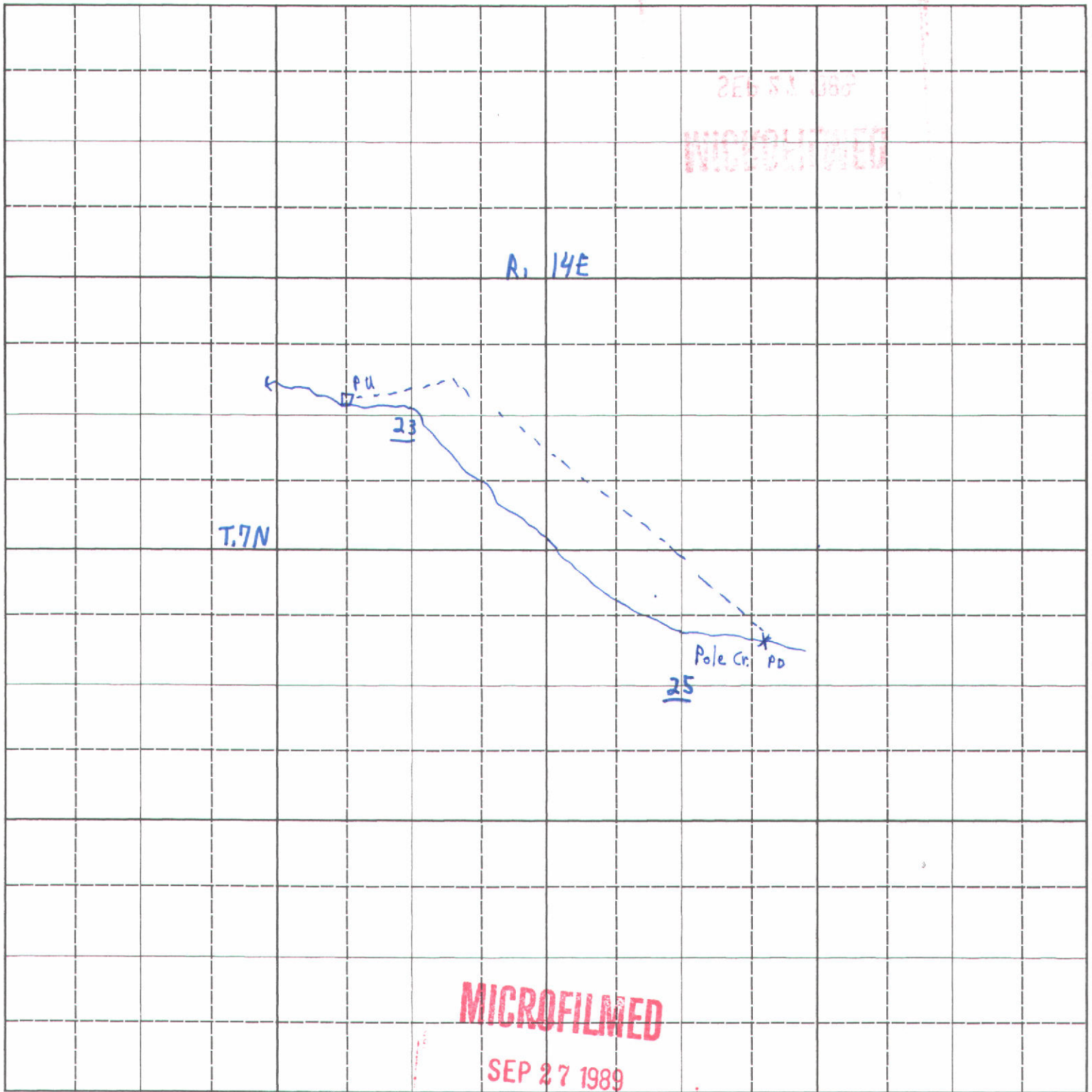


13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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.

James Henslee Owner
(Applicant)

AFFIDAVIT of PUBLICATION

RECEIVED

State of Idaho, }
County of Blaine } SS.

NOV 10 1988

Department of Water Resources
Southern Region Office

DANIEL J. GORHAM

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

annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 2nd day of Nov, 19 88, and

the date of the last publication was on the 9th day of Nov, 19 88.

Daniel J. Gorham

Subscribed and sworn to before me this 9th day of Nov, 19 88.
(SEAL)

Roberta McKee

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 38
Number of Insertions 2

Lines tabular at _____ 5¢/Pica
38 Lines straight at 18.81 4¢/Pica
38 Subsequent lines at 14.63 3¢/Pica
TOTAL COST 33.44

COPY OF NOTICE

(Paste Here)

Not. of Application # 71-07118
TITLE OF NOTICE *Salmon Falls Sheep Co.*

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources

BILL TO

**Sheep Co. files
on water right**

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

71-07118

SALMON FALLS SHEEP CO.
C/O JAMES F. HENSLEE
RT. 1 BOX 74
HAGERMAN, ID 83332

Source: POLE CREEK
Tributary: SALMON RIVER

Diversion Pt: NWSENE Sec 25 T
07N R 14E; Blaine County; 2 miles
East of Smiley Creek.

Use: POWER (7.000 CFS)

Date Filed: 7/06/1988

In: T07N R14E S23
SENE, SWNW

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code, and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301, on or before NOVEMBER 21, 1988.

R. Keith Higginson, Director

Publish: Wood River Journal-
November 2 & 9, 1988.

(Idaho Code, Rev. Statutes 1984)

7-8 pt. per line straight.....4.5/pica
7-8 pt. per line tabular.....5.5/pica
7-8 pt. per line successive insertion.....3.5/pica

MICROFILMED

SEP 27 1989

No 6228

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

SEP 21 1994

Department of Water Resources

A. GENERAL INFORMATION

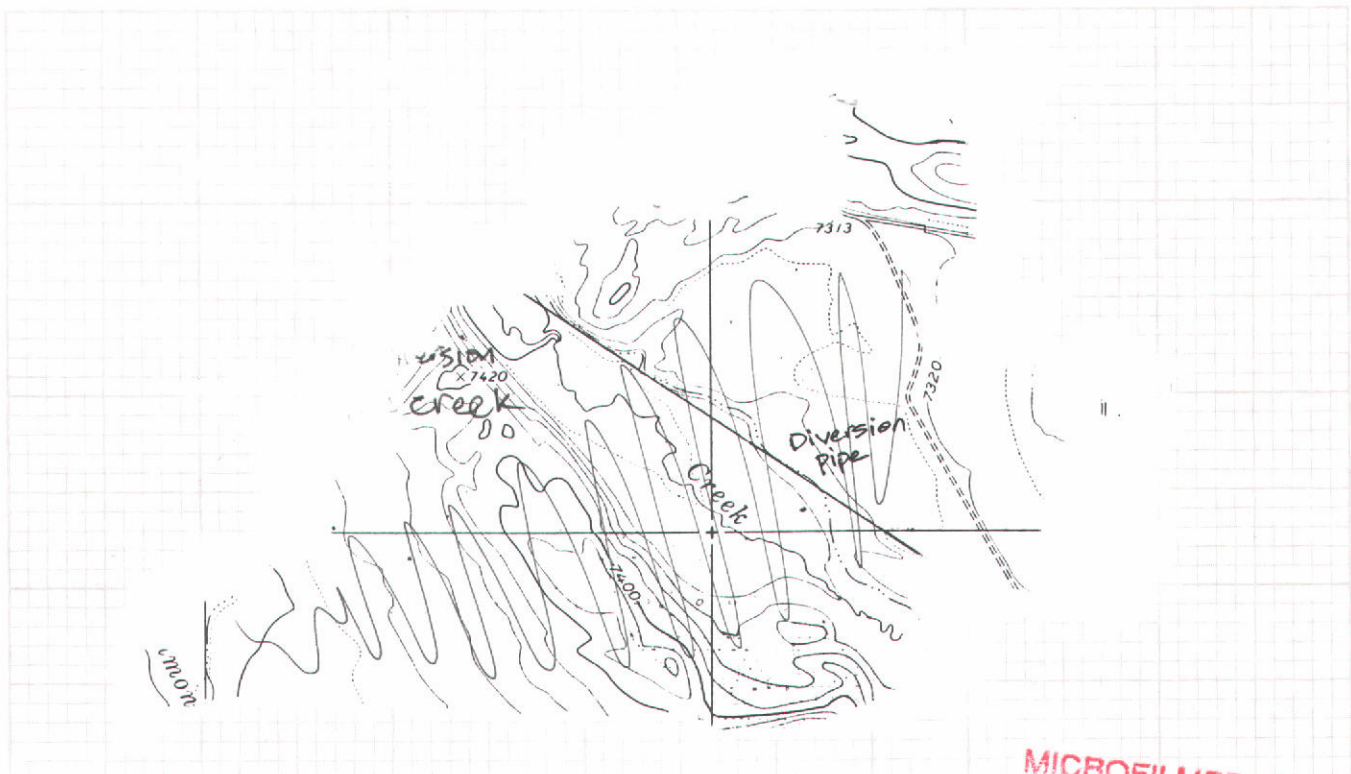
1. Owner: Salmon Falls Sheep. Co. Permit No. 71-7118
Current Address: Bell Rapids Rd. Box 95A Hagerman ID Phone No. 837-4534
2. Accompanied by: James Henslee EXAM. DATE: 7-31-91
Address: RR #1 Hagerman Idaho Phone No. _____
Relationship to Permit Holder: representative
3. Source: ~~SRM~~ Pole Creek tributary to Salmon River

B. OVERLAP REVIEW

1. Other water rights with same place of use: none ☐ Copies Attached
2. Other water rights with same point of diversion: 86-10035A71-0060A ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached



