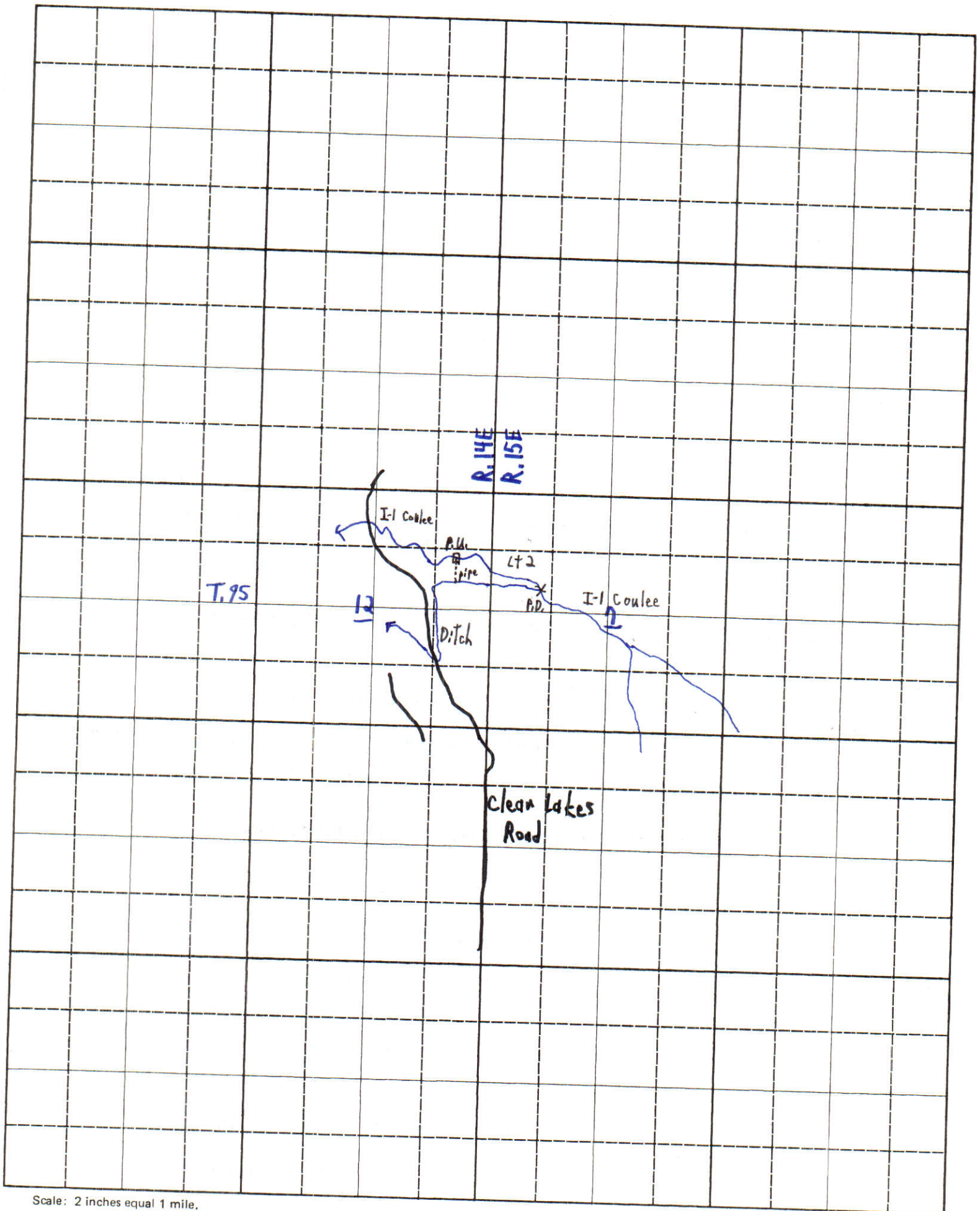


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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.

Jim Tollinger
(Applicant)
Manager

MICROFILMED

RECEIVED
NOV 23 1981
Department of Water Resources
Southern District Office

ab
meyer

LEGAL NOTICE

NOTICE OF APPLICATION FOR WATER RIGHT

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

47-7763

FOLKINGA, JIM
RT. 4 Box 238, BUHL, ID
83316

Source: I-1 COULEE
tributary to MUD CREEK
Date Filed: 10/20/1981
Amount: 30.00 CFS
Diversion Point: LOT 02
Sec 07 T 09S R 15E, TWIN
FALLS Co.

Use: POWER (30.00 CFS)
from 01/01 to 12/31

Place of Use: SENE Sec
12 T 09S R 14E

Diversion Means:
CHECK DAM & DITCH,
PENSTOCK TO GENER-
ATOR

If issued, the permit(s)
will be subject to all prior
water rights. Protests
against the granting of
any permit must be filed
with the Director of the
Idaho Department of
Water Resources, 1041
Blue Lakes Blvd. North,
Twin Falls, Idaho 83301
and received on or before
NOVEMBER 16, 1981.

A. KENNETH DUNN
Director

PUBLISH: Thursday,
October 29, and Nov-
ember 5, 1981.

MICROFILMED

MICROFILMED

Affidavit of Publication

STATE OF IDAHO,
COUNTY OF TWIN FALLS } ss.

Nº 10817

I, H. Endeche being first duly sworn upon
oath, depose and say that I am print clerk of the TIMES-NEW
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 week, commencing with the issue dated
October 29, 19 81, and ending with the issue dated
November 5, 19 81.

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 com-
petent 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 there-
of, Thursday is announced as the day on which said legal notices will be published.

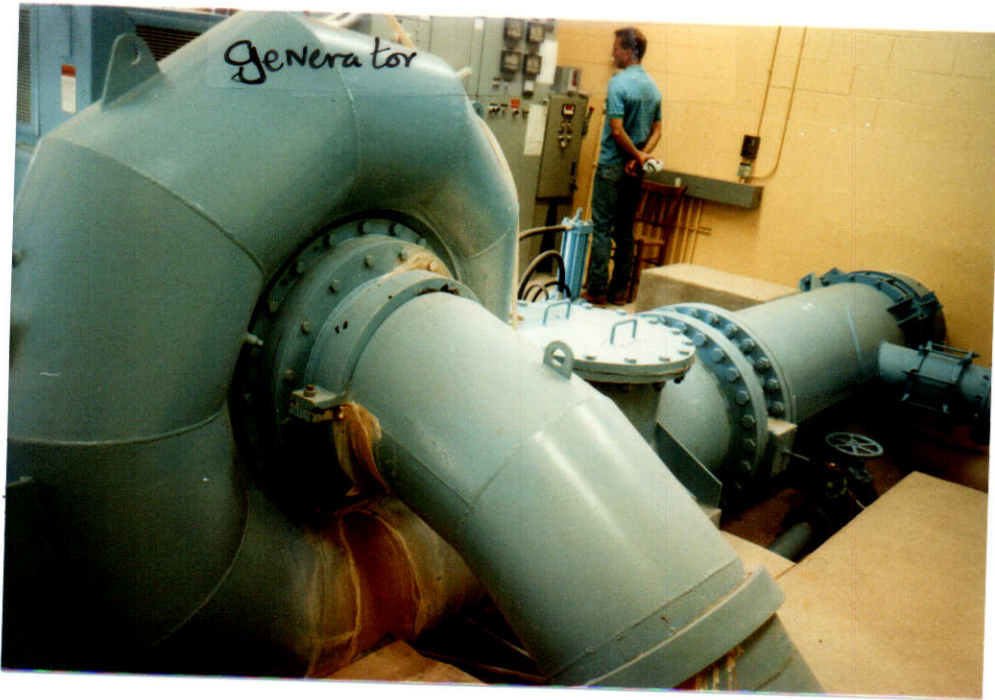
Subscribed and sworn to before me on this 10th day of
November, 19 81.

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

007
Jobs of Interest
EXPERIENCED
RELIEF MILKING
Do you need a day off from
your milking chores or your
regular milker doesn't show
up? If so, I'm experienced in
all phases of the dairy business.

RECEIVED
NOV 28 1981
Department of Water Resources
Southern District Office

ab
mays



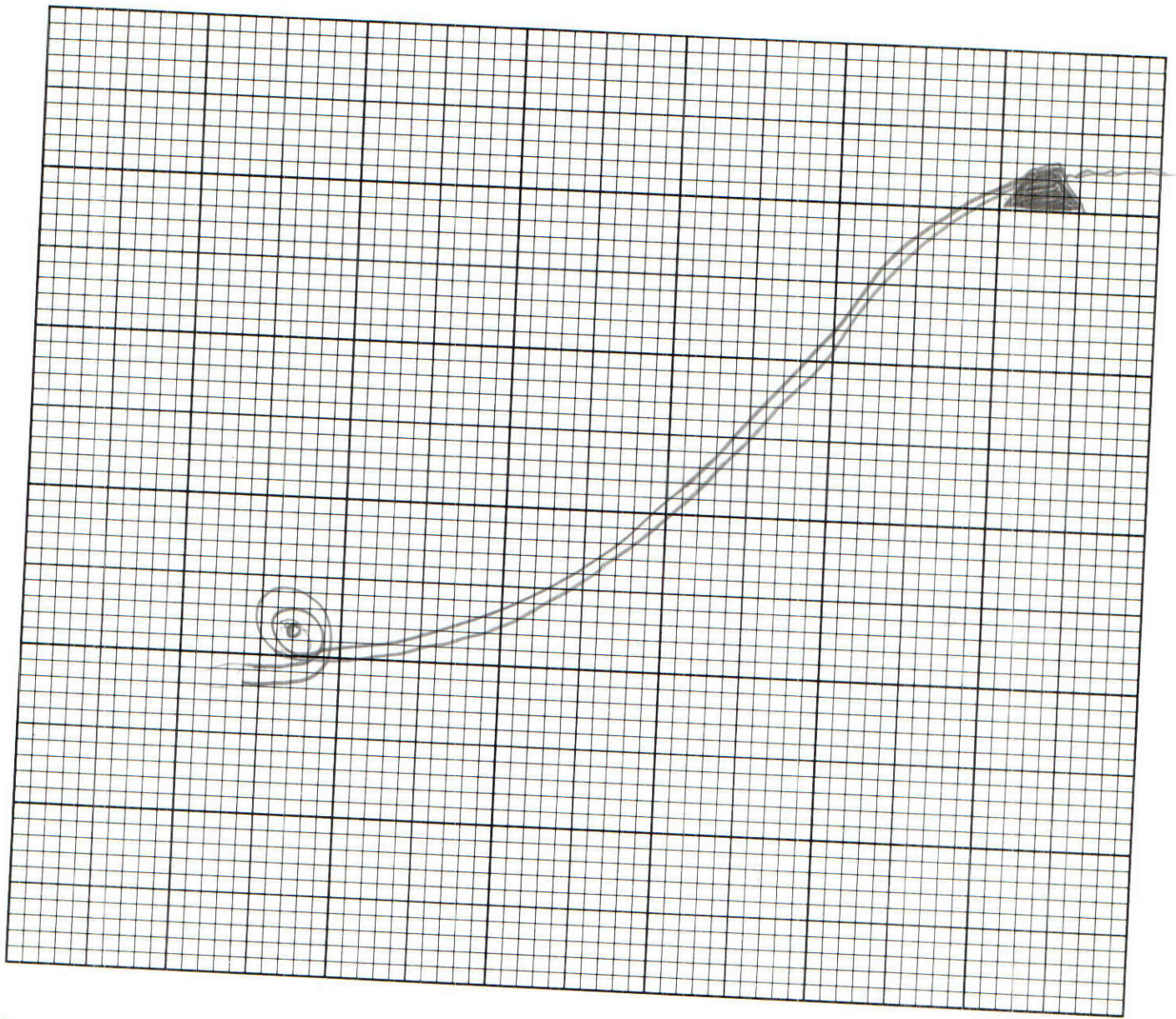
generator



10. Other water rights on these lands N/A

11. Other water right diverted from same p.d. _____

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☒ **Photo of Diversion & System Attached**

☒ **Aerial Photo of Place of Use Attached or Map of Irrigated Acreage Attached**

14. Remarks _____

15. Recommended Amendments

☒ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above

☐ Add P.U. as reflected above

☐ None

☐ Other

16. Examiner's/Consultant's Signature Larry A. Blau

Consultant's License Number _____ Date 8/6/86

IDWR Director's Authorization to Conduct Beneficial Use Examination _____

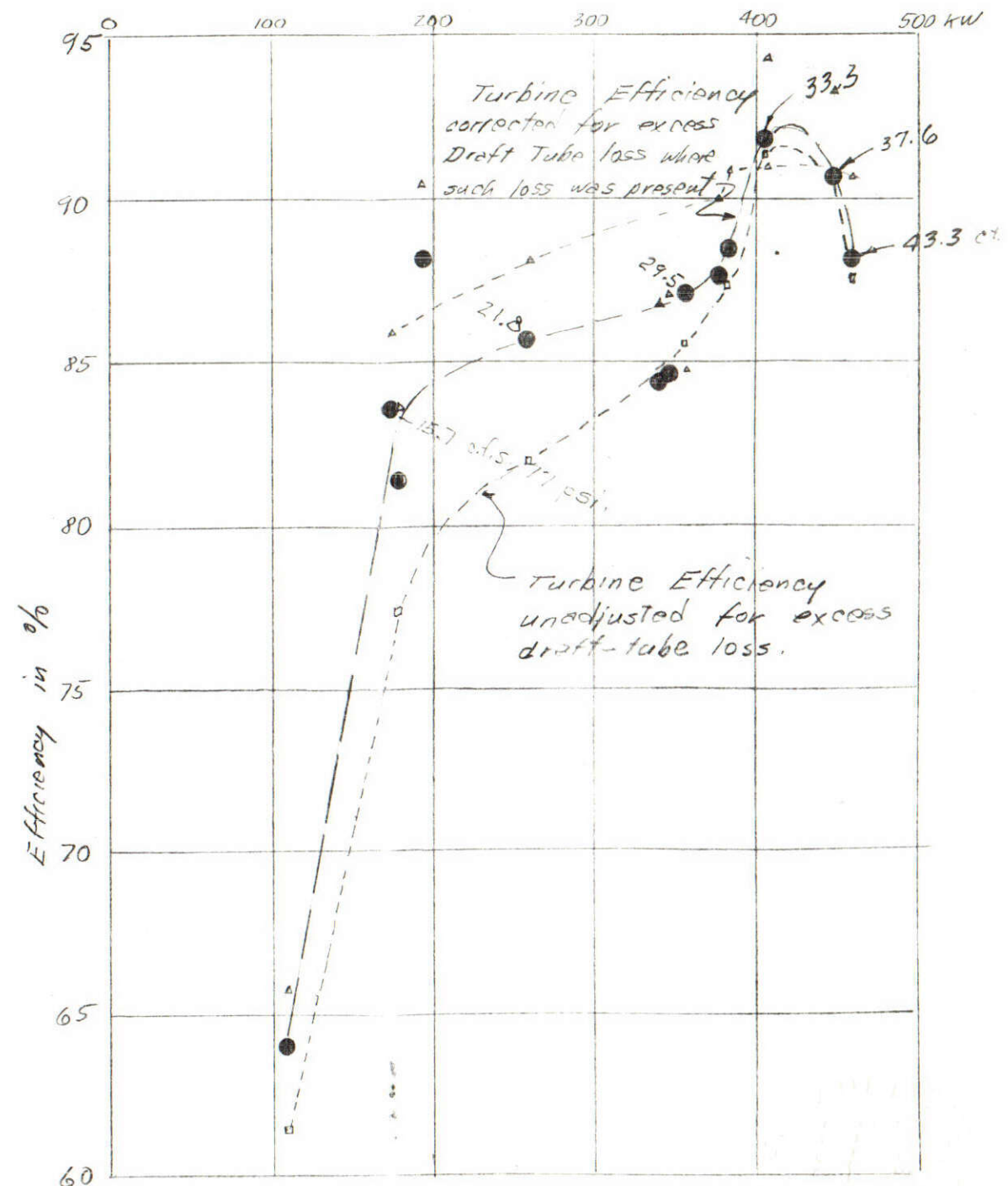
Date _____

CONSULTANT SEAL

[Red stamp]

OCT 30 1995

Run	Q	psi	H	KW	Overall Efficiency	Turbine + D.T. Eff.	Excess D.T. Loss	Turbine Efficiency
1	29.8 29.0	71.8	174.2	346	78.65	82.79 85.2	1.8%	84.59 87.0
2	14.7 14.3	77.5	187.3	175	75.00	79.79 82.1	3.8%	83.59 85.9
3	29.5 28.7	72.0	174.7	340	77.85	81.94 84.3	2.4%	84.34 86.7
4	43.3 42.1	61.5	150.6	460	83.24	87.62 90.1	0.5%	88.12 90.6
5	29.5 28.7	72.0	174.7	355	81.28	85.56 89.0	1.5%	87.06 89.5
6	33.3 32.4	68.0	165.5	405	86.72	91.28 93.9	0.5%	91.78 94.4
7	31.5 30.6	71.0	172.4	377	81.92	86.23 88.7	1.3%	87.53 90.0
8	15.7 15.3	77.0	186.2	180	72.65	77.29 79.5	4.0%	81.29 83.5
9	15.7 15.3	77.0	186.2	196	79.11	84.16 86.6	3.9%	88.06 90.5
10	21.8 21.2	75.0	181.6	260	77.50	82.00 84.4	3.6%	85.66 88.0
11	32.2 31.3	70.0	170.1	385	82.94	87.31 89.8	1.1%	88.41 90.9
12	12.0 11.7	78.3	189.2	110	57.17	61.47 63.83	2.5%	63.97 65.7
13	37.6 36.5	67.0	163.2	448	86.15	90.68 93.3	0	90.68 93.3
6 1/3 14	34.3 33.3	69.0/75	167.8	407	83.44	87.23 90.4	0.5%	88.33 90.9



NOTES

- Discharge was measured with 72" sharp-crested weir using $Q = 3.33 L H^{3/2}$
- Leakage through weir boards was estimated to be 0.5 c.f.s. Ventilation appeared to be adequate.
- Weir crest was straight 1/8" x 4" steel plate extending 2" above top 2" x 12".
- KW as read from digital meter.
- Head was measured as 2.304 x psi of calibrated pressure gage plus approximately 8.8' from gage to tailwater level.
- Diameter of penstock at gage is 30". Gage reads 81.68 psi at zero flow = 197' - 8.8' = 188.2 ft. elevation difference below pond level.
- Penstock friction factor is about $f = 0.0259$ which corresponds to $n = 0.01378$ which is very high for smooth pipe.
- Generator efficiency: 270 kW, 94.5%; 430 kW, 94.6%; 540 kW, 94.8%. Used 95.0% in above calculations, which tends to penalize turbine.
- "Excess D.T. loss" was calculated from vacuum readings of actual draft tube performance compared to desired performance with 80% $V^2/2g$ recovery.

NO PART OF THIS DRAWING MAY BE REPRODUCED OR COPIED WITHOUT EXPRESS PERMISSION OF W. J. BAUER, INC.

DATE	W. J. BAUER, INC.	DESIGNED	WB 8/30	APPROVED	SCALE	SNEDIGAR - 500 KW UNIT	PERFORMANCE TESTS	DATE	8-30-86
REV.		DRAWN			NONE			REV.	54-830-1
DRAWING NUMBER	LA GRANGE, ILLINOIS 60526 U.S.A.	CHECKED						DRAWING NUMBER	
		NO	DATE	REVISION		CLIENT AND PROJECT		TITLE	

