

AFFIDAVIT OF PUBLICATION

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M., on the 19th day of December, 1949, at Boise, County of Ada, State of Idaho, before G. H. Petersen, Notary Public, proof will be submitted of the completion of works for the diversion of 14,000 cubic feet per second of the waters of Snake River and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 19924 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Idaho Power Company, 1220 Idaho St., Boise, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 14,000 cubic feet per second.

3. The use to which said water has been applied is generation of electric power purposes, and the amount applied to beneficial use is 14,000 cubic feet per second.

4. The place where said water is used is Lot 7, Section 2, Twp 7 S., Range 13 E., B.M., approximately 1300 feet distant from the Southwest corner of said Section 2.

5. The date of priority which said user is prepared to establish is August 8, 1946. 19924

MARK R. KULP,

State Reclamation Engineer 1-4

STATE OF IDAHO }
County of Gooding } ss.

I, **Leland G. Burress**, do solemnly swear that I am the printer and publisher of **THE GOODING LEADER**, a weekly newspaper of general circulation, published once each week at Gooding, Idaho; that the notice attached hereto was published in said newspaper

four consecutive weeks, the first publication having been made

on the 17th day of Nov, 1949,

and the last publication having been made on the
on the 8th day of Dec, 1949,

that said notice was published in the regular and entire issue of every number of the paper during that period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in **Gooding, Gooding County, Idaho**, for a period of more than 78 weeks prior to the first publication of the attached notice.

Leland G. Burress

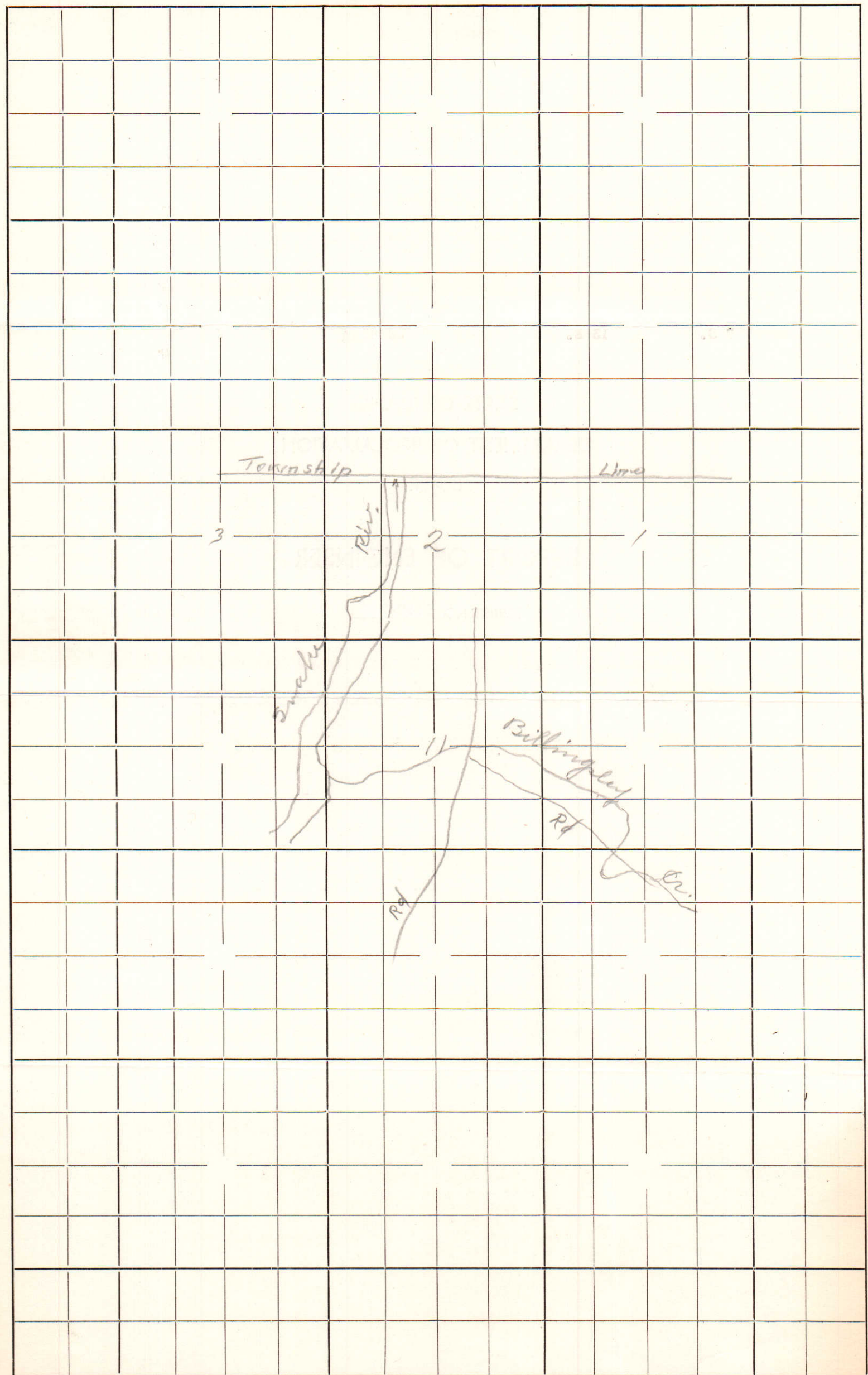
Subscribed and sworn to before me this

13th day of January, 1950.

Helena J. Smith

Notary Public.

19924



10.60

State of Idaho
DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 41-203, IDAHO CODE ANNOTATED

NOTICE IS HEREBY GIVEN That on the 8th day of August, 1946, Morrison-Knudsen Company, Inc., of Boise, Idaho made application to appropriate Fourteen Thousand (14,000) cubic feet per second of the waters of Snake River for power purposes.

That the point of diversion of said waters is located approximately 1,300 feet distant from the Southwest corner of Section 2, Township 7 South, Range 13 East, B.M., and in Lot 7, Section 2, Township 7 South, Range 13 East, B.M.

That the point of use of said water is located at the power plant located at the above point of diversion, in Lot 7, Section 2, Township 7 South, Range 13 East, B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objections to the approval of said application.

Dated this 8th day of August, 1946.

MARK R. KULP

State Reclamation Engineer

Date of first publication: August 22

Date of last publication: September 5

Last date of protest: September 17, 1946

SERVICE OF THE FOREGOING,

by copy, is hereby admitted, this

9th day of August, 1946.

MORRISON-KNUDSEN CO. INC.

By Carroll F. Zapp

19924 Its Secretary

Affidavit of Publication

STATE OF IDAHO }
County of Gooding } ss

VICTOR W. LEMON being duly sworn, says that he is of lawful age and is the editor of THE WENDELL IRRIGATIONIST, a weekly newspaper of general circulation published at Wendell, in the County of Gooding, State of Idaho; that the attached printed copy hereto annexed was published in THE WENDELL IRRIGATIONIST, in the regular edition thereof and not in a supplement, for ... 3 ... consecutive weeks, commencing on the 23rd day of Sept., 1946 and ending on the 5th day of September, 1946.

x Victor W. Lemon, Editor

Subscribed and sworn before me this 7th day of Sept., 1946
G. D. M. O'Quinn
Notary Public in and for the County of Gooding
State of Idaho

My commission expires Jan. 1, 1948

19924

State of Idaho License and Certificate of Water Right

Water License No. 19924

Amount 14,000 second feet

Water District No.

Priority August 8, 1946

THIS IS TO CERTIFY that MORRISON-KNUDSEN COMPANY

of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 8, 1946; that Permit No. 19924 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 14,000 second feet, was issued thereunder on September 29, 1950, showing that said works were completed on the 19th day of December, 1949; and that on the 19th day of December, 1949.

IDAHO POWER COMPANY, Assignee,

of Boise, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Snake River, a tributary of Columbia River, for the purpose of generation of electric power, under Use Permit No. 19924 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 8 of Licenses at page 4623, on the 29th day of September, 1950; The right hereby confirmed dates from August 8, 1946;

The Point of Diversion is located in Lot 7

~~XXXXXX Sec. 2~~ Sec. 2, Tp. 7 S., R. 13 E., B. M. Gooding County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 14,000 cubic feet per second, in addition to Licenses No. 3685 and 18107 for 3,250 cubic feet per second.
Description and location of use: 42-2061 02-2059

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			The place of use of said water is at the Company's power plant located above the point of diversion in Lot 7, Section 2, Tp. 7 S., Range 13 E., B.M. Maximum pool regulation-2,798 M.S.L. with 6' pondage, with minimum release of 1,000 cubic feet per second.		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 29th day of September, 1950.

MARK R. KULP
State Reclamation Engineer

(SEAL)

2 2060

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

02-2060

Date of filing 8-8 1946
Date of publication or posting 8-22 1946
Date for protest 9-12 1946

IF PROTESTED

Date of Notice of Hearing 19
Date of Hearing 19
Date of Appeal Filed 11

Application No. 27455
Permit No. 19924
District No.

Assigned to Idaho Power Co.
1220 Idaho St - Boise

Name of Applicant: MORRISON-KNUDSEN COMPANY, INC.