Scale: 1" = 660'

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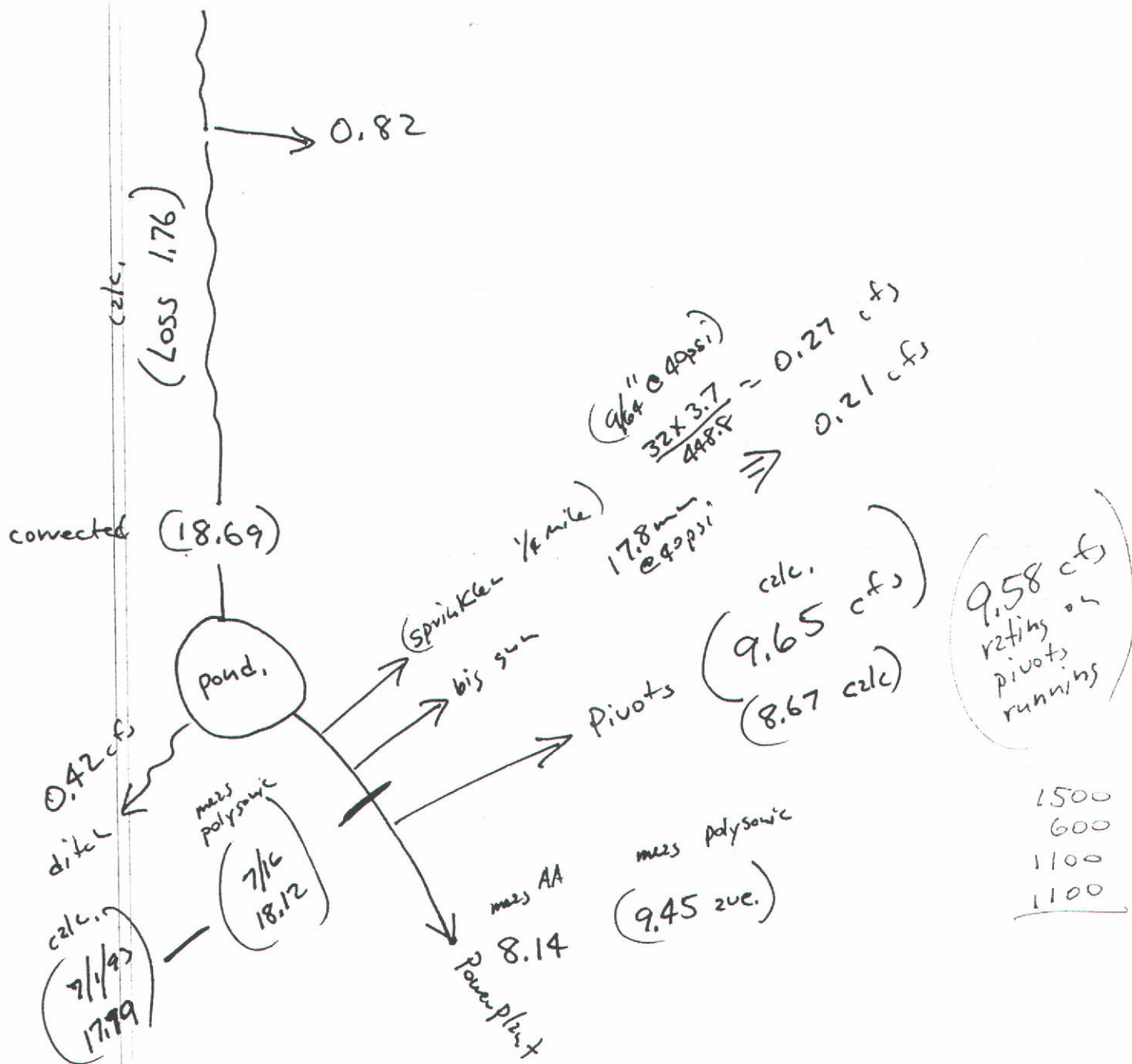
JUN 05 1998

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

Pole CK.

Salmon Falls Sheep
Land & Livestock

21.27

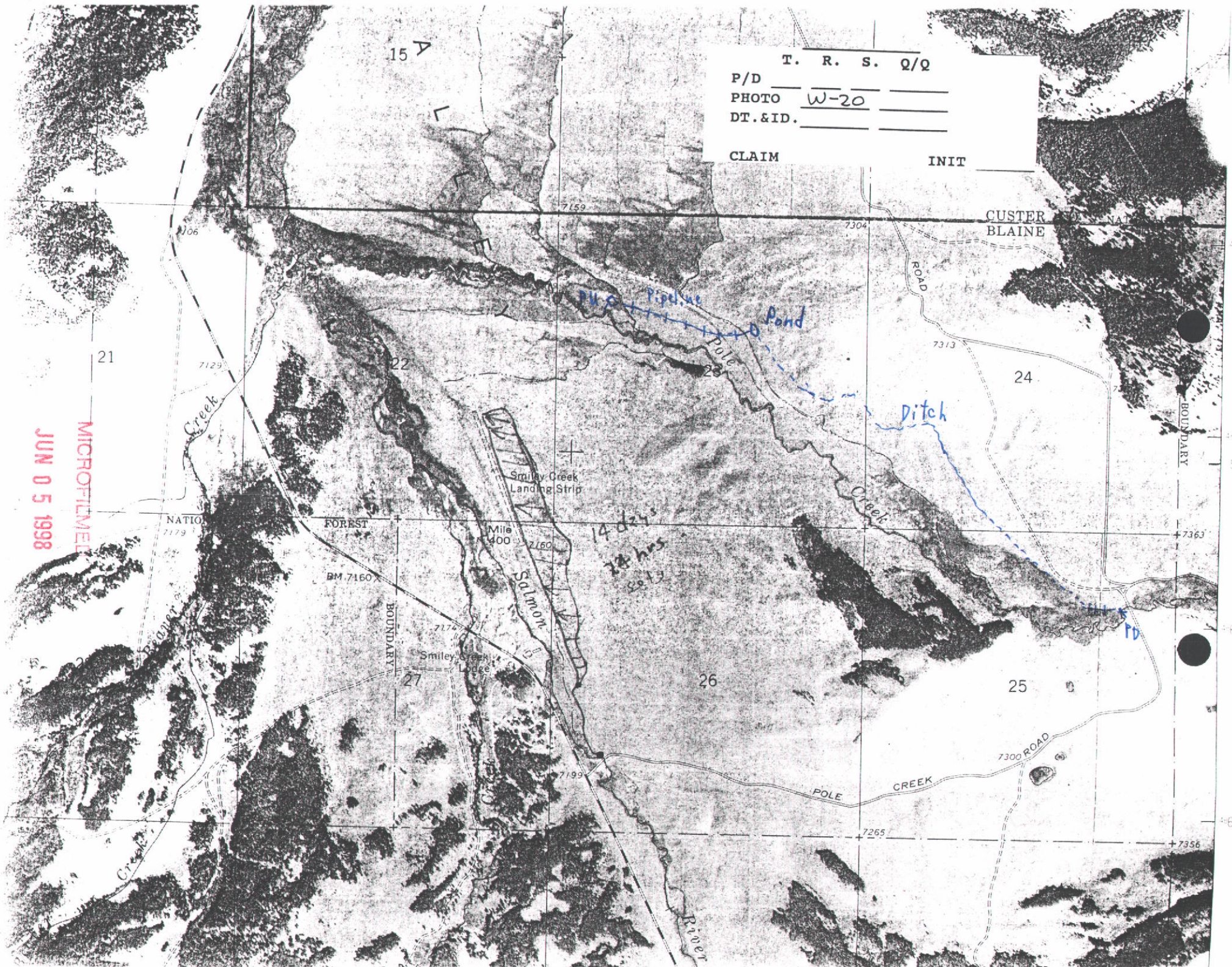


MICROFILMED
JUN 05 1998

T. R. S. Q/Q
P/D
PHOTO <u>W-20</u>
DT.&ID.
CLAIM
INIT

JUN 05 1938

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CUSTER
BLAINE

Smiley Creek
Landing Strip

Mile
400

Salmon

Smiley Creek
Lodge

POLE CREEK

7300 ROAD

BOUNDARY

14 days
24 hrs
80%

71-7118



Diversion Works



Weir On
Ditch

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JUN 05 1998

71-7118

Return Flow to Pole Creek



Power
plant



MICROFILMED
JUN 05 1998

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 71-07118

Priority: July 6, 1988

Maximum Diversion Rate: 7.00 CFS

Maximum Diversion Volume: 2120.6 AF

This is to certify, that SALMON FALLS SHEEP CO
RT 1 BOX 74

HAGERMAN ID 83332 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated July 6, 1988; and
has submitted Proof of Beneficial Use on October 3, 1989. An examination indicates
that the works have a diversion capacity of 21.270 cfs of water from:

POLE CREEK tributary to SALMON RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
POWER	05/01 to 09/30	7.00 CFS	2120.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 25, Township 07N, Range 14E
BLAINE County

PLACE OF USE: POWER

TWN RGE SEC

07N 14E 23

SWNW

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
6. Use of water under this right shall be non-consumptive.
7. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.

MICROFILMED

JUN 05 1998

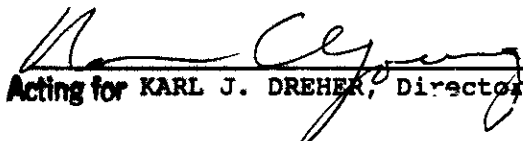
State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 71-07118

CONDITIONS OF APPROVAL AND REMARKS

8. The rights for the use of water confirmed in this license shall be junior and subordinate to all rights for the use of water other than hydropower, within the State of Idaho that are initiated later in time than the priority of this right and shall not give rise to any right or claim against any future rights for the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this right.
9. The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.
10. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after October 1, 2009. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.
11. Water may be diverted under this right only when water is being diverted at the same point of diversion under a valid irrigation right(s). The total combined rate of diversion under this right and the irrigation right(s) shall not exceed the maximum diversion rate authorized under the irrigation right(s).