W. J. Bauer

W. J. BAUER, INC.

905 W. HILLGROVE AVENUE, SUITE 15

LA GRANGE, IL 60525

312-352-9441

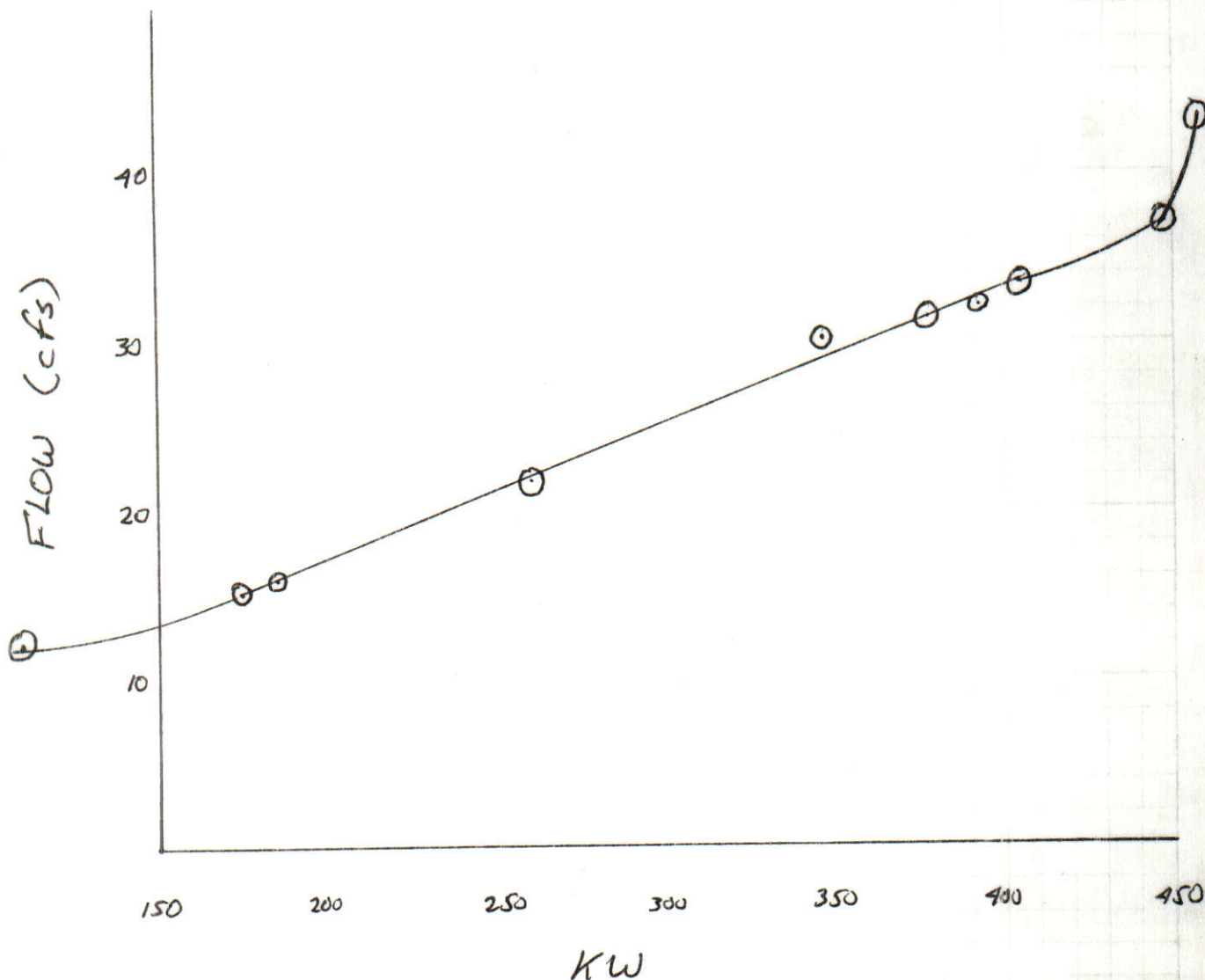
PROJECT NO. _____ INDEX PAGE _____

PROJECT NAME SNL JIGAR RANCH

SUBJECT FLOW vs KW

BY JB DATE 2-14-86 CH'KD _____ DATE _____

SHEET _____ OF _____



W. Paul

RECEIVED

OCT 30 1995

Rge 14E

Rge 15E

T-9

1	6
12	7
71	

T416
6

5
33.6

4
12.4

1
68.5

2
4.2

T419

1
21.2

2
19.3

3
27.3

T. 9S

T422

T421

T837

1
9.1

1A
20.5

2
2.6

3
7.0

2
11.6

T828

OCT 20 1995

2
15.5

4
11.6

3
6.7

4

12	7
13	18

T461

T454

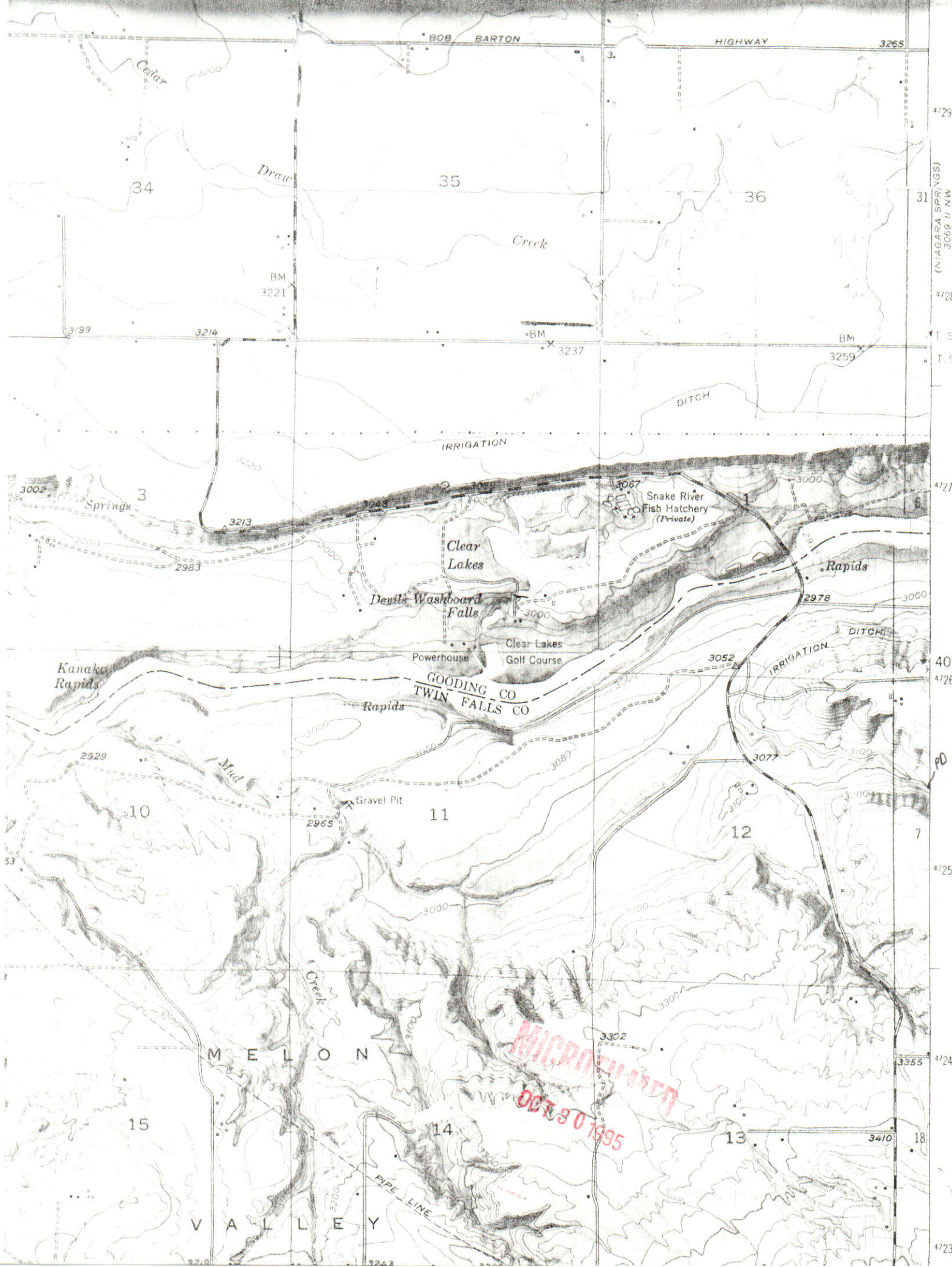
3
12.1

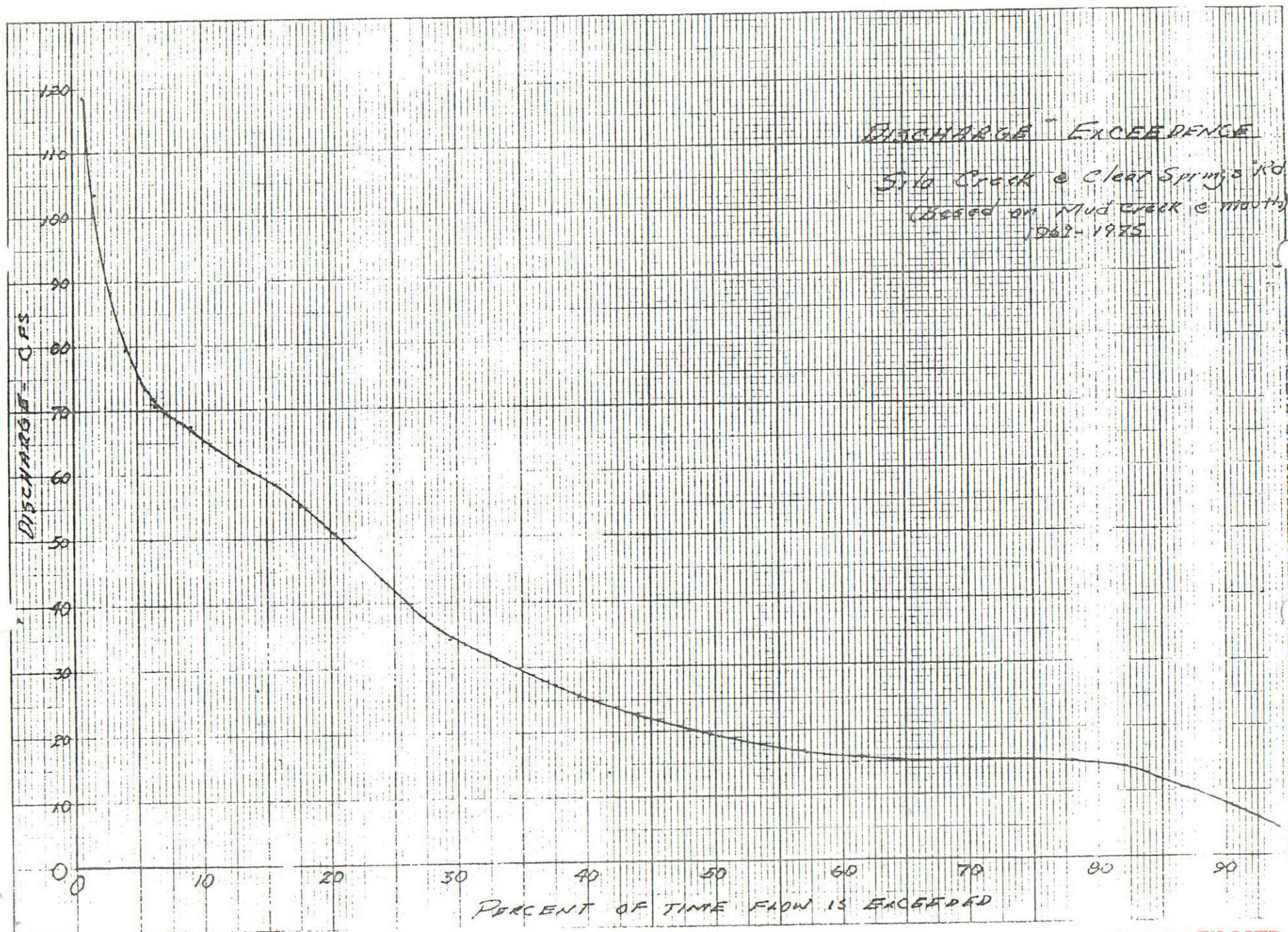
2
1.6

T457

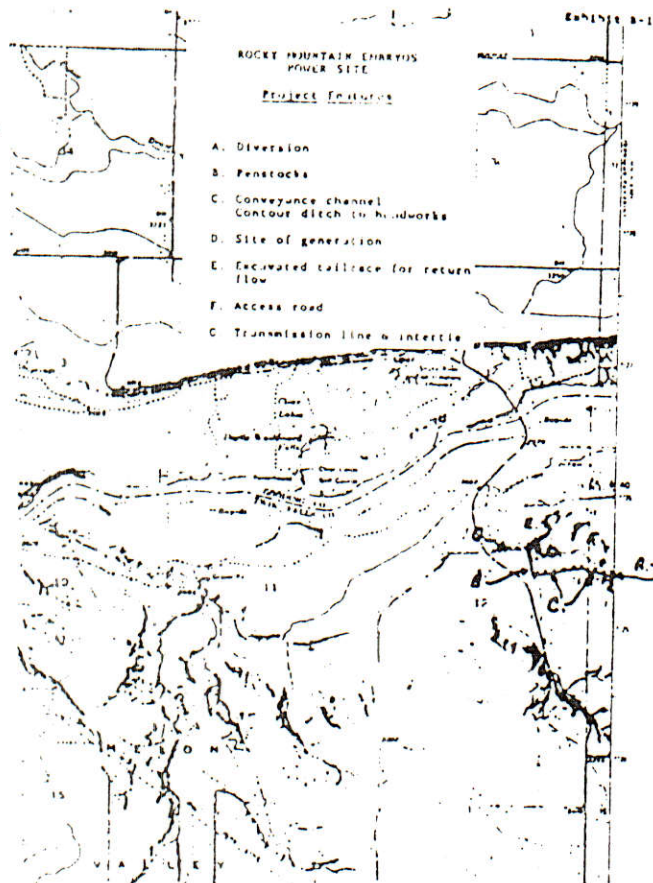
1
7.0

4
10





MICROFILMED



Project No. 5731-000

-2-

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Rocky Mountain Embryos 1 Project No. 5731-000

NOTICE OF APPLICATION FOR EXEMPTION FOR SMALL HYDROELECTRIC
POWER PROJECT UNDER 5 MW CAPACITY
(February 18, 1982)

Take notice that on December 8, 1981, Rocky Mountain Embryos (Applicant) filed an application under Section 408 of the Energy Security Act of 1980 (Act) (16 U.S.C. §§2705 and 2708 as amended), for exemption of a proposed hydroelectric project from licensing under Part I of the Federal Power Act. The proposed small hydroelectric project (Project No. 5731) would be located on Coulee Creek in Twin Falls County, near Buhl, Idaho. Correspondence with the Applicant should be directed to: Consulting Associates, Inc., Vernon Ravenscroft, President, P.O. Box 833, Boise, Idaho 83701.

Project Description - The proposed would consist of: (1) three-foot high headgate to divert water into an existing channel; (2) a 150-foot long, 34-inch diameter penstock; (3) an outdoor-type, turbine-generating unit with a rated capacity of 175 kW.

Purpose of Exemption - An exemption, if issued, gives the Exemptee priority of control, development, and operation of the project under the terms of the exemption from licensing, and protects the Exemptee from permit or license applicants that would seek to take or develop the project.

Agency Comments - The U.S. Fish and Wildlife Service, The National Marine Fisheries Service, and the Idaho Department of Fish and Game are requested, for the purposes set forth in Section 408 of the Act, to submit within 60 days from the date of issuance of this notice appropriate terms and conditions to protect any fish and wildlife resources or to otherwise carry out the provisions of the Fish and Wildlife Coordination Act. General comments concerning the project and its resources are requested; however, specific terms and conditions to be included as a condition of exemption must be clearly identified in the agency letter. If an agency does not file terms and conditions within this time period, that agency will be presumed to have none. Other Federal, State, and local agencies are requested to provide any comments they may have in accordance with their duties and responsibilities. No other formal requests for comments will be made. Comments should be confined to substantive issues relevant to the granting of an exemption. If an agency does not file comments within 60 days from the date of issuance of this notice, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Competing Application - Any qualified licensee applicant desiring to file a competing application must submit to the Commission, on or before APR 2 1982, either the competing license application that proposes to develop at least 7.5 megawatts in that project, or notice of intent to file such a license application. Submission of a timely notice of intent allows an interested person to file the competing license application no later than 120 days from the date that comments, protests, etc. are due. Applications for preliminary permit will not be accepted.

A notice of intent must conform with the requirements of 18 C.F.R. §4.33(b) and (c) (1980). A competing license application must conform with the requirements of 18 C.F.R. §4.33(a) and (d) (1980).

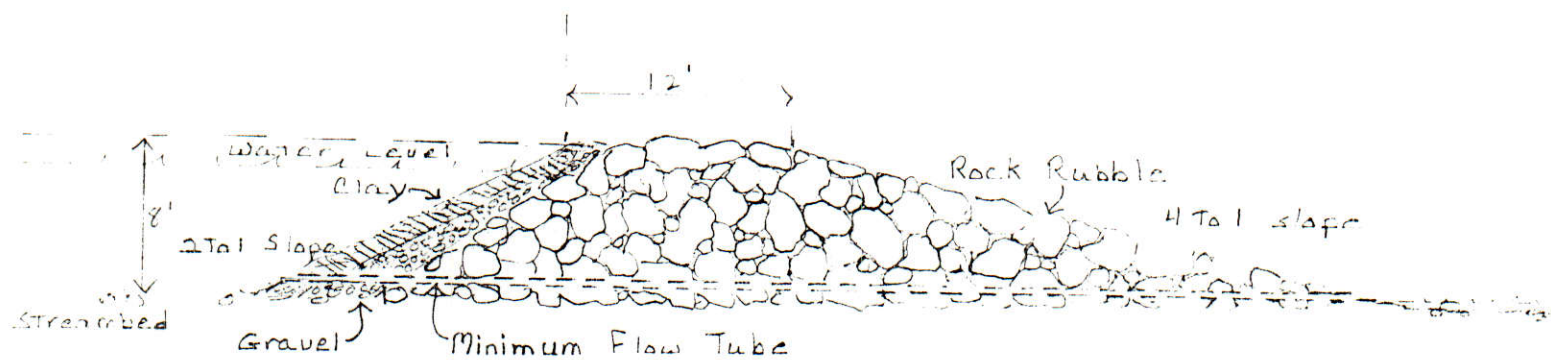
Comments, Protests, or Petitions to Intervene - Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 C.F.R. §1.8 or §1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before APR 5 1982.

Filing and Service of Responsive Documents - Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", or "PETITION TO INTERVENE", as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and three copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 125 North Capitol Street, N.E., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 AB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb
Secretary

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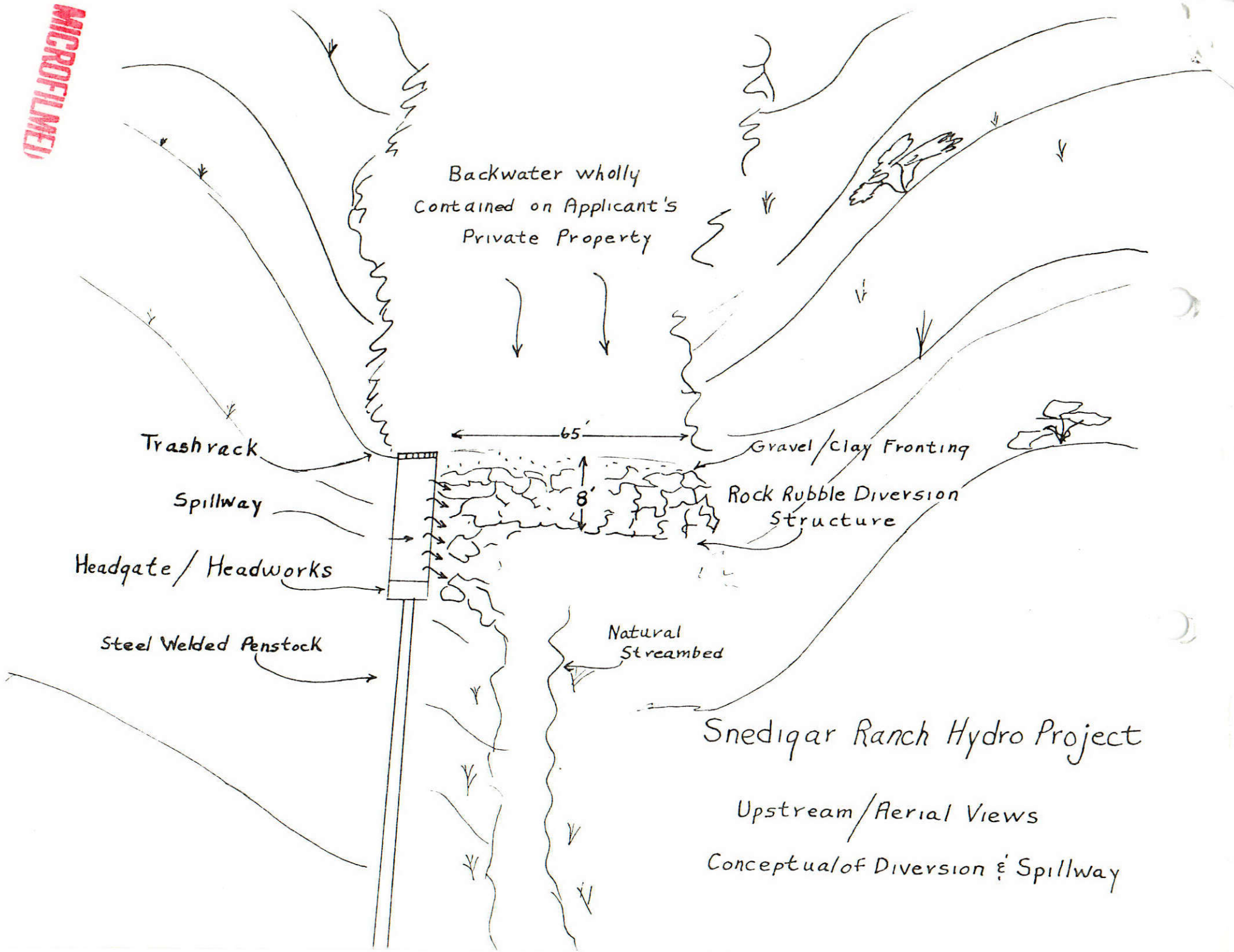
ROCK RUBBLE DIVERSION WITH
GRAVEL & CLAY FACE



IN: Silo Creek
IN/NEAR Buhl, Idaho
Twin Falls COUNTY,
APPLICATION BY: David Snedigar
DATE: SHEET 2 OF 2

MICROFILMED

MICROFILMED



Snedigar Ranch Hydro Project

Upstream / Aerial Views

Conceptual of Diversion & Spillway

have notice that on December 8, 1981, Rocky Mountain Employees (applicant) filed an application under Section 408 of the Energy Security Act of 1980 (Act) (16 U.S.C. §§2705 and 2708 (as amended)) for exemption of a proposed hydroelectric project proposed for installation on Conlie Creek in Twin Falls County, near Arbut, Idaho. Correspondence with the applicant should be directed to: Consulting Associates, Inc., Vernon Ravenhorst, President, P.O. Box 893, Boise, Idaho 83701.

Project Description - The proposed would consist of: (1) three (3) 350-foot long, 24-inch diameter penstocks; (2) an outflow-type, turbine-generating unit with a rated capacity of 125 kw.

Rocky Mountain Embryos } Project NO. 5/31-000

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

15



This map shows the Lake Umbagog area, including islands like Middle Island, North Island, and South Island. It also depicts the surrounding towns of Bethel, Bangor, and Calais.

C. Transmission line & intertie

E. Excavated tailrace for return flow

F. Access road

C. Conveyance channel
D. Site of generation

POWER SITE
Project Features

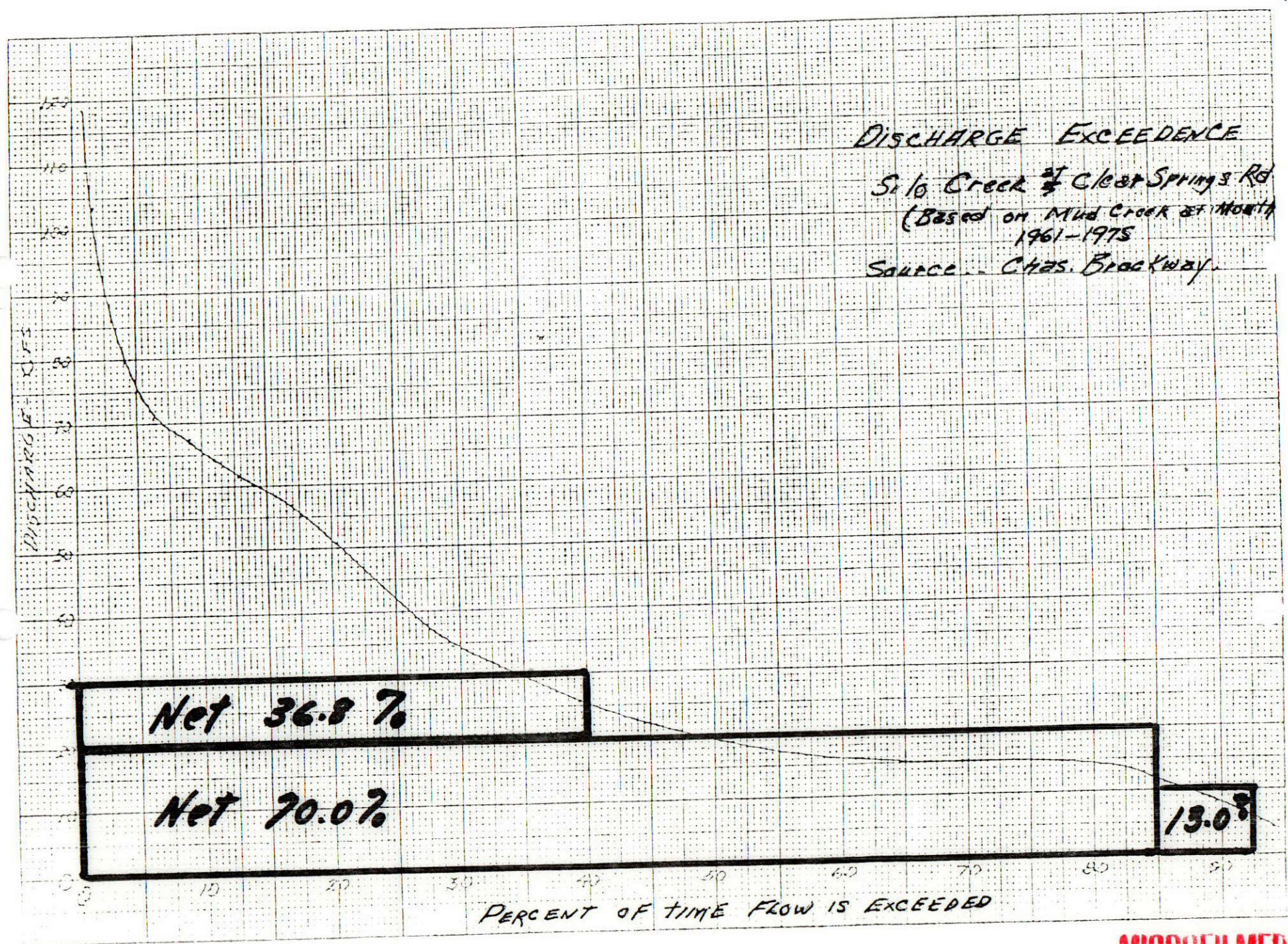
ROCKY MOUNTAIN EMBRYOS

Competing Application - Any qualified licensee applicant desiring
 to file a competing application must submit to the Commission
 on or before May 5, 1982 a completed application that includes
 a license in a separate envelope to be opened at least 75
 days after the submission of a timely notice of intent
 to file a competing application. Applications for preliminary permits
 and licenses, etc. are due 270 days from the date that comments
 on the application are received. A competing license application must
 conform with the requirements of 18 C.F.R. 54.33(a) and (c) (1980).
 A notice of intent must conform with the requirements of 18 C.F.R.
 54.33(a) and (c) (1980).
 Comments, protests, or petitions to intervene in accordance
 with the requirements of the Rules of Practice and Procedure, 18
 C.F.R. 51.10 (1980). In considering all protests or
 other comments filed, but only those who file a petition to
 intervene in accordance with the Commission's Rules may become a
 party to the proceeding. Any comments, protests or petitions
 to intervene must be received on or before May 5, 1982.

Project No. 5731-000

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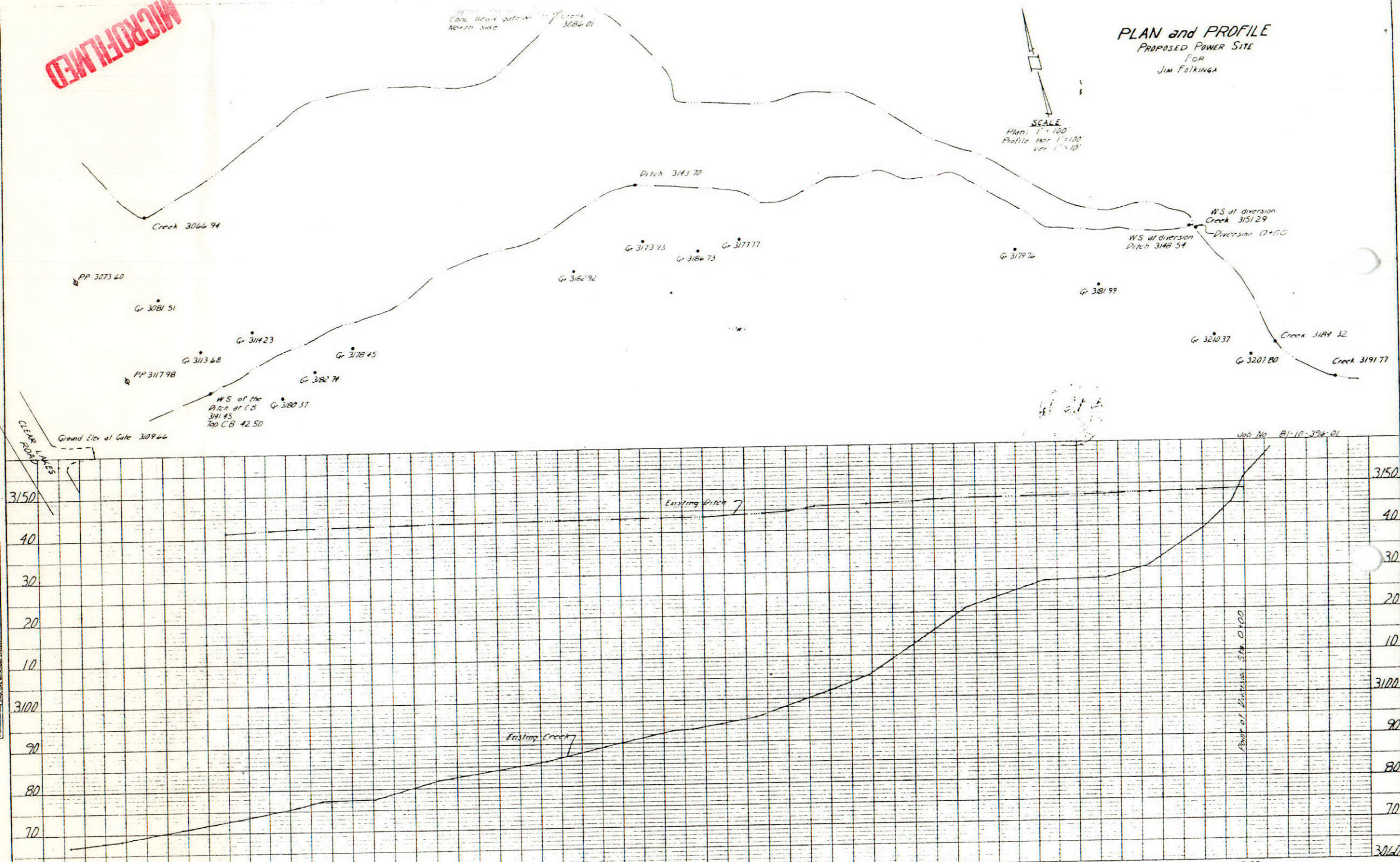
MICROFILMED

PLAN and PROFILE
PROPOSED POWER SITE
FOR
JIM FOLKINGA

SCALE
Plan: 1" = 100'
Profile: 1" = 100'
Ver: 1" = 10'

PLAN	DATE	BY
PROJECT		
NOTE BOOK		
NO.		