Postoffice address: Boise

County: Ada

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation: Delaware, 1932
(b) Amount of capital stock: \$12,000,00
(c) Amount paid in: \$7,790,400
(d) Names and addresses of directors: M.E.Burns, C.W.Joslyn, H.W.Morrison, W.H.Puckett, Carroll F. Zapp, all of Boise, Idaho; J.B.Bonny, 810 Title Guarantee Bldg., Los Angeles, Cal.; C.P.Dunn, 167 Stockbridge, Menlo Park, Calif.; C.R.Shinn, 611 Hoge Bldg. Seattle, Wash.; G.L.Youmans, P.O.Box 421, Greenwich, Conn.

II. The financial resources of the applicant are:

- (a) Cash on hand: \$1,000,000
(b) Treasury stock:
(c) Bonds to be issued:
(d) Other resources: See statement attached

2. Quantity of water claimed: 14,000 cubic feet per second.
3. Source of water supply: Snake River which is a tributary of Columbia River
4. Location of point of diversion: Approximately 1,300 feet distant from the Southwest corner of Section 2, T. 7 S., R. 13 E., B.M., and is in the Lot 7 of Section 2, T. 7 S., R. 13 E., B.M., County of Gooding
5. Water is to be used for Generation of electric power
6. If for mining, milling, power or manufacturing purposes, give:
plant located at above point of diversion
(a) Point of use of water: At power / feet distant from corner of Section 2, T. 7 S., R. 13 E., B.M., in the Lot 7 of Section 2, T. 7 S., R. 13 E., B.M.
- (b) Amount of power generated: 75,000 H.P., under 59 feet head.
- (c) Water is to be returned to Snake River at a point approx. 1,300 feet distant from the S. W. corner of Section 2, T. 7 S., R. 13 E., B.M., in the Lot 7 of Section 2, T. 7 S., R. 13 E., B.M.
7. Estimated cost of works: \$ 8,553,500
8. Kind of works: Dam, spillway and power plant
9. Height of dam 40 feet; length of dam at top 600 feet; length of dam at bottom 600 feet; material used in dam: Concrete
10. Size of headgate: Width None feet; height feet;
11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;
dimensions of flume:
Diameter of pipe inches; length of conduit miles.
Average grade per mile feet.
12. The time required for the completion of such work is Four (4) years.
13. The time required for the complete application of the water to the proposed use is One (1) additional years.
14. The land to be irrigated is described in the following tabulation: See remarks.
- 14-A. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are:

15. (a) Is reservoir to be used? See Remarks If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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.

MORRISON-KNUDSEN COMPANY, INC.

Applicant.

By

Carroll F. Zapp

Agent.

Its Secretary

Date of first receipt at Department of Reclamation: 10:45 A. M. August 8, 1946

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 19924

Recorded in Book 72 Page 19924 Approved September 30, 1946

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ 1,000.99 to be filed on or before November 30, 1946

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before September 30, 1948

The whole of said work to be completed on or before September 30, 1950

Beneficial use of water appropriated in accordance herewith, to be made on or before September 30, 1951

Witness my hand this 30th day of September, 1946

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We,ARNOLD WILLIAMS....., Governor of the State of Idaho,
andIRA H. MASTERS....., Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this..30th.....
day ofSeptember....., 19..46..

STATE OF IDAHO

STATE OF IDAHO

Countersigned:

(SEAL)

By IRA H. MASTERS

Secretary of State.

ByARNOLD WILLIAMS

Governor.

Remarks: Forebay created by dam and powerhouse structure will be fluctuated approximately 6 feet for daily fluctuations in load.

Steel floodgates will be provided in dam to handle approximately 50,000 c.f.s. of flood waters.

14. (Continued below)

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
REMARKS (Continued) This application is supplementary and in addition to existing water licenses Nos. 3685 (1,700 and 1,300 c.f.s.) and 18107 (250 c.f.s.) aggregating 3,250 c.f.s. AFFIDAVIT TO ESTABLISH RESIDENCE (Corporation) I, Carroll F. Zapp, of Boise, County of Ada, State of Idaho, being first duly sworn, depose and say: That I am the Secretary of the Morrison-Knudsen Company, Inc.; that as such I am in charge of the registered office of the said corporation, as provided by Section 29-142, I.C.A., located at Boise, Idaho, wherein are kept the records provided by Section 29-143 I.C.A., and that a majority of the stockholders of said corporation are bona fide residents of the State of Idaho. CARROLL F. ZAPP Subscribed and sworn to before me this 8 day of Aug. 1946. (SEAL) Geo. H. Peterson Notary Public for Idaho Residence: Boise, Idaho My commission expires 7-20-49 <u>CHAPTER 142, 1937 SESSION LAWS</u> This permit is issued subject to the provisions of Chapter 142, 1937 Session Laws, and in the event of its sale, transfer, assignment, or of its being mortgaged without a compliance with the provisions of this Act, or that if such permit be held by a corporation and a majority of its stock be sold, transferred, assigned, mortgaged, or hypothecated by the stockholders thereof, to a foreign corporation, or to others than actual bona fide residents of the State of Idaho, then such permit is immediately subject to cancellation and revocation by the Commissioner of Reclamation (Now State Reclamation Engineer)																			

A S S I G N M E N T

For value received, the undersigned, Morrison-Knudsen Company, Inc., hereby assigns all its right, title and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. 19924, to Idaho Power Company, of 1220 Idaho Street, Boise, Idaho.

Dated at Boise, Idaho, this 16th day of May, 1947.

MORRISON-KNUDSEN COMPANY, INC.

By Karl Paine

Vice-President

(CORPORATE SEAL)

ATTEST:

Carroll F. Zapp
Secretary

STATE OF IDAHO) ss.
COUNTY OF ADA)

On this 16th day of May, 1947, before me a Notary Public, personally appeared Karl Paine and Carroll F. Zapp, known to me to be, respectively, the Vice-President and Secretary of Morrison-Knudsen Company, Inc., the corporation named in the foregoing instrument, and acknowledged to me that they executed the foregoing instrument in behalf of such corporation.

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

(Notarial Seal)

Deloria L. Williams
Notary Public for the State of Idaho
Residing at Boise, Idaho
My Commission expires: Oct. 12, 1949

Received and filed for record in the Department of Reclamation, at Boise, Idaho, at 9:00 A.M. May 20, 1947.

MARK R. KULP
State Reclamation Engineer

PERMIT NO. 19924

Certificate of Completion of Works

To All Whom it May Concern:

This is to certify that Idaho Power Company, of Boise, County of Ada, and State of Idaho, the holder of Permit No. 19924, issued upon Application No. 27455, bearing date of priority of August 8, 1946, authorizing the diversion of 14,000 second feet of the waters of Snake River, County of Gooding, State of Idaho, for generation of electric power purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 14,000 second feet of the waters of Snake River; that the point of diversion of said waters is approximately 1300 feet distant from the Southwest corner of Section 2, Township 7 South, Range 13 East, B.M., and in Lot 7, of said Section 2, Township 7 South, Range 13 East, B.M.; and that the place of use of said water is at the power plant located above the point of diversion, in Lot 7, Section 2, Township 7 South, Range 13 East, B. M.

Witness my hand this 29th day of September, 1950

Proof of completion of works made December 19, 1949
Certificate of Completion of Works issued September 29, 1950

MARK R. KULP
State Reclamation Engineer

LICENSE ISSUED FOR 14000 SEC. FT.

P-4623

MEMORANDUM

TO: FILE 22-2060

FROM: CINDY BIRD

RE: FERC Correspondence

DATE: 1-5-1998

Original Application, forms and correspondence regarding the
above is located within file # 02-02001.

02-02036
02-02036

RECEIVED

JAN 11 1999

Department of Water Resources

02-02060

02-02057

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D. C. 20426

DEC 28 1998

OFFICE OF HYDROPOWER LICENSING

Project No. 2778-Shoshone Falls
Project No. 2777-Upper Salmon Falls
Project No. 2061-Lower Salmon Falls
Project No. 1975-Bliss
Idaho Power Company

L. Lewis Wardle, Project Manager
Hydro Relicensing Department
Idaho Power Company
P.O. Box 70
Boise, ID 83707

Dear Mr. Wardle:

On February 13, 1998, FERC sent to Idaho Power requests for Additional Information (AIRs) for the above mentioned hydropower projects.

You have requested that AIR #5 and #11 be eliminated based on consultation and concurrence by the Idaho Department of Fish & Game and the U.S. Fish and Wildlife Service.

Staff have reviewed your request and find it reasonable. Your request is granted.

Sincerely,

Ann F. Miles

for AFM

Ann F. Miles
Chief
Licensing West Branch

cc: Public Files
Mailing List

02-2060
02-2001
02-2059

FEDERAL ENERGY REGULATORY COMMISSION

WASHINGTON, D. C. 20426

FEB 12 1997

RECEIVED

FEB 18 1997

Department of Water Resources

Project Nos. 503, 1971, 1975, 2055,
2061, 2726, 2777, 2778--Idaho
Idaho Power Company

To The Party Addressed:

In early January, we mailed you a copy of a discussion paper titled "Approaches to Cumulative Analysis for the Snake River Basin Relicensing," and notified you of a February 4, 1997, meeting in Boise, Idaho, to discuss the approaches. A number of entities have requested 30 days to provide written comments on the various approaches.

As we stated at the February 4, 1997, meeting, you will have 30 days to file written comments. Comments are due no later than March 6, 1997.

If you have any questions concerning this matter, please contact Mr. Alan Mitchnick at (202) 219-2826.