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 9TH
day of April, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

JUN 05 1998

RECEIVED

MAR 25 1998

State of Idaho
Department of Water Resources

Department of Water Resources

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

WATER RIGHT NO. 71-07118

Date of Priority: July 6, 1988

Maximum Diversion Rate: 7.00 CFS

Maximum Diversion Volume: 2120.6 AF

Comes now
RT 1 BOX 74
HAGERMAN ID 83332

SALMON FALLS SHEEP CO

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 71-07118, and requests that the permit be changed as follows:

Source: POLE CREEK

tributary to SALMON RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
POWER	05/01 to 09/30	7.00 CFS	2120.6 AF

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 25, Township 07N, Range 14E
BLAINE County

PLACE OF USE: POWER

TWN RGE SEC

07N 14E 23

SWNW

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at 2:00 pm., this 17 day of March, 1998.

MICROFILMED

Mike Henalee V.P.
(Signature)

MAR 07 1998

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 71-07118

FOR DEPARTMENT USE ONLY

Preliminary check by SWK Fee = 50⁰⁰ Received by KS # C041852 Date 3/25/98

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 71-07118 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
6. Use of water under this right shall be non-consumptive.
7. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
8. The rights for the use of water confirmed in this license shall be junior and subordinate to all rights for the use of water other than hydropower, within the State of Idaho that are initiated later in time than the priority of this right and shall not give rise to any right or claim against any future rights for the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this right.
9. The right holder shall comply with all fish screening requirements of the Idaho Department of Fish and Game.

MICROFILMED

JUN 05 1998

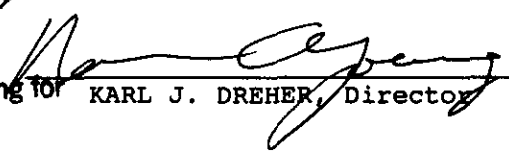
State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 71-07118

CONDITIONS OF APPROVAL AND REMARKS

10. The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after October 1, 2009. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.
11. Water may be diverted under this right only when water is being diverted at the same point of diversion under a valid irrigation right(s). The total combined rate of diversion under this right and the irrigation right(s) shall not exceed the maximum diversion rate authorized under the irrigation right(s).

Witness my hand this 9TH day of April, 19 98.

Acting for  KARL J. DREHER, Director

MICROFILMED

JUN 05 1998

RECEIVED
OCT 03 1989

For Office Use Only
Fee Received 250.00
Date 10-03-89
Receipt # C011942
Receipt by D.K.
Reviewed by AM 12/4/89
Sent to region

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
Department of Water Resources

PROOF OF BENEFICIAL USE

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

Permit No. 10-71-07118

Name(s) of Permit Holder: Salmon Falls Sheep Co

Post Office Address: Hagerman Idaho Bell Rapids Rd. Box 95A,
Telephone No. 832-4534

Source of Water: Pole Creek

Extent of Use:

Domestic (number of households) Stockwater (number and type of stock)

Irrigation (acres) Other/Remark

Power For Irrigation

Total rate and/or volume for which proof is submitted 7 CFS cfs acre-foot

Show the date water was first diverted and beneficially used under this permit: June 1 - 1987

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

Fee enclosed \$ 250.00
(See License Examination Fee Schedule)

Copollitts weir & crest
Flow Measurement Port: Required? ☐ Yes ☐ No
Installed? ☐ Yes ☐ No

RECEIVED

MAR 14 1990

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

James F Henslee James F. Henslee 832-4534 832-4517
(Name) (Telephone Number)

Hagerman Idaho RR#1-
(Address)

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

9/28/89 Salmon Falls Sheep Co, James F Henslee President
Date Signature of Permit Holder (and title, if appropriate)

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 71-07118

Proposed Priority: July 6, 1988

Maximum Diversion Rate:

7.00 CFS

This is to certify, that **SALMON FALLS SHEEP CO.**

RT. 1 BOX 74

HAGERMAN, ID 83332

has applied for a permit to appropriate water from:

POLE CREEK

tributary of **SALMON RIVER**

and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE

PERIOD OF USE

RATE OF DIVERSION

POWER

06/01 to 09/15

7.00 CFS

LOCATION OF POINT(S) OF DIVERSION:

NWSENE

Sec. 25, Township 07N, Range 14E
BLAINE County

PLACE OF USE: POWER

TWN RGE SEC

07N 14E 23

SWNW

SENW

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **October 1, 1990**.
2. Subject to all prior water rights.
3. The permit holder shall either install a measuring device or a flow measurement port or provide a certified measurement or computation of flow based upon system design to be prepared by a professional engineer.
4. This permit does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
5. Use of water under this permit shall be non-consumptive.
6. This permit is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this permit. Failure to comply with these provisions is cause for immediate cancellation of this permit.
7. Water used under this permit if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
8. The water right acquired under this permit for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

SEP 2 / 1989

MICROFILMED

State of Idaho
Department of Water Resources**Permit To Appropriate Water**

NO. 71-07118

CONDITIONS/REMARKS:

9. The Director retains jurisdiction of this permit in order to limit the use of water for hydropower generation purposes to a specific term of years as required by Section 42-203B(7), Idaho Code.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

25th day of September, 1989

for *R. Keith Higginson*
R. Keith Higginson, Director

MICROFILMED
SEP 27 1989

Form 202
6/85

Ident No 71-0 7118

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Salmon Falls Sheep Co. Phone 837-4534
Post office address Rt. 1 Box 74, Hagerman, ID 83332

2. Source of water supply Pole Creek which is a tributary of Salmon River

3 Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____
Sec 25 Township 7N Range 14E B.M. Blaine County; additional
points of diversion if any _____

4. Water will be used for the following purposes:

Amount 7.0cfs for Power purposes from Jun 1 to Sep 15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) 7.0 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works

a. Description of ditches, flumes, pumps, headgates, etc Existing headgate & ditch, penstock to
power plant

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet, period of year when water will be diverted to storage:
_____ to _____ inclusive.

c Proposed well diameter is _____ inches, proposed depth of well is _____ feet

d. Is ground water with a temperature of greater than 90°F being sought? _____

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
one years (minimum 1 year).

MICROFILMED

SEP 27 1989

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

- a Hydropower; show total feet of head and proposed capacity in KW L 115' of head & 50 KW
- b Stockwatering; list number and kind of livestock _____
- c Municipal, show name of municipality. _____
- d Domestic, show number of households _____
- e Other; describe fully. _____

9. Description of place of use.

- a If water is for irrigation, indicate acreage in each subdivision in the tabulation below
- b If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols

TWP	RANGE	SEC	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7N	14E	23							X	X									

X is P/U for Power

Total number of acres to be irrigated _____

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

11 a Who owns the property at the point of diversion? Applicant

b Who owns the land to be irrigated or place of use? "

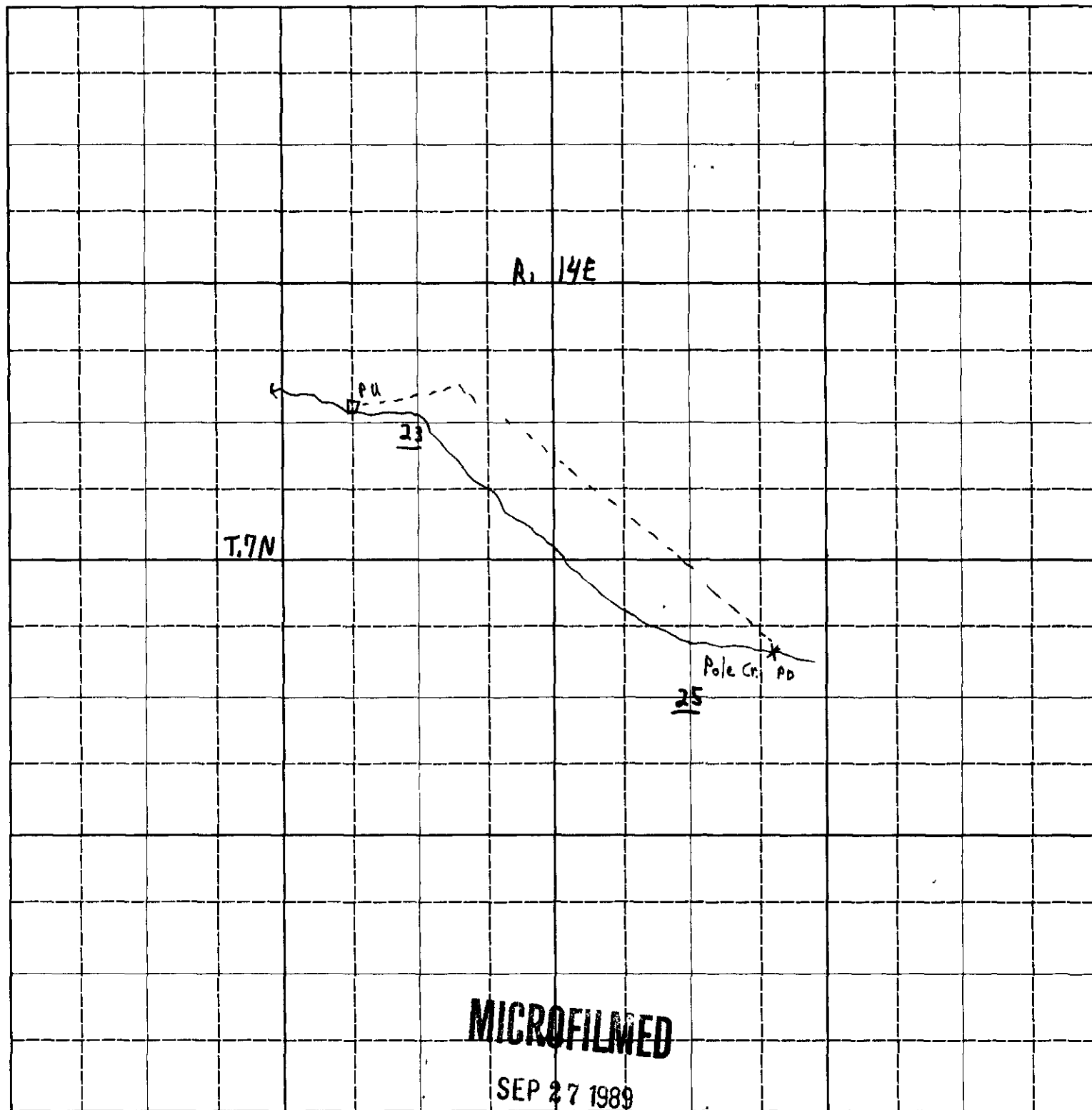
c If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

