMED

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

R-670/ 01-2068

Notice is hereby given that the United States Bureau of Reclamation has applied to the Department of Water Resources for a change in the place of use of the waters of the Snake River (Palisades storage) tributary to Columbia River. The right sought to be changed is evidenced by License No. R-670/01-2068 and is recorded as follows:

AMOUNT: 1,400,000 A.F. PRIORITY: July 28, 1939

POINT OF DIVERSION: NE¼, Sec. 17, T. 1S, R. 45E, B.M.

Bonneville County;

The water is used for power generation, dead storage and irrigation of 1,038,000 acres including all of Sec. 34, N½, [illegible] SW¼, N½SE¼, Sec. 35, T. 7S, R. 24E, B.M.

TO BE CHANGED AS FOLLOWS

The water will be used for power generation, dead storage and irrigation of 1,038,000 acres including the N½, [illegible] N½SW¼, Sec. 24, T. 10S, R. 21E, S½S½, Sec. 26, SE¼, Sec. 33, S½N½, SW¼, SE¼, Sec. 34, T. 9S, R. 21E, B.M.

Any protest against approval of the above proposed change of water right must be filed with the Idaho Department of Water Resources, 150 Shoup, Suite 15, Idaho Falls, ID 83402 on or before June 3, 1985.

A. KENNETH DUNN

Director

Published in the Post Register, Idaho Falls, 5/16 &5/23/85.

[illegible]

March 11, 1985

Kent Klosterman
Box 542
Paul, ID 83447

RE: Application for Permit No. 36-7974
Application for Exchange No. 3113

Dear Mr. Klosterman:

The review of the above referenced applications is completed and approval can be granted. I find, however, that because these are lands applied for under a DLE that the BLM/department policies require that the actual approval of the applications must be delayed until notice of classification as suitable for disposal is received from BLM. Also, the department must have on file an agreement between the person proposing the exchange and the holder of the right with which the exchange is being made, in this case, Idaho Power. This agreement must waive IPCo's protest against the exchange. Upon receipt of these documents, the applications will be approved with the following conditions:

CONDITIONS OF APPROVAL FOR PERMIT NO. 36-7974:

1. Use of water under this permit is subject to the requirements of exchange No. 3113. The conditions of which are herein adopted as if herein fully set forth.

2. This permit is to be reprocessed under the provisions of Section 42-203(c), Idaho Code, at the request of the permit holder and in compliance with pertinent adopted rules and regulations.

3. The Director of IDWR retains jurisdiction of use of water under this permit to adjust the volume of exchange water required.

4. A measuring device of the type approved by the department or an access port of a type approved by the department shall be installed for licensing purposes.

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5. Construction must commence on this permit within one year and must be continued with diligence.

6. Proof of beneficial use shall be submitted within five years of the date of permit issuance.

7. Subject to all prior rights.

CONDITIONS OF APPROVAL FOR APPLICATION FOR EXCHANGE # 3113:

1. The conditions of permit to appropriate the waters of the State of Idaho No. 36-7974 are herein incorporated as if fully set forth.

2. Palisades water stock in the amount of 500 AF shall be assigned in the name of the Director of the Department of Water Resources to the Upper Snake River Water Supply Bank.

3. The Director of the Department of Water Resources retains jurisdiction to revise the volume of stored water required per acre under this exchange.

4. Water shall be considered to have been provided for this exchange when released from storage pursuant to a request by the Director of the Department of Water Resources and measured at Milner Dam.

My understanding of the intent of this exchange is to provide one acre foot of storage for each acre foot of depletion from the ground water. The application for permit is for 320 acres, while the application for exchange covers only 240 acres. I do not recall the reason for the difference in acreage between the two applications. Unless clarified, the development under this project authorized would only be for 240 acres. Upon receipt of the information listed in the first paragraph of this letter, the department will continue processing of these filings.

Sincerely,

NORMAN C. YOUNG
Administrator
Resource Administration Division

NCY:alw

cc: Tom Nelson

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EXCHANGE AGREEMENT

AGREEMENT entered into this ____ day of _____, 1985, between KENT KLOSTERMAN, hereinafter referred to as "KLOSTERMAN", and IDAHO POWER COMPANY, a corporation, hereinafter referred to as "COMPANY",

W I T N E S S E T H:

The parties agree:

1. Klosterman owns, or is in the process of acquiring real property described as follows:

(Description)

2. Klosterman has filed applications for permits to divert water from subterranean sources to irrigate the above-described property.

3. Company is the holder of water rights used for hydropower purposes at several hydroelectric facilities located below Milner Dam and above the Murphy Gage, on the main stem of the Snake River in the State of Idaho. Development of Klosterman's property for irrigation using groundwater has the potential for adversely affecting water flows at some or all of Company's projects located in the above-described reach of the river.

5. Klosterman has acquired shares in the Palisades Water Users Association, representing a contract right to the

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use of water accruing to at least 714 acre feet of space in the Palisades Reservoir, under the Reclamation Act and the Rules and Regulations of the United States Bureau of Reclamation. Klosterman agrees to exchange his Palisades storage rights for water which would otherwise flow into the main stem of the Snake River above one or more of Company's projects, but will be intercepted and used by Klosterman.

6. Klosterman agrees to pay all operation, maintenance and construction charges required to maintain his ownership interest of the shares of Palisades Water Users Association stock, representing the storage space as above-described to the extent of two acre feet for each acre to be cultivated by him, or 480 acre feet in total. In addition, for a term of not to exceed three years commencing the first year he irrigates the property above-described Klosterman agrees to provide an additional 234 acre feet of such storage to replace the diversions in excess of consumptive use during such time as the excess diversions are percolating through the soil mantle into the aquifer. In the fourth year, Klosterman shall provide an additional 117 acre-feet instead of the 234 acre-feet. Klosterman agrees not to pump his wells in any year in which he cannot, for any reason, require the stored water to be released as herein required.

7. Klosterman agrees to request release and delivery of the Palisades water through Milner Dam at the request of

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Company, or to designate Company as his agent for purposes of such request and to execute all documents necessary to effectuate such release. It is understood that Klosterman shall obtain a letter from the Water District No. 1 Watermaster, verifying the District's obligation to measure water in the above amount water past Milner Dam. A copy of such letter shall be furnished to Company and shall be attached as Exhibit "___" to this Agreement and incorporated herein.

8. Company agrees that delivery of the Palisades water through Milner Dam is complete performance of Klosterman's obligations under this Agreement, and constitutes full avoidance of adverse impacts on Company's rights below Milner Dam.

9. Company agrees not to protest the development or licensing of wells for irrigation of the property of Klosterman above-described except that Company may protest and contest approval pursuant to I.C. §42-203(c), if it chooses, in the event Klosterman seeks approval under such section. Klosterman acknowledges that Company has not and does not represent or warrant that execution of this Agreement and approval of the exchange by the Idaho Department of Water Resources will allow him to proceed to develop free of claims or protests by others.

10. This Agreement is not personal but may be freely assigned as the parties desire. However, it shall be recorded

in Minidoka County, and the obligations hereof shall run with the land described in Paragraph 1 hereof.

11. This paragraph and all of the terms and provisions hereof shall be binding upon and inure to the benefit of the respective successors and assigns of the parties to this Agreement.

12. Klosterman hereby agrees to indemnify and hold harmless Company and all of its agents from any and all claim or claims of third parties which may arise by reason of this Agreement, this indemnification to include reasonable attorneys' fees of Company or its agents.

13. No modification to this Agreement, including but not limited to, an extension of the term of this Agreement shall be valid unless it is in writing and signed by both parties.

14. This Agreement constitutes the entire agreement of the parties concerning the subject matter hereof, and supersedes all prior or contemporaneous oral or written agreements between the parties concerning the subject matter.

15. In the event Klosterman seeks and obtains approval of his development under the terms of §42-203(c), Idaho Code, as added by the Legislature in 1985, this Agreement shall thereupon be null and void.

IN WITNESS WHEREOF the parties hereto have executed this Exchange Agreement this _____ day of _____, 1985.

_____
KENT KLOSTERMAN

IDAHO POWER COMPANY

By_____
President

ATTEST:

_____
Secretary

MICROFILMED

STATE OF IDAHO)
: ss.
County of _____)

On this _____ day of _____, 1985, before me, a Notary Public, in and for said County and State, personally appeared KENT KLOSTERMAN, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he 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.

_____
NOTARY PUBLIC FOR IDAHO
Residing at _____

STATE OF IDAHO)
: ss.
County of _____)

On this _____ day of _____, 1985, before me, a Notary Public, in and for said County and State, personally appeared _____ and _____, known or identified to me to be the President and Secretary, respectively of IDAHO POWER COMPANY, the corporation that executed the foregoing instrument, 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.

_____
NOTARY PUBLIC FOR IDAHO
Residing at _____

MICROFILMED

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered
ATTORNEYS AT LAW
142 3RD AVE NO.
MAILING ADDRESS: P.O. Box 1906
TWIN FALLS, ID 83303-1906
TELEPHONE (208) 734-0700
SUN VALLEY (208) 726-4661

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER

TERRY T. UHLING
LAIRD B. STONE
GARY D. SLETTE

FEB [illegible] 1985

Department of Water Resou

February 18, 1985

Mr. Norm Young
Idaho Department of Water Resources
Statehouse
Boise, Idaho 83720

Re: Kent Klosterman

Dear Norm:

After our conversation of Friday, I decided I had better appear in the exchange matter, since we are headed toward doing the work there rather than informally prior to getting that much involved. Please consider this a protest or petition in intervention on behalf of Idaho Power Company, as appropriate. I did not know you had advertised the application until Kent told me last week. If there has been a number assigned, let me know.

As I told Kent, I don't have any problem with his exchange, and we should be able to get him cleared for action this spring. At least, I hope so.

The matters mentioned in my letters to you still concern me and my concern grows as your silence lengthens. I still prefer trying to get these matters resolved without a formal hearing, but until I know what your problems are, I will proceed down the formal route.

Yours very truly,

Thomas G. Nelson

Thomas G. Nelson

TGN:gjc

cc: Paul Jauregui
Kent Klosterman

2/25/85
Sent to region to acknowlege protest
JDF

MICROFILMED

State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

MEMORANDUM

TO: Pat Kole
Pat Costello
Tom Nelson
Ron Carlson

FROM: Norm Young NCY

DATE: November 27, 1984

RE: Proposed Exchange in Swan Falls Area

Attached is a draft of an application for exchange of Palisades stored water for ground water, to be diverted from the Snake Plain Aquifer. Mr. Klosterman has been working for several years to obtain a water supply for this Desert Entry land, and last summer he purchased some stored water to exchange for the ground water. Mr. Klosterman has an application pending to divert unappropriated ground water which will be processed if the legislature and others ratify the Swan Falls agreement. However, Mr. Klosterman believes his project can proceed sooner if the exchange is processed now.

I have discussed the concept of an exchange with most of you previously and would like your reaction to the appropriateness of the exchange and the format proposed before Mr. Klosterman actually files it.

MICROFILMED

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered
ATTORNEYS AT LAW
142 3RD AVE NO.
MAILING ADDRESS: P.O. Box 1906
TWIN FALLS, ID 83303-1906
TELEPHONE (208) 734-0700
SUN VALLEY (208) 726-4661

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER

TERRY T. UHLING
LAIRD B. STONE
GARY D. SLETTE

RECEIVED
JAN 8 1985
Department of Water Resources

January 2, 1984

Mr. Norm Young
Idaho Department of Water Resources
STATEHOUSE
Boise, ID 83720

RE: KENT KLOSTERMAN

Dear Norm:

Thanks for your efforts in getting something going for Mr. Klosterman. He told me of a conversation he had with Ron Carlson, in which Ron said he didn't want to set a precedent, and perhaps the Palisades water could be put into the water bank. These comments point up some concerns I have with the exchange as structured.

1. We have to set a precedent. Mr. Klosterman is entitled to an answer, and if someone else proposes the same exchange, he should get the same answer.

2. The Palisades water is not available for water bank allocation. It will be in use, and dedicated to use, when the exchange is complete.

3. Looking at page 2 of the application, I believe the description of the exchange right is inadequate. Kent is saying: "I have this Palisades water right. I want to take water physically committed to Idaho Power Company's use as spring inflow to the Snake River. I will provide my Palisades water in exchange for the water I am physically taking."

This is the essence of an exchange, and I believe the exchanged water right cannot simply be described as "Snake River below Milner Dam."

4. Another concern not yet addressed is that of control. Who can call the water, who can deliver it, and when?

MICROFILMED

5. Another more general concern is in the timing of the return of diversions in excess of consumptive use. If three acre feet are pumped, and two are consumed, the remaining acre foot will return to the aquifer. However, the removal of the three acre feet is immediate, but the one acre foot will not return for a number of years.

In Mr. Klosterman's case, the 240 acre-feet will not be a measurable impact. However, since we are creating a precedent, we need to build into the system a recognition of the delay, and its potential for adversely affecting river flows if this sort of exchange were to take place on a large scale.

Some of the control questions need answers from the Bureau of Reclamation. I will be happy to assist you in discussing the matter with the Bureau, if that would help.

Yours very truly,

Thomas G. Nelson

TGN
pj
cc: Paul Jauregui
Kent Klosterman

MICROFILMED

SEE TRANS # 2024 IN FILE 01-0023 FOR MORE
IFORMATION

MICROFILMED

December 15, 1982

RE: Water Right No. 01-2068

Rogers K. Rose
3100 Rollandet
Idaho Falls, ID 83401

Dear Mr. Rose:

Enclosed is a copy of your approved application for exchange of the above referenced water right (Exchange No. 2699). Be sure to note the conditions of approval on the last page.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:kw
Enclosure

RECEIVED
OCT 25 1982
Department of Water Resources

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO
IDAHO FIRST NATIONAL BANK BUILDING
P. O. BOX 129
IDAHO FALLS, IDAHO 83402

TELEPHONE 523-0620
AREA CODE 208

WILLIAM S. HOLDEN
R. VERN KIDWELL, P. A.
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER, P. A.
STEPHEN E. MARTIN
CHARLES A. HOMER

GARY L. MEIKLE
CURT R. THOMSEN
RANDALL K. BARTON
MICHAEL D. CRAPO
JAMES D. HOLMAN
GAYLE A. SORENSON
BRUCE T. SMITH

ARTHUR W. HOLDEN (1877 1967)
ROBERT B. HOLDEN (1911 1971)

October 22, 1982

Mr. Dave Tuthill
Boise Office
Idaho Department of
Water Resources
450 W. State Street
Boise, Idaho 83702

Re: Application for Exchange No. 01-2068

Dear Dave:

I recently had occasion to check with the Eastern Region Office about this application and they advised me that it was sent to the Boise Office on June 22, 1982. I wonder if it would be possible for us to obtain a status report.

Thank you for your kind attention to this matter.

Yours very truly,

Kent

Kent W. Foster

KWF:vm
3650

NOTICE OF APPLICATION FOR EXCHANGE OF WATER

Notice is hereby given that Rogers K. Rose, Idaho Falls, Idaho, has applied to the Department of Water Resources for an exchange of the waters of Palisades Reservoir tributary to Snake River and evidenced by license No. 01-2068. This exchange is based on the applicant's ownership of 35 shares of stock in the Palisades Water Users Inc. and is represented as follows:

AMOUNT: 35 A.F. PRIORITY: July 28, 1939

POINT OF DIVERSION: NE¼, Sec. 17, T. 1S, R. 45E, B.M., Bonneville County.

The water is used from Apr. 1 to Nov. 1 for the irrigation of 33 acres within the NE¼NW¼, Sec. 25, T. 1N, R. 44E, B.M.

PROPOSED EXCHANGE

To exchange 35 AF of Palisades Reservoir storage, diverted at a rate not to exceed 1.00 cfs, at a point within the NE¼, Sec. 17, T. 1S, R. 45E in lieu of water diverted from Palisades Creek at a point within the NE¼NW¼, Sec. 25, T. 1N, R. 44E, Bonneville County.

Any protest to the above proposed exchange of water must be filed with the Idaho Department of Water Resources, 150 Shoup, Idaho Falls, Idaho, 83402, on or before June 21, 1982.

A. KENNETH DUNN

Director

Published in the Post Register, Idaho Falls, Idaho on June 3 & 10, 1982.

EXCHANGE

APPLICATION FOR ~~TRANSFER~~ OF WATER RIGHT

NO. 01-2068

RECOMMENDATION OF WATERMASTER

I, Ronald D Carlson, watermaster of Snake River, of Water District No. 1, County of Bonneville, State of Idaho, whose address is 150 Skyline Idaho Falls have read the attached copy of the application for transfer of water right for Rogers K. Rose (name), and to the best of my knowledge believe the application to be true.

A. I hereby endorse the above numbered Application for Transfer and recommend that the Director of the Department of Water Resources approve the transfer subject to the following conditions: The exchange must be subject to the Capacity of Palisades creek to first supply appropriate decreed rights. OR

B. I do not endorse approval of the above numbered Application for Transfer as requested for the following reasons: _____

Dated at Idaho Falls, Idaho, this 1st day of June 1982.

Ronald D Carlson

(signature)

Please use reverse side if needed.

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO
IDAHO FIRST NATIONAL BANK BUILDING
P. O. BOX 129
IDAHO FALLS, IDAHO 83402

TELEPHONE 523-0620
AREA CODE 208

WILLIAM S. HOLDEN
R. VERN KIDWELL, P. A.
FRED J. HAHN
TERRY L. CRAPO
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER, P. A.
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GARY L. MEIKLE
CURT R. THOMSEN
RANDALL K. BARTON
MICHAEL D. CRAPO
JAMES D. HOLMAN
GAYLE A. SORENSON

ARTHUR W. HOLDEN (1877-1967)
ROBERT S. HOLDEN (1911-1971)

May 3, 1982

RECEIVED
MAY 4 1982
Department of Water Resources
Eastern District Office

Idaho Dept. of Water Resources
Eastern District Office
150 Shoup Avenue
Idaho Falls, ID 83402

Gentlemen:

We are enclosing with this letter an Application for Exchange on behalf of our client, Mr. Rogers K. Rose. We have also enclosed our check for the filing fee in the amount of $50.00.

If any additional information is needed in order to process this Application, please contact us at your convenience.

Yours very truly,

Kent W. Foster

Kent W. Foster

KWF:lc

Encls.

STATE OF IDAHO
Department of Water Resources

No 22243

Boise, Idaho, May 6, 1982

RECEIVED FROM Roger Rose of Idaho Falls $ 50.00
Fifty Dollars and 00/100's DOLLARS

FOR		
Exchange	$ 50	00
	$	
	$	
	$	
TOTAL - - -	$ 50	00

Barbara L. Powers

MAY 13 1977
Department of Water Resources
Eastern Regional Office

APPLICATION FOR TRANSFER OF WATER RIGHT

NO. 01-0023/01-0297/01-2068/01-2064

RECOMMENDATION OF WATERMASTER

I, Arthur L. Larson, watermaster of Snake River, of Water District No. 01, County of Bonneville, Bingham, etc., State of Idaho, whose address is P.O. Box 1099 Idaho Falls Idaho have read the attached copy of the application for transfer of water right for Canyon View Irrig. Co. (name), and to the best of my knowledge believe the application to be true.

A. I hereby endorse the above numbered Application for Transfer and recommend that the Director of the Department of Water Resources approve the transfer subject to the following conditions: Reconciliation of legal problems re B/W, and approval by USBR re storage allotments.

OR

B. I do not endorse approval of the above numbered Application for Transfer as requested for the following reasons: _____

Dated at Idaho Falls, Idaho, this 12th day of May 1977.

Arthur L Larson
(signature)

Please use reverse side if needed.

United States Department of the Interior
BUREAU OF RECLAMATION
FEDERAL BUILDING & U.S. COURTHOUSE
BOX 043 - 550 WEST FORT STREET
BOISE, IDAHO 83702

RECEIVED
Department of Water Administration

IN REPLY
REFER TO: 150

870.

MAR 27 1973

Mr. R. Keith Higginson
Director
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. Higginson:

This acknowledges receipt of your letter of March 19, 1973 transmitting water right license No. R-670/01-2068 dated March 19, 1973, together with a copy of your order of the same date rescinding the August 2, 1971 order returning the proof of beneficial use papers. As requested, I am returning the original proof papers which accompanied the August 2 order.

Copies of the water right license have been provided to the attorneys for the water users who initiated appeal litigation in the Idaho District Court at Idaho Falls. It is hoped that the issuance of the water right license will conclude this litigation, although as you recognize, this is a matter beyond our control.

Sincerely,

F Sullivan

Regional Director

Enclosures

01-2068

March 19, 1973

Mr. Edwin F. Sullivan
Regional Director
United States Department of the Interior
Bureau of Reclamation
Pacific Northwest Regional Office
Federal Building & U. S. Courthouse
Box 043-550 West Fort Street
Boise, Idaho 83702

Dear Ed:

Enclosed is an order rescinding the order of August 2, 1971, by which the Palisades Reservoir proof was returned to the Bureau for further information. I am also enclosing the license for Palisades Reservoir.

I am hopeful that this action will end the controversy over this project and that the recent amendment of Section 42-202, Idaho Code, will provide a guideline for future, similar projects in this state.

I will appreciate it if you will return the original Proof of Beneficial Use papers for the files of this office.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:ml

Enclosures

cc: HOLDEN, HOLDEN, KIDWELL, HAHN & CRAPO
P. O. Box 129
Idaho Falls, Idaho 83401

NIELSON, NIELSON & NIELSON
P. O. Box 129
Burley, Idaho 83318

JAMES, HOBDEY & SHAW
P. O. Box 176
Rexburg, Idaho 83440

ROGER D. LING, Esq.
P. O. Box 623
Rupert, Idaho 83350

THOMAS C. FROST, Esq.
Assistant U. S. Attorney
Federal Building, Room 698
550 West Fort
Boise, Idaho 83702

Committee of Nine
Members

PARRY, ROBERTSON, DALY & LARSON
P. O. Box 525
Twin Falls, Idaho 83301

SMITH & HANCOCK
30 South 2nd West
Rexburg, Idaho 83440

01-2068

In the Matter of Permit No. R-670, in the name of the U. S. Bureau of Reclamation

ORDER RESCINDING, ORDER DATED AUGUST 2, 1971, WHICH RETURNED PROOF OF BENEFICIAL USE OF WATER AND GRANTED AN EXTENSION OF TIME

By order dated August 2, 1971, the Proof of Beneficial Use of Water submitted in connection with Permit No. R-670, in the name of the U. S. Bureau of Reclamation was returned " . . . for the reason that it is incomplete and lacks information from which a determination can be made as to the need for water for irrigation of project lands in excess of the statutory and reasonable limits . . ." The decision to return the proof and to request additional information prior to licensing of the Palisades Reservoir project was based upon interpretation of the language of Sections 42-202 and 42-220, Idaho Code, which appeared to limit the total diversion of water to 5 acre feet of water per acre of land irrigated.

The 1972 session of the Idaho Legislature has now passed and Governor Andrus has signed into law Senate Bill No. 1164, which amends Section 42-202, Idaho Code so that it now provides that the 5 acre-foot limitation applies only to the water stored for use on project lands. This amendment eliminates the necessity for the submission of additional data to support storage of water in Palisades Reservoir based upon our finding that the total storage space available to all lands served by the Palisades Reservoir does not exceed 5 acre-feet per acre.

IT IS THEREFORE ORDERED and the order dated August 2, 1971, returning Proof of Beneficial Use of Water and granting an Extension of Time is hereby rescinded, and the license for Permit No. R-670/01-2063 will be issued without delay.

DATED this 19 day of March, 1973.

R. KEITH HIGGINSON
Director

01-2063

March 19, 1973

Mr. Arthur L. Larson, Watermaster
Water District 01
P. O. Box 697
Idaho Falls, Idaho 83401

Dear Art:

Enclosed is a copy of a letter to Ed Sullivan by which I forwarded an order and the license for the Palisades Reservoir project. I will appreciate it if you will see to it that copies of this letter are sent to all members of the Committee of Nine and the advisors.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:mjl

Enclosure

01-2068

LIST OF ATTORNEYS -- PALISADES APPEAL

HOLDEN, HOLDEN, KIDWELL,
HAHN & CRAPO
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Boise, Idaho 83702

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SMITH & HANCOCK
30 South Second West
Rexburg, Idaho 83440

JAMES, HOBDEY & SHAW
P.O. Box 176
Rexburg, Idaho 83440

DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
Regional Office
Federal Building
550 West Fort
Boise, Idaho 83702

01-2068

STATE OF IDAHO

OFFICE OF THE GOVERNOR

BOISE

CECIL D. ANDRUS
GOVERNOR

March 16, 1973

Mr. Leonard E. Graham, Sr.
Route 1
Rigby, Idaho 83442

Dear Leonard:

By the time this reaches you, Palisades should be licensed.

I just want to once again express my appreciation for your counsel in helping me resolve this difficult situation with facts and legal standing, not emotionalism.

If I can be of any service to you in any way, please do not hesitate to call upon me. With best regards, I remain

Sincerely,

CECIL D. ANDRUS
GOVERNOR

zb

cc: Keith Higginson
John Rosholt

01-2068

INTER-DEPARTMENT MEMO — 1

DATE February 26, 1973

FROM Bob Fleenor

TO Steve

SUBJECT Licensing of Palisades Reservoir

If the present legislation is passed to allow 5 acre feet of storage per year, the following information would be needed before a license could be issued:

1) Proof of beneficial must be submitted.

2) Exchange ~~of~~ or Amendment Applications must be submitted for Palisades Storage in Jackson Lake or American Falls.

3) Information on the amount of direct diversion used so that the total annual use can be determined.

Bob
SIGNATURE

01-2068

BEFORE THE DIRECTOR OF THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

In the Matter of Permit No. R-670, in the name of U. S. BUREAU OF RECLAMATION (Palisades Reservoir)	ORDER RETURNING PROOF OF BENEFICIAL USE OF WATER AND GRANTING AN EXTENSION OF TIME

Application No. 26214 was filed by Lynn Crandall, Watermaster, District #36, on July 28, 1939, seeking a permit to appropriate 1,400,000 acre-feet of water from the Snake River for the Palisades Dam and Reservoir Project by constructing a dam across the river within the NW¼NE¼ Sec. 17, Twp. 1 S., Rge. 45 E., B.M. The water was to be stored as available and released and used for power production, domestic purposes, and for irrigation of 1,038,098 acres of land.

Pursuant to Application No. 26214, Permit No. R-670 was issued by the State Reclamation Engineer, on November 20, 1939, and the applicant was initially allowed until November 20, 1944, to complete the construction of works and until November 20, 1954, within which to submit proof of beneficial use of water. Time for completion of these requirements was extended on several occasions. By instrument, dated December 26, 1950, the applicant assigned Permit R-670 to the United States of America, acting through the Bureau of Reclamation, Department of the Interior.

On March 21, 1961, the Bureau submitted Proof of Completion of Works and a Certificate of Completion of Works was issued by the State Reclamation Engineer, on April 20, 1962. Proof of Application of Water to Beneficial Use was received, on November 17, 1965. Subsequently, the Department asked for, and received, information concerning the organizations with which the Bureau had contracted for an allocation of storage space in the reservoir and the amount of stored water delivered to the canals of the shareholders each year.

Use of water of the Snake River above Milner Dam is under the control of the watermaster of Water District No. 01 (previously numbered 36). A record of the distribution of water within his district each year is reported by the watermaster in an annual report. These reports show the daily record of discharge of each main canal for a variable reporting period. These reports also show that some canals carried unspecified quantities of water before and after the reporting period.

01-2068

Attached hereto as Exhibit A and hereby made a part of this order are tabulations showing the quantity of water delivered during the report period to each Palisades Reservoir water contract holding canal company each year for the period of 1959 through 1970. These tabulations also show the acreage [1/] reported by the watermaster as irrigated through each company system and the amount of water diverted during the reporting period per acre of land irrigated with and without Palisades Reservoir water. These figures were obtained by subtracting the total Palisades storage water used from the total water delivered during the reporting period and by assuming that the early-priority storage water in American Falls and Jackson Lake Reservoirs would be used before the storage in Palisades. In addition to the water reported in these tabulations, many of the companies diverted other water prior to the beginning and following the close of the regulation season but the total quantity, not reported, cannot be determined. In short, the figures of use per acre are believed to be indicative only of the very minimum diversion for the years indicated. The actual figures would be much higher than these data indicate [2/]. These tabulations show that diversions vary from a low of 1.6 acre-feet of water per acre to a high of 16.1 acre-feet of water per acre with the Palisades storage, and from 1.6 acre-feet of water per acre to 15.1 acre-feet of water per acre when the Palisades storage water is subtracted.

The quantity of water which can be beneficially used for irrigation purposes varies from one location to another throughout the State. However, estimates of the reasonable consumptive irrigation requirements for a given project or canal system can easily be made using widely-accepted engineering procedures. One such procedure was used by the University of Idaho, Agricultural Experiment Station in studies leading to its Bulletin 516, Consumptive Irrigation Requirements for Crops in Idaho, July 1970. This bulletin reports that the average annual consumptive use of water by alfalfa (the highest water use crop) within the Palisades service area varies from 21.0 inches per acre at Idaho Falls to 26.1 inches per acre at Rupert. At the latter location the consumptive use by alfalfa ranges from a low of 22.18 inches per acre to a high of 30.27 inches per acre for the 31-years of record. Deducting the precipitation which occurs during the irrigation season the consumptive irrigation requirement varies from 19.64 to 28.73 inches per acre. In the Idaho Falls area, based on 34 years of records, alfalfa consumptive use varies from 18.64 inches per acre to 27.87 inches per acre with consumptive irrigation requirements from 14.56 inches per acre to 23.89 inches per acre.

04-2062

In order to determine the quantity of water which must be diverted from the Snake River to irrigate lands in these areas, the losses in conveyance and the system efficiency in delivering water to the crop need to be considered. Taking the Idaho Falls area as an example, and assuming (1) that the entire service area was planted to alfalfa (the highest water use crop) [3/], (2) the consumptive irrigation requirements of the crop was equal to that of the highest estimated use during the 34 year period of University study (23.89 acre-inches or 2.0 acre-feet per acre) then it can be seen that diversions of more than 8 to 14 acre-feet of water per acre of land served (which is common to the area), while perhaps successful in providing sufficient water for plant growth, also results in losses of 75 to 86 percent of the water diverted [4/]. Such high losses may be caused by the design of the irrigation systems, the types of soils traversed by the canals, the method of irrigation, or other factors, however, information necessary to evaluate these factors has not been provided.

It is interesting to note that diversion of water to the newer projects (Fort Hall-Michaud, Falls Irrigation District, A & B Irrigation District, and Milner Low Lift) varies from a low of about 2.6 acre-feet to a high of about 5.2 acre-feet per acre. This relatively low use may be caused by the requirement to pump water for these canals resulting in more care being taken by the users to make the most efficient use of the water supply.

The fact that some canal systems can successfully operate with apparent high efficiency and evidence of water use elsewhere in the State and nation indicate that diversions of the magnitude reported for many of the canals receiving Palisades Reservoir water may be excessive. On the other hand, it is possible that such quantities may be necessary by reason of unusual conditions in the service areas, but without specific information and data the diversions appear to be excessive.

As a guide to this office, the Idaho Legislature has prescribed limits to the amount of water it considers to be reasonable for irrigation purposes.

> "Whenever it is desired to appropriate and store flood or winter-flow waters, the applicant shall specify in acre feet the quantity of such flood or winterflow waters which he intends to store, but for irrigation purposes he shall not claim more than five (5) acre feet of water per acre of land to be irrigated, nor, in the event of the filing of an application claiming both normal flow and flood water and winterflow water, shall the total amount of water claimed exceed the equivalent of a continuous flow during the irrigation season of more than one (1) cubic foot per second for each fifty (50) acres of land to be irrigated, or more than five (5) acre feet of stored water for each acre of land to be irrigated". (Section 42-202 Idaho Code)

01-2068

> "In case the proposed right of use is for agricultural purposes, the application shall give the legal subdivisions of the land proposed to be irrigated, with the total acreage to be reclaimed as near as may be; provided, that no one shall be authorized to divert for irrigation purposes more than one (1) cubic foot of water per second of the normal flow for each fifty (50) acres of land to be so irrigated, or more than five (5) acre feet of stored water per annum for each acre of land to be so irrigated unless it can be shown to the satisfaction of the Department of Water Administration that a greater amount is necessary." (Section 42-202 Idaho Code)
>
> ". . . provided, that when water is used for irrigation, no such license or decree of the court allotting such water shall be issued confirming the right to the use of more than one second foot of water for each fifty acres of land so irrigated, unless it can be shown to the satisfaction of the Department of Water Administration in granting such license, and to the court in making such decree, that a greater amount is necessary, and neither such licensee nor any one claiming a right under such decree, shall at any time be entitled to the use of more water than can be beneficially applied on the lands for the benefit of which such right may have been confirmed . . ." (Section 42-220 Idaho Code)

Read together, these statutes appear to limit agricultural water rights to a maximum rate of diversion of not to exceed one (1) cubic foot of water per second for each fifty acres of land and a seasonal diversion of not to exceed five (5) acre-feet of water per acre irrigated unless it can be shown to the satisfaction of the Department of Water Administration that a greater amount is necessary.

The Bureau of Reclamation has failed to submit any engineering studies, reports or data to show that greater than the statutory amounts are necessary.[5/] However, this office is satisfied that if more than the prescribed amount is actually needed, that need can be easily demonstrated by a study of the service areas.

If such amounts are not needed, this office is prohibited from issuing a license confirming a right to an excessive water supply. To do so would be to dedicate surplus water to one area which could otherwise be used to irrigate new lands or be used for other purposes. For example, in 1970, Palisades water users reportedly diverted more than 5,013,000 acre-feet of water from all sources to irrigate 719,433 acres of land. This is an average of 7.0 acre-feet of water per acre. Had the diversions been limited to 5 acre-feet per acre there would have been a surplus of more than 1,416,000 acre-feet which may be sufficient to irrigage 280,000 acres of new land, or could be used for other purposes. Until such time as evidence is presented to show that the water is required, this office cannot issue a license confirming a right and thereby prohibit further development of a public natural resource for beneficial purposes, when such resources are badly needed for other areas.

01-2068

It is therefore hereby ordered, and the Proof of Beneficial Use submitted, on November 17, 1965, in connection with Permit R-670 is hereby returned to the permit holder, U. S. Bureau of Reclamation, for the reason that it is incomplete and lacks information from which a determination can be made as to the need for water for irrigation of project lands in excess of the statutory and reasonable limits; and,

It is further ordered and the permit holder is allowed 3 years or until August 1, 1974, within which to resubmit the Proof of Beneficial Use of the Water accompanied by an engineering report which analyzes the acreage of land irrigated, the soils, the canal seepage, the crops grown, the consumptive irrigation requirements, the irrigation efficiencies and other factors which affect the diversion requirements of those canals within the project service area which regularly divert more than 5 acre-feet of water per acre per season. Extensions of time beyond the August 1, 1974 proof date, will only be granted upon evidence of substantial progress having been made toward obtaining and furnishing the required data.

The U. S. Bureau of Reclamation is further notified that failure to supply adequate information to accompany the Proof of Beneficial Use of Water when it is resubmitted on or before August 1, 1974, as required by this order will result in rejection of the proof and cancellation of Permit No. R-670 under which water is stored in Palisades Reservoir.

Dated this 2nd date of August, 1971.

R. KEITH HIGGINSON
Director

01-2068

DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1959

Canal	Acreage Reported Irrigated	Water Supply: Palisades Storage (A.F.)	Water Supply: Other Water (A.F.)	Water Supply: Total (A.F.)	Use of water: With Palisades (A.F./Ac.)	Use of water: Without Palisades (A.F./Ac.)
Poplar Irr. Dist.	870	1,011	5,159	6,170	7.1	5.9
Progressive Irr. Dist. 1/	31,826	11,027	266,973	278,000	8.7	8.4
Farmers Friend	11,500	6,061	98,939	105,000	9.1	8.5
Enterprise Canal Co.	5,000	0	40,800	40,800	8.2	8.2
Mattson Craig	560	832	3,908	4,740	8.5	6.9
Butler Island	1,200	1,153	12,847	14,000	11.7	10.7
Harrison	13,000	0	126,000	126,000	9.7	9.7
Rudy	5,000	3,438	40,062	43,500	8.7	8.0
Burgess	22,000	7,897	232,103	240,000	10.9	10.6
Clark & Edwards	1,800	172	22,328	22,500	12.5	12.4
Lowder	1,000	242	14,158	14,400	14.4	14.2
Labelle Irr. Co.	3,000	408	36,792	37,200	12.4	12.3
Sunnydell	3,688	2,125	36,475	38,600	10.5	9.9
Lenroot	3,800	487	43,913	44,400	11.7	11.6
Reid	5,500	1,250	51,850	53,100	9.7	9.4
Texas & Liberty Park	10,000	1,188	82,812	84,000	8.4	8.3
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	682	44,018	44,700	11.2	11.0
Island	4,000	1,418	46,882	48,300	12.1	11.7
Dilts	555	0	7,000	7,000	12.6	12.6
West Labelle) Long Island Canal Co.)	11,500	2,366	140,634	143,000	12.4	12.2
Parks & Lewisville	7,000	2,331	91,669	94,000	13.4	13.1
North Rigby	1,400	282	15,618	15,900	11.4	11.2
Butte & Market Lake	18,000	0	103,000	103,000	5.7	5.7
Utah-Idaho Sugar Co.	6,450	0	32,900	32,900	5.1	5.1
Owners Mutual) Shattuck Irrigation)	2,700	1,755	10,845	12,600	4.7	4.0
Idaho 1/	35,871	0	291,000	291,000	8.1	8.1
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	31,500	0	233,000	233,000	7.4	7.4
Woodville	2,500	285	28,415	28,700	11.5	11.4
Snake River Valley	21,412	0	168,000	168,000	7.8	7.8
Blackfoot	15,000	0	90,000	90,000	6.0	6.0
New Lava Side	6,000	1,192	39,808	41,000	6.8	6.6
Peoples	18,000	8,211	138,789	147,000	8.2	7.7
Aberdeen	63,000	5,544	346,456	352,000	5.6	5.5
Corbett	7,000	0	54,500	54,500	7.8	7.8
Riverside	4,000	586	33,814	34,400	8.6	8.5
Danskin	6,000	806	54,594	55,300	9.2	9.1
Trego	1,800	0	18,900	18,900	10.5	10.5
Wearyrick	1,600	19	16,181	16,200	10.1	10.1
Watson	3,000	142	29,258	29,400	9.8	9.8
Parsons	920	409	8,141	8,550	9.3	8.8
Fort Hall Michaud 1/	5,943	-	-	15,600	2.6	-
Falls Irrigation Dist. 2/	-	-	-	-	-	-
Minidoka Irr. Dist.) Burley Irr. Dist.)	72,129) 46,500)	0	769,000	483,000) 286,000)	6.7) 6.2)	6.5
A & B Irr. Dist.	13,619	4,413	47,887	52,300	3.8	3.5
Milner Low Lift	12,446	11,389	52,311	63,700	5.1	4.2
North Side Canal Co.	159,500	160,715	896,285	1,057,000	6.5	5.6

1/ Additional water from Willow and Sand Creeks.
2/ Information not readily available.

01-2068

DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1960

Canal	Acreage Reported Irrigated	Water Supply			Use of water	
		Palisades Storage (A.F.)	Other Water (A.F.)	Total (A.F.)	With Palisades (A.F./Ac.)	Without Palisades (A.F./Ac.)
Poplar Irr. District	900	1,825	4,095	5,920	6.6	4.6
Progressive Irr. Dist. 1/	31,856	29,900	254,100	284,000	8.9	7.9
Farmers Friend	11,000	5,631	96,369	102,000	9.3	8.8
Enterprise Canal Co.	5,000	819	36,081	36,900	7.4	7.2
Mattson Craig	560	662	3,538	4,200	7.5	6.3
Butler Island	1,325	1,086	12,114	13,200	10.0	9.1
Harrison	13,000	15,530	116,470	132,000	10.1	8.9
Rudy	5,000	3,208	56,892	60,100	12.0	11.4
Burgess	22,000	17,869	217,131	235,000	10.7	9.9
Clark & Edwards	1,800	353	21,247	21,600	12.0	11.8
Lowder	1,000	0	10,500	10,500	10.5	10.5
Labelle Irr. Co.	3,000	800	34,000	34,800	11.6	11.3
Sunnydell	3,680	7,537	33,463	41,000	11.1	9.1
Lenroot	3,600	2,638	32,462	35,100	9.8	9.0
Reid	5,500	1,398	48,902	50,200	9.1	8.9
Texas & Liberty Park	9,000	1,737	67,863	69,600	7.7	7.5
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	2,315	44,585	46,900	11.7	11.1
Island	4,000	2,752	42,148	44,900	11.2	10.5
Dilts	571	909	4,391	5,300	9.3	7.6
West Labelle) Long Island Canal Co.)	11,500	1,307	135,693	137,000	11.9	11.8
Parks & Lewisville	7,000	3,201	92,099	95,300	13.6	13.2
North Rigby	1,200	601	14,099	14,700	12.2	11.7
Butte & Market Lake	18,000	0	90,700	90,700	5.0	5.0
Utah-Idaho Sugar Co.	5,450	0	30,200	30,200	5.5	5.5
Owners Mutual) Shattuck Irrigation)	2,700	570	11,930	12,500	4.6	4.4
Idaho 1/	35,954	0	305,000	305,000	8.5	8.5
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	31,000	34,417	183,583	218,000	7.0	6.0
Woodville	2,500	5,048	23,052	28,100	11.2	9.2
Snake River Valley 1/	21,464	17,833	163,167	181,000	8.4	7.6
Blackfoot	15,000	0	92,400	92,400	7.0	7.0
New Lava Side	6,000	7,147	34,953	42,100	7.0	5.8
Peoples	18,000	28,626	100,374	129,000	7.2	5.6
Aberdeen	63,000	102,190	256,810	359,000	5.7	4.1
Corbett	7,000	1,608	50,792	52,400	7.5	7.3
Riverside	4,000	1,293	33,007	34,300	8.6	8.3
Danskin	6,000	2,444	48,856	51,300	8.6	8.1
Trego	1,800	0	18,500	18,500	10.3	10.3
Wearyrick	1,600	275	14,725	15,000	9.4	9.2
Watson	3,000	1,721	29,079	30,800	10.3	9.7
Parsons	850	116	9,084	9,200	10.8	10.7
Fort Hall Michaud 1/	6,068	0	18,900	18,900	3.1	3.1
Falls Irrigation Dist. 2/	-	-	-	-	-	-
Minidoka Irr. Dist.) Burley Irr. Dist.)	72,154) 46,000)	150,151	676,839	518,320) 308,670)	7.2) 6.7)	5.7
A & B Irr. Dist.	13,619	8,535	46,665	55,200	4.0	3.4
Milner Low Lift	12,596	18,788	45,312	64,100	5.2	3.6
North Side Canal Co.	159,500	14,327	1,082,673	1,097,000	6.9	6.8

1/ Additional water from Willow and Sand Creeks.
2/ Information not readily available.

01-2068

DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1961

Canal	Acreage Reported Irrigated	Water Supply			Use of water	
		Palisades Storage (A.F.)	Other Water (A.F.)	Total (A.F.)	With Palisades (A.F./Ac.)	Without Palisades (A.F./Ac.)
Poplar Irr. District	900	734	3,836	4,570	5.1	4.3
Progressive Irr. Dist. 1/	31,910	14,646	234,154	248,800	7.8	7.3
Farmers Friend	11,800	4,208	89,592	93,800	7.9	7.6
Enterprise Canal Co.	5,000	0	29,800	29,800	6.0	6.0
Mattson Craig	561	518	3,032	3,550	6.3	5.4
Butler Island	1,260	421	11,879	12,300	9.8	9.4
Harrison	13,000	11,946	88,754	100,700	7.7	6.8
Rudy	5,000	7,167	42,033	49,200	9.8	8.4
Burgess	22,000	15,664	183,036	198,700	9.0	8.3
Clark & Edwards	1,800	647	18,853	19,500	10.8	10.5
Lowder	800	1,340	6,760	8,100	10.1	8.5
Labelle Irr. Co.	3,000	159	30,841	31,000	10.3	10.3
Sunnydell	3,660	3,122	25,978	29,100	8.0	7.1
Lenroot	3,400	1,861	30,139	32,000	9.4	8.9
Reid	5,500	1,396	41,004	42,400	7.7	7.5
Texas & Liberty Park	9,000	1,599	63,501	65,100	7.2	7.1
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	1,923	42,877	44,800	11.2	10.7
Island	4,000	476	36,294	36,770	9.2	9.1
Dilts	575	212	4,328	4,540	7.9	7.5
West Labelle) Long Island Canal Co.)	11,500	242	132,458	132,700	11.5	11.5
Parks & Lewisville	7,000	596	94,304	94,900	13.5	13.5
North Rigby	1,400	454	13,446	13,900	9.9	9.6
Butte & Market Lake	20,000	21,430	57,170	78,600	3.9	2.9
Utah-Idaho Sugar Co.	5,500	0	28,100	28,100	5.1	5.1
Owners Mutual) Shattuck Irrigation)	2,700	1,209	8,261	9,470	3.5	3.1
Idaho 1/	35,968	21,117	269,883	291,000	8.1	8.1
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	25,200	11,281	156,019	167,300	6.6	6.2
Woodville	2,700	686	18,614	19,300	7.2	6.9
Snake River Valley 1/	21,469	3,353	146,547	149,900	7.0	6.8
Blackfoot	15,000	4,167	80,033	84,200	5.6	5.3
New Lava Side	6,000	5,126	30,174	35,300	5.9	5.0
Peoples	20,000	4,858	92,742	97,600	4.9	4.6
Aberdeen	63,000	33,458	260,342	293,800	4.7	4.1
Corbett	6,000	1,997	45,203	47,200	7.9	7.5
Riverside	4,000	692	31,108	31,800	7.9	7.8
Danskin	6,000	719	50,381	51,100	8.5	8.4
Trego	1,800	2,422	12,678	15,100	8.4	7.0
Wearyrick	1,600	67	13,533	13,600	8.5	8.5
Watson	2,900	1,113	25,587	26,700	8.9	8.8
Parsons	1,030	224	9,766	9,990	9.7	9.5
Fort Hall Michaud 2/	-	-	-	-	-	-
Falls Irrigation Dist. 2/	-	-	-	-	-	-
Minidoka Irr. Dist.)	72,085)	130,588	552,812	424,930)	5.9)	4.8
Burley Irr. Dist.)	43,000)			258,470)	6.0)	
A & B Irr. Dist.	12,140	10,285	42,855	53,140	4.4	3.5
Milner Low Lift	12,591	13,307	43,993	57,300	4.5	3.5
North Side Canal Co.	159,500	17,846	793,154	811,000	5.1	5.0

1/ Additional water from varied sources
2/ Information not readily available.

01-0068

DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1962

Canal	Acreage Reported Irrigated	Water Supply			Use of water	
		Palisades Storage (A.F.)	Other Water (A.F.)	Total (A.F.)	With Palisades (A.F./Ac.)	Without Palisades (A.F./Ac.)
Poplar Irr. District	900	868	4,752	5,620	6.2	5.3
Progressive Irr. Dist. 1/	31,960	6,420	246,980	253,400	7.9	7.7
Farmers Friend	10,600	5,504	99,596	105,100	9.9	9.4
Enterprise Canal Co.	5,300	681	47,279	47,960	9.0	9.0
Mattson Craig	516	682	3,408	4,090	7.9	6.6
Butler Island	1,280	191	13,649	13,840	10.8	10.7
Harrison	13,000	0	148,600	148,600	11.4	11.4
Rudy	5,000	9,202	53,558	62,760	12.5	10.7
Burgess	22,000	15,018	236,982	252,000	11.4	10.8
Clark & Edwards	1,800	770	20,250	21,020	11.7	11.3
Lowder	1,000	0	15,990	15,990	16.0	16.0
Labelle Irr. Co.	3,000	542	36,258	36,800	12.3	12.1
Sunnydell	3,680	479	39,731	40,210	10.9	10.8
Lenroot	3,400	0	33,320	33,320	9.8	9.8
Reid	5,500	0	51,390	51,390	9.3	9.3
Texas & Liberty Park	9,000	170	73,260	73,430	8.2	8.1
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	3,804	45,296	49,100	12.3	11.3
Island	4,000	4	51,836	51,840	12.9	12.9
Dilts	560	0	7,120	7,120	12.7	12.7
West Labelle) Long Island Canal Co.)	11,500	123	144,077	144,200	12.5	12.5
Parks & Lewisville	7,000	1,659	82,641	84,300	12.0	11.8
North Rigby	1,400	269	14,051	14,320	10.2	10.0
Butte & Market Lake	20,000	0	84,560	84,560	4.2	4.2
Utah-Idaho Sugar Co.	5,700	0	24,110	24,110	4.2	4.2
Owners Mutual) Shattuck Irrigation)	2,700	372	10,368	10,740	4.0	3.8
Idaho 1/	35,973	0	289,000	289,000	8.0	8.0
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	25,200	0	226,400	226,400	9.0	9.0
Woodville	2,500	0	26,080	26,080	10.4	10.4
Snake River Valley 1/	21,500	5,549	192,351	197,900	9.2	8.9
Blackfoot	15,000	0	90,530	90,530	6.0	6.0
New Lava Side	6,000	1,168	39,642	40,810	6.8	6.6
Peoples	20,000	0	136,500	136,500	6.8	6.8
Aberdeen	63,000	0	355,800	355,800	5.6	5.6
Corbett	6,000	0	53,590	53,590	8.9	8.9
Riverside	4,000	897	36,973	37,870	9.5	9.2
Danskin	6,000	2,126	56,564	58,690	9.8	9.4
Trego	1,800	0	18,870	18,870	10.5	10.5
Wearyrick	1,600	583	17,037	17,620	11.0	10.8
Watson	2,900	605	29,995	30,600	10.5	10.3
Parsons	960	615	12,885	13,500	14.1	13.4
Fort Hall Michaud 2/	-	-	-	-	-	-
Falls Irrigation Dist. 2/	-	-	-	-	-	-
Minidoka Irr. Dist.) Burley Irr. Dist.)	72,250) 46,000)	13,337	741,063	474,660) 279,740)	6.6) 6.1)	6.3
A & B Irr. Dist. 2/	14,568	-	-	52,940	3.6	-
Milner Low Lift	12,610	0	57,970	57,970	4.6	4.6
North Side Canal Co.	159,400	0	1,130,000	1,130,000	7.1	7.1

1/ Additional water from varied sources.
2/ Information not readily available.

01-2068

DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1963

Canal	Acreage Reported Irrigated	Water Supply			Use of water	
		Palisades Storage (A.F.)	Other Water (A.F.)	Total (A.F.)	With Palisades (A.F./Ac.)	Without Palisades (A.F./Ac.)
Poplar Irr. Dist.	900	188	3,382	3,570	4.0	3.8
Progressive Irr. Dist. 1/	32,000	13,595	191,805	205,400	6.4	6.0
Farmers Friend	10,700	8,236	78,494	86,730	8.1	7.3
Enterprise Canal Co.	5,000	4,801	35,509	40,310	8.1	7.1
Mattson Craig	516	404	2,716	3,120	6.0	5.3
Butler Island	1,280	548	10,762	11,310	8.8	8.4
Harrison	13,000	9,769	117,231	127,000	9.8	9.0
Rudy	5,000	10,878	43,122	54,000	10.8	8.6
Burgess	22,000	19,293	211,907	231,200	10.5	9.6
Clark & Edwards	1,800	1,159	18,221	19,380	10.7	10.1
Lowder	1,000	1,735	8,315	10,050	10.0	8.3
Labelle Irr. Co.	3,000	837	28,663	29,500	9.8	9.6
Sunnydell	3,680	3,209	27,601	30,810	8.4	7.5
Lenroot	3,400	1,474	33,926	35,400	10.4	10.0
Reid	5,500	1,518	47,052	48,570	8.8	8.8
Texas & Liberty Park	9,000	2,566	75,184	77,750	8.6	8.4
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	2,784	42,946	45,730	11.4	10.7
Island	4,000	1,919	43,991	45,910	11.5	11.0
Dilts	560	0	5,230	5,230	9.3	9.3
West Labelle) Long Island Canal Co.)	11,500	2,736	129,764	132,500	11.5	11.3
Parks & Lewisville	7,000	3,438	84,062	87,500	12.5	12.0
North Rigby	1,250	764	13,496	14,260	11.4	10.8
Butte & Market Lake	20,000	637	77,863	78,500	3.9	3.9
Utah-Idaho Sugar Co. 1/	5,750	0	16,310	16,310	3.0	3.0
Owners Mutual) Shattuck Irrigation)	2,700	788	7,112	7,900	2.9	2.6
Idaho 1/	35,950	0	242,300	242,300	6.7	6.7
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	25,200	0	202,000	202,000	8.0	8.0
Woodville	2,500	3,002	20,628	23,630	9.5	8.3
Snake River Valley 1/	21,500	19,337	151,763	171,100	8.0	7.1
Blackfoot	15,000	0	83,560	83,560	5.6	5.6
New Lava Side	6,000	1,990	33,380	35,370	5.9	5.6
Peoples	20,000	15,082	97,118	112,200	5.6	4.9
Aberdeen	63,000	35,497	267,103	302,600	4.8	4.2
Corbett	6,000	815	46,075	46,890	7.8	7.7
Riverside	4,500	869	31,611	32,480	7.2	7.0
Danskin	6,000	1,669	45,921	47,590	7.9	7.7
Trego	1,800	0	15,150	15,150	8.4	8.4
Wearyrick	1,600	411	14,569	14,980	9.4	9.1
Watson	2,900	842	23,138	23,980	8.3	8.0
Parsons	1,310	503	10,427	10,930	8.4	8.0
Fort Hall Michaud 2/	-	-	-	-	-	-
Falls Irrigation Dist. 2/	-	-	-	-	-	-
Minidoka Irr. Dist.) Burley Irr. Dist.)	72,210) 46,500)	6,748	680,662	428,710) 258,700)	5.9) 5.6)	5.7
A & B Irr. Dist.	14,568	0	44,840	44,840	3.1	3.1
Milner Low Lift	12,610	0	48,430	48,430	3.8	3.8
North Side Canal Co.	159,400	0	1,067,000	1,067,000	6.7	6.7

1/ Additional water from varied sources.
2/ Information not readily available.

01-0 0168

DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1965

Canal	Acreage Reported Irrigated	Water Supply: Palisades Storage (A.F.)	Water Supply: Other Water (A.F.)	Water Supply: Total (A.F.)	Use of water: With Palisades (A.F./Ac.)	Use of water: Without Palisades (A.F./Ac.)
Poplar Irr. District	900	0	4,100	4,100	4.6	4.6
Progressive Irr. Dist. 1/	32,000	0	213,800	213,800	6.7	6.7
Farmers Friend	10,400	2,197	90,183	92,380	8.9	8.7
Enterprise Canal Co.	5,500	0	41,150	41,150	7.5	7.5
Mattson Craig	470	41	3,319	3,360	7.2	7.1
Butler Island	1,070	319	12,811	13,130	12.3	12.0
Harrison	13,000	0	137,700	137,700	10.6	10.6
Rudy	5,000	3,336	56,064	59,400	11.9	11.2
Burgess	22,000	0	247,200	247,200	11.2	11.2
Clark & Edwards	1,800	828	20,472	21,300	11.8	11.4
Lowder	1,000	0	11,830	11,830	11.8	11.8
Labelle Irr. Co.	3,000	419	31,451	31,870	10.6	10.5
Sunnydell	3,780	0	40,530	40,530	10.7	10.7
Lenroot	3,100	0	32,390	32,390	10.4	10.4
Reid	5,500	0	52,060	52,060	9.5	9.5
Texas & Liberty Park	9,500	80	80,800	80,880	8.5	8.5
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	2,175	45,185	47,360	11.8	11.3
Island	4,000	0	47,670	47,670	11.9	11.9
Dilts	610	0	7,010	7,010	11.5	11.5
West Labelle) Long Island Canal Co.)	11,500	660	134,240	134,900	11.7	11.7
Parks & Lewisville	7,500	2,012	85,408	87,420	11.6	11.4
North Rigby	1,400	751	14,669	15,420	11.0	10.5
Butte & Market Lake	20,000	0	80,320	80,320	4.0	4.0
Utah-Idaho Sugar Co. 1/	5,820	0	10,610	10,610	1.8	1.8
Owners Mutual) Shattuck Irrigation)	2,700	516	9,244	9,760	3.6	3.4
Idaho 1/	35,880	0	240,900	240,900	7.0	7.0
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	28,230	0	205,100	205,100	7.3	7.3
Woodville	2,500	0	23,760	23,760	9.5	9.5
Snake River Valley 1/	21,520	0	191,600	191,600	8.9	8.9
Blackfoot	15,000	0	79,660	79,660	5.3	5.3
New Lava Side	6,000	28	35,112	35,140	5.9	5.9
Peoples	20,000	0	114,500	114,500	5.7	5.7
Aberdeen	63,000	0	336,500	336,500	5.3	5.3
Corbett	6,000	0	51,700	51,700	8.6	8.6
Riverside	5,000	914	35,176	36,090	7.2	7.0
Danskin	6,000	953	50,007	50,960	8.5	8.3
Trego	1,800	0	17,970	17,970	10.0	10.0
Wearyrick	1,600	133	15,897	16,030	10.0	9.9
Watson	3,000	1,371	29,229	30,600	10.2	9.7
Parsons	940	986	12,174	13,160	14.0	13.0
Fort Hall Michaud 1/	5,474	0	18,520	18,520	3.2	3.2
Falls Irrigation Dist. 1/	6,068	0	21,370	21,370	3.5	3.5
Minidoka Irr. Dist.) Burley Irr. Dist.)	72,250) 43,250)	0	751,250	480,650) 270,600)	6.7) 6.3)	6.5
A & B Irr. Dist.	14,568	0	50,650	50,650	3.5	3.5
Milner Low Lift	13,790	0	59,400	59,400	4.3	4.3
North Side Canal Co.	159,400	0	1,093,000	1,093,000	6.9	6.9

1/ Additional water from varied sources.
2/ Information not readily available.