Sincerely,



J. Mark Robinson
Director, Division of
Licensing and Compliance

Distribution:

- (1) Snake River relicensing collaborative team mailing list
- (2) Bliss, Lower Salmon Falls, and Upper Salmon Falls
Projects mailing list

NO. FILED 4/15
A.M. P.M.

MAR 9 1990

JOHN EASTDA CLERK
BY *Maureen Martinez* DEPUTY

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

* * * * *

IDAHO POWER COMPANY,	)	Case No. 62237
a corporation,	)	
	)	
Plaintiff,	)	
	)	
vs.	)	<u>CONSENT JUDGMENT</u>
	)	
STATE OF IDAHO, IDAHO DEPARTMENT	)	
OF WATER RESOURCES, et al.	)	
	)	
Defendants.	)	

* * * * *

Upon stipulation of Plaintiff and the State
Defendants, and good cause appearing;

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. Idaho Power Company's water rights shall be as
follows (bracketed names below refer to Company projects):

A. State Water License Numbers 36-2013
(Thousand Springs), 37-2128 & 37-2472 (Lower
Malad), 37-2471 (Upper Malad), 36-2018
(Clear Lake), 36-2026 (Sand Springs),
02-2057 (Upper Salmon), 02-2001A, 02-2001B,
02-2059, 02-2060 (Lower Salmon), 02-2064,
02-2065 (Bliss), 02-2056 (Twin Falls),
02-2036 (Shoshone Falls), 02-2032, 02-4000,
02-4001, and Decree Number 02-0100 (Swan

1 Falls) entitle the Company to an
2 unsubordinated right of 3900 c.f.s. average
3 daily flow from April 1 to October 31, and
4 5600 c.f.s. average daily flow from November
5 1 to March 31, both to be measured at the
6 Murphy U.S.G.S. gauging station immediately
7 below Swan Falls. These flows are not
8 subject to depletion. The Murphy gauging
station is located at latitude 43°17'31",
Longitude 116°25'12", in NW1/4 NE1/4 SE1/4
of Section 35 in Township 1 South, Range 1
West, Boise Meridian, Ada County Hydrologic
Unit 17050103, on right bank 4.2 miles
downstream from Swan Falls Power Plant, 7.5
miles NE of Murphy, at river mile 453.5.

9 B. The Company is also entitled to use the
10 flow of the Snake River at its facilities to
11 the extent of its actual beneficial use, but
12 not to exceed those amounts stated in State
13 Water License Numbers 36-2013 (Thousand
14 Springs), 37-2128 & 37-2472 (Lower Malad),
15 37-2471 (Upper Malad), 36-2018 (Clear Lake),
16 36-2026 (Sand Springs), 02-2057 (Upper
17 Salmon), 02-2001A, 02-2001B, 02-2059,
18 02-2060 (Lower Salmon), 02-2064, 02-2065
19 (Bliss), 02-2056 (Twin Falls), 02-2036
20 (Shoshone Falls), 02-2032, 02-4000, 02-4001,
21 and Decree Number 02-0100 (Swan Falls), but
22 such rights in excess of the amounts stated
23 in 1(A) shall be subordinate to subsequent
24 beneficial upstream uses upon approval of
25 such uses by the State in accordance with
26 State law unless the depletion violates or
27 will violate paragraph 1(A). Company
28 retains its right to contest any
appropriation of water in accordance with
State law. Company further retains the
right to compel State to take reasonable
steps to insure the average daily flows
established by this Agreement at the Murphy
U.S.G.S. gauging station. Average daily
flow, as used herein, shall be based upon
actual flow conditions; thus, any
fluctuations resulting from the operation of
Company facilities shall not be considered
in the calculation of the minimum daily
stream flows set forth herein. This
paragraph shall constitute a subordination
condition.

C. The Company's rights listed in
paragraph 1(A) and 1(B) are also subordinate
to the uses of those persons dismissed from
Ada County Case No. 81375 pursuant to the

1 contract executed between the State and
2 Company implementing the terms of Idaho Code
3 §§61-539 and 61-540.

4 D. The Company's rights listed in
5 paragraph 1(A) and 1(B) are also subordinate
6 to those persons who have beneficially used
7 water prior to October 1, 1984, and who have
8 filed an application or claim for said use
9 by June 30, 1985.

10 E. Company's ability to purchase, lease,
11 own, or otherwise acquire water from sources
12 upstream of its power plants and convey it
13 to and past its power plants below Milner
14 Dam shall not be limited by this agreement.
15 Such flows shall be considered fluctuations
16 resulting from operation of Company
17 facilities.

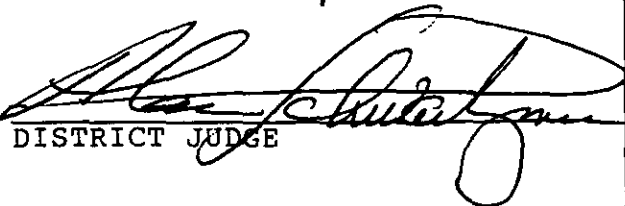
18 2. The above-captioned case is hereby dismissed
19 without prejudice as to all remaining defendants other than the
20 State Defendants.

21 3. The above-captioned case is hereby dismissed with
22 prejudice as against the State defendants as to all claims of
23 plaintiff not resolved by the decisions of the Idaho Supreme
24 Court reported as Idaho Power Company v. State of Idaho, 104
25 Idaho 570, 661 P.2d 736 and 104 Idaho 575, 661 P.2d 741 (1983)
26 or by the entry of this Judgment.

27 4. The Swan Falls Agreement, dated October 25, 1984,
28 shall not be merged into nor integrated with this Judgment, but
shall remain in full force and effect independent of this
Judgment.

5. Each and all parties shall bear their own costs.

DATED this 17th day of March, 1980


DISTRICT JUDGE

FEB 8 1993

Department of Water Resources

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

Idaho Power Company

Project No. 2061

Idaho 02-2060-0000
2000-2559

NOTICE OF INTENT TO FILE AN APPLICATION FOR A NEW LICENSE

(January 29, 1993)

Take notice that Idaho Power Company, the existing licensee for the Lower Salmon Falls Hydroelectric Project No. 2061, filed a timely notice of intent to file an application for a new license, pursuant to 18 CFR 16.6 of the Commission's Regulations. The original license for Project No. 2061 was issued effective December 24, 1947, and expires December 23, 1997.

The project is located on the Snake River in Twin Falls and Gooding Counties, Idaho. The principal works of the Lower Salmon Falls Project include a reservoir; a concrete overflow dam and a gated concrete spillway; a powerhouse with an installed capacity of 60,000 kW; two 138-kV transmission lines; and appurtenant facilities.

Pursuant to 18 CFR 16.7, the licensee is required henceforth to make available certain information to the public. This information is now available from the licensee at 1221 West Idaho Street, Corporate Library, Second Floor, P.O. Box 70, Boise, Idaho 83707, Phone: (208) 383-2491.

Pursuant to 18 CFR 16.8, 16.9 and 16.10, each application for a new license and any competing license applications must be filed with the Commission at least 24 months prior to the expiration of the existing license. All applications for license for this project must be filed by December 23, 1995.

Lois D. Cashell
Secretary



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

February 27, 1976

MEMORANDUM

TO: Ralph Mellin

FROM: John Bessaw

SUBJECT: Water Rights for Power Production on the Snake River

On about February 11, 1976, you requested information on several hydro electric plants on the Snake River. You were interested in knowing if the FPC licenses contained any stipulations that a right for power production was subordinate to a water right for irrigation.

Attached is a copy of the information received from the FPC regarding this question.

It appears that the only plant, of those in question, that contain this stipulation on the federal license, is the Twin Falls plant.

JB:nc

Attachment

WATER RESOURCE BOARD:

John F. Streiff
Chairman

Franklin Jones
Member

George L. Yost
Vice-Chairman

M. Reed Hansen
Member

Donald R. Kramer
Secretary

Scott W. Reed
Member

Edwin C. Schlender
Member

Joseph H. Nettleton
Member

FEDERAL POWER COMMISSION

REGIONAL OFFICE

555 BATTERY STREET, ROOM 415

SAN FRANCISCO, CALIF. 94111

February 24, 1976

Mr. John Bessaw
Water Resources Analyst
State of Idaho
Department of Water Resources
Statehouse
Boise, Idaho 83720

Dear Mr. Bessaw:

This will respond to your letter of February 12, 1976, inquiring about Federal Power Commission licenses for certain hydroelectric projects in Idaho.

Of the seven projects identified in your list, the Commission has issued licenses for only four - Swan Falls, Twin Falls, Lower Salmon Falls, and Bliss. Minidoka is federally owned and operated and therefore not subject to licensing by the Commission. Several years ago Idaho Power Company applied for a license proposing to include the constructed Upper Salmon developments, Shoshone Falls development, and American Falls development in one project. On March 31, 1975, the Commission issued a license for the American Falls development only, designating it as Project No. 2258. In its order issuing the license the Commission stated that consideration of the Upper Salmon and Shoshone Falls developments was being deferred until a later date. Those two developments remain unlicensed at this time.

Listed below are license expiration dates and the number of the specific license articles which deal in some manner with project operation for power purposes with respect to the use of water for irrigation.

Project No.	Name	License Expiration Date	Pertinent License Articles
18	Twin Falls	6-10-86	11 - <i>Ag depletion</i>
503	Swan Falls	6-30-70*	None

*Project has been operating on annual licenses pending Commission action on Idaho Power Company's application for new license.