PROFILE	DATE	BY
PROJECT		
NOTE BOOK		
NO.		





WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
~~Original App.~~	~~47-7763~~	~~Jim Folkinga~~	~~30.0 cfs~~
~~Full Assignment~~	~~47-7763~~	~~David R. Snedigar~~	~~30.0 cfs~~
Full Assignment	47-7763	Prudential Capital Group Co.	30.0 cfs

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07763

Priority: October 20, 1981

Maximum Diversion Rate:

30.00 CFS

This is to certify, that PRUDENTIAL CAPITAL GROUP CO
155 E 3300 S

SALT LAKE CITY UT 84115 has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated October 20, 1981; and
has submitted Proof of Beneficial Use on May 21, 1985. An examination indicates
that the works have a diversion capacity of 43.300 cfs of water from:

SILO CREEK

tributary to MUD CREEK

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	01/01 to 12/31	30.00 CFS	

LOCATION OF POINT(S) OF DIVERSION:

SENE, Sec. 7, Township 09S, Range 15E
TWIN FALLS County

PLACE OF USE: POWER

TWN RGE SEC

09S 14E 12

SENE

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The water right confirmed in this license 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 license and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this license.
5. Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
6. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
7. Use of water under this right shall be non-consumptive.

OCT 20 1981

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 47-07763

CONDITIONS OF APPROVAL AND REMARKS

8. The diversion and use of water under this license is subject to review by the Director on or after December 31, 2019. 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.

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 23rd day of OCTOBER, 1995.

Acting for  KARL J. DREHER, Director

00700 100

State of Idaho
Department of Water Resources

RECEIVED

OCT 12 1995

Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-07763

Date of Priority: October 20, 1981 Maximum Diversion Rate: 30.00 CFS
Comes now PRUDENTIAL CAPITAL GROUP CO
155 E 3300 S
SALT LAKE CITY UT 84115 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. 47-07763, and requests that the permit be changed as follows:

Source: SILO CREEK tributary to MUD CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
POWER	01/01 to 12/31	30.00 CFS	

LOCATION OF POINT(S) OF DIVERSION: SENW , Sec. 7, Township 09S, Range 15E
TWIN FALLS County

PLACE OF USE: POWER

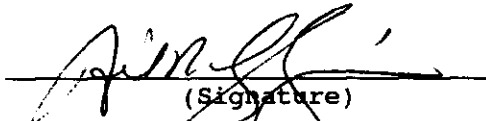
TWN RGE SEC

09S 14E 12 SENE

OCT 30 1995

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 Shelley Idaho, this 8th day of October, 1995.


(Signature)
David R. Shedigiar

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-07763

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = 50.00 Received by QW # 6033 718 Date 10-13-95

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. 47-07763 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The water right confirmed in this license 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 license and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this license.
5. Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
6. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
7. Use of water under this right shall be non-consumptive.
8. The diversion and use of water under this license is subject to review by the Director on or after December 31, 2019. 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.

Witness my hand this 23RD day of OCTOBER, 1995.


Acting for KARL J. DREHER, Director

State of Idaho
Department of Water Resources

JUL 30 1985

Robert L. Snedigar
Shirley Snedigar
David R. Snedigar

ASSIGNMENT OF PERMIT

Department of Water Resources
Southern Office

I, Gale Snedigar, hereby assign to Prudential Capital Group Co.

of 155 East 3300 South, Salt Lake City, Utah 84115
Address

CHECK ONE



All my right, title, and interest in and to Permit No. 47-7763
to appropriate the public waters of the State of Idaho.



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

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

RECEIVED

AUG 5 1985

Department of Water Resources

Made this 23rd day of JULY, 1985.

Robert Snedigar
Gale Snedigar
Permit Holder

Shirley Snedigar
Spouse of Permit Holder

By Robert Snedigar
attorney in fact for Shirley Snedigar

State of UTAH

County of Salt Lake ss.

On this 23rd day of July, 1985, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged to me
that he (she) (they) executed the same.
(Robert Snedigar and David Snedigar)

seal

Larry R. Stuenkel

Notary Public residing at

Stansbury, Utah 84076

My commission expires:

May 5, 1990

MICROFILMED

State of: Utah

County of: Salt Lake

SS:

on this 23rd day of July, in the year 1985, before me a notary public, personally appeared Robert Snedigar known or identified to me to be the person whose name is to be subscribed to the within instrument as the attorney in fact of Shirley Snedigar, and acknowledge to me that he subscribed the name of Shirley Snedigar thereto as principal, and in his own name as attorney in fact.

Lillona W. Howell
Notary Public

Residing in:

Salt Lake

Commission Expires:

May 16, 1988

MICROFILMED

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 24th day of July, 1985, before me, the undersigned, a Notary Public in and for said County and State, personally appeared GAIL SNEDIGAR, known to me to be the person who executed the foregoing instrument and acknowledged to me that she executed the same.

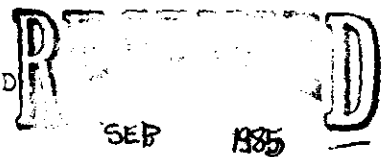
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Notary Public for Idaho
Residing at Buhl

MICROFILMED

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



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

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

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

2. Corporation:

I, _____ CT Corporation System _____ of _____ Boise _____,
(name) (city)

County of _____ Ada _____, State of Idaho, being duly sworn, depose
and say: That I am the designated registered agent of the _____

Prudential Leasing Company _____: 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
300 North 6th Street, Boise Idaho, wherein are kept the corporate records required
(city)

by Section 30-1-52, Idaho Code: and that Prudential Leasing Company
(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 Utah }
County of Salt Lake } ss.

On this 12th day of September, 19 85, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

[Signature]
Applicant

[Signature]
Notary Public residing at
Salt Lake, Utah

Seal

My commission expires:

6/28/87

MICROFILMED

RECEIVED

MAY 23 1985

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
PROOF OF BENEFICIAL USE

Department of Water Resources
Bureau of Water Conservation

MAY 21 1985

RECEIVED

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has completed development under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below:

Permit No. 47-7763

Name(s) of Permit Holder: DAVID R. SNEDIGAR

Post Office Address: Rt#4, Box 238, Buhl, ID. 83316

Telephone No. 543-6842

Source of Water: Silo Creek

Extent of Use:

Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation _____ (acres)

Other/Remarks Power production 500 KW

Indicate the date water was first diverted and beneficially used under this permit: Dec. 31, 1984

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

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

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

David R. Snedigar (Name) **MICROFILMED**

Rt#4, Box 238, Buhl, ID. 83316 (Address) (Telephone Number)

The above information is a true statement of the extent to which the above numbered permit has been developed.

May 21, 1985
Date

David R. Snedigar
Signature of Permit Holder (and Title, if appropriate)

Qm

State of Idaho

Department of Water Administration

ASSIGNMENT OF PERMIT

I, Jim Folkinga, hereby assign to David R Snedigar
of Rt 4 Buhl, Idaho 83316
Address

EXCISE

☒ All my right, title, and interest, in and to Permit No. 47-7763
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and
to Permit No. _____ to appropriate the public waters of the State
of Idaho. (Describe that portion of the permit being assigned by list-
ing the acreage within each 40-acre subdivision, the point of diversion
and the amount of water in cubic feet per second for direct diversion,
or acre feet for storage.)

Made this 28 day of January, 1983

Rocky Mountain Embury
Jim Folkinga
Permit Holder

Spouse of Permit Holder

State of Idaho)
County of Blaine ss.

On this 28 day of January, 1983, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Barbara A. Linder
Notary Public residing at
Buhl, Idaho

My commission expires: 1-7-87

MICROFILMED

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

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

1. Individual Applicant or Individual Members of a Partnership:

I, DAVID R SNEDEGAR of BOHL,
(name) (city)
county of TWIN FALLS, State of Idaho, being duly sworn, do
hereby certify that I am a bona fide resident of the State of Idaho.

2. Corporation:

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

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

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

(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.

David R. Snedegar
Applicant

On this 28 day of January, 19 83, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

seal

Barbara A. Lugin
Notary Public residing at
Bohl, Idaho

My commission expires:

1-7-87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

APPROVED

Assigned to:
DAVID R. SuedigAR
Rt 4
Buhl, ID 83316

1. Name of applicant Jim Folkinga Phone 543-6725

Post office address Route #4 Box 238, Buhl, ID 83316
(Silo Creek)*

2. Source of water supply I-1 Coulee which is a tributary of Mud Creek
(SW₁NE₄)*

3. Location of point of diversion is 1/4 of Lot 2 1/4 of Section 7 Township 9S

Range 15E B.M. Twin Falls County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 30cfs for Power purposes from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

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

5. Total quantity to be appropriated:

a. 30.0 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Existing check dam & ditch; penstock
to generator

b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir
capacity _____ acre-feet, materials used in storage dam: _____

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial
use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SE 1/4 of NE 1/4 of Section 12 Township 9S
Range 14E B.M.

(2) Amount of power to be generated: 548 horsepower under 230 feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____

(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

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

9. a. Who owns the property at the point of diversion Snedigar Ranch

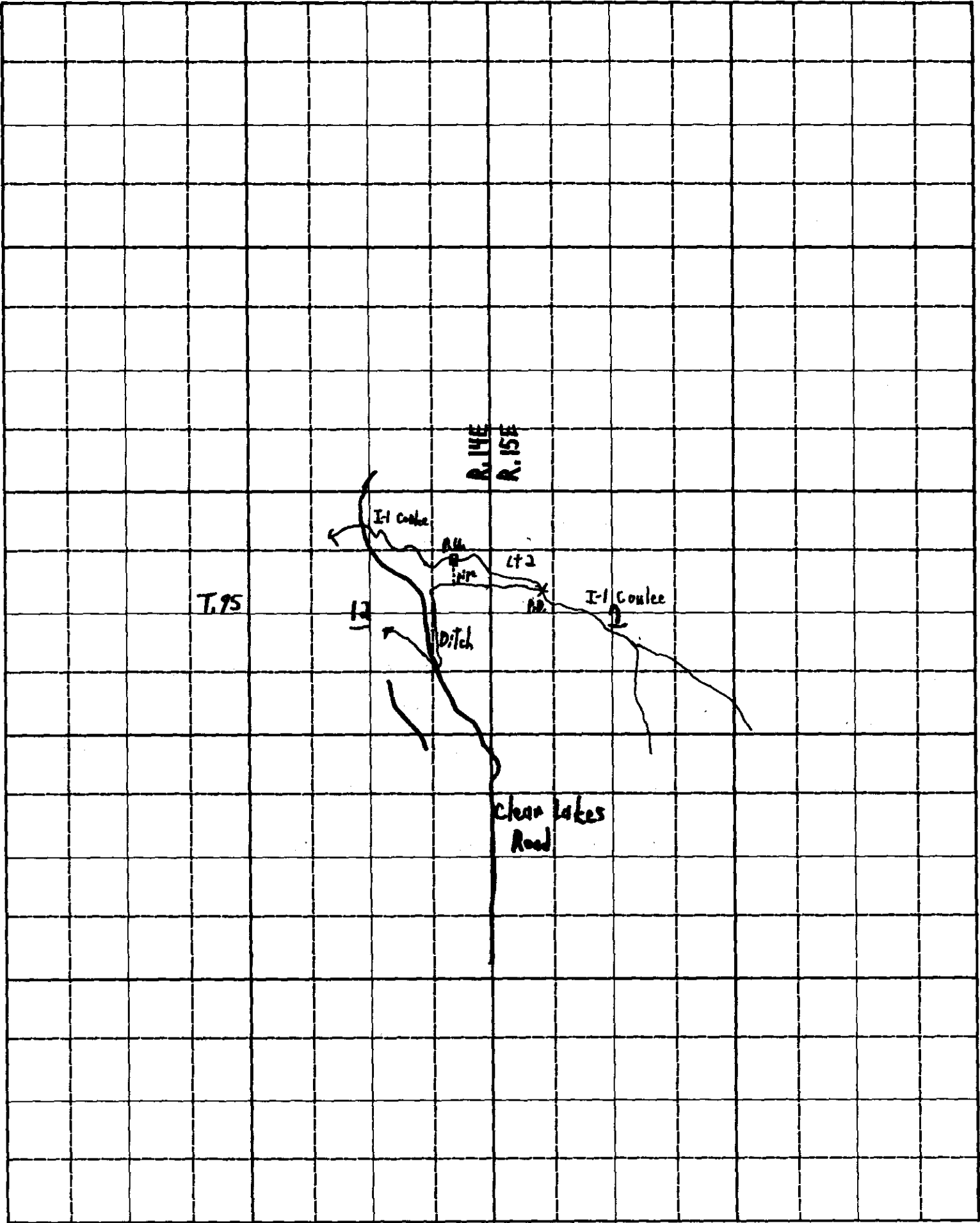
b. Who owns the land to be irrigated or place of use "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing applicant is purchasing the ranch; purchase will be completed within 30 days

10. Remarks _____

MAILED

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



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

MICROFILMED

Jim Fellingner
(Applicant)
Manager

MICROFILMED

Proposed Priority 10-20-81
Received by GA Date 10-20-81 Time 11:40 am
Preliminary check by ADM Fee \$ 525.00 # 20617
Receipted by marpa Date 10/20/81
Publication prepared by marpa Date 10/21/81
Published in Times News
Publication dates 10/29 + 11/5/81
Publication approved marpa Date 10/23/81
Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ADM RC

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 47-7763, and said application is hereby Approved.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 89.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Other:

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL d. thru l.

Dated this 7th day of June, 1984.

J. Glen Saxton
Chief, Operations Bureau per

ATTACHMENT TO
CONDITIONS OF APPROVAL

For Permit No. 47-7763

d. This permit does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.

e. The permit holder shall either install a measuring device or an access port or provide a certified measurement or computation of flow based upon system design to be prepared by a professional engineer.

f. Water shall not be diverted under this permit until a written agreement with the irrigation district or canal company serving the area containing the point of diversion is filed with the Department of Water Resources providing for the coordination of the permit use with the irrigation district or canal company operation.

g. 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.

h. Use of water under this permit is subordinated to future diversion of water for irrigation or other consumptive beneficial uses.

i. Water used under this permit if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.

j. The diversion and use of water under this permit and any license subsequently issued is subject to review by the Director thirty (30) years from the date of issuance of this permit. 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.

k. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.

l. Use of water under this permit shall be non-consumptive.

Dated this 7th day of June, 1984.

J. Glen Saxton
Chief, Operations Bureau

MICROFILMED

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

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

1. Individual Applicant or Individual Members of a Partnership:

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

2. Corporation:

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

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

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

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

State of Idaho)
County of Twin Falls) ss.

Jim Folkinga
Applicant

On this 20th day of October, 19 81, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.

Mary A. Hill
Notary Public residing at

seal

Twin Falls, ID

My commission expires:

Life

MEMORANDUM

Affidavit of Publication

STATE OF IDAHO,

ss.

No. 10817

being first duly sworn upon
of the TIMES-NEW
I do hereby swear that a copy of
published in the regular and
usual manner, for
commencing with the issue dated
ending with the issue dated

November 5, 1981

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 60-106 Idaho Code, Thursday of each week has been designated as the day on which legal notices 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.

Subscribed and sworn to before me on this

19 81

day of

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

RECEIVED
NOV 23 1981

Department of Water Resources
Southern District Office

ab
muy



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**

October 24, 1995

**DAVID SNEDIGAR
1026 E 1000 N
SHELLEY ID 83274**

RE: WATER RIGHT NO. 47-07763

Dear Water Right Holder(s):

**Enclosed is a copy of the Water Right License issued on the
above referenced permit along with a copy of your approved
Application for Amendment.**

**Should you have any questions regarding these documents, please
contact me.**

Sincerely,

**Shelley W. Keen
Water Rights Supervisor**

SK:rl

Enclosure

RECEIVED

OCT 30 1995

MEMORANDUM

DATE: October 19, 1995

TO: File 47-07763

FROM: Shelley W. Keen *SK*

RE: Phone conversation with David Snedigar

David Snedigar called me at home last night to discuss the fact that the right is still in the name of Prudential. He wondered why the license would not be issued in his name. I explained to David that the license could not be issued in his name unless the permit is assigned back to him. I also noted that getting an assignment from Washington Mutual might be difficult because they would have to demonstrate that they are the successors in interest of Prudential through Olympus. I further explained that once the license is issued, the name on the license matters little because the right is appurtenant to the land. I finally pointed out that the SRBA claim on this right is in his name and that the right may be decreed in his name.

After our discussion, David said that he would be satisfied if the license were issued with Prudential Capital Group listed as the owner.

RECEIVED

OCT 20 1995

Shelley Walter Keen
Dept of Water Rights
1301 North Orchard St
Statehouse Mail
Boise, Idaho 83720-9000

RECEIVED

OCT 12 1995

Department of Water Resources

RE: Water Right No: 47-07763

Dr Mr. Keen,

Enclosed is the application for Amendment
of Permit for Licensing. We were wondering
and concerned about Prudential Capital Group
Co's name being on the application rather than
ours. We were hoping it could be changed to
David R. Smediger - 1026 E 1000 N Shelley, Idaho
83274. Please let us know how this can be
done if possible.

many thanks

Sail Smediger

OCT 30 1995



Head Office

Washington Mutual Tower
1201 3rd Avenue
Seattle, WA 98101

September 14, 1995

RECEIVED

SEP 18 1995

Department of Water Resources

R-03

Mr. Shelley Walter Keen
Water Rights Supervisor
State of Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

RE: PERMIT NO. 47-07763

Dear Mr. Keen;

This letter is intended to follow up on our conversation today regarding the outstanding application for the above permit.

As we discussed, Washington Mutual's borrower, Mr. David Snedigar, has paid off the existing loan with Washington Mutual in full as of Monday, September 11, 1995. As a result, Washington Mutual no longer has an interest in the property. Therefore, we have forwarded a copy of your letter of July 10, 1995 along with enclosures, to Mr. Snedigar and he will be your contact person from this point forward.

In the event that Washington Mutual's involvement is further required, please feel free to contact me at (206) 461-8773 and I would be happy to be of assistance.

Sincerely,

WASHINGTON MUTUAL FEDERAL SAVINGS BANK

Susan Griffin
Senior Real Estate Analyst
CRE Portfolio Management

cc: Mr. David R. Snedigar
1026 East 1000 North
Shelley, Idaho 83274

Mr. Herbert F. Fox
Washington Mutual

RECEIVED

OCT 30 1995



M E M O R A N D U M

DATE: September 14, 1995

TO: File 47-07763

FROM: Shelley W. Keen *SWK*

RE: Phone conversation with Susan Griffin

Today I spoke with Susan Griffin of Washington Mutual Bank about permit 47-07763. She said that David Snedigar has paid off his loan and is, therefore, owner of the hydropower project where the development under this permit occurred. She told me that Washington Mutual would forward a packet of information to David Snedigar. She expects him to contact me soon.

David Snedigar's phone number is (208)357-3132.

RECORDED

OCT 30 1995

M E M O R A N D U M

DATE: August 22, 1995

TO: File 47-07763

FROM: Shelley W. Keen *SWK*

RE: Conversation with Susan Griffin of Washington Mutual Bank

Today I spoke with Susan Griffin of Washington Mutual Bank (206-461-8773) about the need to amend permit 47-07763. She has taken over responsibility for the file from Brad ~~Sa~~ck, and she was interested in the process necessary for establishing a water right in Idaho. We also discussed assignments of permits. She told me that she would discuss the file with Washington Mutual's attorneys and probably process an assignment and/or the licensing amendment within a couple of weeks.

100-100000
OCT 30 1995

M E M O R A N D U M

DATE: August 14, 1995

TO: File 47-07763

FROM: Shelley W. Keen *swk*

RE: Phone conversation with Brad Slack of Washington Mutual Bank

Today I spoke with Brad Slack of Washington Mutual Bank (801-325-1054) about the need to amend permit 47-07763. He was interested in the process necessary for establishing a water right in Idaho. We also discussed assignments of permits.

OCT 30 1995



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

July 10, 1995

WASHINGTON MUTUAL BANK
C/O BRAD SLACK
115 S MAIN
SALT LAKE CITY UT 84111

RE: Permit No. 47-07763

Dear Mr. Slack:

Thank you for calling last week to discuss Permit 47-07763, which was issued for a hydropower project operated by David Snedigar in Twin Falls County. As we discussed, the permit must be amended before a water right license can be issued. The permit should be amended by the permit holder, which is Prudential Capital Group Co. according to our records.

Because Prudential Capital no longer exists, as you explained to me, an assignment of permit is needed to change our records to show the current owner of the permit. I have enclosed an assignment form for you. The assignment form must be accompanied by the following additional information.

- Proof of ownership specifying the water right
- Affidavit for Water Rights to be Used for Power Purposes (form enclosed)
- Copy of the owner's certificate to do business in Idaho
- A list of corporate officers authorized to sign official documents related to the permit

I have also enclosed the amendment form for you to complete and return. The amendment reflects a change in point of diversion when compared to the original permit. I have also enclosed a copy of the original permit for your reference.

The CONDITIONS/REMARKS portion of the amendment form shows information and conditions proposed for your license. They may be modified upon further administrative review.

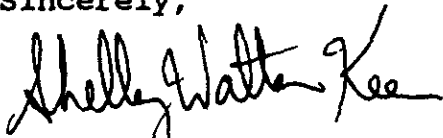
RECORDED

OCT 30 1995

Washington Mutual
Re: Permit No. 47-07763
July 10, 1995
Page 2

Please respond within 30 (thirty) days. If you have any questions, please contact me at 208-327-7946 in Boise.

Sincerely,



Shelley Walter Keen
Water Rights Supervisor

SWK

Enclosures:

Application for Amendment of Permit 47-07763
Assignment of Permit form
Affidavit for Water Rights to be Used for Power Purposes form
Copy of Idaho Code pertinent to hydropower rights

OCT 30 1995

MEMORANDUM

DATE: July 5, 1995

TO: File 47-07763

FROM: Shelley W. Keen *(SWK)*

RE: Phone call from Brad Slack of Washington Mutual

801-325-1054

=====

Brad Slack of Washington Mutual called today to discuss permit 47-07763. He told me that Prudential Capital, the permit holder of record, changed its name to Olympus Bank, which was purchased by Washington Mutual this year.

I suggested to Mr. Slack that he submit an assignment of permit putting the right in Washington Mutual's name. He could concurrently submit the amendment of permit allowing us to license this right.

RECEIVED

OCT 30 1995

M E M O R A N D U M

DATE: July 3, 1995

TO: File 47-07763

FROM: Shelley W. Keen

RE: Phone call from David Snedigar *(swk)*

=====

David Snedigar called today in response to the letter I sent him last week. He is away from home and would like more than 14 days to respond to my letter. He said he would be able to respond within a month.

Also, Mr. Snedigar indicated the new name of Prudential Capital Group Co. is Washington Mutual Bank. He said he would have Brad Slack of Washington Mutual call me as soon as possible.

OCT 30 1995



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 28, 1995

DAVID R SNEDIGAR
C/O SHANE SNEDIGAR
1026 E 1000 N
SHELLEY ID 83247

RE: WATER RIGHT NO. 47-07763

Dear Water Right Holder(s):

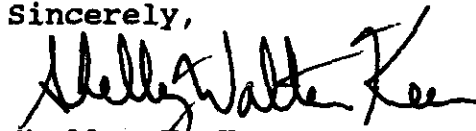
The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendment and return it with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

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

Sincerely,


Shelley M. Keen
Water Rights Supervisor

SK:rl

Enclosure

OCT 30 1995

M E M O R A N D U M

DATE: June 27, 1995

TO: File 47-07763

FROM: Shelley W. Keen *SWK*

RE: Project Ownership

=====

Today I made a number of telephone calls in an attempt to ascertain the name and address of the owner of the hydropower project developed under permit no. 47-07763. The calls I made included the following:

Idaho Public Utilities Commission, Boise

Federal Energy Regulatory Commission, Portland

Directory Assistance, Salt Lake City

IPUC and FERC indicted that their records show that David Snedigar is the owner. Directory Assistance in Utah told me they have no listing for Prudential Capital Group Co., who is the owner of record according to the water right file.

I was finally able to reach Shane Snedigar at (208)357-3132 in Shelley, Idaho. Shane told me that his father, David Snedigar is still the project owner. He said he would forward my amendment request to his father if I send it to:

1026 E 1000 N
SHELLEY ID 83247

100-1181-1000

OCT 30 1995

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Before Commissioners: Elizabeth Anne Moler, Chair;
Vicky A. Bailey, James J. Hoecker,
William L. Massey, and Donald F. Santa, Jr.

Robert and David Snedigar) Project No. 5731-000

ORDER APPROVING STIPULATION AND CONSENT AGREEMENT

(Issued December 29, 1994)

The Commission is approving the attached Stipulation and Consent Agreement (Agreement) between Robert and David Snedigar (collectively, Snedigar) and the Enforcement Section, Office of the General Counsel. Snedigar violated Article 2 of the exemption for the Snedigar Ranch Project, located on Coulee Creek Twin Falls County, Idaho.