A-2068

DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1964

Canal	Acreage Reported Irrigated	Water Supply			Use of water	
		Palisades Storage (A.F.)	Other Water (A.F.)	Total (A.F.)	With Palisades (A.F./Ac.)	Without Palisades (A.F./Ac.)
Poplar Irr. District	900	213	4,057	4,270	4.7	4.5
Progressive Irr. Dist. 1/	32,000	2,931	199,269	202,200	6.3	6.2
Farmers Friend	10,400	5,206	83,554	88,760	8.5	8.0
Enterprise Canal Co.	5,000	0	38,110	38,110	7.6	7.6
Mattson Craig	500	325	2,955	3,280	6.6	5.9
Butler Island	1,280	230	12,520	12,750	10.0	9.9
Harrison	13,000	0	128,300	128,300	9.9	9.9
Rudy	5,000	9,299	49,341	58,640	11.7	9.9
Burgess	22,000	10,350	228,950	239,300	10.9	10.4
Clark & Edwards	1,800	828	20,122	20,950	11.6	11.1
Lowder	1,000	785	11,375	12,160	12.2	11.4
Labelle Irr. Co.	3,000	641	31,829	32,470	10.8	10.6
Sunnydell	3,960	1,922	36,338	38,260	9.7	9.2
Lenroot	3,400	1,747	37,093	38,840	11.4	10.9
Reid	5,500	0	46,710	46,710	8.5	8.5
Texas & Liberty Park	9,000	586	71,994	72,580	8.1	8.0
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	2,742	41,628	44,370	11.1	10.4
Island	4,000	43	46,227	46,270	11.5	11.5
Dilts	560	0	6,550	6,550	11.7	11.7
West Labelle) Long Island Canal Co.)	11,500	1,242	120,985	122,200	10.6	10.5
Parks & Lewisville	7,500	2,359	75,311	77,670	10.4	10.0
North Rigby	1,400	662	13,628	14,290	10.2	9.7
Butte & Market Lake	20,000	0	82,710	82,710	4.1	4.1
Utah-Idaho Sugar Co. 1/	5,820	0	15,480	15,480	2.7	2.7
Owners Mutual) Shattuck Irrigation)	2,700	162	9,368	9,530	3.5	3.5
Idaho 1/	35,920	0	246,200	246,200	6.9	6.9
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	30,320	0	211,400	211,400	7.0	7.0
Woodville	2,500	0	25,380	25,380	10.1	10.1
Snake River Valley 1/	21,520	9,135	174,165	183,300	8.5	8.1
Blackfoot	15,000	0	80,920	80,920	5.4	5.4
New Lava Side	6,000	994	35,936	36,930	6.2	6.0
Peoples	20,000	0	112,700	112,700	5.6	5.6
Aberdeen	63,000	0	321,800	321,800	5.1	5.1
Corbett	6,000	0	45,960	45,960	7.7	7.7
Riverside	4,500	986	32,854	33,840	7.5	7.3
Danksin	6,000	1,919	47,541	49,460	8.2	8.0
Trego	1,800	0	16,640	16,640	9.2	9.2
Wearyrick	1,600	359	12,921	13,280	8.3	8.1
Watson	3,000	1,612	27,128	28,740	9.6	9.0
Parsons	1,400	1,052	11,458	12,510	8.9	8.2
Fort Hall Michaud 1/	5,065	0	5,450	5,450	1.1	1.1
Falls Irrigation Dist. 1/	6,068	0	19,350	19,350	3.2	3.2
Minidoka Irr. Dist.)	72,050)	0	724,870	458,840)	6.4)	6.3
Burley Irr. Dist.)	43,000)			266,030)	6.2)	
A & B Irr. Dist.	14,568	0	51,760	51,760	3.6	3.6
Milner Low Lift	13,750	0	61,430	61,430	4.5	4.5
North Side Canal Co.	159,400	0	1,101,000	1,101,000	6.9	6.9

1/ Additional water from varied sources.
2/ Information not readily available.

01D2068

DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1966

Canal	Acreage Reported Irrigated	Water Supply			Use of water	
		Palisades Storage (A.F.)	Other Water (A.F.)	Total (A.F.)	With Palisades (A.F./Ac.)	Without Palisades (A.F./Ac.)
Poplar Irr. District	900	1,931	4,259	6,190	6.9	4.7
Progressive Irr. Dist. 1/	33,000	15,169	247,031	262,200	8.0	7.5
Farmers Friend	10,000	5,833	100,167	106,000	10.6	10.0
Enterprise Canal Co.	5,200	4,056	40,244	44,300	8.5	7.7
Mattson Craig	605	647	3,053	3,700	6.1	5.0
Butler Island	1,110	329	12,271	12,600	11.3	11.1
Harrison	13,000	14,212	140,888	155,100	11.9	10.1
Rudy	5,000	14,381	51,779	66,160	13.2	10.4
Burgess	22,000	23,300	227,500	250,800	11.4	10.3
Clark & Edwards	1,800	955	19,665	20,620	11.5	10.9
Lowder	1,000	511	11,719	12,230	12.2	11.7
Labelle Irr. Co.	3,000	478	34,182	34,660	11.5	11.4
Sunnydell	3,780	5,913	36,967	42,880	11.3	9.7
Lenroot	3,100	0	32,100	32,100	10.4	10.4
Reid	5,500	79	49,531	49,610	9.0	9.0
Texas & Liberty Park	10,000	1,639	69,411	71,050	7.1	6.9
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	3,677	46,283	49,960	12.5	11.6
Island	4,000	2,291	45,819	48,110	12.0	11.5
Dilts	610	0	6,720	6,720	11.0	11.0
West Labelle) Long Island Canal Co.)	11,500	2,687	139,113	141,800	12.3	12.1
Parks & Lewisville	7,000	2,450	88,040	90,490	12.9	12.6
North Rigby	1,400	572	14,398	14,970	10.7	10.3
Butte & Market Lake	20,000	0	86,460	86,460	4.3	4.3
Utah-Idaho Sugar Co. 1/	6,200	0	14,120	14,120	2.3	2.3
Owners Mutual) Shattuck Irrigation)	2,700	829	9,641	10,470	4.3	3.6
Idaho 1/	35,860	0	306,800	306,800	8.6	8.6
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	30,220	1,985	218,615	220,600	7.3	7.2
Woodville	2,350	999	23,871	24,870	10.6	10.2
Snake River Valley 1/	21,520	18,215	178,385	196,600	9.1	8.3
Blackfoot	15,000	0	88,730	88,730	5.9	5.9
New Lava Side	6,000	1,773	39,967	41,740	7.0	6.7
Peoples	20,000	18,845	110,455	129,300	6.5	5.5
Aberdeen	63,000	68,246	300,554	368,800	5.9	4.8
Corbett	6,000	4,409	50,691	55,100	9.2	8.4
Riverside	5,000	988	35,452	36,440	7.3	7.1
Danskin	6,000	912	54,188	55,100	9.2	9.0
Trego	1,800	0	19,700	19,700	10.9	10.9
Wearyrick	1,600	170	15,150	15,320	9.6	9.5
Watson	3,000	1,775	30,085	31,860	10.6	10.0
Parsons	930	811	12,219	13,030	14.0	13.1
Fort Hall Michaud 1/	8,693	0	30,080	30,080	3.5	3.5
Falls Irrigation Dist. 1/	6,704	2,633	22,647	25,280	4.2	3.4
Minidoka Irr. Dist.)	72,200)	109,303	706,537	517,480)	7.2)	6.1
Burley Irr. Dist.)	43,200)			298,360)	6.9)	
A & B Irr. Dist.	14,520	8,681	45,179	53,860	3.7	3.1
Milner Low Lift	13,420	19,880	47,560	67,400	5.0	3.5
North Side Canal Co.	149,400	0	1,152,000	1,152,000	7.7	7.7

1/ Additional water from varied sources.
2/ Information not readily available.

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DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1967

Canal	Acreage Reported Irrigated	Water Supply			Use of water	
		Palisades Storage (A.F.)	Other Water (A.F.)	Total (A.F.)	With Palisades (A.F./Ac.)	Without Palisades (A.F./Ac.)
Poplar Irr. Dist.	900	496	4,704	5,200	5.8	5.2
Progressive Irr. Dist. 1/	33,000	8,902	225,698	234,600	7.1	6.8
Farmers Friend	10,500	5,735	96,965	102,700	9.8	9.2
Enterprise Canal Co. 1/	5,200	0	44,020	44,020	8.5	8.5
Mattson Craig	485	572	2,568	3,140	6.5	5.3
Butler Island	1,100	243	13,207	13,450	12.2	12.0
Harrison	13,000	1,660	144,240	145,900	11.2	11.1
Rudy	5,000	12,327	53,273	65,600	13.1	10.7
Burgess	22,000	18,075	235,625	253,700	11.5	10.7
Clark & Edwards	1,940	882	19,848	20,730	10.7	10.2
Lowder	1,000	611	12,479	13,090	13.1	12.5
Labelle Irr. Co.	3,000	768	32,612	33,380	11.1	10.9
Sunnydell	3,780	3,106	35,154	38,260	10.1	9.3
Lenroot	3,100	1,216	38,984	40,200	13.0	12.6
Reid	5,500	0	51,690	51,690	9.4	9.4
Texas & Liberty Park	10,000	5,058	84,672	89,730	9.0	8.5
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	3,345	46,915	50,260	12.6	11.7
Island	5,500	53	45,707	45,760	8.3	8.3
Dilts	580	0	7,310	7,310	12.6	12.6
West Labelle) Long Island Canal Co.)	10,500	1,578	135,822	137,400	13.1	13.0
Parks & Lewisville	7,000	3,120	84,930	88,050	12.6	12.1
North Rigby	1,400	0	14,760	14,760	10.5	10.5
Butte & Market Lake	20,000	0	73,040	73,040	3.7	3.7
Utah-Idaho Sugar Co. 1/	6,210	0	10,090	10,090	1.6	1.6
Owners Mutual) Shattuck Irrigation)	2,700	693	9,167	9,860	3.4	3.4
Idaho 1/	35,850	0	263,000	263,000	7.3	7.3
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	30,220	0	206,600	206,600	6.8	6.8
Woodville	2,350	0	24,150	24,150	10.3	10.3
Snake River Valley 1/	20,790	519	178,981	179,500	8.7	8.6
Blackfoot	15,000	0	92,120	92,120	6.1	6.1
New Lava Side	6,000	1,917	38,033	39,950	6.7	6.3
Peoples	20,000	0	122,200	122,200	6.1	6.1
Aberdeen	63,000	0	339,900	339,900	5.4	5.4
Corbett	6,000	0	51,250	51,250	8.6	8.6
Riverside	5,000	897	31,533	32,430	6.5	6.3
Danskin	6,000	1,390	54,390	55,780	9.3	9.1
Trego	1,620	0	18,080	18,080	11.2	11.2
Wearyrick	1,600	0	18,280	18,280	11.4	11.4
Watson	3,000	2,018	28,562	30,580	10.2	9.5
Parsons	930	918	11,422	12,340	13.3	12.3
Fort Hall Michaud 1/	8,693	0	23,370	23,370	2.7	2.7
Falls Irrigation Dist. 1/	6,721	0	20,900	20,900	3.1	3.1
Minidoka Irr. Dist.)	72,000)	0	761,900	495,000)	6.9)	6.3
Burley Irr. Dist.)	48,000)			266,500)	5.6)	
A & B Irr. Dist.	14,520	0	49,460	49,460	3.4	3.4
Milner Low Lift	13,470	0	62,430	62,430	4.6	4.6
North Side Canal Co.	160,000	0	1,168,000	1,168,000	7.3	7.3

1/ Additional water from varied sources.
2/ Information not readily available.

01-2068

DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1968

Canal	Acreage Reported Irrigated	Water Supply			Use of water	
		Palisades Storage (A.F.)	Other Water (A.F.)	Total (A.F.)	With Palisades (A.F./Ac.)	Without Palisades (A.F./Ac.)
Poplar Irr. District	900	0	4,260	4,260	4.7	4.7
Progressive Irr. Dist. 1/	33,000	5,972	206,128	212,100	6.4	6.2
Farmers Friend	10,500	7,345	90,325	97,670	9.3	8.6
Enterprise Canal Co. 1/	5,200	0	39,780	39,780	7.6	7.6
Mattson Craig	485	362	2,228	2,590	5.3	4.6
Butler Island	1,100	254	11,376	11,630	10.6	10.3
Harrison	13,000	0	132,500	132,500	10.2	10.2
Rudy	5,000	8,471	57,099	65,570	13.1	11.4
Burgess	22,000	7,056	246,444	253,500	11.5	11.2
Clark & Edwards	1,940	940	21,840	22,780	11.7	11.3
Lowder	1,000	0	13,830	13,830	13.8	13.8
Labelle Irr. Co.	3,000	715	31,285	32,000	10.7	10.4
Sunnydell	3,780	73	37,947	38,020	10.0	10.0
Lenroot	3,100	0	32,570	32,570	10.5	10.5
Reid	5,500	460	52,500	52,960	9.6	9.5
Texas & Liberty Park	10,000	38	80,542	80,580	8.1	8.1
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	2,522	43,348	45,870	11.5	10.8
Island	5,500	32	56,018	56,050	10.2	10.2
Dilts	580	0	7,360	7,360	12.7	12.7
West Labelle) Long Island Canal Co.)	10,500	2,489	147,411	149,900	14.2	14.0
Parks & Lewisville	7,000	3,838	91,182	95,020	13.6	13.0
North Rigby	1,400	635	14,975	15,610	11.1	10.7
Butte & Market Lake	20,000	0	75,930	75,930	3.8	3.8
Utah-Idaho Sugar Co. 1/	6,210	0	9,680	9,680	1.6	1.6
Owners Mutual) Shattuck Irrigation)	2,700	719	7,581	8,300	3.1	2.8
Idaho 1/	35,850	0	265,800	265,800	7.4	7.4
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	30,220	0	207,200	207,200	6.6	6.6
Woodville	2,350	0	24,890	24,890	10.6	10.6
Snake River Valley 1/	20,790	0	185,400	185,400	8.9	8.9
Blackfoot	15,000	0	101,200	101,200	6.8	6.8
New Lava Side	6,000	2,027	38,513	40,540	6.8	6.4
Peoples	20,000	0	119,400	119,400	6.0	6.0
Aberdeen	63,000	0	339,300	339,300	5.4	5.4
Corbett	6,000	0	49,030	49,030	8.2	8.2
Riverside	5,000	1,121	32,329	33,450	6.7	6.5
Danskin	6,000	1,633	48,567	50,200	8.4	8.1
Trego	1,620	0	19,690	19,690	12.1	12.1
Wearyrick	1,600	461	18,119	18,580	11.6	11.3
Watson	3,000	2,149	30,491	32,640	10.9	10.1
Parsons	930	1,026	13,264	14,290	15.3	14.3
Fort Hall Michaud 1/	8,693	0	26,910	26,910	3.1	3.1
Falls Irrigation Dist. 1/	7,211	0	20,930	20,930	3.0	3.0
Minidoka Irr. Dist.)	72,000)			423,000)	5.9)	
Burley Irr. Dist.)	48,000)	0	713,400	290,100)	6.1)	5.9
A & B Irr. Dist.	14,520	0	47,310	47,310	3.3	3.3
Milner Low Lift	13,470	0	60,510	60,510	4.5	4.5
North Side Canal Co.	160,000	0	1,093,000	1,093,000	6.8	6.8

1/ Additional water from varied sources.
2/ Information not readily available.

01-2068

DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1969

Canal	Acreage Reported Irrigated	Water Supply			Use of water	
		Palisades Storage (A.F.)	Other Water (A.F.)	Total (A.F.)	With Palisades (A.F./Ac.)	Without Palisades (A.F./Ac.)
Poplar Irr. District	900	1,214	3,976	5,190	5.8	4.4
Progressive Irr. Dist. 1/	33,000	16,864	224,436	241,300	7.3	6.8
Farmers Friend	10,500	7,703	102,797	110,500	11.0	9.8
Enterprise Canal Co. 1/	5,200	353	46,747	47,100	9.1	9.0
Mattson Craig	485	901	3,339	4,240	8.7	6.9
Butler Island	1,100	211	11,599	11,810	10.7	10.5
Harrison	13,000	5,019	160,281	165,300	12.7	12.3
Rudy	5,000	14,621	60,079	74,700	14.9	12.0
Burgess	22,000	25,815	250,785	276,600	12.6	11.4
Clark & Edwards	1,940	1,347	21,893	23,240	12.0	11.3
Lowder	1,000	783	13,367	14,150	14.2	13.4
Labelle Irr. Co.	3,000	819	35,821	36,640	12.2	11.9
Sunnydell	3,780	3,885	33,915	37,800	10.0	9.0
Lenroot	3,100	3,144	34,606	37,750	12.2	11.2
Reid	5,500	1,783	52,597	54,380	9.9	9.6
Texas & Liberty Park	10,000	3,225	78,865	82,090	8.2	7.9
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	3,248	49,362	52,610	13.2	12.3
Island	5,500	798	53,192	53,990	9.8	9.7
Dilts	580	0	7,550	7,550	13.0	13.0
West Labelle) Long Island Canal Co.)	10,500	3,343	144,947	148,290	14.1	13.8
Parks & Lewisville	7,000	3,130	89,500	92,630	13.2	12.8
North Rigby	1,400	553	15,087	15,640	11.2	10.8
Butte & Market Lake	20,000	0	81,850	81,850	4.1	4.1
Utah-Idaho Sugar Co. 1/	6,210	0	12,300	12,300	2.0	2.0
Owners Mutual) Shattuck Irrigation)	2,700	950	7,350	8,300	3.1	2.7
Idaho 1/	35,850	0	302,000	302,000	8.4	8.4
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	30,220	0	214,400	214,400	7.1	7.1
Woodville	2,350	0	26,080	26,080	11.1	11.1
Snake River Valley 1/	20,790	8,614	183,986	192,600	9.3	8.8
Blackfoot	15,000	0	99,770	99,700	6.6	6.6
New Lava Side	6,000	2,130	40,910	43,040	7.7	6.8
Peoples	20,000	0	132,200	132,200	6.6	6.6
Aberdeen	63,000	0	383,500	383,500	6.1	6.1
Corbett	6,000	0	56,000	56,000	9.3	9.3
Riverside	5,000	1,039	34,661	35,700	7.1	6.9
Danskin	6,000	1,280	55,420	56,700	9.5	9.2
Trego	1,620	0	20,630	20,630	12.7	12.7
Wearyrick	1,600	180	18,270	18,450	11.5	11.4
Watson	3,000	1,592	32,828	34,420	11.5	10.9
Parsons	930	910	14,070	14,980	16.1	15.1
Fort Hall Michaud 1/	8,693	0	39,670	39,670	4.6	4.6
Falls Irrigation Dist. 1/	7,995	556	23,034	23,590	3.0	2.9
Minidoka Irr. Dist.) Burley Irr. Dist.)	72,000) 48,000)	38,083	825,817	548,000) 315,900)	7.6) 6.6)	6.9
A & B Irr. Dist.	14,520	2,650	51,500	54,150	3.7	3.5
Milner Low Lift	13,470	4,142	63,508	67,650	5.0	4.7
North Side Canal Co.	160,000	0	1,140,000	1,140,000	7.1	7.1

1/ Additional water from varied sources.
2/ Information not readily available.

OL 2068

EXHIBIT A

DELIVERIES OF WATER

TO PALISADES CONTRACT HOLDERS

YEAR 1970

Canal	Acreage Reported Irrigated	Water Supply: Palisades Storage (A.F.)	Water Supply: Other Water (A.F.)	Water Supply: Total (A.F.)	Use of water: With Palisades (A.F./Ac.)	Use of water: Without Palisade (A.F./Ac.
Poplar Irr. District	900	643	5,861	6,504	7.2	6.5
Progressive Irr. Dist. 1/	33,000	11,841	218,239	230,080	7.0	6.6
Farmers Friend	10,500	6,451	91,499	97,950	9.3	8.7
Enterprise Canal Co. 1/	5,200	0	45,420	45,420	8.7	8.7
Mattson Craig	485	637	2,251	2,888	6.0	4.6
Butler Island	1,100	332	9,678	10,010	9.1	8.8
Harrison	13,000	0	141,640	141,640	10.9	10.9
Rudy	5,000	10,146	50,944	61,090	12.2	10.2
Burgess	22,000	13,378	260,062	273,440	12.4	11.8
Clark & Edwards	1,940	1,276	21,024	22,300	11.5	10.8
Lowder	1,000	0	12,960	12,960	13.0	13.0
Labelle Irr. Co.	3,000	615	33,205	33,820	11.3	11.1
Sunnydell	3,780	3,226	39,364	42,590	11.3	10.4
Lenroot	3,100	0	27,790	27,790	9.0	9.0
Reid	5,500	0	48,520	48,520	8.8	8.8
Texas & Liberty Park	10,000	207	70,243	70,450	7.0	7.0
Palisades Water Users 2/	-	-	-	-	-	-
Rigby	4,000	2,502	43,018	45,520	11.4	10.8
Island	5,500	108	53,382	53,490	9.7	9.7
Dilts	580	0	7,884	7,884	13.6	13.6
West Labelle) Long Island Canal Co.)	10,500	2,797	138,153	140,950	13.4	13.1
Parks & Lewisville	7,000	3,526	89,174	92,700	13.2	12.7
North Rigby	1,400	783	14,017	14,800	10.6	10.0
Butte & Market Lake	20,000	0	77,750	77,750	3.9	3.9
Utah-Idaho Sugar Co. 1/	6,210	0	13,180	13,180	2.1	2.1
Owners Mutual) Shattuck Irrigation)	2,700	349	8,921	9,270	3.4	3.3
Idaho 1/	35,850	0	243,760	243,760	6.8	6.8
Martin 2/	-	-	-	-	-	-
New Sweden) West Side Mutual)	30,220	0	214,070	214,070	7.1	7.1
Woodville	2,350	0	26,630	26,630	11.3	11.3
Snake River Valley	20,790	0	181,950	181,950	8.8	8.8
Blackfoot	15,000	0	84,810	84,810	5.7	5.7
New Lava Side	6,000	607	35,203	35,810	6.0	5.9
Peoples	20,000	0	123,230	123,230	6.2	6.2
Aberdeen	63,000	0	334,960	334,960	5.3	5.3
Corbett	6,000	0	46,530	46,530	7.8	7.8
Riverside	5,000	529	32,751	33,280	6.7	6.6
Danskin	6,000	1,758	52,792	54,550	9.1	8.8
Trego	1,620	0	17,340	17,340	10.7	10.7
Wearyrick	1,600	318	17,002	17,320	10.8	10.6
Watson	3,000	2,089	31,261	33,350	11.1	10.4
Parsons	930	745	13,545	14,290	15.3	14.6
Fort Hall Michaud 1/	8,693	0	31,370	31,370	3.6	3.6
Falls Irrigation Dist. 1/	7,995	0	20,970	20,970	2.6	2.6
Minidoka Irr. Dist.) Burley Irr. Dist.)	72,000) 48,000)	0	743,150	486,570) 256,580)	6.8) 5.4)	6.2
A & B Irr. Dist.	14,520	0	46,400	46,400	3.2	3.2
Milner Low Lift	13,470	0	57,090	57,090	4.2	4.2
North Side Canal Co.	160,000	0	1,069,050	1,069,050	6.7	6.7

1/ Additional water from varied sources.
2/ Information not readily available.

01-2068

1/ Experience of this Department shows that the acreage claimed to be irrigated by canal companies is seldom very accurate. The company usually claims irrigation of all land within the exterior boundary of the tract without deducting roads, farmsteads, ditch banks, waste areas and other non-irrigated pieces. Therefore, the acreage figures may not be too reliable.

2/ As an example, in 1970, the watermaster only reported diversions to the canals above Blackfoot from May 1 through September 30. Plates 6 and 10 of his report indicate that there was a total of 697 second feet of water flowing in canals from Heise to Blackfoot at the start of the reporting period on May 1 and 11,009 second feet flowing at the end of the reporting period on September 30. It is not possible to determine how long the canals carried these flows nor the total unreported seasonal diversion. In the lower valley below Blackfoot the watermaster's report shows that some canals run water as early as mid-March and some as late as mid-December. However, the totals in the tabulations are only the diversions made in the period April 15 to September 30.

3/ According to the 1964 Census of Agriculture, Department of Commerce, Volume 1, Part 39, alfalfa crops constituted only about 30% of irrigated crops harvested in Bonneville County in that year. This report also shows that about 15% of the irrigated farm area was not cropped and therefore required no water for irrigation. Based on the census figures a more nearly correct consumptive irrigation requirement for the Bonneville County area would be 1.48 acre-feet per acre. This is based on the following computation:

Crop	Maximum Consumptive Irrig. Req. (a) Ac.-In. Per Ac.	Ac.-Ft. Per Ac.	Acreage (b) Ac.	Consumptive Water Requirement Ac.-Ft.
Alfalfa	23.89	1.99	37,648	74,919
Winter Grains	22.22	1.85	2,363	4,371
Potatoes	21.39	1.78	35,487	63,167
Spring Grains	15.91	1.33	31,351	41,697
Corn Silage	16.97	1.41	256	361
Sugar Beets	23.74	1.98	4,804	9,512
Grass Pasture	19.53	1.63	1,321	2,153
Miscellaneous	(Assumed	1.75)	813	1,423
Idle	-	-	19,849	-
Totals			133,892	197,603

Weighted county-wide consumptive irrigation requirement = $\frac{197,603}{133,892}$ = 1.48.

Ac.-Ft. Per Ac.

(a) From University of Idaho, College of Agriculture Bulletin No. 516.

(b) From U.S. Department of Commerce, Bureau of the Census, 1964 Census of Agriculture.

4/ Based on the calculations in footnote 3/ the losses would range from 81.5 to 89.4%.

5/ Project Planning Report 1-5.17-1, October 1946, entitled Water Survey for Palisades Reservoir Project contains data concerning use of water within the service area. As stated on page 6, 'The principal objectives of the study were (a) to determine the extent of all possible water conservation measures which can be adopted without serious injury to existing irrigation projects, and (b) to determine the amount of water which can be saved by these measures." It is interesting to note that the author, F. M. Clinton, concludes "The study revealed that elimination of winter diversions for domestic and stock-watering purposes is the only measure which is economically feasible at the present time. Large, additional amounts of water may be saved by lining of canals if and when a lining is developed which is sufficiently inexpensive to permit its widespread adoption."

Considering the fact that this report was written about 30 years ago, the conclusion may have been reasonable. However, progress in equipment, materials and methods of irrigation of land in the 30-year period may cause one to reach a different conclusion if present conditions were analyzed.

D1-2068

Clinton apparently considered the reported diversions of water into each of the canals during the irrigation season as evidence of water requirements for beneficial use. However, he makes such statements as:

"The acknowledged heavy use of water caused no alarm, however, as the flows of the Snake and Henrys Fork rivers were considered inexhaustible at that time."

"Prior to construction of American Falls Reservoir in 1926 there was no incentive to reduce or eliminate winter diversions because the winter flows of the main stream were passing, unused, to the Pacific Ocean anyway."

"It seems reasonable to assume, therefore, that at least 20 percent, or about 1,000,000 acre-feet, could be saved by lining the main canals and most of the laterals serving the existing projects in areas where the ground-water movement is not tributary to the river. If this amount of water were delivered to new land through lined canals, it should be sufficient to irrigate about 250,000 acres. Although many legal, financial, and administrative problems would be encountered in such a development program, it appears that these obstacles must be overcome if the future demands for more irrigated land in the Snake River Valley are to be met. Such a program, however, is beyond the scope of this report."

(In all of the above, underlining has been added for emphasis.)

01-2068

September 28, 1971

Mr. William Burpee
Field Solicitor
Bureau of Reclamation
Federal Building
Boise, Idaho

Amount due for copies of contents of Permit File Number R-670		$52.80
	259 copies @ 20¢ per copy	51.80
	Certification fee	1.00
		$52.80

2068
01 — 2088

September 28, 1971

I hereby certify that the following documents are true and correct copies of the contents of Permit File Number R-670 relating to Bureau of Reclamation Palisades Reservoir Project in the office of the Department of Water Administration, Statehouse Annex 2, Boise, Idaho.

C. STEPHEN ALLRED
Deputy Director

2068
01-~~2088~~

September 10, 1971

Re: Permit No. 01-2068 - U.S. Bureau of Reclamation
(Palisades Reservoir)

Bob Haynes
Idaho Water Resource Board
Statehouse Mail
Boise, Idaho

Dear Mr. Haynes:

Please find enclosed a copy of the order in connection with the above referenced permit as requested.

If we can assist you further, please contact us.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:CR

Enc: copies

01-2068

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

REGIONAL OFFICE REGION I
BOX 8008
BOISE, IDAHO 83707

IN REPLY
REFER TO: 424

AUG 17 1970

RECEIVED
1970
Department of Water Administration

Mr. R. Keith Higginson, Director
Idaho Department of Water Administration
Statehouse, Annex 2
Boise, Idaho 83707

Dear Mr. Higginson:

The Bureau of Reclamation has complied with the procedures of the State of Idaho for Palisades Reservoir Permit No. R-670. Proof of Beneficial Use was submitted to your office with our letter dated November 16, 1965.

On several occasions after we submitted the Proof of Beneficial Use, you have requested additional information such as maps showing irrigated areas, tabulations listing Palisades storage users, the amount of storage held by each, and the amounts used by each over a period of years. Information you have requested has been furnished to you.

The numerous benefitting irrigation districts and canal companies, the Committee of Nine and this Bureau would appreciate having this long-standing permit completed by issuance of the water right certificate.

Recently we received a copy of a letter addressed to the Bureau of the Budget by H. Tom Davis, identified as being Chairman of the Water Development Committee of the Idaho Environmental Council. In this letter the statement is made about Palisades Reservoir that the Idaho Department of Reclamation has unofficially refused "to validate" the State Water right for the project. Issuance of the water right certificate would stop this type of speculative statement.

Sincerely,

H. R. Stivers

Acting Regional Director

01-2068

July 28, 1971

Re: Permit No. 01-2068 (R-670)

Mr. Harold T. Nelson
Regional Director
U. S. Bureau of Reclamation
550 W. Fort
Boise, Idaho

Dear Harold:

During the meeting recently held in Rexburg with the Directors of the Fremont-Madison Irrigation District, you indicated that the Bureau intended to furnish this office with additional data regarding the use of water from the Teton project on lands in that area. This additional data is required by the conditions of approval attached to your permit for the drilling and operation of the exchange wells. I appreciate your understanding of the problems of this office related to the justification for issuing a permit or license where more than the statutory maximums of 1 cubic foot per second for 50 acres or 5 acre-feet per acre per season is delivered.

At that same meeting, you referred to the Palisades project and to the fact that several letters have been sent and meetings held concerning the preparation of the license confirming the beneficial use of water. Our problem with that project has been the same as with part of the Teton. Without direct evidence and engineering data showing the need for water beyond the statutory limits, we are prohibited from issuing the water license. We have reviewed this problem for more than five years since the proof was originally submitted to us. We have also expended State funds for a study of part of the project service area to attempt to gain information on which the water license could be based. We still do not have the necessary data. As we read the statutes, it is the obligation of the permit holder to furnish sufficient data to show the need for water to our satisfaction, if beneficial use is claimed which exceeds the statutory requirements. We, therefore, are returning the proof of beneficial use to allow you sufficient time to gather necessary data and furnish it to this office to justify the use of water from Palisades reservoir in the canals within the service area. We felt that this would be a more reasonable approach than to arbitarily deny the license for lack of sufficient data. I hope that the necessary data can be collected and furnished within the three-year period allowed by this order.

Very truly yours,

R. KEITH HIGGINSON
Director

RKH:kh

01-2068

PALISADES RESERVOIR & DAM MAY 1, 1969 - 0900

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE EXAMINATION

Charles Robinson	U. S. Bureau of Reclamation
Virgil Bruce	U. S. Bureau of Reclamation
Kenneth Dunn	Department of Reclamation
Steve Allred	Department of Reclamation

Power House Nameplate Specifications:

Unit No.	Generator	Turbine (Francis type, vert. shaft)
1.	MV 28.5 MVA 34.5 Max KV 12.1 Min KV 11.0 Gen. Amp. 1,725 Field Amp. 800 Temp. Rise Stat. 60°C Max. Stat. Temp. 98°C Oerlikon Engr. Type SJV 1120-318 Serial No. 892-000-M01.1 Y-Conn. 11,500 volts 1,508 Amps 163 r.p.m., 60 cycle	190' head 39,500 h.p. 163.6 r.p.m. Ser. No. 9569
2.	MV 34.5 MVA 34.5 Max KV 12.1 Min KV 11.0 Gen. Amp. 1,725 Field Amp. 800 Temp. Rise Stat. 80°C Max. Stat. Temp. 120°C Oerlikon Engr. Type SJV 1120-318 Serial No. 892-000-M01.2 Y-Conn. 11,500 volts 1,508 Amps 163 r.p.m., 60 cycle	190' head 39,500 h.p. 163.6 r.p.m. Ser. No. 9570
3.	Same as No. 2 Serial No. 892-000-M01.3	Same as No. 2 Serial No. 9571
4.	MV 32.5 MVA 32.5 Max. KV 12.0 Min. KV 10.9 Max. Stat. Amp. 1,630 Max. Field Amps 730 Stat. Temp. Rise 60°C Max Stat. Rise 98°C Oerlikon Engr. Serial No. 892-000-M01.4 Other specs same	Same as No. 2 Serial No. 9572

Units #2 & #3 rated at 34.5 MW unity P.F.
Unit #4 " " 32.5 MW " "
Unit #1 " " 28.5 MW " "

Test Results:

Unit	#1	#2	#3	#4
KW hr.	27,000	34,560	34,560	27,871
Q	1,727	2,196	2,218	1,767
H (gross)	213.52	213.52	213.52	213.52
Res. Elev.	5591.06	5591.06	5591.06	5591.06

Tests were conducted with 110 MW limit. Units 2 & 3 were loaded at 34.5 MW each @ unity P.F. Units 1 & 4 were loaded to make 110 MV.

U.S.G.S. gage read 11,300 c.f.s. at time of test (gage reading 8.79).

Max Q occurs at 205 feet gross head, reservoir elevation 5,581.

Other material supplied during test:

a) Tables of Q for a given head and MW production (11 pgs.)
b) Reservoir capacity allocation table.

Dam Specifications:

Earthen zoned construction, 4 zones.
Height - 258 feet above river bed.
Crest width - 40 feet.
Crest length - 2,100 feet.
Crest elevation - 5,630 feet.
Spillway - 28 feet I.D. pipe, Qat 5,620 = 47,000 c.f.s.
Spillway control - two 20'x 50' radial gates.
Spillway crest at 5,570 feet.
Outlet works --
Two steel-lined 26' diameter outlet tunnels.
Outlet capacity - 32,500 c.f.s. at elev. 5,497.5 feet (min. Pow. Elev.)
Tunnel intake gates - 19.67-28.03 fixed wheel gates.
Gating - power: 2 regulating 7'6"x 9' gates.
2 emergency slidegates.
outlet: 4 reg. gates.
4 emergency slidegates.
2 96" hollow jet valve gates.

Reservoir:

Maximum capacity: 1,401,000 acre-feet
Active capacity: 1,200,000 acre-feet
Live capacity: 1,357,000 acre-feet
Surface area: 16,150 acres at 5,620.0 feet elevation

Results:

a) Power:

Plant designed to produce maximum output of 131 MW including overload.

Maximum discharge through turbines occurs at a gross head of approximately 200 feet, 2,390 c.f.s. at a production of 34 MW.

At 200-feet head -

2 units at 34.5 MW - 2,460 c.f.s.	4,920
1 unit at 32.5 MW - 2,217 c.f.s.	2,217
1 unit at 28.5 MW - 1,882 c.f.s.	1,882
	9,019 c.f.s.

License for 9,019 c.f.s. for power production of 130 MW or

b) Irrigation:

Data supplied by U.S.B.R. in letter dated April 18, 1968, indicates that the maximum used by Palisades shareholders in any one season was 420,616 acre-feet in 1960.

Considering the combined storage of Palisades, American Falls and Jackson Reservoirs, Palisades filled in 1963, 1964, 1965, 1967. During the years when total storage was not filled on the system, the following amounts were spilled past Milner:

1957 - 2,023,000 acre-feet	1960 - 442,000 acre-feet
1958 - 971,000 acre-feet	1961 - 163,000 acre-feet
1959 - 341,000 acre-feet	1962 - 935,000 acre-feet

Considering spills past Milner, total storage could have filled except in 1959 and 1961. Contractors in Palisades have dependable natural flow supplies ranging from -0- to greater than 17 acre-feet per season.

Water is used for supplemental irrigation of 1,038,098 acres of land.

c) Domestic:

No known domestic uses of water.

d) Other:

Some livestock watering uses; however, probably in conjunction with irrigation uses.

RECOMMENDATIONS:

Palisades Reservoir be licensed as follows:

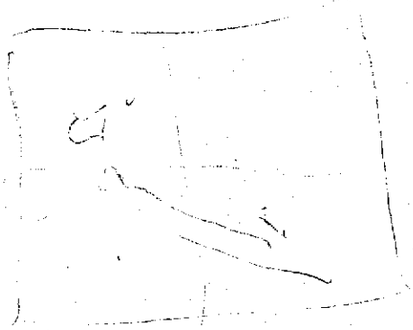
a) 421,000 acre-feet per season for supplemental irrigation of approximately 1,038,098 acres of land as described by permit and proof documents.

b) Restrict the use to lands which in any given season have less than 5 acre-feet available at their point of diversion or which do not have a continuous flow at their point of diversion of one cubic foot of water per second for each 50 acres of land irrigated.

c) That holdover storage be allowed but restricted in such a manner so as to not allow spilling or dumping of water at the expense of other water right holders or future development. Such language as "the Licensee is entitled to the maximum use from Palisades Reservoir for irrigation purposes 421,000 acre-feet per year, and providing that when available, water may be held over from season to season up to 1,200,000 acre-feet, and further providing that in these cases when irrigation uses exceed 421,000 acre-feet in any one season, the amount over and above 421,000 acre-feet shall be deducted from the amount necessary to fill the reservoir the following season, if such water is called from later right holders."

d) That a License contain the provision confirming the right of the U.S.B.R. to divert a maximum of 9,020 c.f.s. through the power plant, provided that storage shall only be used for power purposes at such times as water released for irrigation purposes is less than that required to produce power or when irrigation storage and/or natural flow releases are less than 9,020 c.f.s.

Form 23
2M-4-65



63-121

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

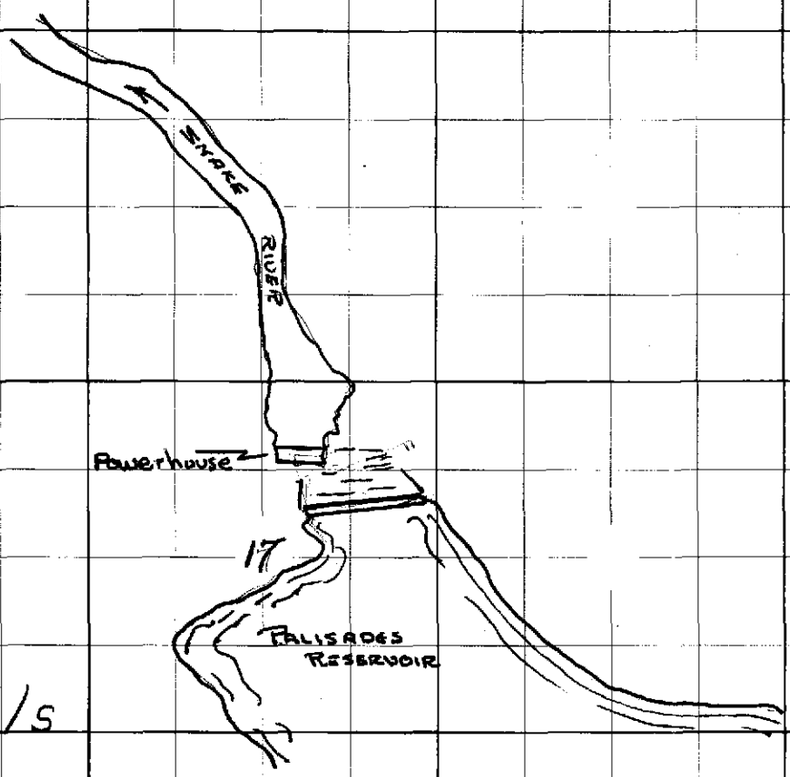
REPORT OF EXAMINER

PERMIT NO. R-670

REPORT ON PROOF OF Beneficial Use

R-670

Rg 4 5 E



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S

N

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

NOTICE OF PROOF APPLICATION OF WATER TO BENEICIAL USE

Notice is hereby given that at 10:00 a.m. on the 16th day of November, 1965, at Boise, County of Ada, State of Idaho, before John H. Welch, Bureau of Reclamation, Notary Public, proof will be submitted of the application to beneficial use of 1,400,000 acre-feet of the waters of Snake River as stored in Palisades Reservoir in accordance with the terms and conditions of Permit No. R-670 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are the United States of America, acting through the Regional Director, Bureau of Reclamation, P. O. Box 937, Boise, Idaho.

The use to which said water has been applied is supplemental irrigation and power.

The amount applied to beneficial use is 1,400,000 acre-feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): Approximately 1,040,000 acres of land served by canals diverting from Snake River between Palisades Reservoir and Milner Dam to serve land included in the following:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Company, Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A).

The name of the canal or ditch or other works by which said water is conducted to such place of use is canals described above.

The right to take water from such works is based upon numerous permits to divert from Snake River.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user is prepared to establish is July 28, 1939.

CARL E. TAPPAN,
State Reclamation Engineer.
10-14-4tc

NOTICE OF PROOF APPLICATION OF WATER TO BENEICIAL USE

Notice is hereby given that at 10:00 a.m. on the 16th day of November, 1965, at Boise, County of Ada, State of Idaho, before John H. Welch, Bureau of Reclamation, Notary Public, proof will be submitted of the application to beneficial use of 1,400,000 acre-feet of the waters of Snake River as stored in Palisades Reservoir in accordance with the terms and conditions of Permit No. R-670 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

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The use to which said water has been applied is supplemental irrigation and power.

The amount applied to beneficial use is 1,400,000 acre-feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): Approximately 1,040,000 acres of land served by canals diverting from Snake River between Palisades Reservoir and Milner Dam to serve land included in the following:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Company., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A).

The name of the canal or ditch or other works by which said water is conducted to such place of use is canals described above.

The right to take water from such works is based upon numerous permits to divert from Snake River.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user is prepared to establish is July 28, 1939.

CARL E. TAPPAN,
State Reclamation Engineer.
10-14-4tc

WANT ADS GET RESULTS

Form 23
2M-4-65

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF EXAMINER

Permit No. R-670

This proof is for Beneficial Use In Water District No.

1. Name of applicant Bureau of Reclamation, Region 1

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the NW¼NE¼ of Section 17

T. 1 S R. 45 E.B.M. County of Bonneville

4. Describe works as they exist, giving dimensions and capacities of same:

5. Water is used for: Irrigation, power and domestic

6. State whether or not water has been turned into works of diversion:

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

PLACE OF USE: NW¼NE¼ Sec. 17., Twp. 1 S., Rge. 45 E.B.M. Lands

Land to be irrigated lies within the following townships: T. 5 N., Range 36, 37, 38, 39, & 40 E; T. 4 N; Range 36,37,38, 39 & 40 E., T. 3 N Range 36, 37, 38, 39 & & 40 E; T. 2N; R. 36, 37, 38, 39, 43 & 44E; T. 1N., Range 36,37,38, 43 & 44 E: T. 1S.,Range 34, 35, 36, 37 & 38E; T. 3S., Range 32, 33, 34, 35, & 36 E: T. 4S., Range 31, 32, 33, 34, 35, & 36E; T. 5S., Range 11, 12, 13, 14, 15, 16, 17, 18, 30, 31, 32, 33, 34, 35E; T.6S., Range 13, 14, 15, 18, 19, 30, 31, 32, 33, 34, & 35E; T. 7S., Range 13-19 Incl.,23, 24,25,30,31,32,33,38,39E;T.8S., Range 14-26 Incl.,
(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

30,36,38,39, & 40E; T. 9S., Range 13-25 Incl., 36,37,38 & 39E; T. 10S., Range 13-25E, Incl., T. 11S., Range 13-25E Incl., T. 12S., Range 21-24 E, Incl. T. 2S., R. 33,34,35,36,37 & 38E.

This examination was made on the 1st day of May, 1962

(Signed) Stephen Allred
Examiner.

R-670

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

H. T. Nelson, Regional Director
Region 1, Bureau of Reclamation
P. O. Box 8008
Boise, Idaho

Permit No. R-670

Examination for Beneficial Use

County Bonneville

Sec. 17 T. 1S R. 45 EBM

Quantity: 1,400,000 Acre feet

23-

Source: Snake River

P.D.: NWNE Sec. 17 Twp 1S. Rge. 45E

Use: Irrigation, power, & domestic

Extension:

Protest:

Completion of Works:

Other Rights: None

Filed: July 28, 1939

Due: Indefinite extension
Time Granted May 21, 1943

Made Nov. 16, 1965

TURBINE DISCHARGE---cfs

Generator MW	Gross Head In Feet 150	160	170	180	190	200	210	220	230	240	245
1	320	315	315	315	310	310	310	310	305	305	305
2	395	385	380	375	370	365	360	355	350	345	340
3	470	455	445	440	435	430	425	420	415	410	405
4	545	525	515	500	490	485	480	475	470	465	460
5	625	600	580	565	550	540	530	525	520	515	510
6	700	670	645	625	610	595	585	575	570	565	560
7	775	740	710	690	670	655	640	630	620	610	605
8	850	810	780	755	730	710	695	680	665	655	650
9	925	880	840	810	785	765	750	735	720	710	705
10	1000	950	910	875	850	825	805	785	765	755	745
11	1075	1020	975	940	910	880	855	835	815	800	790
12	1150	1090	1040	1000	965	935	910	885	865	850	840
13	1230	1160	1110	1065	1025	990	960	935	915	900	885
14	1305	1230	1175	1125	1085	1050	1020	990	965	945	930
15	1380	1300	1240	1185	1145	1105	1075	1045	1020	1000	985
16	1455	1370	1310	1250	1200	1160	1125	1095	1070	1045	1030
17	1530	1435	1375	1315	1265	1220	1180	1145	1115	1090	1075
18	1615	1510	1440	1375	1325	1275	1235	1200	1170	1145	1130
19	1700	1580	1510	1440	1385	1330	1285	1245	1210	1185	1170
20	1810	1655	1575	1500	1445	1390	1345	1305	1265	1235	1220
21	1950	1745	1640	1560	1500	1445	1400	1360	1320	1290	1270
22		1845	1710	1625	1565	1505	1455	1410	1370	1335	1315
23		1965	1790	1690	1625	1560	1510	1465	1420	1385	1365
24		2120	1885	1765	1690	1615	1560	1510	1465	1430	1410
25			1990	1835	1750	1675	1615	1565	1520	1480	1455
26			2120	1920	1815	1730	1670	1615	1570	1530	1505
27				2020	1890	1790	1720	1665	1615	1575	155
28				2135	1965	1850	1780	1715	1665	1620	159
29					2055	1915	1835	1765	1715	1670	16
30					2155	1990	1895	1820	1765	1720	16
31					2275	2070	1955	1875	1820	1765	1
32						2165	2025	1935	1870	1815	
33											
34											

R-670

TURBINE DISCHARGE---cfs

Generator MW	Gross Head In Feet										
	150	151	152	153	154	155	156	157	158	159	160
1	320	320	319	319	318	318	317	317	316	316	315
2	395	394	393	392	391	390	389	388	387	386	385
3	470	468	467	465	464	462	461	459	458	456	455
4	545	543	541	539	537	535	533	531	529	527	525
5	625	622	620	617	615	612	610	607	605	602	600
6	700	697	694	691	688	685	682	679	676	673	670
7	775	771	768	764	761	757	754	750	747	743	740
8	850	846	842	838	834	830	826	822	818	814	810
9	925	920	916	911	907	902	898	893	889	884	880
10	1000	995	990	985	980	975	970	965	960	955	950
11	1075	1069	1064	1058	1053	1047	1042	1036	1031	1025	1020
12	1150	1144	1138	1132	1126	1120	1114	1108	1102	1096	1090
13	1230	1223	1216	1209	1202	1195	1188	1181	1174	1167	1160
14	1305	1297	1290	1282	1275	1267	1260	1252	1245	1237	1230
15	1380	1372	1364	1356	1348	1340	1332	1324	1316	1308	1300
16	1455	1446	1438	1429	1421	1412	1404	1395	1387	1378	1370
17	1530	1520	1511	1501	1492	1482	1473	1463	1454	1444	1435
18	1615	1604	1593	1583	1573	1562	1552	1541	1531	1520	1510
19	1700	1688	1676	1664	1652	1640	1628	1616	1604	1592	1580
20	1810	1794	1779	1763	1748	1732	1717	1701	1686	1670	1655
21	1950	1929	1909	1888	1868	1847	1827	1806	1786	1765	1745
22			2050	2026	2001	1975	1947	1921	1895	1870	1845
23							2080	2052	2023	1994	1965
24											2120

R-1070

TURBINE DISCHARGE---cfs

Generator MW	Gross Head In Feet										
	160	161	162	163	164	165	166	167	168	169	170
1	315	315	315	315	315	315	315	315	315	315	315
2	385	385	384	384	383	383	382	382	381	381	380
3	455	454	453	452	451	450	449	448	447	446	445
4	525	524	523	522	521	520	519	518	517	516	515
5	600	598	596	594	592	590	588	586	584	582	580
6	670	667	665	662	660	657	655	652	650	647	645
7	740	737	734	731	728	725	722	719	716	713	710
8	810	807	804	801	798	795	792	789	786	783	780
9	880	876	872	868	864	860	856	852	848	844	840
10	950	946	942	938	934	930	926	922	918	914	910
11	1020	1015	1011	1006	1002	997	993	988	984	979	975
12	1090	1085	1080	1075	1070	1065	1060	1055	1050	1045	1040
13	1160	1155	1150	1145	1140	1135	1130	1125	1120	1115	1110
14	1230	1224	1219	1213	1208	1202	1197	1191	1186	1180	1175
15	1300	1294	1288	1282	1276	1270	1264	1258	1252	1246	1240
16	1370	1364	1358	1352	1346	1340	1334	1328	1322	1315	1310
17	1435	1429	1423	1417	1411	1405	1399	1393	1387	1381	1375
18	1510	1503	1496	1489	1482	1475	1468	1461	1454	1447	1440
19	1580	1573	1566	1559	1552	1545	1538	1531	1524	1517	1510
20	1655	1647	1639	1631	1623	1615	1607	1599	1591	1583	1575
21	1745	1734	1724	1713	1703	1692	1682	1671	1661	1650	1640
22	1845	1831	1818	1804	1791	1777	1764	1750	1737	1723	1710
23	1965	1947	1930	1912	1895	1877	1860	1843	1825	1807	1790
24	2120	2096	2073	2049	2026	2002	1979	1955	1932	1908	1885
25					2160	2131	2102	2074	2046	2018	1990
26											2120

R-670

TURBINE DISCHARGE---cfs

Generator MW	Gross Head In Feet										
	170	171	172	173	174	175	176	177	178	179	180
1	315	315	315	315	315	315	315	315	315	315	315
2	380	380	379	379	378	378	377	377	376	376	375
3	445	445	444	444	443	443	442	442	441	441	440
4	515	513	512	510	509	507	506	504	503	501	500
5	580	578	577	575	574	572	571	569	568	566	565
6	645	643	641	639	637	635	633	631	629	627	625
7	710	708	706	704	702	700	698	696	694	692	690
8	780	777	775	772	770	767	765	762	760	757	755
9	840	837	834	831	828	825	822	819	816	813	810
10	910	906	903	899	896	892	889	885	882	878	875
11	975	971	968	964	961	957	954	950	947	943	940
12	1040	1036	1032	1028	1024	1020	1016	1012	1008	1004	1000
13	1110	1105	1101	1096	1092	1087	1083	1078	1074	1069	1065
14	1175	1170	1165	1160	1155	1150	1145	1140	1135	1130	1125
15	1240	1234	1229	1223	1218	1212	1207	1201	1196	1190	1185
16	1310	1304	1298	1292	1286	1280	1274	1268	1262	1256	1250
17	1375	1369	1363	1357	1351	1345	1339	1333	1327	1321	1315
18	1440	1433	1427	1420	1414	1407	1401	1394	1388	1381	1375
19	1510	1503	1496	1489	1482	1475	1468	1461	1454	1447	1440
20	1575	1567	1560	1552	1545	1537	1530	1522	1515	1507	1500
21	1640	1632	1624	1616	1608	1600	1592	1584	1576	1568	1560
22	1710	1701	1693	1684	1676	1667	1659	1650	1642	1633	1625
23	1790	1780	1770	1760	1750	1740	1730	1720	1710	1700	1690
24	1885	1873	1861	1849	1837	1825	1813	1801	1789	1777	1765
25	1990	1974	1959	1943	1928	1912	1897	1881	1866	1850	1835
26	2120	2100	2080	2060	2040	2020	2000	1980	1960	1940	1920
27			2215	2191	2166	2142	2117	2093	2068	2044	2020
28							2235	2210	2185	2160	2135

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TURBINE DISCHARGE---cfs

Generator MW	Gross Head In Feet										
	180	181	182	183	184	185	186	187	188	189	190
1	315	314	314	313	313	312	312	311	311	310	310
2	375	374	374	373	373	372	372	371	371	370	370
3	440	439	439	438	438	437	437	436	436	435	435
4	500	499	498	497	496	495	494	493	492	491	490
5	565	563	562	560	559	557	556	554	553	551	550
6	625	623	622	620	619	617	616	614	613	611	610
7	690	688	686	684	682	680	678	676	674	672	670
8	755	752	750	747	745	742	740	737	735	732	730
9	810	807	805	802	800	797	795	792	790	787	785
10	875	872	870	867	865	862	860	857	855	852	850
11	940	937	934	931	928	925	922	919	916	913	910
12	1000	996	993	989	986	982	979	975	972	968	965
13	1065	1061	1057	1053	1049	1045	1041	1037	1033	1029	1025
14	1125	1121	1117	1113	1109	1105	1101	1097	1093	1089	1085
15	1185	1181	1177	1173	1169	1165	1161	1157	1153	1149	1145
16	1250	1245	1240	1235	1230	1225	1220	1215	1210	1205	1200
17	1315	1310	1305	1300	1295	1290	1285	1280	1275	1270	1265
18	1375	1370	1365	1360	1355	1350	1345	1340	1335	1330	1325
19	1440	1434	1429	1423	1418	1412	1407	1401	1396	1390	1385
20	1500	1494	1489	1483	1478	1472	1467	1461	1456	1450	1445
21	1560	1554	1548	1542	1536	1530	1524	1518	1512	1506	1500
22	1625	1619	1613	1607	1601	1595	1589	1583	1577	1571	1565
23	1690	1683	1677	1670	1664	1657	1651	1644	1638	1631	1625
24	1765	1757	1750	1742	1735	1727	1720	1712	1705	1697	1690
25	1835	1826	1818	1809	1801	1792	1784	1775	1767	1758	1750
26	1920	1909	1899	1888	1878	1867	1857	1846	1836	1825	1815
27	2020	2007	1994	1981	1968	1955	1942	1929	1916	1903	1890
28	2135	2118	2101	2084	2067	2050	2033	2016	1999	1982	1965
29		2240	2219	2198	2178	2157	2137	2116	2096	2075	2055
30						2250	2231	2212	2193	2174	2155
31										2300	2275

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TURBINE DISCHARGE---cfs

Generator MW	Gross Head In Feet										
	190	191	192	193	194	195	196	197	198	199	200
1	310	310	310	310	310	310	310	310	310	310	310
2	370	369	369	368	368	367	367	366	366	365	365
3	435	434	434	433	433	432	432	431	431	430	430
4	490	489	489	488	488	487	487	486	486	485	485
5	550	549	548	547	546	545	544	543	542	541	540
6	610	608	607	605	604	602	601	599	598	596	595
7	670	668	667	665	664	662	661	659	658	656	655
8	730	728	726	724	722	720	718	716	714	712	710
9	785	783	781	779	777	775	773	771	769	767	765
10	850	847	845	842	840	837	835	832	830	827	825
11	910	907	904	901	898	895	892	889	886	883	880
12	965	962	959	956	953	950	947	944	941	938	935
13	1025	1021	1018	1014	1011	1007	1004	1000	997	993	990
14	1085	1081	1078	1074	1071	1067	1064	1060	1057	1053	1050
15	1145	1141	1137	1133	1129	1125	1121	1117	1113	1109	1105
16	1200	1196	1192	1188	1184	1180	1176	1172	1168	1164	1160
17	1265	1260	1256	1251	1247	1242	1238	1233	1229	1224	1220
18	1325	1320	1315	1310	1305	1300	1295	1290	1285	1280	1275
19	1385	1379	1374	1368	1363	1357	1352	1346	1341	1335	1330
20	1445	1439	1434	1428	1423	1417	1412	1406	1401	1395	1390
21	1500	1494	1489	1483	1478	1472	1467	1461	1456	1450	1445
22	1565	1559	1553	1547	1541	1535	1529	1523	1517	1511	1505
23	1625	1618	1612	1605	1599	1592	1586	1579	1573	1566	1560
24	1690	1682	1675	1667	1660	1652	1645	1637	1630	1622	1615
25	1750	1742	1735	1727	1720	1712	1705	1697	1690	1682	1675
26	1815	1806	1798	1789	1781	1772	1764	1755	1747	1738	1730
27	1890	1880	1870	1860	1850	1840	1830	1820	1810	1800	1790
28	1965	1953	1942	1930	1919	1907	1896	1884	1873	1861	1850
29	2055	2041	2027	2013	1999	1985	1971	1957	1943	1929	1915
30	2155	2138	2122	2105	2089	2072	2056	2039	2023	2006	1990
31	2275	2154	2234	2213	2193	2172	2152	2131	2111	2090	2070
32				2325	2301	2277	2253	2231	2209	2187	2165
33								2345	2320	2295	2270
34											2390