Mr. John Bessaw .

- 2 -

February 24, 1976

<u>Project No.</u>	<u>Name</u>	<u>License Expira- tion Date</u>	<u>Pertinent License Articles</u>
1975	Bliss	2-28-98	28
2061	Lower Salmon	12-23-97	30
2258	American Falls	12-31-93	14, 31, 32, 33

As enclosed

We are enclosing copies of the cited license articles for your convenience. The complete license documents are lengthy, varying from 20 to 50 pages each. We hope these extracts will suffice for your purpose. If not, you may order the documents from the Office of Public Information, Federal Power Commission, 825 N. Capitol Street, Washington, D. C. 20426. There would be a charge for reproduction.

Very truly yours,

M. Frank Thomas
M. Frank Thomas
Regional Engineer

Enclosures

10/23/51

Article 29. To the extent that it has not already been so done, the Licensee shall clear all lands in the bottom and margins of the reservoir between high-water elevation and a plane at low-water elevation, and shall cut all trees and brush within the area below the low-water elevation so that no brush or trees will protrude above said elevation; and shall dispose of all temporary structures, unused timber, slash, refuse, or other material resulting from the clearing of the lands or from the construction of the project works. In addition, all trees along the high-water line of the reservoir which die during the operation of the project shall be removed. The clearing of the land and the disposal of the material shall be done with due diligence and to the satisfaction of the authorized representative of the Commission.

lower
Salmon

Article 30. The Licensee agrees that should the project works be damaged or the power output of the project be reduced by subsequent upstream diversion of the waters of the Snake River by the United States in connection with its irrigation and conservation program, then the United States shall have the option, in full settlement of any and all claims by the Licensee, of paying such damages as the Licensee shall then be entitled to receive as a matter of law, or of acquiring the Licensee's Project in the manner provided by the Act.

Q2-2001
Q2-2054
Q2-200

Article 31. The Commission reserves the right to determine at a future date after further investigation reasonable requirements and regulations in the interest of fish and wildlife.

Article 32. The Licensee shall pay to the United States the following annual charges:

- (i) For the purpose of reimbursing the United States for the costs of administration of Part I of the Act, one (1) cent per horsepower on the authorized installed capacity (65,830 horsepower), plus two and one-half (2½) cents per 1,000 kilowatt-hours of gross energy generated by the project during the calendar year for which the charge is made;
- (ii) For the purpose of recompensing the United States for the use, occupancy and enjoyment of its lands, \$173.62.

Article 33. The actual legitimate original cost, estimated where not known, and the accrued depreciation of such parts, if any, of the old development that become a part of the new project, shall be determined by the Commission, as of the effective date of this license, namely December 24, 1947, in accordance with the Act and the rules and regulations of the Commission, and such original cost less such accrued depreciation, so determined, shall be the net investment in the project as of such effective date.



STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Cecil D. Andrus
Governor

R. Keith Higginson
Director

Statehouse
Boise, Idaho 83720
(208) 384-2215

*RKH
AKD*

*- Copies of these
articles should
go in each
water right
file.*

MEMORANDUM

March 30, 1976

TO: Steve Allred *CA*

FROM: Ralph Mellin *Rm*

SUBJECT: Water Rights for Power Production - Snake River - Southwest Idaho

Research has been made for water licenses and Federal Power Commission license stipulation on the licenses for the hydroelectric dams below American Falls Dam to Lewiston *As shown by the attached charts.*

Six hydroelectric facilities evidently do not have an upstream use subordination stipulation on their licenses. Shown below are these sites with their year of largest filing, water right license amounts in cubic feet per second, and the low month average flow determined from the Department's 1975 water rights and approved permits study.

	Water Right in cfs	Low Month Average in cfs	Low Month in cfs	DATE OF LICENSE EXPIRATION
01-0217 Minidoka - 1909	2,700	100 Feb.	0 March 36	by Congress
07-2039 Shoshone Falls - 1920	1,000	10 Aug.	0 Aug. 36	No FPC License
02-2057 Upper Salmon Falls-1929	6,500	7,100 Aug.	6,100 July 61	No FPC License
02-2001 Lower Salmon Falls-1946	15,550	7,100 Aug.	6,100 July 61	1997
02-2064 Bliss - 1947	15,000	7,100 Aug.	6,100 July 61	1998
02-2007 Swan Falls - 1919	9,450	4,000 Aug.	2,700 July 61	License of 1 year

*(Includes 2,500 cfs
claim)*

In those sites that have a Federal Power Commission license coming up for approval or renewal, the Department may want to request there be added a stipulation to the license similar to the stipulation in the Twin Falls power plant license. This stipulation could state the use of the water for hydroelectric uses would be subordinate to consumptive uses.

For the Minidoka hydroelectric plant, a similar statement could be written

into any authorizing legislation for the upcoming reconstruction of that facility.

For the Lower Salmon Falls and Bliss hydroelectric projects which have an FPC license until 1997 and 1998, respectively, there could be negotiations with Idaho Power Co. on the Swan Falls-Guffy project in which part of the consideration for the state's participation in the project would be an amendment to the natural flow water rights of the company's upstream hydroelectric projects listed in the above tabulations.

Whatever the follow-up actions, the Department personnel should stay aware of the additional hydroelectric water rights which could call for water or for compensation from other uses including a future IWRB Indian Hills development during the low flow months. The article in the Idaho Constitution which gives domestic and agricultural priority over other rights also states compensation is due to the earlier water rights if agricultural or domestic uses call this water from the other uses.

RM:jg

cc: Ken Dunn

April 22, 1957

RE: Permits Nos. 3685, 17069,
18107 & 19924

Toothman, Chronic & Associates
105 North 23rd Street
Boise, Idaho

Dear Sirs:

We acknowledge receipt of your check in the amount of \$11.25 to cover the fee for making photo-copies of the Permits above captioned.

We enclose departmental receipt No. 28547 for that fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR
Encl.

19924

April 16, 1957

RE: Permits Nos. 3685, 17069,
18107 & 19724

Toothman, Chronic & Associates
105 North 23rd Street
Boise, Idaho

Gentlemen:

A few days ago, at your request, we made photo-copies of Permits Nos. 3685, 17069, 18107 & 19724 and these copies were picked up at our office by one of your representatives.

The fees for making these copies are based at the rate of .75¢ per page or a total of \$11.25, which you may remit to this Department at your convenience.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

MR

19924

UNITED STATES OF AMERICA
FEDERAL POWER COMMISSION

RECEIVED
JUL 5 1956
Department of Reclamation

Before Jerome K. Kuykendall, Chairman; Seaborn L. Digby,
Commissioners: Frederick Stueck and William R. Connole.

In the Matter of

Idaho Power Company

} Project No. 2061

ORDER DETERMINING ACTUAL LEGITIMATE ORIGINAL
COST AND INITIAL ACCRUED DEPRECIATION

(Issued June 29, 1956)

Idaho Power Company (Licensee) on August 5, 1952 filed with the Federal Power Commission its initial statement showing claimed actual legitimate original cost of Project No. 2061 as of December 31, 1951, in the amount of \$10,325,904.25, consisting of \$157,687.93 applicable to the parts of the old development retained in the new project and \$10,168,216.32 applicable to the newly constructed parts of the project; and the accrued depreciation on the parts of the old project retained in the new project in the amount of \$13,292.42 as of December 31, 1948.

Project No. 2061, which is located on the Snake River about 90 miles southeast of Boise, Idaho, is a redevelopment of Licensee's former project No. 457, which discontinued operations on October 16, 1948. The redeveloped project began commercial operation on July 1, 1949. The Commission, by order issued September 15, 1950 (9 F.P.C. 1080) accepted surrender of the license for Project No. 457, effective upon the issuance of a new license for the new development. The new license for Project No. 2061 was issued by the Commission on October 26, 1951 (10 F.P.C. 1469) effective as of December 24, 1947, for a period of 30 years. The new license provides in Articles 33 and 34 for the determination of the net investment as of the effective date of the license for the parts of the old development that became a part of the new project and the actual legitimate original cost of the newly constructed parts of the project,

The staff made a field examination of Licensee's books and records relating to the claimed original cost and initial accrued depreciation of the project. Subsequently, conferences were held with Licensee's representatives which resulted in tentative agreement upon adjustments proposed by the staff for the reclassification of certain items between

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Project No. 2061
(cont'd)

-2-

project plant accounts and for the elimination of a net total of \$170,355.87 from the claimed cost. The allowable cost of the project agreed upon consisted of parts of the old development retained in the redeveloped project in the amount of \$145,276.70 as of December 24, 1947 and July 1, 1949, which became part of the total original cost of \$10,155,548.38 of the entire project as of December 31, 1951.

The proposed eliminations from the claimed project cost consist of the following items:

Price adjustment on transformer transferred to nonproject plant	\$ 8,779.53
Salvage credit applied to nonproject plant in error	753.97
Charges in excess of cost of power used for construction purposes	9,431.13
Accrued depreciation on old dam used as coffer dam, not credited to project cost	12,411.23
Excess charge for interest during construction	130,048.86
Error in computing contractor's office expense	9,025.86
Correction of distribution of F.P.C. pre-operation charges	(94.71)
Total	<u>\$170,355.87</u>

The item above for interest during construction represents a reduction of the construction period and a reduction of the rate of interest from 6% to 5% as a reasonable rate upon the Licensee's own funds in accordance with Electric Plant Accounts Instruction 5, paragraph 17, of the Commission's Uniform System of Accounts.