Article 2 requires the exemptee to maintain the minimum bypass flow prescribed by the state of Idaho -- 5 cubic feet per second (cfs) on the days when the violations occurred. In the Agreement, Snedigar admits violating Article 2 of the exemption on six days: April 21, 1992; November 17 and 18, 1992; and May 2 through 4, 1994. To settle these violations, Snedigar will pay a civil penalty of \$3,000.

The Commission finds:

The Agreement provides an equitable resolution of this matter and is in the public interest.

The Commission orders:

(A) The Commission approves without modification the attached Stipulation and Consent Agreement.

(B) The Commission's approval of this settlement does not constitute approval of, or precedent regarding, any principle or issue in this matter.

By the Commission.

S E A L)

Lois D. Cashell
Lois D. Cashell,
Secretary.

DC-A-18

UNITED STATES OF AMERICA
BEFORE THE
FEDERAL ENERGY REGULATORY COMMISSION

Robert and David Snedigar) Project No. 5731

STIPULATION AND CONSENT AGREEMENT

I.

The Enforcement Section, Office of the General Counsel, (Enforcement) and Robert and David Snedigar (Snedigar) enter into this Stipulation and Consent Agreement (Agreement) to resolve issues relating to Snedigar's violation of Article 2 of the exemption for the Snedigar Ranch Project (the project), FERC No. 5731. The parties hereby stipulate and agree as follows:

II.

1. The project is located on Coulee Creek in Twin Falls County, Idaho. It currently consists of: (1) a 9-foot high intake structure to divert water into a channel, (2) a 3600-foot long, 36-inch diameter penstock, and (3) a turbine generating unit with a rated capacity of 540 kW. Water flowing in the penstock through the project bypasses a section of Coulee Creek.

2. Article 2 of the exemption requires Snedigar to, among other things, maintain a minimum flow of water through the bypassed section of Coulee Creek. The State of Idaho prescribes, for the period from April 21 through December 31, a minimum flow of 5 cubic feet per second for the project. Snedigar uses a calibrated staff gage at the project to measure minimum bypass flows.

3. Inspections of the project by Commission personnel on November 17 and 18, 1992 revealed a bypass flow on both days below the state standard. As a result, on December 10, 1992, the Director of the Commission's Division of Project Compliance and Administration (the Director) ordered Snedigar to produce within thirty days daily bypass staff gage readings for January through November 1992. Snedigar did not comply with this order.

4. On January 15, 1993, the Director issued a Compliance Order requiring Snedigar to submit (1) daily bypass gage readings for 1992, (2) a gaging plan and schedule for installing gaging equipment that would continuously record the volume of the bypass flow, and (3) flow records from the new gage after it was installed. 62 FERC ¶ 62,024 (1993). The daily bypass gage readings for 1992 revealed that Snedigar violated the state standard for minimum bypass flow on April 21. Snedigar did not submit the gaging plan and schedule or the flow records from the newly installed gage on time.

RECEIVED

JAN 10 1995

Department of Water Resources

MEMORANDUM

DATE: October 21, 1994

TO: File No. 47-07763

FROM: Donna Corless

SUBJECT: RETURNED MAIL

=====

All attempts to contact the permit holder of this water right, to obtain an Application for Amendment, have been unsuccessful. The owner identified by the Twin Falls County Assessor, William Miller, states that he has nothing to do with the property. A check of Adjudication Claims on this right listed the names of Robert and David Snedigar with an address of 4577 N Clear Lakes Road, Buhl, ID 83316. A letter mailed to that address was returned by the U.S. Postal Service with the following notation:

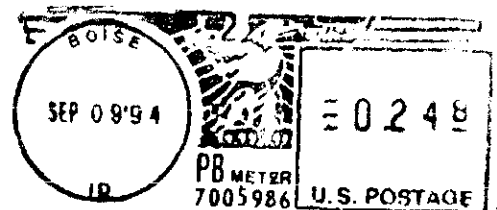
Not Deliverable as Addressed - Unable to Forward.

An attempt to call the telephone number on the Adjudication claim resulted in getting a machine that hangs up on callers.

OCT 30 1995

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
(North Orchard Street
Boise, Idaho 83706-2237

PRESORTED
FIRST CLASS



NOT DELIVERABLE
AS ADDRESSED -
RETURN TO SENDER
C-FORWARD

OCT 30 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 9, 1994

DAVID R SNEDIGAR
ROBERT SNEDIGAR
4577 N CLEAR LAKES RD
BUHL ID 83316

RECEIVED

SEP 22 1994

Department of Water Resources

RE: WATER RIGHT NO. 47-07763

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

If you do not concur with this information, or you have any questions, please contact me as soon as possible. My telephone number is (208) 327-7947.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-07763

Date of Priority: October 20, 1981 Maximum Diversion Rate: 30.00 CFS
Comes now PRUDENTIAL CAPITAL GROUP CO
155 E 3300 S
SALT LAKE CITY UT 84115 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. 47-07763, and requests that the permit be changed as follows:

Source: SILO CREEK tributary to MUD CREEK

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
POWER	01/01 to 12/31	30.00 CFS	

LOCATION OF POINT(S) OF DIVERSION: SENW , Sec. 7, Township 09S, Range 15E
TWIN FALLS County

PLACE OF USE: POWER

TWN RGE SEC

09S 14E 12 SENE

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 _____, this _____ day of _____, 19____.

(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-07763

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = _____ Received by _____ # _____ Date _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 47-07763 with the following;

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The water right confirmed in this license 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 license and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this license.
5. Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
6. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
7. Use of water under this right shall be non-consumptive.
8. The diversion and use of water under this license is subject to review by the Director on December 31, 2019. 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.

Witness my hand this _____ day of _____, 19____.

R. Keith Higginson, Director

AJ5809NP
No. A47-07763

Claim

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 09/08/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ROBERT SNEDIGAR	10/20/1981	POWER	01-01 12-31	30.00 CFS	
C	DAVID R. SNEDIGAR 4577 N. CLEAR LAKES RD. BUHL ID 83316 (208) 543-4014					
TOTAL DIVERSION:					30.00 CFS	

Water Source: SILO CREEK

Tributary to: MUD CREEK

Stage: PERMIT

Point(s) of Diversion: T09S R15E S07 NWNESW

TWIN FALLS County

Place of use Legal Description for: POWER

NE				NW				SW				SE			
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac									
09S	14E	12	:	P	:	:	:	:	:	:	:	:	:		

POU County: TWIN FALLS

Non-Irrigation Uses: HYDROPOWER

Other Rights: NONE

Other Water Rights Listing Overlapping Place(s) of use:
A47-04340

Conditions of Approval:

- 01F - The right 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.
- 08A - This right is subject to the provisions of Sections 42-205 through 42-210, Idaho Code, restricting the sale, transfer, assignment, or mortgage of this right. Failure to comply with these provisions is cause for immediate cancellation of this right.
- 17C - Use of water under this right is subordinated to future diversion of water for irrigation or other consumptive beneficial uses.
- 09E - Water used under this right if discharged into a natural channel or subsurface system shall meet Idaho Water Quality Standards.
- 17F - The diversion and use of water under this right and any license subsequently issued is subject to review by the Director thirty-five (35) years from the date of issuance of this right. 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.
- 26A - Project construction shall commence within one year from the

10/20/94

Recording when called the
Time is 10:05
Temp is 88°

Elec on
Sound level OK
Alert Condition 1
Battery Condition OK
listen to static
for 15 seconds
& goes click

00420 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 16, 1994

WILLIAM K MILLER
1558 E 4500 N
BUHL ID 83316

RE: WATER RIGHT NO. 47-07763

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, the permit must be amended to correspond with the findings of the Department's field examiner. We originally sent the enclosed Amendment to the owner of record, Prudential Capital Group Co., but received our mailed back. A telephone call to the Twin Falls County Assessor's Office revealed that you are listed as the property owner of the land covered by this water right.

In Idaho a water right in the permit stage is considered personal property and must be assigned to the new owner. Therefore, the license will be issued in the name of the original owner of record unless the enclosed Assignment of Permit form is completed by Prudential Capital Group Co., assigning the permit to you, and returned to us along with the \$25.00 filing fee before this water right is licensed. Once the water right is licensed, it is considered real property and is appurtenant to the land. Proof of ownership of the land is proof of ownership of the water right, unless it was excluded in the terms of the sale of the land.

The Application for Amendment contains information that will be included on the license when it is issued. We have amended the permit to reflect a change in the location of the point(s) of diversion.

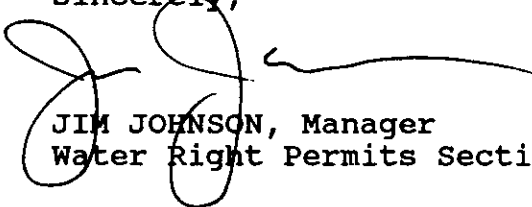
The last page of the Application for Amendment form contains a list of CONDITIONS/REMARKS proposed for the license when it is issued. These conditions/remarks may be modified upon further administrative review.

607201994

Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

If you do not concur with this information, or if you have any questions, please contact me as soon as possible. My telephone number is (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-07763

Date of Priority: October 20, 1981 **Maximum Diversion Rate:** 30.00 CFS
Comes now **PRUDENTIAL CAPITAL GROUP CO**
155 E 3300 S
SALT LAKE CITY UT 84115 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. 47-07763, and requests that the permit be changed as follows:

Source: SILO CREEK tributary to **MUD CREEK**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
POWER	01/01 to 12/31	30.00 CFS	

LOCATION OF POINT(S) OF DIVERSION: SENW , Sec. 7, Township 09S, Range 15E
TWIN FALLS County

PLACE OF USE: POWER
TWN RGE SEC
09S 14E 12 SENE

OCT 30 1983

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 _____, this _____ day of _____, 19____.

(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 47-07763

FOR DEPARTMENT USE ONLY

Preliminary check by _____ Fee = _____ Received by _____ \$ _____ Date _____

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 47-07763 with the following;

CONDITIONS/REMARKS:

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
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6. This right does not constitute Idaho Public Utilities Commission or Federal Energy Regulatory Commission approval that may be required.
7. Use of water under this right shall be non-consumptive.
8. The diversion and use of water under this license is subject to review by the Director on December 31, 2019. 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.

Witness my hand this _____ day of _____, 19____.

R. Keith Higginson, Director

6-1305



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 9, 1994

DAVID R SNEDIGAR
ROBERT SNEDIGAR
4577 N CLEAR LAKES RD
BUHL ID 83316

RE: WATER RIGHT NO. 47-07763

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

The enclosed Application for Amendment contains information that will be included on the license when it is issued. The amendment reflects a change in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendment and return with the \$50.00 filing fee within 14 days.

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If you do not concur with this information, or you have any questions, please contact me as soon as possible. My telephone number is (208) 327-7947.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', with a long horizontal flourish extending to the right.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

RECEIVED

OCT 30 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 16, 1994

WILLIAM K MILLER
1558 E 4500 N
BUHL ID 83316

RE: WATER RIGHT NO. 47-07763

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, the permit must be amended to correspond with the findings of the Department's field examiner. We originally sent the enclosed Amendment to the owner of record, Prudential Capital Group Co., but received our mailed back. A telephone call to the Twin Falls County Assessor's Office revealed that you are listed as the property owner of the land covered by this water right.

In Idaho a water right in the permit stage is considered personal property and must be assigned to the new owner. Therefore, the license will be issued in the name of the original owner of record unless the enclosed Assignment of Permit form is completed by Prudential Capital Group Co., assigning the permit to you, and returned to us along with the \$25.00 filing fee before this water right is licensed. Once the water right is licensed, it is considered real property and is appurtenant to the land. Proof of ownership of the land is proof of ownership of the water right, unless it was excluded in the terms of the sale of the land.

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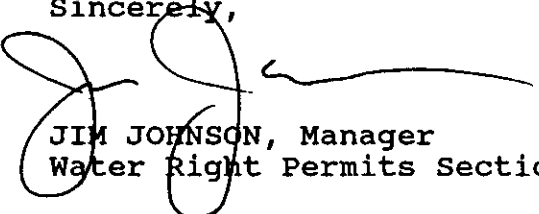
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OCT 20 1994

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If you do not concur with this information, or if you have any questions, please contact me as soon as possible. My telephone number is (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosures

MEMORANDUM

DATE: August 16, 1994
TO: File No. 47-07763
FROM: Donna Corless
SUBJECT: RETURNED MAIL

=====

The Application for Amendment mailed to our owners of record, Prudential Capital Group Co., of 155 E 3300 S, Salt Lake City, UT 84115 was returned by the U.S. Postal Service with the following notation:

Returned to Sender - Undeliverable as Addressed.

A call to the Twin Falls County Assessor's Office revealed that the current owner of the property covered under this water right is as follows:

William K. Miller
1558 E 4500 N
Buhl, ID 83316

The Amendment was forwarded to Mr. Miller today.

OCT 30 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 19, 1994

PRUDENTIAL CAPITAL GROUP CO
155 E 3300 S
SALT LAKE CITY UT 84115

RE: WATER RIGHT NO. 47-07763

Dear Water Right Holder(s):

The above referenced water right is in the process of being licensed. However, before a license can be issued, your permit must be amended to correspond with the findings of the Department's field examiner.

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If you do not concur or have any questions with this information, please contact me as soon as possible. My telephone number is (208) 327-7947.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

July 19, 1994

PRUDENTIAL CAPITAL GROUP CO
155 E 3300 S
SALT LAKE CITY UT 84115

RE: WATER RIGHT NO. 47-07763

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Sincerely,

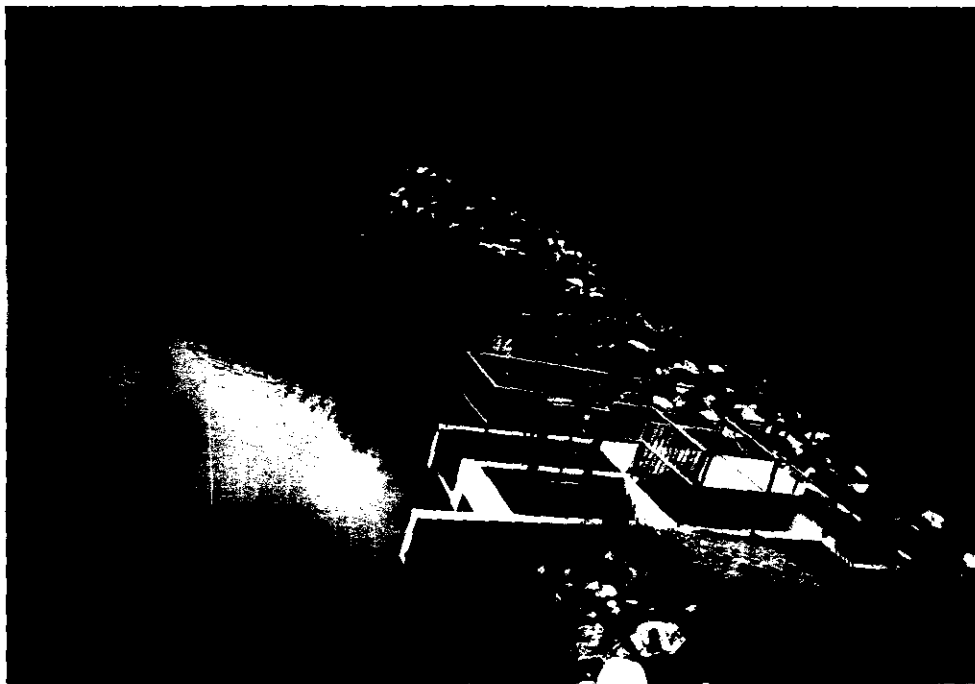
A handwritten signature in black ink, appearing to read 'Jim Johnson'.

JIM JOHNSON, Manager
Water Right Permits Section

JJ:dc

Enclosure

OCT 30 1995





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

SEP 26 1986

47-7763
Permit No.

Department of Water Resources

1. **Measurement Calculations**

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

See Attached Chart.

b) Volume Calculations for Irrigation:

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

c) Volume Calculations for Other Uses: *N/A*

2. **Overlap Review**

a) Other water rights with same place of use: _____

b) Other water rights with same point of diversion: _____

c) Analysis:

OCT 30 1986

SNEDIGAR RANCH

Route 4
Buhl, Idaho 83316
(208)543-6842

Robert Snedigar
Owner

David R. Snedigar
Manager

Dear Mr Bauer

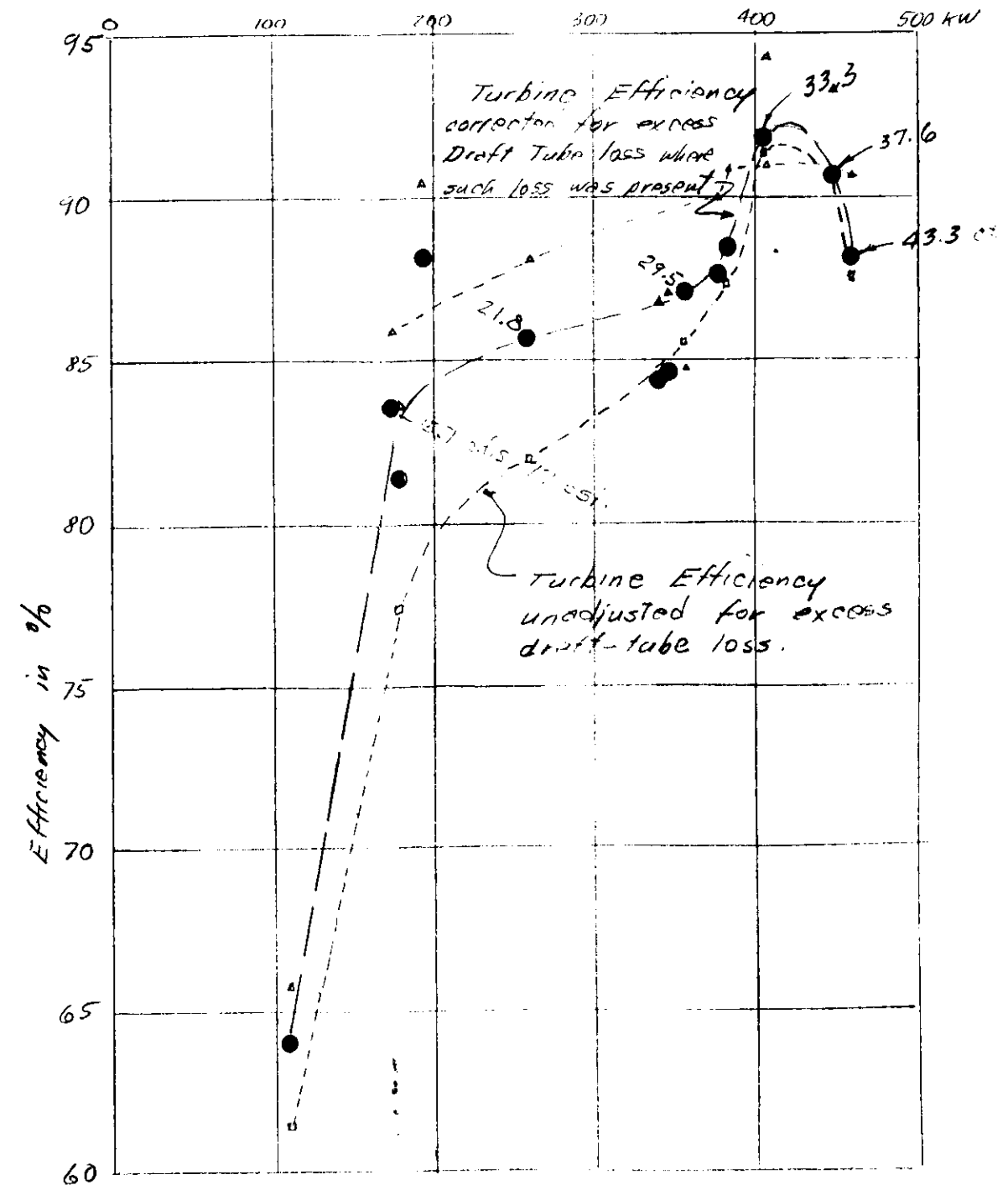
I explained to you by phone last week that the Idaho Department of Water Resources has agreed to accept your performance test of 8-30-85 as an official measurement of beneficial use. They would like however your Stamp on the performance test itself since it will be used as an official document.

Thanks again for the best small hydro project I've come across yet.

Truthfully yours
David Snedigar


5-7-86

Run	Q	psi	H	KW	Overall Efficiency	Turbine + D.T. Eff.	Excess D.T. Loss	Turbine Efficiency
1	29.8 29.0	71.8	174.2	346	78.65	82.79 85.2	1.8 %	84.59 87.0
2	14.7 14.3	77.5	187.3	175	75.00	79.79 82.1	3.8 %	83.59 85.9
3	29.5 28.7	72.0	174.7	340	77.85	81.94 84.3	2.4 %	89.34 86.7
4	43.3 42.1	61.5	150.6	460	83.24	87.62 90.1	0.5 %	88.12 90.6
5	29.5 28.7	72.0	174.7	355	81.28	85.56 88.0	1.5 %	87.06 89.5
6	33.3 32.4	68.0	165.5	405	86.72	91.28 93.9	0.5 %	91.78 94.4
7	31.5 30.6	71.0	172.4	377	81.92	86.23 88.7	1.3 %	87.53 90.0
8	15.7 15.3	77.0	186.2	180	72.65	77.29 79.5	4.0 %	81.29 83.5
9	15.7 15.3	77.0	186.2	196	79.11	84.16 86.6	3.9 %	88.06 90.5
10	21.8 21.2	75.0	181.6	260	77.50	82.00 84.4	3.6 %	85.66 88.0
11	32.2 31.3	70.0	170.1	385	82.94	87.31 89.8	1.1 %	88.41 90.9
12	12.0 11.7	78.3	184.2	110	57.17	61.47 63.83	2.5 %	63.97 65.7
13	37.6 36.5	67.0	163.2	448	86.15	90.68 93.3	0	90.68 93.3
14	34.3 33.3	69.0/75	167.2	407	83.44	87.23 90.4	0.5 %	88.33 90.9



NOTES

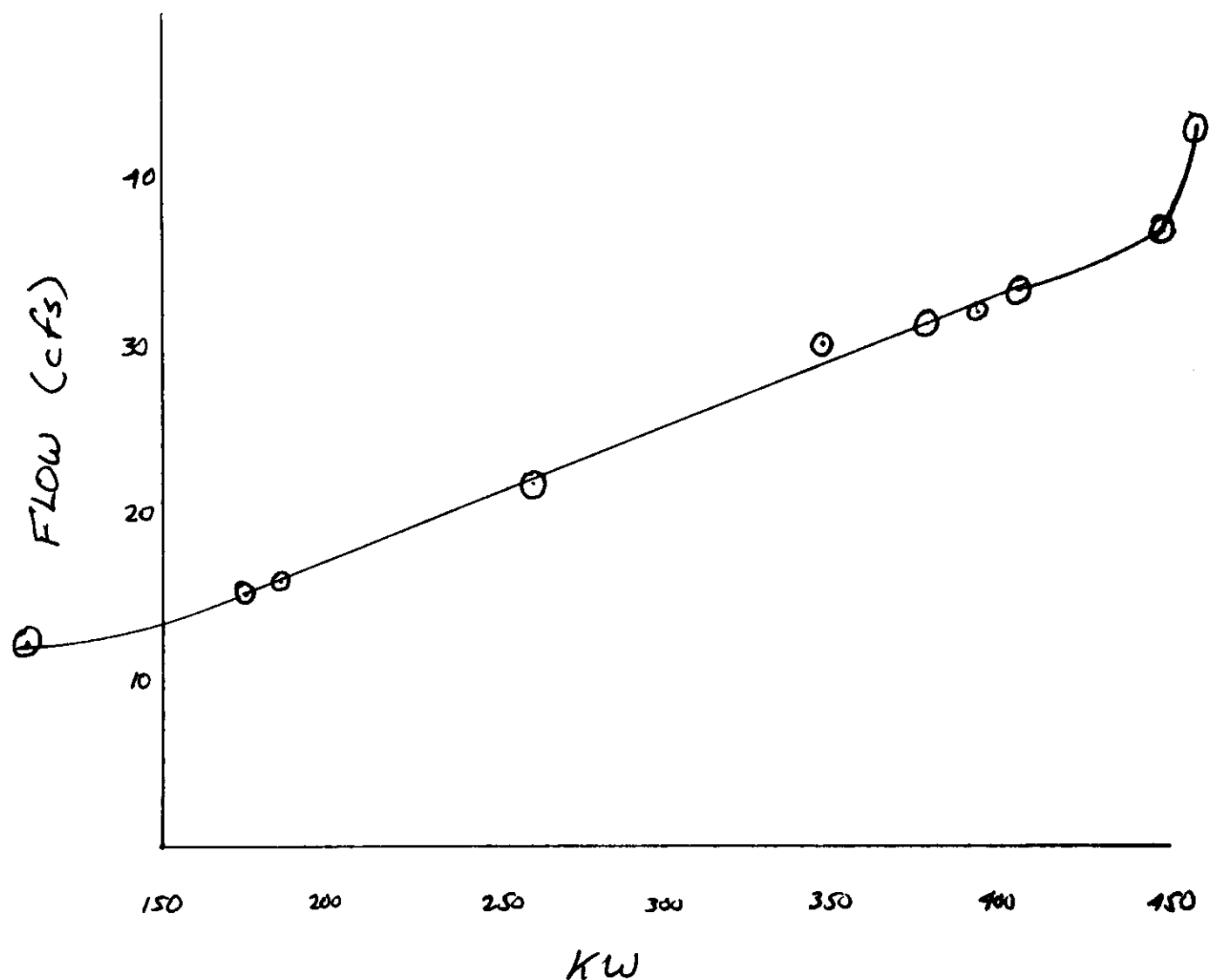
- Discharge was measured with 72" sharp-crested weir using $Q = 3.33 L H^{3/2}$
- Leakage through weir boards was estimated to be 0.5 c.f.s. Ventilation appeared to be adequate.
- Weir crest was straight 1/8" x 4" steel plate extending 2" above top 2" x 12".
- KW as read from digital meter.
- Head was measured as 2.304 x psi of calibrated pressure gage plus approximately 8.8' from gage to tailwater level.
- Diameter of penstock at gage is 30". Gage reads 81.68 psi at zero flow = 197' - 8.8' = 188.2 ft. elevation difference below pond level.
- Penstock friction factor is about $f = 0.0259$ which corresponds to $n = 0.01378$ which is very high for smooth pipe.
- Generator efficiency: 270 kW, 94.5%; 430 kW, 94.6%; 540 kW, 94.0%. Used 95.0% in above calculations, which tends to penalize turbine.
- "Excess D.T. loss" was calculated from vacuum readings of actual draft tube performance compared to desired performance with 80% $V^2/2g$ recovery.