12 Remarks Water was decreed for irrigation under Rt. 71-0060, and W/M/C/D This water can be used for power or for irrigation, but not for both. The power produced is used to turn gravity pivot sprinklers. The full amount of the decreed right has been claimed under the adjudication for irrigation.

MICROFILMED

SEP 27 1985

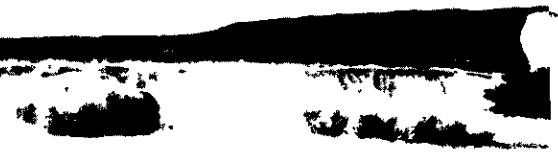
13 Map of proposed project show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale 2 inches equal 1 mile

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

James T. Henslee Owner
(Applicant)



SALMON FALLS SHEEP CO., Inc.

HAGERMAN, IDAHO 83332

PHONE 837-4534

Hagerman, Idaho

Sept. 1, 1989

State of Idaho

Department of Water Resources

Received application No. 71-7118.

The following Individuals are Qualified to act for the SALMON FALLS SHEEP CO. INC.
at the present time.

James F. Henslee President: Rt 95 A Bell Rapids Road, Hagerman, Idaho, 83332 •

Alice A. Henslee Secretary; Rt1 95 A Bell Rapids Road, Hagerman, Idaho 83332.

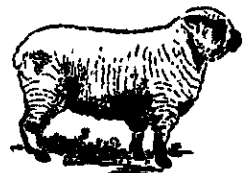
James C. Henslee Vice President and manager; Rt1 123 Bell Rapids Road, Hagerman, Idaho
83332.

This is a closely held Family Corporation and we may assume that as time goes by
the Acting Officers will change and then be entitled to perform all necessary duties.

Sincerely,
James F. Henslee
President

MICROFILMED

SEP 27 1989



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

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

1. Individual Applicant or Individual Members of a Partnership:

I, _____ of _____,
(name) (city)
county of _____, State of Idaho, being duly sworn, do
hereby certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

I, Salmon Falls Sheep Co INC of Hagerman,
(name) (city)
JAMES F. HENSHIE President
County of TWIN FALLS, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the Salmon Falls
Sheep Co INC: that as such I am in charge of the registered
(name of corporation)
office of the said corporation as required by Section 30-1-12, Idaho Code, at
Hagerman Idaho, wherein are kept the corporate records required
(city)
by Section 30-1-52, Idaho Code; and that Salmon Falls Sheep Co INC
(name of corporation)
is a corporation qualified to do business in the State of Idaho under the laws of
the State of Idaho.

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

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

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

State of Idaho
County of Gooding) ss.

Salmon Falls Sheep Co
By James F. Henshie Pres.
Applicant

On this 5th day of September, 19 89, personally appeared
before me the signer(s) of the above instrument, who duly acknowledged to me that
he (she) (they) executed the same.

seal

Robert H. Sawerson
Notary Public residing at

IDAHO

My commission expires:

3-28-94

SEP 7 1989

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

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

1. Individual Applicant or Individual Members of a Partnership:

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

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

2. Corporation:

I, James F Henslee of Hagerman,
(name) (city)

County of Gooding, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the _____
Salmon Falls Sheep Co.: that as such I am in charge of the registered
(name of corporation)

office of the said corporation as required by Section 30-1-12, Idaho Code, at
Hagerman Idaho, wherein are kept the corporate records required
(city)

by Section 30-1-52, Idaho Code: and that Salmon Falls Sheep Co.
(name of corporation)

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

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

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

State of Idaho)
County of Twin Falls) ss.

Salmon Falls Sheep Co. Inc
B James F Henslee
Applicant Pres,

On this 21 day of November, 19 88, personally appeared
before me the signer(s) of the above instrument, who duly acknowledged to me that
he (she) (they) executed the same.

seal

MICROFILMED

SEP 27 1989

My commission expires:

3/21/93

Loren C. Huber
Notary Public residing at

Twin Falls

AFFIDAVIT of PUBLICATION

RECEIVED

NOV 10 1988

State of Idaho, }
County of Blaine } SS

Department of Water Resources
Southern Region Office

DANIEL J. GORHAM

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

annexed advertisement was published once each week for 2 consecutive
issues in said newspaper proper and not in a supplement; that the date of the first

publication of said advertisement was on the 2nd day of Nov, 1988, and

the date of the last publication was on the 4th day of Nov, 1988

Daniel J. Gorham

Subscribed and sworn to before me this 9th day of Nov 1988.
(SEAL)

Niketa McKee

NOTARY PUBLIC

WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice 38
Number of Insertions 2
_____ Lines tabular at _____ 5¢/Pica
38 Lines straight at 1881 45 Pica
38 Subsequent lines at 14.63 35 Pica
TOTAL COST 33.44

COPY OF NOTICE

(Paste Here)

Not. of Application # 71-07118
TITLE OF NOTICE *Salmon Falls*
Sheep Co.

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

Dept. of Water Resources

BILL TO

NOTICE OF APPLICATION
FOR WATER RIGHTS

The following applications have
been filed to appropriate the
public waters of the State of
Idaho:

71-07118

SALMON FALLS SHEEP CO.
C/O JAMES F. HENSLEE
RT. 1 BOX 74

HAGERMAN, ID 83332

Source: POLE CREEK
Tributary SALMON RIVER

Diversion Pt: NWSENE Sec. 25 T
07N R 14E; Blaine County; 2 miles
East of Smiley Creek.

Use: POWER (7,000 CFS)

Date Filed: 7/28/1988

In: T07N R14E-S2S

SENE, SWNW

The permit(s) will be subject to all
prior water rights. Protests may
be submitted based on the criteria
of Sec. 42-203A, Idaho Code,
and/or the new public interest
criteria of Sec. 42-203C, Idaho
Code. Protests must be filed with
the Director of Water
Resources, 33301, on
or before 11/21/1988.

P. _____, Director

(Idaho Code, Revis. Statutes 1984)

7 8 pt. per line straight . . . 4.5/pica
7 8 pt. per line tabular . . . 5.5/pica
7 8 pt. per line successive insertion . . . 3.5/pica

MICROFILMED No 6228

SEP 27 1989



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

April 9, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SALMON FALLS SHEEP CO
RT 1 BOX 74
HAGERMAN ID 83332

RE: WATER RIGHT NO. 71-07118

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed license confirming that a water right has been established in accordance with the permit referenced above. The license is a preliminary order issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

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

If any party appeals or takes exceptions to this preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

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JUN 05 1998

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

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

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

For your records I have also enclosed a copy of your Application for Amendment of Permit, which was approved.

If you have any questions, please call me at 208-327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen". The signature is written in dark ink and is positioned above the typed name.

Shelley W. Keen
Water Rights Supervisor

SK:klt

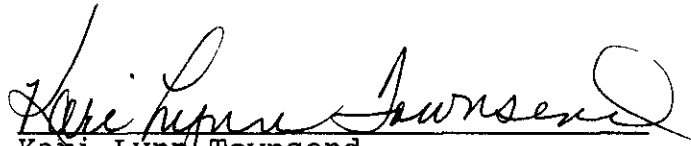
Enclosure

CERTIFICATE OF MAILING

I hereby certify that on the 9th day of April, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved License) to the person(s) listed below:

Water Right No. 71-07118

SALMON FALLS SHEEP CO
RT 1 BOX 74
HAGERMAN ID 83332


Kari Lynn Townsend
Secretary

MICROFILMED

JUN 05 1998



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

March 11, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SALMON FALLS SHEEP CO
RT 1 BOX 74
HAGERMAN ID 83332

RE: WATER RIGHT NO. 71-07118

Dear Permit Holder(s):

The Department of Water Resources is reviewing the permit referenced above prior to issuing a water right license. By issuing a license, the Department confirms that a water right has been established in compliance with the terms of the permit. The examiner who verified your water use reported that the point(s) of diversion developed is in a location other than what was described on your permit. Therefore, before a license can be issued, your permit must be amended to depict your water use as it was actually developed.

The enclosed Application for Amendment form depicts the point(s) of diversion and other information as it will appear on the license when it is issued. Please review the amendment form carefully. If you concur with the information presented, please sign the form and return it with the \$50.00 filing fee within 14 days.