Of the total eliminations of \$170,355.87, the amount of \$142,208.63 represents claimed costs not recorded on Licensee's books and for which no book adjustment is required, leaving a balance of \$28,147.24 to be eliminated from the project plant accounts.

Agreement was also reached for the adjustment of the accrued depreciation on the parts of the old development retained in the new project by an increase of \$25,327.93, resulting in a recommended allowable total credit balance of \$38,620.35 as of December 24, 1947, the effective date of license, and as of July 1, 1949, the date of beginning of commercial operation of the new project.

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Project No. 2061
(cont'd)

-3-

The accounting disposition of all proposed adjustments as agreed to by staff and Licensee's representatives is shown by the following composite journal entry:

	Debit	Credit
100.1 Electric Plant in Service - Nonproject	\$ 9,533.50	
125 Accounts Receivable	9,025.86	
271 Earned Surplus	34,915.81	
100.1 Electric Plant in Service-Project		\$28,147.24
250.1 Reserve for Depreciation of Electric Plant in Service- Project		25,327.93

On February 9, 1955, Licensee filed a revised statement of claimed cost and accrued depreciation showing the proposed adjustments and their accounting disposition and recommended allowable amounts in accordance with the tentative agreements described above.

By letter of December 1, 1954, the Idaho Public Utilities Commission advised that the recommendations of the staff of this Commission with respect to the adjusting entries and allowable project cost are acceptable to the Idaho Commission.

The Commission finds:

- (1) The Licensee, by its tentative agreement to the proposed adjustments and accounting disposition thereof, and the Idaho Public Utilities Commission, by its letter dated December 1, 1954 with respect thereto, have obviated the necessity for the notice and opportunity to protest, provided by Sections 4.4, 4.5, 4.22 and 4.23 of the Commission's General Rules and Regulations.
- (2) The foregoing adjustments shown on the attached Schedule A and the accounting disposition, as shown above, and ordered in paragraph (B) below, are reasonable and proper for purposes of the Federal Power Act.
- (3) The actual legitimate original cost of the parts of the old development (Project No. 457) that became a part of the present Project No. 2061 is \$145,276.70, and the applicable accrued depreciation is \$38,620.35, resulting in a net investment of \$106,656.35 as of December 24, 1947 and July 1, 1949; the actual legitimate original

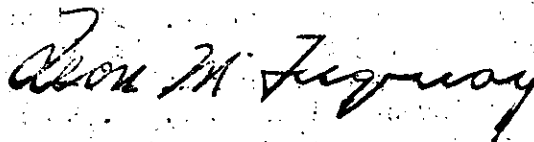
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cost of the redeveloped project (Project No. 2061) is \$10,155,548.38 (inclusive of the \$145,276.70) as of December 31, 1951, all as shown on the attached Schedules A and B.

The Commission orders:

- (A) The provisions of Sections 4.4, 4.5, 4.22 and 4.23 of the Commission's General Rules and Regulations be and they hereby are waived for the purpose of this order.
- (B) The adjustments proposed by the staff and agreed to by the Licensee, including the eliminations from claimed cost in the net amount of \$170,355.87, recorded on Licensee's books only to the extent of \$28,147.24, and including an increase in the reserve for depreciation in the amount of \$25,327.93, be and they hereby are approved and directed to be made by the Licensee as shown on the attached tabulation; and the accounting disposition of such adjustments shall be effected in accordance with the above composite journal entry.
- (C) Licensee, to the extent that it has not already done so, shall establish and maintain (a) control and detailed plant accounts showing total debit balances of \$145,276.70 as of December 24, 1947 and July 1, 1949, as representing the actual legitimate original cost of those parts of Project No. 457 which became part of Project No. 2061, and \$10,155,548.38 as of December 31, 1951, as representing the actual legitimate original cost of Project No. 2061 (inclusive of the \$145,276.70), and (b) a depreciation reserve account showing a total credit balance of \$38,620.35 as of December 24, 1947 and July 1, 1949, as applicable to the facilities formerly part of Project No. 457, classified as set forth in Schedule B attached.
- (D) The Licensee shall file with the Commission, within 90 days from the issuance of this order, F.P.C. Form No. 7, showing compliance with the Commission's order.

By the Commission,



Leon M. Fuquay,
Secretary.

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SCHEDULE A

PROJECT NO. 2061 (LOWER SALMON)
IDAHO POWER COMPANY

Account No.	Account Title	Total Claimed Cost at 12-31-51	Staff Reclassifications and Adjustments	Distributions of Indirect and Overhead Costs	Total Allowed Cost at 12-31-51
	<u>Actual Legitimate Original Cost</u>				
	<u>II - Production Plant</u>				
320	Land and Land Rights	\$ 83,701.30	\$(12,146.99)	\$ 10,549.53	\$ 82,103.84
321	Structures and Improvements	283,707.77	(59,488.15)	87,475.19	311,694.81
322	Reservoirs, Dams and Waterways	4,897,186.07	(1,215,446.80)	1,734,687.42	5,416,456.69
323	Water Wheels, Turbines and Generators	2,915,621.01	68,443.46	441,221.44	3,425,255.91
324	Accessory Electric Equipment	208,690.66	(8,084.74)	30,680.58	231,286.50
325	Miscellaneous Power Plant Equipment	171,700.66	(7,347.27)	25,905.17	190,258.56
	<u>Total Production Plant</u>	<u>8,550,607.47</u>	<u>(1,234,070.49)</u>	<u>2,330,519.33</u>	<u>9,657,056.31</u>
	<u>III - Transmission Plant</u>				
342	Structures and Improvements	69,670.91	(11,081.61)	24,214.06	82,803.36
343	Station Equipment	379,450.39	(15,869.93)	46,388.92	409,969.38
345	Poles and Fixtures	2,060.80	-	123.65	2,184.45
346	Overhead Conductors and Devices	2,096.08	-	125.76	2,221.84
	<u>Total Transmission Plant</u>	<u>453,278.18</u>	<u>(26,951.54)</u>	<u>70,852.39</u>	<u>497,179.03</u>
	<u>V - General Plant</u>				
378	Communication Equipment	1,211.81	(1.20)	102.43	1,313.04
	<u>VI - Indirect Construction Costs</u>				
61	Temporary Construction Facilities	26,993.72	183,813.68	(210,807.40)	-
62	Construction Equipment	-	381,498.91	(381,498.91)	-
63	Camp and Commissary	(3,092.68)	144,172.18	(141,079.50)	-
64	Labor Expense	-	22,481.03	(22,481.03)	-
65	Superintendence, Timekeepers, Etc.	-	241,315.63	(241,315.63)	-
66	Insurance, Injuries and Damages	9.60	-	(9.60)	-
67	Power Used in Aid of Construction	23,582.09	(9,431.13)	(14,150.96)	-
69	Contractor's Fee	-	297,171.61	(297,171.61)	-
	<u>Total Indirect Construction Costs</u>	<u>47,492.73</u>	<u>1,261,021.91</u>	<u>(1,308,514.64)</u>	<u>-</u>
	<u>VII - Overhead Construction Costs</u>				
71	Engineering	594,720.08	953.71	(595,673.79)	-
72	Law Expenditures	953.71	(953.71)	-	-
76	Administrative and General	58,882.49	118,008.53	(206,891.02)	-
77	Interest	716,925.25	(426,530.55)	(290,394.70)	-
80	Earnings and Expenses	(108,167.47)	108,167.47	-	-
	<u>Total Overhead Construction Costs</u>	<u>1,263,314.06</u>	<u>(170,354.55)</u>	<u>(1,092,959.51)</u>	<u>-</u>
	<u>Total Indirect and Overhead Construction Costs</u>	<u>1,310,806.79</u>	<u>1,090,667.36</u>	<u>(2,401,474.15)</u>	<u>-</u>
	<u>Total Project Cost as of 12-31-51</u>	<u>10,325,904.25</u>	<u>(170,355.87)</u>	<u>-</u>	<u>10,155,548.38</u>
		12-24-47 * and 7-1-49			12-24-47 and 7-1-49
250.1	<u>Initial Accrued Depreciation Reserve for Depreciation of</u>				
	Electric Plant	(13,015.55)	(25,327.93)	-	(38,343.48)
	Hydraulic Production Plant	(276.87)	-	-	(276.87)
	General Plant	-	-	-	-
	<u>Total</u>	<u>\$(13,292.42)</u>	<u>\$(25,327.93)</u>	<u>\$ -</u>	<u>\$(38,620.35)</u>

* 12/24/47, effective date of license; 7/1/49, the date of beginning of commercial operation of the redeveloped project.