NO PART OF THIS DRAWING MAY BE REPRODUCED OR COPIED WITHOUT EXPRESS PERMISSION OF W. J. BAUER, INC.

DATE	REV.	DRAWING NUMBER	W. J. BAUER, INC. LAGRANGE, GEORGIA 30248 U.S.A.	DESIGNED 11/8/30	DRAWN	CHECKED	NO DATE	REVISION	SCALE NONE	CLIENT AND PROJECT SNEDIGAR - 500 KW UNIT	TITLE PERFORMANCE TESTS	DATE 8-30-85	REV. 5N-830-1	DRAWING NUMBER
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W. J. BAUER, INC.
905 W. HILLGROVE AVENUE, SUITE 15
LA GRANGE, IL 60525
312-352-9441

PROJECT NO. _____ INDEX PAGE _____
PROJECT NAME SNL JIGAR RANCH
SUBJECT FLOW VS KW
BY JB DATE 2-14-86 CH'KD _____ DATE _____
SHEET _____ OF _____



M. Paul

0070115

Rge 14E

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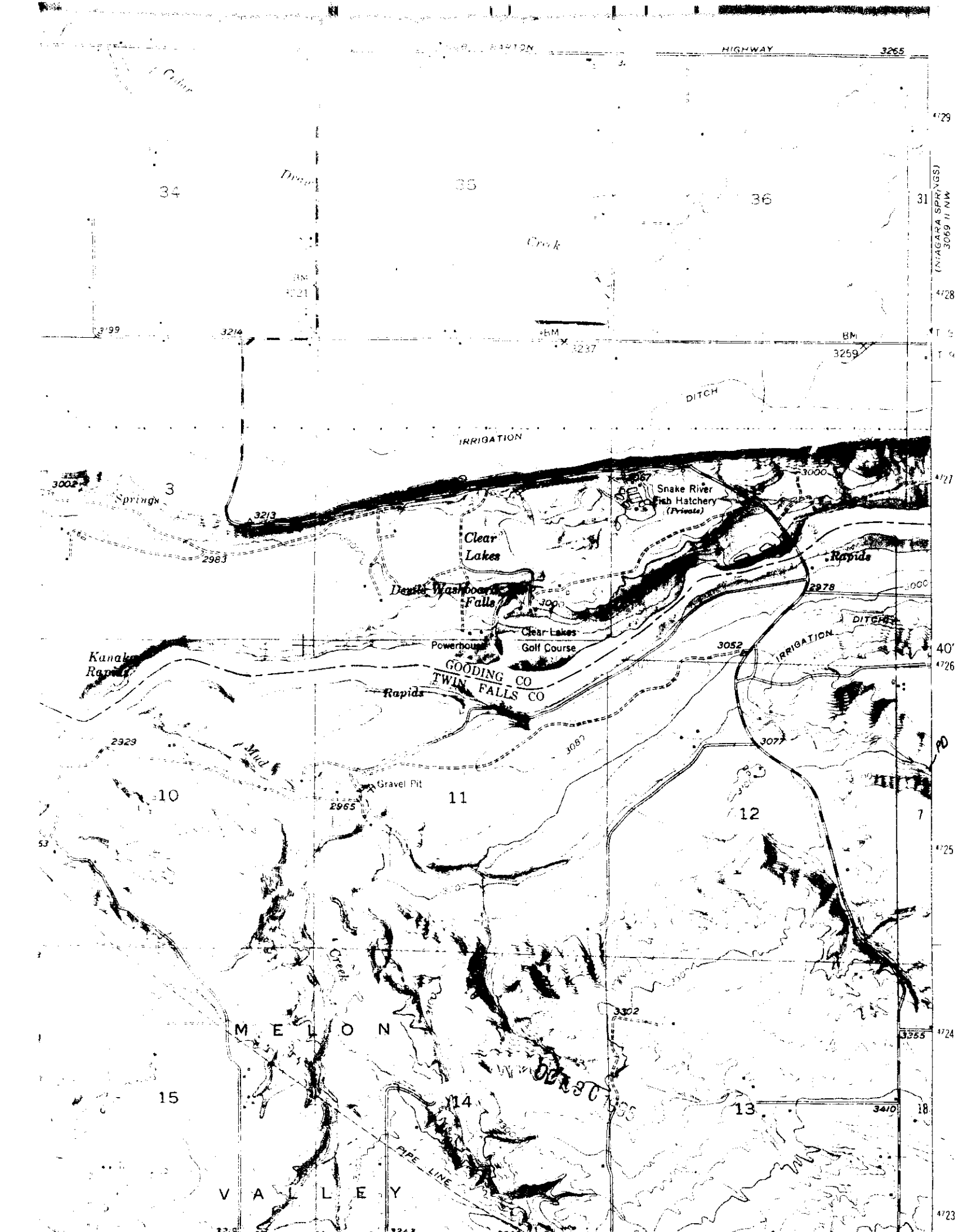
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UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

David and Robert Snedigar

Project No. 5731-007 & -008
Idaho

ORDER PERMITTING RESUMPTION OF PROJECT OPERATION AND
AMENDING ORDER APPROVING AND MODIFYING STREAMFLOW GAGING PLAN
(ISSUED JUNE 18, 1993)

By Compliance Order issued May 28, 1993, David and Robert Snedigar (exemptees) were required to file, no later than 14 days of the date of issuance of the Compliance Order, a report documenting compliance with a previous Compliance Order issued January 15, 1993, the Order Approving and Modifying Streamflow Gaging Plan, issued March 4, 1993, and also file all the information requested by the Director of the Division of Project Compliance and Administration's letters dated April 2 and 21, 1993. If the filing did not contain all the required information, the exemptees were ordered to cease all project generation and spill all project inflow to the project at 12:00 midnight on June 10, 1993.

The exemptees' report, filed June 7, 1993, was reviewed and determined to be inadequate. By letter dated June 11, 1993, the exemptees were directed to cease all project generation and spill all project inflow as ordered in the May 28, 1993 Compliance Order. The exemptees were ordered not to resume project operation pending completion of the following requirements, described below, and until receiving written notification from the Commission.

Provide the information and data necessary to interpret the exemptees' April 1993 monthly streamflow gaging report.

File May 1993 monthly streamflow gaging report with all pertinent information and data.

File the exemptees' streamflow gaging plan with the Idaho Department of Fish and Game (IDFG) and provide documentation that it was filed with the IDFG.

Provide documentation of the qualifications of the hydrologist contracted to calculate the stage-discharge relationship.

By letter dated June 16, 1993, the exemptees filed April and May 1993 monthly streamflow gaging reports with the information and data necessary to determine compliance with exemption article 2. Additionally, the exemptee filed the resume of the hydrologist contracted to calculate the stage-discharge relationship. Absent from the filing was documentation that the streamflow gaging plan was filed with the IDFG.

RECEIVED

JUN 28 1993

2

The material that the exemptees filed indicates progress toward completing the requirements of the Compliance Order issued May 28, 1993. One requirement, however, remains outstanding in order to complete all the requirements of the Compliance Order. Additionally, improvements are required in the exemptees' monthly streamflow gaging reports.

By telephone conversation on June 18, 1993, the exemptee said that the streamflow gaging plan and the Order Approving and Modifying Streamflow Gaging Plan was transmitted to the IDFG by certified mail. The exemptees, therefore, should file with the Commission, a copy of the cover letter sent to the IDFG and the certified mail receipt.

The quality of the continuous strip chart recordings, although readable, are substandard and difficult to interpret. Future reports should contain high quality copies of the original strip chart paper. Also, the pen should be located toward the center of the chart paper. On the day the paper is changed, the project operator should circle the point at which the pen is lifted off the old chart paper and write (on the chart paper near the circled point) the date, time, and current staff gage elevation. Similarly, the point at which the pen is placed down on the new month's chart paper should be circled; the date, time, and current staff gage elevation should be written on the new chart paper near the circled point. Minimally, there should be two circled points on each month's chart paper with the date, time and staff gage elevation recorded on the chart paper.

The exemptees' cover letter for each monthly report should identify, as ordered in the Order Approving and Modifying Streamflow Gaging Plan, any minimum flow violations which may have occurred during that month and identify, to the extent possible, the cause, duration, and measures implemented to correct the violation, and any adverse environmental impacts resulting from the violation.

The exemptee requested that the monthly streamflow gaging reports (currently due on the seventh day of the succeeding month) be due by the fourteenth day of the succeeding month. The exemptee stated that it is very difficult to receive the preceding month's strip chart data from the project operator (via 1st class mail), compile the report, and transmit it to the Commission within the ordered time frame. In order to facilitate the extra routing of the streamflow data from the project manager to the exemptees, previously unknown to occur, the monthly streamflow gaging reports should be due by the fourteenth day of the succeeding month. The monthly report for June 1993 should be due by July 14, 1993. The last monthly report should be due by July 14, 1994 and contain June 1994 continuous streamflow data.

OCT 20 1995

62 FERC ¶ 62,168

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

David & Robert Snedigar

Project No. 5731-010
Idaho

47-7763

ORDER AMENDING EXEMPTION

(Issued March 8, 1993)

On February 24, 1987, the Commission authorized the Snedigar Ranch Project, FERC No. 5731, having an installed capacity of 450 kW. Since the project was constructed, it has been operating with a capacity of 485 kW.

The project has a generator unit with a rated capacity of 540 kW, connected to a turbine unit with a capacity of 650 horsepower (485 kW). The turbine unit that was installed is a Francis type turbine similar to what was previously approved, and there is no difference in hydraulic capacity. Although the generator is 90 kW more than authorized, the project can only generate up to the capacity of the turbine. The minor change in the installed capacity (485 kW) of the turbine will not result in impacts to the environmental resources other than identified during the original project review.

The issuance of this order is necessary to revise the project's description to reflect the actual turbine and generator capacities. The exemptee must report to the Commission of any future proposed changes to the project prior to implementing them.

The Director orders:

(A) The exemption¹ for the Snedigar Ranch Project, FERC No. 5731, is amended in this order, effective the first day of the month in which this order is issued.

¹ 19 FERC ¶62,164 (issued April 29, 1982)
Order Granting Exemption from Licensing of a Small
Hydroelectric Project of 5 MW or Less.

-2-

(B) Appendix A of the Order Granting Exemption from Licensing of a Small Hydroelectric Project of 5 Megawatts or Less issued April 29, 1982, is revised in part, as follows:

Project Description - ... (3) a powerhouse containing a Francis turbine unit having a rated capacity of 650 horsepower, and driving a generator unit with a rated capacity of 540 kW.

(C) The exemptee shall report to the Commission of any future proposed changes to the project prior to implementing them.

(D) This order constitutes final agency action. Requests for rehearing by the Commission may be filed within 30 days of the date of issuance of this order, pursuant to 18 C.F.R. §385.713.


J. Mark Robinson
Director, Division of Project
Compliance and Administration

RECEIVED

MAR 15 1993

Department of Water Resources

DC-A-5

007801995

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

2

David Snedigar

Project No. 5731-007
Idaho

P147-7763

ORDER APPROVING AND MODIFYING STREAMFLOW GAUGING PLAN

(ISSUED March 4, 1993)

On February 26, 1993, and supplemented on March 2, 1993, David Snedigar (exemptee) filed a streamflow gaging plan pursuant to the Compliance Order issued by the Director, Division of Project Compliance and Administration on January 15, 1993, for the Snedigar Ranch Hydro Project (FERC No. 5731). The Compliance Order required the exemptee to file a streamflow gaging plan, for Commission approval, within 30 days of the date of issuance of the Compliance Order. The filed plan was required to include provisions for a gaging system that continuously records the headpond elevation and the volume of the required bypass flows. The exemptee was ordered to provide a schedule for installation of the streamflow gages within 60 days of issuance of the Compliance Order.

Exemptee's Proposed Gaging Plan

The exemptee met with the U.S. Geological Survey (USGS) on February 2, 1993, to discuss the installation and operation of streamflow monitoring systems at the project. In the February 26, 1993, filing, the exemptee filed a plan for a gaging system recommended by the USGS. By letter dated February 4, 1993, the USGS recommended that the exemptee install and operate two digital recorders activated by a float system that are sheltered on top of stilling wells.

In the supplemental filing of March 2, 1993, the exemptee filed an alternative plan that uses a Stevens float recorder to monitor continuous streamflow at the project. The exemptee proposed to install a Stevens Type A-71 recorder at the intake structure. Additionally, the exemptee stated that it would take approximately three weeks to order, receive, and install the Stevens recorder, provided there is no adverse weather conditions during the installation phase.

Discussion

The January 15, 1993, Compliance Order required the exemptee to file, within 30 days of the date of the Compliance Order, a gaging plan to include a schedule for installing, within 60 days of the date of the Compliance Order, that continuously monitors headpond elevation and bypass flows.

In its February 4, 1993 letter, the USGS recommended that two separate gaging stations be established. The USGS stated that attempting to utilize a single gage for the dual purpose of providing reservoir level data and discharge data for the creek outlet would be difficult because of the nature of the diversion structure. The exemptee's supplemental filing of March 2, 1993, proposed a streamflow gaging plan that incorporated one Stevens float recorder located at the intake structure. The exemptee's streamflow gaging plan, filed with the Commission, exceeded the schedule for filing the plan stipulated in the January 15, 1993 Compliance Order.

Previous discrepancies between observed bypass flows by Commission staff and the exemptee's reported flows necessitates a continuous streamflow gaging system in the bypass reach to verify compliance with the minimum flow requirement of article 2. The exemptee should therefore, install a Stevens Type A-71 Float Recorder on Silo Creek below the culvert as illustrated in the USGS's February 4, 1993 letter. The time scale should be set at 9.6 inches per day with 15 minute chart divisions. A reference staff gage should be installed and calibrated near the Stevens recorder so Commission staff and resource agency representatives can make site inspections to ensure the project's compliance with operational requirements. Further, a stage-discharge rating curve should be calculated, by a qualified hydrologist, to convert the gage data on Silo Creek to cubic feet per second. The stage-discharge rating curve should be recalculated annually by a qualified hydrologist, within two weeks of the date of the preceding year's stage-discharge rating curve calculations.

The exemptee should file a report with the Commission no later than March 23, 1993, providing photo-documentation that the Stevens float recorder and staff gage have been installed within the 60 day schedule required in the January 15, 1993, Compliance Order. In addition, the exemptee should file monthly gage reports for one year with the Commission. The reports should be filed by the seventh day of the succeeding month and contain the previous month's generation records and strip charts from the head pond and bypass Stevens float recorders with the current stage-discharge rating curve.

The report should also identify any violations of article 2 minimum flow requirements specifying the cause, duration, any adverse environmental impacts, and the measures that were implemented to correct the violation. Based on the report and the Commission's review, the Commission should reserve the right to require modifications to the project facilities and operation to ensure compliance. The first monthly gage report should be filed with the Commission no later than April 7, 1993.

The proposed streamflow gaging plan filed by the exemptee on February 26, 1993, and supplemented on March 2, 1993, meets the

DC-A-36

RECEIVED

MAR 15 1993

Department of Water Resources

OCT 30 1995

6th FERC 1 62,024

United States of America
Federal Energy Regulatory Commission

Robert & David Snedigar

Project No. 5731-007 & -008
Idaho 47-7763

Compliance Order
(Issued January 15, 1993)

In a letter dated December 10, 1992, the Director of the Division of Project Compliance and Administration (Director) requested that David Snedigar (exemptee) provide a report on project operations. This report was necessary to review the exemptee's compliance with standard article 2 of the exemption for the Rocky Mountain Project. Article 2 requires the exemptee to comply with any terms and conditions that federal and state resource agencies have determined necessary to prevent the loss of, or damage to, fish and wildlife resources.

By letter dated December 10, 1992, the Director requested, that the exemptee file, within 30 days, daily bypass staff gage data and daily reservoir elevation records from January 1 - December 1, 1992. The exemptee was requested to explain in detail any omission of gage data. The exemptee was also requested to consult with the U.S. Geological Survey (USGS) and file a plan, for Commission approval, to install continuous recording gages in the headpond and bypass reach that will manage project operation automatically.

The exemptee has failed to provide the requested information contained in the Director's December 10, 1992 letter. This information is necessary to complete a review of the exemptee's compliance with article 2. Five days after the requested information was due, the exemptee contacted Commission staff by telephone and stated that the requested gage data had not been compiled and consultation with the USGS had not been initiated as requested.

The Director's December 10, 1992 letter, notified the exemptee of the enforcement and civil penalty provisions of section 31 of the Federal Power Act (Act), which include penalties of up to \$10,000 per day for each violation, or termination of the exemption. The exemptee's failure to comply with the Director's request for flow information and to provide an adequate gaging system at the project will prevent the Commission from ensuring the project is maintaining the minimum flow required by article 2.

-2-

Therefore, within 15 days of the date of this order, the exemptee must provide daily bypass staff gage readings and daily reservoir elevation records from January 1 - December 31, 1992. Within 30 days of the date of this order, the exemptee must file for Commission approval, a gaging plan along with a schedule for installing a gaging system within 60 days from the date of this order, that will continuously record the headpond elevation, and the volume (in cfs) of the required bypass flow. The gaging plan must contain measures for reporting daily headpond elevation data and flow summaries to the agencies and the Commission upon request, and include project inflow, bypass flow, and turbine flow. The gaging plan must be filed with the Idaho Department of Fish and Game at the same time it is filed with the Commission. The exemptee must also file the continuous flow records from the gages with the Commission on a monthly basis for the next year. The first monthly flow record must be filed no later than March 30, 1993.

Compliance with this order does not preclude the Commission from taking further action pursuant to section 31 of the Act for violations that have already occurred. Further, failure to comply with this order will also subject the exemptee to the enforcement actions and civil penalty provisions of section 31. This order is issued under section 31(a).

The Director Orders:

(A) The exemptee shall file with the Commission within 15 days of the date of this order, daily bypass staff gage readings and daily reservoir elevation records from January 1 through December 31, 1992.

(B) Within 30 days of the date of this order, the exemptee shall file, for Commission approval, a gaging plan and schedule for installation within 60 days of the date of this order, that continuously records the headpond elevation and the volume (in cubic feet per second) of the required bypass flow. The proposed plan shall also be filed with the Idaho Department of Fish and Game along with a written request for comments on the proposed plan. The Commission reserves the right to modify the plan as necessary to insure accurate documentation of the exemptee's compliance.

(C) The exemptee shall file continuous flow records from the gages with the Commission on a monthly basis for the next year. The first monthly flow record must be filed no later than March 30, 1993.

RECEIVED

FEB 1 1993

Department of Water Resources

DC-A-57

OCT 30 1995

September 24, 1985

RE: Permit No. 47-7763

Prudential Capital Group Co.
155 E. 3300 S.
Salt Lake City, UT 84115

Gentlemen:

This office acknowledges receipt of the Assignment of the above referenced permit to you.

Enclosed for your records is a copy of the permit. Be sure to note the special conditions of approval on the fourth page that identify requirements necessary for developing the permit into a licensed water right.

In reviewing the permit, we find that the requirement for submitting proof of construction of works and application of water to beneficial use has been met. The next step towards licensing of the permit will be for our regional office to examine your water right system.

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

Sincerely,

KAY WALKER
Technical Records Specialist

KW:sc
Enclosures

MICROFILMED



ate 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

August 19, 1985

RE: Permit No. 47-7763 - David R. Snedigar

Prudential Capitol Group Co.
155 East 3300 South
Salt Lake City, UT 84115

Gentlemen:

We are in receipt of an Assignment of the above referenced permit to you. However, prior to our office processing the assignment, we need to request more information.

Pursuant to Section 42-205/206, Idaho Code, any person that owns a water right for power generation purposes must submit an affidavit of residency and ownership of facilities statement. In this case, we need to know if your company is authorized to do business in Idaho. We have enclosed an affidavit form that must be completed, signed in the presence of a notary public and returned to this office.

Once we receive the affidavit form back from you, we will be able to finalize the processing of the assignment received from the Snedigars. Please return this affidavit at your earliest convenience.

If you have any questions, please do not hesitate to contact our office.

Sincerely,

KAY WALKER
Technical Records Specialist

KW:sc

Enclosure

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Southern Region

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

AUGUST 2, 1985

DAVID R. SNEDIGAR
RT. 4
BUHL

ID 83316

RE: Permit No. 47-7763

Dear Permit Holder:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this department.

A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office by phone at 734-3578 or in person at our office at 1041 Blue Lakes Blvd. N. Twin Falls, Idaho.

Sincerely,
s/Mary A. Newby
Secretary

MICROFILMED

June 7, 1984

RE: Permit No. 47-7763

Jim Folkinga
Rt. 4, Box 238
Buhl, ID 83316

Dear Mr. Folkinga:

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth 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.

Be sure to note the special condition requiring you to install a measuring device, or an access 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.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed instructions entitled "Making Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

DAVID R. TUTHILL, JR., P.E.
Supervisor, Water Allocation Section

DRT:sc
Enclosures

cc: Vern Ravenscroft

MICROFILM

POWER CALCULATIONS FOR APPLICATION NO. 47-7763

P = 405.52 548
Kilowatts .74 X hp

Q = cfs 30.

H = feet 230'

e = efficiency

proposed

- ☒ 1.) Affidavit of Residency
 - ☒ 2.) Ownership of Facilities
 - ☒ 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.

exemption
granted

$$e = \frac{P(11.8)}{QH} = \frac{405.52(11.8)}{30 \times 230} = \frac{4785.136}{6900} = 0.69 \checkmark$$

Based on the above calculations the proposed project must have an 69 % efficiency.

OVERLAP REVIEW

per terminal 5-1-84:

(P/D sec) 47-2156 irr. domestic
 47-2196 municipal
 47-2218 irr.
 47-7116 fish
 47-7377 fish
 47-7628 fish
 47-7764 power - Miller (Silo CK.) app. NWSE, 7, 9S, 15E
 47-7978 power - Tunnel CK. Ranch, Inc. (in stream)
 NWSE, 7, 9S, 15E

(P/U sec) 47-2156
 -2218
 -2191
 -2457
 -7462
 -7463
 -7671
 01-7063
 47-0195
 BYPASSED AREA 47-0197

Recommend using L14 in cover letter.