Also, please note that some of the proposed conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208)327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:klt

Enclosure

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JUN 05 1998

WR0749NP
No. L71-07118

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/09/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SALMON FALLS SHEEP CO RT 1 BOX 74 HAGERMAN ID 83332 (208) 837-4534	07/06/1988	POWER	05/01 09/30	7.000 CFS	2120.60 AFA
TOTAL DIVERSION:					7.000 CFS	2120.60 AFA

Water Source: POLE CREEK

Tributary to: SALMON RIVER

Stage: LICENSE

Point(s) of Diversion Capacity: 21.270 CFS

Point(s) of Diversion: T07N R14E S25

~~SWNE~~

BLAINE County

Place of use Legal Description for: POWER

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
07N	14E	23	:					:			P		:					:					:

Pou County: BLAINE

Other Water Rights Listing Overlapping Place(s) of use:

71-00060 71-00062A

Conditions of Approval:

- ✓ 025 - This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
- ✓ 027 - Use of water under this right shall be non-consumptive.
- ✓ ~~R07~~ - Return flow discharged to a subsurface system must be authorized by a separate injection well permit.
- ✓ ~~R22~~ - The rights for the use of water confirmed in this license shall be junior and subordinate to all rights for the use of water other than hydropower, within the State of Idaho that are initiated later in time than the priority of this right and shall not give rise to any right or claim against any future rights for the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this right.

Remarks: GEN The diversion and use of water for hydropower purposes under this license is subject to review by the Director on or after October 1, 2009. Upon appropriate findings relative to the interest of the public, the Director may cancel all or any part of the use authorized herein and may revise, delete or add conditions under which the right may be exercised.

Dates: App. Received: 07/06/1988 Priority Date: 07/06/1988
Proof Due Date: 10/01/1990 Proof Made Date: 10/03/1989
Exam Made Date: 08/12/1991 Exam Sent to S.O.: 09/21/1994
Licensed Date:

WR0749NP
No. L71-07118

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/09/98
PAGE: 2

=====

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 03/09/98 SCURTIS

MEMORANDUM

TO: File 71-07118

FROM: Sharla

DATE: March 5, 1998

RE: Power Use/Recommendation Adjustment(s)

The adjustments to licensing recommendations for Permit No 71-07118 are as follows

C DIVERSION AND DELIVERY SYSTEM

- 2 Point(s) of Diversion
T7N, R14E, S25 - NENE

The point of diversion was verified by Allen Merritt and will be shown on the SRBA claimed rights

Power use is for an individual power facility to run the pivot wheels in an irrigation system. Individual power facilities do not require licensing from FERC. Since power is solely used by the right holder and is not sold, there is no power purchase contract. Therefore, the term of years to be listed on the license is not pre-determined by the above. As set forth in Section 42-203B(7), the term of years (once determined) is calculated as commencing at the time of the proof of beneficial use filing. Previously issued licenses falling in this category have had a term set for 10 years. In this case, proof was filed almost ten years ago (1989); an additional ten years will be allowed thus expiring January 1, 2008.

The examiner did not propose a volume, however, power use requires an annual volume on the license. The volume has been calculated based on continuous diversion.

Examiner ~~Don Simpkins~~ *Brian Black*
Exam Date ~~January 27, 1995~~

7-31-91

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JUN 05 1998

PERMIT NO. 71-07118 DATE 3/5/98 REVIEWER: SHARLA

RATE OF DIV	
Permitted Rate	<u>7.00</u> cfs
Fee limit	<u>7.00</u> cfs \$250 ⁰⁰ -
Measured	<u>21.27</u> cfs
Theoretical	<u> </u> cfs
Recommended Total Div Rate <u>7.00</u> cfs	

Flow rate 7.0 cfs X 153 days X 1.98 = 2120.6 af
Total volume recommended _____ af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS W42(10/1/2009)

Use-specific conditions 027,025
Advancement of Priority Date Required ___ yes ☒ no

Adjustment Memo ~~file~~ as outlined
* in Alex's mail message
form

MEMORANDUM

TO: Sharla
FROM: A Merritt
DATE: 6-MAR-1998
SUBJ: POD FOR 71-07118

USING THE GIS I HAVE DETERMINED THE POD TO BE 07N,14E, SEC 25, SWNE NE FOR
RIGHT 71-00060A AND ALSO THIS POWERPLANT RIGHT. I DON'T KNOW HOW THAT
RELATES TO THE FIELD EXAM BY STANTON.

ALLEN

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
SEP 21 1994

Department of Water Resources

A. GENERAL INFORMATION

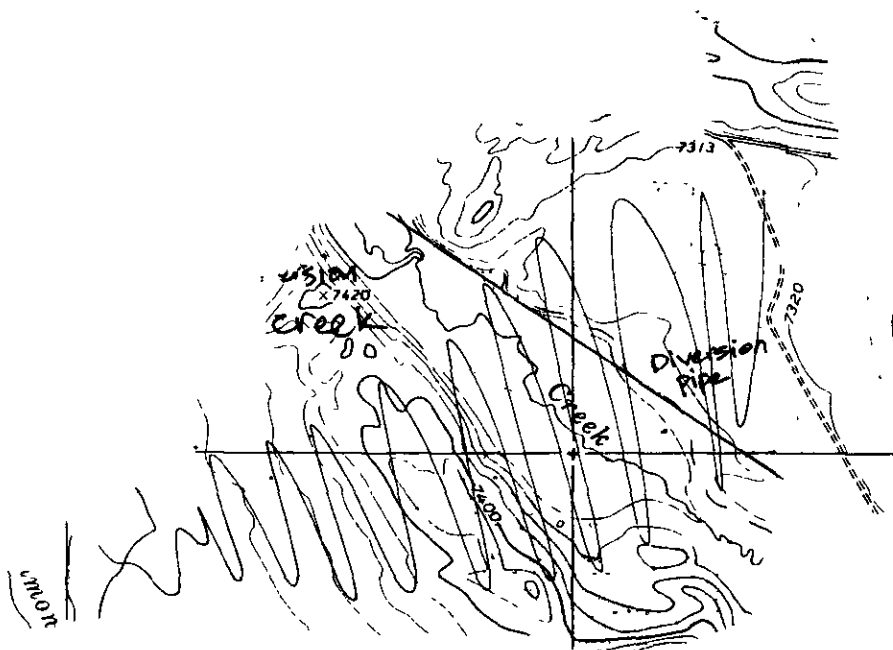
- 1 Owner Salmon Falls Sheep Co. Permit No 71-7118
Current Address: Bell Rapids Rd. Box 95A Hagerman ID Phone No. 837-4534
2 Accompanied by James Henslee EXAM. DATE: 7-31-91
Address RR #1 Hagerman Idaho Phone No _____
Relationship to Permit Holder: representative
3. Source. ~~Salmon~~ Pole Creek tributary to Salmon River

B. OVERLAP REVIEW

- 1 Other water rights with same place of use: none ☐ Copies Attached
2 Other water rights with same point of diversion: BSA 71-0060A ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

- 1 **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable ☒ Alternative diagram attached



Scale: 1" = 660'

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- 2 ☒ Copy of U.S G.S. Quadrangle Attached ☐ Aerial Photo Attached
Showing location(s) of point(s) of diversion and place(s) of use (required) (required for irrigation of 10 acres or more)
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Water is diverted from pole creek through 115' of head to power generation plant. Part is sent through turbine, and part goes out to irrigation ~~of~~ ^{by} pivots. ~~W.P. # 56-10035.~~

Generator	Condor	50 kW	BH1303SCF	Pump Make	Pump Serial No.	Pump Discharge Size
Well or Division Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No.	Pump Discharge Size

*Code to correspond with No. on map and aerial photo

5 Point(s) of Diversion:

[illegible]

Indicate Method of Determination.

6 Place(s) of Use:

[illegible]

Do not use this space

D. FLOW MEASUREMENTS

☒ Additional Data Sheets Attached

1

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
~~Weir~~	~~4ft.~~					
AA Meter						
Polysonic Meter						

2. Measurements:

metal Cippolletti weir was installed at point of
~~redirection to pole creek~~
Measured 21.27 cfs near diversion point.
Measured 9.45 cfs in pipe above generation. } SRRA measurements 7-1-1993
Measured 8.14 cfs at power plant discharge.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

- Measured Method $7.5''$ head $\rightarrow$ ~~6.66 cfs.~~
Allow 7.0 cfs permitted
- Alternate Method for Checking Purposes

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
Total Head (1) + (2) = _____ (3) , Flow rate: _____ cfs (4)

Water HP: (3) x (4) $\div$ 8.8 = _____ (5)
Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
Meter Input HP: (6) x 1.34 = _____ (7)
Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)
Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1 Volume Calculations for Irrigation:

$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____
 $V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____
 $V = \text{Smaller of } V_{IR} \text{ and } V_{DR} =$ _____

2 Volume Calculations for Other Uses:

$V(\text{power}) = 2990 \text{ gpm (3 mos.)} (\cancel{31 \text{ days}}) (\cancel{24 \text{ hr}}) (\cancel{60 \text{ min}}) (\frac{\text{af.}}{325850 \text{ gal}})$
 $\approx 1230 \text{ afa.}$
 $7 \text{ cfs} \times 1.9835 \text{ cfs/day} \times 153 \text{ days/year} =$
 2124.3 AFA

H REMARKS AND OVERLAP REVIEW ANALYSIS

flow rate can fluctuate and is ~~not~~ ~~constant~~ ~~at~~ ~~3 cfs. more~~
 power from generator rotates 5 gravity-fed pivots that also receive water from the pipeline that feeds the generator, up to 44% of the water diverted from Pole Creek runs thru the power plant.
 Standard irrigation season is 5-1 to 9-30, Irrigation system cannot operate without power from this generator. Therefore, recommend license be issued with period of use same as standard irrigation season.
 Whole system suffers about 2 cfs in ditch losses between the P.D. & various places of use, but I don't know how to account for this in licensing. Even with the losses, more than 7 cfs goes thru the generator.