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SCHEDULE B

PROJECT NO. 2061 (LOWER SALMON)
IDAHO POWER COMPANY

Account No.	Account Title	Retained Parts Old Development as of 12-24-47 and 7-1-49	Entire Project as of 12-31-51
	<u>Actual Legitimate Original Cost</u>		
	<u>II - Production Plant</u>		
320	Land and Land Rights	\$ 8,921.75	\$ 82,103.84
321	Structures and Improvements	25,225.02	311,694.81
322	Reservoirs, Dams and Waterways	110,549.33	5,416,456.69
323	Water Wheels, Turbines and Generators	-	3,425,255.91
324	Accessory Electric Equipment	-	231,286.50
325	Miscellaneous Power Plant Equipment	303.73	190,258.56
	Total Production Plant	<u>144,999.83</u>	<u>9,657,056.31</u>
	<u>III - Transmission Plant</u>		
342	Structures and Improvements	-	82,803.36
343	Station Equipment	-	409,969.38
345	Poles and Fixtures	-	2,184.45
346	Overhead Conductors and Devices	-	2,221.84
	Total Transmission Plant	<u>-</u>	<u>497,179.03</u>
	<u>V - General Plant</u>		
378	Communication Equipment	<u>276.87</u>	<u>1,313.04</u>
	Total Project Cost	<u>\$145,276.70</u>	<u>\$10,155,548.38</u>
	<u>Initial Accrued Depreciation</u>	<u>12-24-47 and 7-1-49</u>	<u>12-24-47 and 7-1-49</u>
250.1	Reserve for Depreciation of Electric Plant		
	Hydraulic Production Plant	38,343.48	38,343.48
	General Plant	276.87	276.87
	Total	<u>\$ 38,620.35</u>	<u>\$ 38,620.35</u>

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UNITED STATES OF AMERICA
FEDERAL POWER COMMISSION

Before Thomas C. Buchanan, Acting Chairman; Claude L. Draper
Commissioners: and Nelson Lee Smith.

October 23, 1951

In the Matter of

Idaho Power Company

Project No. 2061

ORDER ISSUING LICENSE (MAJOR)

Application was filed October 23, 1950 by Idaho Power Company, of Boise, Idaho, for license under the Federal Power Act (hereinafter referred to as the Act) for a redeveloped hydroelectric development, designated as Project No. 2061 and known as the Lower Salmon Falls Project, located on the Snake River in Gooding and Twin Falls Counties, Idaho, and affecting public lands of the United States.

The redeveloped project consists of:

- (a) All lands constituting the project area and enclosed by the project boundary or the limits of which are otherwise defined, and/or interest in such lands necessary or appropriate for the purposes of the project, whether such lands or interest therein are owned or held by the applicant or by the United States; such project area and project boundary being more specifically shown and described by certain exhibits which formed part of the application for license and which are designated and described as follows:

Exhibit J: Drawing No. E-9640 (FPC No. 2061-1), entitled "General Map," signed Idaho Power Company by T. E. Roach, President, on October 16, 1950.

Exhibit K: Drawing No. E-9641 in five sheets (FPC Nos. 2061-2 to -6, inclusive), entitled "Detail Map," signed Idaho Power Company by T. E. Roach, President, on October 16, 1950.

- (b) Principal structures comprising a concrete dam with a gated spillway section; a fish ladder; a reservoir approximately 7 miles long with area of about 600 acres and normal water surface at elevation 2,798 feet at the dam; a reinforced concrete powerhouse integral with the dam with four 15,000-kilowatt semioutdoor-type generators driven by three 21,000-horsepower

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turbines and one 22,800-horsepower turbine; transformers, high-tension circuits and switchyard; two 138-kilovolt transmission lines from the switchyard to the company's King substation; appurtenant facilities; and provision for the installation of an additional generating unit; the location, nature, and character of which are more specifically shown and described by the exhibits hereinbefore cited and by certain other exhibits which also formed part of the application for license and which are designated and described as follows:

Exhibit L: General Design Drawing No. E-9642 in six sheets, signed Idaho Power Company by T. E. Roach, President, on October 16, 1950, comprising:

Sheet 1 (FPC No. 2061-7) entitled "General Plan & Elevation";

Sheet 2 (FPC No. 2061-8), entitled "Dam, Spillway & Sections";

Sheet 3 (FPC No. 2061-9), entitled "Power House Plans";

Sheet 4 (FPC No. 2061-10), entitled "Power House Cross Section";

Sheet 5 (FPC No. 2061-11), entitled "Power House Longitudinal Cross Section";

Sheet 6 (FPC No. 2061-12), entitled "One Line Wiring Diagram."

Exhibit M: Statement in one sheet entitled "General Description and Specifications of Equipment," signed Idaho Power Company by T. E. Roach, President, on October 16, 1950.

- (c) All other structures, fixtures, equipment, or facilities used or useful in the construction, operation, and maintenance of the project and located in the project area, including such portable property as may be used or useful in connection with the project whether located on or off the project area, if and to the extent that the inclusion of such property as part of the project is approved or acquiesced in by the Commission; also all riparian and other rights, the use or possession of which is necessary or appropriate in the maintenance or operation of the project.

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The above-described project replaces a smaller development at the Lower Salmon site which was licensed by the Commission to Idaho Power Company as Project No. 457. In fact, the newly reconstructed project was included under the license for the old project by amendment thereto issued December 24, 1947. However, the smaller development ceased operation on about May 15, 1947 and was completely removed on about November 24, 1948 and Idaho Power Company subsequently applied for surrender of its license for Project No. 457 and asked for a new license for the reconstructed development, pursuant to which the Commission by order dated September 12, 1950 accepted surrender of the license, effective upon the issuance of a new license for the reconstructed development. Construction of the redeveloped project commenced in November of 1946 and its operation began on February 25, 1949.

The Chief of Engineers, Department of the Army, and the Assistant Secretary of the Interior, have reported favorably on the application as hereinafter provided.

The Commission finds:

- (1) The redeveloped project affects the navigable capacity of Snake River below Enterprise, Idaho, and the interests of interstate or foreign commerce therein.
- (2) The project affects public lands of the United States.
- (3) The applicant is a corporation organized under the laws of the State of Maine and has submitted satisfactory evidence of compliance with the requirements of all applicable State laws insofar as necessary to effect the purposes of a license for the project.
- (4) No conflicting application is before the Commission. Public notice has been given as required by the Act.
- (5) The project does not affect any Government dam, nor will the issuance of a license therefor as hereinafter provided affect the development of any water resources for public purposes which should be undertaken by the United States.
- (6) The issuance of a license for the project as hereinafter provided will not interfere or be inconsistent with the purposes of any withdrawal of public lands.
- (7) Under present circumstances and conditions and upon the terms hereinafter imposed, the proposed project is best adapted to a comprehensive plan for the improvement and utilization of water-power development, and for other beneficial public purposes, including recreational purposes.

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- (8) The installed horsepower capacity of the project hereinafter authorized is 85,800 horsepower, and the total energy to be generated thereby will be used for public-utility purposes.
- (9) The applicant has filed satisfactory evidence of its financial ability to construct and operate the proposed project.
- (10) The amount of annual charges to be paid under the license for reimbursing the United States for the costs of administration of Part I of the Act, and for recompensing it for the use, occupancy and enjoyment of its lands is reasonable as hereinafter fixed and specified.
- (11) In accordance with Section 10 (d) of the Act, the rate of return upon the net investment in the project, and the proportion of surplus earnings to be paid into and held in amortization reserves, are reasonable as hereinafter specified.
- (12) The two 138-kilovolt transmission lines from the Lower Salmon Falls switchyard to but not including the applicant's King Substation, mentioned in paragraph (b) above are primary lines as the term is defined in Section 3 (11) of the Act.
- (13) The exhibits designated and described in paragraphs (a) and (b) above conform to the Commission's rules and regulations and should be included as part of the license for the project.

The Commission orders:

- (A) This license is issued to Idaho Power Company, of Boise, Idaho, under Section 4 (e) of the Act for a period of 50 years, effective as of December 24, 1947, for the construction, operation and maintenance of Project No. 2061, subject to the terms and conditions of the Act which are incorporated by reference as a part of this license, and subject to such rules and regulations as the Commission has issued or prescribed under the provisions of the Act.
- (B) This license shall also be subject to the terms and conditions set forth in Form L-6 entitled "Terms and Conditions of License for Unconstructed Major Project Affecting Navigable Waters and Lands of the United States", which terms and conditions, described as Articles 1 through 27, are attached hereto and made a part hereof, except for Article 23, and subject to the following special conditions set forth herein as additional articles:

Article 28. At such time and to the extent that it is economically sound and in the public interest to do so the Licensee shall install such additional generating equipment as the Commission may direct after notice and opportunity for hearing.

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Article 29. To the extent that it has not already been so done, the Licensee shall clear all lands in the bottom and margins of the reservoir between high-water elevation and a plane at low-water elevation, and shall cut all trees and brush within the area below the low-water elevation so that no brush or trees will protrude above said elevation; and shall dispose of all temporary structures, unused timber, slash, refuse, or inflammable material resulting from the clearing of the lands or from the construction of the project works. In addition, all trees along the high-water line of the reservoir which die during the operation of the project shall be removed. The clearing of the land and the disposal of the material shall be done with due diligence and to the satisfaction of the authorized representative of the Commission.

Article 30. The Licensee agrees that should the project works be damaged or the power output of the project be reduced by subsequent upstream diversion of the waters of the Snake River by the United States in connection with its irrigation and conservation program, then the United States shall have the option, in full settlement of any and all claims by the Licensee, of paying such damages as the Licensee shall then be entitled to receive as a matter of law, or of acquiring the Licensee's Project in the manner provided by the Act.

Article 31. The Commission reserves the right to determine at a future date after further investigation reasonable requirements and regulations in the interest of fish and wildlife.