R-670

TURBINE DISCHARGE---cfs

Generator MW	Gross Head In Feet										
	200	201	202	203	204	205	206	207	208	209	210
1	310	310	310	310	310	310	310	310	310	310	310
2	365	364	364	363	363	362	362	361	361	360	360
3	430	429	429	428	428	427	427	426	426	425	425
4	485	484	484	483	483	482	482	481	481	480	480
5	540	539	538	537	536	535	534	533	532	531	530
6	595	594	593	592	591	590	589	588	587	586	585
7	655	653	652	650	649	647	646	644	643	641	640
8	710	708	707	705	704	702	701	699	698	696	695
9	765	763	762	760	759	757	756	754	753	751	750
10	825	823	821	819	817	815	813	811	809	807	805
11	880	877	875	872	870	867	865	862	860	857	855
12	935	932	930	927	925	922	920	917	915	912	910
13	990	987	984	981	978	975	972	969	966	963	960
14	1050	1047	1044	1041	1038	1035	1032	1029	1026	1023	1020
15	1105	1102	1099	1096	1093	1090	1087	1084	1081	1078	1075
16	1160	1156	1153	1149	1146	1142	1139	1135	1132	1128	1125
17	1220	1216	1212	1208	1204	1200	1196	1192	1188	1184	1180
18	1275	1271	1267	1263	1259	1255	1251	1247	1243	1239	1235
19	1330	1325	1321	1316	1312	1307	1303	1298	1294	1289	1285
20	1390	1385	1381	1376	1372	1367	1363	1358	1354	1349	1345
21	1445	1440	1436	1431	1427	1422	1418	1413	1409	1404	1400
22	1505	1500	1495	1490	1485	1480	1475	1470	1465	1460	1455
23	1560	1555	1550	1545	1540	1535	1530	1525	1520	1515	1510
24	1615	1609	1604	1598	1593	1587	1582	1576	1571	1565	1560
25	1675	1669	1663	1657	1651	1645	1639	1633	1627	1621	1615
26	1730	1724	1718	1712	1706	1700	1694	1688	1682	1676	1670
27	1790	1783	1776	1769	1762	1755	1748	1741	1734	1727	1720
28	1850	1843	1836	1829	1822	1815	1808	1801	1794	1787	1780
29	1915	1907	1899	1891	1883	1875	1867	1859	1851	1843	1835
30	1990	1980	1971	1961	1952	1942	1933	1923	1914	1904	1895
31	2070	2058	2047	2035	2024	2012	2001	1989	1978	1966	1955
32	2165	2151	2137	2123	2109	2095	2081	2067	2053	2039	2025
33	2270	2253	2236	2219	2202	2185	2168	2151	2134	2117	2100
34	2390	2369	2348	2327	2306	2285	2264	2243	2222	2201	2180

R-670

TURBINE DISCHARGE---cfs

Generator MW	Gross Head In Feet										
	210	211	212	213	214	215	216	217	218	219	220
1	310	310	310	310	310	310	310	310	310	310	310
2	360	359	359	358	358	357	357	356	356	355	355
3	425	424	424	423	423	422	422	421	421	420	420
4	480	479	479	478	478	477	477	476	476	475	475
5	530	529	529	528	528	527	527	526	526	525	525
6	585	584	583	582	581	580	579	578	577	576	575
7	640	639	638	637	636	635	634	633	632	631	630
8	695	693	692	690	689	687	686	684	683	681	680
9	750	748	747	745	744	742	741	739	738	736	735
10	805	803	801	799	797	795	793	791	789	787	785
11	855	853	851	849	847	845	843	841	839	837	835
12	910	907	905	902	900	897	895	892	890	887	885
13	960	957	955	952	950	947	945	942	940	937	935
14	1020	1017	1014	1011	1008	1005	1002	999	996	993	990
15	1075	1072	1069	1066	1063	1060	1057	1054	1051	1048	1045
16	1125	1122	1119	1116	1113	1110	1107	1104	1101	1098	1095
17	1180	1176	1173	1169	1166	1162	1159	1155	1152	1148	1145
18	1235	1231	1228	1224	1221	1217	1214	1210	1207	1203	1200
19	1285	1281	1277	1273	1269	1265	1261	1257	1253	1249	1245
20	1345	1341	1337	1333	1329	1325	1321	1317	1313	1309	1305
21	1400	1396	1392	1388	1384	1380	1376	1372	1368	1364	1360
22	1455	1450	1446	1441	1437	1432	1428	1423	1419	1414	1410
23	1510	1505	1501	1495	1492	1487	1483	1478	1474	1469	1465
24	1560	1555	1550	1545	1540	1535	1530	1525	1520	1515	1510
25	1615	1610	1605	1600	1595	1590	1585	1580	1575	1570	1565
26	1670	1664	1659	1653	1648	1642	1637	1631	1626	1620	1615
27	1720	1714	1709	1703	1698	1692	1687	1681	1676	1670	1665
28	1780	1773	1767	1760	1754	1747	1741	1734	1728	1721	1715
29	1838	1832	1825	1819	1812	1806	1799	1793	1786	1779	1772
30	1895	1887	1880	1872	1865	1857	1850	1842	1835	1827	1820
31	1955	1947	1939	1931	1923	1915	1907	1899	1891	1883	1875
32	2025	2016	2007	1998	1989	1980	1971	1962	1953	1944	1935
33	2100	2090	2080	2070	2060	2050	2040	2030	2020	2010	2000
34	2180	2166	2157	2145	2134	2122	2111	2099	2088	2076	2065

34.5

3973 3877

2184 2172

R-670

TURBINE DISCHARGE---cfs

Generator MW	Gross Head In Feet										
	220	221	222	223	224	225	226	227	228	229	230
1	310	309	309	308	308	307	307	306	306	305	305
2	355	354	354	353	353	352	352	351	351	350	350
3	420	419	419	418	418	417	417	416	416	415	415
4	475	474	474	473	473	472	472	471	471	470	470
5	525	524	524	523	523	522	522	521	521	520	520
6	575	574	574	573	573	572	572	571	571	570	570
7	630	629	628	627	626	625	624	623	622	621	620
8	680	678	677	675	674	672	671	669	668	666	665
9	735	733	732	730	729	727	726	724	723	721	720
10	785	783	781	779	777	775	773	771	769	767	765
11	835	833	831	829	827	825	823	821	819	817	815
12	885	883	881	879	877	875	873	871	869	867	865
13	935	933	931	929	927	925	923	921	919	917	915
14	990	987	985	982	980	977	975	972	970	967	965
15	1045	1042	1040	1037	1035	1032	1030	1027	1025	1022	1020
16	1095	1092	1090	1087	1085	1082	1080	1077	1075	1072	1070
17	1145	1142	1139	1136	1133	1130	1127	1124	1121	1118	1115
18	1200	1197	1194	1191	1188	1185	1182	1179	1176	1173	1170
19	1245	1241	1238	1234	1231	1227	1224	1220	1217	1213	1210
20	1305	1301	1297	1293	1289	1285	1281	1277	1273	1269	1265
21	1360	1356	1352	1348	1344	1340	1336	1332	1328	1324	1320
22	1410	1406	1402	1398	1394	1390	1386	1382	1378	1374	1370
23	1465	1460	1456	1451	1447	1442	1438	1433	1429	1424	1420
24	1510	1505	1501	1496	1492	1487	1483	1478	1474	1469	1465
25	1565	1560	1556	1551	1547	1542	1538	1533	1529	1524	1520
26	1615	1610	1606	1601	1597	1592	1588	1583	1579	1574	1570
27	1665	1660	1655	1650	1645	1640	1635	1630	1625	1620	1615
28	1715	1710	1705	1700	1695	1690	1685	1680	1675	1670	1665
29	1765	1760	1755	1750	1745	1740	1735	1730	1725	1720	1715
30	1820	1814	1809	1803	1798	1792	1787	1781	1776	1770	1765
31	1875	1869	1864	1858	1853	1847	1842	1836	1831	1825	1820
32	1935	1928	1922	1915	1909	1902	1896	1889	1883	1876	1870
33	2000	1992	1985	1977	1970	1962	1955	1947	1940	1932	1925
34	2065	2056	2048	2039	2031	2022	2014	2005	1997	1988	1980

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TURBINE DISCHARGE---cfs

Generator MW	Gross Head In Feet 230	231	232	233	234	235	236	237	238	239	240
1	305	305	305	305	305	305	305	305	305	305	305
2	350	349	349	348	348	347	347	346	346	345	345
3	415	414	414	413	413	412	412	411	411	410	410
4	470	469	469	468	468	467	467	466	466	465	465
5	520	519	519	518	518	517	517	516	516	515	515
6	570	569	569	568	568	567	567	566	566	565	565
7	620	619	618	617	616	615	614	613	612	611	610
8	665	664	663	662	661	660	659	658	657	656	655
9	720	719	718	717	716	715	714	713	712	711	710
10	765	764	763	762	761	760	759	758	757	756	755
11	815	813	812	810	809	807	806	804	803	801	800
12	865	863	862	860	859	857	856	854	853	851	850
13	915	913	912	910	909	907	906	904	903	901	900
14	965	963	961	959	957	955	953	951	949	947	945
15	1020	1018	1016	1014	1012	1010	1008	1006	1004	1002	1000
16	1070	1067	1065	1062	1060	1057	1055	1052	1050	1047	1045
17	1115	1112	1110	1107	1105	1102	1100	1097	1095	1092	1090
18	1170	1167	1165	1162	1160	1157	1155	1152	1150	1147	1145
19	1210	1207	1205	1202	1200	1197	1195	1192	1190	1187	1185
20	1265	1262	1259	1256	1253	1250	1247	1244	1241	1238	1235
21	1320	1317	1314	1311	1308	1305	1302	1299	1296	1293	1290
22	1370	1366	1363	1359	1356	1352	1349	1345	1342	1338	1335
23	1420	1416	1413	1409	1406	1402	1399	1395	1392	1388	1385
24	1465	1461	1458	1454	1451	1447	1444	1440	1437	1433	1430
25	1520	1516	1512	1508	1504	1500	1496	1492	1488	1484	1480
26	1570	1566	1562	1558	1554	1550	1546	1542	1538	1534	1530
27	1615	1611	1607	1603	1599	1595	1591	1587	1583	1579	1575
28	1665	1660	1656	1651	1647	1642	1638	1633	1629	1624	1620
29	1715	1710	1706	1701	1697	1692	1688	1683	1679	1674	1670
30	1765	1760	1756	1751	1747	1742	1738	1733	1729	1724	1720
31	1820	1814	1809	1803	1798	1792	1787	1781	1776	1770	1765
32	1870	1864	1859	1853	1848	1842	1837	1831	1826	1820	1815
33	1925	1919	1914	1908	1903	1897	1892	1886	1881	1875	1870
34	1980	1974	1968	1962	1956	1950	1944	1938	1932	1926	1920

TURBINE DISCHARGE---cfs

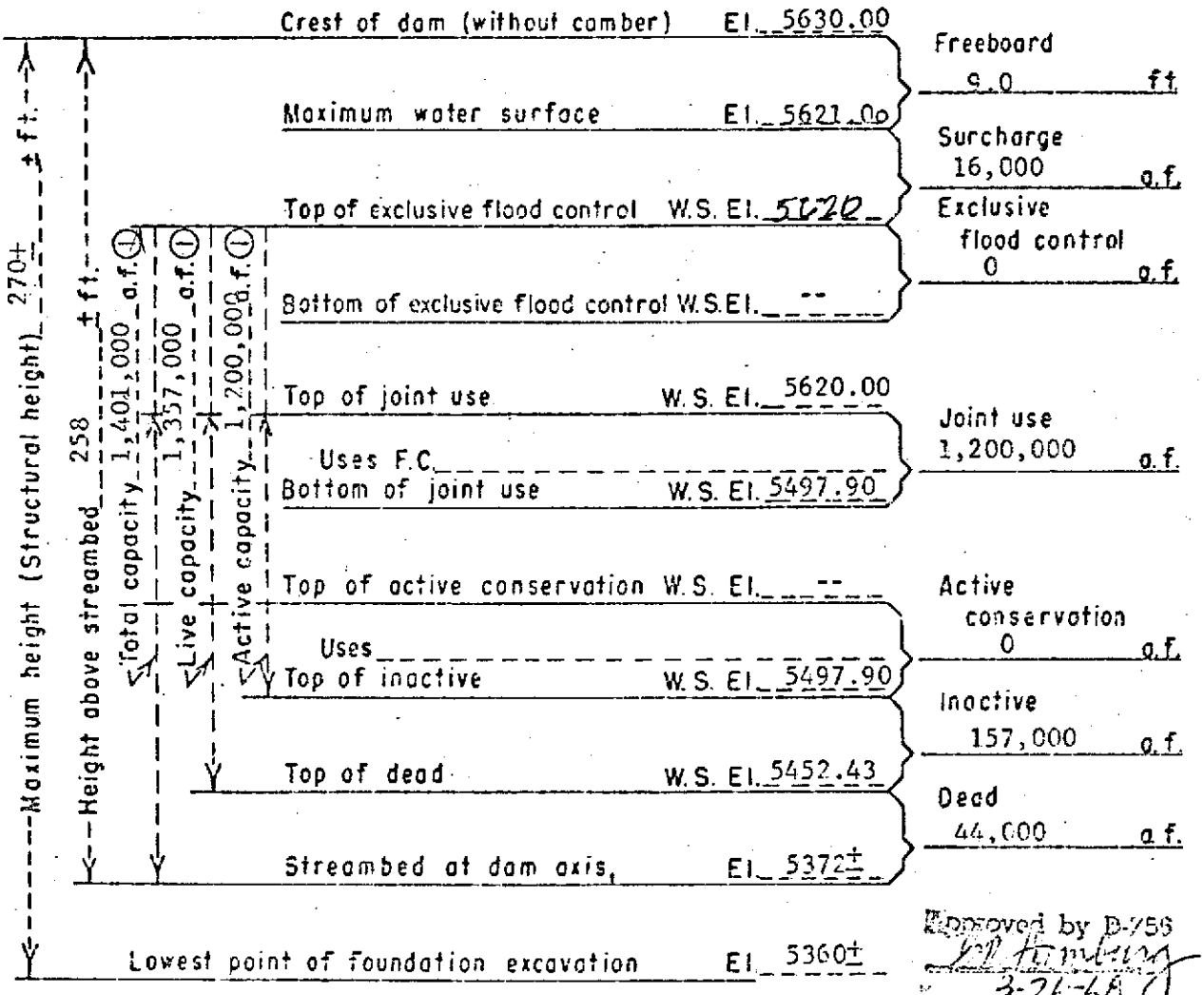
Generator MW	Gross Head In Feet 240	241	242	243	244	245
1	305	305	305	305	305	305
2	345	344	343	342	341	340
3	410	409	408	407	406	405
4	465	464	463	462	461	460
5	515	514	513	512	511	510
6	565	564	563	562	561	560
7	610	609	608	607	606	605
8	655	654	653	652	651	650
9	710	709	708	707	706	705
10	755	753	751	749	747	745
11	800	798	796	794	792	790
12	850	848	846	844	842	840
13	900	897	894	891	888	885
14	945	942	939	936	933	930
15	1000	997	994	991	988	985
16	1045	1042	1039	1036	1033	1030
17	1090	1087	1084	1081	1078	1075
18	1145	1142	1139	1136	1133	1130
19	1185	1182	1179	1176	1173	1170
20	1235	1232	1229	1226	1223	1220
21	1290	1286	1282	1278	1274	1270
22	1335	1331	1327	1323	1319	1315
23	1385	1381	1377	1373	1369	1365
24	1430	1426	1422	1418	1414	1410
25	1480	1475	1470	1465	1460	1455
26	1530	1525	1520	1515	1510	1505
27	1575	1570	1565	1560	1555	1550
28	1620	1615	1610	1605	1600	1595
29	1670	1664	1658	1652	1646	1640
30	1720	1714	1708	1702	1696	1690
31	1765	1758	1751	1744	1737	1730
32	1815	1808	1801	1794	1787	1780
33	1870	1863	1856	1849	1842	1835
34	1920	1912	1904	1896	1888	1880

(11-54)

RESERVOIR CAPACITY ALLOCATIONS

Type of dam: Zoned Earthfill
Operated by: Bureau of Reclamation
Crest length: 2,100 ft.
Volume: 13,571,000 cubic yards
Top width: 40 ft., Max. Base Width: 2,100 ft.
Closure date: November 1956
Construction period: 1951-1957
Stream: South Fork, Snake River
Reservoir Surface area: 16,150 acres at El. 5620.0

Region: 1 State: Idaho
Palisades Reservoir
Palisades Dam
Palisades Project
Division
Unit
As-built Status
March 15, 1968 Date



Approved by D-756
[signature]
3-26-68

F.C.	Flood Control (Total)	1,200,000	a.f.
I.	Irrigation	1,200,000	a.f.
M. & I.	Municipal and Industrial		a.f.
P.	Power	1,200,000	a.f.
F. & W.	Fish and Wildlife		a.f.
	Other		a.f.
S	Sediment		a.f.

C (ACTIVE CONSERVATION AND JOINT USE)

① Includes No a.f. allowance for ____ year sediment deposition ~~between streambed and El. _____, of which _____ af is above El. _____~~

Reference: Specifications DC-3675.
Area-capacity table dated March 1967.

Furnish one copy of completed form to the Chief Engineer: Attention D-756

R-670

Discharge Test
Palisades Powerplant

5-1-69
starting @ 0900

Units 2 & 3 at 34.5 MW each unity pwr factor

units 1 & 4 to load lines to 110 mw & unit voltage

unit No 2

Kwhr meter time in sec.	25.0	=	34,560 kwh
diff gauge reading	100½	=	2,196 cfs
Reservoir elev. reading			5591.06 ft
Tailrace elev. reading			5377.54 ft
Gross head			213.52 ft
River Gage reading	8.79	=	11,538 cfs

unit No. 3

kwhr. meter time in sec	25.0	=	34,560 kwh
diff. gage reading	102½	=	2218 cfs
Reservoir elev.			5591.06 ft
Tailrace elev. reading			5377.54 ft
Gross head			213.52 ft.
River Gage reading	8.79	=	11,538 cfs

Generator No. 1	32.0 sec	27,000 kwh
Generator No. 4	31.0 sec	27,871 kw.h
Generator No. 1 diff. gage		1727 cfs
Generator No. 2 diff gage		1767 cfs

R-670

AUG 17 1962
Department of Reclamation

Supplemental answer to Question 6.

The following organizations receive supplemental irrigation water from Palisades Reservoir:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A), City of Pocatello, Fremont-Madison Irrigation District, American Falls Reservoir District #2.

R-670

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 17 1958
Department of Reclamation

PERMIT NO. R-670

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. E. H. Neal, voting age, Boise, Idaho, Regional Supervisor of Irrigation, Region I, Bureau of Reclamation, Fairgrounds, Boise, Idaho.

Ques. 2. Are you acquainted with the United States, the holder of Permit No. R-670? How long have you known him and where does he reside?

Ans. Yes

Ques. 3. Have you read or heard read said Permit No. R-670, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Snake River. Palisades Dam in NE¼ Sec. 17, T. 1 S., R. 45 E.B.M. Various canals between Palisades and Milner Dams.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Snake River has ample capacity for releases of supplemental irrigation water in season. Safe channel capacity in excess of 20,000 cfs below Heise. Controlled releases to this capacity have been observed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Approximately 1,040,000 acres of cultivated land, with improvements normal to diversified irrigated area, located in the service area of the organizations listed on the attached Supplement.

R-670

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Water used at power plant at Palisades Dam, but this is non-consumptive use.

Ques. 8. If for irrigation, state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Soils vary from silt loam to sandy. Water requirements vary with the soils.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. Yes. Indirect interest through ownership of land having appurtenant thereto 80 shares of stock in Aberdeen-Springfield Canal Company.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. 1957 Every year since 1957.

(Signed) Ethneal

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 16th day of November, A. D. 19 65.

John H. Welch

Notary Public.

My commission expires 6-10-67.

Supplemental answer to Question 6.

Department of Reclamation

The following organizations receive supplemental irrigation water from Palisades Reservoir:

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Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 17 1965
Department of Reclamation

PERMIT NO. R-670

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Glenn H. Simmons, voting age, Burley, Idaho, Acting Superintendent, Minidoka Project, 1359 Hansen Avenue, Burley, Idaho.

Ques. 2. Are you acquainted with the United States, the holder of Permit No. R-670? How long have you known him and where does he reside?

Ans. Yes

Ques. 3. Have you read or heard read said Permit No. R-670, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Snake River, Palisades Dam in NE¼ Sec. 17, T. 1 S., R. 45 E.B.M. Various canals between Palisades and Milner Dams.

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Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

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R-670

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Ans. Water used at power plant at Palisades Dam, but this is non-consumptive use.

Ques. 8. If for irrigation, state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Soils vary from silt loam to sandy. Water requirements vary with the soils.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. 1957 Every year since 1957.

(Signed) Glenn H. Simmons

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 16th day of November, A. D. 19 65.

John H. Welch
Notary Public.

My commission expires 6-10-67.

Supplemental answer to Question 6.

The following organizations receive supplemental irrigation water from Palisades Reservoir:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A), City of Pocatello, Fremont-Madison Irrigation District, American Falls Reservoir District #2.

Form 16 - 2M
5-5-65

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

RECEIVED
NOV 17 1965
Department of Reclamation

Permit No. R-670

* * * * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: United States of America, acting through the Regional Director, Region 1, Bureau of Reclamation, P. O. Box 8008, Boise, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

The United States of America, Regional Director, Region 1, Bureau of Reclamation

Ques. 3. State number, approval date of permit, and date of priority: R-670, November 20, 1939, July 29, 1939.

Ques. 4. State source of water supply: Snake River
Give location of point of diversion, showing subdivision, section, township and range

NE¼ of Section 17, T. 1 S., R. 45 E.B.M.

Ques. 5. Describe your works of diversion: Various downstream diversions serving organizations described in answer to Question 6; state amount of water they are capable of conveying from point of diversion to place of use: Ample capacity/as this is supplemental water.; Give name of canal or ditch or other works by which water is conducted to such place of use: Various; if a well, state depth of well _____; depth and size of casing _____; depth to water _____; if pump is used, state discharge of pump: _____; tell how it was measured or determined _____; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Supplemental irrigation and power
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

Approximately 1,040,000 acres of land located in the service area of the organizations listed on the attached Supplement.

R-670

State nature of all improvements which have been made as a direct result of said use:

Homes and related improvements normal to diversified irrigated area

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: _____

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Water used for power in power plant at dam site, 4 generators each with nameplate capacity of 28,500 kilowatts.

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Assigned by Lynn Crandall, Watermaster District #36 on 12-15-50

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: First used in 1957 - Time used since first use:

Used each year since 1957.

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

Irrigation Districts and Canal Companies using Palisades Reservoir water have a number of water right permits for diversion from Snake River and tributary streams.

(sign) H. T. Nelson

* * * * * * * * * * *

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada State of Idaho, on this 16th day of November, A. D. 1965.

John H. Welch

My commission expires: 6-10-67

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
MINIDOKA PROJECT OFFICE
BOX 549, BURLEY, IDAHO 83318

IN REPLY
REFER TO: 100

May 16, 1968

RECEIVED
MAY 17 1968
Department of Reclamation

Mr. Donald J. Watts, P. E.
Department of Reclamation
State of Idaho
107 State House
Boise, Idaho 83701

Re: Permit No. R-670
Palisades Reservoir

Dear Mr. Watts:

I plan to be in Boise on June 5-6-7 and am sure that I can arrange to meet with you a couple of hours, probably on the 6th or 7th. I will contact you at that time for a definite schedule.

Very truly yours,

Glenn H. Simmons

Project Superintendent

R-670

November 12, 1968

Re: Permit No. R-670

U. S. Bureau of Reclamation
H. T. Nelson, Regional Director
Region # 1
Boise, Idaho

Dear Mr. Nelson:

In order for this office to issue a license which will in part confirm the use of water stored in Palisades Reservoir for power purposes under Permit No. R-670, it will be necessary to inspect and observe the power plant at maximum production. I assume that you would wish to do this when you have maximum head available, in order to simulate maximum kw output. It will be necessary to run the turbines at maximum production for short periods of time. We will also need to know the discharge in c.f.s. through the turbine penstocks during that time.

I would appreciate your comments as to when we might be able to make this inspection.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

R-670

May 13, 1968

Re: Permit No. R-670
Palisades Reservoir

Glen Simmons
Manager, Minidoka Project
Burley, Idaho 83318

Dear Mr. Simmons:

We are currently working on the field examination required by statute prior to licensing Palisades reservoir. We have need of information as to how Palisades water is handled in your area, and we would like to have you stop by our office the next time you are in Boise to acquaint us with your distribution procedures.

If such a meeting isppossible please advise us as to when to expect us so we can arrange our schedules accordingly.

Very truly yours,

Donald J. Watts, P. E.
Engineer

DJW:dj

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

IN REPLY
REFER TO: 430

REGIONAL OFFICE, REGION 1
BOX 8008
BOISE, IDAHO 83707

APR 18 1968

Department of Reclamation

Mr. Donald J. Watts
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Mr. Watts:

This is a reply to your letter of March 20, 1968, regarding the pending beneficial use examination on Permit R-670 for Palisades Reservoir. We understand that the information requested regarding storage water use by individual contractors and total releases from Palisades has been supplied to you by Mr. Henry Eagle, Watermaster, District 36, in his letter of April 2, 1968. This earlier information has been revised with respect to use by the Burley, Minidoka, and Rudy Irrigation Districts on the basis of recent correspondence and discussions with Mr. Eagle. A revised tabulation is enclosed.

It is important to note that Palisades Reservoir was planned as a holdover reservoir, consequently, individual space holders are not expected to use all their storage water in a single year. Streamflow since completion of Palisades Dam in 1957 has been somewhat higher than that experienced during very severe drouth cycles such as occurred during the 1930's. Although streamflow during the 1959-1961 period was substantially below normal, a severe drouth cycle comparable to that of the early 1930's has not been experienced since Palisades Dam was completed. Consequently, records of storage use for irrigation to date do not reflect full use of the storage capacity.

A tabulation showing the storage space allocations to the individual irrigation companies and districts is enclosed as requested. Formal repayment contracts have been finalized with all but five of these entities. The allocations not yet covered by formal repayment contracts are indicated by footnote. Curves showing power generation-discharge capacity at selected power heads are also enclosed. A copy of a table showing the latest data on general reservoir capacity allocations and other data is also enclosed.

R-670

We will be glad to provide any additional information you may need or to discuss this matter further with you.

Sincerely yours,

E H Neal

Regional Supervisor of Irrigation

Enclosures 3

Copy to: Project Superintendent, Burley, Idaho
(with enclosures)

R-670

(Revised 4-15-68)
Boise, Idaho

Palisades Reservoir Spaceholders
Amount used in acre-feet[1/]

(Heise to Blackfoot)

Spaceholder	1960	1961[2/]	1964	1966
Poplar Irrig. Dist. (Ele	647	320	213	1,333
Progressive Irr. Dist.	17,352	6,825	2,931	15,169
Farmers Friend	4,581	4,208	5,206	5,833
Enterprise Canal Co.	9,508	0	0	4,056
Mattson Craig	244	352	325	647
Butler Island	250	250	230	215
Harrison	14,825	12,831	0	14,212
Rudy	11,164	4,187	9,299	13,502
Burgess	17,839	15,664	10,350	23,300
Clark & Edwards	447	647	800	688
Lowder	0	1,340	0	511
Labelle Irrig. Co.	800	159	641	478
Sunnydell	4,567	1,615	1,922	5,418
Lenroot	2,638	1,861	1,747	0
Reid	1,398	1,396	0	79
Texas & Liberty Park	1,737	1,599	586	1,639
Palisades Water Users	22,419	3,500	26,100	24,165
Rigby	2,315	1,923	2,742	3,677
Island	2,752	476	43	2,291
Dilts	909	212	0	0
West Labelle	307	30	662	557
Long Island Canal Co.	1,000	205	580	2,130
Parks & Lewisville	3,201	596	2,359	2,450
North Rigby	601	454	662	572
Butte & Market Lake	21,627	21,430	0	0
Utah-Idaho Sugar Co.	0	0	0	0
Owners Mutual	0	0	0	0
Shattuck Irrigation	1,971	1,209	500	829
Idaho	0	21,117	0	0
Martin	2,275	2,039	1,070	2,808
New Sweden	32,500	14,397	0	1,985
West Side Mutual	690	600	240	2,021
Woodville	5,048	686	0	999
Snake River Valley	17,833	0	9,135	18,215
Blackfoot	0	4,167	0	0
New Lava Side	7,147	5,126	994	1,773
Peoples	25,915	4,858	0	18,845
Aberdeen	102,190	33,458	0	68,246
Corbett	1,608	1,997	0	0
Riverside	1,293	692	986	983
Danskin	2,350	719	1,919	912
Trego	0	2,422	0	0
Wearyrick	275	67	359	170
Watson	1,721	1,113	1,612	1,773
Parsons	115	0	700	602

R-670

Palisades Reservoir Spaceholders (Cont'd.)

(Below Blackfoot)

Spaceholder	1960	1961	1964	1966
Fort Hall Michaud	0	0	0	0
Falls Irrig. Dist.	0	7,304	0	2,633
Minidoka Irrig. Dist.	15,870	12,572	0	0
Burley Irrig. Dist.	12,554	17,681	0	0
A & B Irrig. Dist.	8,535	10,285	0	8,681
Milner Low Lift	23,271	13,307	0	19,880
North Side Canal Co.	14,327	54,646	0	25,278
	420,616	292,542	84,913	299,562
Palisades Releases during season	986,000	451,000	408,000	909,000

1/ Storage use based on data submitted by District 36 Watermaster in his letter of March 20, 1968, to State Reclamation Engineer with revisions based on Watermaster's April 11, 1968, letter to this office.

2/ No water storable to Palisades rights except for preferred space. Uses curtailed owing to inadequate supply.

R-670

SPACE ALLOCATION -- PALISADES RESERVOIR
April 15, 1968
(Units: Acre-feet)

Organization	Total Space Allocation
Aberdeen-Springfield Canal Co.	152,800
Blackfoot Irrigation Co.	4,050
Burgess Canal & Irrigating Co.	31,400
Butler Island Canal Co.	250 240
Butte & Market Lake Canal Co.	44,000
Clark & Edwards Canal Co.	800
Corbett Slough Ditch Co.	6,300
Craig Mattson Canal Co.	1,440
Danskin Ditch Co.	2,350
Dilts Irrigation Co.	1,200
Enterprise Canal Co., Ltd.	19,600 ← ? 86.5%/95 = 9074
Farmers Friend Irrigation Co., Ltd.	9,400
Harrison Canal & Irrigation Co.	23,500
Idaho Irrigation District	58,800
Island Irrigation Co.	4,700
Labelle Irrigating Co. (East)	800
Lenroot Canal Co.	7,850
Liberty Park Irrigation Co.	2,350
Long Island Irrigation Co.	5,000
Lowder Slough Canal Co., Ltd.	1,600
Martin Canal Co.	5,600
New Lava Side Ditch Co.	11,750
New Sweden Irrigation District	31,400
North Rigby Irrigation & Canal Co.	1,200
Owners Mutual Irrigation Co. (Nibley)	290
Park & Lewisville Irrigation Co.	5,500
Parsons Ditch Co.	700
People's Canal & Irrigation Co.	35,000
Poplar Irrigation District (Riley)	1,550
Progressive Irrigation District	28,500
Reid Canal Co.	3,150
Rigby Canal & Irrigating Co.	6,300
Riverside Ditch Co.	1,500
Rudy Irrigation Canal Co.	15,700
Shattuck Irrigation Co.	3,900
Snake River Valley Irrigation District	35,300
Sunnydell Irrigation District	6,300
Texas Slough Irrigation Canal Co.	2,350
Trego Ditch Co.	3,200

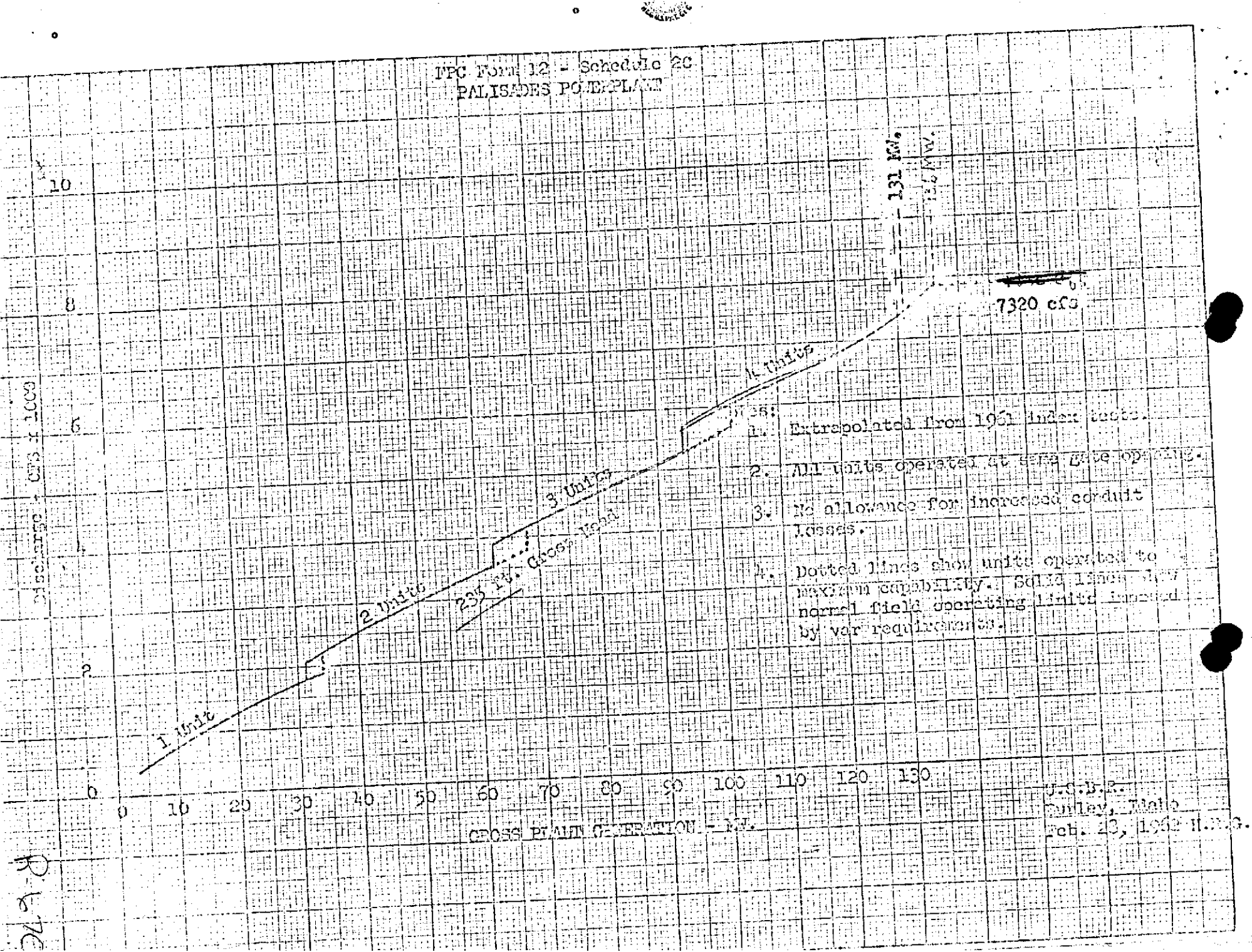
R-670

Organization	Total Space Allocation
Utah-Idaho Sugar Co. (Osgood)	15,250 1/
Watson Slough Ditch & Irrigation Co., Ltd.	2,350
Wearyrick Ditch Co.	600
West Labelle Irrigation Co.	1,000
West Side Mutual Co.	2,350
Woodville Canal Co.	6,000
Burley Irrigation District	39,200
Falls Irrigation District (Michaud Flats)	40,900
Michaud Div. Fort Hall Indian Reservation	83,900
Milner Low Lift Irrigation District	44,500
Minidoka Irrigation District	35,000
North Side Canal Co.	116,600
North Side Pumping Div., U.S.B.R. (Unit A)	90,800
Pocatello, City of	50,000
J. R. Simplot Co.	2,500
Westvaco Co.	5,000
Palisades Water Users, Inc.	50,230
Wyoming Compact	33,000 1/
American Falls Reservoir District #2	1,000 1/
Salmon River Canal Co.	1,000 1/
Fremont Madison Irrigation District	1,000 1/
Contingencies	440
TOTALS	1,200,000

1/ Formal repayment contract not yet finalized.

B-670

FPC Form 12 - Schedule 2C
PALISADES POWERPLANT



Notes:

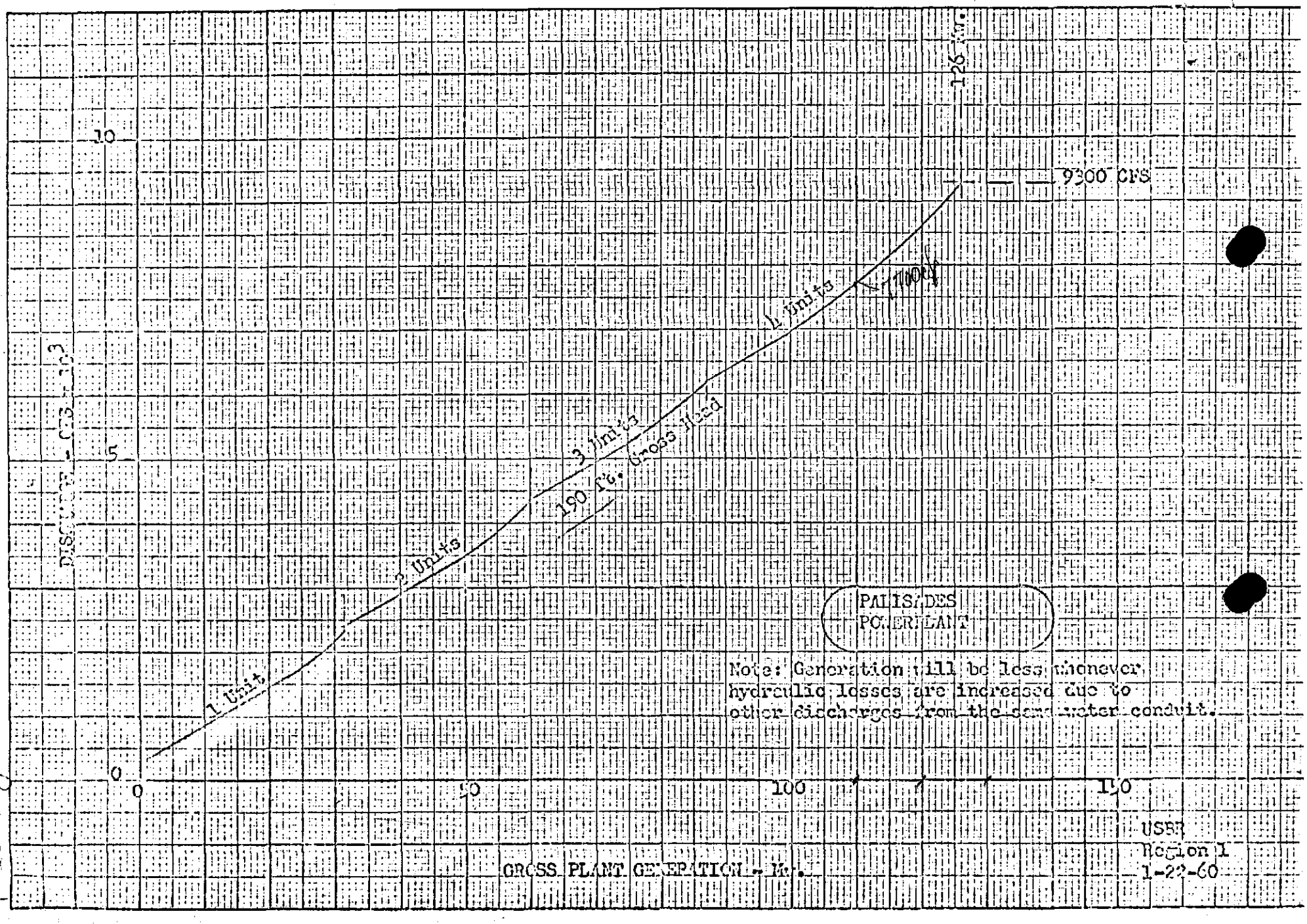
1. Extrapolated from 1961 index tests.
2. All units operated at same gate opening.
3. No allowance for increased conduit losses.
4. Dotted lines show units operated to maximum capability. Solid lines show normal field operating limits imposed by var requirements.

J.C.B.P.
Conley, Idaho
Feb. 28, 1962 M.D.G.

24-B

KEUFFEL & ESSER CO. MADE IN U.S.A.

FPC Form 12 - Schedule 2C
Palisades



R-670

DON SAMUELSON, GOVERNOR

R. KEITH HIGGINSON
STATE RECLAMATION ENGINEER

STATE of IDAHO

DEPARTMENT OF RECLAMATION

H. C. EAGLE, WATERMASTER
BOX 697
IDAHO FALLS, ID 83401

R-670

WATER DISTRICT NO. 36

April 2, 1968

RECEIVED
APR 3 1968
Department of Reclamation

Mr. R. Keith Higginson
State Reclamation Engineer
State House
Boise, Idaho 83701

Dear Mr. Higginson:

In connection with application for Palisades storage permit R-670, you requested certain information from the Bureau of Reclamation. I have been asked to supply a part of the data you requested.

Tabulated below is a list of the Palisades contractors and a computed amount of storage used by each of them for years 1960, 1961, 1964 and 1966. I have used data taken from Plate 14 of our annual reports as a basis for the computations. I have also assumed that contractors would use first their available space in other reservoirs and hold over each year as much Palisades space as possible. In some years this might not be a correct assumption but I think it applies for the years selected.

The year 1961 was the third successive dry year and many of the canals had little Palisades space allotted. Their uses were limited to the storage available. The year 1964 was a good water year and little Palisades storage was needed. The year 1966 was a dry year with all storage allotments nearly filled.

Since Palisades Reservoir is depended upon for holdover storage, it is not expected that spaceholders will use all their space each year. From studies prior to Palisades, the spaceholders were advised to obtain three times as much space as their average yearly use.

Following the table of uses a figure is shown for each year for the total releases from Palisades Reservoir during the irrigation season. With exchanges of water between reservoirs this is a meaningless figure. It was computed by subtracting the contents at the end of the season from the maximum contents at beginning of season.

R-670

Department of Reclamation

Palisades Reservoir Spaceholders
Amount used in acre-feet

(Heise to Blackfoot)

Spaceholder	1960	1961*	1964	1966
Poplar Irr. Dist.	647	320	213	1,333
Progressive Irr. Dist.	17,352	6,825	2,931	15,169
Farmers Friend	4,581	4,208	5,206	5,833
Enterprise Canal Co.	9,508	0	0	4,056
Mattson Craig	244	352	325	647
Butler Island	250	250	230	215
Harrison	14,825	12,831	0	14,212
Rudy	14,088	7,167	9,299	13,502
Burgess	17,839	15,664	10,350	23,300
Clark & Edwards	447	647	800	688
Lowder	0	1,340	0	511
Labelle Irr. Co.	800	159	641	478
Sunnydell	4,567	1,615	1,922	5,418
Lenroot	2,638	1,861	1,747	0
Reid	1,398	1,396	0	79
Texas & Liberty Park	1,737	1,599	586	1,639
Palisades Water Users	22,419	3,500	26,100	24,165
Rigby	2,315	1,923	2,742	3,677
Island	2,752	476	43	2,291
Dilts	909	212	0	0
West Labelle	307	30	662	557
Long Island Canal Co.	1,000	205	580	2,130
Parks & Lewisville	3,201	596	2,359	2,450
North Rigby	601	454	662	572
Butte & Market Lake	21,627	21,430	0	0
Utah-Idaho Sugar Co.	0	0	0	0
Owners Mutual	0	0	0	0
Shattuck Irrigation	1,971	1,209	500	829
Idaho	0	21,117	0	0
Martin	2,275	2,039	1,070	2,808
New Sweden	32,500	14,397	0	1,985
West Side Mutual	690	600	240	2,021
Woodville	5,048	686	0	999
Snake River Valley	17,833	0	9,135	18,215
Blackfoot	0	4,167	0	0
New Lava Side	7,147	5,126	994	1,773
Peoples	25,915	4,858	0	18,845
Aberdeen	102,190	33,458	0	68,246
Corbett	1,608	1,997	0	0
Riverside	1,293	692	986	988
Danskin	2,350	719	1,919	912
Trego	0	2,422	0	0
Wearyrick	275	67	359	170
Watson	1,721	1,113	1,612	1,775
Parsons	115	0	700	602

R-6-70

Palisades Reservoir Spaceholders - continued

(Below Blackfoot)

Spaceholder	1960	1961	1964	1966
Fort Hall Michaud	0	0	0	0
Falls Irrigation Dist.	0	7,304	0	2,633
Minidoka Irr. Dist.	67,067	55,535	0	0
Burley Irr. Dist.	32,285	22,000	0	0
A & B Irr. Dist.	8,535	10,285	0	8,681
Milner Low Lift	23,271	13,307	0	19,880
North Side Canal Co.	14,327	54,646	0	25,278
	494,468	342,804	84,913	299,562
Palisades Releases during season	986,000	451,000	408,000	909,000

*No water storable to Palisades rights except for preferred space. Uses curtailed owing to inadequate supply.

If there is further data that you wish, please feel free to send your request. The needs of the individual contractors are involved with the dates of their natural flow decrees. It should also be noted that we have not experienced a protracted dry period since Palisades has been available.

Very truly yours,

H. C. Eagle

H. C. Eagle
Watermaster

cc: H. T. Nelson
Glenn Simmons
Leonard Graham

B-670

March 20, 1968

Re: Permit No. R-670, Palisades Reservoir

H. T. Nelson
Regional Director, Region No. 1
U. S. Bureau of Reclamation
P. O. Box 8008
Boise, Idaho 83701

Dear Mr. Nelson:

We have a beneficial use examination pending on your Permit No. R-670 for Palisades Reservoir. In order to facilitate our field examination, we would appreciate receiving some information from you concerning the water uses.

Our first need is for a list or tabulation of all persons or organizations holding storage contracts and the amount of storage held by each in Palisades Reservoir.

In addition, we need to know how much water has been diverted from Palisades storage to each contract holder annually since 1957 and the amount of water actually released from Palisades storage each year to meet irrigation requirements. Flow ratings from the installed turbines would also be helpful.

We would like to have the requested information by April 15 if possible. Thank you for your cooperation.

Very truly yours,

Donald J. Watts, P.E.
Engineer

DJW:ks

R-67

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

REGIONAL OFFICE, REGION 1
BOX 8008
BOISE, IDAHO 83707

IN REPLY
REFER TO: 424

RECEIVED
NOV 17 1965
Department of Reclamation

NOV 30 1965

Mr. Carl E. Tappan
State Reclamation Engineer
107 State House
Boise, Idaho 83701

Re: Permit No. R-670

Dear Mr. Tappan:

Enclosed are three depositions submitted in connection with proof of beneficial use under Permit No. R-670, Palisades Reservoir. The depositions were signed by the holder and two witnesses at 10:00 a.m. on November 16, 1965 in Boise, Idaho, before John H. Welch, Notary Public.

Affidavits of publication from the North Side News in Jerome and the Post Register in Idaho Falls are enclosed.

Very truly yours,

Regional Director

Enclosure

R-670

Form 16 - 3M
5-5-65

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

RECEIVED
NOV 17 1965
Department of Reclamation

Permit No. R-670

* * * * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: United States of America, acting through the Regional Director, Region 1, Bureau of Reclamation, P. O. Box 8008, Boise, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

The United States of America, Regional Director, Region 1, Bureau of Reclamation

Ques. 3. State number, approval date of permit, and date of priority: R-670, November 20, 1939, July 28, 1939.

Ques. 4. State source of water supply: Snake River
Give location of point of diversion, showing subdivision, section, township and range

NE¼ of Section 17, T. 1 S., R. 45 E.B.M.

Ques. 5. Describe your works of diversion: Various downstream diversions serving organizations described in answer to Question 6; state amount of water they are capable of conveying from point of diversion to place of use: Ample capacity/ as this is supplemental water. Give name of canal or ditch or other works by which water is conducted to such place of use: Various; if a well, state depth of well _____; depth and size of casing _____; depth to water _____; if pump is used, state discharge of pump: _____; tell how it was measured or determined _____; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Supplemental irrigation and power
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

Approximately 1,040,000 acres of land located in the service area of the organizations listed on the attached Supplement.

State nature of all improvements which have been made as a direct result of said use:

Homes and related improvements normal to diversified irrigated area

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: _____

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Water used for power in power plant at dam site, 4 generators each with nameplate capacity of 28,500 kilowatts.

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Assigned by Lynn Crandall, Watermaster District #36 on 12-15-50

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: First used in 1957 - Time used since first use:

Used each year since 1957.

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

Irrigation Districts and Canal Companies using Palisades Reservoir water have a number of water right permits for diversion from Snake River and tributary streams.

(sign) H. T. Nelson

* * * * * * * * * * *

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada State of Idaho, on this 16th day of November, A. D. 1965.

John H Welch

My commission expires: 6-10-67

Supplemental answer to Question 6.

The following organizations receive supplemental irrigation water from Palisades Reservoir:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A), City of Pocatello, Fremont-Madison Irrigation District, American Falls Reservoir District #2.

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 17 1945
Department of Reclamation

PERMIT NO. R-670

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Glenn H. Simmons, voting age, Burley, Idaho, Acting Superintendent, Minidoka Project, 1359 Hansen Avenue, Burley, Idaho.

Ques. 2. Are you acquainted with the United States, the holder of Permit No. R-670? How long have you known him and where does he reside?

Ans. Yes

Ques. 3. Have you read or heard read said Permit No. R-670, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Snake River, Palisades Dam in NE¼ Sec. 17, T. 1 S., R. 45 E.B.M.
Various canals between Palisades and Milner Dams.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Snake River has ample capacity for releases of supplemental irrigation water in season. Safe channel capacity in excess of 20,000 cfs below Heise. Controlled releases to this capacity have been observed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Approximately 1,040,000 acres of cultivated land, with improvements normal to diversified irrigated area, located in the service area of the organizations listed on the attached Supplement.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Water used at power plant at Palisades Dam, but this is non-consumptive use.

Ques. 8. If for irrigation, state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Soils vary from silt loam to sandy. Water requirements vary with the soils.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. 1957 Every year since 1957.

(Signed) Glenn H. Simmons

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 16th day of November, A. D. 19 65.

John H. Welch
Notary Public.

My commission expires 6-10-67.

Supplemental answer to Question 6.

The following organizations receive supplemental irrigation water from Palisades Reservoir:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A), City of Pocatello, Fremont-Madison Irrigation District, American Falls Reservoir District #2.

Form 17

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
NOV 15 1948
Department of Reclamation

PERMIT NO. R-670

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. E. H. Neal, voting age, Boise, Idaho, Regional Supervisor of Irrigation, Region 1, Bureau of Reclamation, Fairgrounds, Boise, Idaho.

Ques. 2. Are you acquainted with the United States, the holder of Permit No. R-670? How long have you known him and where does he reside?

Ans. Yes

Ques. 3. Have you read or heard read said Permit No. R-670, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Snake River. Palisades Dam in NE¼ Sec. 17, T. 1 S., R. 45 E.B.M. Various canals between Palisades and Milner Dams.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. Snake River has ample capacity for releases of supplemental irrigation water in season. Safe channel capacity in excess of 20,000 cfs below Heise. Controlled releases to this capacity have been observed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Approximately 1,040,000 acres of cultivated land, with improvements normal to diversified irrigated area, located in the service area of the organizations listed on the attached Supplement.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Water used at power plant at Palisades Dam, but this is non-consumptive use.

Ques. 8. If for irrigation, state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Soils vary from silt loam to sandy. Water requirements vary with the soils.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. Yes. Indirect interest through ownership of land having appurtenant thereto 80 shares of stock in Aberdeen-Springfield Canal Company.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. 1957 Every year since 1957.

(Signed) Ethneal

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 16th day of November, A. D. 19 65.

John H. Welch
Notary Public.

My commission expires 6-10-67.

NOV 17 20
Department of Reclamation

Supplemental answer to Question 6.

The following organizations receive supplemental irrigation water from Palisades Reservoir:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A), City of Pocatello, Fremont-Madison Irrigation District, American Falls Reservoir District #2.

November 18, 1965

Re: Permit No. R-670

H. T. Nelson, Regional Director,
Region 1, Bureau of Reclamation
P. O. Box 8008
Boise, Idaho

Dear Mr. Nelson:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the NORTH SIDE NEWS and THE POST-REGISTER, all submitted in proof of works and beneficial use on Permit No. R-67C.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

R-670

AFFIDAVIT of PUBLICATION

State of Idaho, } SS.
County of Jerome }

Allan P. Meeuwsen, being first duly sworn, deposes and says that he is the printer (publisher) of the Jerome North Side News, a newspaper published every week in Jerome, County of Jerome, 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 4 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 Oct., 1965, and the date of the last publication was on the 4 day of Nov., 1965.

Allan P. Meeuwsen

Subscribed and sworn to before me this 16 day of Nov., 1965.
(SEAL)

Elinor Leeil
NOTARY PUBLIC

NORTH SIDE NEWS
Jerome, Idaho

COST OF PUBLICATION

Number of Lines in Notice	99	
Number of Insertions	4	
99 Lines at 15c		14.85
297 Lines at 10c		29.70
TOTAL COST		44.55

COPY OF NOTICE
(Paste Here)

NOTICE OF PROOF APPLICATION FOR WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a.m. on the 16th day of November, 1965, at Boise, County of Ada, State of Idaho, before John H. Welch, Bureau of Reclamation, Notary Public, proof will be submitted of the application to beneficial use of 1,400,000 acre-feet of the waters of Snake River as stored in Palisades Reservoir in accordance with the terms and conditions of Permit No. R-670 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are the United States of America, acting through the Regional Director, Bureau of Reclamation, P. O. Box 937, Boise, Idaho.

The use to which said water has been applied is supplemental irrigation and power.

The amount applied to beneficial use is 1,400,000 acre-feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): Approximately 1,040,000 acres of land served by canals diverting from Snake River between Palisades Reservoir and Milner Dam to serve land included in the following:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Company., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A).

The name of the canal or ditch or other works by which said water is conducted to such place of use is canals described above.

The right to take water from such works is based upon numerous permits to divert from Snake River.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user is prepared to establish is July 28, 1939.

CARL E. TAPPAN, Chief
Water Reclamation Service

RECEIVED
NOV 17 1965
Department of Reclamation

November 16, 1965

NOV 16 1965

Mr. Carl E. Tappan
State Reclamation Engineer
Department of Reclamation
107 State House
Boise, Idaho 83701

Dear Mr. Tappan:

In accordance with your letter of October 7, 1965, Messrs. H. T. Nelson, Glenn H. Simmons and E. H. Neal appeared before me in the Bureau of Reclamation office at the Fairgrounds, Boise, Idaho, at 10:00 a.m. on November 16, 1965, to sign the required documents for Application of Water to Beneficial Use under Permit No. R-670. The documents were signed in my presence and I have so noted by my signature and Notary seal thereon.

Very truly yours,

John H. Welch

John H. Welch
Notary Public for the
State of Idaho

Copy to: Bureau of Reclamation, Boise, Idaho

R-670

Affidavit of Publication
The Post - Register

STATE OF IDAHO }
County of Bonneville } ss.

I, E. F. McDermott, being first duly sworn, depose and say: That I am the Principal Clerk of the Post Company, a corporation of Idaho Falls, Bonneville County, Idaho, publisher of The Post-Register, a newspaper of general circulation, published daily, except Saturday, at Idaho Falls, in Bonneville County, Idaho, and that said newspaper has been published continuously and uninterruptedly for more than four (4) years up to and including the last publication of the notice hereinafter referred to.

Affiant further says that the said newspaper, prior to the date of the first publication of said notice, as hereinafter stated, did designate a particular day of the week as the day on which legal notices, required by law or by order of any Court of competent jurisdiction within the State to be published weekly, would be published, and that since prior to the date of the first publication of said notice, as hereinafter stated, said newspaper has at the head of the editorial column of said paper and in each issue thereof announced the day of the week on which such legal notices required by law or by order of any Court of competent jurisdiction to be pubilshed weekly would be published, and that such day so designated was and is the Sunday issue or edition of said newspaper of each week.