I. RECOMMENDATIONS

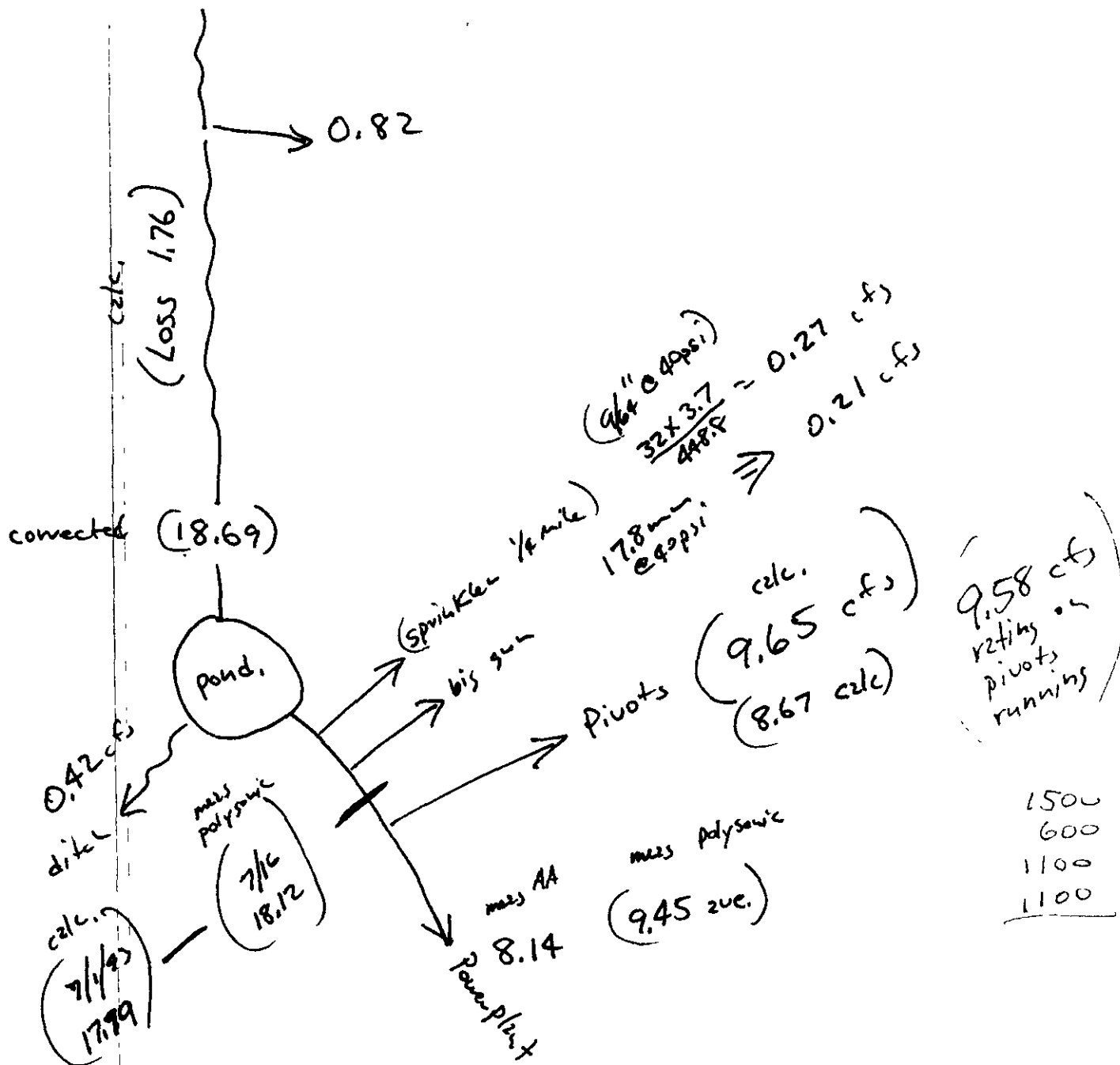
1. Recommended Amounts

Beneficial Use		Period of Use		Rate of Diversion	Annual Volume
		From	To	Q (cfs)	V (afa)
Power		5-1	9-30	7.00	2124.3
					~~1230.0~~
					2124.3
					~~1230.0~~
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Pole CK.

Silman Falls Sheep
Land & Livestock

21.27



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JUN 05 1998

7/1/93

NAME OF STREAM OR DITCH POLE CREEK

LOCATION ----- OUTFALL OF POWERPLANT

PURPOSE OF MEASUREMENT --- ADJUDICATION REVIEW

BASIS OF VELOCITY CALCULATIONS

IF YOU ARE USING A PYGMY METER ENTER ----- 1

IF YOU ARE USING A AA METER ENTER ----- 2

ENTRY ----- 2

FOLLOWING THE LAST ENTRY IN:

"DISTANCE FROM INIT PT" ENTRY MUST = "END"

WATER RIGHT NUMBER IF APPLICABLE -----

AGENT CONDUCTING MEASUREMENT -----

ACCOMPANIED BY -----

PREMEASUREMENT SPIN TEST (MIN/SEC) -----

POST MEASUREMENT SPIN TEST (MIN/SEC) -----

SALMON FALLS SHEEP LAND & LIVESTOCK

ADM

MARK HENNISLEY

INITIAL POINT	ANGLE OF COEFFICIENT	DISTANCE FROM INIT PT	DEPTH IN FEET	CALC DEPTH END PTS	1ST MEASUREMENT REVS	TIME/SEC	VELOCITY DATA		AREA SQ FT	CALC WIDTH IN		1ST POINT VELOCITY		CALCULATED VELOCITY		DISCHARGE IN CFS	
							2ND MEASUREMENT REVS	TIME/SEC				VELOCITY	2ND POINT VELOCITY	MEAN VELOCITY	VELOCITY		
		2.00	0.90	0.45	20	22.0	20	0.15	0.067	0.35	0.315	2.00	2.00	2.00	1.00	0.07	0.63
		2.30	0.90		20	20.4	20	0.40	0.360	0.40	0.360	2.16	2.16	2.16	2.16	0.78	0.78
		3.10	0.90		20	21.6	20	0.40	0.360	0.40	0.360	2.04	2.04	2.04	2.04	0.73	0.73
		3.50	0.90		20	21.7	20	0.40	0.360	0.40	0.360	2.03	2.03	2.03	2.03	0.73	0.73
		3.90	0.90		20	21.4	20	0.40	0.360	0.40	0.360	2.06	2.06	2.06	2.06	0.74	0.74
		4.30	0.90		20	19.5	20	0.50	0.450	0.50	0.450	2.26	2.26	2.26	2.26	1.02	1.02
		4.90	0.90		20	20.4	20	0.50	0.450	0.50	0.450	2.16	2.16	2.16	2.16	0.97	0.97
		5.30	0.90		20	21.7	20	0.40	0.360	0.40	0.360	2.03	2.03	2.03	2.03	0.73	0.73
		5.70	0.90		20	22.7	20	0.40	0.360	0.40	0.360	1.94	1.94	1.94	1.94	0.70	0.70
		6.10	0.90		20	33.1	20	0.40	0.360	0.40	0.360	1.34	1.34	1.34	1.34	0.48	0.48
		6.50	0.90		10	28.5	10	0.40	0.360	0.40	0.360	0.78	0.78	0.78	0.78	0.28	0.28
		6.90	0.90		5	25.3	5	0.60	0.540	0.60	0.540	0.45	0.45	0.45	0.45	0.24	0.24
		7.70	0.90	0.45				0.40	0.180	0.40	0.180	0.23	0.23	0.23	0.23	0.04	0.04
END																	8.14

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JUN 05 1998

7/1/93

NAME OF STREAM OR DITCH POLE CREEK WATER RIGHT NUMBER IF APPLICABLE ----- SALMON FALLS SHEEP LAND & LIVESTOCK
LOCATION ----- JUST ABOVE ~~POLE~~ below Fish ADM
PURPOSE OF MEASUREMENT -- ADJUDICATION REVIEW ACCOMPANIED BY ----- MARK HENNSLEY
BASIS OF VELOCITY CALCULATIONS PREMEASUREMENT SPIN TEST (MIN/SEC) -----
IF YOU ARE USING A PYGMY METER ENTER ----- 1 POST MEASUREMENT SPIN TEST (MIN/SEC) -----
IF YOU ARE USING A AA METER ENTER ----- 2 ENTRY ----- 2

FOLLOWING THE LAST ENTRY IN:
"DISTANCE FROM INIT PT" ENTRY MUST = "END"