MICROFILMED



He & Deliver to Glenn Sauton
Consulting Associates, Incorporated

BOISE OFFICE
VERNON RAVENSCROFT
HELEN CHENOWETH

PHONE (208) 345-2670
P.O. BOX 893
BOISE, IDAHO 83701

May 30, 1984

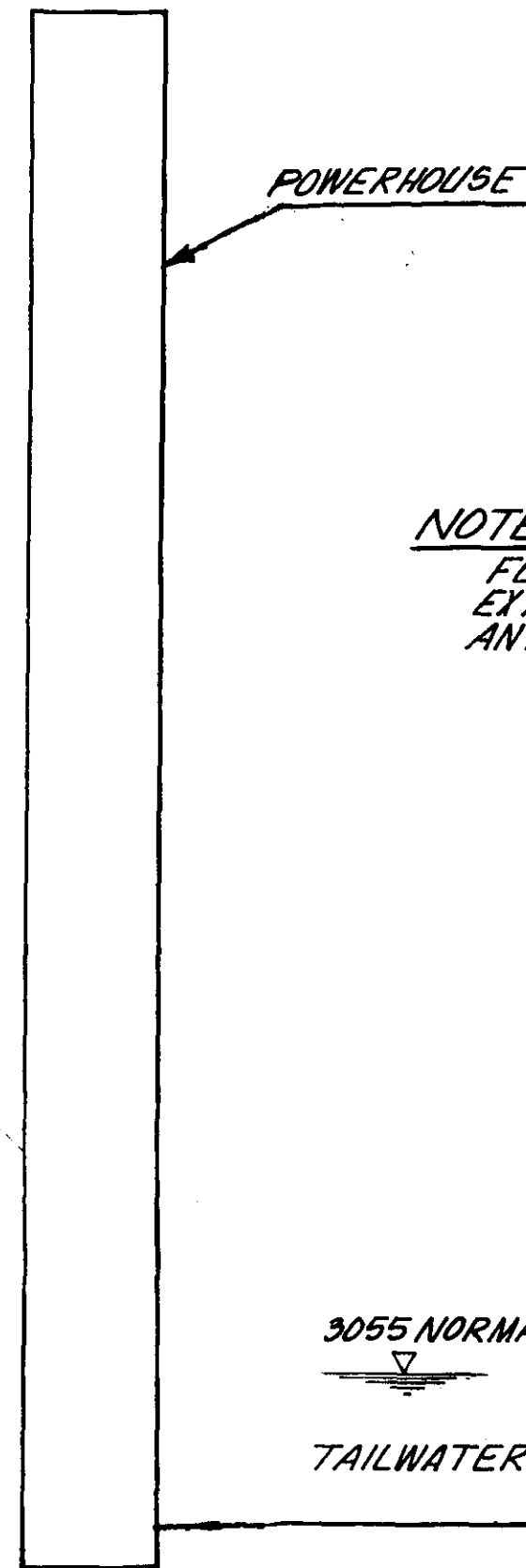
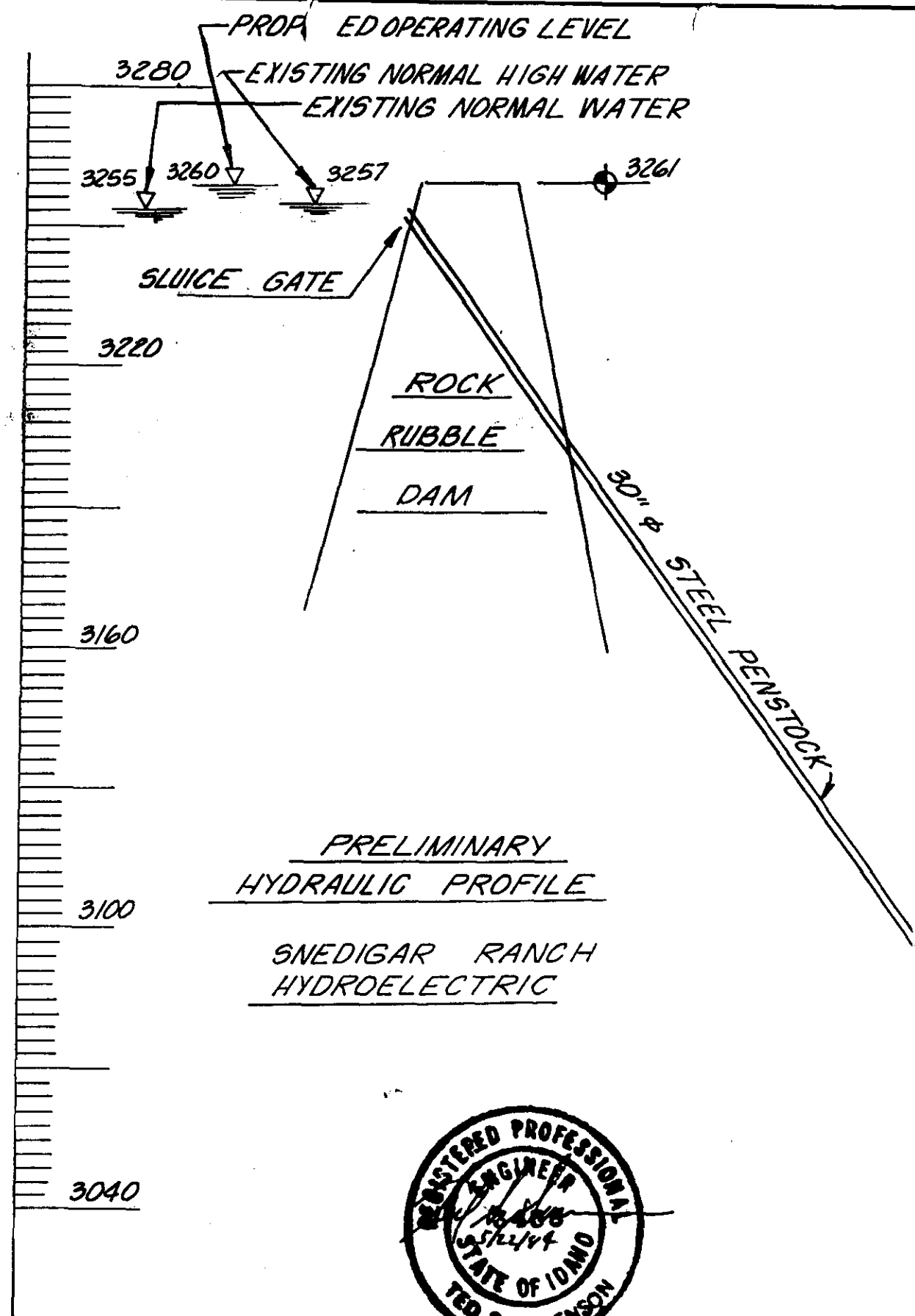
Dear Glenn:

Attached please find:

1. *Hydraulic Profile -- by Ted Sorenson*
2. *Hydrology report by C.C. Brackway.*
3. *The J.E.R.C. exemption issued to Rocky Mountain Embryo + since transferred to Sredigar.*
4. *Two conceptual drawings by Consulting Associates.*
5. *The turbines have been ordered.*
6. *Financial agreements are nearing completion - hence the need for a status report from your office.*

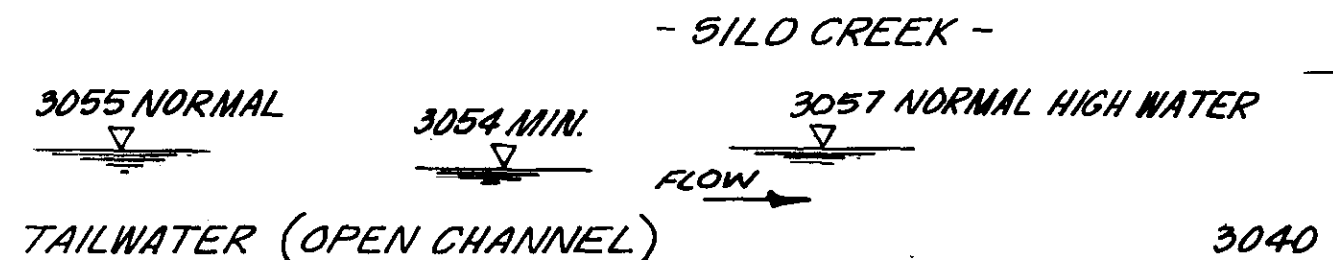
Regards
Vernon

MAILED



POWERHOUSE

NOTE:
FLOW IN SILO CREEK IS SPRING FED
EXTREME VARIATION OF FLOW IS NOT
ANTICIPATED.



VERTICAL SCALE: 1" = 30'

MICROFILMED

RECEIVED
MAY 25 1984

C. E. BROCKWAY P. E.
ENGINEERING CONSULTANT

Groundwater, Hydrology,
and Hydraulic Engineering

706 Sunrise Blvd. N.
Twin Falls, Idaho 83301 733-0938

February 18, 1982

Mr. Vernon Ravenscroft
P.O. Box 893
Boise, ID 83701

Dear Vern:

The discharge exceedence curve for Silo Creek which flows through the Folkinga property is enclosed. Silo Creek is apparently the local name for the stream which crosses the Clear Springs road and flows through the Snedecor ranch property.

No continuous measurements of the discharge of this stream have been made. The stream is tributary to Mud Creek and the site is approximately 1 1/2 miles upstream of the junction. Since the drainage area of Silo Creek is a significant portion of the total Mud Creek drainage area with similar topography, it is reasonable for reconnaissance purposes to use the same frequency distribution for discharges.

Discharge at the site was measured by current meter three times during the period October 1981 through January 1982. The ratio of Silo Creek discharge to Mud Creek for the specific measurement time is 0.3. The enclosed curve is based on this ratio and indicates that a discharge of 42 cfs is exceeded 25 percent of the time with a 50% frequency of 19.5 cfs.

I hope this information is sufficient for your filing.

Sincerely,



C. E. Brockway, P.E.

enc.

MICROFILMED

C. E. BROCKWAY P. E.
ENGINEERING CONSULTANT

Groundwater, Hydrology,
and Hydraulic Engineering

706 Sunrise Blvd. N.
Twin Falls, Idaho 83301 733-0938

February 11, 1983

Mr. Ted Sorensen, P.E.-L.S.
Consulting Engineer
550 Linden Drive
Idaho Falls, ID 83401

RE: Silo Creek vs. Mud Creek discharge

Dear Ted:

Enclosed is the Table of average monthly flows of Mud Creek at the mouth taken from USDA-ARS records for the period 1969-74. The record is not continuous, but it is all we have. The flow distribution of Mud Creek is extremely skewed so that the mean is much higher than the 50% exceedence flow.

Silo Creek measurements are sparse. Measurements were made as follows:

10-21-81	38.72 cfs
11-25-81	34.12 cfs
1-29-82	30 cfs

Based on flows of Mud Creek for the same days in 1969-74, the ratio of Silo Creek to Mud Creek is 0.3. No simultaneous measurements of Mud Creek in Silo Creek have been made.

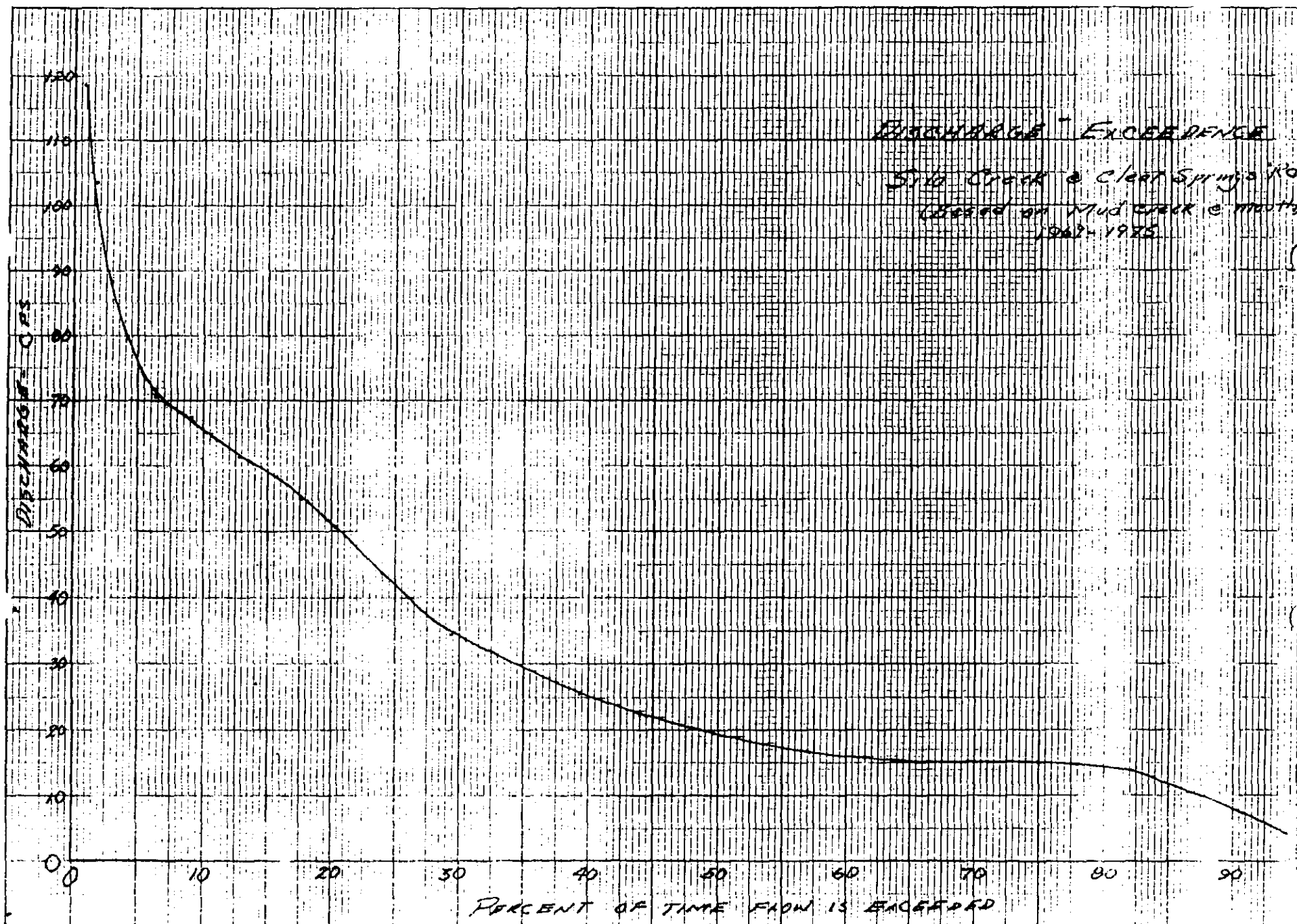
Also enclosed is my correspondence to Vern Ravenscroft on the water measurements.

If you have further questions, please call.

Sincerely,

C. E. Brockway
C. E. Brockway, P.E.

RECEIVED
FEB 14 1983
FBI - TWIN FALLS

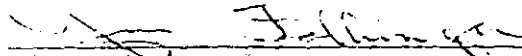


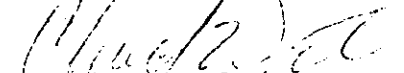
ASSIGNMENT OF
FEDERAL ENERGY REGULATORY COMMISSION
EXEMPTION

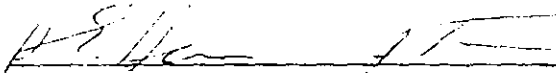
For valuable consideration, Rocky Mountain Embryos, a general partnership, and the undersigned partners, hereby transfer, convey, and assign all of their right, title, and interest to that certain F.E.R.C. Exemption identified as Project No. 5731-000, a copy of which is attached hereto, and by reference incorporated herein, to Mr. Robert Snedigar of Tempe, Arizona.

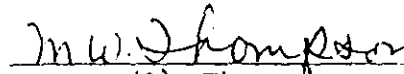
Signed this 28 day of September, 1982, by:

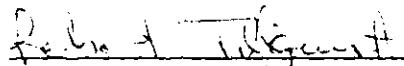
ROCKY MOUNTAIN EMBRYOS


Jim Folkinga


Chuck Will


Dr. H. E. Hammerquist


Dr. M. W. Thompson


Robert Tillquist, not as a partner

ACCEPTANCE OF ASSIGNMENT

As of this date, September 28, 1982, I, Robert Snedigar, do hereby accept the assignment of said F.E.R.C. Exemption.

I am aware of and understand the provisions of the contract for professional services dated October 26, 1981, which is in force between Jim Folkinga, acting as an agent for Rocky Mountain Embryos, and Consulting Associates, Inc., an Idaho corporation of Boise, Idaho. A copy of this contract is attached as Exhibit B, and by this reference is incorporated as a part of this agreement. In accepting the F.E.R.C. Exemption I assume and accept full responsibility in place of Folkinga and Rocky Mountain Embryos for the completion of the agreement provisions, assignments of duties, and payments to Consulting Associates as set forth in that contract. I hereby assume the position of the developer as defined in that contract in every way as though I were an original signator to that agreement.

Signed:

Robert Snedigar
Robert Snedigar

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed in their respective names as of the date first above written.

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 30 day of September, 1982, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Jim Folkinga, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

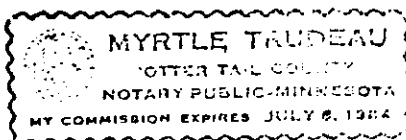
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year last above written.

W. L. Shannon
Notary Public for State of Idaho
Residing at

STATE OF MINNESOTA)
) ss.
County of Otter Tail)

On this 12 day of ^{oct}September, 1982, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Chuck Will, known to me to be the person whose name is subscribed to the foregoing 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 last above written.



Myrtle Trudeau
Notary Public for Minnesota
Residing at Underwood, Minn

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 3rd day of September, 1982, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Dr. H. E. Hammerquist, known to me to be the person whose name is subscribed to the foregoing 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 last above written.

Greta Lannon
Notary Public for State of Idaho
Residing at Buhl

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 3rd day of September, 1982, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Dr. M. W. Thompson, known to me to be the person whose name is subscribed to the foregoing 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 last above written.

Alta Thompson
Notary Public for State of Idaho
Residing at Buhl

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 28th day of September, 1982, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Robert Snedigar, known to me to be the person whose name is subscribed to the foregoing 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 last above written.

Alta Lannon
Notary Public for State of Idaho
Residing at Buhl

STATE OF IDAHO)
) ss.
County of Franklin)

On this 3rd day of September, 1982, before me, the undersigned, a Notary Public in and for said County and State, personally appeared Robert Tillquist, known to me to be the person whose name is subscribed to the foregoing 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 last above written.

William Hart
Notary Public for State of Idaho
Residing at Jerome, Idaho

UNRECORDED

UNCLASSIFIED

19 FERC 162,164
UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Rocky Mountain Embryos) Project No. 5731-000

ORDER GRANTING ~~EXEMPTION~~ FROM LICENSING OF A
SMALL HYDROELECTRIC PROJECT OF 5 MW OR LESS

(Issued April 29, 1982)

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

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

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

- 1/ Rocky Mountain Embryos, Project No. 5731, filed on December 8, 1981.
- 2/ Pub. Law 96-294, 94 Stat. 611. Section 408 of the ESA amends *inter alia*, Sections 405 and 408 of the Public Utility Regulatory Policies Act of 1978 (16 U.S.C. §§2705 and 2708).
- 3/ Authority to act on this matter is delegated to the Deputy Director, Office of Electric Power Regulation under §375.308 of the Commission's regulations 45 Fed. Reg. 21216 (1980), as amended by Order No. 112 in Docket No. RM81-5, issued November 21, 1980, (45 Fed. Reg. 79024).

DC-A-9

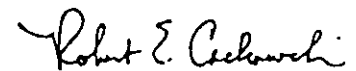
- 2 -

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

It is ordered that:

(A) Rocky Mountain Embryos Power Project No. 5731 as described and designated in Rocky Mountain Embryos' application filed on December 8, 1981, is exempted from all of the requirements of Part I of the Federal Power Act, including licensing, subject to the standard articles in §4.106 of the Commission's regulations attached hereto as Form E-2, 18 C.F.R. §4.106 45 Fed. Reg. 76115 (November 18, 1980).

(B) This order is final unless a petition appealing it to the Commission is filed within 30 days from the date of its issuance, as provided in Section 1.7(d) of the Commission's regulations, 18 C.F.R. 1.7(d)(1981), as amended, 44 Fed. Reg. 46449 (1981). The filing of a petition appealing this order to the Commission or an application for rehearing as provided in Section 313(a) of the Act does not operate as a stay of the effective date of this order, except as specifically ordered by the Commission.


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

RECEIVED

-1-

Attachment
E-2 Form

§ 4.106 Standard terms and conditions of exemption from licensing.

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

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

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

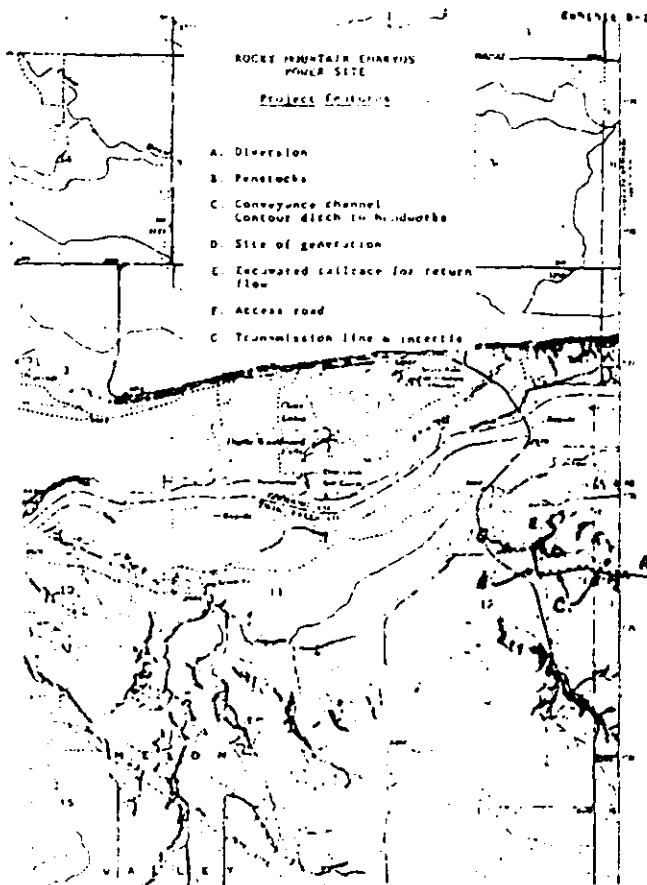
(c) Article 3. The Commission may accept a license application by any qualified license applicant and revoke this exemption if actual construction or development of any proposed generating facilities has not begun within 18 months, or been completed within four years, from the date on which this exemption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

-2-

Attachment
E-2 Form

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

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



UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Rocky Mountain Embryo 1 Project No. 5731-800

NOTICE OF APPLICATION FOR EXEMPTION FOR SMALL HYDROELECTRIC
POWER PROJECT UNDER 5 MW CAPACITY
(February 18, 1982)

Take notice that on December 8, 1981, Rocky Mountain Embryo (Applicant) filed an application under Section 408 of the Energy Security Act of 1980 (Act) (16 U.S.C. §§2785 and 2788 as amended), for exemption of a proposed hydroelectric project from licensing under Part I of the Federal Power Act. The proposed small hydroelectric project (Project No. 5731) would be located on Coulter Creek in Twin Falls County, near Suni, Idaho. Correspondence with the Applicant should be directed to: Consulting Associates, Inc., Vernon Ravencroft, President, P.O. Box 870, Boise, Idaho 83701.

Project Description - The proposed would consist of: (1) three-foot high headgates to divert water into an existing channel; (2) a 312-foot long, 24-inch diameter penstock; (3) an outdoor-type, turbine-generating unit with a rated capacity of 175 kW.

Purpose of Exemption - An exemption, if issued, gives the exempted project priority of control, development, and operation of the project under the terms of the exemption from licensing, and protects the exempted project from permit or license applicants that would seek to take or develop the project.

Agency Comments - The U.S. Fish and Wildlife Service, The National Marine Fisheries Service, and the Idaho Department of Fish and Game are requested, for the purposes set forth in Section 408 of the Act, to submit within 60 days from the date of issuance of this notice appropriate terms and conditions to protect any fish and wildlife resource or to otherwise carry out the provisions of the Fish and Wildlife Coordination Act. General comments concerning the project and its resources are requested; however, specific terms and conditions to be included as a condition of exemption must be clearly identified in the agency letter. If an agency does not file terms and conditions within this time period, that agency will be presumed to have none. Other Federal, State, and local agencies are requested to provide any comments they may have in accordance with their duties and responsibilities. No other formal requests for comments will be made. Comments should be confined to substantive issues relevant to the granting of an exemption. If an agency does not file comments within 60 days from the date of issuance of this notice, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Project No. 5731-800

-2-

Competing Application - Any qualified licensee applicant desiring to file a competing application must submit to the Commission, on or before APR 5 1982, either the competing license application that proposes to develop at least 7.5 megawatts in that project, or notice of intent to file such a license application. Submission of a timely notice of intent allows an interested person to file the competing license application no later than 120 days from the date that comments, protests, etc. are due. Applications for preliminary permits will not be accepted.

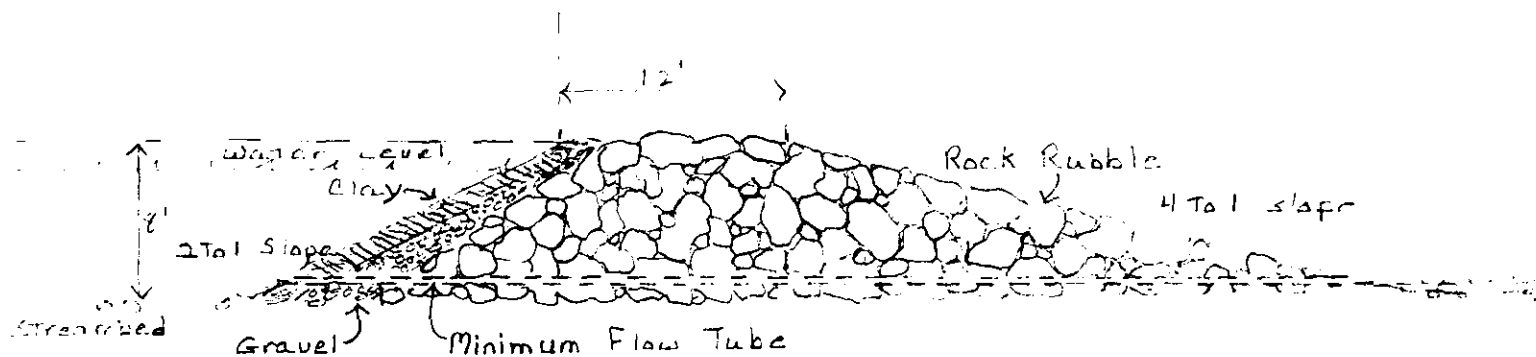
A notice of intent must conform with the requirements of 18 C.F.R. §8.33(b) and (c) (1980). A competing license application must conform with the requirements of 18 C.F.R. §8.33(a) and (d) (1980).

Comments, Protests, or Petitions to Intervene - Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 C.F.R. §1.8 or §1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before APR 5 1982.