Affiant further says that the notice, of which a copy is hereto attached and made a part of this affidavit, was published in said The Post-Register in the Sunday edition or issue of said newspaper for four consecutive weeks, the first publication having been made in the Sunday issue of said newspaper on the 10th day of October, 19 65, and that said notice was thereafter published in each Sunday issue of said newspaper as follows:

On Sunday the 17th day of October, 19 65.
and on Sunday the 24th day of October, 19 65.
and on Sunday the 31st day of October, 19 65.
and on Sunday the ..... day of ....., 19.....
and on Sunday the ..... day of PAID, 19.....
and on Sunday the ..... day of NOV 12 1965, 19.....

and that said notice was published in the regular and entire issue of said newspaper on the said respective dates of publication, and that such notice was published in the newspaper and not in any supplement issue thereof.

E. F. McDermott

Subscribed in my presence and sworn to before me this 1st day of November, 19 65.

Karl D. Black
Notary Public
Residence: Idaho Falls, Idaho
My commission expires April 5th, 19 67.

B-11, 500

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a.m. on the 16th day of November, 1965, at Boise, County of Ada, State of Idaho, before John H. Welch, Bureau of Reclamation, Notary Public, proof will be submitted to the application to beneficial use of 1,400,000 acre-feet of the waters of Snake River as stored in Palisades Reservoir in accordance with the terms and conditions of Permit No. R-670 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are the United States of America, acting through the Regional Director, Bureau of Reclamation, P. O. Box 937, Boise, Idaho.

The use to which said water has been applied is supplemental irrigation and power.

The amount applied to beneficial use is 1,400,000 acre-feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): Approximately 1,040,000 acres of land served by canals diverting from Snake River between Palisades Reservoir and Milner Dam to serve land included in the following:

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co. & New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Perkins Ditch Co., People's Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigating District, Rainbow Ditch Canal Co., Rigby Canal & Irrigating Co., Riverside Canal Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation district, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Waverrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A).

The name of the canal or canals or other works by which said water is conducted to such place of use is canals described above.

The right to take water into such works is based upon numerous permits to divert from Snake River.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user 1939.

CARL E. TAPPAN
State Reclamation Engineer

Pub: Oct 10, 17, 24, 31, 1965

October 18, 1965

Re: Permit No. R-670
U. S. Bureau of Reclamation

Post Register
Idaho Falls, Idaho

Gentlemen:

On October 7th we mailed you a Notice of Publication on the above numbered permit requesting a tear sheet or copy of the first publication for checking purposes.

To date we have not received such copy and ask that one be mailed to this office as soon as possible.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

H. PETRI
Office Manager

HP:ew

R-670

Notice for Publication

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Bureau of Reclamation

Notice is hereby given that at 10:00 a.m. on the 16th day of November, 1965, at Boise, County of Ada, State of Idaho, before John H. Welch, Notary Public, proof will be submitted of the application to beneficial use of 1,400,000 acre-feet of the waters of Snake River as stored in Palisades Reservoir in accordance with the terms and conditions of Permit No. R-670 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are the United States of America, acting through the Regional Director, Bureau of Reclamation, P. O. Box 937, Boise, Idaho.

The use to which said water has been applied is supplemental irrigation and power.

The amount applied to beneficial use is 1,400,000 acre-feet.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): Approximately 1,040,000 acres of land served by canals diverting from Snake River between Palisades Reservoir and Milner Dam to serve land included in the following:

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R-670 A

Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A).

The name of the canal or ditch or other works by which said water is conducted to such place of use is canals described above.

The right to take water from such works is based upon numerous permits to divert from Snake River.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user is prepared to establish is July ~~29~~ 28, 1939.

Carl 2. Dalton

State Reclamation Engineer

R-670

Notice for Publication

NOTICE OF PROOF APPLICATION OF WATER
TO BENEFICIAL USE

Bureau of Reclamation

Notice is hereby given that at 10:00 a.m. on the 16th day of November, 1965, at Boise, County of Ada, State of Idaho, before John H. Welch, Notary Public, proof will be submitted of the application to beneficial use of 1,400,000 acre-feet of the waters of Snake River as stored in Palisades Reservoir in accordance with the terms and conditions of Permit No. R-670 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

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The use to which said water has been applied is supplemental irrigation and power.

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The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): Approximately 1,040,000 acres of land served by canals diverting from Snake River between Palisades Reservoir and Milner Dam to serve land included in the following:

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R-670 .5

Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A).

The name of the canal or ditch or other works by which said water is conducted to such place of use is canals described above.

The right to take water from such works is based upon numerous permits to divert from Snake River.

The source of supply from which such water is diverted is Snake River.

The date of priority which said user is prepared to establish is July ~~29~~ 28, 1939.

Carl E. Tolman
State Reclamation Engineer

R-670

Re: Permit No. **R-670**

U. S. A., Bureau of Reclamation

Date: **October 7, 1965**

North Side News,
Jerome, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to **Novemb er 16, 1965** the date set for proof; the expense of the publication is to be paid by the applicant **U.S.A., Bureau of Reclamation** of **Box 937, Boise, Idaho** to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication. **

Very truly yours,

Carl E Tappan

CARL E. TAPPAN
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

R-670

February 23, 1961

Re: Permit No. R-670
United States of America
Acting through the Bureau of Reclamation
of the Department of the Interior

Post Register
Idaho Falls, Idaho

Gentlemen:

We received the tear sheet on the publication notice on the above permit, and find the following error:

Paragraph 5, Line 7, should read 1,400,000 acre feet instead of 1,402,000 acre feet, as shown.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

H. PETRI
Water Rights Clerk

HP:ew

R

February 20, 1961

Re: Permit No. R-670
United States of America
Acting through the Bureau of Reclamation
of the Department of the Interior

Post Register
Idaho Falls, Idaho

Gentlemen:

On February 3, 1961 we mailed you Notice of Publication on the above numbered permit for the Bureau of Reclamation, requesting that a copy or tear sheet be furnished this office.

To date we have not received such tear sheet and ask that you mail us a copy as soon as possible for our use.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

H. PERRI
Water Rights Clerk

HP:ew

R-670

The Post-Register

ESTABLISHED 1880
IDAHO FALLS, IDAHO

State of Idaho
United States of America
Bureau of Reclamation
Department of the Interior
P. O. Box 937
Boise, Idaho

TEAR OFF THIS SLIP AND ENCLOSE WITH CHECK TO ASSURE PROPER CREDIT BEING GIVEN.
YOUR CANCELLED CHECK WHEN RETURNED BY YOUR BANK IS A VALID RECEIPT.

$ _____

DATE	INCHES - LINES	WORDS	DAYS	CHARGES	✓	CREDITS	BALANCE
				BALANCE FORWARD			
Feb 8'61	Legal, Notice for Publication for Completion of Works			38.70			38.70

"I hereby certify that the above statement is correct and just, that the supplies were actually furnished and/or the services were actually rendered as charged, and that I/we have not received payment therefor."

THE POST-REGISTER

Betty Ann Walker

Betty Ann Walker
Bookkeeper

MOORE DEALER - EASTERN IDAHO FARMER, IDAHO FALLS, IDAHO

500
8-15-60

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. R-670
United States of America,
Acting through the Bureau of Reclamation
of the Department of the Interior

Date: Feb. 3, 1961

Post Register,
Idaho Falls, Idaho.

Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to **March 17, 1961** the date set for proof; the expense of the publication is to be paid by the applicant **The United States of America, acting through the Bureau of Reclamation of the Department of the Interior** of **Box 937, Boise, Idaho** to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,

Geo. N. Carter

GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

Encl.

R-670

FORM 8.

Notice for Publication

FOR COMPLETION OF WORKS

Notice is hereby given that at 10 A.M., on the 17th day of March 19 61, at Boise, County of Ada, State of Idaho, before John H. Welch, a notary public for Idaho, proof will be submitted of the completion of works for the ~~diversion of~~ storage of 1,402,000 acre-feet ~~cubic feet per second~~ of the waters of the Snake River in accordance with the terms and conditions of a certain permit heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name of the perrson or corporation holding said permit is The United States of America, acting through the Bureau of Reclamation of the Department of the Interior.

2. The postoffice address of such person or principal place of business of such corporation is Regional Director, Bureau of Reclamation, P.O. Box 937, Boise, County of Ada, State of Idaho.

3. The number of such permit is R-670, and the date set for the completion of such work is indefinite.

4. Said water is to be used for supplemental irrigation and power purposes.

5. Said works of ~~diversion~~ storage will be fully completed on the date set for such completion, and the amount of water which said works are capable of ~~conducting to the place of intended use~~ storing, in accordance with the plans accompanying the application for such permit, is 1,402,000 acre-~~cubic feet per second~~.

6. The amount of lands for which said water is available is approx. 670,000 acres, particularly described as follows:

Lands within or served by the Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah - Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A). American Falls Reservoir District No.2.

Geo. N. Carter
State Reclamation Engineer

R-670

Form No. 11
2M - 10/60

RECEIVED
FEB 2 1961
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) January 31, 1961

(P. O.) Box 937, Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Post Register of Idaho Falls, Idaho published in the county in which the works are situated.

M. B. Austin

Acting Regional Director, Region 1
Bureau of Reclamation

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

R-670

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
REGIONAL OFFICE, REGION 1
BOX 937, BOISE, IDAHO

RECEIVED
FEB 2 1961
Department of Reclamation

IN REPLY
REFER TO:
150

JAN 31 1961

Mr. George N. Carter
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Carter:

I wish to hereby give notice that I am prepared to submit proof of completion of works under Permit No. R-670 relative to the storing of 1,402,000 acre-feet of water of the Snake River in connection with the Palisades Project of the Bureau of Reclamation. There is enclosed, in duplicate, your Form 8 entitled "Notice for Publication" that has been prepared for signature.

There is also enclosed your Form No. 11 authorizing publication of this notice in the Post Register of Idaho Falls, Idaho.

It would be appreciated if you would submit a bill to this office after you have received from the publisher the amount due for printing the advertisement notice. I will then have a voucher prepared for your execution in order that you may be reimbursed for such amount.

Sincerely yours,

M. B. Austin

Assistant Regional Director

Enclosure

R-670

Proof of Publication
The Post-Register

State of Idaho,
County of Bonneville } ss.

I, William P. Beard, first being duly sworn, depose and say: That I am the Foreman 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-eight (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 four consecutive weeks, first publication having been made on the 8th day of February, 19 61, last publication having been made on the 1st day of March, 19 61, 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.

William P. Beard

Subscribed and sworn to before me, this 3rd day of March, 19 61

Kay Ricklefs
Notary Public

My commission expires April 5, 19 63

B10, 1M, 3-59

NOTICE FOR PUBLICATION
FOR COMPLETION OF WORKS

Notice is hereby given that at 10 A.M., on the 17th day of March 1961, at Boise, County of Ada, State of Idaho, before John W. Welch, a notary public for Idaho, proof will be submitted of the completion of works for the storage of 1,400,000 acre-feet of the waters of the Snake River in accordance with the terms and conditions of a certain permit heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name of the person or corporation holding said permit is The United States of America, acting through the Bureau of Reclamation of the Department of the Interior.

2. The postoffice address of such person or principal place of business of such corporation is Regional Director, Bureau of Reclamation, P.O. Box 937, Boise, County of Ada, State of Idaho.

3. The number of such permit is R-670, and the date set for the completion of such work is indefinite.

4. Said water is to be used for supplemental irrigation and power & domestic purposes.

5. Said works of storage will be fully completed on the date set for such completion, and the amount of water which said works are capable of storing, in accordance with the plans accompanying the application for said permit, is 1,402,000 acre-feet.

6. The amount of land for which said water is available is approx. 670,000 acres, particularly described as follows:

Lands within or served by the Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Bone & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lanroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A), American Falls Reservoir District No. 2.

GEO. N. CARTER
State Reclamation Engineer

Pub: Feb 8, 15, 22; Mar 1. 1961

Form 15-R

Permit No. R-670

Proof of Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. The United States of America, acting through its Assistant Regional Director, Region 1, Bureau of Reclamation, P. O. Box 937, Boise, Idaho.

Ques. 2. If acting on behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. The United States of America, Assistant Regional Director of Region 1, Bureau of Reclamation.

Ques. 3. State number and date of permit, acre feet of water you claim for storage, and source of same.

Ans. R-670, July 28, 1939, 1,400,000 acre-feet, Snake River.

Ques. 4. Under terms of permit construction was required to be completed by Indefinite. 19....

Ques. 5. Construction was actually completed on the date of October 1, 1958.

Ques. 6. Does the construction fully comply with the specifications? Yes.

Ques. 7. Of what material was the dam built? Compacted earth fill and rock fill.

Ques. 8. State whether or not the water has been turned into your reservoir, and if so, when and to what extent.

Ans. Yes. Controlled storage began November 3, 1956. Reservoir first filled to full capacity on July 5, 1959.

Ques. 9. The capacity of the reservoir is 1,400,000 acre feet.

Ques. 10. The area of the high water line of the reservoir is 16,150 acres.

Ques. 11. The height of the dam above bottom of reservoir is 260 feet, above low water is 123 feet.

Ques. 12. The dimensions of the spillway are 2-radial gates 20'x50' and the bottom of the spillway is 60 feet below the top of the dam.

Ques. 13. Dimensions of the reservoir outlet are 26' inside dimension tunnel.

Ques. 14. Describe the gate and control unit.

Ans. The intake of the outlet tunnel is controlled by a 67-foot by 28.03-foot fixed wheel gate. The discharge from the outlet tunnel is controlled by 6 tandem pairs of 7.5 foot by 9.0 foot slide gates and by two 96 inch hollow jet valves. Two 96 inch ring follower gates are provided upstream from the hollow jet valves.

Ques. 15. The reservoir outlet is made of concrete and steel.

Ques. 16. Is the reservoir filled through a feeder canal? No

Ques. 17. If so, where is the point of diversion for same?

Ans. ¼ ¼ Section, --- Twp. -- Range --

R-670

Ques. 18. Does the feeder canal comply with the specifications in the permit? --

Ques. 19. If not, explain --

Ques. 20. Cost of constructing feeder canal? $ -- Cost of reservoir and powerplant? $ Approx. $62,000,000.

Ques. 21. State whether or not the works from reservoir outlet to place of use are fully completed, and whether or not they comply with the specifications in permit. If not, explain.

Ans. Yes .

Ques. 22. Water has (~~has not~~) been delivered to place of intended use? Yes.

Ques. 23. Give description of dam, state dimensions, and give slope of face both upstream and downstream. Also method and material for protecting against wave action.

Ans. At the crest the dam is 40 feet wide and approximately 2000 feet long. Slope of upstream face varies from 3:1 above elevation 5520 to 6:1 at the toe. Slope of downstream face varies from 2½:1 above elevation 5550 to 6:1 at the toe. The upstream slope is protected by 3 feet of riprap and the downstream slope is protected by a cobble and boulder blanket of variable thickness.

Ques. 24. State the purpose for which the water is to be used and give the place of use, and if for irrigation, state the number of acres, and give the legal description of same.

Ans. Supplemental irrigation and power. Power use at site. Irrigation use-lands within or served by:
(see below)

(Sign here) M. B. Austin
Assistant Regional Director, Region 1
Bureau of Reclamation

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this 17th day of March A .D. 19 61.

John H. Welch
Notary Public

My commission expires June 10, 1963

Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co, Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A).

Form 14-R

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. R-670

Proof of Completion of Works

DEPOSITION OF WITNESS

Ques.1. State your name, residence, occupation and postoffice address.

Ans. F. G. Whitaker, Engineer, United States Bureau of Reclamation, P. O. Box 937, Boise, Idaho.

Ques. 2. Are you acquainted with United States of America, the holder of Permit No. R-670, authorizing the storage of 1,400,000 acre feet of the waters of Snake River which is tributary to Snake River, in the County of Bonneville, State of Idaho? How long have you known him, and where does he reside?

Ans. Yes.

Ques. 3. Have you read or heard read said Permit? Yes. Are you familiar with its terms and conditions? Yes.

Ques. 4. Of what material and how has the dam been constructed?

Ans. Compacted earth fill and rock fill.

Ques. 5. Is the reservoir fully constructed? Yes. Has water been turned into it? Yes. And to what extent? Reservoir filled to normal maximum level July 5, 1959.

Ques. 6. Where is the point of diversion of the feeder canal?

Ans. ¼ ¼ Section --, Township --, Range --

Ques. 7. The outlet of the reservoir is located in the SW ¼ NE ¼ Section 17 Twp. 1 S. Range 45 E., Boise meridian.

Ques. 8. Describe the spillway.

Ans. 2 -- 20 foot by 50 foot radial gates discharging into 28 foot I.D. tunnel approximately 2,000 feet long. Discharge capacity 47,000 cfs. at water service elevation 5620.

Ques. 9. How much below the top of the dam is the bottom of the spillway? 60 Ft.

Ques. 10. State the dimensions of the outlet for the reservoir 26 foot inside dimension tunnel.

Ques. 11. Of what material is the outlet made? Concrete and steel.

Ques. 12. How is the outlet gate operated? Hydraulically except for hollow jet valves which are controlled by an electric motor.

Ques. 13. Of what material has the dam been constructed? Compacted earth fill and rock fill.

Ques. 14. Are the works from the reservoir to place of use fully completed? Yes.

Ques. 15. Describe these works as they now exist, and give your estimate of their capacity.

Ans. Channel of Snake River and existing facilities of companies and districts listed under item number 18.

Ques. 16. For what purpose is the water to be used?

Ans. Power at site and supplemental irrigation.

R-670

Ques. 17. If for irrigation purposes, are you acquainted with the land to be irrigated? Yes.
How much water is required for its profitable cultivation?

Ans Variable, ranging from 4 - 12 acre-feet per acre.

Ques. 18. Give the legal description of the land to be irrigated, or the place of use.

Ans. See below.

(Sign here) J. G. Whitaker

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada, State of Idaho, on this 17th day of March 19 61.

John H. Welch
Notary Public

My commission expires June 10, 1963

Lands within or served by the Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A).

Form 14-R

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. R-670

Proof of Completion of Works

DEPOSITION OF WITNESS

Ques.1. State your name, residence, occupation and postoffice address.

Ans. Robert H. Harris, Boise, Idaho, Regional Engineer, P. O. Box 937, Boise, Idaho.

Ques. 2. Are you acquainted with The United States of America, the holder of Permit No. R-670, authorizing the storage of 1,400,000 acre feet of the waters of Snake River which is tributary to Snake River, in the County of Bonneville, State of Idaho? How long have you known him, and where does he reside?

Ans. Yes.

Ques. 3. Have you read or heard read said Permit? Yes. Are you familiar with its terms and conditions? Yes.

Ques. 4. Of what material and how has the dam been constructed?

Ans. Compacted earth fill and rock fill.

Ques. 5. Is the reservoir fully constructed? Yes. Has water been turned into it? Yes. And to what extent? Reservoir filled to normal maximum level July 5, 1959.

Ques. 6. Where is the point of diversion of the feeder canal?

Ans. ¼ ¼ Section --, Township --, Range --

Ques. 7. The outlet of the reservoir is located in the SW ¼ NE¼ Section 17 Twp. 1 S. Range 45 E., Boise meridian.

Ques. 8. Describe the spillway.

Ans. 2 — 20 foot by 50 foot radial gates discharging into 28 foot I.D. tunnel approximately 2,000 feet long. Discharge capacity 47,000 cfs. at water service elevation 5620.

Ques. 9. How much below the top of the dam is the bottom of the spillway? 60 Ft.

Ques. 10. State the dimensions of the outlet for the reservoir 26 foot inside dimension tunnel.

Ques. 11. Of what material is the outlet made? Concrete and steel.

Ques. 12. How is the outlet gate operated? Hydraulically except for hollow jet valves which are controlled by an electric motor.

Ques. 13. Of what material has the dam been constructed? Compacted earth fill and rock fill.

Ques. 14. Are the works from the reservoir to place of use fully completed? Yes.

Ques. 15. Describe these works as they now exist, and give your estimate of their capacity.

Ans. Channel of Snake River and existing facilities of companies and districts listed under item number 18.

Ques. 16. For what purpose is the water to be used?

Ans. Power at site and supplemental irrigation.

R-670

Ques. 17. If for irrigation purposes, are you acquainted with the land to be irrigated? Yes.
How much water is required for its profitable cultivation?

Ans Variable, ranging from 4 - 12 acre-feet per acre.

Ques. 18. Give the legal description of the land to be irrigated, or the place of use.

Ans. See below.

(Sign here) P. H. Harris

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada, State of Idaho, on this 17th day of March 19 61.

John H. Welch
Notary Public

My commission expires June 10, 1963

Lands within or served by the Aberdeen Springfield Canal Co., Blackfoot Irrigation Co., Burgess Canal & Irrigating Co., Butler Island Canal Co., Butte & Market Lake Canal Co., Clark & Edwards Canal Co., Corbett Slough Ditch Co., Craig, Mattson Canal Co., Danskin Ditch Co., Dilts Irrigation Co., Enterprise Canal Co., Ltd., Falls Irrigation District, Farmers Friend Irrigation Co., Ltd., Harrison Canal & Irrigation Co., Idaho Irrigation District, Island Irrigation Co., Labelle Irrigating Co., Lenroot Canal Co., Liberty Park Irrigation Co., Long Island Irrigation Co., Lowder Slough Canal Co., Ltd., Martin Canal Co., Michaud Division, Fort Hall Indian Reservation, New Lava Side Ditch Co., New Sweden Irrigation District, North Rigby Irrigation & Canal Co., Owners Mutual Irrigation Co., Parks & Lewisville Irrigation Co., Parsons Ditch Co., Peoples Canal & Irrigation Co., Poplar Irrigation District, Progressive Irrigation District, Reid Canal Co., Rigby Canal & Irrigating Co., Riverside Ditch Co., Rudy Irrigation Canal Co., Shattuck Irrigation Co., Snake River Valley Irrigation District, Sunnydell Irrigation District, Texas Slough Irrigation Canal Co., Trego Ditch Co., Utah-Idaho Sugar Co., Watson Slough Ditch & Irrigation Co., Ltd., Wearyrick Ditch Co., West Labelle Irrigation Co., West Side Mutual Canal Co., Woodville Canal Co., Palisades Water Users, Incorporated, Burley Irrigation District, Milner Low Lift Irrigation District, Minidoka Irrigation District, North Side Canal Co., Ltd., North Side Pumping Division, Minidoka Project (Unit A).

October 7, 1965

Re: Permit No. R-670
U.S.A., Bureau of Reclamation

Mr. H. T. Nelson, Regional Director,
Bureau of Reclamation,
Box 937,
Boise, Idaho.

Dear Mr. Nelson:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use under Permit No. R-670. The proofs are to be made at 10:00 o'clock A.M., on the 16th day of November, 1965, before John H. Welch, Bureau of Reclamation, Boise, Idaho Notary Public.

As of this date, we have mailed the Notice to the Post Register Idaho Falls, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

R-670

October 7, 1965

Re: Permit No. R-670 Date:
U. S. A., Bureau of Reclamation

Post Register,
Idaho Falls, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to November 16, 1965 the date set for proof; the expense of the publication is to be paid by the applicant U. S. A. , Bureau of Reclamation, of Box 937, Boise, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication. **

Very truly yours,

Carl E Tappan

CARL E. TAPPAN
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense

R-670

UNITED STATES
DEPARTMENT OF THE INTERIOR

BUREAU OF RECLAMATION

REGIONAL OFFICE, REGION I
BOX 937
BOISE, IDAHO 83701

IN REPLY
REFER TO: 424

RECEIVED
OCT 7 1965
Department of Reclamation

OCT 6 1965

Mr. Carl E. Tappan
State Reclamation Engineer
State of Idaho
Capitol Building
Boise, Idaho 83701

Re: Permit R-670, Palisades Reservoir

Dear Mr. Tappan:

Enclosed are the documents that are required to initiate the Proof of Beneficial Use in connection with the filing for Palisades Reservoir, Permit No. R-670. You will note that we are proposing to have the required notice published in Idaho Falls, Bonneville County, and in Jerome, Jerome County. An original advertising order is enclosed for each newspaper. The original order should be sent to the newspaper.

Palisades Reservoir, and a substantial acreage of the land receiving supplemental water from the reservoir, are located in Bonneville County. Additional lands in Counties adjacent to Bonneville are also receiving supplemental water from the reservoir. Landowners in these areas would normally see the Idaho Falls publication.

Jerome County has a large acreage of land receiving supplemental irrigation water from Palisades Reservoir. It is served from Milner Dam, the last diversion on Snake River where Palisades Reservoir water is diverted. Landowners in adjacent Counties would probably see the Jerome publication.

Since this is a large project where lands in a number of districts and canal companies are served by several diversions from Snake River, we have suggested a general type of notice. Please call or write if you wish to propose a revision in the form of notice.

Very truly yours,

Merrill J. Hardy

Acting for H. T. Nelson
Regional Director

Enclosure

R-670

Standard Form No. 1143a
7 GAO 5210
1143-204

ADVERTISING ORDER

No. 4037

U. S. Department of the Interior, Bureau of Reclamation, October 4, 19 65

The Publisher of North Side News
Jerome, Idaho

OCT 7 1965
Department of Reclamation

AUTHORITY TO ADVERTISE
Date _____, 19____

Sir:

You are hereby authorized to publish the enclosed advertisement relating to Proof of Application of Water to Beneficial Use, Palisades Project

to be set solid, without paragraphing, and without any display in the heading unless otherwise expressly authorized in the specifications attached to the advertisement, in the Daily edition of your paper, 4 times, prior to _____ or on Oct. 14, Oct. 21, Oct. 28, & Nov. 4, 1965
(Give date on which publication is desired)
provided your rates are not in excess of the commercial rates charged to private individuals, with the usual discounts.

Respectfully,

INSTRUMENT OF ASSIGNMENT
Date _____, 19____
No. _____

W. S. Steere
MEMORANDUM Regional Proc. & Prop. Officer

INSTRUCTIONS TO PUBLISHERS

Extreme care should be exercised to insure that the specifications for advertising to be set other than solid be definite, clear, and specific since no allowance will be made for paragraphing or for display or leaded or prominent headings, unless specifically ordered, or for additional space required by the use of type other than that specified. Specifications for advertising other than solid will accompany the advertisement copy submitted to the publisher with the advertising order and copies of both documents will be transmitted to the General Accounting Office with the voucher. The following is a sample of solid line advertisement set up in accordance with the usual Government requirements.

TREASURY DEPARTMENT, Office of the Supervising Architect, Washington, D. C., May 16, 1913.—Sealed proposals will be received at this office until 3 o'clock p. m. on the 20th day of June, 1913, and then opened, for an electric vault-protection system in the United States post office at Indianapolis, Ind., in accordance with the specification, copies of which may be had at this office or at the office of the custodian at the discretion of the Supervising Architect, O. Wenderoth, Supervising Architect.

Your bill for this service should be rendered upon the voucher form printed on the reverse hereof immediately after the last insertion of the advertisement. The voucher, together with a marked copy of each issue of the paper containing the advertisement, should be addressed to

Bureau of Reclamation, P. O. Box 937, Boise, Idaho 83701

If copies of the publication are not available, it will be satisfactory if an affidavit of publication is furnished in lieu thereof.

IMPORTANT

Charges for advertising when a cut, matrix, stereotype, or electrotype is furnished will be based on actual space used and no allowance will be made for shrinkage.

In no case shall an advertisement extend beyond the date and edition herein named for publication.

U.S. GOVERNMENT PRINTING OFFICE : 1959 O—504749

R-670

PUBLIC VOUCHER FOR ADVERTISING

D. O. Vou. No. _____

Bu. Vou. No. _____

U. S. _____
(Department or establishment, bureau or office)

Voucher prepared at _____
(Give date and place)

THE UNITED STATES, Dr., To _____
(Name of publication)

_____
(Publisher or proprietor or his representative)

Address _____

PAID BY

To publication of attached advertisement in the above-named publication, as authorized by the attached Advertising Order, on _____ *as follows:*

	AMOUNT Dollars	Cts.
LINE RATES (_____ (Name of type) line): _____ (Number) [1] {counted / space} LINES for first insertion at _____ per line . . . . . $_____		
_____ subsequent insertions of _____ (Number) [1] {counted / space} LINES each at _____ per line . . . . . $_____		
OTHER RATES (_____ (Size of type)-point per _____ (Inch, square, word, or folio)): _____ (Number of inches, squares, words, or folios) for first insertion at _____ per _____ (Inch, square, word, or folio) $_____		
_____ subsequent insertions of _____ (Number of inches, squares, words, or folios) each at _____ per _____ (Inch, square, word, or folio) $_____		
Amount _____		
Less discount at _____ percent.		
Amount due		

MEMORANDUM

Differences

_____

_____

_____

Amount verified; correct for _____

(Signature or initials) _____

ACCOUNTING CLASSIFICATION (Appropriation Symbol must be shown; other classification optional)

Paid by Check No. _____

Standard Form No. 1143a
7 GAO 5210
1143-204

ADVERTISING ORDER

No. 4036

U. S. Department of the Interior, Bureau of Reclamation October 4, 19 65

The Publisher of Post Register
Idaho Falls, Idaho

RECEIVED
OCT 7 1965
Department of Reclamation

AUTHORITY TO ADVERTISE
Date ....., 19.....
Nation

Sir:

You are hereby authorized to publish the enclosed advertisement relating to Proof of Application of Water to Beneficial Use, Palisades Project

to be set solid, without paragraphing, and without any display in the heading unless otherwise expressly authorized in the specifications attached to the advertisement, in the Daily edition of your paper, 4 times, prior to ..... or on October 14, October 21, October 28, & Nov. 4, 1965
(Give date on which publication is desired)

provided your rates are not in excess of the commercial rates charged to private individuals, with the usual discounts.

Respectfully,

INSTRUMENT OF ASSIGNMENT
Date ....., 19.....
No. .....

W. S. Steere
MEMORANDUM National Proc. & Prop. Officer

INSTRUCTIONS TO PUBLISHERS

Extreme care should be exercised to insure that the specifications for advertising to be set other than solid be definite, clear, and specific since no allowance will be made for paragraphing or for display or leaded or prominent headings, unless specifically ordered, or for additional space required by the use of type other than that specified. Specifications for advertising other than solid will accompany the advertisement copy submitted to the publisher with the advertising order and copies of both documents will be transmitted to the General Accounting Office with the voucher. The following is a sample of solid line advertisement set up in accordance with the usual Government requirements.

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Your bill for this service should be rendered upon the voucher form printed on the reverse hereof immediately after the last insertion of the advertisement. The voucher, together with a marked copy of each issue of the paper containing the advertisement, should be addressed to

Bureau of Reclamation, P.O. Box 937, Boise, Idaho 83701

If copies of the publication are not available, it will be satisfactory if an affidavit of publication is furnished in lieu thereof.

IMPORTANT

Charges for advertising when a cut, matrix, stereotype, or electrotype is furnished will be based on actual space used and no allowance will be made for shrinkage.

In no case shall an advertisement extend beyond the date and edition herein named for publication.

U.S. GOVERNMENT PRINTING OFFICE : 1959 O—504749

R-670

PUBLIC VOUCHER FOR ADVERTISING

D. O. Vou. No. _____

Bu. Vou. No. _____

U. S. _____
(Department or establishment, bureau or office)

Voucher prepared at _____
(Give date and place)

THE UNITED STATES, Dr., To _____
(Name of publication)

_____
(Publisher or proprietor or his representative)

Address _____

PAID BY

To publication of attached advertisement in the above-named publication, as authorized by the attached Advertising Order, on _____ *as follows:*

	AMOUNT Dollars	Cts.
LINE RATES (_____ (Name of type) line): _____ (Number) [1] {counted / space} LINES for first insertion		
at _____ per line . . . . . $_____		
_____ subsequent insertions of _____ (Number) [1] {counted / space} LINES each at		
_____ per line . . . . . $_____		
OTHER RATES (_____ -point per _____ (Inch, square, word, or folio)): _____ (Number of inches, squares, words, or folios)		
for first insertion at _____ per _____ (Inch, square, word, or folio) $_____		
_____ subsequent insertions of _____ (Number of inches, squares, words, or folios)		
each at _____ per _____ (Inch, square, word, or folio) $_____		
Amount _____		
Less discount at _____ percent.		
Amount due		

MEMORANDUM

Differences		
_____		
_____		
_____		
Amount verified; correct for		

(Signature or initials) _____

ACCOUNTING CLASSIFICATION (Appropriation Symbol must be shown; other classification optional)

Paid by Check No. _____

Form No. 11

RECEIVED
OCT 7 1965
Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 1, 1965

(P. O.) Box 937, Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the North Side News of Jerome, Idaho published in the county in which the works are situated.

Merrill J. Mattes
Acting for H. T. Nelson
Regional Director

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

E. H. Neal
Engineer.

R-670

Form No. 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

RECEIVED
OCT 7 1965
Department of Reclamation

(Date) October 1, 1965

(P. O.) Box 937, Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Post Register of Idaho Falls, Idaho, published in the county in which the works are situated.

Merrill J. Mantz
Acting for H. T. Nelson
Regional Director

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Ethneal
Engineer.

R-670

April 20, 1962

RE: Permit Nos. 26216, 26602, R-670

Harold T. Nelson, Regional Director, Region 1
Bureau of Reclamation
Box 937
Boise, Idaho

Dear Mr. Nelson:

Enclosed are the Certificates of Completion of Works on the above numbered permits.

Also enclosed are departmental receipts No. 31015 in the amount of $1682.00, 31016, $74.00, and 31017, $50.00 covering the fees for the Certificates.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. certificates 3
receipts 3

R-670 RT

STATE DEPARTMENT OF RECLAMATION
107 State House - Boise, Idaho

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
REGIONAL OFFICE, REGION 1
BOX 937, BOISE, IDAHO

IN REPLY
REFER TO: 424

APR 2 1962

Gray 0/3
Jensen 0/3
Anderson Jan 4/3

To: Project Superintendent, Burley, Idaho

From: Regional Director, Boise, Idaho

Subject: Storage Permit No. R-670, Palisades Reservoir

Enclosed is a copy of a letter dated March 26, 1962 from the State Reclamation Engineer stating that a Certificate of Completion of Works will be issued upon receipt of the statutory fee of $1,682.00.

The statute does not clearly establish the fee for storage reservoirs. The fee schedule for filing for the initial permit is based on a rate that makes 250 acre feet of storage equivalent to 1 cfs. The State Reclamation Engineer has informed us this is the basis of determining the fee for Completion of Works for a storage project. Based on this schedule, the appropriate fee is calculated as follows:

1st 2500 acre feet	$ 5.00
All additional storage 1,397,500 acre feet at 250 acre feet for 30¢ = 5590x30¢	1677.00
Total	$ 1682.00

April 4, 1961

Re: Permit No. S. 26216 and R-670

Regional Director, Region 1
Bureau of Reclamation
P. O. Box 937
Boise, Idaho

Dear Sir:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the papers mentioned below, all submitted in proof of completion of works and beneficial use on Permit No. S. 26216 and R-670.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

P. S. We acknowledge receipt of Affidavits of Publication from the North Side News, Minidoka County News and the Post Register also the three checks issued to cover the publication costs which have been endorsed and forwarded to the respective papers.

R-670

April 3, 1961

Re: Permit No. R-670

Post Register
Idaho Falls, Idaho

Gentlemen:

We enclose a properly endorsed check in the amount of $38.70 in payment of the advertising of Notice of Publication for Completion of Works on the above numbered permits, for four consecutive weeks in your newspaper, commencing with February 8, 1961.

Very truly yours,

W. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. check $38.70

R-670

March 27, 1961

Re: Permit No. 26216
R-670 - Bureau of Reclamation

Bureau of Reclamation
Minidoka Project Office
Burley, Idaho

Attn: 360

Dear Sir:

We enclose your check in the amount of $88.29 covering the advertising fees on the above numbered permits.

We must have three checks in the following amounts; one for $22.50; one for $27.09; and one for 38.70.

Upon receipt of these three checks endorsed they will be forwarded to the Northside News, the Minidoka County News and the Post Register in payment of the advertising.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. check

R-670

March 26, 1962

RE: Permit No. R-670

Harold T. Nelson, Regional Director, Region 1
Bureau of Reclamation
Box 937
Boise, Idaho

Dear Mr. Nelson:

Our engineer's report on his inspection of the completion of works under the terms of Permit No. R-670 shows that the dam and reservoir is capable of storing 1,400,000 acre feet of water for irrigation, power and domestic use.

Upon receipt of the statutory fee of $1,682.00 we will issue the Certificate of Completion of Works with point of diversion in the NW¼NE¼ of Section 17, Township 1 South, Range 45 East, B.M. for irrigation, power and domestic use.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

R-670

March 21, 1961

Re: Permit No. R-670; 26216

Bureau of Reclamation
Minidoka Project Office
Burley, Idaho

Attn: 360

Dear Sir:

We enclose copies of publication and billing from newspaper for each of the above in order that payment can be made. This is in answer to your request of March 20, 1961.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

R-670

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
REGIONAL OFFICE, REGION 1
BOX 937, BOISE, IDAHO

RECEIVED
MAR 21 1961
rtment of Reclamation

IN REPLY
REFER TO:
150

MAR 20 1961

Mr. George N. Carter
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Mr. Carter:

Enclosed for filing are the deposition of M. B. Austin, Assistant Regional Director, representing The United States of America as the holder of permit No. R-670, and the depositions of R. H. Harris and F. G. Whitaker as witnesses to the proof of completion of works as required. These depositions were made before John H. Welch, notary public, on March 17, in accordance with published notices.

Sincerely yours,

M. B. Austin

Regional Director

Enclosures

R-670

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

February 3, 1961

Re: Permit No. **R-670**

United States of America,
acting through the Bureau of Reclamation
Department of the Interior,
Box 937,
Boise, Idaho.

Gentlemen:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. **R-670**. The proofs are to be made at **10:00** o'clock **A.M.**, on the **17th** day of **March, 1961** before **John H. Welch, Bureau of Reclamation, Boise**, Notary Public.

As of this date we have mailed the Notice to the **Post Register** with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof and then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. **Rule**
Chief Clerk

Encl.
EPR:pmk
cc: Notary

R-670

January 4, 1961

Re: Permit R-670
U. S. A. Acting through
Bureau of Reclamation

Bureau of Reclamation
Department of Interior
P. O. Box 937
Boise, Idaho

Attn: 150

Dear Sir:

Permit R-670 construction was given an indefinite extension of time, approved May 21, 1943 on account of the war effort. This office has not been informed as to the time the construction was resumed.

Since the construction is complete, the proofs of completion of works should be made as soon as possible.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

R-670

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF ENGINEER

Permit No. R-670

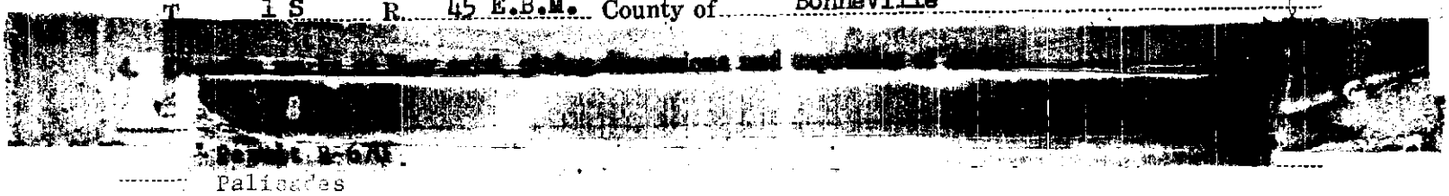
This proof is for Beneficial Use In Water District No.

1. Name of applicant U. S. Bureau of Reclamation

2. Source of water supply: Snake River

3. Location of point of diversion: Is in the NW¼NE¼ of Section 17

T. 1 S. R. 45 E.B.M. County of Bonneville



Palisades

4. Describe works as they exist giving dimensions and capacities of same.

The crest of the dam at elevation 5630 is 40 feet wide. Approximately 270 feet above river bed, and approximately 2,100 feet long. The embankment consists of four zones; an interior zone of impervious fine-grained material, intermediate zone of relatively impervious transition material, outer zone of pervious material, and a rockfill zone at the downstream toe. The upstream slope is protected by 3 feet of riprap, and the downstream slope is protected by a cobble and boulder blanket of variable thickness.

Spillway discharges through 28-foot I.D. tunnel 1,860 feet long and designed to pass 47,000 cfs with water surface at 5620. Spillway controlled by two 20 x 50-foot radial gates. Permanent spillway crest at elevation 5570.

The outlet works consist of a trashrack structure, two circular tunnels with steel liners, downstream from the dam axis, manifold section, valve house, and stilling basin. The two tunnels, one power and one outlet with diameters of 26 feet, have a total capacity of 32,500 cfs at minimum power pool elevation of 5497.5 feet, 10,000 cfs through the power tunnel and 22,500 cfs through outlet tunnel. Tunnel intakes controlled by 19.67-28.03-foot fixed wheel gates. The outlet tunnel has six discharge tubes for control of irrigation and flood water. The power tunnel has two bypass tubes for routing floods and four power penstocks. There are four regulating gates, four emergency gates, two 96-inch hollow jet valves, and two 96-inch ring follower gates for control of the outlet tunnel discharge, and two regulating and two emergency gates for control of power tunnel bypasses. The regulating gates are hydraulically operated 7-foot 6-inch by 9-foot 0-inch rectangular gates.

The total reservoir storage capacity below the normal maximum water surface elevation of 5,620 is 1,400,000 acre-feet. Dead storage below the outlet sill elevation of 5,452.43 feet is 44,000 acre-feet.

The power plant includes four vertical shaft, Francis-type, hydraulic turbines, rated at 39,500 horsepower at full gate under a net head of 190 feet. The four generators are each rated 30,000-kva, 95 percent power factor, 11,500 volts, 3 phase, and 60 cycles at 163.6 rpm. The maximum total plant capability, considering overload, is approximately 131,000 kw.

This examination was made on the day of Sept., 1960

(Signed) Geo. N. Carter
Examiner.

R-670

Form

This

1. I

2. S

3. I

5. Water is used for: irrigation, power and domestic

6. State whether or not water has been turned into works of diversion:

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

This examination was made on the day of Sept., 1960

(Signed) Geo. N. Carter
Examiner.

32-1
1/15/1
12
1
R-670

R-670

Regional Director, Region No. 1
Bureau of Reclamation
P. O. Box 937, Boise, Idaho
Permit No. R-970

Examination for ~~Completion of Works~~

County Bonneville

Sec. 17 T. 1 S R. 45 EBM

Quantity: 1,400,000 A.F.

Source: Snake River

P.D.: NW.NE., Sec. 17, T. 1 S.-R. 45 E.B.M.

Use: Irrigation, Power, & Domestic

Filed: July 28, 1939

Due: November 20, 1954

Extension: indefinite

Completion of Works: —

Other Rights: none stated

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

Form 23

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

REPORT OF ENGINEER

PERMIT NO. R-670

REPORT ON PROOF OF Completion of Works

Bureau of Reclamation, Box 937, Boise, Idaho

R-670

outlet
4 slides 72" x 9'
2. 96" Tollmans

Power.
4 gens
2 slides rated 84.5 MW
243 rated 32.5
A- 30 (1 unit 28.5)
1 fail 32.5

CAS Q

95 | 30.000 | 31
285
150
95
55

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

September 6, 1957

Re: Permit No. R-670
(150)

Mr. H. T. Nelson, Regional Director
U. S. Bureau of Reclamation
P. O. Box 937
Boise, Idaho

Dear Mr. Nelson:

Enclosed is the request for an amendment to Permit No. R-670 (United States of America) which has been approved by the State Reclamation Engineer and recorded in the Department of Reclamation in Book R 3 of Permits at Page 670, thus changing the original permit to read: "Amount of power generated: 176,000 H.P., under 190 feet head". This should now be attached to the original permit to which it refers and of which it becomes a part.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

R-670

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
REGIONAL OFFICE, REGION I
BOX 937, BOISE, IDAHO

IN REPLY REFER TO:

150

RECEIVED
AUG 20 1957
Department of Reclamation

AUG 19 1957

Mr. Mark R. Kulp
State Reclamation Engineer
Statehouse
Boise, Idaho

Dear Mr. Kulp:

In accordance with the suggestion made in your letter of July 16, with respect to the Palisades filing, there is enclosed a formal request that section 11(b) of the original application be amended to show the true amount of power to be generated.

If anything further is required with respect to amending Application No. R-26214, Permit No. R-670, please let me know.

Sincerely yours,

H. T. Nelson

H. T. Nelson
Regional Director

Enclosure

R-670

STATE OF IDAHO)
) ss.
County of Ada)

On this 19th day of August, 1957, personally appeared before me H. T. Nelson, to me known to be the official of the United States of America that executed the within and foregoing instrument and acknowledged said instrument to be the free and voluntary act and deed of said United States, for the uses and purposes therein mentioned, and on oath stated that he was authorized to execute said instrument.

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

/s/ R. H. Harris
Notary Public in and for the
State of Idaho
Residing at Boise
My commission expires: 6/18/61

(SEAL)

R-670

REQUEST TO THE STATE OF IDAHO FOR AMENDMENT OF APPLICATION FOR PERMIT

WHEREAS, Application No. R-26214, Permit No. 670 for Palisades Dam and Reservoir on the Snake River was filed by Lynn Crandall, Watermaster District #36, on July 28, 1939, and subsequently assigned to the United States of America on December 15, 1950; and

WHEREAS, it is appropriate to correct the application and permit to reflect the true amount of power to be generated at Palisades Dam.

NOW, THEREFORE, it is requested that:

1) Section 11(b) of the application and permit originally filed by Lynn Crandall on July 28, 1939, be amended to read as follows:

"Amount of power generated: 176,000 H.P., under 190 feet head."

2) Except as herein modified, the original application for permit as assigned remain unaltered.

THE UNITED STATES OF AMERICA

(Signed) H. T. Nelson

By _____
Regional Director, Region 1
Bureau of Reclamation
P. O. Box 937, Boise, Idaho

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. R-670. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

Mark R Kulp
STATE RECLAMATION ENGINEER

R-670

July 16, 1957

RE: Permit No. R-670

Mr. Wm. H. Tuller
Assistant Regional Director
U. S. Department of The Interior
Bureau of Reclamation
Regional Office, Region 1
Box 937
Boise, Idaho

Dear Mr. Tuller:

Thanks for the information on the current situation on Palisades Dam and Reservoir.

We suggest an application for amendment to sub-article 11(b) which amendment would change amount of power generated from 55,000 H.P., under 100 to 240 feet head to 176,000 H.P., under 190 feet head.

The more precise capacity of 1,401,618 acre feet in place of the originally claimed 1,400,000 acre feet can be shown on proofs of completion of works when made but the permit cannot be amended to claim an additional amount of annual storage appropriation.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

MRK:vh

R-670

IN REPLY REFER TO:

150

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
REGIONAL OFFICE, REGION I
BOX 937, BOISE, IDAHO

File R-670

RECEIVED
JUL 16 1957
Department of Reclam

JUL 15 1957

Mr. Mark R. Kulp
State Reclamation Engineer
Statehouse
Boise, Idaho

Dear Mr. Kulp:

This letter is to bring you up to date on the construction of Palisades Dam and Reservoir on the Snake River by the Bureau of Reclamation. As you will recall, Permit No. R-670 was first secured by Mr. Lynn Crandall on behalf of the water users of the Snake River Valley in 1939 and was thereafter extended in 1943 indefinitely by the then State Reclamation Engineer, Mr. James Spofford. After the permit was assigned to the United States, you called attention to this extension in your letter of January 2, 1951, to Mr. F. M. Clinton, then Assistant Regional Director of the Bureau of Reclamation.

The Palisades Dam and Reservoir are nearing completion and, in fact, are now engaged in storing waters of the Snake River. Full utilization of the facilities will be made beginning next spring for the irrigation season 1958. At that time, we expect to furnish you with proof of completion of works. The reservoir capacity is very close to that set out in Mr. Crandall's original application for permit. The capacity curves of the reservoir show a volume of 1,401,618 acre-feet, whereas, he designated the capacity in the permit is 1,400,000. For practical purposes, we will show the reservoir capacity as 1,400,000 acre-feet.

The power installations at the dam have changed considerably since the original application for permit. You have recognized this and called attention to it in your letter of January 2, 1951, to Mr. F. M. Clinton. Subarticle 11(b) of the original application stated that the amount of power generated would be 55,000 horsepower under 100-240 feet head. By the first of December the Bureau of Reclamation will have on the line four generators, each capable of producing 28,500 kw, or a total of 114,000 kws. The rated capacity of the power plant will amount to 153,000 horsepower. Rated head is 190 feet. It is contemplated that the plant will operate at a 15% over-load which will result in 176,000 horsepower.

R-670

Done

It would be appreciated if you would amend the original Permit No. R-670 to reflect these alterations in storage capacity and in the capacity of the power plant. As stated before, we will be in a position to make proof of completion of works some time late in the spring of 1958.

Sincerely yours,

Wm H Tuller

Assistant Regional Director

R-670

[PUBLIC LAW 864—81ST CONGRESS]

[CHAPTER 1114—2D SESSION]

[S. 2195]

AN ACT

To authorize the Palisades Dam and Reservoir project, to authorize the north side pumping division and related works, to provide for the disposition of reserved space in American Falls Reservoir, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Palisades Dam and Reservoir project, Idaho, heretofore authorized under the provisions of the Federal reclamation laws by the presentation to the President and the Congress of the report of December 9, 1941 (House Document Numbered 457, Seventy-seventh Congress, first session), by the Secretary of the Interior (herein called the Secretary), is hereby reauthorized under the Federal reclamation laws for construction and operation and maintenance substantially in accordance with that report as supplemented and modified by the Commissioner's supplemental report and the recommendations incorporated by reference therein, as approved and adopted by the Secretary on July 1, 1949, and as including, upon approval by the President of a suitable plan therefor, facilities for the improvement of fish and wildlife along the headwaters of the Snake River, such facilities to be administered by the Fish and Wildlife Service: *Provided*, That, notwithstanding recommendations to the contrary contained in said report (a) the Secretary shall reserve not to exceed fifty-five thousand acre-feet of active capacity in Palisades Reservoir for a period ending December 31, 1952, for replacement of Grays Lake storage, but no facilities in connection with the proposed wildlife management area at Grays Lake shall be built and no allocation of construction costs of the Palisades Dam and Reservoir by reason of providing replacement storage to that area shall be made until the development and operation and maintenance of the wildlife management area has been authorized by Act of Congress, and (b) the nonreimbursable allocation on account of recreation shall be limited to the costs of specific recreation facilities in an amount not to exceed $148,000.

SEC. 2. There are hereby authorized for construction and operation and maintenance under the Federal reclamation laws: (a) the north side pumping division of the Minidoka project, this to be substantially in accordance with the Commissioner's report and the recommendations incorporated by reference therein, as approved and adopted by the Secretary on July 1, 1949: *Provided*, That, notwithstanding recommendations to the contrary contained in said report, (1) lease or sale of that portion of the power service system extending from the substations to the pumping plants may be made to any entity on terms and conditions that will permit the United States to continue to provide power and energy to the pumping facilities of the division, and, in the event of lease or sale to a body not entitled to preference in the purchase of power under the Federal reclamation laws, will

R-670

preserve a reasonable opportunity for subsequent lease or sale to a body that is entitled to such privilege, (2) no allocation of construction costs of the division shall be made on a nonreimbursable basis by reason of wildlife benefits, and (3) there shall be, in lieu of a forty-year period, a basic repayment period of fifty years for repayment, in the manner provided in the recommendations, of the irrigation costs assigned for repayment by the water users; and (b) for the furnishing of electric power for irrigation pumping to that division and for other purposes, power generating and related facilities at American Falls Dam. These generating and related facilities, to the extent the Secretary finds to be proper for pay-out and rate-making purposes, may be accounted for together with other power facilities operated by the Secretary that are interconnected with the American Falls Dam power facilities, excluding any power facilities the net profits of which are governed by subsection I of section 4 of the Act of December 5, 1924 (43 Stat. 703). The authorizations set forth in the preceding sections 1 and 2 shall not extend to the construction of transmission lines, substations, or distribution lines unless such facilities are for the purposes of interconnecting the power plants herein authorized, or for the delivery of power and energy for use in connection with the construction, operation, and maintenance of the projects herein authorized.

SEC. 3. The Secretary is hereby authorized to contract, under the Federal reclamation laws, with water users and water users' organizations as to the use for their benefit of the heretofore reserved storage capacity in American Falls Reservoir. Not to exceed three hundred and fifteen thousand acre-feet of that capacity shall be made available to those who have heretofore had the use of reserved capacity under lease arrangements between the United States and the American Falls Reservoir district of Idaho, the distribution of this capacity among contractors to be determined by the Secretary after consultation with the interested water users' organizations or their representatives. Of the balance of the reserved capacity, forty-seven thousand five hundred and ninety-three acre-feet are hereby set aside for use under contract for the benefit of the lands comprising unit A of the north side pumping division of the Minidoka project, and seventy-one thousand acre-feet are hereby set aside for use under contract for the benefit of those lands in the Michaud area which may hereafter be found to be feasible of development under irrigation. Contracts for the repayment of construction charges in connection with reserved capacity shall be made without regard to the second proviso of the tenth paragraph (Minidoka project, Idaho) under the heading "Bureau of Reclamation" of the Act of June 5, 1924 (43 Stat. 390, 417). Such contracts shall require the repayment of all costs determined by the Secretary to be allocable to the reserved capacity, less, in the case of the three hundred and fifteen thousand acre-feet of capacity above described, three hundred and eighty-six four-hundred-and-thirty-fourths of the revenues realized, after deduction of what the Secretary determines to be an appropriate share for operation, maintenance, and replacements, from the leasing of that capacity for irrigation purposes up to the time water first becomes available in Palisades Reservoir and, in the case of the capacity set aside for the north side pumping division, all other revenues realized from or connected

with the reserved capacity and which the Secretary determines to be available as a credit against the cost allocable to that division.

SEC. 4. (a) The continuation of construction of Palisades Dam beyond December 31, 1951, or such later controlling date fixed by the Secretary as herein provided, is hereby made contingent on there being a finding by the Secretary by the controlling date that contracts have been entered with various water users' organizations of the Upper Snake River Valley in Idaho that, in his opinion, will provide for an average annual savings of one hundred and thirty-five thousand acre-feet of winter water. If in the Secretary's judgment the failure of the requisite organizations so to contract by the controlling date at any time is for reasons beyond the control of those organizations, he may set a new controlling date but not beyond December 31, 1952.

(b) Repayment contracts made in connection with the use of capacity in either American Falls or Palisades Reservoir may include, among other things, such provisions as the Secretary determines to be proper to give effect to recommendations referred to in section 1 of this Act, and particularly those concerning the continued effectiveness of the arrangements as to the minimum average annual water savings.

SEC. 5. There is hereby authorized to be appropriated, out of any funds in the Treasury not otherwise appropriated, the sums of not to exceed $76,601,000 for the Palisades Dam and Reservoir project, Idaho, $11,395,000 for the Minidoka project north side pumping division, Idaho, and $6,600,000 for the American Falls power plant.

Approved September 30, 1950.

R-670

R 670

September 16, 1952

Messrs. Kerr & Callister
Box 708
Blackfoot, Idaho

ATT: Mr. Robert M. Kerr, Jr.

Dear Mr. Kerr:

Application for water from the Palisades Dam project is not made by the individual to this department, but rather to the Bureau of Reclamation who in turn makes a blanket filing with this office covering all the lands to which the Palisades Reservoir will furnish irrigation.

I have not had time to check with the Bureau of Reclamation regarding the method of making application for this water, but I feel sure, so far as possible, they expect the applications to be made by districts or groups composed of specific units of land rather than by individuals, so if Mr. Stone's land is in an existing district, or can be included in one that is being organized, or can be taken into a district for the purpose of making application for Palisades water, that is the best procedure.

A permit through this department cannot be surrendered or traded for Palisades water. Idaho State Law permits one inch per acre of direct flow, or 5 acre feet per acre, for irrigation in Idaho.

It is possible they may desire water under the permit as well as any they may obtain from the Palisades Reservoir.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:fg

R-670

KERR & CALLISTER
ATTORNEYS AT LAW
P. O. BOX 708 - TELEPHONE 194
BLACKFOOT, IDAHO

ROBERT M. KERR, JR.
MARION J. CALLISTER

PACKER-KERR PROF. BLDG.
291 NORTH BROADWAY

September 9, 1952

RECEIVED
SEP 11 1952
Department of Reclamation

State of Idaho
Department of Reclamation
Boise, Idaho

Gentlemen:

Melvin D. Stone and Thelma S. Stone, husband and wife, residing in Wyoming are and have been for some time the owners of Lots 3,4,5 and 6 and the SE¼NE¼ of Section 31, Township 4 North, Range 41 East of the Boise Meridian, containing 135 acres more or less, located on the North bank of the Snake River near Heise Hot Springs or Ririe, Idaho. Their interest was acquired through one Sophie Thomson, a widow, of Bonneville County.

They have asked me to ascertain whether or not it was possible for them to apply for water under the Palisade Dam project or other sources for the irrigation of this land. They seem to have the idea that they can surrender the existing water right which apparently they hold under permit through your department, thereby improving the water supply for their land. It may be that some filing or attempted filing was made by their predecessor in interest, Sophie Thomson. I would appreciate it if you would advise me by return mail whether or not this land could qualify for any of the Palisade water and if so, under what terms and conditions must be followed to do so. If there is any time limit applicable also please advise me as to that date. Your early reply will be very much appreciated.

Yours very truly,

Robert M. Kerr, Jr.

RMK:mb

R-570

July 3, 1952

Re: Permit No. R-670

Mr. Branch Bird
Attorney at Law
Gooding, Idaho

Dear Mr. Bird:

In reply to your letter of July 2nd, regarding the Palisades Reservoir:

This is covered by Permit No. R-670- filed July 28, 1939, by Lynn Crandall, Watermaster Water District # 36, for 1,400,000 cubic feet per second from Snake River.