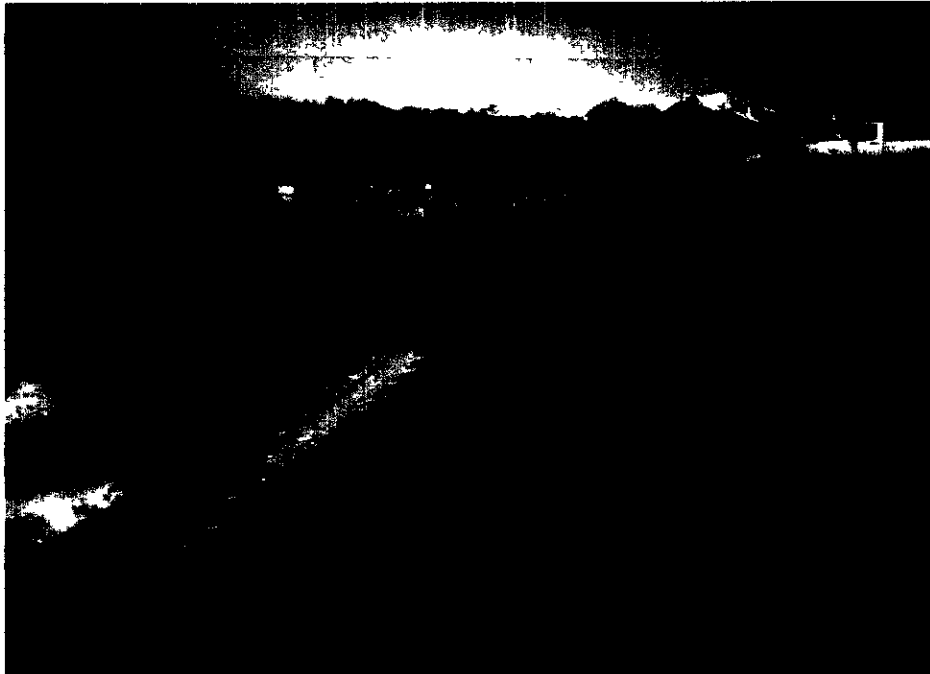
ANGLE OF COEFFICIENT	DISTANCE FROM INIT PT	DEPTH IN FEET	CALC DEPTH END PTS	VELOCITY DATA				CALC WIDTH IN	AREA SQ FT	1ST POINT		2ND POINT		CALCULATED VELOCITY		DISCHARGE IN CFS	
				1ST MEASUREMENT REVS	TIME/SEC	2ND MEASUREMENT REVS	TIME/SEC			VELOCITY	VELOCITY	VELOCITY	VELOCITY	MEAN VELOCITY			
INITIAL POINT																	
	2.00		0.63						0.40	0.250					0.41	0.10	
	2.80	1.25		10	27.5				0.75	0.938	0.81				0.81	0.76	
	3.50	1.55		20	28.2	15	29.9		0.85	1.318	1.57				1.34	1.77	
	4.50	1.83		20	22.1	15	19.7	1.00	1.830	1.830	1.99	1.11			1.84	3.36	
	5.50	2.00		20	22.6	15	23.3	1.00	2.000	2.000	1.95	1.68			1.69	3.37	
	6.50	2.15		20	21.3	15	19.8	1.00	2.150	2.150	2.07	1.67			1.87	4.02	
	7.50	2.00		20	20.8	15	18.3	1.00	2.000	2.000	2.12	1.81			1.96	3.92	
	8.50	1.65		20	27.1	15	26.3	1.00	1.650	1.650	1.63	1.26			1.45	2.39	
	9.50	1.30		15	42.0			1.00	1.300	1.300	0.80				0.80	1.04	
	10.50	0.85		10	32.8			0.85	0.723	0.68					0.68	0.49	
	11.20		0.43					0.35	0.149						0.34	0.05	
END																	21.27

F60
6/28/97
24.1

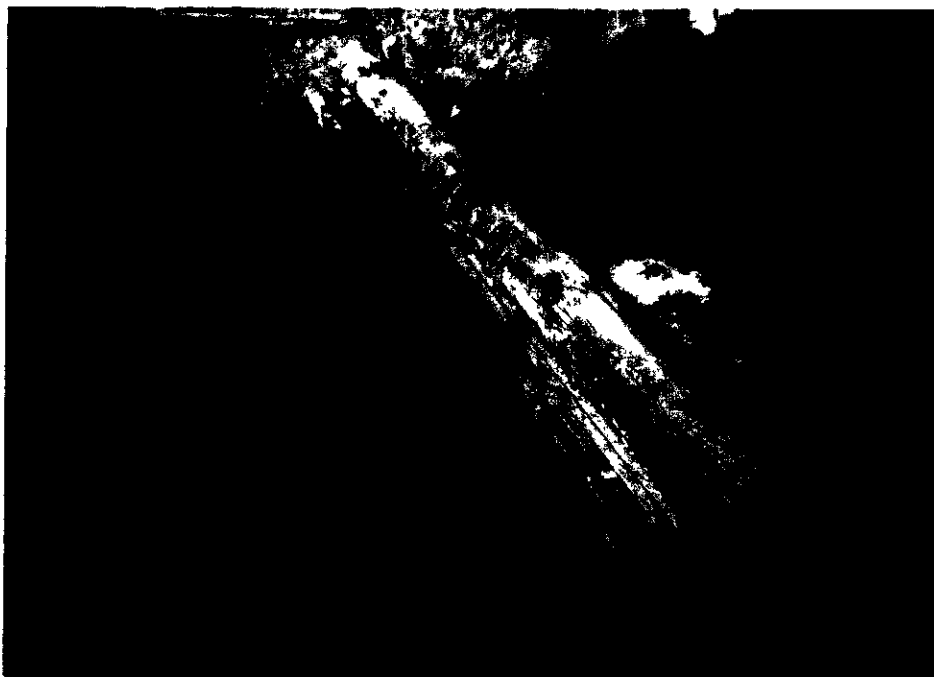
MICROFILMED
JUN 05 1998

JUN 05 1998

71-7118



Diversion Works



Weir On
Ditch

MEC

998

71-7118

Return Flow to Pole Creek



Power
Plant



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5 1998

December 7, 1989

SALMON FALLS SHEEP CO.
RT. 1 BOX 74
HAGERMAN, ID 83332

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 71-07118

Dear Permit Holder:

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

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

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

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MAR 14 1990

Salmon Falls St. Co.

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 71-7118

Date: 12/4/89

General Considerations:

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

Source of Water:

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

Extent of Use and Rate of Diversion:

- ☒ Rate of diversion appropriate for uses
_____ ☒ Is rate or volume and fee appropriate?
☒ Has permit holder indicated when water was first put to a beneficial use? 1982

Measuring Device:

- YES Is a measuring device or access port required?
YES Has one been installed?
_____ Waiver or modification of measuring device requested

Remarks:

Proof acceptable

Priority Calculation:

Date proof received	<u>NA</u>	_____
Date proof due	_____	_____
No. of days late	_____	_____
Priority date	_____	_____
NEW PRIORITY DATE	_____	_____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

1/89
1/89

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 334-7900
September 25, 1989

SALMON FALLS SHEEP CO.
RT. 1 BOX 74
HAGERMAN, ID 83332

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. P71-07118

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

Please be advised that prior applications for permit have been filed to appropriate water from your source which may impact the availability of water to be used under this permit. Therefore, you should be sure to analyze the impact of these rights before making a major investment into your water use project.

Please be advised that your application for permit has been approved because we no longer wait for approval from the Federal Energy Regulatory Commission (FERC) or the Idaho Public Utilities Commission (PUC) when the flow is less than 25 cfs and the power to be generated is less than 500 HP. However, you may still need to obtain approval from FERC and/or PUC.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port, or to provide a certified measurement or computation of flow based upon the design of the system to be prepared by a professional engineer.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

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SEP 27 1989

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MURKIN

SEP 27 1989

Form No. 202a
/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY Sam J. [Signature] DATE 8/16 APPLICATION NUMBER 71-7118

REQUIRED INFORMATION

- ☒ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ☒ Address
- ☒ Source (See USGS Quad for names of water sources)
- ☒ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ☒ County
- ☒ Quantity (flow and/or volume)
- ☒ Period of Use
- ☒ Nature of proposed use (Include description of use.)
- ☒ Description of diverting works
- ☒ Time required for beneficial use of water
- ☒ Place of use or acres irrigated
- ☒ Map
- ☒ Signature (If applicant is corp. partnership, or municipality, title of signator is required)
- ☒ Fee
- ☒ Yes ☐ No* In form to receipt

ADDITIONAL INFORMATION

- ☐ Overlapping place of use (Describe source & relationship to present application on the back.)
- ☐ Overlapping point of diversion
- ☒ Yes ☒ No Field check required
Field check by _____
- ☐ Yes ☐ No Field report attached
- ☐ Yes ☐ No Critical groundwater area
- ☐ Yes ☐ No Groundwater management area
- ☐ Yes ☐ No Send dam safety information
- ☒ Yes ☒ No Send power requirement letter
- ☐ Yes ☐ No Send fish farm requirement letter
- ☒ Yes ☒ No Power residency affidavit
- ☒ Yes ☒ No Power efficiency form
- ☐ Yes ☐ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ☒ Yes ☐ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ☐ See reverse side for additional information

REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Date Requested DEC 05 1988

RECEIVED

Department of Water Resources

PROCESSING

☒ Yes ☐ No Ir. rm for advertising
☒ Yes ☒ No Statewide advertising
☒ Yes ☐ No Fee amount, receipt date & No. recorded on application

END COPIES TO

☒ Idaho Dept. of Health & Welfare ☐ U.S. BLM, District _____
☒ Idaho Dept. of Fish & Game, Region _____ ☐ U.S. Forest Service, Forest _____
☐ Idaho Dept. of Lands ☐ Water District # _____
☐ Adjudication Bureau Unit ☐ Other _____

FINAL REGIONAL PROCESSING REVIEW

☒ Yes ☐ No Affidavit of publication received
☒ Yes ☐ No Application published correctly. If not, record action taken.