Filing and Service of Responsive Documents - Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", or "PETITION TO INTERVENE", as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and three copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 AB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb
Secretary

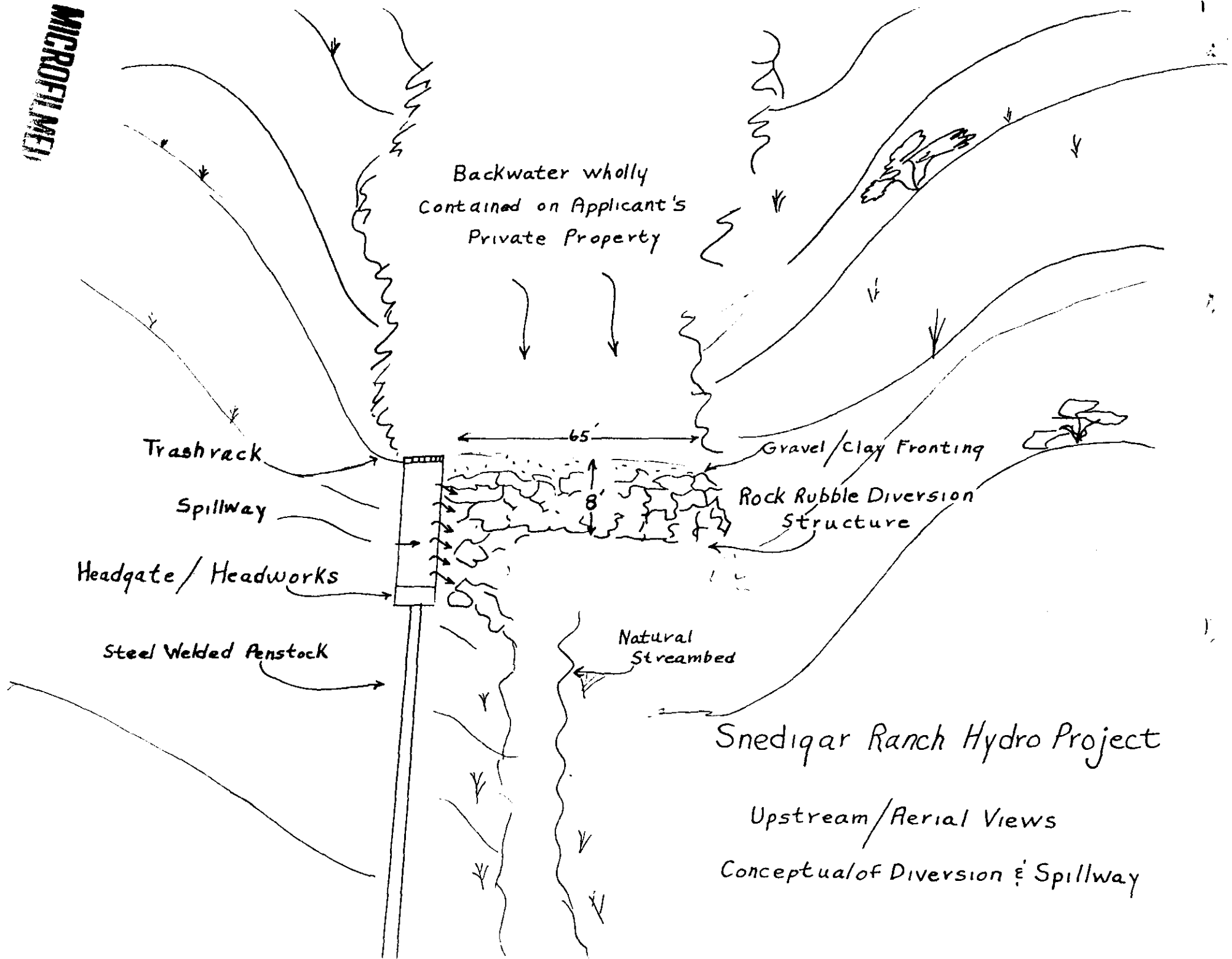
ROCK RUBBLE DIVERSION WITH
GRAVEL & CLAY FACE



IN: Silo Creek
IN/NEAR Buhl, Idaho
Twin Falls COUNTY,
APPLICATION BY: David Snedigar
DATE: SHEET 2 OF 2

MICROFILMED

MICROFILMED



INTER-DEPARTMENT MEMO — 1

FROM Dave Turnell

DATE July 28, 1983

TO 47-7763

SUBJECT

Per request from Glen Saxton, on this date I telephoned Mrs. Helen Chenoweth to inform her that prior to approval of this app we would need a somewhat more specific site plan, and a summary of financial feasibility. She indicated that she would provide the info.

Attended - Rec'd 8/18/83

DRR

SIGNATURE

Robert Snedigar

321 Concorda Drive
Tempe, Arizona 85282

RECEIVED

AUG 18 1983

Department of Water Resources

August 11, 1983

To Whom It May Concern:

RE: Hydro-Electric Generating Plant

It is our desire to obtain all possible permits and to personally build and finance the hydro-electric generating plant on our property in Buhl, Idaho.

Enclosed please find a financial statement. We would be glad to furnish other items of information showing we are able to complete this project upon your request.

Sincerely,

Robert Snedigar

Robert Snedigar

RS:pj

Enclosure

RECEIVED

AUG 15 1983

9-13-83

N.R. for Power

47-7462

47-7463

fish X

fish X

19 (in name of Folkinga on Computer)

MICROFILMED

ROBERT L. & SHIRLEY SNEDIGAR

STATEMENT OF FINANCIAL CONDITION
AS OF
DECEMBER 31, 1982

Anderson, Church & Co.

CERTIFIED PUBLIC ACCOUNTANTS

MICROFILMED

Anderson, Church & Co.

CERTIFIED PUBLIC ACCOUNTANTS

438 EAST SOUTHERN AVENUE
TEMPE, ARIZONA 85282
(602) 829-1919

Robert L. and Shirley Snedigar
321 Concorda Drive
Tempe, Arizona 85282

We have compiled the accompanying statement of financial condition of Robert L. & Shirley Snedigar as of December 31, 1982, from information furnished by Robert L. Snedigar, in accordance with standards established by the American Institute of Certified Public Accountants.

A compilation is limited to presenting in the form of financial statements information that is the representation of management. We have not audited or reviewed the accompanying statement and, accordingly, do not express an opinion or any other form of assurance on it.

The statement of changes of net worth is an optional statement and is not required for a fair presentation in accordance with Statement of Position 82-1.

May 23, 1983

Anderson, Church & Co.

MICROFILMED

ROBERT L. & SHIRLEY SNEDIGAR

STATEMENT OF FINANCIAL CONDITION
DECEMBER 31, 1982
(Unaudited)

ASSETS	ESTIMATED CURRENT VALUE	LIABILITIES	ESTIMATED CURRENT VALUE
Cash - checking	\$ 2,000	Line of credit, FIB, monthly interest payments prime + 2%	\$ 500,000
S. Snedigar loan receivable	25,713	Note payable, FIB, monthly P+I of \$3,321 including interest at prime + 2%	43,000
Co-op retainage	24,838	Note payable - individual	12,000
Note receivable, 12%, \$1,750 monthly payments, due 2001	121,422	CIT, 15.5%, contract payable, semi-annual P+I payments of \$4,544	4,543
Inventory - feed	128,962	Note payable - Schug, annual payments of \$20,000 + interest, due 5/15/83	11,250
Inventory - semen	82,450	FLB loan - Arizona, monthly payments of \$10,300 including interest at 10.5%	993,389
Investment in:		FLB loan - Idaho, semi-annual payments of \$15,868 including interest at 9.5%	248,923
Land - 589 acres, Buhl, Idaho	1,767,000	Contract payable - Lewis, non-interest bearing, annual payments of \$28,900	28,900
Land - 640 acres, Chandler, Arizona	7,680,000	Contract payable, FIB, Mazda, \$267 monthly	8,024
Well site, Chandler, Arizona	75,000	Contract payable, GMAC, Chev., \$308 monthly	7,375
Property and equipment		Contract payable, VNB, Mobile, \$525 monthly	28,093
Breeding bulls	90,000	Contract payable, GMAC, Z-28, \$279 monthly	5,000
Embryo transplant dairy herd	1,700,900	Contract payable, JD 4240, \$1,012 monthly (17.9%)	15,122
Buildings	750,000	Note payable, individual, due upon demand	50,000
Machinery and equipment	1,350,700	Mortgage note payable, secured by residence	6,000
Transportation	105,000		
Furniture and fixtures	10,250	Total liabilities	1,961,619
70% interest in rental office, Tempe, Arizona	150,000		
Other assets:		ESTIMATED INCOME TAXES on the difference between estimated current values of assets and estimated current amounts of liabilities and their tax basis (Note 2)	1,260,000
New Resources, Inc.	50,000		
FLB stock - 1979 Arizona	63,000	NET WORTH	11,320,616
Mesa land - Broadway and Extension	60,000		
25% interest - University and Stapley (Circle K)	100,000	TOTAL	\$14,542,235
Residence, pledged on mortgage note payable	175,000		
Personal belongings	30,000		
TOTAL	\$14,542,235		

See Notes to Financial Statements
and "Accountants Compilation Report."

MICROFILMED

ROBERT L. & SHIRLEY SNEDIGAR

NOTES TO FINANCIAL STATEMENTS

1. BASIS OF FINANCIAL STATEMENT

The information for the accompanying statement of financial condition was furnished by Robert L. Snedigar.

2. ESTIMATED CURRENT VALUE BASIS

The estimated current values have been used to reflect the increased value of real estate and other property.

The accrual for income taxes on the appreciated land and other assets has been made at capital gain rates and represents the estimated maximum tax that would be incurred, were the assets sold and the total income reported in one year.

NELSON, ROSHOLT, ROBERTSON, TOLMAN & TUCKER
Chartered

ATTORNEYS AT LAW

P.O. Box 1906
TWIN FALLS, IDAHO 83301
TELEPHONE (208) 734-0700

JUL 20 1983

THOMAS G. NELSON
JOHN A. ROSHOLT
J. EVAN ROBERTSON
STEVEN K. TOLMAN
JAMES C. TUCKER

TIMOTHY M. WALTON

SUN VALLEY, KETCHUM OFFICE
P.O. BOX 2399
SUN VALLEY, IDAHO 83353
TELEPHONE (208) 726-4491

July 27, 1983

Department of Water Resources
Statehouse
Boise, Idaho

Attn: Dave Tuthill *DET No Response req'd*

RE: Twin Falls Canal Company Application No. 01-7063

Dear Dave:

Pursuant to our telephone conversation of this morning, be advised that the Twin Falls Canal Company agrees to relinquish the following sites from Application for Permit 01-7063, as follows:

We relinquish the sites identified on Exhibit A to the Application for Permit as sites No. 4A and 4B, identified as the No. 10 Check/Falls and Lucerne. (Understand that these sites were officially relinquished at the time of the conference on Couch's protest of diversions from Deep Creek for power usage in Salmon Falls Canyon. While we relinquish sites 4A and sites 4B, we would agree that those sites identified as No. 2 and 3 are the subject of the hearing that has been held on this Permit as well as Permit No. 01-7071/47-7798, and that if this Permit No. 01-7063 be issued, it will not include those sites until the final decision has been reached as a result of that hearing.

We hereby relinquish our claim to the LI-1 end identified on Exhibit A as No. 9, which is commonly referred to as the Snedigar site.

It is our request that the Department issue the Permit as to those sites above identified which we have not relinquished or are not part of the hearing process.

If there are additional questions, please do not hesitate to call me. Thank you for your cooperation in this matter.

Sincerely,

John A. Rosholt
JOHN A. ROSHOLT

JAR/mac

MICROFILMED

INTER-DEPARTMENT MEMO — 1

FROM Allen

DATE 6/13/83

TO File 47-7763

SUBJECT

Note that this applic. has been assigned to David Snediger. In light of the Snediger's having a FERC Exemption, Loren and I feel that the problem with the T.F.C.C. overlap and the request for other info may be moot and that the application should be forwarded to IDWR - Boise for review

MICROFILMED

ADL

SIGNATURE

LAW OFFICES

HEPWORTH, NUNGESTER, AND FELTON

BLICK BUILDING — 133 SHOSHONE STREET NORTH

Post Office Box 389

TWIN FALLS, IDAHO 83301

TELEPHONE (208) 734-7510

JOHN C. HEPWORTH, Chartered
WM. L. NUNGESTER, Chartered
MICHAEL H. FELTON, Chartered
D. BRENT MARTENS, Chartered
JEFFREY E. ROLIG, Chartered
JOHN T. LEZAMIZ, Chartered
JOHN C. HOHNHORST, Chartered

*The members of this partnership are
all Professional Corporations*

June 6, 1983

BUHL OFFICE
Professional Center — 1020 Main
Post Office Box 589
Buhl, Idaho 83316
Telephone (208) 543-4368

JEFFREY A. HOSKING

OUR FILE NUMBER

Mr. Loren Holms
State of Idaho
Department of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, Idaho 83301

RE: Folkinga - Snedigar
Water Application No. 47-7763

Dear Mr. Holms:

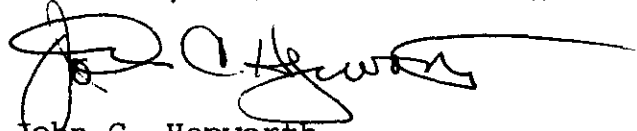
I spoke to you about the application for water permit to be used for hydroelectric construction by Snedigars. You assured me that this application has not been protested. If for any reason, protest has been lodged by anyone having an interest in this water, I request an immediate hearing on behalf of the Snedigars.

The Snedigars have a F.E.R.C. exemption. The exemption expires after a period of time, and we are flirting in the danger zone now and are anxious to have this matter resolved.

Any correspondence with respect to the matter should be directed to my attention. Thank you for your courtesies.

Very truly yours,

HEPWORTH, NUNGESTER & FELTON


John C. Hepworth

RECEIVED
JUN 10 1983

JCH:kq

INTER-DEPARTMENT MEMO — 1

FROM Loten Holmes

DATE 6/6/83

TO File 47-7743

SUBJECT Attorney

MICROFILMED

Attorney for David Suedigat is John Hepworth,
Hepworth, Nungesser, & Keltner
P.O. Box 389
Twin Falls, ID 83301

All Correspondence on this Application
Should have copies to him.

FAH

SIGNATURE

INTER-DEPARTMENT MEMO — 1

FROM Terry Blau

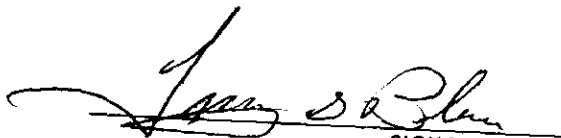
DATE 1-28-83

TO File 47-7763

SUBJECT Hydropower Requirements

On the above date Mr. Svediger brought in An assignment of Permit from Jim Folkinga and an Affidavit of Residency. I gave him a copy of ⁵⁻¹³⁸² Albus letter to Mr Folkinga. He said he thought he would have all the information in within 30 days.

MICROFILMED


SIGNATURE



Consulting Associates, Incorporated

BOISE OFFICE
VERNON RAVENSCROFT
HELEN CHENOWETH

PHONE (208) 345-2670
P.O. BOX 893
BOISE, IDAHO 83701

May 21, 1982

RECEIVED

MAY 22 1982

Department of Water Resources
Southern District Office

Mr. Allen D. Merritt
Sr. Water Resource Analyst
DEPARTMENT OF WATER RESOURCES
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301

Dear Allen,

Reference your letter of May 13, 1982, to James Folkinga.
Please be advised:

Item #1: Done

Item #2: Done

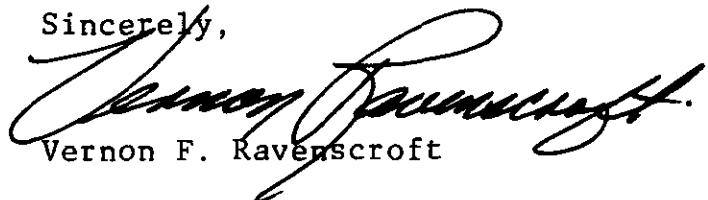
Item #3: We are currently working on the project financial package and will submit same to several sources. The local Buhl branch of the Idaho First National Bank is already considering a loan for the entire ranch project. In the meantime, pending this source of finance, a \$200,000 net worth is well within the achievement of individual partners of Rocky Mountain Embryos, Inc. Jim Folkinga will have these documents provided to you.

Item #4: Twin Falls Canal Company still has not answered my letter to them. I will phone Mr. Rosholdt and see what can be done to achieve a resolution of this question.

In the event that we have not previously submitted the FERC exemption for your records, I have provided a copy enclosed with this letter.

Please keep us advised as to necessary follow-up.

Sincerely,


Vernon F. Ravenscroft

VFR:sh

Enc.

MICROFILMED

§ 4.106 Standard terms and conditions of exemption from licensing.

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

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

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

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

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

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

MICROFILMED

FEDERAL ENERGY REGULATORY COMMISSION

WASHINGTON, D. C. 20426
EQUAL OPPORTUNITY EMPLOYER

RECEIVED
MAY 3 1982

POSTAGE AND FEES PAID
FEDERAL ENERGY REGULATORY COMMISSION
FERC-351
FIRST CLASS MAIL



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

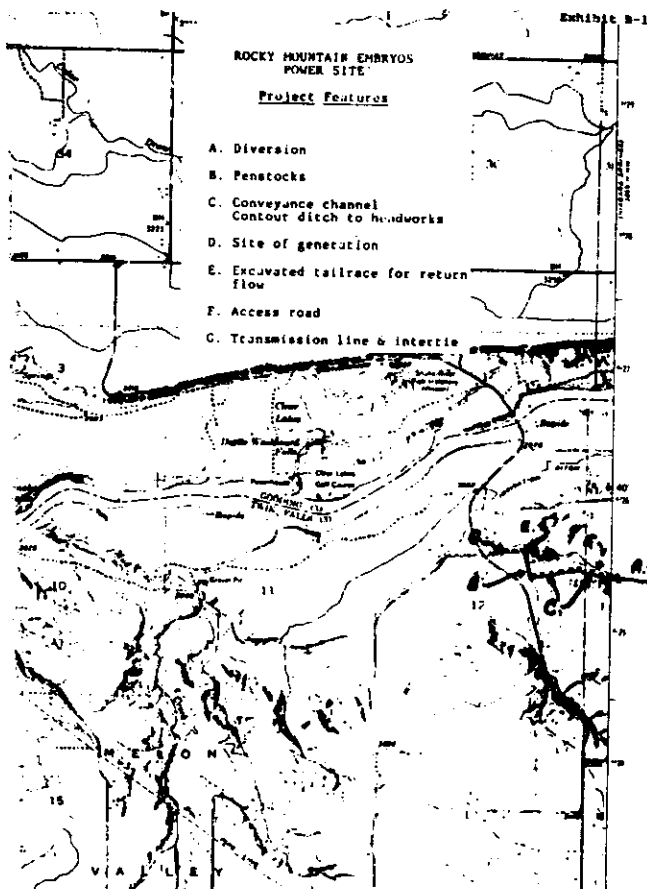
P-5731

RECEIVED

MAY 22 1982

Department of Water Resources
Southern District Office

MICROFILMED



Project No. 5731-000

-2-

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Rocky Mountain Embryos) Project No. 5731-000

NOTICE OF APPLICATION FOR EXEMPTION FOR SMALL HYDROELECTRIC
POWER PROJECT UNDER 5 MW CAPACITY
(February 16, 1982)

Take notice that on December 8, 1981, Rocky Mountain Embryos (Applicant) filed an application under Section 408 of the Energy Security Act of 1980 (Act) (16 U.S.C. §§2705 and 2708 as amended), for exemption of a proposed hydroelectric project from licensing under Part I of the Federal Power Act. The proposed small hydroelectric project (Project No. 5731) would be located on Coullee Creek in Twin Falls County, near Buhl, Idaho. Correspondence with the Applicant should be directed to: Consulting Associates, Inc., Vernon Ravenscroft, President, P.O. Box 893, Boise, Idaho 83701.

Project Description - The proposed would consist of: (1) three-foot high headgates to divert water into an existing channel; (2) a 350-foot long, 24-inch diameter penstock; (3) an outdoor-type, turbine-generating unit with a rated capacity of 175 kW.

Purpose of Exemption - An exemption, if issued, gives the Exemptee priority of control, development, and operation of the project under the terms of the exemption from licensing, and protects the Exemptee from permit or license applicants that would seek to take or develop the project.

Agency Comments - The U.S. Fish and Wildlife Service, The National Marine Fisheries Service, and the Idaho Department of Fish and Game are requested, for the purposes set forth in Section 408 of the Act, to submit within 60 days from the date of issuance of this notice appropriate terms and conditions to protect any fish and wildlife resources or to otherwise carry out the provisions of the Fish and Wildlife Coordination Act. General comments concerning the project and its resources are requested; however, specific terms and conditions to be included as a condition of exemption must be clearly identified in the agency letter. If an agency does not file terms and conditions within this time period, that agency will be presumed to have none. Other Federal, State, and local agencies are requested to provide any comments they may have in accordance with their duties and responsibilities. No other formal requests for comments will be made. Comments should be confined to substantive issues relevant to the granting of an exemption. If an agency does not file comments within 60 days from the date of issuance of this notice, it will be presumed to have no comments. One copy of an agency's comments must also be sent to the Applicant's representatives.

Competing Application - Any qualified licensee applicant desiring to file a competing application must submit to the Commission, on or before May 1, 1982, either the competing license application that proposes to develop at least 7.5 megawatts in that project, or notice of intent to file such a license application. Submission of a timely notice of intent allows an interested person to file the competing license application no later than 120 days from the date that comments, protests, etc. are due. Applications for preliminary permit will not be accepted.

A notice of intent must conform with the requirements of 18 C.F.R. §4.33(b) and (c) (1980). A competing license application must conform with the requirements of 18 C.F.R. §4.33(a) and (d) (1980).

Comments, Protests, or Petitions to Intervene - Anyone may submit comments, a protest, or a petition to intervene in accordance with the requirements of the Rules of Practice and Procedure, 18 C.F.R. §1.8 or §1.10 (1980). In determining the appropriate action to take, the Commission will consider all protests or other comments filed, but only those who file a petition to intervene in accordance with the Commission's Rules may become a party to the proceeding. Any comments, protests, or petitions to intervene must be received on or before May 3, 1982.

Filing and Service of Responsive Documents - Any filings must bear in all capital letters the title "COMMENTS", "NOTICE OF INTENT TO FILE COMPETING APPLICATION", "COMPETING APPLICATION", "PROTEST", or "PETITION TO INTERVENE", as applicable, and the Project Number of this notice. Any of the above named documents must be filed by providing the original and those copies required by the Commission's regulations to: Kenneth F. Plumb, Secretary, Federal Energy Regulatory Commission, 825 North Capitol Street, N.E., Washington, D.C. 20426. An additional copy must be sent to: Fred E. Springer, Chief, Applications Branch, Division of Hydropower Licensing, Federal Energy Regulatory Commission, Room 208 MB at the above address. A copy of any notice of intent, competing application, or petition to intervene must also be served upon each representative of the Applicant specified in the first paragraph of this notice.

Kenneth F. Plumb
Secretary

19 FERC 162,164

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

- 2 -

Rocky Mountain Embryos) Project No. 5731-000

ORDER GRANTING EXEMPTION FROM LICENSING OF A
SMALL HYDROELECTRIC PROJECT OF 5 MW OR LESS

(Issued April 29, 1982)

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

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

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

- 1/ Rocky Mountain Embryos, Project No. 5731, filed on December 8, 1981.
- 2/ Pub. Law 96-294, 94 Stat. 611. Section 408 of the ESA amends inter alia, Sections 405 and 408 of the Public Utility Regulatory Policies Act of 1978 (16 U.S.C. §§2705 and 2708).
- 3/ Authority to act on this matter is delegated to the Deputy Director, Office of Electric Power Regulation under §375.308 of the Commission's regulations 45 Fed. Reg. 21216 (1980), as amended by Order No. 112 in Docket No. RM81-5, issued November 21, 1980, (45 Fed. Reg. 79024).

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

It is ordered that:

(A) Rocky Mountain Embryos Power Project No. 5731 as described and designated in Rocky Mountain Embryos' application filed on December 8, 1981, is exempted from all of the requirements of Part I of the Federal Power Act, including licensing, subject to the standard articles in §4.106 of the Commission's regulations attached hereto as Form E-2, 18 C.F.R. §4.106 45 Fed. Reg. 76115 (November 18, 1980).

(B) This order is final unless a petition appealing it to the Commission is filed within 30 days from the date of its issuance, as provided in Section 1.7(d) of the Commission's regulations, 18 C.F.R. 1.7(d)(1981), as amended, 44 Fed. Reg. 46449 (1981). The filing of a petition appealing this order to the Commission or an application for rehearing as provided in Section 313(a) of the Act does not operate as a stay of the effective date of this order, except as specifically ordered by the Commission.

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



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

May 13, 1982

Jim Folkinga
Route 4 Box 238
Buhl, Idaho 83316

Re: Application for Permit No. 47-7763

Dear Mr. Folkinga:

As you know our office has requested in letters to you date 11/24/81, 1/21/82, and 2/18/82 that the following items be submitted for inclusion with your file prior to our office forwarding your application to the IDWR - State Office for final review:

- 1) A plan of the facility
- 2) An itemized cost estimate of the facility
- 3) A statement of the financial resources of the applicant and the means by which funds are to be provided for construction of the project
- 4) A copy of a document in which the conflict between your proposed project and the Twin Falls Canal Company's proposed project is resolved
- 5) A power of attorney authorizing Consulting Associates, Inc., to act in your behalf with regard to your application, if you so desire.

In response to our requests Consulting Associates, Inc., has sent our office letters dated 2/11/82, 3/1/82 and 4/22/82. In those letters items 1 and 2 appear to be fully answered. Item 3 was partially addressed in the 2/11/82 letter, however in light of the 4/22/82 letter with the cost estimate of around \$200,000 our office needs a financial statement showing assets in excess of \$200,000 or documents from lending institution showing that you can finance the project or a combination of both. These documents will be reviewed in confidence and returned to you. Item 4 was addressed in the 4/1/82 letter but the results of your negotiation with the Twin Falls Canal Company have yet to be provided to our office. Item 5 has not yet been answered, however it may not be necessary for Consulting Associates, Inc., to have the power of attorney. This item is left in discretion.

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page 2
May 13, 1982

Our office request that the remaining items be submitted by June 30, 1982.

If you have any questions, please contact our office.

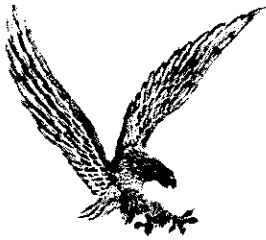
Sincerely,

ALLEN D. MERRITT
Sr. Water Resource Analyst

LOH:ADM:marya

cc: Consulting Associates, Inc.
Twin Falls Canal Co.