Article 32. The Licensee shall pay to the United States the following annual charges:

- (i) For the purpose of reimbursing the United States for the costs of administration of Part I of the Act, one (1) cent per horsepower on the authorized installed capacity (65,800 horsepower), plus two and one-half (2½) cents per 1,000 kilowatt-hours of gross energy generated by the project during the calendar year for which the charge is made;
- (ii) For the purpose of recompensing the United States for the use, occupancy and enjoyment of its lands, \$173.62.

Article 33. The actual legitimate original cost, estimated where not known, and the accrued depreciation of such parts, if any, of the old development that became a part of the new project, shall be determined by the Commission, as of the effective date of this license, namely December 24, 1947, in accordance with the Act and the rules and regulations of the Commission, and such original cost less such accrued depreciation, so determined, shall be the net investment in the project as of such effective date.

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Article 34. The actual legitimate original cost of the newly constructed parts of the project, and of any addition to or betterment of the project, shall be determined by the Commission in accordance with the Act and the Commission's rules and regulations thereunder.

- (C) The exhibits designated and described in paragraphs (a) and (b) above are approved as part of this license.
- (D) This order shall become final 30 days from the date of its issuance unless application for rehearing shall be filed as provided by Section 313 (a) of the Act.
- (E) This license shall be accepted and returned to the Commission within 60 days from date of issuance of this order.

By the Commission.

J. H. Gutride,
Acting Secretary.

Date of Issuance: October 26, 1951

19924

FEDERAL POWER COMMISSION
WASHINGTON 25

RECEIVED
JAN 2 1952
Department of Reclamation

Project No. 2061
Idaho Power Company

DEC 29 1951

Department of Reclamation
State of Idaho
State House
Boise, Idaho

Gentlemen:

Enclosed for your information is a copy of the Order dated October 23, 1951, and Form L-6 constituting the license for Project No. 2061 of Idaho Power Company, located on the Snake River in Gooding and Twin Falls Counties, Idaho.

Very truly yours,


J. H. Gutride
Acting Secretary

Enclosure No. 55614
Copy of license

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10/23/51

IN TESTIMONY OF ACCEPTANCE of all the provisions, terms and conditions of this license, Idaho Power Company, this 2nd day of November, 1951, has caused its corporate name to be signed hereto by T. E. Roach, its President, and its corporate seal to be affixed hereto and attested by A. C. Imeson, its Secretary, pursuant to a resolution of its Board of Directors duly adopted on the 19th day of July, 1951, a certified copy of the record of which is attached hereto.

IDAHO POWER COMPANY

By:

T. E. Roach

President

Attest:

A. C. Imeson

Secretary

(Executed in quadruplicate)

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UNITED STATES OF AMERICA
FEDERAL POWER COMMISSION

RECEIVED
OCT 29 1951
Department of Reclamation

Before Thomas C. Buchanan, Acting Chairman; Claude L. Draper
Commissioners: and Nelson Lee Smith.

October 23, 1951

In the Matter of

Idaho Power Company

Project No. 2061

ORDER ISSUING LICENSE (MAJOR)

Application was filed October 23, 1950 by Idaho Power Company, of Boise, Idaho, for license under the Federal Power Act (hereinafter referred to as the Act) for a redeveloped hydroelectric development, designated as Project No. 2061 and known as the Lower Salmon Falls Project, located on the Snake River in Gooding and Twin Falls Counties, Idaho, and affecting public lands of the United States.

The redeveloped project consists of:

- (a) All lands constituting the project area and enclosed by the project boundary or the limits of which are otherwise defined, and/or interest in such lands necessary or appropriate for the purposes of the project, whether such lands or interest therein are owned or held by the applicant or by the United States; such project area and project boundary being more specifically shown and described by certain exhibits which formed part of the application for license and which are designated and described as follows:

Exhibit J: Drawing No. E-9640 (FPC No. 2061-1), entitled "General Map," signed Idaho Power Company by T. E. Roach, President, on October 16, 1950.

Exhibit K: Drawing No. E-9641 in five sheets (FPC Nos. 2061-2 to -6, inclusive), entitled "Detail Map," signed Idaho Power Company by T. E. Roach, President, on October 16, 1950.

- (b) Principal structures comprising a concrete dam with a gated spillway section; a fish ladder; a reservoir approximately 7 miles long with area of about 600 acres and normal water surface at elevation 2,798 feet at the dam; a reinforced concrete powerhouse integral with the dam with four 15,000-kilowatt semioutdoor-type generators driven by three 21,000-horsepower

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turbines and one 22,800-horsepower turbine; transformers, high-tension circuits and switchyard; two 138-kilovolt transmission lines from the switchyard to the company's King substation; appurtenant facilities; and provision for the installation of an additional generating unit; the location, nature, and character of which are more specifically shown and described by the exhibits hereinbefore cited and by certain other exhibits which also formed part of the application for license and which are designated and described as follows:

Exhibit L: General Design Drawing No. E-9642 in six sheets, signed Idaho Power Company by T. E. Roach, President, on October 16, 1950, comprising:

Sheet 1 (FPC No. 2061-7) entitled "General Plan & Elevation";

Sheet 2 (FPC No. 2061-8), entitled "Dam, Spillway & Sections";

Sheet 3 (FPC No. 2061-9), entitled "Power House Plans";

Sheet 4 (FPC No. 2061-10), entitled "Power House Cross Section";

Sheet 5 (FPC No. 2061-11), entitled "Power House Longitudinal Cross Section";

Sheet 6 (FPC No. 2061-12), entitled "One Line Wiring Diagram."

Exhibit M: Statement in one sheet entitled "General Description and Specifications of Equipment," signed Idaho Power Company by T. E. Roach, President, on October 16, 1950.

- (c) All other structures, fixtures, equipment, or facilities used or useful in the construction, operation, and maintenance of the project and located in the project area, including such portable property as may be used or useful in connection with the project whether located on or off the project area, if and to the extent that the inclusion of such property as part of the project is approved or acquiesced in by the Commission; also all riparian and other rights, the use or possession of which is necessary or appropriate in the maintenance or operation of the project.

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The above-described project replaces a smaller development at the Lower Salmon site which was licensed by the Commission to Idaho Power Company as Project No. 457. In fact, the newly reconstructed project was included under the license for the old project by amendment thereto issued December 24, 1947. However, the smaller development ceased operation on about May 15, 1947 and was completely removed on about November 24, 1948 and Idaho Power Company subsequently applied for surrender of its license for Project No. 457 and asked for a new license for the reconstructed development, pursuant to which the Commission by order dated September 12, 1950 accepted surrender of the license, effective upon the issuance of a new license for the reconstructed development. Construction of the redeveloped project commenced in November of 1946 and its operation began on February 25, 1949.

The Chief of Engineers, Department of the Army, and the Assistant Secretary of the Interior, have reported favorably on the application as hereinafter provided.

The Commission finds:

- (1) The redeveloped project affects the navigable capacity of Snake River below Enterprise, Idaho, and the interests of interstate or foreign commerce therein.
- (2) The project affects public lands of the United States.
- (3) The applicant is a corporation organized under the laws of the State of Maine and has submitted satisfactory evidence of compliance with the requirements of all applicable State laws insofar as necessary to effect the purposes of a license for the project.
- (4) No conflicting application is before the Commission. Public notice has been given as required by the Act.
- (5) The project does not affect any Government dam, nor will the issuance of a license therefor as hereinafter provided affect the development of any water resources for public purposes which should be undertaken by the United States.
- (6) The issuance of a license for the project as hereinafter provided will not interfere or be inconsistent with the purposes of any withdrawal of public lands.
- (7) Under present circumstances and conditions and upon the terms hereinafter imposed, the proposed project is best adapted to a comprehensive plan for the improvement and utilization of water-power development, and for other beneficial public purposes, including recreational purposes.

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- (8) The installed horsepower capacity of the project hereinafter authorized is 85,500 horsepower, and the total energy to be generated thereby will be used for public-utility purposes.
- (9) The applicant has filed satisfactory evidence of its financial ability to construct and operate the proposed project.
- (10) The amount of annual charges to be paid under the license for reimbursing the United States for the costs of administration of Part I of the Act, and for recompensing it for the use, occupancy and enjoyment of its lands is reasonable as hereinafter fixed and specified.
- (11) In accordance with Section 10 (d) of the Act, the rate of return upon the net investment in the project, and the proportion of surplus earnings to be paid into and held in amortisation reserves, are reasonable as hereinafter specified.
- (12) The two 138-kilovolt transmission lines from the Lower Salmon Falls switchyard to but not including the applicant's King Substation, mentioned in paragraph (b) above are primary lines as the term is defined in Section 3 (11) of the Act.
- (13) The exhibits designated and described in paragraphs (a) and (b) above conform to the Commission's rules and regulations and should be included as part of the license for the project.

The Commission orders:

- (A) This license is issued to Idaho Power Company, of Boise, Idaho, under Section 4 (e) of the Act for a period of 50 years, effective as of December 24, 1947, for the construction, operation and maintenance of Project No. 2061, subject to the terms and conditions of the Act which are incorporated by reference as a part of this license, and subject to such rules and regulations as the Commission has issued or prescribed under the provisions of the Act.
- (B) This license shall also be subject to the terms and conditions set forth in Form L-6 entitled "Terms and Conditions of License for Unconstructed Major Project Affecting Navigable Waters and Lands of the United States", which terms and conditions, described as Articles 1 through 27, are attached hereto and made a part hereof, except for Article 23, and subject to the following special conditions set forth herein as additional articles:

Article 28. At such time and to the extent that it is economically sound and in the public interest to do so the Licensee shall install such additional generating equipment as the Commission may direct after notice and opportunity for hearing.