☒ Yes ☐ No Publication dates & paper, recorded on application
☐ Yes ☒ No Protests received
Final date for protest 11/29/88
☒ Yes ☐ No Protests, dates, resolution of protest, recorded on application
☒ Yes ☒ No Recommendations attached
☐ Yes ☒ No Measuring device required
☐ Yes ☐ No Access port required
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what Dist. _____
☒ Yes ☐ No Special conditions of approval or cover letter below. _____

01F, 17M, 08A, 27

☐ See below for additional information
Date of priority recommended 7/6/88
By Larry O. Hahn Date 11/29/88 25 27

STATE OFFICE REVIEW

P14, P18, P19, P16 01F 08A 09E 17K 17M

☐ See below for additional information
By AMM Date 8/2/89

KW 9/13/89

ADDITIONAL INFORMATION

② need to request listing of officials in company. rec'd 9/89

Form No.
7/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHECKLIST OF REQUIREMENTS
LARGE DIVERSION SUPPLEMENTARY
ANALYSIS SHEET*

EFFECT ON EXISTING RIGHTS

- ☐ Yes ☒ No Springs/surface streams with 5 or less existing users
☐ Identify number of impacted rights
☐ Name and address of users
☐ Location of points of diversion
☐ Nature of use of the existing rights
- ☐ Yes ☒ No Groundwater
☐ Plat showing proposed well and any other wells &/or
springs within $\frac{1}{4}$ mile radius
- ☐ Yes ☒ No Statement of design construction, or operation techniques
which will be used to reduce impact on existing rights

SUFFICIENCY OF WATER SUPPLY

Water Requirements of Proposed Project

- ☐ Required diversion rate during peak use (Maximum rate)
☐ Required diversion rate during average use period
☐ Annual volume
☐ Season of use
☐ Volume to be consumptively used/year

Quantity of Water Available from Source

- ☐ Flow rates for surface water sources available during peak
and average water demand period
☐ Properties of aquifers
☐ Other sources available for supplementation

GOOD FAITH, DELAY OR SPECULATION - *See Memo*

- ☐ Copies of deeds, leases, easements, and right-of-ways from _____
- ☒ Power applications affidavit form 205/206 is required
☐ Yes ☒ No Other needed permits, licenses, or approvals required. If
yes, _____.

FINANCIAL RESOURCES

- ☐ Current certified financial statement
☐ Financial commitment letter/financial statement from
committed party
☐ Project design/plans along with cost estimation to
complete project

*Existing works
See Memo*

*For applications of more than 5 cfs. or more than 500 AF.

POWER CALCULATIONS FOR APPLICATION NO. 71-7118

50
P = Kilowatts .74 X hp
Q = cfs 7.0
H = feet 115
e = efficiency

- None - see Loren's memo of 11/21/88 N/A
- ✓ 1.) Affidavit of Residency
 - ✓ 2.) Ownership of Facilities
 - N/A 3.) *Financial Ability
 - 4.) Feasibility of Project
 - a. Plans, drawings
 - b. Economic analysis
 - 5.) *Compliance w/FERC
 - only for projects of more than 25 cfs or more than 500 horsepower.

$$e = \frac{P(11.8)}{QH} = \frac{50(11.8)}{7.0 \times 115} = \frac{590}{805} = 0.73 \checkmark \text{ ok}$$

Based on the above calculations the proposed project must have an 73 % efficiency.

OVERLAP REVIEW

P/D none -

P/U 71-0060 irrig. dom. > use
71-0062 irrig. dom. > use PI4 in cover letter.

BYPASSED AREA PI4

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SEP 27 1989

August 14, 1989

RE: Application for Permit No. 71-7118

Salmon Falls Sheep Co.
Rt. 1, Box 74
Hagerman, ID. 83332

Gentlemen:

We have received your application for permit, for Power, from our Southern Regional Office for final review. However, prior to final action being taken on the application we need to have a list of the names, titles and addresses of all persons within your company that are entitled to take action in regard to this water right.. This is a requirement of the Department's Water Appropriation Rules and Regulations.

Please submit this information within the next thirty (30) days so we can continue processing your application.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:hm

cc: Southern Region

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SEP 27 1989

*rec'd just
9/89 - see
under app.
kw*

MEMORANDUM

TO: File No. 71-07118
FROM: Gary Spackman *Gary*
DATE: August 9, 1989

RE: Waiver of the Additional Information Requirements of Rule
4,5. of the Water Appropriation Rules and Regulations

Development of the power generating facility proposed by application no. 71-07118 has been complete since 1981. Based on information in the file, the electricity produced is used to operate a center pivot. The electricity is not sold for revenue.

The memorandum of Glen Saxton dated July 19, 1989, allows a waiver of the additional information requirements if the project is already existing and in operation. This application should be processed without the submittal of the additional information.

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SEP 27 1989

INTER-DEPARTMENT MEMO — 1

FROM *Lois Holmes*

DATE *11/21/88*

TO *File 71-7118*

SUBJECT *Additional Information.*

Mr. Henslee Visited the office on 11/21/88 in regard to the requirements of Rule 4.5.3 on this application. He completed & filed an affidavit of Residence.

It turns out that this Power Plant has been in operation since 1981 & is used solely to operate Center Point Irrigation System ground ditches.

Based on this information I told him we would continue processing the application without the additional information.

RECEIVED

SEP 27 1989

SIGNATURE

09-Nov-1988

Salmon Falls Sheep Co.
c/o James Henslee
Rt. 1 Box 74
Hagerman, ID 83332

Re: Application for Permit No. 71-07118

Dear Mr. Henslee:

The Department of Water Resources acknowledges receipt of your application for a water right permit. The application has been assigned the above referenced identification number. Please refer to this number in all further correspondence.

A legal notice of the application appeared in the Wood River Journal on 11/2 11/9/88. The last date for receiving protests against granting of the application will be November 21, 1988.

If the application is protested you will be notified and sent a copy of all protests filed.

Review of your application indicates the following additional information is required to be made part of the application file pursuant to Idaho Code provisions and the department's Rules and Regulations for Water Appropriation:

- 1) An affidavit to establish residence and indicate the ownership of any existing man-made works to be used in the project must be completed and filed with your application. (Sections 42-205 through 208, Idaho Code) A form is enclosed for your completion and return.
- 2) All information required by rule 4,5,3 of the Rules and Regulations for Water Appropriation. This requirement may be met in one of two ways:
 - A) Submit all information required by rule 4,5,3 to the department for review. The department may then act on your application independently of actions of the Federal Energy Regulatory Commission (FERC) and/or the Idaho Public Utilities Commission (PUC).
 - B) Submit all required approvals of FERC and/or PUC.

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SEP 27 1989

Salmon Falls Sheep Co.

Page 2

09-Nov-1988

The required additional information must be submitted within 30 days after the final date for receiving protests (November 21, 1988). The time may be extended upon request and showing of good cause that additional time is required to submit the information.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

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SEP 27 1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

01-Nov-1988

Idaho Fish & Game
Attention: Bob Bell
P.O. Box 428
Jerome, ID 83338

Re: Applications for Permit Nos. 37-08371, 37-08388, 71-07118 ✓

Dear Mr. Bell:

Please find enclosed a copy of the above referenced
Application for Permit for your information and files.

If you have any questions or if this office can be of further
assistance, please feel free to contact us.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

Enclosures

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SEP 27 1989



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

01-Nov-1988

Dept. of Health & Welfare
Attention: Gary Burkett
P.O. Box 1626
Twin Falls, ID 83301

Re: Applications for Permit Nos. 37-08361, 37-08368,
37-08369, 37-08371, 37-08388, 71-07118 ✓

Dear Mr. Burkett:

Please find enclosed a copy of the above referenced
Application for Permit for your information and files.

If you have any questions or if this office can be of further
assistance, please feel free to contact us.

Very truly yours,

Loren O. Holmes, P.E.
Southern Region Manager

LH:MB

Enclosure

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SEP 27 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region
2148 4th Avenue East
Twin Falls, ID 83301
(208)734-3578

OCTOBER 20, 1988

WOOD RIVER JOURNAL
P.O. BOX 988
HAILEY, ID 83333

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. 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 NOVEMBER 21, 1988.

Yours truly,

Mary Baldwin
Secretary/Office Coordinator

Enclosure

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SEP 27 1989

NOTICE OF APPLICATION FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

71-07118

SALMON FALLS SHEEP CO.
C/O JAMES F. HENSLEE
RT. 1 BOX 74
HAGERMAN, ID 83332

Source: POLE CREEK

Tributary: SALMON RIVER

Diversion Pt: NWSENE Sec 25 T 07N R 14E; Blaine County; 2 miles East
of Smiley Creek.
Use: POWER (7.000 CFS)

Date Filed: 7/06/1988

In: T07N R14E S23 SENW, SWNW

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301 on or before NOVEMBER 21, 1988.

R. Keith Higginson, Director

Published 11/02/1988 & 11/09/1988

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SEP 27 1989

**NOTICE OF APPLICATION
FOR WATER RIGHT**

The following application(s) have been filed to appropriate the public waters of the State of Idaho

71-07118
SALMON FALLS SHEEP CO
C/O JAMES F HENSLEE
RT 1 BOX 74
HAGERMAN, ID 83332
Source POLE CREEK
Tributary, SALMON RIVER
Diversion Pt. NWSENE Sec 25 T
07N R 14E, Blaine County; 2 miles
East of Smiley Creek
Use POWER
(7 000 CFS)
Date Filed 7/06/1988
In: T07N R14E S23
SE3/4 SWNW

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code, and/or the new public interest criteria of Sec 42-203C, Idaho Code. Protests must be filed with the Director, Dept of Water Resources, 2148 4th Avenue East, Twin Falls, Idaho 83301, on or before NOVEMBER 21, 1988.
R Keith Higinson, Director
Publish: Wood River Journal—
November 28 9, 1988.

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SEP 27 1989

*Correction called River Journal
4:47, 10/31/88*

STAFF ANALYSIS SUPPLEMENT

1) Water District _____ Basin # 71

2) Local Description: (of one P/D)

☐

At the above street address

☐

0 miles N/S 0 and 2 miles E/W E
of Trilley, Idaho (City or landmark).

☐

Other (describe) _____

3/83

IDENT. NO. 71-07118

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT
DATA ENTRY LOG

[illegible]