MICROFILMED



Consulting Associates, Incorporated

BOISE OFFICE
VERNON RAVENSCROFT
HELEN CHENOWETH

PHONE (208) 345-2670
P.O. BOX 593
BOISE, IDAHO 83701

April 22, 1982

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APR 26 1982

Department of Water Resources
Southern District Office

Mr. Allen D. Merritt
Senior Water Resource Analyst
Southern Region
IDAHO DEPARTMENT OF WATER RESOURCES
1041 Blue Lakes Blvd. N.
Twin Falls, ID 83301

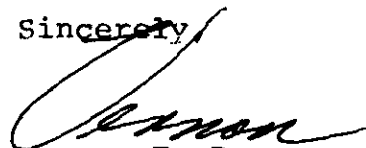
Dear Allen,

A few weeks ago I agreed to send you the additional details relative to the Folkinga water application for hydro power, #47-7763.

Please find attached a copy of the flow duration chart submitted by Mr. Brockway; also a copy of our best estimates of the equipment and civil works which will be needed to now complete this project. The cost estimates do not include the intangible costs such as legal, auditing, interim interest, consultant fees, etc.

Please advise of any additional needs.

Sincerely,



Vernon F. Ravenscroft

VFR:sh

Enc: Brockway Hydrology
Estimate sheet by V.R.
Survey Profile
cc: Jim Folkinga

RECEIVED

Project Costs

A) 50 Year Depreciation

Diversion & Control Gates	\$ 8,000.00
Canal	\$ 18,000.00
Measuring Device	\$ 1,000.00
Specials:	
_____	\$ *
_____	\$ *
_____	\$ *
_____	\$ *

Road Expense	\$ *
Penstock Inlet	\$ 700.00
Headworks Spillway	\$ 875.00
Tail Race Excav.	\$ 3,000.00
Powerhouse Base	\$ 8,385.00
Penstock Base	\$ 5,420.00
Trash Racks	\$ 800.00
Cleanup/Landscape	\$ *
Design	\$ 6,672.00
Project Management	\$ 20,015.00
Project Conting.	\$ 6,672.00
TOTAL	\$ 79,539.00

B) 25 Year Depreciation

Penstock	\$ 9,030.00
By-Pass Valve	\$ 7,000.00
Electric Control & Switch Gear	\$ 30,471.00
Transformer	\$ 4,955.00
Utility Tie & Meter	\$ 5,000.00
Transmission Line	\$ 7,500.00
TOTAL	\$ 63,956.00

C) 10 Year Depreciation

Turbine/Generator	\$ 51,300.00
Other:	
_____	\$ _____
_____	\$ _____
_____	\$ _____

Sub-TOTAL: Construction & Equipment \$ 194,795.00

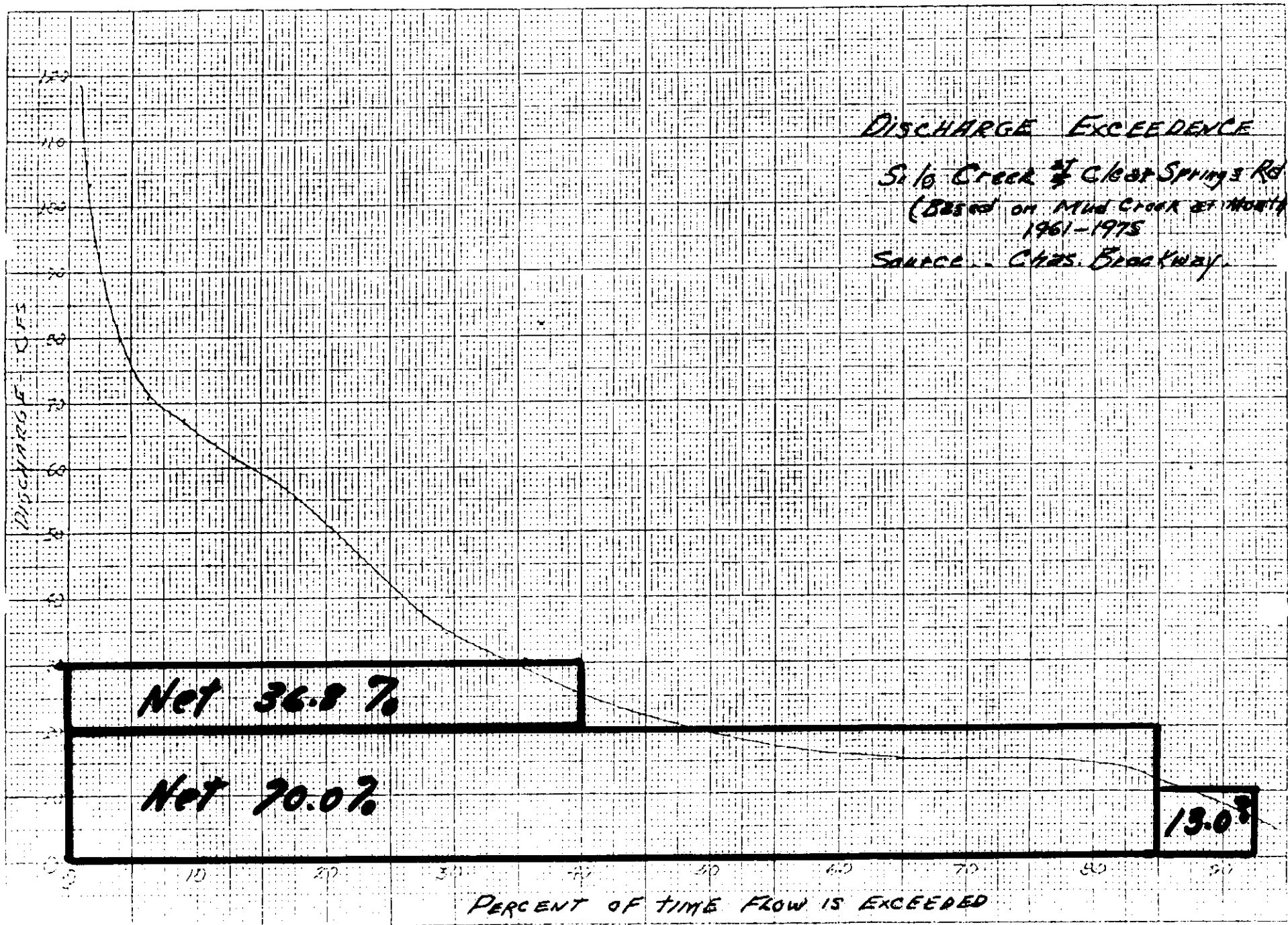
D) Totally Expensed, Indefinite Capitalization, & Non-Depreciable

Interim Interest & Insurance	\$ _____
Water Rights	\$ _____
Permits (F.E.R.C., Channel, Etc.)	\$ _____
Finance Service Charge	\$ _____
Administrative Cost	\$ _____
Inflation Reserve	\$ _____
Legal	\$ _____
Property	\$ _____
Surveying	\$ _____
Project Coordination	\$ _____
Auditing, Consultant Services	\$ _____
TOTAL	\$ _____

TOTALS

A	\$ _____
B	\$ _____
C	\$ _____
D	\$ _____
GRAND TOTAL:	\$ _____

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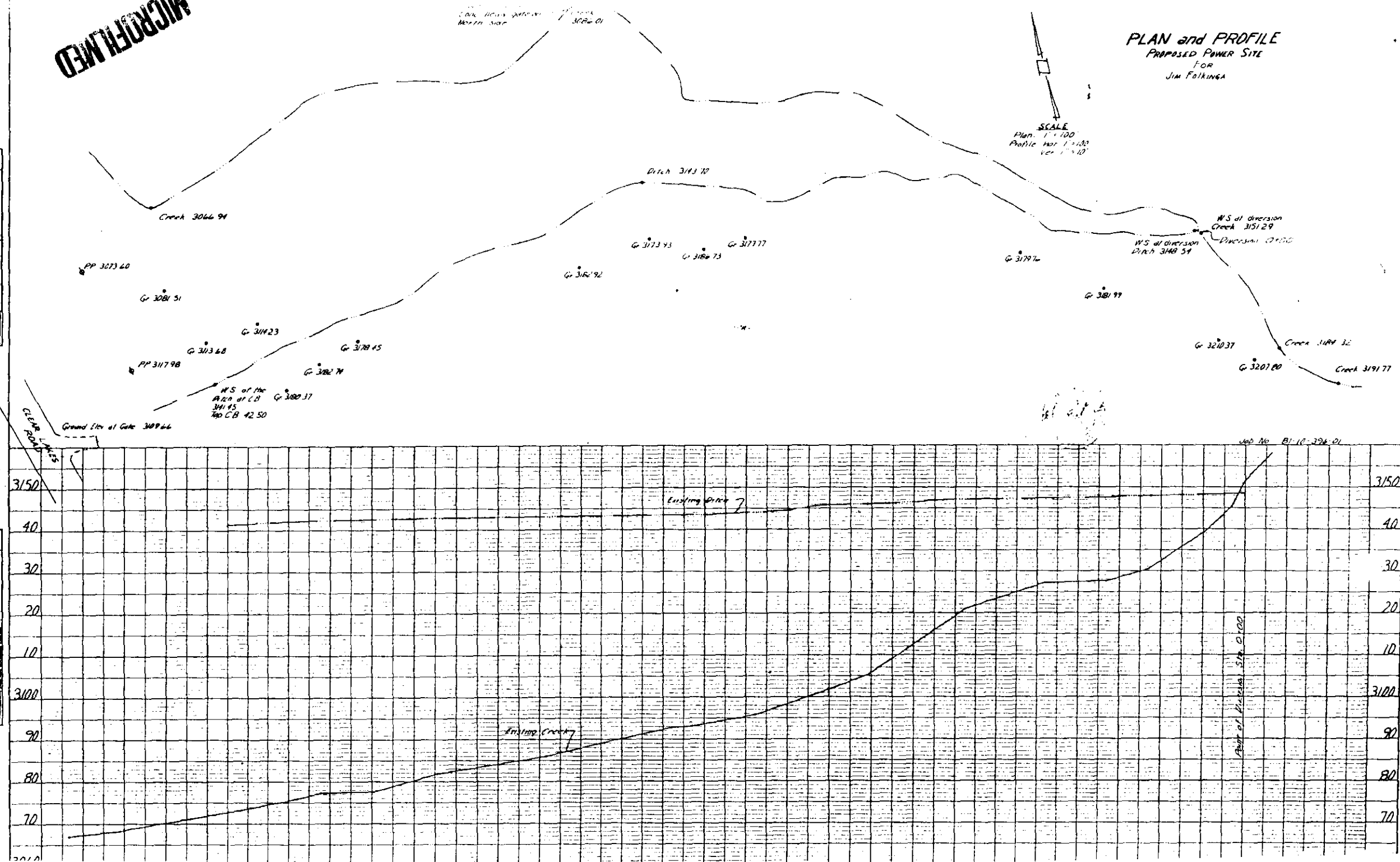


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PLAN and PROFILE
PROPOSED POWER SITE
FOR
JIM FOLKINGA

SCALE
Plan. 1" = 100'
Profile Hor 1" = 100'
Ver 1" = 10'





Consulting Associates, Incorporated

BOISE OFFICE
VERNON RAVENSCROFT
HELEN CHENOWETH

PHONE (208) 345-2670
P.O. BOX 893
BOISE, IDAHO 83701

March 1, 1982

RECEIVED

Mr. Allan D. Merritt
Senior Water Resource Analyst
Idaho Dept. of Water Resources
1041 Blue Lakes Blvd. N.
Twin Falls, ID 83301

Dear Allan,

Thank you for the copy of your recent letter to Jim Folkinga. We are assured by Jim that he has sent the power of attorney materials to you. By attached copy of our previous letter to John Rosholt of the Twin Falls Canal Company, you will have the documentation to show that we are attempting to work with them. Unfortunately, that letter has not yet been answered so we do not have the basis on which to make an evaluation as to what their water control might mean to the Folkinga project.

I-Coulee, or Siloh Creek as it is known locally, is a questionable area insofar as Section 42-205 of the Idaho Code is concerned. That code contemplates entry into a man-made conduit of an existing water system. Siloh Creek is a natural, not a man-made conduit. The flow is generated primarily from seepage and not from canal wastage. As near as Jim Folkinga can determine, this contemplated diversion is below the last head gate of the Twin Falls canal system. The canal company has never negotiated a place of use for their competing power site in the same general area.

We are trying to establish the facts and will do what we can to work out an arrangement mutually satisfactory to our client and to any legitimate claim which the canal company may have at this point of diversion. Since these negotiations take considerable time, we ask that your April 30th deadline be extended to June 30, 1982.

Sincerely,


Vernon F. Ravenscroft

VFR:sh

cc: Jim Folkinga
Warren Travis, TF's Canal Co.

REPROFILMED

AFFILIATES IN WASHINGTON D.C.

GOVERNMENTAL AFFAIRS SERVICES • POLITICAL MANAGEMENT CONSULTING • ASSOCIATION MANAGEMENT



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor
A. KENNETH DUNN
~~XXXXXXXXXX~~
Director

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

February 18, 1982

Jim Folkinga
Route 4, Box 238
Buhl, Idaho 83316

Re: Application for Permit No. 47-7763

Dear Mr. Folkinga:

Our office recently received a letter from Consulting Associates, Incorporated on your behalf in response to our earlier letters to you. As you know our office has requested that the following be submitted for inclusion with your application:

- 1) A plan of the facility. This must include a scale drawing showing the proposed layout of the plant on the property, and must give approximate locations, dimensions, and elevations of all major components of the facility.
- 2) An itemized estimate of the cost of construction of the facility.
- 3) A statement of the financial resources of the applicant and the means by which funds are to be provided for construction of the project. This information will be reviewed in confidence and returned to you.

The recent letter from Consulting Associates, Inc., addresses these requested items and appears to answer item (1), but items (2) and (3) were not fully answered due to the pending studies which may directly affect the cost estimate and the financial arrangements.

If you intend for Consulting Associates, Inc., to act on your behalf you should complete and return the enclosed power of attorney form.

Please also find enclosed a copy of Section 42-205 of the IDAHO CODE which was passed last year and may bear directly on the approval or denial of your application. As you know the Twin Falls Canal Company has filed under Application for Permit No. 01-7063 for the site on the I-1 Coulee which corresponds with your filing. To resolve the conflict and to fulfill the intent of Section 42-205 you are requested to obtain written permission from the Twin Falls Canal Company for diverting water from the I-1 Coulee and submit a copy of this document to our office.

MICROFILMED

Page -2-

Our office will hold your application until April 30, 1982. Please submit the requested information as soon as possible, or keep us advised of the progress of your proposal.

If you have any questions, please contact our office.

Sincerely,

Allen D. Merritt
Senior Water Resource Analyst

ADM:mayra

cc: Consulting Associates, Inc.
Warren Travis, TF'S Canal Co.

RECEIVED



Consulting Associates, Incorporated

BOISE OFFICE
VERNON RAVENSCROFT
HELEN CHENOWETH

PHONE (208) 345-2670
P.O. BOX 893
BOISE, IDAHO 83701

February 11, 1982

RECEIVED

Mr. Allen D. Merritt
Senior Water Resource Analyst
Southern Region
Idaho Department of Water Resources
1041 Blue Lakes Blvd. North
Twin Falls, ID 83301

Department of Water Resources
Southern District Office

Dear Allen,

Reference your letter of January 21, 1982, concerning the Folkinga hydro application for permit #47-7763, it is still too early to have specific details on the facility, but I hope the attached material will satisfy your requests. Please find:

Request #1: A copy of the facility summary and facility boundaries as submitted to F.E.R.C. is attached.

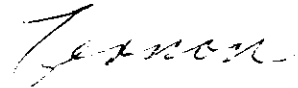
Request #2: The cost estimates for budgetary purposes are still tentative pending receipt of a professional hydrological study by Mr. Charles Brockway. This material will be supplied to you when it is completed.

Request #3: The Folkingas have signed a coordination contract with our firm, Consulting Associates, Inc., to oversee the progress of their project, and a money finding and packaging contract with Hydro Energy Finance and Development, Inc., who are expediting the finance on projects of this nature. Right now I am completing the financial arrangements for my own personal project on a ten year lease purchase basis which will provide 100% project financing with the project itself being the primary

security for the lease agreement. I am confident that this same financing can be extended to the Folkinga project.

I am aware that this information is somewhat sketchy as compared to your request. If additional information is needed please so advise.

Sincerely,



Vernon F. Ravenscroft

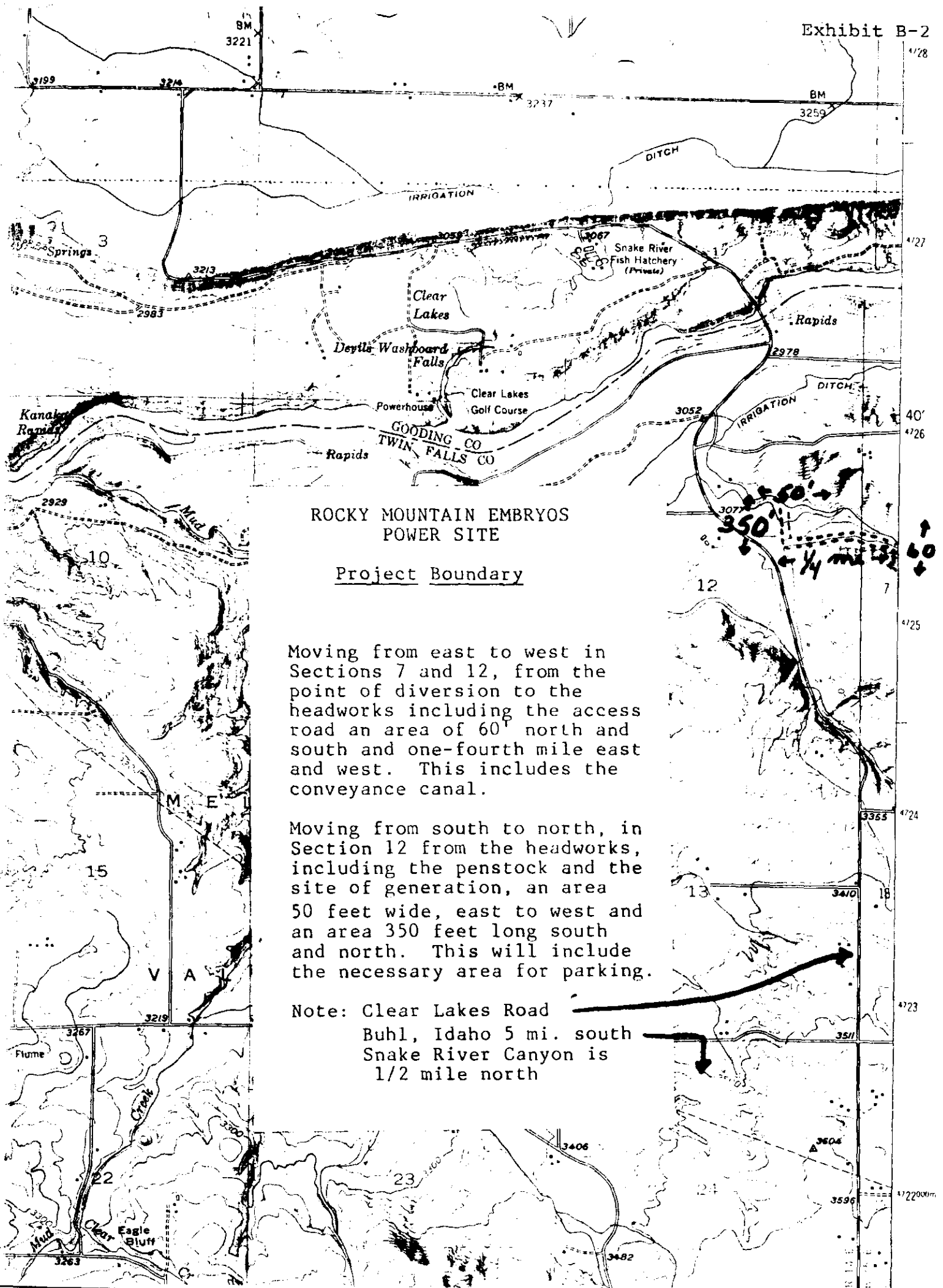
VFR:tm

cc: Jim Folkginga

Encs.

MICROFILMED

MICROFILMED



MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

January 21, 1982

Jim Folkinga
Rt. 4 Box 238
Buhl, Idaho 83316

Re: Application for Permit No. 47-7763

Dear Mr. Folkinga:

As you were advised by our letter to you dated November 24, 1981, the following information must be submitted for inclusion with your application No. 47-7763 to appropriate water for power generation:

- 1) A plan of the facility. This must include a scale drawing showing the proposed layout of the plant on the property, and must give approximate locations, dimensions, and elevations of all major components of the facility.
- 2) An itemized estimate of the cost of constructing the facility.
- 3) A statement of the financial resources of the applicant and the means by which funds are to be provided for construction of the project. This information will be reviewed in confidence and returned to you.

Regional office processing of your application has been completed and we propose to forward your application to the IDWR State Office on February 26, 1982. If the above requested information has not been received by that date, it will be necessary to forward your application for final action with a recommendation that it be denied.

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

Sincerely,

Allen D. Merritt
Senior Water Resource Analyst

ADM:marya

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

C. Stephen Allred
Director

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

January 21, 1982

Warren Travis
Twin Falls Canal Co.
Box 326
Twin Falls, Idaho 83301

Re: Application for Permit No. 47-7767, 47-7768, 47-7763, 47-7765

Dear Mr. Travis:

Enclosed for your information is a copy of a notice of application for water permit which has been filed with this office.

The application seeks to divert surface water within your service area, and may therefore, be of interest to you.

Any permit issued will be subject to all prior water rights and will not constitute an easement or right-of-way upon lands or in ditches not belonging to the applicant.

If you have any questions regarding this application, please feel free to contact this office.

Very truly yours,

Loren O. Holmes
Southern Region Supervisor

LOH:marya

Encl:

MICROFILMED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION

John V. Evans
Governor

1041 Blue Lakes Blvd. NW
Twin Falls, Idaho 83301
(208) 734-3575

C. Stephen Allred
Director

November 24, 1981

Jim Folkinga
Route 4 Box 238
Buhl, Idaho 83316

Re: Application for Permit No. 47-7763

Dear Mr. Folkinga:

This office is currently processing your Application for Permit No. 47-7763 filed on October 20, 1981.

Since the application seeks to establish a water right for power generating purposes, and it appears that a commercially marketable amount of power may be produced, the following information must be submitted for inclusion with your application in accordance with Section 42-202 of the IDAHO CODE:

- 1) A plan for the facility. This must include a scale drawing showing the proposed layout of the plant on the property, and must give approximate locations, dimensions, and elevations of all major components of the facility.
- 2) An itemized estimate of the cost of constructing the facility
- 3) A statement of the financial resources of the applicant and the means by which funds are to be provided for construction of the project. This information will be reviewed in confidence and returned to you.

Advertising and regional office review have been completed. No additional delay in processing will be incurred if this requested information is received as soon as possible.

If you have any questions regarding these requirements, please contact this office.

Sincerely,

Allen D. Merritt
Senior Water Resource Analyst

ADM:marya

MICROFILMED

NOTICE OF APPLICATION FOR WATER RIGHT

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

4Z-2263.

FOLKINGA, JIM

RT. 4 BOX 238, BUHL, ID 83316

Source: I-1 COULEE tributary to MUD CREEK

Date Filed: 10/20/1981

Amount: 30.00 CFS

Diversion Point: LOT 02 Sec 07 T 09S R 15E, TWIN FALLS Co.

Use: POWER (30.00 CFS) from 01/01 to 12/31

Place of Use: SENE Sec 12 T 09S R 14E

Diversion Means: CHECK DAM & DITCH, PENSTOCK TO GENERATOR

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 1041 Blue Lakes Blvd. North, Twin Falls, Idaho 83301 and received on or before NOVEMBER 16, 1981.

A. KENNETH DUNN

Director

Published 10/29 & 11/5/81.

MICROFILMED

**NOTICE OF
APPLICATION FOR
WATER RIGHT**

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

47-7763

FOLKINGA, JIM
RT. 4 Box 238, BUHL, ID
83316

Source: I-1 COULEE
tributary to MUD CREEK

Date Filed: 10/20/1981

Amount: 30.00 CFS

Diversion Point: LOT 02

Sec 07 T 09S R 15E, TWIN
FALLS Co.

Use: POWER (30.00 CFS)
from 01/01 to 12/31

Place of Use: SENE Sec
12 T 09S R 14E

Diversion Means:
CHECK DAM & DITCH,
PENSTOCK TO GENER-
ATOR

If issued, the permit(s)
will be subject to all prior
water rights. Protests
against the granting of
any permit must be filed
with the Director of the
Idaho Department of
Water Resources, 1041
Blue Lakes Blvd. North,
Twin Falls, Idaho 83301
and received on or before
NOVEMBER 18, 1981.

A. KENNETH DUNN

Director

PUBLISH: Thursday,
October 29, and Nov-
ember 5, 1981.

*ok
merge
10/23/81*

MICROFILMED

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
S o u t h e r n R e g i o n

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

OCTOBER 21, 1981

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

Gentlemen:

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

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

Please send the affidavit of publication and publication billing to this office before NOVEMBER 16, 1981.

Yours truly,

Mary A. Hill
Secretary

Encl.

RECORDED

INTER-DEPARTMENT MEMO — 1

FROM

LH

DATE

10/21/81

TO

File - Folkinga APP

SUBJECT

The generating site corresponds with the LI-End site in APP 01-7063 of the Twin Falls Canal Co.

Mr Folkinga was advised of this by Allen during Review of the application. He later called the office to process the application in spite of our conflict.

MICROFILMED

LH

SIGNATURE