It was assigned December 15, 1950, to the United States of America, Acting through the Bureau of Reclamation, Department of the Interior, Boise, Idaho.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R-670

W. G. BISSELL BRANCH BIRD

BISSELL & BIRD
LAWYERS
GOODING, IDAHO

July 2, 1952

RECEIVED
JUL 3 1952
Department of Reclamation

Department of Reclamation
Boise, Idaho

Gentlemen:

If a filing has been made for storage in the Palisades Reservoir, will you please advise when the filing was made, the amount of water claimed, from what sources and with what priorities.

Thanking you, we are

Sincerely yours,

Branch Bird

BB:ei

(over)

R-670

R-676 - 1,400,000 amps -

Smoke R -

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12-15-50

June 25, 1952

RE: Permit No. R-670

Mr. Lynn Crandell, Watermaster
Water District No. 36
Box 697
Idaho Falls, Idaho

Dear Mr. Crandell:

Permit No. R-670, Palisades Reservoir, is for 1,400,000 acre feet with a priority of July 28, 1939, for irrigation, power, and domestic use.

Amount of power to be generated (theoretical) is 55,000 h.p., under a head of from 100 feet to 240 feet.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K:fg

R-670

Idaho Falls, Idaho
June 23, 1952

Mr. H. S. Forbush
Driggs, Idaho

Dear Mr. Forbush:

I am enclosing a list of decreed water rights, which does not disclose any decreed rights on Bitch Creek. I do not know if any permit or licensed rights exist on that stream altho you could find out by writing Mark Kulp, State Reclamation Engineer, at Boise. In addition to the listed rights the Palisades reservoir has a filing of 1,200,000 acre-feet or thereabouts of about 1939 priority which would come ahead of a new filing on Bitch Creek because we would store water at Palisades and use downstream flow to fill American Falls reservoir.

There is nothing to prevent your client from making a filing with the State and he could divert water whenever surplus water was spilling past Milner below the lowest canals in District No. 36. At other times we would have to shut him off.

I would call your attention to the fact that for five years from 1931 to 1935 the flow of the river was insufficient to fill American Falls reservoir and during any such periods in the future no water at all could be diverted from Bitch Creek under a filing made at this time. Palisades Reservoir will also make an increased demand on river flow in the future.

I think, therefore, that your client would secure a more dependable water supply by sinking a well on his land and pumping from it. He could not, of course, be assured that someone would not question such a right at some future date on the ground that the ground-water eventually reappeared in some surface stream further down the country.

The question of ground-water flow is quite complicated, however, involving the time required to travel underground, direction of flow, etc., and at least he would have a better chance of holding his right to pump from a well than if he pumped directly from the surface stream.

R-67C

If for some reason it was impossible or impractical to secure water from a well I believe your client should consult the Fremont-Madison Irrigation District in St. Anthony and have his lands annexed to that District with enough water rights to cover the amount he wanted to pump from Bitch Creek. That would give him the most assured water right obtainable at this time.

Very truly yours,

Lynn Crandall
Watermaster.

cc: C. Drue Cooper, Driggs
Mark Kulp, Boise
Fremont-Madison Irr. Dist., St. Anthony

Note to Mr. Kulp:

Please send me amount and date of priority of Palisade right. I turned all my papers over to Stinson and neglected to keep a copy of this data.

L.C.

R-670-
1,400,000 c/s
7-28-39

H. S. FORBUSH
Attorney at Law

COPY DRIGGS, IDAHO COPY

June 20, 1952

Mr. Lynn Crandall
Water Master of District 36
Idaho Falls, Idaho

Dear Mr. Crandall:

A client owning and operating dry farm land, covering almost all of Section 17, Twp. 7 N, 45 E.B.M. in Teton County, has come to me with the thought of appropriating some water from North Fork of Teton River, commonly known as Bitch Creek, the same being the boundary line between Teton and Fremont counties.

It appears from the records of the Recorder's office in Teton County, that no person or persons had decreed water rights issued to them from said stream under the 1910 decree. I realize, however, that such decree determined the rights of appropriators of the Snake River and its tributaries, North Fork of Teton, or Bitch Creek, being one of the tributaries of said Snake River.

However, my client contemplates on placing a pump in said stream and lifting the water upon his land and applying said waters by means of a sprinkling system, and by such method, in the first instance, some 200 acres can be reached, but with additional work and larger equipment, some 400 acres more can be brought under the influence of a little water.

In the early season of the year, when the water runoff is tremendous, which is greatly reduced about this time of the year, it appears that there may be no objection to an appropriation of a few hundred inches.

I should like to have your opinion on this matter, before I make arrangements to file with the Department of Reclamation.

To obtain water for such a large area of property would increase productivity tremendously, and would work an appreciable benefit to Teton County as well as, of course, my client. Nevertheless, I recognize that prior rights must be always considered and observed.

Thanking you for an early reply,

I am very truly yours,

(Signed) H. S. Forbush

H. S. Forbush

R-670

R670

December 3, 1951

Mr. A. C. Inmen
Idaho Power Company
1220 Idaho Street
Boise, Idaho

Dear Mr. Inmen:

We are enclosing a copy of Permit No. R-670, filed by Lynn Crandell for the Snake River water users and later assigned to the Bureau of Reclamation.

For your further information will say that an extension of time was allowed for making proof of completion of works for the length of time applicant was delayed on account of war conditions and authorization of the project by the Federal Government.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

R24025

R-670

Len Jordan
~~C. A. ROBINS~~, GOVERNOR

MARK R. KULP, COMMISSIONER

STATE of IDAHO

DEPARTMENT OF RECLAMATION
LYNN CRANDALL, WATERMASTER
IDAHO FALLS, IDAHO

WATER DISTRICT NO. 36

November 27, 1951

R-670

RECEIVED
NOV 28 1951
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Kulp:

Thank you for the copy of assignment of the Palisade filing. I sent the instrument to the Bureau of Reclamation all right but they were supposed to pay $1950 for expenses incurred by the water-users in connection with the filing. They say now that they overlooked making the payment, altho they apparently didn't forget to file the assignment in your office. They have promised to put thru the voucher at once for payment so I imagine the matter will soon be satisfactorily settled.

Very truly yours,

Lynn Crandall

Lynn Crandall
Watermaster.

R-670

November 28, 1951

RE: Permit No. R-670

Mr. Lynn Crandall
Box 697
Idaho Falls, Idaho

Dear Mr. Crandall:

In reply to your letter of November 16, 1951, we enclose a copy of the assignment of Permit No. R-670 (Palisades Reservoir) which has been recorded in this department.

Mr. A. H. Koster of the Homer-Koster Company wrote us on November 13, 1951, in regard to renewing your bond in connection with this permit and in reply we advised him that the permit had been assigned to the U. S. Bureau of Reclamation and that, therefore, no bond was required.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.
cc: Mr. H. R. Stinson

R-6.

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

Box 697, Idaho Falls, Idaho
November 16, 1951

RECEIVED
NOV 19 1951
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Kulp:

The local agent for the bonding company on my Palisades reservoir bond recently wrote you asking for a bond form for renewal of the bond. He says that he was advised by you that the filing had been assigned by me to the Bureau of Reclamation.

We had an understanding with Mr. Stinson of the Reclamation Bureau some time ago that they were to pay costs incurred in connection with this filing by the water-users. I signed some papers early this year that Mr. Stinson sent me contingent upon their paying these expenses which they have never done.

I wish you would advise me what instrument is recorded in your office by which I assigned the filing to the Government. I still have the original permit here in my office so I haven't assigned that over to the Government as yet.

Very truly yours,

Lynn Crandall

Lynn Crandall
District Engineer.

cc: U.S.Bureau of Reclamation
Boise, Idaho

R-670

November 15, 1951

RE: Permit No. R-670

Homer-Koster Company
244 Broadway
Idaho Falls, Idaho

Re: National Surety Corporation Bond No. 304711
Lynn Crandall

Gentlemen:

In reply to your letter of November 13, 1951, Permit No. R-670 has been assigned by Mr. Crandall to the United States Bureau of Reclamation and the bond is no longer required.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

R-670

JOHN M. HOMER

A. H. KOSTER

HOMER-KOSTER CO.

INSURANCE REALTORS LOANS

244 BROADWAY :-: IDAHO FALLS, IDAHO

November 13, 1951

RECEIVED
NOV 15 1951
Department of Reclamation

State Reclamation Engineer
State House
Boise, Idaho

Re: National Surety Corporation Bond No. 304711
Lynn Crandall

Gentlemen:

The above bond in the amount of $1000.00 covers Mr. Crandall on Water Permit No. R1670. The bonding company asks that a new bond be issued on its anniversary date, November 29, 1951.

Will you please send us 3 copies of the bond form so we may have a new bond executed?

Yours truly,

HOMER-KOSTER COMPANY

By A. H. Koster

AHK:ca

January 2, 1951

Re: Permit No. R-670

Bureau of Reclamation
Box 937
Boise, Idaho

ATT: Mr. F. M. Clinton
Assistant Regional Director

Dear Mr. Clinton:

We have recorded the Assignment of Permit No. R-670 to the United States of America, acting through the Bureau of Reclamation, Department of the Interior, by Lynn Crandall, Watermaster of District No. 36, State of Idaho, acting on behalf of the Snake River Water Users.

The extension of time for completion of works granted by James Spofford, State Reclamation Engineer, on May 21, 1943, is still in effect as the disability referred to in the Order Granting Extension seems to be only partially removed by reason of Section 4 (a) of Public Law 864 - 81st Congress.

Your attention is directed to item 11 (b) of the Permit which shows amount of power generated as 55,000 horsepower, which is considerably less than the 112,000 kilowatts now contemplated. When final decision is made, an amendment will be in order.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

MRK:bh

R-670

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
REGIONAL OFFICE, REGION 1
BOX 937, BOISE, IDAHO

IN REPLY REFER TO:
150

RECEIVED
DEC 29 1950
Department of Reclamation

DEC 28 1950

Mr. Mark R. Kulp
State Reclamation Engineer
Department of Reclamation
State of Idaho
Boise, Idaho

My dear Mr. Kulp:

On July 28, 1939, Lynn Crandall, Watermaster of District No. 36, State of Idaho, acting on behalf of the Snake River Water Users, filed Application No. R-26214 in the Department of Reclamation of the State of Idaho for a permit to construct a reservoir and appropriate and store public waters. The application was corrected, filed again on October 4, 1939, and was subsequently approved as Storage Permit R-670 on November 20, 1939. As you know, this application was made in contemplation of the construction by the Bureau of Reclamation of the Palisades Project, which project was authorized on December 9, 1941, and recently reauthorized by the Act of September 30, 1950, Public Law 864, 81st Congress, 2d Session. The motivating force behind the application of Mr. Crandall on behalf of the Snake River Water Users was the reservation for the benefit of the Palisades Project of a priority right as of November 20, 1939.

In view of the recent reauthorization of the Palisades Project, Mr. Crandall executed an assignment of Storage Permit R-670 to the United States of America on December 15, 1950. I am enclosing the assignment and you are requested to authorize this and enter it in your records. If there is any proof that you may require in connection with this assignment, we will be glad to furnish you whatever information you may need.

On May 21, 1943, Mr. James Spofford, who was then State Reclamation Engineer, granted an indefinite extension of time for the completion of one-fifth of the works and also for the full completion of the works required under the terms and provisions of Permit No. R-670. This extension was granted after receipt of an opinion of the Attorney General of the State of Idaho, dated April 29, 1943, which concluded that the extension was authorized under the

R-670

terms of Section 41-204 I.C.A. (which section is now codified as Section 42-204 I.C.) and the granting of such was within the exercise of the discretion of the State Reclamation Engineer. The extension granted at that time has not been terminated as of the present date, and in view of the conditions existing at the present time, I hope you will be able to allow such extension to continue. It is our intention to make application in the near future for an extension of the time for completion of the works under the provisions of Section 42-204 I. C. and to offer whatever proof you may deem necessary to support a showing that such additional time is required in this case.

Sincerely yours,

F. M. Clinton

Assistant Regional Director

Enclosure

R-670

Assignment of Storage Permit R-670 of the State of Idaho to the United States of America

THIS ASSIGNMENT, made this 15th day of December, 1950, of Storage Permit R-670 of the State of Idaho to THE UNITED STATES OF AMERICA, hereinafter referred to as the United States by LYNN CRANDALL, Watermaster of District No. 36, State of Idaho, acting on behalf of the Snake River Water Users;

WITNESSETH, That:

Explanatory Recitals

2. WHEREAS, on July 28, 1939, LYNN CRANDALL, Watermaster of District No. 36, State of Idaho, acting on behalf of the Snake River Water Users, an informal organization of individuals and organizations, filed in the Department of Reclamation of the State of Idaho Application No. R-26214 for a permit from the State of Idaho to construct a reservoir and appropriate and store the public waters of the State of Idaho, which application was corrected and filed again on October 4, 1939 and subsequently approved by James Spofford, Commissioner of Reclamation and executed by C. A. Bottolfsen, Governor and Geo. H. Curtis, Secretary of State of the State of Idaho, as storage permit R-670 on November 20, 1939 and,

3. WHEREAS, said application was made in contemplation of the construction by the United States, acting through the Bureau of Reclamation, Department of the Interior, of the Palisades Project of said Bureau

R-670

which project was authorized on December 9, 1941 and reauthorized by the Act of September 30, 1950, Public Law No. 864, 81st Congress, second session, and for the purpose of reserving for the benefit of said project the priority right as of November 20, 1939 to construct a reservoir and appropriate and store the public waters of the State of Idaho, and

4. WHEREAS, the State Reclamation Engineer on May 21, 1943 granted an indefinite extension of time for the completion of one-fifth of the works and also for the full completion of the works required under the terms and provisions of said Permit No. R-670 under the authority of section 42-204 of the Idaho Code, as amended, and pursuant to the opinion of the Attorney General of the State of Idaho dated April 29, 1943 relative to such extension, and

5. WHEREAS, said extension has not been terminated as of the present date,

NOW, THEREFORE, for value received I hereby assign all right, title and interest in and to permit to appropriate the public waters of the State of Idaho No. R-670 to THE UNITED STATES OF AMERICA, acting through the Bureau of Reclamation, Department of the Interior, Boise, Idaho.

/ Lynn Crandall

LYNN CRANDALL, as Watermaster of District No. 36, State of Idaho, acting on behalf of the Snake River Water Users.

R-670

STATE OF IDAHO)
) ss.
County of Bonneville)

On this 26th day of December, in the year of 1950, before me, J. E. Johnson, a notary public, personally appeared Lynn Crandall known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same in his official capacity as Watermaster of District No. 36, State of Idaho, acting on behalf of the Snake River Water Users.

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

J. E. Johnson
Notary Public for Idaho
residing at Idaho Falls, Idaho

(SEAL)

My commission expires 8-11-54

Filed and filed for record in the Department of Reclamation at Boise, Idaho, at
3:00 P.M. Dec. 29 1950
Mark R. Kulp
State Reclamation Engineer
a.

R-670

R670

December 30, 1948

Mr. J. L. Lorey
379 4th Street
Idaho Falls, Idaho

Dear Mr. Lorey:

We have referred your letter applying for 300 acre feet of water in the Palisades Reservoir to R. J. Newell, Director, Region 1, U. S. Bureau of Reclamation, Boise, Idaho.

The Bureau is building the Reservoir and makes all allottments of storage.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K/gt

CC: Mr. R. J. Newell
Mr. John Lee

R-670

Idaho Falls, Idaho
Dec. 29/48

Department of Reclamation
Boise, Idaho

RECEIVED
DEC
Department of Reclamation

Gentlemen:

I wish to make application for 300 acre feet of water in the Palisade Reservoir on the South fork of Snake River.

Water to be used for irrigating the following land situated in Bannock county.

N. W 1/4 of S.E. 1/4 and N.E. 1/4 of S.E. 1/4 Sec 29 T4 S. of R 33 E.B.M. and N. W. 1/4 and Lot 4 of Sec 28. S. of R 33 E.B.M.

There is (1948) 90 acres at present and (1949) 25 more acres to be planted this spring. total this year of 115 acres. More to be added next year. 1951

Have a 10 in well and it has been in use for 6 years. Well is located at the N. W. corner of the N.E. 1/4 of ~~Sec~~. S.E. 1/4 of Sec. 29 S of R. 33. E.B.M.

Very truly yours.
J. L. Lacey

379 - 4th St.
Idaho Falls, Ida.

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R 670

December 23, 1948

Honorable Robert E. Smylie
Attorney General
Building

Dear Mr. Smylie:

Mr. Stinson of the U. S. Bureau of Reclamation has submitted a proposed addition to the provisions of Section 41-204, Idaho Code Annotated, of which he informs me you have a copy.

Under an opinion of Attorney General Bert H. Miller of April [illegible], 1943, (BHM:WAB:as) an extension of time was granted under existing provisions of Section 41-204.

From the State's standpoint I do not see any necessity for the addition, nor, on the other hand, any objection to its inclusion.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K/gt

R-670

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION
Region 1
P. O. Box 937 - Boise, Idaho

December 7, 1948

Mr. John E. Kelley, Chairman
Snake River Committee of Nine
Shelley, Idaho

Dear Mr. Kelley:

At the meeting of the Committee of Nine, myself, and others of my staff in Idaho Falls on December 23, 1947, tentative agreement was reached on some major aspects of the American Falls-Palisades reservoirs water problems. Since that meeting, modifications and additions to those proposals have been suggested by various interested parties. In the circumstances, it seems desirable that there be now a restatement in one document of all the essential conditions and provisions that must be agreed to in principle by the interested water users and the United States, and of the actions that must be taken in order to clear Palisades Dam for major construction activities. Such a document may serve also to bring to a head some as yet unsettled aspects of these water problems.

The conditions and provisions in question fall into two major categories:

I. There are, first, those with respect to the saving of winter water, the definition and redefinition of the various storage rights, existing and to be acquired, and some aspects of the operation of Palisades and related reservoirs.

II. The second category covers the matters as to disposition of the reserved American Falls space and the terms concerning the purchase of American Falls and Palisades space.

I

In the first category the essential provisions, in principle, are these:

1. Winter water savings resulting from the elimination of winter diversions in the upper valley (above American Falls Dam) to the amount of 135,000 acre-feet as an

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annual average shall be assured contractually, the savings to be effected through the stopping of winter diversions for a total of five months out of the period from November 1 through April 30 of each winter season. The savings will be credited annually to Palisades Reservoir with priority over the American Falls Reservoir right, and will be allotted to the Palisades space of contracting upper valley canal operators in the proportion that the acreage irrigated under each operator's canal bears to the total acreage irrigated under canals governed by winter savings contracts. The amount to be credited in any year to each contractor will be limited to the amount required, with holdover, to fill the Palisades space of that contractor.

2. The North Side Canal Company shall be recognized as having the right to divert at Milner Dam for domestic and livestock uses not to exceed 126,000 acre-feet during the winter months of November to March, inclusive, of each year. This limitation will operate substantially as follows:

If, taking account of all storable water whether stored or not, Palisades and American Falls reservoirs fail to fill during any storing season (November through March), any water diverted by the North Side Canal Company during that storing season in excess of 126,000 acre-feet (but not to exceed the amount of deficiency in fill) will be charged as of the end of the storing season against the Company's allotment of American Falls storage.

Beginning with the irrigation season immediately following the first storing season during which the North Side Canal Company eliminates all winter diversions, the Company shall have the right to store each year in Palisades space, or in American Falls space to the extent that such will not be detrimental to other American Falls storage rights, an amount of water equivalent to that which it could have diverted as winter water without charging against storage under the preceding formula, this storage right to have the same priority as rights of the upper valley users as defined in 1 above.

A similar storage right in the amount of 150,000 acre-feet shall be available to the South Side Twin Falls Canal Company beginning with the first irrigation season immediately following the storing season in which that Company eliminates completely its winter diversions from Snake River.

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3. There shall be either:

(a) A permanent exchange of rights in Jackson Lake space assigned to the Minidoka Project for rights in the same amount of space in American Falls Reservoir held or to be held by upper valley users, with provisions to this effect:

> In any year in which the allotment of seasonal storage in the American Falls Reservoir space assigned to the Minidoka Project as the result of such a transfer (325,810 acre-feet of space), plus any carryover in that space, is not sufficient to fill that space completely and it is found that the per cent of fill from seasonal storage of Jackson Lake bottom space exchanged for American Falls space by upper valley canals is greater than at American Falls, the difference between the two will be credited to the Minidoka Project's 325,810 acre-feet of American Falls space and charged to the Jackson Lake bottom space exchanged for American Falls space by upper valley canals, but not in an amount exceeding that required to fill that American Falls space;

or

(b) A redefinition of rights in the top space in Jackson Lake so as to accord to that space the right to hold over from one irrigation season to the next any Jackson Lake water credited to top space and not used, the total storage credited to top space, however, never to exceed the top space available.

Under (a), the amount of the outstanding construction cost obligation as of the date the exchange is effected and thereafter and the parties responsible therefor shall be determined as though no exchange had been made, but the exchange will be conditioned on a redefining of Jackson Lake space so as to provide like holdover privileges to all parties having rights therein. And in any redefinition of Jackson Lake rights there will be recognized the right of the United States, after consultation with the water users, to lower Jackson Lake each fall (but not beyond the point which can be refilled the following spring) in order to avoid damage to the dam during winter weather.

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4. To the extent of space in Palisades Reservoir contracted for by lower valley users, there shall be, so far as possible, provisions for (a) a permanent transfer of that space and priority to American Falls Reservoir, and, correspondingly, the transfer from American Falls to Palisades of a like amount of American Falls space, with its priority, in which contract rights are held by upper valley users; and (b) such other transfers of water between the two reservoirs as can be made without detriment to any American Falls storage rights.

5. All who contract for either American Falls or Palisades space shall agree that, to permit greater conservation of water, storage water accruing to American Falls, Palisades, or Jackson Lake reservoirs may be held temporarily in unoccupied space in and may be exchanged among any of these reservoirs, but such exchange or temporary retention of water in other reservoirs shall not deprive any contractor of any water accruing to its storage rights. This privilege shall extend to the transfer of Jackson Lake water to American Falls during the storing season for the purpose of maintaining a minimum firm power production at Palisades, to the extent that this can be done without loss to contractors having rights in Jackson Lake.

6. Because Palisades Dam, a multiple-purpose project, has as one important function the control of floods, it is necessary that its operation for that purpose be in accord with rules and regulations to be laid down by the Secretary of the Army in accordance with the provisions of section 7 of the act of December 22, 1944 (58 Stat. 890). Agreement has been reached between the Department of the Interior and the Department of the Army as to the basic operating plan so far as flood control operations are concerned. All contracts for Palisades space will necessarily be made subject to that plan and the implementing regulations issued under section 7 of the 1944 Flood Control Act. There is enclosed a statement of that operating plan—a plan that was worked out most carefully by the Bureau of Reclamation and the Corps of Engineers with the object of obtaining the maximum amount of flood control benefits and nonreimbursable cost allocations, while permitting the making of the use of all of the space in Palisades for irrigation. Appropriate provisions for the equitable proration of shortages, if any, resulting from the failure of Palisades Reservoir to fill as the result of operations under that plan will be included in contracts for Palisades space.

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The priority for special storage rights in Palisades Reservoir, in connection with the winter water savings program, raises a water-right problem that needs consideration. This and some other water-right problems are proposed to be made the subject of special discussion with all interested water users at a later date.

II

In the second category the essential provisions, in principle, are these:

1. Of the 433,593 acre-feet of American Falls reserved space, 315,000 acre-feet will be made available under contract to water users who have heretofore leased this space; 71,000 acre-feet will be made available for the Michaud Flats area; and 47,593 acre-feet for the North Side Pumping Division of the Minidoka Project.

2. As to price and terms of repayment:—

American Falls space will be made available at its cost less that portion of the rentals heretofore realized from the entire reserved space which the Secretary of the Interior finds to be properly accounted for as return of investment. This portion of the rentals will be distributed ratably, as nearly as practicable and equitable, between the total of the space to be sold to prior lessees (315,000 acre-feet) and the total of the space to be allocated to the North Side Pumping Division (47,593 acre-feet). In determining American Falls costs, account will be taken of, among other things, costs heretofore allocated to power if it is finally determined by the Secretary that power is not to be developed at American Falls Dam.

The price tentatively set for Palisades space is $7.75 per acre-foot. This amount is considerably less than the estimated costs properly allocable to irrigation. The actual costs allocable to irrigation are dependent, of course, on what actual construction costs are and on action by the Congress recognizing allocations of costs on a nonreimbursable basis to purposes not heretofore recognized by the Congress with respect to this project (recreation and fish and wildlife benefits) and on the proposed increase in allocations by reason of increased flood control benefits. The difference between irrigation costs and the amount to be repaid, it is proposed, will be met from power revenues, on the assumption that the United States can build the project for substantially the present estimate of cost.

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Construction costs to be assumed by water users will be repayable without interest over a period of not to exceed 40 years, these terms and other repayment provisions being those provided principally by the Reclamation Project Act of 1939 (53 Stat. 1187).

3. No solution has yet been reached as to the difficult problem arising out of the interference with winter power production at Minidoka Dam that will result when, and if, winter diversions for the North and South Side Twin Falls tracts are eliminated and that water is stored at American Falls or Palisades, but we are proposing to proceed now without reaching a solution. The solution ultimately to be reached, however, will require recognition by those having rights to American Falls or Palisades space that some part of the costs associated with winter water savings and the operation of an equitable settlement of the related power problem at Minidoka Dam may properly be chargeable to the water users benefiting from winter water savings.

4. Repayment contracts for American Falls and Palisades will be entered into directly with various districts and, with possible exceptions, canal companies. It will not be necessary ordinarily to organize reservoir districts covering several different canal companies as was the case with American Falls Reservoir. It will not be the policy of the United States, however, to enter into contracts with individual landowners desiring to contract for space in either reservoir.

5. The Federal Reclamation Laws provide that as a condition to receiving water from a Federal reclamation project the owners of excess land (160 irrigable acres for a single person and 320 acres for a man and wife are the maximum permitted holdings) shall agree to sell their excess lands for their appraised value, and that water shall not be delivered to land held in excess ownership so long as the construction obligation owed to the United States and apportionable to that land remains unpaid. It is the policy of the United States, also, with respect to nonexcess new land, to reduce speculation in land by controlling its resale price to a limited extent through so-called incremental value contracts. These provisions will be applicable to lands to be served by American Falls and Palisades space. They will, of course, have special significance with respect to the Michaud Flats area and the North Side Pumping Division.

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The repayment contracts will recognize the right of companies and districts to resell space under contract in either reservoir or to rent such space from time to time, but only with the approval of the United States and only on provisions such as will preclude the companies or districts from realizing a profit either from the resale or rental of water.

Proceeding with the main contracts for construction of Palisades Dam is, as the Bureau now sees it, contingent on having the various conditions and provisions assured by contracts with all the necessary water users. The execution of such contracts is, however, contingent on the enactment of legislation by the Congress to cover the disposal of American Falls reserved space and the recognition of additional purposes to be served by Palisades Dam as the basis of additional nonreimbursable allocations. It is the Bureau's plan also to cover by such legislation the authorization of the North Side Pumping Division and possibly the Michaud development. However, depending on procuring the requisite advance assurances, it is now planned to proceed with some preliminary construction contracts early in February 1949.

Both in order to make the preliminary start on construction and as a basis for drafting and presenting to the Congress the necessary legislation, the Bureau wishes to obtain immediately, by means of resolutions from the governing boards of the various companies and districts, acceptance by the appropriate companies and districts in principle of the conditions and provisions stated above.

Acceptance of point 1, category I, should be indicated by substantially all the companies and districts operating canals in the upper valley. There must be assured as a minimum, through curtailment of winter diversions, an average annual savings of 135,000 acre-feet of water.

Acceptance of point 2, category I, should be indicated by the North Side Canal Company.

In connection with point 3, category I, it is our hope that all parties now having storage rights in Jackson Lake will indicate acceptance, but for our immediate purpose it will be enough to have acceptance by the top right and upper valley contractors, it being understood that the privilege of contracting for Palisades space or for additional American Falls space will be conditioned on acceptance of this point.

Acceptance of point 4, category I, should be indicated by all upper valley users having or expecting to contract for rights in American Falls Reservoir, and lower valley users expecting to contract for Palisades space.

Acceptance in principle should be indicated as to points 5 and 6, category I, and all points of category II, by all companies or districts expecting to contract for American Falls or Palisades space. In addition, there should be, with respect to American Falls space, an indication of concurrence in the apportionment of the 315,000 acre-feet of American Falls space as

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shown in Mr. Crandall's letter to me dated March 23, 1948. Redistribution of that amount will presumably be the subject of a further recommendation by your committee if any of the prospective contractors fail to indicate the intention to proceed on the basis of the conditions and provisions herein stated. Also, we wish to have a current statement by each company and district of the amount of Palisades space it intends to contract for on the basis above set out.

Sincerely yours,

R S Marshall

Regional Director

Enclosure

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Operating Plan Referred to in Point [redacted] of Category I of Mr. Newell's Letter of December 7, 1948, to Mr. John E. Kelley.

D R A F T

Palisades Project
Operating Plan for Palisades Reservoir

The Bureau of Reclamation plans to construct and operate Palisades Reservoir for the optimum multiple-purpose use of the entire storage of 1,400,000 acre-feet. To attain this objective, the storage below elevation 5,497 feet mean sea level, approximating 200,000 acre-feet, will be reserved for dead storage and allocated exclusively to the production of hydroelectric power and the maintenance of a permanent pool for the preservation and propagation of fish and wildlife. The remainder of the storage capacity in the amount of 1,200,000 acre-feet will be operated in the joint interests of irrigation and flood control governed by the best available run-off forecasts.

The Bureau of Reclamation will forecast from time to time during the period from February 1 to July 31 of each year, on the basis of precipitation, temperature, snow survey and run-off data, the volume of run-off that may be expected in the drainage area tributary to the Snake River above Heise, Idaho. To the extent that such services can be arranged for by cooperative agreements, the Bureau of Reclamation will make the forecasts hereunder after consultation with the Reclamation Engineer of the State of Idaho or his authorized representative, and the Chief of Engineers or his authorized representative. To facilitate the forecasting of run-off the Bureau of Reclamation will expand the existing hydrologic network and will establish and operate continuously a system for the efficient assembling and analyzing of the basic data. Until such time as a better method of forecasting be devised, the forecasts will be based upon

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estimates of area-elevation weighted snow water content as determined from periodic snow surveys on or about February 1, March 1, April 1, and May 1, and upon precipitation for September of the preceding year. A sample curve of the correlation between weighted snow water content on April 1 of a given year plus precipitation of the preceding September and the resultant run-off from April 1 to July 31, inclusive, of the year in question, is shown on Plate II.

To the end of accomplishing the optimum multiple-use of the reservoir, the Bureau of Reclamation, beginning with the first year the reservoir is put into operation, will operate the reservoir on the basis of the forecasted run-off as nearly as practicable in accordance with the following plan:

1. For the purpose of rules and regulations to be prescribed by the Secretary of the Army under section 7 of the Flood Control Act of 1944 (58 Stat. 887, 890) the storage space allocated to flood control is defined as follows:

> It is the reservoir space which, using the governing forecast of flood run-off for the year, according to the curves shown on Plate I is required to the end of controlling the forecasted flood volume from the time in that year that reservoir inflow first exceeds 20,000 second-feet through the succeeding July 31 by releases from the reservoir during that period such that the flow at the Heise gage will not exceed 20,000 second-feet, in so far as this control can be accomplished with a reservoir capacity not exceeding 1,200,000

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acre-feet. The governing forecast of flood volume for each year is the forecast made as of the day when reservoir inflow in that year first exceeds 20,000 second-feet.

The parameters shown on Plate I, empirically derived from floods of record, are enveloping curves of the storage requirements for various volumes of total forecast run-off from any given date to July 31. The reservoir capacity required to control the flood to a discharge of 20,000 second-feet (or less) below the dam is indicated by the ordinate of the parameter corresponding to the forecasted run-off on the date when the inflow to the reservoir exceeds 20,000 second-feet.

2. During the period of each year from the date of the first forecast about February 1 to the date of making the governing forecast for that year (approximately the middle of May) herein designated as the evacuation period, the reservoir will be operated in such a manner that the required reservoir level as determined by the parameters on Plate I at the time inflow to the reservoir exceeds 20,000 second-feet can be attained with minimum practicable rates and fluctuations of discharge. The rate of discharge during the evacuation period would be determined as follows: The reservoir level required on or about May 15 (the date on which inflows normally may be expected to exceed 20,000 second-feet) would be estimated by use of the parameters on Plate I and a May 15 forecast would be derived by deducting probable minimum inflows for the intervening period

from the date of periodic forecasts beginning on February 1. The reservoir levels thus estimated would comprise tentative allocations of flood control space at which to aim the evacuation procedure. The rate of discharge then would be selected as that required to release the probable maximum inflow for the period between date of forecast and May 15 plus the evacuation necessary to attain the required reservoir level indicated by the latest tentative allocation.

3. From the date of the governing forecast each year through July 31 of that year herein designated the filling period, the reservoir shall be operated in such a manner that the reservoir content shown on the chart (Plate I) will be maintained but not be exceeded except when storage above those levels is required to limit the flows to 20,000 second-feet at Heise. When the forecasted run-off indicates a required storage capacity in excess of the total active storage capacity of the reservoir, releases in excess of 20,000 second-feet will be made as required but at rates not to exceed 30,000 second-feet, except as indicated in paragraph 4 below.

4. Whenever the pool shall have risen above elevation 5,620, the full reservoir level, due to an extraordinary excess of inflow over the maximum releases permitted under paragraph 1 or is expected to rise above that level within the next 48 hours, releases may be increased temporarily above those previously specified, so as to minimize the peak rate of release and to draw the reservoir down to the full reservoir level as rapidly

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as possible. However, the maximum rate of such extraordinary release shall not exceed the estimated maximum mean daily rate of inflow to the reservoir during the period when the reservoir level is above elevation 5,620.

5. All reservoir releases made as herein provided are subject to the condition that no releases shall be made at rates or in a manner that would be inconsistent with whatever operating rules and regulations are laid down by the Chief Engineer of the Bureau of Reclamation for the purpose of protecting the dam and reservoir from damage.

If operating experience indicates the desirability therefor, the Secretary of the Interior may, after consultation with the Secretary of the Army, modify from time to time the operating plan herein described with respect to the amount of space allocated to flood control each year on the basis of advance forecasts as to run-off, but no modification which would result in a substantial change in the control of floods herein stated to be the objective of the original operating plan shall be made without the concurrence of the Secretary of the Army. Revisions of the rules and regulations prescribed under the Flood Control Act of 1944 will be made by the Secretary of the Army if, in his judgment, these are requisite because of such modifications in flood control space allocations. Modifications in the operating plan not requiring the concurrence of the Secretary of the Army shall not be the occasion for a revision of the conclusions originally reached as to the flood control benefits to be realized from the original operating plan or of the formula adopted for the allocation of construction costs to flood control purposes.

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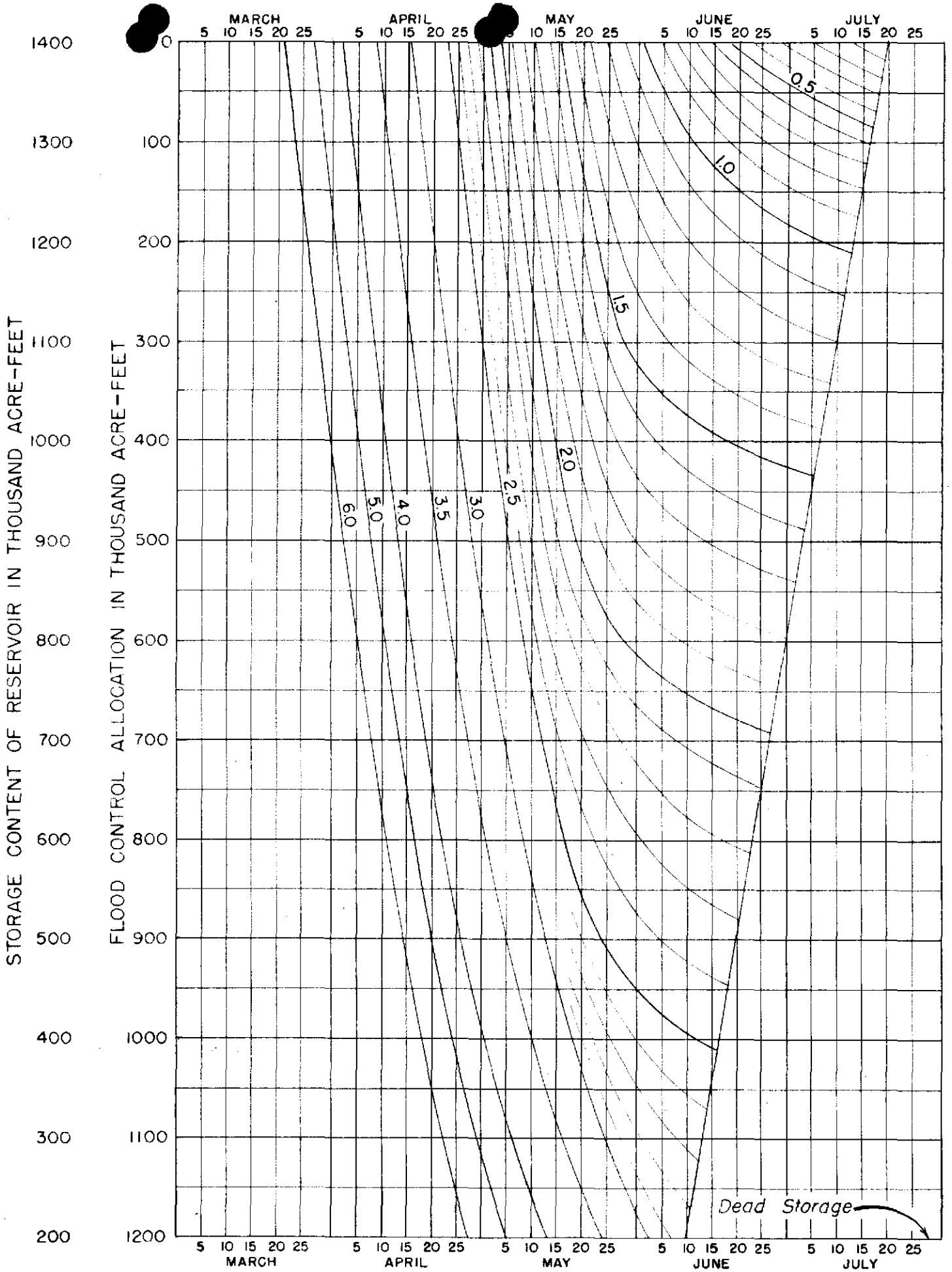
Proposed addition to the provisions of 41-204, Laws of Idaho

In connection with irrigation works being constructed or to be constructed under the Federal Reclamation Laws, these being the Act of June 17, 1902 (38 Stat. 388), as it has been heretofore and may hereafter be amended or supplemented, the State Reclamation Engineer may extend the time for completion of the works for such additional period or periods of time as he may deem necessary upon application supported by a showing that such additional time is required by reason of the status of plans, authorization, construction fund appropriations, state of construction, or any arrangements which the Secretary of the Interior or his authorized representative have found to be requisite to completion of the construction of such works. The extension of time for completion of works under this provision shall automatically extend the time for completion of the one-fifth required to be done in half the time, and for making proof of application of water to beneficial use.

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Proposed addition to the provisions of 41-204, Laws of Idaho

In connection with irrigation works being constructed or to be constructed under the Federal Reclamation Laws, these being the Act of June 17, 1902 (38 Stat. 388), as it has been heretofore and may hereafter be amended or supplemented, the State Reclamation Engineer may extend the time for completion of the works for such additional period or periods of time as he may deem necessary upon application supported by a showing that such additional time is required by reason of the status of plans, authorization, construction fund appropriations, state of construction, or any arrangements which the Secretary of the Interior or his authorized representative have found to be requisite to completion of the construction of such works. The extension of time for completion of works under this provision shall automatically extend the time for completion of the one-fifth required to be done in half the time, and for making proof of application of water to beneficial use.



NOTES:

1. *Parameters are anticipated flood run-off of Snake River at Heise in millions of acre-feet for the remainder of the season from any given date to July 31. The anticipated run-off is the forecasted flow at Heise less the storage capacity available in Jackson Lake. A minimum of two hundred thousand acre-feet of storage space in Jackson Lake will be held vacant until May 1 of every year unless the forecast indicates that storage should begin earlier to insure filling that space.*

2. *Storage reservation based upon a release which would give a maximum regulated flow at Heise of twenty thousand second-feet.*

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

PALISADES RESERVOIR PROJECT
IDAHO

ALLOCATION OF FLOOD CONTROL SPACE

BOISE, IDAHO OCTOBER 31, 1947

R-670

PLATE II

WEIGHTED WATER CONTENT AT SNOW COURSES IN WATERSHED ABOVE HEISE PLUS SEPTEMBER PRECIPITATION IN INCHES

0 4 8 12 16 20 24 28 32 36

NATURAL RUN-OFF AT HEISE — APRIL 1 THROUGH JULY 31 — 1,000,000 ACRE-FEET

0 1 2 3 4 5

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF RECLAMATION

PALISADES RESERVOIR PROJECT
IDAHO

FORECASTING CURVE
APRIL 1 — JULY 31 RUN-OFF
SNAKE RIVER AT HEISE

BOISE, IDAHO OCTOBER 31, 1947

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DIRECTORS
H. L. LOWE, President
F. L. WESTFALL, Vice President
CHAS. W. BOWMAN LEO D. MURDOCK
W. M. DAVIE J. W. VANDERFORD
MILO LOOMIS T. S. VANDERFORD
ELMER E. MECHAM

ADDRESS ALL COMMUNICATIONS TO THE COMPANY

IVAL V. GOSLIN, General Manager
I. J. WENGER, Secretary
G. W. FUGATE, Treasurer

ABERDEEN-SPRINGFIELD CANAL COMPANY

ABERDEEN, IDAHO

May 11, 1947

Mr. Mark R. Kulp
State Reclamation Engineer
State Capitol Bldg.
Boise, Idaho

Dear Mark:

In the near future one or more of the following men: Mr William Hess, Mr Vard Meadows, Mr E. E. Jacobs from American Falls are planning to consult with you regarding the possibilities of developing with Palisades Reservoir water 22,500 acres of new land in Power County that were omitted from the Clinton Report.

From a preliminary study of their proposed project it appears that it is as worthy, if not more worthy of official investigation and consideration, as many other projects which are being promoted by various interests.

We are all interested in seeing the ultimate development of Snake River yield the mist possible beneficial results to the majority of waterusers. It is for this reason that I am bringing this matter to your attention for these men.

We will see you at Idaho Falls this week.

Sincerely yours

Ival V. Goslin

Ival V. Goslin

IVG:ei

RECEIVED
MAY
Department of Reclamation

R-670

APPLICATIONS FOR PALISADES RESERVOIR SPACE ON ASSUMPTION THAT AMERICAN FALLS LEASE SPACE IS ALL SOLD TO PRESENT LEASE HOLDERS
(Figures in Acre-feet)

RECEIVED
APR 24 1947
Department of Reclamation

1. FOR SUPPLEMENTAL SUPPLY

Name	If space is $6 per ac.ft.	$8 per ac.ft.	Location
John Austin	300	300	Bonneville Co.
J. D. Jorgenson	400	400	" "
J. Klussman	200	150	Bear Island, Jefferson Co.
Harry Kruse	185	160	near Roberts, " "
Emil C. Johnson	465	465	Bonneville Co.
Herman Swanson	270	200	" "
Dilts Irrigation Co.	1,000	1,000	Jefferson Co.
Parks & Lewisville Canal	13,500	10,000	" "
Mattson & Craig Canal	1,500	1,100	near Ririe, Jefferson Co.
Rex Lee	250	200	near Roberts, " "
Butte & Market Lake Canal	80,000	60,000	Jefferson Co.
Peoples Canal	40,000	40,000	Bingham Co.
Burgess Canal	19,000	0	Jefferson Co.
Danskin Ditch Co.	10,000	10,000	Bingham Co.
Elvin H. Field, Rt.4, Rigby	2,600	2,600	Jefferson Co.
Clark & Edwards Canal	1,000	1,000	" "
New Sweden Irrig. Dist.	40,000	40,000	Bonneville & Bingham Cos.
Farmers Friend Irr. Co.	15,000	12,000	Bonneville Co.
Milner Low Lift Dist.	15,000	15,000	near Milner
Sunnydell Irr. Dist.	6,000	6,000	Madison Co.
T. R. David	150	150	near Roberts, Jefferson Co.
Lowder Slough Canal	2,600	2,080	Jefferson Co.
Enterprise Canal Co.	10,000	10,000	Jefferson & Bonneville Cos.
Cheney Ditch	300	300	near Ririe, Jefferson Co.
Blackfoot Irr. Co.	6,666	5,000	Bingham Co.
Woodville Canal Co.	1,000	1,000	" "
Swan Valley Users	22,000	22,000	Bonneville Co.
C. W. Blakely, Rt. 2, Rigby	500	500	Arnsberger Canal, Jefferson Co.
Warm Creek Irrig. Co.	33,000	33,000	Neeley area, Power Co.
Axel Blomberg	500	500	Bonneville Co.
N. J. Brinkman	1,000	1,000	" "
F. J. Roth	1,000	1,000	Madison Co.
New Lava Side Ditch Co.	5,000	4,500	Bingham Co.
Utah-Idaho Sugar Co.	25,000	20,000	Bonneville Co.
Wayne Cheney	150	150	Madison Co.
Lenroot Canal Co.	10,000	10,000	" "
Labelle Irr. Co.	1,000	1,000	Jefferson Co.
N. Rigby Canal Co.	1,500	1,200	" "
Aberdeen-Springfield CanalCo.	200,000	125,000	Bingham & Power Cos.
J. W. Baxter	600	600	Bonneville Co.
Idaho Irr. District	50,000	40,000	Bonneville & Bingham Cos.
Corbett Slough	6,000	5,500	Bingham Co.
Earl L. Mangan	420	420	Jefferson Co.
Snarr & Hansen	2,700	2,500	Bonneville Co.

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Name	If space is $6 per ac.ft.	If space is $8 per ac.ft.	Location
Reid Canal Co.	4,000	4,000	Madison Co.
Rigby Canal Co.	10,000	8,000	Jefferson Co.
Rudy Irr. Co.	20,000	20,000	" "
Carl White	240	240	" "
Burley Irr. Dist.	25,000	25,000	Cassia Co.
Portneuf Marsh Valley Canal Co. /a	20,000	0	Bannock Co.
Martin Canal Co.	4,000	4,000	Bonneville Co.
Island Irr. Co.	6,900	6,900	Jefferson Co.
C. H. Fisher	240	240	White Ditch, Jefferson Co.
G. M. Bramwell	50	50	" " " "
Chester Geisler	100	100	" " " "
C. E. Quinton	1,700	1,700	Bonneville Co.
Snake R. Valley Irr. Dist.	21,000	21,000	Bingham Co.
Progressive Irrig. Dist.	15,000	15,000	Bonneville Co.
Harrison Canal Co.	20,000	20,000	Jefferson & Bonneville Cos.
Liberty Park Irrig. Co.	2,000	2,000	Madison Co.
Newell Burke	300	300	Great Western Canal, Bonneville Co.
Len Morgan, Rt. 2, Rigby	200	200	Jefferson Co.
R. D. Mackay	1,500	1,500	Burgess Canal, Jefferson County
North Side Canal Co. /b	100,000	100,000	Jerome & Gooding Cos.
Angus Bird,	900	800	Rudy Canal, Jefferson Co.
Salmon R. Canal Co. /c	210,000	210,000	Twin Falls Co.
Total for supplemental supply	1,085,886	924,005	

/a Will require exchange with Indian Service for Blackfoot R. water.
/b Subject to approval by stockholders.
/c Will require new canal and pumping plant.

2. FOR NEW LANDS

Name	If space is $6 per ac.ft.	If space is $8 per ac.ft.	Location
Jos. H. & Dariel C. Smith	30,000	30,000	Pump from Butte & Market Lake, Jefferson Co.
C. W. Burke	5,000	5,000	Pump from Great Western Canal, Bonneville Co.
A. E. Bramwell	6,000	6,000	near Roberts, Jefferson Co.
Parley Rigby	1,400	1,400	Pump, Bonneville Co.
Earl Norris	3,000	3,000	Pump from Great Western, Bonneville Co.
E. A. Stolworthy	15,000	15,000	Pump from Great Western, Bonneville Co.

R-1070

Name	If space is $6 per ac.ft.	$8 per ac.ft.	Location
Rich Burke	4,000	4,000	Pump from Great Western, Bonneville Co.
Power Co. Irr. Dist.	337,500	337,500	near Am. Falls Power Co.
Owsley Canal Co.	300,000	300,000	Mud Lake area. Includes some supplemental supply to lands now irrigated.
W. G. Burke	3,000	3,000	Pump from Great Western, Bonneville Co.
Murtaugh Irr. Dist.	120,000	120,000	Hansen Butte, Twin Falls County
Total new lands	824,900	824,900	
Total applications	1,915,786	1,753,905	

The total space in Palisades reservoir in excess of that reserved for minimum power plant head is 1,277,000 acre-ft., hence this is the maximum that can be sold for irrigation use.

The foregoing tabulations do not include any water for the Fort Hall project which is likely to want at least 400,000 acre-ft. of Palisades space, provided Congress will authorize the funds. Practically all the applicants feel that $6 per acre-ft. is all that the Palisades space is worth, and it is possible that the applications listed under the $8 price would be scaled down, in some instances, if it came to signing final contracts at that rate. If the price is in excess of $8 per acre-ft. the applications will drop off sharply and probably would be insufficient to insure the building of the reservoir. If the price appears excessive the water-users will probably decide to wait until construction costs drop or some way is devised to reduce the irrigation cost to a reasonable figure.

Dated April 22, 1947

Lynn Crandall,
Watermaster.

R-670

January 29, 1947

Re: Permit No. R-670

Mr. Lynn Crandall, Watermaster,
Water District No. 36
Idaho Falls, Idaho

Dear Mr. Crandall:

We acknowledge receipt of your letter of January 28th in reference to the above numbered permit.

Since the disability has been only partially removed, the extension of time for completion of works will not be terminated at this time.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K:A

R-677

C. A. Robins
[redacted], Governor
MARK R. KULP, Commissioner

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

LYNN CRANDALL, WATERMASTER
IDAHO FALLS, IDAHO

WATER DISTRICT NO. 38

January 28, 1947

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Sir:

The order of the State Reclamation Engineer, in relation to Permit No. R-670, dated May 21, 1943, specified that the applicant should notify the Department within 30 days from the date of the removal of the disability as set forth in the order.

Accordingly, I hereby notify you that on account of the President's official termination of the war, the disability is partially removed as far as the actual termination of the war is concerned. However, the Government has also set up other requirements, relating to winter water conservation by Snake River canals, disposal of the Government owned space in American Falls, etc., that must be embodied in agreements with the water-users. Until these are negotiated, funds for construction of the dam will not be authorized by Congress, hence the disability on account of "other matter within the jurisdiction of the United States" (3rd par. Sec. 41-204 I.C.A.) still continues. Meanwhile preconstruction activities, surveying, exploration of foundation, testing of materials, camp construction, etc., continue at an active rate.

Very truly yours,

Lynn Crandall

Watermaster.

RECEIVED
JAN [illegible]
Department of Reclamation

R-670

R-670

January 24, 1947

Mr. Lynn Crandall, Watermaster
Water District # 36
Idaho Falls, Idaho

Dear Mr. Crandall:

In further reference to your letter of January 20th:

The Attorney General's department concurs in my letter of January 22nd.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K:A

R-670

January 22, 1947

Re: Permit No. R-670

Mr. Lynn Crandall, Watermaster
Water District # 36
Idaho Falls, Idaho

Dear Mr. Crandall:

Senate Bill No. 17 refers to permits on which the completion of works proof is due on or before March 1, 1949, and would have no application to Permit No. R-670.

While I have not been able to consult the Attorney General, it is my impression that the opinion of Attorney General Miller of April 29, 1943, definitely places the procedure for extension of time under Section 41-204, I. C. A., and makes extension discretionary with the Department.

As to the removal of the disability- removal at this time would put the date for completion of works to January, 1957, and the 20% to January, 1948 or 1952 according to the interpretation of what constituted one-half the time. In any case, a subsequent extension could be requested.

Technically, the disability might not be removed until the last appropriation is made for the project.

As a matter of record, you would be showing good faith in notifying the department of the partial removal of the disability, or the removal of a part of the disability.

I am writing this letter so that you may have it at once and I will take the matter up with the Attorney General as soon as possible.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

K:A

R-670

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

LYNN GRANDALL, WATERMASTER

IDAHO FALLS, IDAHO

WATER DISTRICT NO. 36

C. A. Robins
[redacted], GOVERNOR
MARK R. KULP, COMMISSIONER

January 20, 1947

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Kulp:

Will you please advise me what effect, if any, Senate Bill No. 17 would or might have on the Palisades Reservoir filing.

Last action on this filing was taken by your Department under date of May 21, 1943, extending the period of time on account of the war and inability to secure the authorization of the Federal Government to build the project.

The President having now declared the war officially at an end, should I comply with the provision of the order of May 21, 1943, to notify you of the removal of the disability. The authorization of the Government to build the project cannot be secured until Congress appropriates the money and repayment and water savings contracts are signed by the waterusers. In other words, is the disability removed upon termination of the war or upon authorization by the Government to start construction work. I would appreciate an answer by Friday if possible as we have a water meeting Saturday at which the subject may come up for discussion.

Very truly yours,

Lynn Crandall

Watermaster.

RECEIVED
JAN [illegible]
Department of Reclamation

R-670

R-670 ✓

November 27, 1946

Mr. W. P. Havenor, Secretary
Fort Hall Water Users' Ass'n.
Pocatello, Idaho

Dear Mr. Havenor:

Reference is made to your letter of November 25th, in regard to water rights in the Palisades Reservoir.

The records in this department show that this project is covered by Reservoir Permit No. R-670, for the storage of 1,400,000 acre feet of water from Snake River, with priority date of July 28, 1939.

Your letter has been transmitted to the Regional Office of the U. S. Bureau of Reclamation, who can advise you in regard to the allocation of water rights in this reservoir, when completed.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

A
CC to R. J. Newell
Regional Director
U. S. Bureau of Reclamation

R-670

COPY

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

In the Matter of the Application of Lynn Crandall, Watermaster of District No. 36, State of Idaho, to extend the time for Completion of Works required in Permit No. R-670 under the Provisions of Section 41-204 Idaho Code Annotated, as amended.

ORDER GRANTING EXTENSION

WHEREAS, On May 19, 1943, Lynn Crandall, Watermaster of District No. 36, State of Idaho, filed in the Department of Reclamation of the State of Idaho, an application for extension of time for the completion of one-fifth of the works, and also for the full completion of the works required under the terms and provisions of Permit to store and appropriate the public waters of the State of Idaho, No. R-670, under the provisions of Section 41-204, Idaho Code Annotated as amended, for the following reasons:

THAT, on November 20, 1939, Permit No. R-670 was issued to the applicant, and that on account of war conditions and the need of essential and critical materials and labor for necessary war work, the authorization of the Federal Government for the construction of this project cannot be obtained until the war is over;

THEREFORE, IT IS HEREBY ORDERED, by reason of the above mentioned conditions, over which the applicant has no control, that the time for the completion of one-fifth of the work, as well as the full completion of the works required under the terms and provisions of Permit No. R-670, be and the same is hereby extended for a period of time equal to the time during which the applicant herein is delayed from proceeding with his work and completing same, as aforesaid; such extension of time to date from November 20, 1939, being the date said permit was approved and issued; and the said applicant herein should notify this Department within thirty days from the date of the removal of the disability above set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Reclamation of the State of Idaho, at Boise, Idaho, this 21st day of May, A. D. 1943.

James Spofford
JAMES SPOFFORD
State Reclamation Engineer

R-670

May 21, 1945

Re: Permit No. R-670

Mr. Lynn Crandall
P. O. Box No. 697
Idaho Falls, Idaho

Dear Mr. Crandall:

In reference to your request for an extension of time for making completion of works proof under the above numbered permit:

Enclosed is the order of the State Reclamation Engineer, granting such extension for the length of time you are prevented from proceeding with the necessary work, due to war and other conditions over which you have no control.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer
By

Chief Clerk

Encl.

R-670

Permit No. R-670

Application for Extension of Time

FOR COMPLETION OF WORKS

Lynn Crandall, of Idaho Falls

State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. R-670

Under the terms and conditions of said permit, construction work thereunder was required to be completed by Nov 20, 19 49.

That he has heretofore performed the following work described under said permit

Surveys, designs, borings, water supply studies and investigations by

U.S. Bureau of Reclamation $150,000

U.S. Army Engineers $35,000

costing $ 185,000

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

One-fifth of the work should be completed by Nov. 20, 1944. This is impossible on account of war and need of critical materials and labor for essential war work, hence authorization by the Federal Govt. of construction of this project cannot be anticipated until the war is over. Work of investigations is being continued with such help as can be secured.

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of 1/5 of the works under said permit to November 20, 1949 and full completion to Nov. 20. 1954

Lynn Crandall

Subscribed and sworn to before me this 17 day of May, 1943

John L. Blom

Notary Public.

My commission expires 11-9-43

Date of receipt at office of Department of Reclamation May 18-1943

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, ..., Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No..... to .....

....., 19.....

Witness my hand this ..... day of ....., 19.....

.....

Commissioner of Reclamation.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, ..., Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No..... to .....

....., 19.....

Witness my hand this ..... day of ....., 19.....

.....

Commissioner of Reclamation.

R-670

Palisades Reservoir
Permit #670

May 6, 1943

Mr. Lynn Crandall, Watermaster
Water District #36,
Idaho Falls, Idaho.

Dear Mr. Crandall:

Pursuant to your verbal request concerning an extension of time for making the completion of works proof (one-fifth of the works in one-half the time) under reservoir permit #670, an opinion was requested from the Attorney General.

A copy of this opinion is inclosed for your information, also, one of the forms for making application for extension of time for completion of works. Your application for an extension of time will be approved by this office under the terms of Section 41-204, Idaho Code Annotated.

Very truly yours,

James Spofford,
State Reclamation Engineer.

JS:T

R-670

COPY

STATE OF IDAHO
OFFICE OF ATTORNEY GENERAL
BOISE, IDAHO

April 29, 1943

Hon. James Spofford
State Reclamation Engineer
Building

Dear Sir:

Refer your letter of April 26th, 1943, wherein you refer to an application of Lynn Crandall, Watermaster of Water District No. 36, for an extension of time for the doing of one-fifth of the work supposed to be done in one-half of the time under Reservoir Permit No. 670 for the storage of 1,400,000 acre feet of water in the proposed Palisades Reservoir on the south fork of the Snake River and asked whether you may lawfully grant the application.

The 3rd paragraph of Section 41-204, Idaho Code Annotated, reads as follows:

> "Provided, however, that in cases where the applicant is prevented from proceeding with his work by his failure to obtain necessary consent or final approval or rejection from the federal government because of the pendency of an application for the right of way or other matter within the jurisdiction of the United States, or by litigation of any nature which might bring his title to said water in question, the department of reclamation upon proper showing of the existence of any such condition, and being convinced that said applicant is proceeding diligently and in good faith, shall extend the time so that the time ceased by such delays shall be added to the tim given in the original permit for each and every action required."

By the provisions of Chapter 79, Session Laws of 1943 (S.B. 93) the legislature prescribed a procedure to be followed by the Commissioner of Reclamation (now State Reclamation Engineer) in the matter of granting extensions of time within which any work under the provision of a permit shall be completed. This law provides for advertisement and hearing. However, Section 1 of said Chapter 79 provides that the provisions thereof are in addition to the duties and authority prescribed in Section 41-204, I.C.A. It is well known that the project referred to by you is one which must meet the approval or rejection of the Federal Government, and also is one that will not be constructed except with Federal aid. Therefore, in my opinion, the application of Lynn Crandall for the extension comes within the terms of the Section 41-204, and in the exercise of your sound discretion, you have legal authority to grant the application for

R-670

#2
Letter from Attorney General.
4/29/43.

extension of such time as may be necessary without regard to the provisions of Chapter 79, Laws of 1943.

Yours truly,

(Signed) Bert H. Miller

Attorney General

BHM:WAB:ss

STATE OF IDAHO
OFFICE OF ATTORNEY GENERAL
BOISE, IDAHO

RECEIVED
MAY 4 1943
Department of Reclamation

April 29, 1943

BERT H. MILLER
ATTORNEY GENERAL

Hon. James Spofford
State Reclamation Engineer
Building

Dear Sir:

Refer your letter of April 26th, 1943 wherein you refer to an application of Lynn Crandall, Watermaster of Water District No. 36, for an extension of time for the doing of one-fifth of the work supposed to be done in one-half of the time under Reservoir Permit No. 670 for the storage of 1,400,000 acre feet of water in the proposed Palisades Reservoir on the south fork of the Snake River and asked whether you may lawfully grant the application.

The 3rd paragraph of Section 41-204, Idaho Code Annotated, reads as follows:

> "Provided, however, that in cases where the applicant is prevented from proceeding with his work by his failure to obtain necessary consent or final approval or rejection from the federal government because of the pendency of an application for the right of way or other matter within the jurisdiction of the United States, or by litigation of any nature which might bring his title to said water in question, the department of reclamation upon proper showing of the existence of any such condition, and being convinced that said applicant is proceeding diligently and in good faith, shall extend the time so that the time caused by such delays shall be added to the time given in the original permit for each and every action required."

By the provisions of Chapter 79, Session Laws of 1943

R-670

(S. B. 93) the legislature prescribed a procedure to be followed by the Commissioner of Reclamation (now State Reclamation Engineer) in the matter of granting extensions of time within which any work under the provision of a permit shall be completed. This law provides for advertisement and hearing. However, Section 1 of said Chapter 79 provides that the provisions thereof are in addition to the duties and authority prescribed by Section 41-204, I.C.A. It is well known that the project referred to by you is one which must meet the approval or rejection of the Federal Government, and also is one that will not be constructed except with Federal aid. Therefore, in my opinion, the application of Lynn Crandall for the extension comes within the terms of the Section 41-204, and in the exercise of your sound discretion, you have legal authority to grant the application for extension for such time as may be necessary without regard to the provisions of Chapter 79, Laws of 1943.

Yours truly,

Bert H. Miller,
Attorney General

BHM:WAB:as

Copy furnished to
Lynn Crandall, 5/6/43

R-670

April 26, 1943

Mr. Bert Miller
Attorney General
Building

Dear Mr. Miller:

On November 20, 1939, Reservoir Permit #670 was issued to Lynn Crandall, Watermaster of Water District #36, for the storage of 1,400,000 acre feet of water in the proposed Palisades Reservoir on the south fork of the Snake River. On April 8, 1941, application was made for the extension of time for the completion of works on the grounds that it was impossible to complete the remainder of the work within the time required as it was impossible to secure authorization for the construction of the project by the United States Congress on account of the war and defense requirements. This extension was granted for the full ten years, that is, up to November 20, 1949. The applicant now wants an extension of time for the completion of one-fifth of the work in one-half of the time. This extension may be granted under the provisions of Senate Bill #93, which provides for advertising for a hearing. Is it not possible in this case to give the applicant an extension under the provisions of Paragraph 3, Section 41 - 204, Idaho Code Annotated? As this is a government project and the war effort is within the jurisdiction of the United States, the activities of this project will probably be discontinued until after the "duration". Your opinion is desired.

Very truly yours,

James Spofford
State Reclamation Engineer.

JS:T

R-670

April 20, 1943

Re: Permit No. R-670

Mr. Lynn Crandall
P. O. Box 697
Idaho Falls, Idaho

Dear Mr. Crandall:

Replying to your letter of April 19th, relative to Palisade Dam Permit No. R-670:

This permit is dated November 20, 1939, and the time for completion of works proof has been extended to November 20, 1949- the full ten years.

Under the usual terms, of course, one-fifth of the work is required to be completed in one-half the time, which would be by November 20, 1944.

I am enclosing a summary of Senate Bill No. 93, providing for certain extensions, but am not sure just how far this relates to your particular problem.

Mr. Spofford expects to be in Idaho Falls tomorrow, Wednesday- and if this letter reaches you in time, suggest that you take the matter up with him. Otherwise, I will ask him to write you upon his return.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer

By

A
Chief Clerk.

Encl.

R-670

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

LYNN GRANDALL, WATERMASTER

IDAHO FALLS, IDAHO

WATER DISTRICT NO. 36

C. A. Bottolfsen
~~EXECUTIVE~~ GOVERNOR
~~EXECUTIVE~~, COMMISSIONER
James Spofford

April 19, 1943

R 6 7 0

RECEIVED
APR 20 1943
Department of Reclamation

Mr. James Spofford
State Reclamation Engineer
Boise, Idaho

Dear Mr. Spofford:

In reference to yours of the 16th instant, advising as to time for completion of works for Palisade dam, what is the date, as extended, for completion of 1/5th of the work. If such date is nearby, would the bill passed by the last legislature permit of further extension on account of the war.

Very truly yours,

Lynn Crandall

Watermaster.

hw 20 - 39 -
" 20 - 49

R-670

April 16, 1943

Re: Permit No. R-670

Mr. Lynn Crandall
P. O. Box No. 697
Idaho Falls, Idaho

Dear Mr. Crandall:

In reply to your inquiry relative to your Reservoir Permit No. R-670, covering 1,400,000 acre feet of water from Snake River, for what is designated as the Grand Valley Reservoir;

This permit is dated July 28, 1939, the date of original filing, and the time set for completion of works, as extended, is November 20, 1949.

Very truly yours,

JAMES SPOFFORD
State Reclamation Engineer
By

Chief Clerk

A

R-670

April 16, 1941.

Re: R-670

Mr. Lynn Crandall
Idaho Falls, Idaho

Dear Mr. Crandall:

We are enclosing the Approval of the Commissioner of Reclamation, Completion of Works to November 20, 1949, to be attached to your Permit No. R-670 as it is a part of your contract with the State of Idaho.

Very truly yours,

E. V. BERG.
Commissioner of Reclamation.

BY: Chief Clerk.

ml.
encl.

R-670

December 7, 1939

Re: Permit No. R-670

Mr. Lynn Crandall,
Water Master District # 36,
Idaho Falls, Idaho.

Dear Mr. Crandall:-

The bond of the National Surety Corporation, in the sum of $1,000, submitted in connection with the above numbered permit, has been approved and placed on file.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

JLA

By

Chief Clerk

R-670

STATE OF IDAHO
OFFICE OF THE GOVERNOR
BOISE

C. A. BOTTOLFSEN
GOVERNOR

December 6, 1939

Mr. James Spofford
Department of Reclamation
B U I L D I N G

Dear Mr. Spofford:

Transmitted herewith for your files is the approved bond covering Lynn Crandall, Watermaster of District #36, in the amount of $1,000.00 written by the National Surety Corporation, in connection with Permit to Construct a Reservoir and Store and Appropriate the Public Waters of the State of Idaho, No. R 670.

Yours very truly,

C.A. Bottolfsen
Governor

RECEIVED
DEC 6 1939
Dept. of Reclamation

R-670

December 4, 1939

Hon. C. A. Bottolfsen,
Governor State of Idaho,
B U I L D I N G.

Dear Sir:-

We enclose for your approval bond of the National Surety Corporation, in the sum of $1,000, in connection with Permit to Construct a Reservoir and Store and Appropriate the Public Waters of the State of Idaho, No. R 670.

This permit is in the name of Lynn Crandall, Watermaster of District No. 36, and is for 1,400,000 acre feet of water from Snake River.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

By

Chief Clerk

JLA
Enc.

R-670

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

LYNN CRANDALL, WATERMASTER

IDAHO FALLS, IDAHO

WATER DISTRICT NO. 36

C.A.Bottolfsen
~~C.GEN ROSS~~, GOVERNOR
~~R.W.EARLS~~, COMMISSIONER
James Spofford

December 2, 1939

Mr. James Spofford
Commissioner of Reclamation
Boise, Idaho

Dear Mr. Spofford:

I am enclosing herewith, bond covering Permit R670.

Very truly yours,

Lynn Crandall

Watermaster.

R-670

Bond.

Bond #304711

KNOW ALL MEN BY THESE PRESENTS, That Lynn Crandall, Watermaster of District 36 of Idaho Falls, Idaho, as principal, and National Surety Corporation, a New York corporation, as surety, are held and firmly bound unto the State of Idaho in the full and just sum of One Thousand and No/100 - - - - - - - - - - - - - - ($1000.00) Dollars, lawful money of the United States, to the payment of which sum, well and truly to be made, said principal and surety bind themselves, their heirs, administrators, executors and assigns, jointly and severally, under the terms and conditions hereinafter set forth.

The terms of this obligation are such that, whereas the above named principal on the 28th day of July, 1939, filed in the office of the Commissioner of Reclamation in Boise, Idaho, a certain application for permit to appropriate the public waters of the State of Idaho, the said application being thereupon numbered No. R26214, in accordance with which said application the Commissioner of Reclamation granted and issued to the said principal herein a certain permit numbered No. R670, a full, true and complete copy of which application No. R26214 and permit No. R670, is of record in the office of the Commissioner of Reclamation in Book 3 of Reservoir Permits, at Page 670.

Now, if the above bounden principal shall faithfully carry to completion the said works of diversion as specified in said application No. R26214 and permit No. R670, in the manner and form prescribed therein and within the time therein allowed, then the above obligation to be void, otherwise to remain in full force and effect.

IN WITNESS WHEREOF, The said principal and surety have hereunto set their hands and seals, this 29th day of November, 19 39

WITNESSES:

Lynn Crandall, Watermaster District #36 (SEAL)

NATIONAL SURETY CORPORATION (SEAL)

By Geo. Walker (SEAL)
Geo. C. Walker, Attorney-in-Fact

STATE OF IDAHO,
County of ..... } ss:

..... of ..... and ..... of ..... whose names are subscribed to the within and foregoing obligation as sureties thereto, each being duly sworn, upon oath for himself deposes and says:

Approved: C. A. Bottolfsen
Governor

That he is a resident and freeholder of the State of Idaho, and that he is worth the sum named in said obligation, to wit, $....., over and above all his debts and liabilities, exclusive of property exempt from execution.

.....

.....

Subscribed and sworn to before me this ..... day of ....., 19.....

.....

R-670

November 23, 1939

Re: Permit No. R-670

Mr. Lynn Crandall,
Water Master Dist. # 36,
Box No. 697
Idaho Falls, Idaho.

Dear Mr. Crandall:

We are enclosing herewith Permit No. R-670, given under the approval of the Commissioner of Reclamation, subject to the conditions and limitations as set out on the last page.

You will note that the time for completion of works has been set at five years, instead of ten years, as applied for. This is in accordance with Chapter 41-204 of the Idaho Code Annotated- but later on, and prior to the date set for the completion of one-fifth of the work, you may apply for an additional five years- showing that at least $100,000 has been expended in connection with this project.

We also call attention to the requirement of the minimum bond of $1,000 prior to January 19, 1940.

The blue prints in connection with this permit are being sent you under separate cover.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation
By

Deputy Commissioner

JLA
Enc.

R-670

Permit No. R 670

Application for Extension of Time

FOR COMPLETION OF WORKS

RECEIVED
APR 9 1941
Department of Reclamation

Lynn Crandall, of Idaho Falls

State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. R 670

Under the terms and conditions of said permit, construction work thereunder was required to be completed by Nov. 20, 1944

That he has heretofore been performed the following work described under said permit

Surveys, drillings, investigations, plans & reports by U.S. Bureau of Reclamation $90,959.68; Surveys & reports by U.S. Army Engineers, in excess of $10,000.00; Filing fees, maps, etc by Snake River Water-users $1813.00

costing in excess of $100,000.00

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

This is a multi-purpose irrigation, flood-control and power project requiring authorization by the U.S. Congress, which has not been possible to secure on account of war-defense requirements. Project has been approved by Army Engineers and Bureau of Reclamation, and space has tentatively all been applied for by Canals, and Power Cos. have agreed to take the power output.

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of works under said permit to November 20, 1949

Lynn Crandall

Subscribed and sworn to before me this 8 day of April, 1941

Lurie Reeder
Notary Public.

My commission expires March 12-1943.

Date of receipt at office of Department of Reclamation April 9, 1941.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, E. V. BERG., Commissioner of Reclamation of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. R-670 to Nov. 20, 1949, 19

Witness my hand this 15th day of April, 1941

R-670

Commissioner of Reclamation.

Form No. 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) Oct 11. 1939

(P. O.) Idaho Falls, Idaho

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Idaho Commoner of Idaho Falls, Idaho, published in the county in which the works are situated.

Lynn Crandall

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer)

I hereby certify that the facts set forth in the attached notice are true.

Lynn Crandall
Engineer.

R-670

Land List Page No.	Map Sheet No.	Legal Description	Map Shows	Land List Shows
2	4	5N-38E	Sec. 1	Ommitted Sec. 1
5	4	Sheet shows nothing in 3N-40E while map shows N½ Sec. 1	All of 2,3,5,6,7	
6	5	1S-37E	All of Twp except 25 & 36	All of Twp except 26 & 36
7	5	Sec.17-2S-37E	Part of NW¼NE¼ & SW¼NE¼	Not shown
7	5	Sec.19-2S-37E	None in SW¼SW¼	20 acres in NW¼SW¼
8	5	3S-36E	Parts of 3,4,7,8 All of 5,6	Not shown
9	6	Sec.10-4S-33E	SE¼SW¼	Not shown
11	8	Sec.8-6S-31E	SE¼SW¼	Not shown
12	8	Sec.13-6S-33E	N½NE¼,SW¼NE¼,NW¼, N½SW¼	NE¼,NW¼,S½SW¼
12	8	Sec.30-6S-33E	All Sec. but W½NW¼	All of Sec.
13	8	Sec.14-7S-30E	SE¼SW¼	Ommitted
14	8	Sec.18-7S-32E	N½NE¼,NE¼NW¼	None
14	8	Sec.19-7S-32E	NE¼NE¼	Ommitted
14	8	Sec.1-8S-30E	E½SE¼	E½NE¼
15	14	Sec.5-6S-13E	SE¼SW¼	Ommitted
16	13	Sec.28-6S-14E	S½SW¼	Ommitted
16	13	Sec.33-6S-14E	N½NW¼	Ommitted
18	13	Sec.35-7S-17E	S½SW¼	S½NW¼
18	10	Sec.21-7S-24E	NE¼SW¼	NW¼SW¼
19	13	Sec.8-8S-14E	Ommitted	SW¼NE¼
22	12	Sec.21-8S-21E	S½SE¼	Ommitted
22	10	Sec.1-8S-23E	All of Sec.	All of Sec. except SW¼NE¼,N½SE¼
23	13	Sec.6-9S-15E	N½NW¼	Ommitted
24	13	9S-16E	Parts of Sec's. 22,23,24	Ommitted
24	13	Sec.12-9S-17E	SE¼NW¼	Ommitted
24	12	Sec.8-9S-19E	NW¼NW¼	NE¼NW¼
24	12	Sec.30-9S-19E	S½SW¼	S½NW¼

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Land List Page No.	Map Sheet No.	Legal Description	Map Shows	Land List Shows
✓25	12	Sec.30-9S-20E	SE¼SW¼	SW¼SE¼
✓26	12	Sec.15-10S-19E	NW¼NE¼	SE¼NE¼
✓26	12	Sec.5-10S-20E	SW¼NW¼	SE¼NW¼
✓27	12	Sec.25-10S-20E	Not on Map	S½SE¼
✓27	12	Sec.30-10S-20E	NW¼SE¼	SW¼SE¼
✓27	12	Sec.31-10S-20E	Not on Map	SW¼SW¼

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All Sec. 1, 2,3, 4, 5, 6, 7,8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19 & 20, N½ Sec. 21, All Sec. 30 & 31, T. 3 N., R. 39 E., B.M.

N½ Sec. 1, All Sec. 2, 3, 5, 6 & 7, T. 3 N., R. 40 E., B.M.

All Sec. 24, 25 & 36, T. 2 N., R. 36 E., B.M.

All Township 2 North, Range 37 East, except Sections 6 & 7.

All of Township 2 North, Range 38 East, B.M.

All Sec. 6, 7, 18 & 19, T. 2 N., R. 39 E., B.M.

All Sec. 1, 12, 13, 24, 25 & 36, T. 1 N., R. 36 E., B.M.
All Township 1 North, Range 37 East, B.M.

All Sec, 1, 2, 3, 4, 5, 6, 7, 8, 9, 1015, 16, 17, 18, 19, 20, 21, 29, 30 & 31, T. 1 N., R. 38 E., B.M.

All Sec. 1, 12, 13, 23, 24 25, 26, 27, 32, 33, 34, 35 & 36, T. 1 S. R. 36 E.,B.M.

All Township 1 South, Range 37 East, B.M., except Secs. 25 & 36.

SE¼SE¼ Sec. 21, E½NE¼, S½SW¼, SE¼ Sec. 22, All Sec. 23, 24, 25 26, 27 & 28, SE¼NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 29, NE¼NE¼, S½NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 31, All Sec. 32, 33, 34, 35 & 36, T. 2 S., R. 34 E., B.M.

NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 1, S½S½ Sec. 4, S½NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 8, NW¼NE¼, S½NE¼, NE¼SW¼, S½NW¼, S½ Sec. 9, SE¼NE¼, S½ Sec. 10, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 11, All Sec. 12, 13, 14, 15, 16 & 17, NE¼, SE¼NW¼, S½ Sec. 18, All Sec. 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 & 36, T. 2 S., R. 35 E., B.M.

All Township 2 S. Range 36 E., B.M. except land East of Blackfoot River.

NW¼NW¼ Sec. 3, N½, SW¼, NW¼SE¼ Sec. 4, All Sec. 5, 6 & 7, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 8, NW¼NW¼ Sec. 9, N½NW¼, SW¼NW¼, NW¼SW¼ Sec. 17, All Sec. 18, NW¼NE¼, NW¼, NW¼SW¼ Sec. 19, T. 2 S., R. 37 E., B.M.

NE¼, NE¼NW¼, S½NW¼, S½ Sec. 1, NE¼, S½SW¼, SE¼ Sec. 2, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 11, NW¼NE¼, W½ Sec. 12, NW¼, N½SW¼, E½SE¼ Sec. 13, N½, SW¼, N½SE¼ Sec. 14, SW¼, E½E½ Sec. 15, NE¼, E½NW¼, E½SW¼, SE¼ Sec. 21, All Sec. 22, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 23, S½ Sec. 24, NW¼, NE¼SW¼ Sec. 25, All Sec. 26, N½, N½SW¼, SW¼ SW¼, N½SE¼ Sec. 27, SE¼ Sec. 30, N½, N½SW¼, SE¼SW¼ Sec. 31, N½NW¼, SW¼NW¼ Sec. 32, S½NE¼, SE¼NW¼, E½SW¼, SE¼ Sec. 33, E½NE¼, S½NW¼, SW¼, NW¼SE¼, S½SE¼ Sec. 34, All Sec. 35, T. 3 S., R. 33 E., B.M.

All Township 3 South, Range 34 East, B.M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12, N½, N½SW¼ Sec. 13, N½, N½SE¼ Sec. 14, N½, SW¼, W½SE¼ Sec. 15, All Sec. 16, 17, 18, 19, 20 & 21, NW¼, N½SW¼, SW¼SW¼ Sec. 22, N½NE¼, NW¼, NW¼SW¼ Sec. 28, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 29, All Sec. 30 & 31, W½NE¼, W½, NW¼SE¼ Sec. 32, T. 3 S., R. 35 E., B.M.

All Township 3 South, Range 36 East, B.M. N W of Blackfoot River.

S½NE¼, N½SE¼, SE¼SE¼ Sec. 11, N½, E½SW¼, SE¼ Sec. 13, E½NE¼ Sec. 14, NE¼NW¼, S½NW¼, E½SW¼, SE¼ Sec. 22, NE¼, SW¼NW¼, S½ Sec. 23, All Sec. 24, 25 & 26, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 27, SE¼SE¼ Sec. 28, E½NE¼, SW¼NW¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 33, All Sec. 34, 35 & 36, T. 4 S., R. 31 E., B.M.

S½NW¼, SW¼, S½SE¼ Sec. 1, S½SW¼, SE¼ Sec. 2, SW¼, S½SE¼ Sec. 7, S½S½ Sec. 8, SE¼NE¼, S½ Sec. 9, NE¼NE¼, S½N½, S½ Sec. 10, All Sec. 11 & 12, N½, W½SW¼ Sec.13, NE¼, N½NW¼, SW¼NW¼, W½SW¼, N½SE¼, SE¼SE¼ Sec. 14, All Sec. 15, 16, 17, 18 & 19, E½NE¼, NW¼NW¼, W½SW¼ Sec. 20, NW¼NW¼ Sec. 21, S½NE¼ Sec. 23, W½NE¼, W½, SW¼SE¼ Sec. 30, E½NW¼, NE¼SW¼, N½SE¼ Sec. 31, N½NW¼ Sec. 32, T. 4 S., R. 32 E., B.M.

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S½SW¼ Sec. 16, SE¼NE¼, SE¼ Sec. 20, NW¼NE¼, NW¼, W½SW¼ Sec. 21, NW¼, NE¼SW¼, S½SW¼, SE¼ Sec. 28, N½, SW¼, NE¼SE¼, S½SE¼ Sec. 29, SE¼ Sec. 30, N½, SW¼ Sec. 31, N½NE¼, NW¼ Sec. 32, All Sec. 33, T. 8 S., R. 18 E., B.M.

S½SE¼ Sec. 15, E½NE¼, S½SE¼ Sec. 21, All Sec. 22, S½ Sec. 23, SW¼ Sec. 24, S½NE¼, NW¼, S½ Sec. 25, All Sec. 26 & 27, E½ Sec. 28, S½SE¼ Sec. 31, S½NE¼, S½ Sec. 32, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 33, All Sec. 34, 35 & 36, T. 8 S. R. 21 E., B.M.

NE¼NE¼, S½NE¼, SE¼ Sec. 25, S½NW¼, E½SW¼, W½SW¼ Sec. 30, NW¼, N½SW¼ Sec. 31, S½SW¼, SE¼ Sec. 35, NE¼, S½NW¼, S½ Sec. 36, T. 8 S., R. 22 E., B.M.

All Sec. 1, 2 & 3, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 4, E½SE¼ Sec. 7, S½NW¼, S½ Sec. 8, N½NE¼, SE¼NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 9, All Sec. 10, 11, 12, 13, 14, 15, 16 & 17, E½NE¼, NE¼SE¼, S½SE¼ Sec. 18, All Sec, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 & 36, T. 8 S., R. 23 E., B.M.

All of Township 8 South, Range 24 East, B. M.

All of Township 8 South, Range 25 East, B.M.

SW¼SW¼ Sec. 4, SW¼SW¼, S½SE¼ Sec. 5, All Sec. 6, 7 & 8, W½, S½SE¼ Sec. 9, S½SW¼ Sec. 10, NW¼NW¼, S½NE¼, NW¼, S½ Sec. 15, All Sec. 16, 17 & 18, T. 8 S., R. 26 E., B.M.

NE¼NE¼, N½NW¼ Sec. 1, N½NE¼, SW¼NE¼, NW¼ Sec. 2, NE¼, N½NW¼, SE¼NW¼ Sec. 3, T. 9 S., R. 14 E., B.M.

N½NE¼, SE¼NE¼, NW¼, N½SW¼, E½SE¼ Sec. 1, N½, SW¼, N½SE¼ Sec. 2, N½, N½SW¼, SE¼ Sec. 3, N½NE¼, SE¼NE¼, NE¼NW¼, SW¼NW¼, NE¼SE¼ Sec. 4, SE¼NE¼ Sec. 5, N½NW¼ Sec.6, T. 9 S., R. 15 E., B.M.

All Sec. 1, N½, W½SW¼ Sec. 2, All Sec. 3, 4, 5 & 6, NE¼, NE¼NW¼, SE¼NW¼, SE¼ Sec. 7, All Sec. 8, N½ N½SW¼, SE¼SW¼, E½SE¼ Sec. 9, All Sec. 10, S½NE¼, NW¼, S½ Sec. 11, All Sec. 12, 13, 14 & 15, N½NE¼, NE¼NW¼ Sec. 16, All north of Sbake R[illegible] in Sec. 17, T. 9 S., R. 16 E., B.M.

All Sec. 1, 2, 3, 4, 5, 6, 7 & 8, NE¼, N½NW¼, SW¼NW¼, SE¼ Sec. 9, N½ Sec. 10, NE¼, N½NW¼, SW¼NW¼ Sec. 11, N½NE¼, NW¼ Sec. 12, N½NW¼, SE¼NW¼ Sec. 17, All Sec. 18, N½N½ Sec. 19, T. 9 S., R. 17 E., B.M.

SW¼SW¼ Sec. 1, SE¼NW¼, S½ Sec. 2, E½SW¼, SE¼ Sec. 3, NE¼, N½NW¼, SW¼NW¼, NW¼SW¼ Sec. 4, SE¼NE¼, SW¼NW¼, SW¼, NE¼SE¼ Sec. 5, NW¼NE¼, S½NE¼, NW¼, N½SW¼, SW¼SW¼, N½SE¼ Sec. 6, E½NE¼ Sec. 9, N½, SE¼ Sec. 10, N½, SW¼ Sec. 11, N½NE¼, SW¼NE¼, NW¼ Sec. 13, NW¼NE¼, S½NE¼, SE¼NW¼, NE¼SW¼, N½SE¼, SE¼SE¼ Sec. 17, SE½SW¼, SE¼ Sec.34, S½SW¼, SE¼ Sec. 35, S½NE¼, S½ Sec. 36, T. 9 S. , R. 18 E., B.M.

NW¼SW¼ Sec. 4, SE¼NE¼, NW¼SW¼ Sec. 5, NW¼NW¼ Sec. 8, NW¼SW¼, S½SW¼, SW¼SE¼ Sec. 26, NW¼NE¼, S½NE¼, S½NW¼, S½ Sec. 27, All Sec. 28, NE¼, SE¼NW¼, S½ Sec. S½SW¼, SE¼ Sec. 30, All Sec. 31 & 32, N½NE¼, NW¼, N½SW¼ Sec. 33, N½, N½SE¼,SE¼SE Sec. 34, N½, SE¼ Sec. 35, W½SW¼, SE¼SE¼ Sec. 36, T. 9 S., R. 19 E., B.M.

SE¼SW¼ Sec. 30, All Sec. 31, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 32, S½NE¼, NW¼NW S½NW¼, S½ Sec. 33, S½ Sec. 34, SW¼SW¼ Sec. 35, T. 9 S., R. 20 E., B.M.

N½, N½SW¼, SW¼SW¼ Sec. 1, All Sec. 2, 3 & 4, S½SW¼, SE¼ Sec. 8, All Sec. W½NE¼, W½, W½SE¼ Sec. 11, All Sec. 13, N½, N½SW¼ Sec. 14, All Sec. 15 & 1 N½NE¼, SE¼NE¼, NW¼, NE¼SE¼ Sec. 17, NE¼, N½NW¼, SE¼NW¼ Sec. 21, All Sec. 2 25, 31, 35 & 36, T. 9 S., R. 21 E., B.M.

All Sec. 1 & 2, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 3, NE¼, S½ Sec. 4, NE¼NE¼, S½NE S½ Sec. 5, SW¼NW¼, S½ Sec. 6, All Sec. 7, 8, 9, 10, 11, Secs. 12-36 inc.complete, T. 9 S., R. 22 E., B. M.

All of Township 9 South, Range 23 East, B. M.

All of Township 9 South, Range 24 East, B. M.

R-670

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO STORE AND APPROPRIATE WATER IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 145, 1935 SESSION LAWS.

NOTICE IS HEREBY GIVEN That on the 28th day of July, 1939, Lynn Crandall, Water Master of District No. 36, of Idaho Falls, Bonneville County, Idaho, made application No. 26214 to store and appropriate One Million Four Hundred Thousand (1,400,000) Acre Feet per Annum of the waters of Snake River, a tributary of Columbia River, for irrigation, power and domestic purposes.

That the point of outlet of the proposed reservoir is located N. 52° W. 2400 feet distant from the 1/4 corner between Sections 16 and 17, Township 1 South, Range 45 East, B.M., and is in the NW¼ of NE¼ of Section 17, Township 1 South, Range 45 East, B.M.

That the point of use of said water is located N. 50° W. 2300 feet distant from the 1/4 corner between Sections 16 and 17, Township 1 South, Range 45 East, B.M., and is in the NW¼ of NE¼ of Section 17, Township 1 South, Range 45 East, B.M.

That the water is to be returned to Snake River at a point N. 50° W. 2300 feet distant from the 1/4 corner between Sections 16 and 17, Township 1 South, Range 45 East, B.M., in the NW¼ of NE¼ of Section 17, Township 1 South, Range 45 East, B. M.

That the lands to be irrigated under said application are described as follows, to-wit:

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35 & 36, T. 6 N., R. 39 E., B.M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, N½, SW¼ Sec. 30, W½ Sec. 31, T. 6 N., R. 40 E., B.M.

All Sec. 13, SE¼SW¼, NE¼SE¼, S½SE¼ Sec. 14, S½SE¼ Sec. 22, All Secs. 23, 24, 25, 26 & 27, SW¼NE¼, W½, NW¼SE¼, S½SE¼ Sec. 28, All Sec. 29, 31, 32, 33, 34, 35 & 36, T. 5 N., R. 37 E., B.M.

All Sec. 12 & 13, SW¼, W½SE¼ Sec. 18, All Sec. 19 & 20, S½N½, S½ Sec. 21, SW¼NW¼, NW¼SW¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 22, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 23, All Sec. 24, 25, 26, 27 28, 29, 30, 31, 32, 33, 34, 35 & 36, T. 5 N., R. 38 E., B.M.

All of Township 5 N., Range 39 E., B.M.

All Sec. 6, 7, 18, 19, 29, 30, 31 & 32, W½ Sec. 33, T. 5 N., R. 40 E., B.M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, & 28, 33, 34, 35 & 36, T. 4 N., R. 37 E., B.M.

All of Township 4 North, Range 38 East, B.M.

All of Township 4 North, Range 39 East, B.M.

All Sec. 4, 5, 6, 7, & 8, W½ Sec. 9, W½ Sec. 16, All Sec. 17, 18, 19, 20 & 21, S½N½, S½ Sec. 22, All SW of river in Sec. 26, All Sec. 27, 28, 29, 30, 31, 32, 33, 34, 35 All SW of river in Sec. 36, T. 4 N., R. 40 E., B.M.

All Sec. 1, 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 25, 26, 27, 28, 33, 34, 35, 36, T. 3 N., R. 37 E., B.M.

All of Township 3 North, Range 38 East, B.M.

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All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19 & 20, N½ Sec. 21, All Sec. 30 & 31, T. 3 N., R. 39 E., B.M.

N½ Sec. 1, All Sec. 2, 3, 5, 6 & 7, T. 3 N., R. 40 E., B.M.

All Sec. 24, 25 & 36, T. 2 N., R. 36 E., B.M.

All Township 2 North, Range 37 East, except Sections 6 & 7.

All of Township 2 North, Range 38 East, B.M.

All Sec. 6, 7, 18 & 19, T. 2 N., R. 39 E., B.M.

All Sec. 1, 12, 13, 24, 25 & 36, T. 1 N., R. 36 E., B.M.
All Township 1 North, Range 37 East, B.M.

All Sec, 1, 2, 3, 4, 5, 6, 7, 8, 9, 1015, 16, 17, 18, 19, 20, 21, 29, 30 & 31, T. 1 N., R. 38 E., B.M.

All Sec. 1, 12, 13, 23, 24 25, 26, 27, 32, 33, 34, 35 & 36, T. 1 S. R. 36 E.,B.M.

All Township 1 South, Range 37 East, B.M., except Secs. 25 & 36.

SE¼SE¼ Sec. 21, E½NE¼, S½SW¼, SE¼ Sec. 22, All Sec. 23, 24, 25 26, 27 & 28, SE¼NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 29, NE¼NE¼, S½NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 31, All Sec. 32, 33, 34, 35 & 36, T. 2 S., R. 34 E., B.M.

NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 1, S½S½ Sec. 4, S½NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 8, NW¼NE¼, S½NE¼, NE¼SW¼, S½NW¼, S½ Sec. 9, SE¼NE¼, S½ Sec. 10, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 11, All Sec. 12, 13, 14, 15, 16 & 17, NE¼, SE¼NW¼, S½ Sec. 18, All Sec. 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 & 36, T. 2 S., R. 35 E., B.M.

All Township 2 S. Range 36 E., B.M. except land East of Blackfoot River.

NW¼NW¼ Sec. 3, N½, SW¼, NW¼SE¼ Sec. 4, All Sec. 5, 6 & 7, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 8, NW¼NW¼ Sec. 9, N½NW¼, SW¼NW¼, NW¼SW¼ Sec. 17, All Sec. 18, NW¼NE¼, NW¼, NW¼SW¼ Sec. 19, T. 2 S., R. 37 E., B.M.

NE¼, NE¼NW¼, S½NW¼, S½ Sec. 1, NE¼, S½SW¼, SE¼ Sec. 2, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 11, NW¼NE¼, W½ Sec. 12, NW¼, N½SW¼, E½SE¼ Sec. 13, N½, SW¼, N½SE¼ Sec. 14, E½E½ Sec. 15, NE¼, E½NW¼, E½SW¼, SE¼ Sec. 21, All Sec. 22, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 23, S½ Sec. 24, NW¼, NE¼SW¼ Sec. 25, All Sec. 26, N½, N½SW¼, SW¼ SW¼, N½SE¼ Sec. 27, SE¼ Sec. 30, N½, N½SW¼, SE¼SW¼ Sec. 31, N½NW¼, SW¼NW¼ Sec. 32, S½NE¼, SE¼NW¼, E½SW¼, SE¼ Sec. 33, E½NE¼, S½NW¼, SW¼, NW¼SE¼, S½SE¼ Sec. 34, All Sec. 35, T. 3 S., R. 33 E., B.M.

SW¼,

All Township 3 South, Range 34 East, B.M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12, N½, N½SW¼ Sec. 13, N½, N½SE¼ Sec. 14, N½, SW¼, W½SE¼ Sec. 15, All Sec. 16, 17, 18, 19, 20 & 21, NW¼, N½SW¼, SW¼SW¼ Sec. 22, N½NE¼, NW¼, NW¼SW¼ Sec. 28, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 29, All Sec. 30 & 31, W½NE¼, W½, NW¼SE¼ Sec. 32, T. 3 S., R. 35 E., B.M.

All Township 3 South, Range 36 East, B.M. N W of Blackfoot River.

S½NE¼, N½SE¼, SE¼SE¼ Sec. 11, N½, E½SW¼, SE¼ Sec. 13, E½NE¼ Sec. 14, NE¼NW¼, S½NW¼, E½SW¼, SE¼ Sec. 22, NE¼, SW¼NW¼, S½ Sec. 23, All Sec. 24, 25 & 26, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 27, SE¼SE¼ Sec. 28, E½NE¼, SW¼NW¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 33, All Sec. 34, 35 & 36, T. 4 S., R. 31 E., B.M.

S½NW¼, SW¼, S½SE¼ Sec. 1, S½SW¼, SE¼ Sec. 2, SW¼, S½SE¼ Sec. 7, S½S½ Sec. 8, SE¼NE¼, S½ Sec. 9, NE¼NE¼, S½N½, S½ Sec. 10, All Sec. 11 & 12, N½, W½SW¼ Sec.13, NE¼, N½NW¼, SW¼NW¼, W½SW¼, N½SE¼, SE¼SE¼ Sec. 14, All Sec. 15, 16, 17, 18 & 19, E½NE¼, NW¼NW¼, W½SW¼ Sec. 20, NW¼NW¼ Sec. 21, S½NE¼ Sec. 23, W½NE¼, W½, SW¼SE¼ Sec. 30, E½NW¼, NE¼SW¼, N½SE¼ Sec. 31, N½NW¼ Sec. 32, T. 4 S., R. 32 E., B.M.

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W½ Sec. 3, NE¼, NE¼NW¼, S½NW¼, SW¼, W½SE¼ Sec. 4, NW¼NE¼, S½NE¼, N½NW¼, SW¼NW¼, NW¼SW¼, SE¼SW¼, NE¼SE¼, S½SE¼ Sec. 5, S½NE¼, NE¼NW¼, S½NW¼, S½ Sec. 6, All Sec. 7, NE¼, E½NW¼, SW¼, NE¼SE¼, W½SE¼ Sec. 8, N½, SW¼, NW¼SE¼ Sec. 9, NE¼, NE¼NW¼, S½NW¼, N½SW¼, SE¼SW¼, SE¼ Sec. 10, NW¼NE¼, N½NW¼, SW¼, SW¼SE¼ Sec. 17, All Sec. 18, NE¼, E½NW¼, N½SE¼ Sec. 19, N½, SW¼, NW¼SE¼ Sec. 20, NW¼NE¼, N½NW¼ Sec. 21, T. 4 S., R. 33 E., B.M.
All Township 4 South, Range 34 East, B.M. S E of Snake River.

W½ Sec. 5, All Sec. 6 & 7, W½, NW¼SE¼, S½SE¼ Sec. 8, W½W½ Sec. 16, All Sec. 17, 18, 19, & 20, NW¼, N½SW¼ Sec. 21, N½, SW¼, W½SE¼ Sec. 29, All Sec. 30 & 31, N½NW¼, SW¼NW¼, W½SW¼ Sec. 32, T. 4 S., R. 35 E., B.M.

SE¼NW¼ Sec. 1, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 2, E½, E½W½ Sec. 3, S½SE¼ Sec. 8, SW¼, W½SE¼ Sec. 9, All Sec. 10 & 11, E½NE¼, NE¼NW¼, S½NW¼, SW¼, SW¼SE¼ Sec. 12, N½NW¼, SW¼NW¼ NW¼SW¼, W½SE¼ Sec. 13, All Sec. 14 & 15, N½, E½SW¼, SE¼ Sec. 16, All Sec. 17, S½ Sec. 18, N½NE¼, SE¼NE¼, SE¼SW¼, SW¼SE¼ Sec. 19, All Sec. 20, 21, 22 & 23, SW¼NW¼, W½SW¼ Sec. 25, All Sec. 26, 27, 28 & 29, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 30, N½, SE¼, Sec. 31, All Sec. 32 & 33, N½, N½SW¼, SE¼SW¼, W½SE¼ Sec. 34, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 35, NW¼ Sec. 36, T. 5 S., R. 31 E., B.M.

S½SW¼, SW¼SE¼ Sec. 27, S½SW¼, NE¼SE¼, S½SE¼ Sec. 28, SE¼SE¼ Sec. 29, SE¼SW¼, NE¼SE¼, S½SE¼ Sec. 31, NE¼, S½NW¼, S½ Sec. 32, All Sec. 33 & 34, SW¼NW¼, SW¼, S½SE¼ Sec. 35, T. 5 S., R. 33 E., B.M.

All Sec. 1, 2, 3, 4, 5 & 6, N½ Sec. 7, All Sec. 8, 9, 10 & 11, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼, NW¼SE¼ Sec. 12, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 14, All Sec. 15, 16 & 17, NE¼, S½ Sec. 18, All Sec. 19, 20, 21, & 22, NW¼NE¼, W½ Sec. 23, NW¼, W½SW¼ Sec. 26, All Sec. 27, 28, 29, 30, 31, 32, 33 & 34, W½W½ Sec. 35, T. 5 S., R. 34 E., B.M.

SE¼ Sec. 25, E½. NE¼SW¼ Sec. 36, T. 6 S., R. 30 E., B.M.

W½NE¼, NE¼NW¼, SW¼SW¼ Sec. 3, W½NE¼, NW¼, S½ Sec. 4, All Sec. 5, NE¼, E½NW¼, S½ Sec. 6, N½NE¼, SW¼NE¼, NW¼, S½ Sec. 7, N½, SE¼SW¼, SE¼ Sec. 8, All Sec. 9 & 10, NW¼NW¼, S½W Sec. 11, NW¼NE¼, W½ Sec. 15, All Sec. 16 & 17, N½, W½SW¼, E½SE¼ Sec. 18, NE¼, E½NW¼, S½ Sec. 19, N½, SW¼, N½SE¼ Sec. 20, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 21, NW¼NW¼ Sec. 22, NW¼NE¼ Sec. 28, NW¼, S½SW¼ Sec. 29, NE¼, NE¼NW¼, S½ NW¼ S½, Sec. 30, All Sec. 31, NW¼NE¼, W½ Sec. 32, S½NE¼, E½SW¼, SE¼ Sec. 36, T. 6 S., R. 31 E., B.M.

All Sec. 1, NE¼, S½NW¼, S½ Sec. 2, E½SE¼ Sec. 3, NE¼, N½SE¼, SE¼SE¼ Sec. 10, All Sec. 11 & 12, N½NE¼, SE¼NE¼, N½NW¼, SW¼NW¼ Sec. 13, N½, N½SW¼, N½SE¼ Sec. 14, NE¼NE¼, S½NE¼, SE¼NW¼ Sec. 15, NE¼SE¼ Sec. 21, S½ Sec. 22, NW¼SW¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 23, S½NE¼, SE¼NW¼, SW¼, N½SE¼ Sec. 24, SE¼SW¼, S½SE¼ Sec. 25, NW¼NE¼, N½NW¼, SW¼NW¼ Sec. 26, N½, N½SW¼, NW¼SE¼ Sec. 27, S½N½, S½ Sec. 28, SE¼SW¼, SE¼ Sec. 29, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 31, N½, N½SW¼ Sec. 32, NW¼NE¼, N½NW¼, NE¼SE¼, S½SE¼ Sec. 33, S½NE¼, S½ Sec. 34, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 35, All Sec. 36, T. 6 S., R. 32 E., B.M.

NW¼NW¼, S½NW¼, S½ Sec. 1, All Sec. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12, N½NE¼, SW¼NE¼, NW¼, N½SW¼ Sec. 13, All Sec. 14, 15, 16 & 17, N½, NE¼SW¼, SE¼ Sec. 18, NE¼, N½SW¼. SE¼SW¼, SE¼ Sec. 19, All Sec. 20, N½, SW¼, NW¼SE¼ Sec. 21, NW¼NW¼ Sec. 22, SW¼NW¼ W½SW¼ Sec. 28, All Sec. 29, 30, 31 & 32, T. 6 S., R. 33 E.,B.M.

W½NW¼, W½SW¼ Sec. 2, All Sec. 3, 4, 5, 6, 7, 8, 9 & 10, W½ Sec. 11, All Sec. 14 & 15, N½, SE¼ Sec.16, All Sec. 22 & 23, T. 6 S., R. 34 E., B.M.

NE¼, S½ Sec. 1, S½SE¼ Sec. 11, NE¼, N½NW¼, S½NW¼, SW¼ Sec. 12, W½ Sec. 13, E½, E½W½ Sec. 14, E½NW¼, E½SW¼, SW¼SW¼, SE¼ Sec. 23, SW¼NE¼, W½, NW¼SE¼, S½SE Sec. 24, All Sec. 25, N½, SE¼ Sec. 26, NE¼NE¼, SE¼SE¼ Sec. 27, E½ Sec. 34, NE¼, N½NW¼, S½ Sec. 35, W½NE¼, NW¼, SW¼ Sec. 36, T. 7 S., R. 30 E., B.M.

NE¼, NE¼NW¼, S½NW¼, SW¼, NW¼SE¼ Sec. 1, E½SE¼ Sec. 2, W½NE¼, NW¼, SW¼ Sec. 5, All Sec. 6, N½, NW¼SE¼ Sec. 7, W½NW¼ Sec. 8, SE¼SE¼ Sec. 10, NE¼, SE¼NW¼ Sec.11, S½NE¼, NW¼, N½SW¼, N½SE¼ Sec. 12, S½N½, S½ Sec. 13, All Sec. 14, NE¼, N½SE¼, SE¼SE¼ Sec. 15, NE¼NE¼, S½NE¼, SE¼NW¼, NE¼SW¼, S½SW¼, SE¼ Sec. 21, NE¼NE¼, S½NE¼, S½NW¼, SW¼, N½SE¼ Sec. 22, N½, NW¼SW¼ Sec. 23, N½NE¼, N½NW¼, SW¼NW¼ Sec. 24, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼ Sec. 28, E½NE¼, SE¼ Sec. 29, NE¼SE¼, S½SE¼ Sec. 31, N½NE¼, SW¼NE¼, S½NW¼, SW¼ Sec. 32, T. 7 S., R. 31 E., B.M.

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N½, N½SW¼ Sec. 1, All Sec. 2 & 3, NE¼, E½NW¼, S½ Sec. 4, SE¼SE¼ Sec. 5, N½NW¼, SW¼NW¼ Sec. 6, NE¼NE¼, S½NE¼, S½NW¼, N½SW¼, SE¼ Sec. 7, All Sec. 8, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼ Sec. 9, N½N½ Sec. 10, N½NW¼, SW¼NW¼, W½SW¼ Sec. 17, N½NE¼, NE¼NW¼ Sec. 18, NE¼NE¼, SW¼NE¼, SE¼NW¼ Sec. 19, T. 7 S., R. 32 E., B.M.

N½, SW¼, NW¼SE¼ Sec. 5, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 6, NE¼, NE¼NW¼ Sec. 7, N½NW¼, SW¼NW¼ Sec. 8, T. 7 S., R. 33 E., B.M.

NW¼, NW¼SW¼, E½SE¼ Sec. 1, NE¼, S½ Sec, 2, NE¼NE¼, NW¼ Sec, 10, NE¼NW¼, S½SW¼, S½SE¼ Sec. 11, NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 12, N½NE¼, SW¼NE¼, NW¼, N½SW¼, SW¼SW¼ Sec. 13, All Sec. 14, SE¼NE¼, SE¼ Sec. 15, E½, S½SW¼ Sec. 22, N½NE¼, SW¼NE¼, W½, NW¼SE¼ Sec. 23, W½NE¼, NW¼, N½SW¼, NW¼SE¼ Sec. 26, N½, NE¼SW¼, N½SE¼ Sec. 27, T. 8 S., R. 30 E., B.M.

NW¼NW¼ Sec. 5, NE¼, NE¼NW¼, S½NW¼, SW¼, N½SE¼, SW¼SE¼ Sec. 6, W½ Sec. 7, NW¼NW¼ Sec. 18, T. 8 S., R. 31 E., B.M.

SE¼SE¼ Sec. 8, NE¼SW¼, S½SW¼, W½SE¼ Sec. 9, NE¼NE¼, S½NE¼, S½SW¼, SW¼SE¼ Sec. 10, NW¼, S½SW¼ Sec. 15, S½NE¼, W½NW¼ Sec. 16, NE¼, E½NW¼, E½SW¼, N½SE¼, SW¼SE Sec. 21, NW¼NE¼, NW¼, N½SW¼ Sec. 22, NE¼SE¼, S½SE¼ Sec. 24, N½N½ Sec. 25, N½NE¼, SW¼NE¼, W½, N½SE¼, SW¼SE¼ Sec. 26, S½S½ Sec. 27, NE¼NW¼ Sec. 28, SW¼NW¼, SW¼ Sec. 34, N½NE¼ Sec. 35, T. 5 S., R. 11 E., B.M.

SW¼NW¼, N½SE¼, SW¼SE¼ Sec. 20, SE¼NE¼, NE¼SE¼ Sec. 21, W½NW¼, NW¼SW¼ Sec. 22, S½S½ Sec. 25, S½SE¼ Sec. 26, NW¼, NE¼SW¼ Sec. 27, NW¼NE¼, Sec. 28, SE¼NE¼ Sec.29, NE¼, N½NW¼, SE¼NW¼, NE¼SE¼ Sec. 34, N½NE¼, NW¼ Sec. 35, T. 5 S., R. 12 E., B.M.

SW¼NE¼, SE¼NW¼, NE¼SW¼, S½SW¼ Sec. 30, SW¼NE¼, W½NW¼ Sec. 31, S½S½ Sec. 32, T. 5 S., R. 13 E., B.M.

S½SE¼ Sec. 1, N½NE¼, NE¼NW¼ Sec. 3, SW¼SE¼ Sec. 4, NW¼NE¼, S½NE¼, E½NW¼, E½SW¼, SE¼ Sec. 9, NE¼NE¼ Sec. 12, W½NW¼, N½SW¼ Sec. 15, NE¼, NE¼SE¼ Sec. 15, T. 6 S., R. 11 E., B.M.

S½SE¼ Sec. 1, SW¼SW¼ Sec. 6, NW¼NW¼ Sec. 7, S½NE¼, SE¼NW¼, N½SW¼ Sec. 8, S½NE¼, S½NW¼, NE¼SW¼, NW¼SE¼ Sec. 9, N½NW¼ Sec. 10, T. 6 S., R. 12 E., B.M.

SW¼SW¼ Sec. 2, SE¼SW¼ Sec. 3, SW¼, S½SE¼ Sec. 4, NW¼NE¼, NW¼, E½SW¼, SE¼ Sec. 5, NE¼, NE¼NW¼, NW¼SW¼, S½SW¼, SW¼SE¼ Sec. 6, NE¼NE¼, NE¼NW¼ Sec. 7, N½, N½S½, SE¼SE¼ Sec. 8, W½NE¼, NW¼, S½ Sec. 9, E½, NW¼NW¼ Sec. 10, SW¼SW¼ Sec. 12, W½, N½SE¼ Sec. 13, NE¼NE¼, S½NE¼, NW¼SW¼, S½SW¼, SE¼ Sec. 14, NE¼SW¼, NE¼SE¼, W½SE¼ Sec. 15, N½NE¼, SE¼NE¼, N½NW¼ Sec. 16, NE¼NE¼ Sec. 17, E½SE¼ Sec. 22, NW¼NE¼, N½NW¼, SW¼NW¼, N½SW¼ Sec. 23, NW¼NW¼ Sec. 24, N½NE¼, SE¼NE¼ Sec, 27, S½NW¼, N½SW¼, NE¼SE¼, S½SE¼ Sec. 36, T. 6 S., R. 13 E., B.M.

S½SW¼ Sec. 17, S½SE¼ Sec. 18, NE¼SE¼, S½SE¼ Sec. 19, NW¼NE¼, N½NW¼, SW¼NW¼, W½SW Sec, 20, W½SW¼ Sec. 25, S½ Sec. 26, S½ Sec. 27, S½SW¼, SE¼ Sec. 28, SE¼NE¼ Sec. 29, NW¼NE¼, S½NE¼, NW¼, SW¼SE¼ Sec. 30, All Sec. 31, SW¼NW¼, NW¼SW¼, S½SW¼ Sec.32, N½NE¼, SE¼NE¼, N½NW¼, S½SW¼, S½SE¼ Sec. 33, N½, S½SW¼, SE¼ Sec. 34, All Sec. 35, N½, SW¼, NW¼SE¼ Sec. 36, T. 6 S., R. 14 E., B.M.

SE¼SW¼, SE¼ Sec. 1, NE¼, E½NW¼ Sec. 12,, T. 7 S., R. 13 E., B.M.

S½NE¼, S½NW¼, N½SW¼, SE¼SW¼, N½SE¼, SE¼SE¼ Sec. 1, S½NW¼, N½S½ Sec. 2, S½N½, N½SE¼ Sec. 3, S½N½, SW¼, NW¼SE¼, E½SE¼ Sec. 4, All Sec. 5 & 6, N½, NE¼SW¼, S½SW¼, SE¼ Sec. 7, All Sec. 8, NW¼NE¼, S½NE¼, NW¼, E½SW¼, SE¼ Sec. 9, S½NE¼, NW¼, S½ Sec.10, S½SW¼ Sec. 13, S½ Sec. 14, N½, S½SE¼ Sec. 15, W½NE¼ Sec. 16, N½, NW¼SW¼, NE¼SE¼ Sec. 17, NE¼, N½NW¼, SE¼NW¼, NE¼SW¼, SE¼ Sec. 18, S½NE¼, NE¼SW¼, SE¼ Sec. 19, SW¼, S½SE¼ Sec. 20, E½NE¼, S½SW¼, SE¼ Sec. 21, N½, E½SW¼, SE¼ Sec. 22, N½, SW¼, NW¼SE¼, SE¼SE¼ Sec. 23, NW¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 24, All Sec. 25 & 26, NE¼, E½NW¼, S½ Sec. 27, N½NE¼, SE¼NE¼, NW¼, S½ Sec. 28, NE¼NE¼, SW¼NE¼, W½, NW¼SE¼ Sec. 29, NE¼, N½SE¼ Sec. 30, NW¼NE¼, S½NE¼ N½NW¼, SE¼NW¼, E½SW¼, NW¼SE¼, S½SE¼ Sec. 32, NE¼, NE¼NW¼, N½SW¼, SW¼SW¼, SE¼ Sec. 33, N½, SW¼, N½SE¼ Sec. 34, N½, N½SW¼, SE¼SW¼, SE¼, All Sec. 36, T. 7 S., R. 14 E., B.M.

Sec. 25)

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SW¼NW¼, SW¼, W½SE¼ Sec. 6, SE¼SW¼ Sec. 8, NW¼SW¼, S½SW¼, S½SE¼ Sec. 19, S½SW¼ SW¼SE¼ Sec. 20, S½SE¼ Sec. 21, NW¼SW¼, W½SE¼ Sec. 22, SW¼NW¼, SE¼SE¼ Sec. 23, SE¼SE¼ Sec. 24, All Sec. 25, E½NE¼, E½SE¼ Sec. 26, NW¼NW¼, S½SW¼, SW¼SE¼ Sec. 27, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 28, All Sec. 29, 30, 31, 32, 33, 34 & 35, NW¼NE¼, NE¼NW¼ Sec. 36, T. 7 S., R. 15 E., B.M.

SW¼SW¼ Sec. 12, All Sec. 13, SE¼NE¼, E½SW¼, SE¼ Sec. 14, SW¼SW¼, NE¼SE¼, S½SE¼ Sec. 19, SW¼NW¼, NE¼SW¼, SE¼SW¼, SW¼SE¼ Sec. 20, S½S½ Sec. 21, NE¼NE¼, S½NE¼, SE¼NW¼, NW¼SW¼, S½SW¼, SE¼ Sec. 22, All Sec. 23, N½, SE¼ Sec. 24, N½, NE¼SW¼, W½SW¼, SE¼ Sec. 25, All Sec. 26, NE¼, NE¼NW¼, W½NW¼, S½ Sec. 27, N½, SW¼, N½SE¼, SW¼SE¼ Sec. 28, NE¼, NE¼NW¼, SW¼NW¼, NW¼SW¼, E½SW¼ Sec. 29, NE¼, N½NW¼, SE¼NW¼, N½SE¼ Sec. 30, NE¼NE¼, S½NE¼, SE¼NW¼, NE¼SW¼, SE¼SW¼, NW¼SE¼, S½SE¼ Sec. 31, All Sec.32, N½, SW¼, NE¼SE¼ Sec. 33, All Sec. 34 & 35, N½NE¼, SW¼NE¼, SE¼NW¼, N½SW¼, SE¼SW¼, SE¼ Sec. 36, T. 7 S., R. 16 E., B.M.

SW¼NE¼, NE¼SW¼, N½SE¼, SE¼SE¼ Sec. 7, ~~illegible~~ S½SW¼, SW¼SE¼ Sec.8, SE¼SW¼, SW¼SE¼ Sec. 10, SE¼SW¼, SE¼ Sec. 11, NW¼SW¼, S½SW¼ Sec. 12, N½NW¼ Sec.13, N½NE¼, NE¼NW¼ Sec. 14, NE¼NW¼, S½NW¼, NW¼SW¼ Sec. 15, NW¼SW¼, S½SW¼ Sec. 16, All Sec.17, 18, 19 & 20, W½ Sec. 21, NE¼NW¼, SW¼SW¼ Sec. 22, NW¼NW¼, S½NW¼, SW¼ Sec. 27, All Sec. 28, 29 & 30, NE¼, E½NW¼, E½SW¼, NE¼SE¼, W½SE¼ Sec. 31, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 32, All Sec. 33, NE¼, NW¼NW¼, S½NW¼, S½ Sec. 34, S½SW¼ Sec. 35, T. 7 S., R. 17 E., B.M.

SE¼SW¼, SE¼ Sec. 28, NE¼, E½NW¼, NE¼SW¼, SE¼ Sec. 32, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 33, S½NW¼, SW¼, S½SE¼ Sec. 34, S½S½ Sec. 35, S½SW¼ Sec. 36, T. 7 S., R. 23 E., B.M.

SW¼NE¼, S½NW¼, SW¼, NW¼SE¼, S½SE¼ Sec. 1, S½N½, S½ Sec. 2, SE¼NE¼, E½SE¼ Sec. 3, E½E½, Sec. 10, All Sec. 11, N½NE¼, SW¼NE¼, W½, NW¼SE¼, S½SE¼ Sec. 12, All Sec. 13 & 14, NE¼NE¼, S½NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 15, S½S½ Sec. 20, S½NE¼, SE¼NW¼, NE¼SW¼, S½SW¼, SE¼ Sec. 21, All Sec. 22, 23, 24, 25, 26, 27 & 28, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 29, E½NE¼ Sec. 30, SE¼NE¼, S½SW¼, SE¼ Sec. 31, NE¼, NE¼NW¼, SW¼NW¼, SE¼NW¼, S½ Sec. 32, All Sec. 33, 34, 35 & 36, T. 7 S., R. 24 E., B.M.

SW¼SW¼ Sec. 6, NW¼NW¼, SW¼SW¼ Sec. 7, NW¼, W½SW¼ Sec. 18, SW¼NE¼, NW¼NW¼, S½NW¼, SW¼, NW¼SE¼, S½SE¼ Sec. 19, SW¼SW¼ Sec. 20, SE¼SW¼, S½SE¼ Sec. 22, SW¼NE¼, NW¼NW¼, S½NW¼, SW¼, W½SE¼ Sec. 25, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 26, All Sec. 27, S½ Sec. 28, NW¼NW¼, SW¼, SE¼SE¼ Sec. 29, All Sec. 30, 31, 32, 33, 34 & 35, NW¼NE¼, W½, W½SE¼ Sec. 36, T. 7 S., R. 25 E., B.M.

All Sec. 1 & 2, S½NE¼, NE¼NW¼, S½ Sec. 3, W½NE¼, NW¼SE¼ Sec. 4, SW¼SW¼ Sec. 5, NE¼SE¼ Sec. 6, N½NE¼, NE¼NW¼ E½SE¼ Sec. 8, N½NE¼, S½NW¼, SW¼, NW¼SE¼, S½SE¼ Sec. 9, All Sec. 10, 11, 12 & 13, N½, SW¼, S½SE¼ Sec. 14, All Sec. 15, E½NE¼ Sec. 17, E½NE¼, NE¼SE¼ Sec. 21, All Sec. 22 & 23, N½NE¼, SE¼NE¼, N½NW¼, SW¼NW¼, N½SW¼, SW¼SW¼, NE¼SE¼, S½SE¼ Sec. 24, All Sec. 25, 26 & 27, SE¼NE¼, NE¼SE¼, S½SE¼ Sec. 28, NE¼, N½SE¼, SE¼SE¼ Sec. 33, All Sec. 34 & 35, N½NE¼, SW¼NE¼, N½NW¼, SW¼NW¼, NW¼SW¼, NW¼SE¼ Sec. 36, T. 8 S., R. 14 E., B.M.

All Sec. 1, 2, 3, 4, 5, 6 & 7, N½, N½SW¼, SW¼SW¼, SE¼ Sec. 8, All Sec. 9, 10, 11 & 12, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 13, All Sec. 14, N½, SW¼, N½SE¼, SE¼SE¼ Sec. 15, NW¼NW¼ Sec. 16, NE¼NE¼, NW¼NW¼, SW¼SW¼ Sec. 17, N½NE¼, S½NW¼ Sec. 18, E½NE¼, SW¼NW¼, SE¼ Sec. 19, NW¼NW¼, S½ Sec. 20, NE¼, N½NW¼, S½SW¼ Sec. 21, N½NE¼, N½NW¼, SW¼NW¼ Sec. 22, NE¼NE¼, S½NE¼, E½NW¼, N½SE¼ Sec. 23, NE¼, N½NW¼, SW¼NW¼, SW¼SW¼, NE¼SE¼ Sec. 24, W½ Sec. 25, S½NE¼, W½, SE¼ Sec. 26, SW¼NE¼, W½NW¼, S½ Sec. 27, All Sec. 28, 29, 30, 31, 32, 33, 34 & 35, T. 8 S., R. 15 E., B.M.

All Sec. 1, 2 & 3, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 4, All Sec. 5, 6, 7 & 8, NE¼, NE¼NW¼, S½NW¼, W½SW¼, SE¼ Sec. 9, All Sec. 10, 11, 12, 13, 14 & 15, NE¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 16, N½NE¼, SE¼NE¼, NW¼, S½ Sec. 17, NE¼, NE¼NW¼, S½ NW¼, SW¼, NE¼SE¼, S½SE¼ Sec. 18, N½, N½SW¼, N½SE¼, SW¼SE¼ Sec. 19, N½, NE¼SW¼, N½SE¼, SE¼SE¼ Sec. 20, All Sec. 21, 22, 23, 24, 25, 26, 27 & 28, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 29, SE¼ Sec. 30, All Sec. 31, 32, 33, 34 & 35, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 36, T. 8 S., R. 16 E., B.M.

SW¼NW¼, W½SW¼ Sec. 1, SW¼NE¼, NW¼, S½ Sec. 2, N½, NW¼SW¼, S½SW¼, SE¼ Sec. 3, NE¼, S½NW¼, S½ Sec. 4, NW¼NE¼, S½NE¼, NW¼, S½ Sec. 5, All Sec. 6, 7, 8 & 9, NW¼ Sec. 10, All Sec. 17, 18, 19, 20, & 21, W½, ~~illegible~~ SW¼SE¼ Sec. 22, SE¼ Sec. ~~illegible~~, S½NW¼, S½ Sec. 26, All Sec. 27, 28, 29, 30, 31, 32, 33, 34 & 35, NE¼SW¼, SW¼SW¼, N½SE¼ Sec. 36, T. 8 S., R. 17 E., B.M.

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S½SW¼ Sec. 16, SE¼NE¼, SE¼ Sec. 20, NW¼NE¼, NW¼, W½SW¼ Sec. 21, NW¼, NE¼SW¼, S½SW¼, SE¼ Sec. 28, N½, SW¼, NE¼SE¼, S½SE¼ Sec. 29, SE¼ Sec. 30, N½, SW¼ Sec. 31, N½NE¼, NW¼ Sec. 32, All Sec. 33, T. 8 S., R. 18 E., B.M.

S½SE¼ Sec. 15, E½NE¼, S½SE¼ Sec. 21, All Sec. 22, S½ Sec. 23, SW¼ Sec. 24, S½NE¼, NW¼, S½ Sec. 25, All Sec. 26 & 27, E½ Sec. 28, S½SE¼ Sec. 31, S½NE¼, S½ Sec. 32, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 33, All Sec. 34, 35 & 36, T. 8 S. R. 21 E., B.M.

NE¼NE¼, S½NE¼, SE¼ Sec. 25, S½NW¼, E½SW¼, W½SW¼ Sec. 30, NW¼, N½SW¼ Sec. 31, S½SW¼, SE¼ Sec. 35, NE¼, S½NW¼, S½ Sec. 36, T. 8 S., R. 22 E., B.M.

All Sec. 1, 2 & 3, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 4, E½SE¼ Sec. 7, S½NW¼, S½ Sec. 8, N½NE¼, SE¼NE¼, NE¼SW¼, S½SW¼, SE¼ Sec. 9, All Sec. 10, 11, 12, 13, 14, 15, 16 & 17, E½NE¼, NE¼SE¼, S½SE¼ Sec. 18, All Sec, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 & 36, T. 8 S., R. 23 E., B.M.

All of Township 8 South, Range 24 East, B. M.

All of Township 8 So8th, Range 25 East, B.M.

SW¼SW¼ Sec. 4, SW¼SW¼, S½SE¼ Sec. 5, All Sec. 6, 7 & 8, W½, S½SE¼ Sec. 9, S½SW¼ Sec. 10, NW¼NW¼, S½NE¼, NW¼, S½ Sec. 15, All Sec. 16, 17 & 18, T. 8 S., R. 26 E., B.M.

NE¼NE¼, N½NW¼ Sec. 1, N½NE¼, SW¼NE¼, NW¼ Sec. 2, NE¼, N½NW¼, SE¼NW¼ Sec. 3, T. 9 S., R. 14 E., B.M.

N½NE¼, SE¼NE¼, NW¼, N½SW¼, E½SE¼ Sec. 1, N½, SW¼, N½SE¼ Sec. 2, N½, N½SW¼, SE¼ Sec. 3, N½NE¼, SE¼NE¼, NE¼NW¼, SW¼NW¼, NE¼SE¼ Sec. 4, SE¼NE¼ Sec. 5, N½NW¼ Sec.6, T. 9 S., R. 15 E., B.M.

All Sec. 1, N½, W½SW¼ Sec. 2, All Sec. 3, 4, 5 & 6, NE¼, NE¼NW¼, SE¼NW¼, SE¼ Sec. 7, All Sec. 8, N½ N½SW¼, SE¼SW¼, E½SE¼ Sec. 9, All Sec. 10, S½NE¼, NW¼, S½ Sec. 11, All Sec. 12, 13, 14 & 15, N½NE¼, NE¼NW¼ Sec. 16, All north of Sbake River in Sec. 17, T. 9 S., R. 16 E., B.M.

All Sec. 1, 2, 3, 4, 5, 6, 7 & 8, NE¼, N½NW¼, SW¼NW¼, SE¼ Sec. 9, N½ Sec. 10, NE¼, N½NW¼, SW¼NW¼ Sec. 11, N½NE¼, NW¼ Sec. 12, N½NW¼, SE¼NW¼ Sec. 17, All Sec. 18, N½N½ Sec. 19, T. 9 S., R. 17 E., B.M.

S½W¼SW¼ Sec. 1, SE¼NW¼, S½ Sec. 2, E½SW¼, SE¼ Sec. 3, NE¼, N½NW¼, SW¼NW¼, NW¼SW¼ Sec. 4, SE¼NE¼, SW¼NW¼, SW¼, NE¼SE¼ Sec. 5, NW¼NE¼, S½NE¼, NW¼, N½SW¼, SW¼SW¼, N½SE¼ Sec. 6, E½NE¼ Sec. 9, N½, SE¼ Sec. 10, N½, SW¼ Sec. 11, N½NE¼, SW¼NE¼, NW¼ Sec. 12, NW¼NE¼, S½NE¼, SE¼NW¼, NE¼SW¼, N½SE¼, SE¼SE¼ Sec. 17, SE¼SW¼, SE¼ Sec.54, S½SW¼, SE¼ Sec. 55, S½NE¼, S½ Sec. 56, T. 9 S. , R. 18 E., B.M.

NW¼SW¼ Sec. 4, SE¼NE¼, NW¼SW¼ Sec. 5, NW¼NW¼ Sec. 8, NW¼SW¼, S½SW¼, SW¼SE¼ Sec. 26, NW¼NE¼, S½NE¼, S½NW¼, S½ Sec. 27, All Sec. 28, NE¼, SE¼NW¼, S½ Sec. 29, S½SW¼, SE¼ Sec. 30, All Sec. 31 & 32, N½NE¼, NW¼, N½SW¼ Sec. 33, N½, N½SE¼, SE¼SE¼ Sec. 34, N½, SE¼ Sec. 35, W½SW¼, SE¼SE¼ Sec. 36, T. 9 S., R. 19 E., B.M.

SE¼SW¼ Sec. 30, All Sec. 31, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 32, S½NE¼, NW¼NW¼, S½NW¼, S½ Sec. 33, S½ Sec. 34, SW¼SW¼ Sec. 35, T. 9 S., R. 20 E., B.M.

N½, N½SW¼, SW¼SW¼ Sec. 1, All Sec. 2, 3 & 4, S½SW¼, SE¼ Sec. 8, All Sec. 9 & 10, W½NE¼, W½, W½SE¼ Sec. 11, All Sec. 13, N½, N½SW¼ Sec. 14, All Sec. 15 & 16, N½NE¼, SE¼NE¼, NW¼, NE¼SE¼ Sec. 17, NE¼, N½NW¼, SE¼NW¼ Sec. 21, All Sec. 22, 24 25, 31, 35 & 36, T. 9 S., R. 21 E., B.M.

All Sec. 1 & 2, NE¼, NE¼NW¼, S½NW¼, S½ Sec. 3, NE¼, S½ Sec. 4, NE¼NE¼, S½NE¼, S½ S½ Sec. 5, SW¼NW¼, S½ Sec. 6, All Sec. 7, 8, 9, 10, 11, Secs. 12-36 inc. complete, T. 9 S., R. 22 E., B. M.

All of Townshiip 9 South, Range 23 East, B. M.

All of Townshiip 9 South, Range 24 East, B. M.

R-670

N½N½ Sec. 1, N½NE¼, N½NW¼, SW¼NW¼, S½SW¼, SE¼ Sec. 2, N½, N½SW¼, SE¼SE¼ Sec. 3, All Sec. 4, 5, 6, 7, 8, 9 & 10, N½, N½SW¼, SW¼SW¼, NW¼SE¼ Sec. 11, N½NE¼, SW¼NE¼, W½, W½SE¼ Sec. 16, All Sec. 17, 18, 19 & 20, N½NE¼, NW¼ Sec. 21, SW¼NE¼, NW¼, SW¼ Sec. 29, All Sec. 30, N½NE¼, W½ Sec. 31, T. 9 S., R. 25 E., B.M.

All Sec. 1, N½, N½SW¼, SE¼ Sec. 2, NE¼, E½NW¼, E½SE¼ Sec. 3, N½NE¼ Sec. 11, NE¼, N½NW¼, M½SE¼ Sec. 12, T. 10 S., R. 18 E., B. M.

All Sec. 1, NE¼, NW¼SW¼, SE¼ Sec. 2, N½NE¼, SW¼NE¼, NW¼, S½ Sec. 5, All Sec. 6, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 7, All Sec. 8, S½NE¼, NW¼, S½ Sec. 9, NE¼, NE¼NW¼ S½NW¼, S½ Sec. 10, NE¼NE¼, S½NE¼, NW¼, S½ Sec. 11, All Sec. 12 & 13, NE¼, NE¼SE¼, SW¼SE¼ Sec. 14, W½NE¼, NW¼ Sec. 15, NE¼, N½NW¼, SE¼NW¼, N½SE¼, SE¼SE¼ Sec. 24, T. 10 S., R. 19 E., B.M.

All Sec. 1 & 2, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 3, N½ Sec. 4, NE¼, N½NW¼, SW¼NW¼ Sec. 5, All Sec. 6, NW¼NE¼, NW¼, NW¼SW¼, S½SW¼, S½SE¼ Sec. 7, S½SW¼ Sec. 8, N½NE¼, SE¼NE¼ Sec. 11, All Sec. 12, NE¼NE¼, NE¼NW¼ Sec. 13, NW¼ Sec. 17, All Sec. 18, W½NE¼, W½, W½SE¼ Sec. 19, NE¼, S½NW¼, N½SW¼ Sec. 25, SE¼NE¼, SE¼SW¼, SE¼ Sec. 26, W½NE¼, W½, NW¼SE¼ Sec. 30, S½NE¼, NW¼, NE¼SW¼, SE¼ Sec. 31, S½SW¼, S½SE¼, Sec. 32, S½NE¼, SW¼, N½SE¼ Sec. 33, S½NE¼, S½NW¼, N½SW¼, NW¼SE¼ Sec. 34, T. 10 S., R. 20 E., B.M.

All Sec. 1, 2 & 3, E½NW¼, SE¼SW¼, E½ Sec. 4, NW¼, S½ Sec. 5, All Sec. 6, N½, NE¼SW¼, S½SW¼, SE¼ Sec. 7, SE¼NE¼ Sec. 8, N½, N½SW¼, N½SE¼ Sec. 9, All Sec. 10, 11, 12, 13, 14 & 15, NE¼NE¼, S½NE¼, SE¼SW¼, SE¼ Sec. 16, S½SW¼ Sec. 18, N½NW¼, SE¼NW¼, S½SW¼ Sec. 19, N½SW¼, SE¼ Sec. 20, NE¼, NE¼NW¼, S½ Sec. 21, N½, N½SW¼, SE¼SW¼, N½SE¼ Sec. 22, N½, N½SW¼, SE¼SW¼, N½SE¼, SE¼SE¼ Sec. 23, T. 10 S., R. 21 E., B.M.

All of Township 10 South, Range 22 East, B.M.

All of Township 10 South, Range 23 East, B. M.

All of Township 10 South, Range 24 East, B. M.

All Sec. 1, 2, 11, 12, 13 & 14, T. 11 S., R. 22 E., B.M.

All of Township 11 South, Range 23 East, B.M., except Secs. 28-36 inclusive.

All Secs. 2-10, 16-20, 29-30, T. 11 S., R. 24 E., B.M.

That any protests against the approval of this applicatoon must be filed in the Department of Reclamation within Forty (40) days from the date of this Notice; such protest shall state the name and address of the protestant and shall clearly set forth his objectoons to the approval of the said application.

Dated this 10th day of October, 1939.

James Sharpe

Commissioner of Reclamation

Date of first publication:
Date of last publication:
Last date for protest: November 19, 1939

SERVICE of the foregoing, by copy, is hereby admitted this _____ day of October, 1939.

_____

Applicant.

R-670

N½N½ Sec. 1, N½NE¼, N½NW¼, SW¼NW¼, S½SW¼, SE¼ Sec. 2, N½, N½SW¼, SE¼SE¼ Sec. 3, All Sec. 4, 5, 6, 7, 8, 9 & 10, N½, N½SW¼, SW¼SW¼, NW¼SE¼ Sec. 11, N½NE¼, SW¼NE¼, W½, W½SE¼ Sec. 16, All Sec. 17, 18, 19 & 20, N½NE¼, NW¼ Sec. 21, SW¼NE¼, NW¼, SW¼ Sec. 29, All Sec. 30, N½NE¼, W½ Sec. 31, T. 9 S., R. 25 E., B.M.

All Sec. 1, N½, N½SW¼, SE¼ Sec. 2, NE¼, E½NW¼, E½SE¼ Sec. 3, N½NE¼ Sec. 11, NE¼, N½NW¼, N½SE¼ Sec. 12, T. 10 S., R. 18 E., B. M.

All Sec. 1, NE¼, NW¼SW¼, SE¼ Sec. 2, N½NE¼, SW¼NE¼, NW¼, S½ Sec. 5, All Sec. 6, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 7, All Sec. 8, S½NE¼, NW¼, S½ Sec. 9, NE¼, NE¼NW¼ S½NW¼, S½ Sec. 10, NE¼NE¼, S½NE¼, NW¼, S½ Sec. 11, All Sec. 12 & 13, NE¼, NE¼SE¼, SW¼SE¼ Sec. 14, W½NE¼, NW¼ Sec. 15, NE¼, N½NW¼, SE¼NW¼, N½SE¼, SE¼SE¼ Sec. 24, T. 10 S., R. 19 E., B.M.

All Sec. 1 & 2, N½, N½SW¼, SE¼SW¼, SE¼ Sec. 3, N½ Sec. 4, NE¼, N½NW¼, SW¼NW¼ Sec. 5, All Sec. 6, NW¼NE¼, NW¼, NW¼SW¼, S½SW¼, S½SE¼ Sec. 7, S½SW¼ Sec. 8, N½NE¼, SE¼NE¼ Sec. 11, All Sec. 12, NE¼NE¼, NE¼NW¼ Sec. 13, NW¼ Sec. 17, All Sec. 18, W½NE¼, W½, W½SE¼ Sec. 19, NE¼, S½NW¼, N½SW¼ Sec. 25, SE¼NE¼, SE¼SW¼, SE¼ Sec. 26, W½NE¼, W½, NW¼SE¼ Sec. 30, S½NE¼, NW¼, NE¼SW¼, SE¼ Sec. 31, S½SW¼, S½SE¼, Sec. 32, S½NE¼, SW¼, N½SE¼ Sec. 33, S½NE¼, S½NW¼, N½SW¼, NW¼SE¼ Sec. 34, T. 10 S., R. 20 E., B.M.

All Sec. 1, 2 & 3, E½NW¼, SE¼SW¼, E½ Sec. 4, NW¼, S½ Sec. 5, All Sec. 6, N½, NE¼SW¼, S½SW¼, SE¼ Sec. 7, SE¼NE¼ Sec. 8, N½, N½SW¼, N½SE¼ Sec. 9, All Sec. 10, 11, 12, 13, 14 & 15, NE¼NE¼, S½NE¼, SE¼SW¼, SE¼ Sec. 16, S½SW¼ Sec. 18, N½NW¼, SE¼NW¼, SW¼SW¼ Sec. 19, N½SW¼, SE¼ Sec. 20, NE¼, NE¼NW¼, S½ Sec. 21, N½, N½SW¼, SE¼SW¼, N½SE¼ Sec. 22, N½, N½SW¼, SE¼SW¼, N½SE¼, SE¼SE¼ Sec. 23, T. 10 S., R. 21 E., B.M.

All of Township 10 South, Range 22 East, B.M.

All of Township 10 South, Range 23 East, B. M.

All of Township 10 South, Range 24 East, B. M.

All Sec. 1, 2, 11, 12, 13 & 14, T. 11 S., R. 22 E., B.M.

All of Township 11 South, Range 23 East, B.M., except Secs. 28-36 inclusive.

All Secs. 2-10, 16-20, 29-30, T. 11 S., R. 24 E., B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation within Forty (40) days from the date of this Notice; such protest shall state the name and address of the protestant and shall clearly set forth his objections to the approval of the said application.

Dated this 10th day of October, 1939.

James Ogle

Commissioner of Reclamation

Date of first publication:
Date of last publication:
Last date for protest: November 19, 1939

SERVICE of the foregoing, by copy, is hereby admitted this 11 day of October, 1939.

Lynn Crandall

Applicant.

K-6

October 10, 1939

Re: Application No. R-26214

Mr. Lynn Crandall,
Water Master District No. 36,
Box 697,
Idaho Falls, Idaho.

Dear Mr. Crandall:-

We are herewith enclosing duplicate notice which has been prepared in accordance with the provisions of Section 41-205 of the Idaho Code Annotated, as amended by Chapter 145 of the Session Laws of 1935, for your acknowledgment of service.

Please sign both copies, and return them to this office immediately, together with the enclosed form of authorization for us to have the notice published in a paper that you may designate in Bonneville County.

And, by the way, we are wondering if you had some extra copies made of the land list which was attached to your application. If so, and you could furnish us with a copy, it would save us considerable work in copying this list for our Permit record, and we would appreciate receiving same from you.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

By

Chief Clerk

JLA
Encs.

R-6?C

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

LYNN CRANDALL, WATERMASTER

IDAHO FALLS, IDAHO

WATER DISTRICT NO. 36

C.A.Bottolfsen
~~C.A. BOTTOLFSEN~~, GOVERNOR
~~R. W. FARIS~~, COMMISSIONER
James Spofford

October 3, 1939

Mr. James Spofford
Commissioner of Reclamation
Boise, Idaho.

Dear Mr. Spofford:

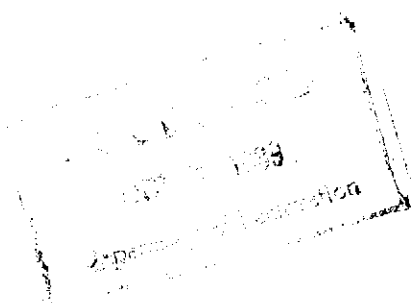
I am enclosing revised land list which has been checked in regard to items mentioned in yours of Sept. 26, and am returning the maps under separate cover.

If you discover any more errors in the list you can correct them there if you will do so.

Very truly yours,

Lynn Crandall

Watermaster.



R-670

Form No. 30

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

Boise, Idaho, September 29, 1939

Application No. 26214

SIR:

Application which has been filed under the above number is herewith returned for correction in the following particulars:

(1) Check land list against maps, as per attached sheet.
(2) Fill out question 11.
(3) Have enclosed affidavit of residence executed.

You are allowed 60 days from date of first return for correction, as stamped in second line on back of application, to file completed application. If received after that date application can be refiled under a new number with later priority, requiring additional fee.

Yours truly,

COMMISSIONER OF RECLAMATION.

By .....

Encl: App.

R-670

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

Idaho Falls, Idaho
Sept. 21, 1939

Mr. James Spofford
Commissioner of Reclamation
Boise, Idaho.

Dear Mr. Spofford:

I am returning herewith application for Grand Valley Storage Permit together with list of lands to be irrigated. The necessary maps are being forwarded under separate cover.

Please have the blueprints made at the Idaho Blue Print and Supply Co. and charged to my account.

Very truly yours,
Lynn Crandall
District Engineer.

SEP 22 19

R-670

Form No. 30

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

Boise, Idaho, August 26, 1939

Application No. 26214

Mr. Lynn Crandall,
Water Master District # 36,
Idaho Falls, Idaho

SIR:

Application which has been filed under the above number is herewith returned for correction in the following particulars:

Furnish maps

You are allowed 60 days from date of first return for correction, as stamped in second line on back of application, to file completed application. If received after that date application can be refiled under a new number with later priority, requiring additional fee.

Yours truly,

JAMES SPOFFORD
COMMISSIONER OF RECLAMATION.

By .....

Deputy Commissioner

Encl: App. 26214

R-670

C. A. Bottolfsen
~~C. BEN ROSS~~, GOVERNOR
~~R. W. FARIS~~, COMMISSIONER
James Spofford

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

LYNN GRANDALL, WATERMASTER

IDAHO FALLS, IDAHO

WATER DISTRICT NO. 36

July 27, 1939

Mr. James Spofford
Commissioner of Reclamation
Boise, Idaho.

Dear Mr. Spofford:

Will you please have typed in on the application for permit on the South Fork Reservoir under "4", the following location of the reservoir outlet:

N 52° W, 2700' from the 1/4 corner between
Secs. 16 and 17, T. 1 S., R. 45 E.

Very truly yours,

NWNE

Lynn Grandall

Watermaster.

RECEIVED
JUL 28 1939
Department of Reclamation

R-670

C. A. Bottolfsen
~~C. BEN ROSS~~, GOVERNOR
~~R. W. FARIS~~, COMMISSIONER
James Spofford

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

LYNN CRANDALL, WATERMASTER

IDAHO FALLS, IDAHO

WATER DISTRICT NO. 36

July 22, 1939

Mr. James Spofford
Commissioner of Reclamation
Boise, Idaho.

Dear Mr. Spofford:

I am enclosing application for permit and filing fee for $1,404.75 covering the proposed South Fork Reservoir.

I am writing to the Bureau of Reclamation for the reservoir maps, plan of dam, etc. and will file these within the 60-day period.

Very truly yours,

Lynn Crandall

Watermaster.

Fee Correct.

R-670

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO STORE AND APPROPRIATE WATER IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 145, 1935 SESSION LAWS.

NOTICE IS HEREBY GIVEN That on the 28th day of July, 1939, Lynn Crandall, Water Master of District No. 36, of Idaho Falls, Bonneville County, Idaho, made application No. 26214 to store and appropriate One Million Four Hundred Thousand (1,400,000) Acre Feet per Annum of the waters of Snake River, a tributary of Columbia River, for irrigation, power and domestic purposes.

That the point of outlet of the proposed reservoir is located N. 52° W. 2400 feet distant from the 1/4 corner between Sections 16 and 17, Township 1 South, Range 45 East, B.M., and is in the NW¼ of NE¼ of Section 17, Township 1 South, Range 45 East, B.M.

That the point of use of said water is located N. 50° W. 2300 feet distant from the 1/4 corner between Sections 16 and 17, Township 1 South, Range 45 East, B.M., and is in the NW¼ of NE¼ of Section 17, Township 1 South, Range 45 East, B.M.

That the water is to be returned to Snake River at a point N. 50° W. 2300 feet distant from the 1/4 corner between Sections 16 and 17, Township 1 South, Range 45 East, B.M., in the NW¼ of NE¼ of Section 17, Township 1 South, Range 45 East, B. M.

That the lands to be irrigated under said application are described as follows, to-wit:

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35 & 36, T. 6 N., R. 39 E., B.M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, N½, SW¼ Sec. 30, W½ Sec. 31, T. 6 N., R. 40 E., B.M.

All Sec. 13, SE¼SW¼, NE¼SE¼, S½SE¼ Sec. 14, S½SE¼ Sec. 22, All Secs. 23, 24, 25, 26 & 27, SW¼NE¼, W½, NW¼SE¼, S½SE¼ Sec. 28, All Sec. 29, 31, 32, 33, 34, 35 & 36, T. 5 N., R. 37 E., B.M.

All Sec. 12 & 13, SW¼, W½SE¼ Sec. 18, All Sec. 19 & 20, S½N½, S½ Sec. 21, SW¼NW¼, NW¼SW¼, S½SW¼, NE¼SE¼, S½SE¼ Sec. 22, NE¼NE¼, S½NE¼, S½NW¼, S½ Sec. 23, All Sec. 24, 25, 26, 27 28, 29, 30, 31, 32, 33, 34, 35 & 36, T. 5 N., R. 38 E., B.M.

All of Township 5 N., Range 39 E., B.M.

All Sec. 6, 7, 18, 19, 29, 30, 31 & 32, W½ Sec. 33, T. 5 N., R. 40 E., B.M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, & 28, 33, 34, 35 & 36, T. 4 N., R. 37 E., B.M.

All of Township 4 North, Range 38 East, B.M.

All of Township 4 North, Range 39 East, B.M.

All Sec. 4, 5, 6, 7, & 8, W½ Sec. 9, W½ Sec. 16, All Sec. 17, 18, 19, 20 & 21, S½N½, S½ Sec. 22, All SW of river in Sec. 26, All Sec. 27, 28, 29, 30, 31, 32, 33, 34, 35 All SW of river in Sec. 36, T. 4 N., R. 40 E., B.M.

All Sec. 1, 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 25, 26, 27, 28, 33, 34, 35, 36, T. 3 N., R. 37 E., B.M.

All of Township 3 North, Range 38 East, B.M.

R-L-70

Land List Page No.	Map Sheet No.	Legal Description	Map Shows	Land List Shows
2	4	5N-38E	Sec. 1	Ommitted Sec. 1
5	4	Sheet shows nothing in 3N-40E while map shows N½ Sec. 1	All of 2,3,5,6,7	
6	5	1S-37E	All of Twp except 25 & 36	All of Twp except 26 & 36
7	5	Sec.17-2S-37E	Part of NW¼NE¼ & SW¼NE¼	Not shown
7	5	Sec.19-2S-37E	None in SW¼SW¼	20 acres in NW¼SW¼
8	5	3S-36E	Parts of 3,4,7,8 All of 5,6	Not shown
9	6	Sec.10-4S-33E	SE¼SW¼	Not shown
11	8	Sec.8-6S-31E	SE¼SW¼	Not shown
12	8	Sec.13-6S-33E	N½NE¼,SW¼NE¼,NW¼, N½SW¼	NE¼,NW¼,S½SW¼
12	8	Sec.30-6S-33E	All Sec. but W½NW¼	All of Sec.
13	8	Sec.14-7S-30E	SE¼SW¼	Ommitted
14	8	Sec.18-7S-32E	N½NE¼,NE¼NW¼	None
14	8	Sec.19-7S-32E	NE¼NE¼	Ommitted
14	8	Sec.1-8S-30E	E½SE¼	E½NE¼
15	14	Sec.6-6S-13E	SE¼SW¼	Ommitted
16	13	Sec.28-6S-14E	S½SW¼	Ommitted
16	13	Sec.33-6S-14E	N½NW¼	Ommitted
18	13	Sec.35-7S-17E	S½SW¼	S½NW¼
18	10	Sec.21-7S-24E	NE¼SW¼	NW¼SW¼
19	13	Sec.8-8S-14E	Ommitted	SW¼NE¼
22	12	Sec.21-8S-21E	S½SE¼	Ommitted
22	10	Sec.1-8S-23E	All of Sec.	All of Sec. except SW¼NE¼,N½SE¼
23	13	Sec.6-9S-15E	N½NW¼	Ommitted
24	13	9S-16E	Parts of Sec's. 22,23,24	Ommitted
24	13	Sec.12-9S-17E	SE¼NW¼	Ommitted
24	12	Sec.8-9S-19E	NW¼NW¼	NE¼NW¼
24	12	Sec.30-9S-19E	S½SW¼	S½NW¼

R-6-70

Land List Page No.	Map Sheet No.	Legal Description	Map Shows	Land List Shows
25	12	Sec.30-9S-20E	$SE\frac{1}{4}SW\frac{1}{4}$	$SW\frac{1}{4}SE\frac{1}{4}$
26	12	Sec.15-10S-19E	$NW\frac{1}{4}NE\frac{1}{4}$	$SE\frac{1}{4}NE\frac{1}{4}$
26	12	Sec.5-10S-20E	$SW\frac{1}{4}NW\frac{1}{4}$	$SE\frac{1}{4}NW\frac{1}{4}$
27	12	Sec.25-10S-20E	Not on Map	$S\frac{1}{2}SE\frac{1}{4}$
27	12	Sec.30-10S-20E	$NW\frac{1}{4}SE\frac{1}{4}$	$SW\frac{1}{4}SE\frac{1}{4}$
27	12	Sec.31-10S-20E	Not on Map	$SW\frac{1}{4}SW\frac{1}{4}$

R-6-D

PROOF OF PUBLICATION

STATE OF IDAHO, }
County of Bonneville } ss.

I, Cedar Hyde, first being duly sworn, depose and say that I am the Chief Clerk of the Idaho Commoner Corporation, a corporation of Idaho Falls, Bonneville County, Idaho, publishers of The Idaho Commoner, a legal newspaper of general circulation, published weekly, at Idaho Falls, Idaho; said The Idaho Commoner having been published continuously and uninterruptedly for more than seventy-eight (78) weeks prior to the first publication of the notice hereinafter referred to.

That the notice, of which a copy is hereto attached and made a part of this affidavit, was published in The Idaho Commoner for three consecutive weeks, first publication having been made on the twentieth day of October, 1939, last publication having been made on the third day of November, 1939, and that notice was published in 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.

Cedar Hyde.

Subscribed and sworn to before me, this 3 day of November 1939

Notary Public.

Sec. 28, SE¼ NE¼ Sec. ½ NW¼, SE¼ NW¼, ec. 34, N½ NE¼, NW¼ S., R. 12 E., B. M.

¼, SE¼ NW¼, NE¼ W¼ Sec. 30, SW¼ NE¼, ec. 31, S½ S½ Sec. 32, E., B. M.

ec. 1, N½ NE¼, NE¼ 3, SW¼ SE¼ Sec. 4, S½ NE¼, E½ NW¼, E¼ Sec. 9, NE¼ NE¼ NW¼, N½ SW¼ Sec. ¼ SE¼ Sec. 16, T. 6 S., M.

ec. 1, SW¼ SW¼ Sec. W¼ Sec. 7, S½ NE¼, N½ SW¼ Sec. 8, S½ NW¼, NE¼ SW¼, Sec. 9, N½ NW¼ Sec. 12 E., B. M.

¼ Sec. 2, SE¼ SW¼ S½ SE¼ Sec. 4, NW¼ E½ SW¼, SE¼ Sec. ¼ NW¼, NW¼ SW¼, W¼ SE¼ Sec. 6, NE¼ NW¼ Sec. 7, N½, N½ E¼ Sec. 8, W½ NE¼, c. 9, E½, NW¼ NW¼ ¼ SW¼ Sec. 12, W½, c. 13, NE¼ NE¼, S½ SW¼, S½ SW¼, SE¼ SW¼, NE¼SE¼, W½ N½ NE¼, SE¼ NE¼, ec. 16, NE¼ NE¼ Sec. Sec. 22, NW¼ NE¼, W¼ NW¼ N½ SW¼ ¼ NW¼ Sec. 24, N½ NE¼ Sec. 27, S½ NW¼, NE¼ SE¼, S½ SE¼ S., R. 13 E., B. M. Sec. 17, S½ SE¼ Sec. ¼, S½ SE¼ Sec. 19, , N½ NW¼, SW¼ SW¼ Sec. 20, W½ , S½ Sec. 26, S½ Sec. ¼, SE¼ Sec. 28, SE¼ NW¼ NE¼, S½ NE¼, SE¼ Sec. 30, all Sec. V¼, NW¼ SW¼, S½ 32, N½ NE¼, SE¼ NW¼, S½ SW¼, S½ , N½, S½ SW¼, SE¼ Sec. 35, N½, SW¼, Sec. 36, T. 6 S., R. 14

¼, SE¼ Sec. 1, NE¼, ec. 12, T. 7 S., R. 13 E.,

S½ NW¼, N½ SW¼, N½ SE¼, SE¼ SE¼ ½, N½ S½ Sec. 2, S½ ¼ Sec. 3, S½ N½, SW¼, S½ SE¼ Sec. 4, all Sec. NE¼ SW¼, S½ SW¼, all Sec. 8, NW¼ NE¼, W¼, E½ SW¼, SE¼, E¼, NW¼, S½ Sec. 10, c. 13, S½ Sec. 14, N½, . 15, W½ NE¼ Sec. 16, W¼, NE¼ SE¼ Sec. 17, NW¼, SE¼ NW¼, SE¼ Sec. 18, S½ NE¼, SE¼ Sec. 19, SW¼, S½ , E½ NE¼, S½ SW¼, , N½, E½ SW¼, SE¼ , SW¼, NW¼ SE¼, ec. 23, NW¼, S½ SW¼, S½ SE¼ Sec. 24, all 6, NE¼, E½ NW¼, S½ NE¼, SE¼ NE¼, Sec. 28, NE¼ NE¼, W½, NW¼ SE¼ Sec. ½ SE¼ Sec. 30, NW¼ NE¼, N½ NW¼, SE¼ NE¼, S½ SW¼, NE¼SE¼, S½ NE¼, SE¼ Sec. 33, N½ SE¼ Sec. 34, N½, SE¼ SW¼, SE¼ Sec. 36, T. 7 S., R. 14 E., B.

W¼, SW¼, W½ SE¼ ¼ SW¼ Sec. 8, NW¼ W¼, S½ SE¼ Sec. 19, W¼ SE¼ Sec. 20, S½ 1, NW¼ SW¼, W½ 2, SW¼ NW¼, SE¼ , SE¼ SE¼ Sec. 24, all NE¼, E½ SE¼ Sec. W¼, S½ SW¼, SW¼ 27, NE¼, NE¼ NW¼, S½ Sec. 28, all Sec. 29, , 34 and 35, NW¼ NE¼, Sec. 36, T. 7 S., R. 15

¼ Sec. 12, all Sec. 13, E½ SW¼, SE¼ Sec. 14, NE¼ SE¼, S½ SE¼ ¼ NW¼, NW¼ SW¼, SW¼ SE¼ Sec. 20, S½ NE¼ NE¼, S½ NE¼, NW¼ SW¼, S½ SW¼, 2, all Sec. 23, N½, SE¼ NE¼ SW¼, W½SW¼, 25, all Sec. 26, NE¼, W½ NW¼, S½ Sec. ¼, N½ SE¼, SW¼ SE¼ ¼, NE¼ NW¼, SW¼ ¼SW¼, E½SE¼ Sec. 2, NW¼, SE¼ NW¼, N½ 0, NE¼ NE¼, S½ NE¼, , NE¼ SW¼, SE¼ ¼ SE¼, S½ SE¼ Sec. 32, N½, SW¼, NE¼ 3, all Sec. 34 and 35, N½ NE¼, SE¼ NW¼, N½ ¼ SW¼, SE¼ Sec. 36, 16 E., B. M. E¼, NE¼ SW¼, N½ SE¼ Sec. 7, S½ SW¼, , SE¼ SW¼, ¼ Sec. 8, SE¼ SW¼, ¼ Sec. 10, SE¼ SW¼, S½ 11, NW¼ SW¼, S½ 12, N½ NW¼ Sec. 13, N½ ¼ NW¼ Sec. 14, NE¼ NW¼, NW¼ SW¼ Sec. SW¼, S½ SW¼ Sec. 16, 18, 19 and 20, W½ Sec.

NW¼, SW¼ NW¼, N½ SW¼, SW¼ SW¼, NE¼ SE¼, S½ SE¼ Sec. 24, all Sec. 25, 26 and 27, SE¼ NE¼, NE¼ SE¼, S½ SE¼ Sec. 28, NE¼, N½ SE¼, SE¼ SE¼ Sec. 33, all Sec. 34 and 35, N½ NE¼, SW¼ NE¼, N½ NW¼, SW¼ NW¼, NW¼ SW¼, NW¼ SE¼ Sec. 36, T. 8 S., R. 14 E., B. M.

All Sec. 1, 2, 3, 4, 5, 6 and 7, N½, N½ SW¼, SW¼ SW¼, SE¼ Sec. 8, all Sec. 9, 10, 11 and 12, NW¼ NE¼, S½ NE¼, NW¼, S½ Sec. 13, all Sec. 14, N½, SW¼, N½ SE¼, SE¼ SE¼ Sec. 15, NW¼ NW¼ Sec. 16, NE¼ NE¼, NW¼ NW¼, SW¼ SW¼ Sec. 17, N½ NE¼, S½ NW¼ Sec. 18, E½ NE¼, SW¼ NW¼, SE¼ Sec. 19, NW¼ NW¼, S½ Sec. 20, NE¼, N½ NW¼, S½ SW¼ Sec. 21, N½ NE¼, N½ NW¼, SW¼ NW¼ Sec. 22, NE¼ NE¼, S½ NE¼, E½ NW¼, E½ SE¼ Sec. 23, NE¼, N½ NW¼, SW¼ NW¼, SW¼ SW¼, NE¼ SE¼ Sec. 24, W½ Sec. 25, S½ NE¼, W½, SE¼ Sec. 26, SW¼ NE¼, W½ NW¼, S½ Sec. 27, all Sec. 28, 29, 30, 31, 32, 33, 34 and 35, T. 8 S., R. 15 E., B. M.

All Sec. 1, 2 and 3, NW¼ NE¼, S½ NE¼, NW¼, S½ Sec. 4, all Sec. 5, 6, 7 and 8, NE¼, NE¼ NW¼, S½ NW¼, W½ SW¼, SE¼ Sec. 9, all Sec. 10, 11, 12, 13, 14 and 15, NE¼, S½ SW¼, NE¼ SE¼, S½ SE¼ Sec. 16, N½ NE¼, SE¼ NE¼, NW¼, S½ Sec. 17, NE¼, NE¼ NW¼, S½ NW¼, SW¼, NE¼ SE¼, S½ SE¼ Sec. 18, N½, N½ SW¼, N½ SE¼, SW¼ SE¼ Sec. 19, N½, NE¼ SW¼, N½ SE¼, SE¼ SE¼ Sec. 20, all Sec. 21, 22, 23, 24, 25, 26, 27 and 28, NE¼ NE¼, S½ NE¼, S½ NW¼, S½ Sec. 29, SE¼ Sec. 30, all Sec. 31, 32, 33, 34 and 35, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 36, T. 8 S., R. 16 E., B. M.

SW¼ NW¼, W½ SW¼ Sec. 1, SW¼ NE¼, NW¼, S½ Sec. 2, N½, NW¼ SW¼, S½ SW¼, SE¼ Sec. 3, NE¼, S½ NW¼, S½ Sec. 4, NW¼ NE¼, S½ NE¼, NW¼, S½ Sec. 5, all Sec. 6, 7, 8 and 9, NW¼ Sec. 10, all Sec. 17, 18, 19, 20 and 21, W½, SW¼ SE¼ Sec. 22, SE¼ Sec. 25, S½ NW¼, S½ Sec. 26, all Sec. 27, 28, 29, 30, 31, 32, 33, 34 and 35, NE¼ SW¼, SW¼ SW¼, N½ SE¼ Sec. 36, T. 8 S., R. 17 E., B. M.

S½ SW¼ Sec. 16, SE¼ NE¼, SE¼ Sec. 20, NW¼ NE¼, NW¼, W½ SW¼ Sec. 21, NW¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 28, N½, SW¼, NE¼ SE¼, S½ SE¼ Sec. 29, SE¼ Sec. 30, N½, SW¼ Sec. 31, N½ NE¼, NW¼ Sec. 32, all Sec. 33, T. 8 S., R. 18 E., B. M.

S½ SE¼ Sec. 15, E½ NE¼, S½ SE¼ Sec. 21, all Sec. 22, S½ Sec. 23, SW¼ Sec. 24, S½ NE¼, NW¼, S½ Sec. 25, all Sec. 26 and 27, E½ Sec. 28, S½ SE¼ Sec. 31, S½ NE¼, S½ Sec. 32, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 33, all Sec. 34, 35 and 36, T. 8 S., R. 21 E., B. M.

NE¼ NE¼, S½ NE¼, SE¼ Sec. 25, SW¼ NW¼, NE¼ SW¼, W½ SW¼ Sec. 30, NW¼, W½ SW¼ Sec. 31, S½ SW¼, SE¼ Sec. 35, NE¼, S½ NW¼, S½ Sec. 36, T. 8 S., R. 22 E., B. M.

All Sec. 1, 2 and 3, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 4, E½ SE¼ Sec. 7, S½ NW¼, S½ Sec. 8, N½ NE¼, SE¼ NE¼, NE¼ SW¼, SE¼ Sec. 9, all Sec. 10, 11, 12, 13, 14, 15, 16 and 17, E½ NE¼, NE¼ SE¼, S½ SE¼ Sec. 18, all Sec. 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36, T. 8 S., R. 23 E., B. M.

All of township 8 south, range 24 east, B. M.

All of township 8 south, range 25 east, B. M.

SW¼ SW¼ Sec. 4, SW¼ SW¼, S½ SE¼ Sec. 5, all Sec. 6, 7 and 8, W½, S½ SE¼ Sec. 9, S½ SW¼ Sec. 10, NW¼ NE¼, S½ NE¼, NW¼, S½ Sec. 15, all Sec. 16, 17 and 18, T. 8 S., R. 26 E., B. M.

NE¼ NE¼, N½ NW¼ Sec. 1, N½ NE¼, SW¼ NE¼, NW¼ Sec. 2, NE¼, N½ NW¼, SE¼ NW¼ Sec. 3, T. 9 S., R. 14 E., B. M.

N½ NE¼, SE¼ NE¼, NW¼, N½ SW¼, E½ SE¼ Sec. 1, N½, SW¼, N½ SE¼ Sec. 2, N½, N½ SW¼, SE¼ Sec. 3, N½ NE¼, SE¼ NE¼, NE¼ NW¼, SW¼ NW¼, SE¼ NE¼ Sec. 5, N½ SE¼ Sec. 4, T. 9 S., R. 15 E., B. M.

All Sec. 3, N½, W½ SW¼ Sec. 2, all Sec. 4, 5 and 6, NE¼, NE¼ SE¼ NW¼, SE¼ Sec. 7, all Sec. 8, N½, N½ SW¼, SE¼ all Sec. 9, E½ SE¼ Sec. 10, NE¼ NE¼, S½ NE¼, NW¼, S½ Sec. 11, all Sec. 12, 13, 14 and 15, N½ NE¼, Snake River, Sec. 16, all north of E., B. M.

All Sec. 1, 2, 3, 4, 5, 6, 7 and 8, NE¼, N½ NW¼, SW¼ NW¼, SE¼ Sec. 9, N½ Sec. 10, NE¼, N½ NW¼, SW¼ NW¼ Sec. 11, N½ NE¼, NW¼ Sec. 12, N½ NW¼, SE¼ NW¼ Sec. 17, all Sec. 18, N½ N½ Sec. 19, T. 9 S., R. 17 E., B. M.

SW¼ SW¼ Sec. 1, SE¼ NW¼, S½ Sec. 2, E½ SW¼, SE¼ Sec. 3, NE¼, N½ NW¼, SW¼ NW¼, NW¼ SW¼ Sec. 4, SE¼ NE¼, SW¼ NW¼, SW¼, NE¼ SE¼ Sec. 5, NW¼ NE¼, S½ NE¼, NW¼, N½ SW¼, NE¼ SW¼, N½ SW¼, SE¼ Sec. 6, E½ Sec. 9, N½, SE¼ Sec. 10, N½, SW¼ NE¼, NW¼ Sec. 11, N½ NE¼, NW¼ SW¼, NE¼ NW¼, SW¼ NE¼, S½ NW¼, SE¼ Sec. 17, SE¼ SE¼ Sec. 20, SW¼, SE¼ SW¼, SW¼ SE¼ Sec. 21, NW¼ NW¼, S½ NW¼, S½ Sec. 22, all Sec. 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33 and 34, NE¼, N½ SE¼, SE¼ SE¼ Sec. 35, N½ NW¼, S½ NW¼, S½ Sec. 36, T. 9 S., R. 18 E., B. M.

All Sec. 1, NE¼, NW¼ SW¼, SE¼ Sec. 2, N½ NE¼, SW¼ NE¼, NW¼, S½ Sec. 5, all Sec. 6, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 7, all Sec. 8, S½ NE¼, NW¼, S½ Sec. 9, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 10, NE¼ NE¼, S½ NW¼, NW¼, S½ Sec. 11, all Sec. 12 and 13, NE¼, NE¼ SE¼, SW¼ SE¼ Sec. 14, W½ NE¼, NW¼ Sec. 15, NE¼, N½ NW¼, SE¼ NW¼, N½ SE¼, SE¼ SE¼ Sec. 24, T. 10 S., R. 19 E., B. M.

All Sec. 1 and 2, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 3, N¼ Sec. 4, NE¼, N½ NW¼, SW¼ NW¼ Sec. 5, all Sec. 6, NW¼ NE¼, NW¼, NW¼ SW¼, S½ SW¼, S½ SE¼ Sec. 7, S½ SW¼ Sec. 8, N½ NE¼, SE¼ NE¼ Sec. 11, all Sec. 12, NE¼ NE¼, NE¼ NW¼ Sec. 13, NW¼ Sec. 17, All Sec. 18, W½ NE¼, W½, W½ SE¼ Sec. 19, NE¼, S½ NW¼, N½ SW¼, S½ NE¼, NW¼, SW¼, NW¼ SE¼ Sec. 30, S½ NE¼, NW¼, NE¼ SW¼, SE¼ Sec. 31, S½ SW¼, S½ SE¼ Sec. 32, S½ NE¼, SW¼, N½ SE¼ Sec. 33, S½ NE¼, S½ NW¼, N½ SW¼, NW¼ SE¼ Sec. 34, T. 10 S., R. 20 E., B. M.

All Sec. 1, 2 and 3, E½ NW¼, SE¼ SW¼, E½ Sec. 4, NW¼, S½ Sec. 5, all Sec. 6, N½, NE¼ SW¼, S½ SW¼, SE¼ Sec. 7, SE¼ NE¼ Sec. 8, N½, N½ SW¼, N½ SE¼ Sec. 9, all Sec. 10, 11, 12, 13, 14 and 15, NE¼ NE¼, S½ NE¼, SE¼ SW¼, SE¼ Sec. 16, S½ SW¼ Sec. 18, N½ NW¼, SE¼ NW¼, SW¼ SW¼ Sec. 19, N½ SW¼, SE¼ Sec. 20, NE¼, NE¼ NW¼, S½ Sec. 21, N½, N½ SW¼, SE¼ SW¼, N½ SE¼ Sec. 22, N½, N½ SW¼, SE¼ SW¼, N½ SE¼, SE¼ SE¼ Sec. 23 T. 10 S., R. 21 E., B. M.

All of township 10 south, range 22 east, B. M.

All of township 10 south, range 23 east, B. M.

All of township 10 south, range 24 east, B. M.

All Sec. 1, 2, 11, 12, 13 and 14, T. 11 S., R. 22 E., B. M.

All of township 11 south, range 23 east, B. M., except Secs. 28-36 inclusive.

All Secs. 2-10, 16-20, 29-30, T. 11 S., R. 24 E., B. M.

That any protests against the approval of this application must be filed in the Department of Reclamation within forty (40) days from the date of this notice; such protest shall state the name and address of the protestant and shall clearly set forth his objections to the approval of the said application.

Dated this 10th day of October, 1939.

JAMES SPOFFORD,
Commissioner of Reclamation.

Date of first publication: Oct. 20.
Date of last publication: Nov. 3.
Last date for protest: November 19, 1939.

Service of the foregoing, by copy, is hereby admitted this 11th day of October, 1939.

LYNN CRANDALL,
Applicant.

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Department of Reclamation

R-670

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M., and is in the NW¼ of NE¼ of section 17, township 1 south, range 45 east, B. M.

That the point of use of said water is located N. 50o W. 2300 feet distant from the 1/4 corner between sections 16 and 17, township 1 south, range 45 east, B. M., and is in the NW¼ of NE¼ of section 17, township 1 south, range 45 east, B. M.

That the water is to be returned to Snake river at a point N. 50o W. 2300 feet distant from the 1/4 corner between sections 16 and 17, township 1 south, range 45 east, B. M., in the NW¼ of NE¼ of section 17, township 1 south, range 45 east, B. M.

That the lands to be irrigated under said applications are described as follows, to-wit:

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 32, 33, 34, 35 & 36, T. 6 N., R. 39 E., B. M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, N½, SW¼ Sec. 30, W½ Sec. 31, T. 6 N., R. 40 E., B. M.

All Sec. 13, SE¼ SW¼, NE¼ SE¼, S½ SE¼, Sec. 14, S½ SE¼ Sec. 22, all Secs. 23, 24, 25, 26 & 27, SW¼ NE¼, W½, NW¼ SE¼, S½ SE¼ Sec. 28, all Secs. 29, 31, 32, 33, 34, 35 & 36, T. 5 N., R. 37 E., B. M.

All Sec. 1, 12 & 13, SW¼, W½ SE¼ Sec. 18, all Sec. 19 & 20, S½ N½, S½ Sec. 21, SW¼ NW¼, NW¼ SW¼, S½ SW¼, NE¼ SE¼, S½ SE¼ Sec. 22, NE¼ NE¼, S½ NE¼, S½ NW¼, S½ Sec. 23, all Secs. 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 & 36, T. 5 N., R. 38 E., B. M.

All of township 5 N., range 39 E. B. M.

All Sec. 6, 7, 18, 19, 29, 30, 31 & 32, W½ Sec. 33, T. 5 N., R. 40 E., B. M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 26, 27 & 28, 33, 34, 35 & 36, T. 4 N., R. 37 E., B. M.

All of township 4 north, range 38 east, B. M.

All of township 4 north, range 39 east, B. M.

All Sec. 4, 5, 6, 7 & 8, W½ Sec. 9, W½ Sec. 16, all Sec. 17, 18, 19, 20 & 21, S½ N½, S½ Sec. 22, all SW of river in Sec. 26, all Sec. 27, 28, 29, 30, 31, 32, 33, 34, 35, all SW of river in Sec. 36, T. 4 N., R. 40 E., B. M.

All Sec. 1, 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 25, 26, 27, 28, 33, 34, 35, 36, T. 3 N., R. 37 E., B. M.

All of township 3 north, range 38 east, B. M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19 & 20, N½ Sec. 21, all Sec. 30 & 31, T. 3 N., R. 39 E., B. M.

N½ Sec. 1, all Sec. 2, 3, 5, 6 & 7, T. 3 N., R. 40 E., B. M.

All Sec. 24, 25 & 36, T. 2 N., R. 36 E., B. M.

All township 2 north, range 37 east, except sections 6 & 7.

All of township 2 north, range 38 east, B. M.

All Sec. 6, 7, 18 & 19, T. 2 N., R. 39 E., B. M.

All Sec. 1, 12, 13, 24, 25 & 36, T. 1 N., R. 36 E., B. M.

All township 1 north, range 37 east, B. M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 29, 30 & 31, T. 1 N., R. 38 E., B. M.

All Sec. 1, 12, 13, 23, 24, 25, 26, 27, 32, 33, 34, 35 & 36, T. 1 S., R. 36 E., B. M.

All township 1 south, range 37 east, B. M., except Secs. 25 & 36.

SE¼ SE¼ Sec. 21, E½ NE¼, S½ SW¼, SE¼ Sec. 22, all Sec. 23, 24, 25, 26, 27 & 28, SE¼ NE¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 29, NE¼ NE¼, S½ NE¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 31, all Sec. 32, 33, 34, 35 & 36, T. 2 S., R. 34 E., B. M.

NE¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 1, S½ S½ Sec. 4, S½ NE¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 8, NW¼ NE¼, S½ NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 9, SE¼ NE¼, S½ Sec. 10, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 11, all Sec. 12, 13, 14, 15, 16 & 17, NE¼, SE¼ NW¼, S½ Sec. 18, all Sec. 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 & 36, T. 2 S., R. 35, E., B. M.

All township 2 S. range 36 E. B. M., except land east of Blackfoot river.

NW¼ NW¼ Sec. 3, N½, SW¼, NW¼ SE¼ Sec. 4, all Sec. 5, 6, 7, N½, SW¼, N½ SE¼, SW¼ SE¼ Sec. 8, NW¼ NW¼ Sec. 9, N½ NW¼, S½ NW¼ Sec. 17, all Sec. 18, NW¼ NE¼, NW¼, NW¼ SW¼ Sec. 19, T. 2 S., R. 37 E., B. M.

NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 1, NE¼, S½ SW¼, SE¼ Sec. 2, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 11, NW¼ NE¼, W½ Sec. 12, NW¼, N½ SW¼, E½ SE¼ Sec. 13, N½, SW¼, N½ SE¼ Sec. 14, SW¼, E½ E½ Sec. 15, NE¼, E½ NW¼, E½ SW¼, SE¼ Sec. 21, all Sec. 22, NW¼ NE¼, S½ NE¼, NW¼, S½ Sec. 23, S½ Sec. 24, NW¼, NE¼ SW¼ Sec. 25, all Sec. 26, N½, N½ SW¼, SW¼ SW¼, N½ SE¼ Sec. 27, SE¼ Sec. 30, N½, N½ SW¼, SE¼ SW¼ Sec. 31, N½ NW¼, SW¼ NW¼ Sec. 32, S½ NE¼, SE¼ NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 33, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 34, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 35, NW¼ Sec. 36, T. 5 S., R. 31 E., B. M.

S½ SW¼, SW¼ SE¼ Sec. 27, S½ SW¼, NE¼ SE¼, S½ SE¼ Sec. 28, SE¼ SE¼ Sec. 29, SE¼ SW¼, NE¼ SE¼, S½ SE¼ Sec. 31, NE¼, S½ NW¼, S½ Sec. 32, all Sec. 33 & 34, SW¼ NW¼, SW¼, S½ SE¼ Sec. 35, T. 5 S., R. 33 E., B. M.

All Sec. 1, 2, 3, 4, 5 and 6, N½ Sec. 7, all Sec. 8, 9, 10 & 11, N½ NE¼, SW¼ NE¼, NW¼, N½ SW¼, SW¼ SW¼, NW¼ SE¼ Sec. 12, N½, SW¼, N½ SE¼, SW¼ SE¼ Sec. 14, all Sec. 15, 16 & 17, NE¼, S½ Sec. 18, all Sec. 19, 20, 21 & 22, NW¼ NE¼, W½ Sec. 23, NW¼, W½ SW¼ Sec. 26, all Sec. 27, 28, 29, 30, 31, 32, 33 & 34, W½ W½ Sec. 35, T. 5 S., R. 34 E., B. M.

SE¼ Sec. 25, E½, NE¼ SW¼ Sec. 36, T. 6 S., R. 30 E., B. M.

W½ NE¼, NE¼ NW¼, SW¼ SW¼ Sec. 3, W½ NE¼, NW¼, S½ Sec. 4, all Sec. 5, NE¼, E½ NW¼, S½ Sec. 6, N½ NE¼, SW¼ NE¼, NW¼, S½ Sec. 7, N½, SE¼ SW¼, SE¼ Sec. 8, all Sec. 9 and 10, NW¼ NW¼, S½ NW¼ Sec. 11, NW¼ NE¼, W½ Sec. 15, all Sec. 16 and 17, N½, W½ SW¼, E½ SE¼ Sec. 18, NE¼, E½ NW¼, S½ Sec. 19, N½, SW¼, N½SE¼ Sec. 20, N½, SW¼, N½ SE¼, SW¼ SE¼ Sec. 21, NW¼ NW¼ Sec. 22, NW¼ NE¼ Sec. 28, NW¼, S½ SW¼, SW¼ SE¼ Sec. 29, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 30, all Sec. 31, NW¼ NE¼, W½ Sec. 32, S½ NE¼, E½ SW¼, SE¼ Sec. 36, T. 6 S., R. 31 E., B. M.

All Sec. 1, NE¼, S½ NW¼, S½ Sec. 2, E½ SE¼ Sec. 3, NE¼, N½ SE¼, SE¼ SE¼ Sec. 10, all Sec. 11 and 12, N½ NE¼, SE¼ NE¼, N½ NW¼, SW¼ NW¼ Sec. 13, N½, N½ SW¼, N½ SE¼ Sec. 14, NE¼ NE¼, S½ NE¼, SE¼ NW¼ Sec. 15, NE¼ SE¼ Sec. 21, S½ Sec. 22, NW¼ SW¼, S½ SW¼, NE¼ SE¼, S½ SE¼ Sec. 23, S½ NE¼, SE¼ NW¼, SW¼, N½ SE¼ Sec. 24, SE¼ SW¼, S½ SE¼ Sec. 25, NW¼ NE¼, N½ NW¼, SW¼ NW¼ Sec. 26, N½, N½ SW¼, NW¼ SE¼ Sec. 27, S½ N½, S½ Sec. 28, SE¼ SW¼, SE¼ Sec. 29, NE¼ NE¼, S½ NE¼, S½ NW¼, S½ Sec. 31, N½, N½ SW¼ Sec. 32, NW¼NE¼, N½NW¼, NE¼ SE¼, S½ SE¼ Sec. 33, S½ NE¼, S½ Sec. 34, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 35, all Sec. 36 T. 6 S., R. 32 E. B. M.

NW¼ NW¼, S½ NW¼, S½ Sec. 1, all Sec. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12, N½ NE¼, SW¼ NE¼, NW¼, N½ SW¼ Sec. 13, all Sec. 14, 15, 16 and 17, N½, NE¼ SW¼, SE¼ Sec. 18, NE¼, N½ SW¼, SE¼ SW¼, SE¼ Sec. 19, all Sec. 20, N½, SW¼, NW¼ SE¼ Sec. 21, NW¼ NW¼ Sec. 22, SW¼ NW¼, W½ SW¼ Sec. 28, all Sec. 29, 30, 31 and 32, T. 6 S., R. 33 E., B. M.

W½ NW¼, W½ SW¼ Sec. 2, all Sec. 3, 4, 5, 6, 7, 8, 9 and 10, W½ Sec. 11, all Sec. 14 and 15, N½, SE¼ Sec. 16, all Sec. 22 and 23, T. 6 S., R. 34 E., B. M.

NE¼, S½ Sec. 1, S½ SE¼ Sec. 11, NE¼, N½ NW¼, SE¼ NW¼, SW¼ Sec. 12, W½ Sec. 13, E½, E½ W½ Sec. 14, E½ NW¼, E½ SW¼, SW¼ SW¼, SE¼ Sec. 23, SW¼ NE¼, W½, NW¼ SE¼, S½ SE¼ Sec. 24, all Sec. 25, N½, SE¼ Sec. 26, NE¼ NE¼, SE¼ SE¼ Sec. 27, E½ Sec. 34, NE¼, N½ NW¼, S½ Sec. 35, W½ NE¼, NW¼, SW¼ Sec. 36, T. 7 S., R. 30 E., P. M.

NE¼, NE¼ NW¼, S½ NW¼, SW¼, NW¼ SE¼ Sec. 1, E½ SE¼ Sec. 2, W½ NE¼, NW¼, SW¼ Sec. 5, all Sec. 6, N½, NW¼ SE¼ Sec. 7, W½ NW¼ Sec. 8, SE¼ SE¼ Sec. 10, NE¼, SE¼ NW¼ Sec. 11, S½ NE¼, NW¼, N½ SW¼, N½ SE¼ Sec. 12, S½ N½, S½ Sec. 13, all Sec. 14, NE¼, N½ SE¼, SE¼ SE¼ Sec. 15, NE¼ NE¼, S½ NE¼, SE¼ NW¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 21, NE¼ NE¼, S½ NE¼, S½ NW¼, SW¼, N½ SE¼ Sec. 22, N½, NW¼ SW¼ Sec. 23, N½ NE¼, N½ NW¼, SW¼ NW¼ Sec. 24, N½ NE¼, SW¼ NE¼, NW¼, N½SW¼, SW¼ SW¼ Sec. 28, E½ NE¼, SE¼ Sec. 29, NE¼ SE¼, S½ SE¼ Sec. 31, N½, NE¼, SW¼ NE¼, NW¼, S½ NW¼, S½ Sec. 32, NE¼ NE¼, S½ NW¼, S½ Sec. 33, all Sec. 34, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 35, all Sec. 36, T. 7 S., R. 31 E., B. M.

NW¼ NE¼, Sec. 28, SE¼ NE¼ Sec. 29, NE¼, N½ NW¼, SE¼ NW¼, NE¼ SE¼ Sec. 34, N½ NE¼, NW¼ Sec. 35, T. 5 S., R. 12 E., B. M.

SW¼ NE¼, SE¼ NW¼, NE¼ SW¼, S½ SW¼ Sec. 30, SW¼ NE¼, W½ NW¼ Sec. 31, S½ S½ Sec. 32, T. 5 S., R. 13 E., B. M.

S½ SE¼ Sec. 1, N½ NE¼, NE¼ NW¼ Sec. 3, SW¼ SE¼ Sec. 4, NW¼ NE¼, S½ NE¼, E½ NW¼, E½ SW¼, SE¼ Sec. 9, NE¼ NE¼ Sec. 12, W½ NW¼, N½ SW¼ Sec. 15, NE¼, NE¼ SE¼ Sec. 16, T. 6 S., R. 11 E., B. M.

S½ SE¼ Sec. 1, SW¼ SW¼ Sec. 6, NW¼ NW¼ Sec. 7, S½ NE¼, SE¼ NW¼, N½ SW¼ Sec. 8, S½ NE¼, S½ NW¼, NE¼ SW¼, NW¼ SE¼ Sec. 9, N½ NW¼ Sec. 10, T. 6 S., R. 12 E., B. M.

SW¼ SW¼ Sec. 2, SE¼ SW¼ Sec. 3, SW¼, S½ SE¼ Sec. 4, NW¼ NE¼, NW¼, E½ SW¼, SE¼ Sec. 5, NE¼, NE¼ NW¼, NW¼ SW¼, S½ SW¼, SW¼ SE¼ Sec. 6, NE¼ NE¼, NE¼ NW¼ Sec. 7, N½, N½ S½, SE¼ SE¼ Sec. 8, W½ NE¼, NW¼, S½ Sec. 9, E½, NW¼ NW¼ Sec. 10, SW¼ SW¼ Sec. 12, W½, N½ SE¼ Sec. 13, NE¼ NE¼, S½ NE¼, SE¼ Sec. 14, NE¼ SW¼, NE¼SE¼, W½ SE¼ Sec. 15, N½ NE¼, SE¼ NE¼, N½ NW¼ Sec. 16, NE¼ NE¼ Sec. 17, E½ SE¼ Sec. 22, NW¼ NE¼, N½ NW¼, SW¼ NW¼ N½ SW¼ Sec. 23, NW¼ NW¼ Sec. 24, N½ NE¼, SE¼ NE¼ Sec. 27, S½ NW¼, N¼ SW¼, NE¼ SE¼, S½ SE¼ Sec. 36, T. 6 S., R. 13 E., B. M.

SW¼ SW¼ Sec. 17, S½ SE¼ Sec. 18, NE¼ SE¼, S½ SE¼ Sec. 19, NW¼ NE¼, N½ NW¼, SW¼ NW¼, W½ SW¼ Sec. 20, W½ SW¼ Sec. 25, S½ Sec. 26, S½ Sec. 27, S½ SW¼, SE¼ Sec. 28, SE¼ NE¼ Sec. 29, NW¼ NE¼, S½ NE¼, NW¼, SW¼ SE¼ Sec. 30, all Sec. 31, SW¼ NW¼, NW¼ SW¼, S½ SW¼, Sec. 32, N½ NE¼, SE¼ NE¼, N½ NW¼, S½ SW¼, S½ SE¼ Sec. 33, N½, S½ SW¼, SE¼ Sec. 34, all Sec. 35, N½, SW¼, NW¼ SE¼ Sec. 36, T. 6 S., R. 14 E., B. M.

SE¼ SW¼, SE¼ Sec. 1, NE¼, E½ NW¼ Sec. 12, T. 7 S., R. 13 E., B. M.

S½ NE¼, S½ NW¼, N½ SW¼, SE¼ SW¼, N½ SE¼, SE¼ SE¼ Sec. 1, S½ N½, N½ S½ Sec. 2, S½ N½, N½ SE¼ Sec. 3, S½ N½, SW¼, NW¼ SE¼, S½ SE¼ Sec. 4, all Sec. 5 and 6, N½, NE¼ SW¼, S½ SW¼, SE¼ Sec. 7, all Sec. 8, NW¼ NE¼, S½ NE¼, NW¼, E½ SW¼, SE¼, Sec. 9, S½ NE¼, NW¼, S½ Sec. 10, S½ SW¼ Sec. 13, S½ Sec. 14, N½, S½ SE¼ Sec. 15, W½ NE¼ Sec. 16, N½, NW¼ SW¼, NE¼ SE¼ Sec. 17, NE¼, N½ NW¼, SE¼ NW¼, NE¼ SW¼, SE¼ Sec. 18, S½ NE¼, NE¼ SW¼, SE¼ Sec. 19, SW¼, S½ SE¼ Sec. 20, E½ NE¼, S½ SW¼, SE¼ Sec. 21, N½, E½ SW¼, SE¼ Sec. 22, N½, SW¼, NW¼ SE¼, SE¼ SE¼ Sec. 23, NW¼, S½ SW¼, NE¼ SE¼, S½ SE¼ Sec. 24, all Sec. 25 and 26, NE¼, E½ NW¼, S½ Sec. 27, N½ NE¼, SE¼ NE¼, NW¼, S½ SE¼ Sec. 28, NE¼ NE¼, W½, NW¼ SE¼ Sec. 29, NE¼, N½ SE¼ Sec. 30, NW¼ NE¼, S½ NE¼, N½ NW¼, SE¼ NW¼, E½ SW¼, NW¼ SE¼, S½ SE¼ Sec. 32, NE¼, NE¼ NW¼, N½ SW¼, SW¼ SW¼, SE¼ Sec. 33, N½, SW¼, N½ SE¼ Sec. 34, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 35, all Sec. 36, T. 7 S., R. 14 E., B. M.

SW¼ NW¼, SW¼, W½ SE¼ Sec. 6, SE¼ SW¼ Sec. 8, NW¼ SW¼, S½ SW¼, S½ SE¼ Sec. 19, S½ SW¼, SW¼ SE¼ Sec. 20, S½ SE¼ Sec. 21, NW¼ SW¼, W½ SE¼ Sec. 22, SW¼ NW¼, SE¼ SE¼ Sec. 23, SE¼ SE¼ Sec. 24, all Sec. 25, E½ NE¼, E½ SE¼ Sec. 26, NW¼ NW¼, S½ SW¼, SW¼ SE¼ Sec. 27, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 28, all Sec. 29, 30, 31, 32, 33, 34 and 35, NW¼ NE¼, NE¼ NW¼ Sec. 36, T. 7 S., R. 15 E., B. M.

SW¼ NW¼, W½ SW¼ Sec. 1, SW¼ NE¼, NW¼, S½ Sec. 2, N½, NW¼ SW¼, S½ SW¼, SE¼ Sec. 3, NE¼, S½ NW¼, S½ Sec. 4, NW¼ NE¼, S½ NE¼, NW¼, S½ Sec. 5, all Sec. 6, 7, 8 and 9, NW¼ Sec. 10, all Sec. 17, 18, 19, 20 and 21, W½, SW¼ SE¼ Sec. 22, SE¼ Sec. 25, S½ NW¼, S½ Sec. 26, all Sec. 27, 28, 29, 30, 31, 32, 33, 34 and 35, NE¼ SW¼, SW¼ SW¼, N½ SE¼ Sec. 36, T. 8 S., R. 17 E., B. M.

S½ SW¼ Sec. 16, SE¼ NE¼, SE¼ Sec. 20, NW¼ NE¼, NW¼, W½ SW¼ Sec. 21, NW¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 28, N½, SW¼, NE¼ SE¼, S½ SE¼ Sec. 29, SE¼ Sec. 30, N½, SW¼ Sec. 31, N½ NE¼, NW¼ Sec. 32, all Sec. 33, T. 8 S., R 18 E., B. M.

S½ SE¼ Sec. 15, E½ NE¼, S½ SE¼ Sec. 21, all Sec. 22, S½ Sec. 23, SW¼ Sec. 24, S½ NE¼, NW¼, S½ Sec. 25, all Sec. 26 and 27, E½ Sec. 28, S½ SE¼ Sec. 31, S½ NE¼, S½ Sec. 32, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 33, all Sec. 34, 35 and 36, T. 8 S., R. 21 E., B. M.

NE¼ NE¼, S½ NE¼, SE¼ Sec. 25, SW¼ NW¼, NE¼ SW¼, W½ SW¼ Sec. 30, NW¼, W½ SW¼ Sec. 31, S½ SW¼, SE¼ Sec. 35, NE¼, S½ NW¼, S½ Sec. 36, T. 8 S., R. 22 E., B. M.

All Sec. 1, 2 and 3, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 4, E½ SE¼ Sec. 7, S½ NW¼, S½ Sec. 8, N½ NE¼, SE¼ NE¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 9, all Sec. 10, 11, 12, 13, 14, 15, 16 and 17, E½ NE¼, NE¼ SE¼, S½ SE¼ Sec. 18, all Sec. 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36, T. 8 S., R. 23 E., B. M.

All of township 8 south, range 24 east, B. M.

All of township 8 south, range 25 east, B. M.

SW¼ SW¼ Sec. 4, SW¼ SW¼, S½ SE¼ Sec. 5, all Sec. 6, 7 and 8, W½, S½ SE¼ Sec. 9, S½ SW¼ Sec. 10, NW¼ NE¼, S½ NE¼, NW¼, S½ Sec. 15, all Sec. 16, 17 and 18, T. 8 S., R. 26 E., B. M.

NE¼ NE¼, N½ NW¼ Sec. 1, N½ NE¼, SW¼ NE¼, NW¼ Sec. 2, NE¼, N½ NW¼, SE¼ NW¼ Sec. 3, T. 9 S., R. 14 E., B. M.

N½ NE¼, SE¼ NE¼, NW¼, N½ SW¼, E½ SE¼ Sec. 1, N½, SW¼, N½ SE¼ Sec. 2, N½, N½ SW¼, SE¼ Sec. 3, N½ NE¼, SE¼ NE¼, NE¼ NW¼, SW¼ NW¼, NE¼ SE¼ Sec. 4, SE¼ NE¼ Sec. 5, N½ NW¼ Sec. 6, T. 9 S., R. 15 E., B. M.

All Sec. 1, N½, W½ SW¼ Sec. 2, all Sec. 3, 4, 5 and 6, NE¼, NE¼ NW¼, SE¼ NW¼, SE¼ Sec. 7, all Sec. 8, N½, N½ SW¼, SE¼ SE¼, E½ SE¼ Sec. 9, all Sec. 10, S½ NE¼, NW¼, S½ Sec. 11, all Sec. 12, 13, 14 and 15, N½ NE¼, [illegible] Sec. 16, all north of

STATE OF IDAHO,
County of Bonneville } ss.

I, ...
of the Idaho Commoner Co
a legal newspaper of general
lished continuously and uni
hereinafter referred to.

That the notice, of which
for ..... co
.....
.....
the respective dates of publica

35 & 36, T. 4 N., R. 37 E., B. M.

All of township 4 north, range 38 east, B. M.

All of township 4 north, range 39 east, B. M.

All Sec. 4, 5, 6, 7 & 8, W½ Sec. 9, W½ Sec. 16, all Sec. 17, 18, 19, 20 & 21, S½ N½, S½ Sec. 22, all SW of river in Sec. 26, all Sec. 27, 28, 29, 30, 31, 32, 33, 34, 35, all SW of river in Sec. 36, T. 4 N., R. 40 E., B. M.

All Sec. 1, 2, 3, 4, 9, 10, 11, 12, 13, 14, 15, 16, 21, 22, 23, 24, 25, 26, 27, 28, 33, 34, 35, 36, T. 3 N., R. 37 E., B. M.

All of township 3 north, range 38 east, B. M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19 & 20, N½ Sec. 21, all Sec. 30 & 31, T. 3 N., R. 39 E., B. M.

N½ Sec. 1, all Sec. 2, 3, 5, 6 & 7, T. 3 N., R. 40 E., B. M.

All Sec. 24, 25 & 36, T. 2 N., R. 36 E., B. M.

All township 2 north, range 37 east, except sections 6 & 7.

All of township 2 north, range 38 east, B. M.

All Sec. 6, 7, 18 & 19, T. 2 N., R. 39 E., B. M.

All Sec. 1, 12, 13, 24, 25 & 36, T. 1 N., R. 36 E., B. M.

All township 1 north, range 37 east, B. M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 15, 16, 17, 18, 19, 20, 21, 29, 30 & 31, T. 1 N., R. 38 E., B. M.

All Sec. 1, 12, 13, 23, 24, 25, 26, 27, 32, 33, 34, 35 & 36, T. 1 S., R. 36 E., B. M.

All township 1 south, range 37 east, B. M., except Secs. 25 & 36.

SE¼ SE¼ Sec. 21, E½ NE¼, S½ SW¼, SE¼ Sec. 22, all Sec. 23, 24, 25, 26, 27 & 28, SE¼ NE¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 29, NE¼ NE¼, S½ NE¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 31, all Sec. 32, 33, 34, 35 & 36, T. 2 S., R. 34 E., B. M.

NE¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 1, S½ S½ Sec. 4, S½ NE¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 8, NW¼ NE¼, S½ NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 9, SE¼ NE¼, S½ Sec. 10, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 11, all Sec. 12, 13, 14, 15, 16 & 17, NE¼, SE¼ NW¼, S½ Sec. 18, all Sec. 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 & 36, T. 2 S., R. 35, E., B. M.

All township 2 S. range 36 E., B. M., except land east of Blackfoot river.

NW¼ NW¼ Sec. 3, N½, SW¼, NW¼ SE¼ Sec. 4, all Sec. 5, 6, 7, N½, SW¼, N½ SE¼, SW¼ SE¼ Sec. 8, NW¼ NW¼ Sec. 9, N½ NW¼, SW¼ NW¼, [illegible] ¼ Sec. 17, all Sec. 18, NW¼ NE¼, NW¼, NW¼ SW¼ Sec. 19, T. 2 S., R. 37 E., B. M.

NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 1, NE¼, S½ SW¼, SE¼ Sec. 2, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 11, NW¼ NE¼, W½ Sec. 12, NW¼, N½ SW¼, E½ SE¼ Sec. 13, N½, SW¼, N½ SE¼ Sec. 14, SW¼, E½ E½ Sec. 15, NE¼, E½ NW¼, E½ SW¼, SE¼ Sec. 21, all Sec. 22, NW¼ NE¼, S½ NE¼, NW¼, S½ Sec. 23, S½ Sec. 24, NW¼, NE¼ SW¼ Sec. 25, all Sec. 26, N½, N½ SW¼, SW¼ SW¼, N½ SE¼ Sec. 27, SE¼ Sec. 30, N½, N½ SW¼, SE¼ SW¼ Sec. 31, N½ NW¼, SW¼ NW¼ Sec. 32, S½ NE¼, SE¼ NW¼, E½ SW¼, SE¼ Sec. 33, E½ NE¼, S½ NW¼, SW¼, NW¼ SE¼, S½ SE¼ Sec. 34, all Sec. 35, T. 3 S., R. 33 E., B. M.

All township 3 south, range 34 east, B. M.

All Sec. 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 & 12, N½, N½ SW¼ Sec. 13, N½, N½ SE¼, Sec. 14, N½, SW¼, W½ SE¼ Sec. 15, all Sec. 16, 17, 18, 19, 20 & 21, NW¼, N½ SW¼, SW¼ SW¼ Sec. 22, N½ NE¼, NW¼, NW¼ SW¼ Sec. 28, N½ SW¼, N½ SE¼, SW¼ SE¼ Sec. 29, all Sec. 30 & 31, W½ NE¼, W½, NW¼ SE¼, Sec. 32, T. 3 S., R. 35 E., B. M.

All township 3 south, range 36 East, B. M., NW of Blackfoot river.

S½ NE¼, N½ SE¼, SE¼ SE¼ Sec. 11, N½, E½ SW¼, SE¼ Sec. 13, E½ NE¼ Sec. 14, NE¼ NW¼, S½ NW¼, E½ SW¼, SE¼ Sec. 22, NE¼, SW¼ NW¼, S½ Sec. 23, all Sec. 24, 25 & 26, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 27, SE¼ SE¼ Sec. 28, E½ NE¼, SW¼ NW¼, S½ SW¼, NE¼ SE¼, S½ SE¼ Sec. 33, all Sec. 34, 35 & 36, T. 4 S., R. 31 E., B. M.

S½ NW¼, SW¼, S½ SE¼ Sec. 1, S½ SW¼, SE¼ Sec. 2, SW¼, S½ SE¼ Sec. 7, S½ S½ Sec. 8, SE¼ NE¼, S½ Sec. 9, NE¼ NE¼, S½ N½, S½ Sec. 10, all Sec. 11 & 12, N½, W½ SW¼ Sec. 13, NE¼, N½ NW¼, SW¼ NW¼, W½ SW¼, N½ SE¼, SE¼ SE¼ Sec. 14, all Sec. 15, 16, 17, 18 & 19, E½ NE¼, NW¼ NW¼, W½ SW¼ Sec. 20, NW¼ NW¼ Sec. 21, S½ NE¼ Sec. 23, W½ NE¼, W½, SW¼ SE¼ Sec. 30, E½ NW¼, NE¼ SW¼, N½ SE¼ Sec. 31, N½ NW¼ Sec. 32, T. 4 S., R. 32 E., B. M.

W½ Sec. 3, NE¼, NE¼ NW¼, S½ NW¼, SW¼, W½ SE¼ Sec. 4, NW¼ NE¼, S½ NE¼, N½ NW¼, SW¼ NW¼, NW¼ SW¼, SE¼ SW¼, NE¼ SE¼, S½ SE¼ Sec. 5, S½ NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 6, all Sec. 7, NE¼, E½ NW¼, SW¼, NE¼ SE¼, W½ SE¼ Sec. 8, N½, SW¼, NW¼ SE¼ Sec. 9, NE¼, NE¼ NW¼, S½ NW¼, N½ SW¼, SE¼ SW¼, SE¼ Sec. 10, NW¼ NE¼, N½ NW¼, SW¼, SW¼ SE¼ Sec. 17, all Sec.

30, T. 6 S., R. 30 E., B. M.

W½ NE¼, NE¼ NW¼, SW¼ SW¼ Sec. 3, W½ NE¼, NW¼, S½ Sec. 4, all Sec. 5, NE¼, E½ NW¼, S½ Sec. 6, N½ NE¼, SW¼ NE¼, NW¼, S½ Sec. 7, N½, SE¼ SW¼, SE¼ Sec. 8, all Sec. 9 and 10, NW¼ NW¼, S½ NW¼ Sec. 11, NW¼ NE¼, W½ Sec. 15, all Sec. 16 and 17, N½, W½ SW¼, E½ SE¼ Sec. 18, NE¼, E½ NW¼, S½ Sec. 19, N½, SW¼, N½SE¼ Sec. 20, N½, SW¼, N½ SE¼, SW¼ SE¼ Sec. 21, NW¼ NW¼ Sec. 22, NW¼ NE¼ Sec. 28, NW¼, S½ SW¼, SW¼ SE¼ Sec. 29, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 30, all Sec. 31, NW¼ NE¼, W½ Sec. 32, S½ NE¼, E½ SW¼, SE¼ Sec. 36, T. 6 S., R. 31 E., B. M.

All Sec. 1, NE¼, S½ NW¼, S½ Sec. 2, E½ SE¼ Sec. 3, NE¼, N½ SE¼, SE¼ SE¼ Sec. 10, all Sec. 11 and 12, N½ NE¼, SE¼ NE¼, N½ NW¼, SW¼ NW¼ Sec. 13, N½, N½ SW¼, N½ SE¼ Sec. 14, NE¼ NE¼, S½ NE¼, SE¼ NW¼ Sec. 15, NE¼ SE¼ Sec. 21, S½ Sec. 22, NW¼ SW¼, S½ SW¼, NE¼ SE¼, S½ SE¼ Sec. 23, S½ NE¼, SE¼ NW¼, SW¼, N½ SE¼ Sec. 24, SE¼ SW¼, S½ SE¼ Sec. 25, NW¼ NE¼, N½ NW¼, SW¼ NW¼ Sec. 26, N½, N½ SW¼, NW¼ SE¼ Sec. 27, S½ N½, S½ Sec. 28, SE¼ SW¼, SE¼ Sec. 29, NE¼ NE¼, S½ NE¼, S½ NW¼, S½ Sec. 31, N½, N½ SW¼ Sec. 32, NW¼NE¼, N½NW¼, NE¼ SE¼, S½ SE¼ Sec. 33, S½ NE¼, S½ Sec. 34, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 35, all Sec. 36 T. 6 S., R. 32 E.. B. M.

NW¼ NW¼, S½ NW¼, S½ Sec. 1, all Sec. 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12, N½ NE¼, SW¼ NE¼, NW¼, N½ SW¼ Sec. 13, all Sec. 14, 15, 16 and 17, N½, NE¼ SW¼, SE¼ Sec. 18, NE¼, N½ SW¼, SE¼ SW¼, SE¼ Sec. 19, all Sec. 20, N½, SW¼, NW¼ SE¼ Sec. 21, NW¼ NW¼ Sec. 22, SW¼ NW¼, W½ SW¼ Sec. 28, all Sec. 29, 30, 31 and 32, T. 6 S., R. 33 E., B. M.

W½ NW¼, W½ SW¼ Sec. 2, all Sec. 3, 4, 5, 6, 7, 8, 9 and 10, W½ Sec. 11, all Sec. 14 and 15, N½, SE¼ Sec. 16, all Sec. 22 and 23, T. 6 S., R. 34 E., B. M.

NE¼, S½ Sec. 1, S½ SE¼ Sec. 11, NE¼, N½ NW¼, SE¼ NW¼, SW¼ Sec. 12, W½ Sec. 13, E½, E½ W½ Sec. 14, E½ NW¼, E½ SW¼, SW¼ SW¼, SE¼ Sec. 23, SW¼ NE¼, W½, NW¼ SE¼, S½ SE¼ Sec. 24, all Sec. 25, N½, SE¼ Sec. 26, NE¼ NE¼, SE¼ SE¼ Sec. 27, E½ Sec. 34, NE¼, N½ NW¼, S½ Sec. 35, W½ NE¼, NW¼, SW¼ Sec. 36, T. 7 S., R. 30 E., B. M.

NE¼, NE¼ NW¼, S½ NW¼, SW¼, NW¼ SE¼ Sec. 1, E½ SE¼ Sec. 2, W½ NE¼, NW¼, SW¼ Sec. 5, all Sec. 6, N½, NW¼ SE¼ Sec. 7, W½ NW¼ Sec. 8, SE¼ SE¼ Sec. 10, NE¼, SE¼ NW¼ Sec. 11, S½ NE¼, NW¼, N½ SW¼, N½ SE¼ Sec. 12, S½ N½, S½ Sec. 13, all Sec. 14, NE¼, N½ SE¼, SE¼ SE¼ Sec. 15, NE¼ NE¼, S½ NE¼, SE¼ NW¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 21, NE¼ NE¼, S½ NE¼, S½ NW¼, SW¼, N½ SE¼ Sec. 22, N½, NW¼ SW¼ Sec. 23, N½ NE¼, N½ NW¼, SW¼ NW¼ Sec. 24, N½ NE¼, SW¼ NE¼, NW¼, N½SW¼, SW¼ SW¼ Sec. 28, E½ NE¼, SE¼ Sec. 29, NE¼ SE¼, S½ SE¼ Sec. 31, N½ NE¼, SW¼ NE¼, S½ NW¼, SW¼ Sec. 32, T 7 S., R. 31 E., B. M.

N½, N½ SW¼ Sec. 1, all Sec. 2 and 3, NE¼, E½ NW¼, S½ Sec. 4, SE¼ SE¼ Sec. 5, N½ NW¼, SW¼ NW¼ Sec. 6, NE¼ NE¼, S½ NE¼, S½ NW¼, N½ SW¼, SE¼ Sec. 7, all Sec. 8, N½ NE¼, SW¼ NE¼, NW¼, N½ SW¼, SW¼ SW¼ Sec. 9, N½ N½ Sec. 10, N½ NW¼, SW¼ NW¼, W½ SW¼ Sec. 17, N½ NE¼, NE¼ NW¼ Sec. 18, NE¼ NE¼, SW¼ NE¼, SE¼ NW¼ Sec. 19, T. 7 S., R. 32 E., B. M.

N½, SW¼, NW¼ SE¼ Sec. 5, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 6, NE¼, NE¼ NW¼ Sec. 7, N½ NW¼, SW¼ NW¼ Sec. 8, T. 7 S., R. 33 E., B. M.

NW¼, NW¼ SW¼, E½ SE¼ Sec. 1, NE¼, S½ Sec. 2, NE¼ NE¼, NW¼ Sec. 10, NE¼ NW¼, S½ SW¼, S½ SE¼ Sec. 11, NE¼, NE¼ SW¼, S½ SW¼, SE½ Sec. 12, N½ NE¼, SW¼ NE¼, NW¼, N½ SW¼, SW¼ SW¼ Sec. 13, all Sec. 14, SE¼ NE¼, SE¼ Sec. 15, E½, S½ SW¼ Sec. 22, N½ NE¼, SW¼ NE¼, W½, NW¼ SE¼ Sec. 23, W½ NE¼, NW¼, N½ SW¼, NW¼ SE¼ Sec. 26, N½, NE¼ SW¼, N½ SE¼ Sec. 27, T. 8 S., R. 30 E., B. M.

NW¼ NW¼ Sec. 5, NE¼, NE¼ NW¼, S½ NW¼, SW¼, N½ SE¼, SW¼ SE¼ Sec. 6, W½ Sec. 7, NW¼ NW¼ Sec. 18, T. 8 S., R. 31 E., B. M.

SE¼ SE¼ Sec. 8, NE¼ SW¼, S½ SW¼, W½ SE¼ Sec. 9, NE¼ NE¼, S½ NE¼, S½ SW¼, SW¼ SE¼ Sec. 10, NW¼, S½ SW¼ Sec. 15, S½ NE¼, W½ NW¼ Sec. 16, NE¼, E½ NW¼, E½ SW¼, N½ SE¼, SW¼ SE¼ Sec. 21, NW¼ NE¼, NW¼, N½ SW¼ Sec. 22, NE¼ SE¼, S½ SE¼ Sec. 24, N½ N½ Sec. 25, N½ NE¼, SW¼ NE¼, W½, N½ SE¼, SW¼ SE¼ Sec. 26, S½ S½ Sec. 27, NE¼ NW¼ Sec. 28, SW¼ NW¼, SW¼ Sec. 34, N½ NE¼ Sec. 35, T. 5 S., R. 11 E., B. M.

SW¼ NW¼, N½ SE¼, SW¼ SE¼ Sec. 20, SE¼ NE¼, NE¼ SE¼ Sec. 21, W½ NW¼, NW¼ SW¼ Sec. 22, S½ S½ Sec. 25, S½ SE¼ Sec. 26, NW¼, NE¼ SW¼ Sec. 27,

Sec. 34, all Sec. 35, N½, SW¼, NW¼ SE¼ Sec. 36, T. 6 S., R. 14 E., B. M.

SE¼ SW¼, SE¼ Sec. 1, NE¼, E½ NW¼ Sec. 12, T. 7 S., R. 13 E., B. M.

S½ NE¼, S½ NW¼, N½ SW¼, SE¼ SW¼, N½ SE¼, SE¼ SE¼ Sec. 1, S½ N½, N½ S½ Sec. 2, S½ N½, N½ SE¼ Sec. 3, S½ N½, SW¼, NW¼ SE¼, S½ SE¼ Sec. 4, all Sec. 5 and 6, N½, NE¼ SW¼, S½ SW¼, SE¼ Sec. 7, all Sec. 8, NW¼ NE¼, S½ NE¼, NW¼, E½ SW¼, SE¼, Sec. 9, S½ NE¼, NW¼, S½ Sec. 10, S½ SW¼ Sec. 13, S½ Sec. 14, N½, S½ SE¼ Sec. 15, W½ NE¼ Sec. 16, N½, NW¼ SW¼, NE¼ SE¼ Sec. 17, NE¼, N½ NW¼, SE¼ NW¼, NE¼ SW¼, SE¼ Sec. 18, S½ NE¼, NE¼ SW¼, SE¼ Sec. 19, SW¼, S½ SE¼ Sec. 20, E½ NE¼, S½ SW¼, SE¼ Sec. 21, N½, E½ SW¼, SE¼ Sec. 22, N½, SW¼, NW¼ SE¼, SE¼ SE¼ Sec. 23, NW¼, S½ SW¼, NE¼ SE¼, S½ SE¼ Sec. 24, all Sec. 25 and 26, NE¼, E½ NW¼, S½ Sec. 27, N½ NE¼, SE¼ NE¼, NW¼, S½ Sec. 28, NE¼ NE¼, SW¼ NE¼, W½, NW¼ SE¼ Sec. 29, NE¼, N½ SE¼ Sec. 30, NW¼ NE¼, S½ NE¼, N½ NW¼, SE¼ NW¼, E½ SW¼, NW¼ SE¼, S½ SE¼ Sec. 32, NE¼, NE¼ NW¼, N½ SW¼, SW¼ SW¼, SE¼ Sec. 33, N½, SW¼, N½ SE¼ Sec. 34, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 35, all Sec. 36, T. 7 S., R. 14 E., B. M.

SW¼ NW¼, SW¼, W½ SE¼ Sec. 6, SE¼ SW¼ Sec. 8, NW¼ SW¼, S½ SW¼, S½ SE¼ Sec. 19, S½ SW¼, SW¼ SE¼ Sec. 20, S½ SE¼ Sec. 21, NW¼ SW¼, W½ SE¼ Sec. 22, SW¼ NW¼, SE¼ SE¼ Sec. 23, SE¼ SE¼ Sec. 24, all Sec. 25, E½ NE¼, E½ SE¼ Sec. 26, NW¼ NW¼, S½ SW¼, SW¼ SE¼ Sec. 27, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 28, all Sec. 29, 30, 31, 32, 33, 34 and 35, NW¼ NE¼, NE¼ NW¼ Sec. 36, T. 7 S., R. 15 E., B. M.

SW¼ SW¼ Sec. 12, all Sec. 13, SE¼ NE¼, E½ SW¼, SE¼ Sec. 14, SW¼ SW¼, NE¼ SE¼, S½ SE¼ Sec. 19, SW¼ NW¼, NW¼ SW¼, SE¼ SW¼, SW¼ SE¼ Sec. 20, S½ S½ Sec. 21, NE¼ NE¼, S½ NE¼, SE¼ NW¼, NW¼ SW¼, S½ SW¼, SE¼ Sec. 22, all Sec. 23, N½, SE¼ Sec. 24, N½, NE¼ SW¼, W½SW¼, SE¼ Sec. 25, all Sec. 26, NE¼, NE¼ NW¼, W½ NW¼, S½ Sec. 27, N½, SW¼, N½ SE¼, SW¼ SE¼ Sec. 28, NE¼, NE¼ NW¼, SW¼ NW¼, NW¼SW¼, E½SE¼ Sec. 29, NE¼, N½ NW¼, SE¼ NW¼, N½ SE¼ Sec. 30, NE¼ NE¼, S½ NE¼, SE¼ NW¼, NE¼ SW¼, SE¼ SW¼, NW¼ SE¼, S½ SE¼ Sec. 31, all Sec. 32, N½, SW¼, NE¼ SE¼ Sec. 33, all Sec. 34 and 35, N½ NE¼, SW¼ NE¼, SE¼ NW¼, N½ SW¼, SE¼ SW¼, SE¼ Sec. 36, T. 7 S., R. 16 E., B. M.

SW¼ NE¼, NE¼ SW¼, N½ SE¼, SE¼ SE¼ Sec. 7, S½ SW¼, SW¼ SE¼ Sec. 8, SE¼ SW¼, SW¼ SE¼ Sec. 10, SE¼ SW¼, SE¼ Sec. 11, NW¼ SW¼, S½ SW¼ Sec. 12, N½ NW¼ Sec. 13, N½ NE¼, NE¼ NW¼ Sec. 14, NE¼ NW¼, S½ NW¼, NW¼ SW¼ Sec. 15, NW¼ SW¼, S½ SW¼ Sec. 16, all Sec. 17, 18, 19 and 20, W½ Sec. 21, NE¼ NW¼, SW¼ SW¼ Sec. 22, NW¼ NW¼, S½ NW¼, SW¼ Sec. 27, all Sec. 28, 29 and 30, NE¼, E½ NW¼, E½ SW¼, NE¼ SE¼, W½ SE¼ Sec. 31, N½, N½ SW¼, SE¼, SW¼, SE¼ Sec. 32, all Sec. 33, NE¼, NW¼ NW¼, S½ NW¼, S½ Sec. 34, S½ SW¼ Sec. 35, T. 7 S., R. 17 E., B. M.

SE¼ SW¼, SE¼ Sec. 28, NE¼, E½ NW¼, NE¼ SW¼, SE¼ Sec. 32, NW¼ NE¼, S½ NE¼, NW¼, S½ Sec. 33, S½ NW¼, SW¼, S½ SE¼ Sec. 34, S½ S½ Sec. 35, S½ SW¼ Sec. 36, T. 7 S., R. 23 E., B. M.

SW¼ NE¼, S½ NW¼, SW¼, NW¼ SE¼, S½ SE¼ Sec. 1, S½ N½, S½ Sec. 2, SE¼ NE¼, E½ SE¼ Sec. 3, E½ E½ Sec. 10, all Sec. 11, N½ NE¼, SW¼ NE¼, W½, NW¼ SE¼, S½ SE¼ Sec. 12, all Sec. 13 and 14, NE¼ NE¼, S½ NE¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 15, S½ S½ Sec. 20, S½ NE¼, SE¼ NW¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 21, all sec. 22, 23, 24, 25, 26, 27 and 28, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 29, E½ NE¼ Sec. 30, SE¼ NE¼, S½ SW¼, SE¼ Sec. 31, NE¼, NE¼ NW¼, SW¼ NW¼, SE¼ NW¼, S½ Sec. 32, all Sec. 33, 34, 35 and 36, T. 7 S., R. 24 E., B. M.

SW¼ SW¼ Sec. 6, NW¼ NW¼, SW¼ SW¼ Sec. 7, NW¼, W½ SW¼ Sec. 18, SW¼ NE¼, NW¼ NW¼, S½ NW¼, SW¼, NW¼ SE¼, S½ SE¼ Sec. 19, SW¼ SW¼ Sec. 20, SE¼ SW¼, S½ SE¼ Sec. 22, SW¼ NE¼, NW¼ NW¼, S½ NW¼, SW¼, W½ SE¼ Sec. 25, NE¼ NE¼, S½ NE¼, S½ NW¼, S½ Sec. 26, all Sec. 27, S½ Sec. 28, NW¼ NW¼, SW¼, SE¼ SE¼ Sec. 29, all Sec. 30, 31, 32, 33, 34 and 35, NW¼ NE¼, W½, W½ SE¼ Sec. 36, T. 7 S., R. 25 E., B. M.

All Sec. 1 and 2, S½ NE¼, NE¼ NW¼, S½ Sec. 3, W½ NE¼, NW¼ SE¼ Sec. 4, SW¼ SW¼ Sec. 5, NE¼ SE¼ Sec. 6, N½ NE¼, NE¼ NW¼, E½ SE¼ Sec. 8, N½ NE¼, S½ NW¼, SW¼, NE¼ SE¼, S½ SE¼ Sec. 9, all Sec. 10, 11, 12 and 13, N½, SW¼, S½ SE¼ Sec. 14, all Sec. 15, E½ NE¼ Sec. 17, E½ NE¼, NE¼ SE¼, Sec. 21, all Sec. 22 and 23, N½ NE¼, SE¼ NE¼, N½

Sec. 10, all Sec. 17, 18, 19, 20 and 21, W½, SW¼ SE¼ Sec. 22, SE¼ Sec. 25, S½ NW¼, S½ Sec. 26, all Sec. 27, 28, 29, 30, 31, 32, 33, 34 and 35, NE¼ SW¼, SW¼ SW¼, N½ SE¼ Sec. 36, T. 8 S., R. 17 E., B. M.

S½ SW¼ Sec. 16, SE¼ NE¼, SE¼ Sec. 20, NW¼ NE¼, NW¼, W½ SW¼ Sec. 21, NW¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 28, N½, SW¼, NE¼ SE¼, S½ SE¼ Sec. 29, SE¼ Sec. 30, N½, SW¼ Sec. 31, N½ NE¼, NW¼ Sec. 32, all Sec. 33, T. 8 S., R. 18 E., B. M.

S½ SE¼ Sec. 15, E½ NE¼, S½ SE¼ Sec. 21, all Sec. 22, S½ Sec. 23, SW¼ Sec. 24, S½ NE¼, NW¼, S½ Sec. 25, all Sec. 26 and 27, E½ Sec. 28, S½ SE¼ Sec. 31, S½ NE¼, S½ Sec. 32, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 33, all Sec. 34, 35 and 36, T. 8 S., R. 21 E., B. M.

NE¼ NE¼, S½ NE¼, SE¼ Sec. 25, SW¼ NW¼, NE¼ SW¼, W½ SW¼ Sec. 30, NW¼, W½ SW¼ Sec. 31, S½ SW¼, SE¼ Sec. 35, NE¼, S½ NW¼, S½ Sec. 36, T. 8 S., R. 22 E., B. M.

All Sec. 1, 2 and 3, N½, N½ SW¼, SE¼ SW¼, SE¼ Sec. 4, E½ SE¼ Sec. 7, S½ NW¼, S½ Sec. 8, N½ NE¼, SE¼ NE¼, NE¼ SW¼, S½ SW¼, SE¼ Sec. 9, all Sec. 10, 11, 12, 13, 14, 15, 16 and 17, E½ NE¼, NE¼ SE¼, S½ SE¼ Sec. 18, all Sec. 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35 and 36, T. 8 S., R. 23 E., B. M.

All of township 8 south, range 24 east, B. M.

All of township 8 south, range 25 east, B. M.

SW¼ SW¼ Sec. 4, SW¼ SW¼, S½ SE¼ Sec. 5, all Sec. 6, 7 and 8, W½, S½ SE¼ Sec. 9, S½ SW¼ Sec. 10, NW¼ NE¼, S½ NE¼, NW¼, S½ Sec. 15, all Sec. 16, 17 and 18, T. 8 S., R. 26 E., B. M.

NE¼ NE¼, N½ NW¼ Sec. 1, N½ NE¼, SW¼ NE¼, NW¼ Sec. 2, NE¼, N½ NW¼, SE¼ NW¼ Sec. 3, T. 9 S., R. 14 E., B. M.

N½ NE¼, SE¼ NE¼, NW¼, N½ SW¼, E½ SE¼ Sec. 1, N½, SW¼, N½ SE¼ Sec. 2, N½, N½ SW¼, SE¼ Sec. 3, N½ NE¼, SE¼ NE¼, NE¼ NW¼, SW¼ NW¼, NE¼ SE¼ Sec. 4, SE¼ NE¼ Sec. 5, N½ NW¼ Sec. 6, T. 9 S., R. 15 E., B. M.

All Sec. 1, N½, W½ SW¼ Sec. 2, all Sec. 3, 4, 5 and 6, NE¼, NE¼ NW¼, SE¼ NW¼, SE¼ Sec. 7, all Sec. 8, N½, N½ SW¼, SE¼ SW¼, E½ SE¼ Sec. 9, all Sec. 10, S½ NE¼, NW¼, S½ Sec. 11, all Sec. 12, 13, 14 and 15, N½ NE¼, NE¼ NW¼ Sec. 16, all north of Snake River in Sec. 17, T. 9 S., R. 16 E., B. M.

All Sec. 1, 2, 3, 4, 5, 6, 7 and 8, NE¼, N½ NW¼, SW¼ NW¼, SE¼ Sec. 9, N½ Sec. 10, NE¼, N½ NW¼, SW¼ NW¼ Sec. 11, N½ NE¼, NW¼ Sec. 12, N½ NW¼, SE¼ NW¼ Sec. 17, all Sec. 18, N½ N½ Sec. 19, T. 9 S., R. 17 E., B. M.

SW¼ SW¼ Sec. 1, SE¼ NW¼, S½ Sec. 2, E½ SW¼, SE¼ Sec. 3, NE¼, N½ NW¼, SW¼NW¼, NW¼ SW¼ Sec. 4, SE¼NE¼, SW¼NW¼, SW¼, NE¼ SE¼ Sec. 5, NW¼ NE¼, S½ NE¼, NW¼, N½ SW¼, SW¼ SW¼, N½ SE¼ Sec. 6, E½ NE¼ Sec. 9, N½, SE¼ Sec. 10, N½, SW¼ Sec. 11, N½ NE¼, SW¼ NE¼, NW¼ Sec. 12, NW¼ NE¼, S½ NE¼, SE¼ NW¼, NE¼ SW¼, N½ SE¼, SE¼ SE¼ Sec. 17, SE¼ SW¼, SE¼ Sec. 34, S½ SW¼, SE¼ Sec. 35, S½ NE¼, S½ Sec. 36, T. 9 S., R. 18 E., B. M.

NW¼ SW¼ Sec. 4, SE¼ NE¼, NW¼ SW¼ Sec. 5, NW¼ NW¼ Sec. 8, NW¼ SW¼, S½ SW¼, SW¼ SE¼ Sec. 26, NW¼ NE¼, S½ NE¼, S½ NW¼, S½ Sec. 27, all Sec. 28, NE¼, SE¼ NW¼, S½ Sec. 29, S½ SW¼, SE¼ Sec. 30, all Sec. 31 and 32, N½ NE¼, NW¼, N½ SW¼ Sec. 33, N½, N½ SE¼, SE¼ SE¼ Sec. 34, N½, SE¼ Sec. 35, W½ SW¼, SE¼ SE¼ Sec. 36, T. 9 S., R. 19 E., B. M.

SE¼ SW¼ Sec. 30, all Sec. 31, NE¼ NE¼, S½ NE¼, S½ NW¼, S½ Sec. 32, S½ NE¼, NW¼ NW¼, S½ NW¼, S½ Sec. 33, S½ Sec. 34, SW¼ SW¼ Sec. 35, T. 9 S., R. 20 E., B. M.

N½, N½ SW¼, SW¼ SW¼ Sec. 1, all Sec. 2, 3 and 4, S½ SW¼, SE¼ Sec. 8, all Sec. 9 and 10, W½ NE¼, W½, W½ SE¼, Sec. 11, all Sec. 13, N½, N½ SW¼ Sec. 14, all Sec. 15 and 16, N½ NE¼, SE¼ NE¼, NW¼, NE¼ SE¼ Sec. 17, NE¼, N½ NW¼, SE¼ NW¼ Sec. 21, all Sec. 22, 24, 25, 31, 35 and 36, T. 9 S., R. 21 E., B. M.

All Sec. 1 and 2, NE¼, NE¼ NW¼, S½ NW¼, S½ Sec. 3, NE¼, S½ Sec. 4, NE¼ NE¼, S½ NE¼, S½ NW¼, S½ Sec. 5, SW¼ NW¼, S½ Sec. 6, all Sec. 7, 8, 9, 10, 11, Secs. 12-36 inc. complete, T. 9 S., R. 22 E., B. M.

All of township 9 south, range 23 east, B. M.

All of township 9 south, range 24 east, B. M.

N½ N½ Sec. 1, N½ NE¼, N½ NW¼, SW¼ NW¼, S½ SW¼, SE¼ Sec. 2, N½, N½ SW¼, SE¼ SE¼ Sec. 3, all Sec. 4, 5, 6, 7, 8, 9 and 10, N½, N½ SW¼, SW¼ SW¼, NW¼ SE¼ Sec. 11, N½ NE¼, SW¼ NE¼, W½, W½ SE¼ Sec. 16, all Sec. 17, 18, 19 and 20, N½ NE¼, NW¼ Sec. 21, SW¼ NE¼, NW¼, SW¼ Sec. 29, all Sec. 30, N½ NE¼, W½ Sec. 31, T. 9 S., R. 25 E., B. M.

All Sec. 1, N½, N½ SW¼, SE¼ Sec. 2, NE¼, E½ NW¼, E½ SE¼ Sec. 3, N½ NE¼ Sec. 11, NE¼, N½

All Sec. 1, 2, 11, 12, 13 and 14, T. 11 S., R. 22 E., B. M.

All of township 11 south, range 23 east, B. M., except Secs. 28-36 inclusive.

All Secs. 2-10, 16-20, 29-30, T. 11 S., R. 24 E., B. M.

That any protests against the approval of this application must be filed in the Department of Reclamation within forty (40) days from the date of this notice; such protest shall state the name and address of the protestant and shall clearly set forth his objections to the approval of the said application.

Dated this 10th day of October, 1939.

JAMES SPOFFORD,
Commissioner of Reclamation.

Date of first publication: Oct. 20.
Date of last publication: Nov. 3.
Last date for protest: November 19, 1939.

Service of the foregoing, by copy, is hereby admitted this 11th day of October, 1939.

LYNN CRANDALL,
Applicant.

C.A.Bottolfsen
~~C. BEN ROSS~~ GOVERNOR
~~R. W. PARKER~~ COMMISSIONER
James Spofford

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

LYNN GRANDALL, WATERMASTER

IDAHO FALLS, IDAHO

WATER DISTRICT NO. 38

November 3, 1939

Mr. James Spofford
Commissioner of Reclamation
Boise, Idaho.

Dear Mr. Spofford:

I am enclosing herewith affidavit of publication on South Fork Reservoir filing.

Very truly yours,

Lynn Crandall

Watermaster.

NOV 4 1939

R-670

October 30, 1939

Re: Application No. 26214

The Idaho Commoner,
Idaho Falls, Idaho.

Gentlemen:-

A copy of your issue of October 20th, reached us in the last mail Saturday- October 28th- and we have carefully checked the notice in connection with the above Application, and note several errors, as follows:

In the first column, where marked, it should be Range 39 E., instead of 29 E.

Near the top ofthe second colum, where marked, it should be NE¼NE¼ instead of NE¼SW¼. (This is a part of the description in Sec. 9, T. 2 S. R. 35 E.,B.M- and this is an error in the copy sent you.)

In the third column, there is a line repeated , as you will note.

There are four errors in the last column, as follows- and as marked:
In the description in Sec. 17, T. 9 S.,R. 18 E.,B.M., it should be SE¼NW¼ instead of SE¼SW¼
In Sec. 1, T. 9 S., R. 16 E., it should be W½SW¼ instead of W½SE¼

In the description of Sec. 3, T. 10 S., R. 20 E.,B.M., it should be SE¼ instead of E½

And in the description of Sec. 4, T. 10 S., R. 21 E., it should be E½ instead of SE¼

It is possible that these last two errors are mistakes in your copy, as in making a correction on our copy, we may have changed the wrong SE¼ to E½.

However, we do regret that we did not receive a copy of your Oct. 20th issue in time to catch these corrections in time for the Oct. 27th issue- But please be sure to make them all in your issue this week- or Nov. 3rd- so that your affidavit of publication may show a correct description.

And please send us a copy of this last issue.

JLA

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclam

By C'

R-670

ADEN HYDE HENRY DWORSHAK

THE IDAHO COMMONER

"THE PEOPLE'S NEWSPAPER"

PUBLISHED FRIDAYS

IDAHO FALLS, IDAHO

October 25, 1939



James Spofford,

Commissioner of Reclamation,

Boise, Idaho

Dear Sir:

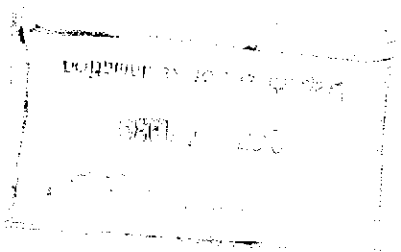
Being mailed to you under separate cover is a copy of last Friday's, October 20, issue of the Idaho Commoner in which first publication of the Notice of Application appeared. It will be published again October 27 and November 3. Thank you ever so much for your consideration of The Commoner as an instrument of publication for this legal notice.

Very truly yours,

Aden Hyde, Manager,

The Idaho Commoner

ah:sh



R-670

October 24, 1939

Re: Application No. 26214

Mr. Lynn Crandall,
Box 697,
Idaho Falls, Idaho.

Dear Mr. Crandall:

On October 13th, we sent a copy of the Notice in connection with your Application No. 26214, to the Idaho Commoner, with instructions to publish same once a week for three consecutive weeks prior to November 19, 1939, the final date set for protest.

We asked them to acknowledge receipt of the notice, and also to furnish us with a copy of the first publication.

As we have not received an acknowledgment, nor a copy of the peper, we suggest that you check into this, and ascertain if the notice was received, and if so whether they have started publication.

We feel that this is very important- as no doubt you do also- and the land list should be carefully checked, as well as other figures, etc. contained in the printed notice.

Very truly yours,

JAMES SPOFFORD
Commissioner of Reclamation

JLA

By

Chief Clerk.

R-670

October 13, 1939

Re: Application No. R- 26214

IDAHO COMMONER,
Idaho Falls, Idaho.

Gentlemen:-

Enclosed you will find Notice for publication once a week for three consecutive weeks prior to November 19, 1939, final the/date set for protest- the expense of the publication to be paid by the applicant, Lynn Crandall, Water Master of District No. 36, Idaho Falls, Idaho, to whom you should furnish proof of publication on or prior to the date for protest, above.

Please acknowledge receipt of this notice and furnish this office with a copy of the first publication.

Very truly yours,

JAMES SPOFFORD

Commissioner of Reclamation

R-670