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Article 29. To the extent that it has not already been so done, the Licensee shall clear all lands in the bottom and margins of the reservoir between high-water elevation and a plane at low-water elevation, and shall cut all trees and brush within the area below the low-water elevation so that no brush or trees will protrude above said elevation; and shall dispose of all temporary structures, unused timber, slash, refuse, or inflammable material resulting from the clearing of the lands or from the construction of the project works. In addition, all trees along the high-water line of the reservoir which die during the operation of the project shall be removed. The clearing of the land and the disposal of the material shall be done with due diligence and to the satisfaction of the authorized representative of the Commission.

Article 30. The Licensee agrees that should the project works be damaged or the power output of the project be reduced by subsequent upstream diversion of the waters of the Snake River by the United States in connection with its irrigation and conservation program, then the United States shall have the option, in full settlement of any and all claims by the Licensee, of paying such damages as the Licensee shall then be entitled to receive as a matter of law, or of acquiring the Licensee's Project in the manner provided by the Act.

Article 31. The Commission reserves the right to determine at a future date after further investigation reasonable requirements and regulations in the interest of fish and wildlife.

Article 32. The Licensee shall pay to the United States the following annual charges:

- (i) For the purpose of reimbursing the United States for the costs of administration of Part I of the Act, one (1) cent per horsepower on the authorized installed capacity (85,800 horsepower), plus two and one-half (2½) cents per 1,000 kilowatt-hours of gross energy generated by the project during the calendar year for which the charge is made;
- (ii) For the purpose of recompensing the United States for the use, occupancy and enjoyment of its lands, \$173.62.

Article 33. The actual legitimate original cost, estimated where not known, and the accrued depreciation of such parts, if any, of the old development that became a part of the new project, shall be determined by the Commission, as of the effective date of this license, namely December 24, 1947, in accordance with the Act and the rules and regulations of the Commission, and such original cost less such accrued depreciation, so determined, shall be the net investment in the project as of such effective date.

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Article 34. The actual legitimate original cost of the newly constructed parts of the project, and of any addition to or betterment of the project, shall be determined by the Commission in accordance with the Act and the Commission's rules and regulations thereunder.

- (C) The exhibits designated and described in paragraphs (a) and (b) above are approved as part of this license.
- (D) This order shall become final 30 days from the date of its issuance unless application for rehearing shall be filed as provided by Section 313 (a) of the Act.
- (E) This license shall be accepted and returned to the Commission within 60 days from date of issuance of this order.

By the Commission.

J. H. Gutride,
Acting Secretary.

Date of Issuance: October 26, 1951

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10/23/51

IN TESTIMONY OF ACCEPTANCE of all the provisions, terms and conditions of this license, Idaho Power Company, this _____ day of _____, 1951, has caused its corporate name to be signed hereto by _____, its _____ President, and its corporate seal to be affixed hereto and attested by _____ its _____ Secretary, pursuant to a resolution of its Board of Directors duly adopted on the _____ day of _____, 1951, a certified copy of the record of which is attached hereto.

IDAHO POWER COMPANY

By:

President

Attest:

Secretary

(Executed in quadruplicate)

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FEDERAL POWER COMMISSION

TERMS AND CONDITIONS OF LICENSE
FOR UNCONSTRUCTED MAJOR PROJECT AFFECTING
NAVIGABLE WATERS AND LANDS OF THE UNITED STATES

Article 1. The entire project, as described in the order of the Commission, shall be subject to all the provisions, terms, and conditions of the license.

Article 2. No substantial change shall be made in the maps, plans, specifications, and statements described and designated as exhibits and approved by the Commission in its order as a part of the license until such change shall have been approved by the Commission: Provided, however, that if the Licensee or the Commission deems it necessary or desirable that said approved exhibits, or any of them, be changed, there shall be submitted to the Commission for approval amended, supplemental, or additional exhibit or exhibits covering the proposed changes which, upon approval by the Commission, shall become a part of the license and shall supersede, in whole or in part, such exhibit or exhibits theretofore made a part of the license as may be specified by the Commission.

Article 3. Said project works shall be constructed in substantial conformity with the approved exhibits referred to in Article 2 herein or as changed in accordance with the provisions of said article. Except when emergency shall require for the protection of navigation, life, health, or property, no substantial alteration or addition not in conformity with the approved plans shall be made to any dam or other project works under the

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license without the prior approval of the Commission; and any emergency alteration or addition so made shall thereafter be subject to such modification and change as the Commission may direct. Minor changes in the project works or divergence from such approved exhibits may be made if such changes will not result in decrease in efficiency, in material increase in cost, or in impairment of the general scheme of development; but any of such minor changes made without the prior approval of the Commission, which in its judgment have produced or will produce any of such results, shall be subject to such alteration as the Commission may direct. The licensee shall comply with such rules and regulations of general or special applicability as the Commission may from time to time prescribe for the protection of life, health, or property.

Article 4. The construction, operation, and maintenance of the project and any work incident to additions or alterations, whether or not conducted upon lands of the United States, shall be subject to the inspection and supervision of the Regional Engineer, Federal Power Commission, in the region wherein the project is located, or of such other officer or agent as the Commission may designate, who shall be the authorized representative of the Commission for such purposes. The Licensee shall furnish to said representative such information as he may require concerning the construction, operation, and maintenance of the project, and of any alteration thereof, and shall notify him of the date upon which work will begin, and as far in advance thereof as said representative may reasonably specify, and shall notify him promptly in writing of any suspension of work for a period of more than one week, and of its

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resumption and completion. The Licensee shall allow him and other officers or employees of the United States, showing proper credentials, free and unrestricted access to, through, and across the project lands and project works in the performance of their official duties.

Article 5. Upon the completion of the project, or at such other time as the Commission may direct, the Licensee shall submit to the Commission for approval revised maps, plans, specifications, and statements insofar as necessary to show any divergence from or variations in the project area and project boundary as finally located or in the project works as actually constructed when compared with the area and boundary shown and the works described in the license or in the maps, plans, specifications, and statements approved by the Commission, together with a statement in writing setting forth the reasons which in the opinion of the Licensee necessitated or justified variations in or divergence from the approved maps, plans, specifications, and statements. Such revised maps, plans, specifications, and statements shall, if and when approved by the Commission, be made a part of the license under the provisions of Article 2 hereof.

Article 6. For the purpose of determining the stage and flow of the stream or streams from which water is to be diverted for the operation of the project works, the amount of water held in and withdrawn from storage, and the effective head on the turbines, the Licensee shall install and thereafter maintain such gages and stream-gaging stations as the Commission may deem necessary and best adapted to the requirements; and shall provide for the required readings of such gages and for the adequate

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rating of such stations. The Licensee shall also install and maintain standard meters adequate for the determination of the amount of electric energy generated by said project works. The number, character, and location of gages, meters, or other measuring devices, and the method of operation thereof, shall at all times be satisfactory to the Commission and may be altered from time to time if necessary to secure adequate determinations, but such alteration shall not be made except with the approval of the Commission or upon the specific direction of the Commission. The installation of gages, the ratings of said stream or streams, and the determination of the flow thereof, shall be under the supervision of, or in cooperation with, the District Engineer of the United States Geological Survey having charge of stream-gaging operations in the region of said project, and the Licensee shall advance to the United States Geological Survey the amount of funds estimated to be necessary for such supervision or cooperation for such periods as may be mutually agreed upon. The Licensee shall keep accurate and sufficient record of the foregoing determinations to the satisfaction of the Commission, and shall make return of such records annually at such time and in such form as the Commission may prescribe.

Article 7. So far as is consistent with proper operation of the project, the Licensee shall allow the public free access, to a reasonable extent, to project waters and adjacent lands owned by the Licensee for the purpose of full public utilization of such lands and waters for navigation and recreational purposes, including fishing and hunting, and shall allow for such purposes the construction of access roads, wharves, landings, and

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other facilities on its lands the occupancy of which may, in appropriate circumstances, be subject to payment of rent to the Licensee in a reasonable amount: Provided, that the Licensee may reserve from public access, such portions of the project waters, adjacent lands, and project facilities as may be necessary for the protection of life, health, and property and Provided further, that the Licensee's consent to the construction of access roads, wharves, landings, and other facilities shall not, without its express agreement, place upon the Licensee any obligation to construct or maintain such facilities.

Article 8. In the construction and maintenance of the project, the location and standards of roads and trails, and other land uses, including the location and condition of quarries, borrow pits, spoil disposal areas, and sanitary facilities, shall be subject to the approval of the department or agency of the United States having supervision over the lands involved.

Article 9. Insofar as any material is dredged or excavated in the prosecution of any work authorized under the license, or in the maintenance of the project, such material shall be removed and deposited so it will not interfere with navigation, and will be to the satisfaction of the District Engineer, Department of the Army, in charge of the locality.

Article 10. In the construction and maintenance of the project works, the Licensee shall place and maintain suitable structures and devices to reduce to a reasonable degree the liability of contact between its transmission lines, and telegraph, telephone, and other signal wires or power transmission lines constructed prior to its transmission lines and not

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owned by the Licensee, and shall also place and maintain suitable structures and devices to reduce to a reasonable degree the liability of any structures or wires falling and obstructing traffic and endangering life on highways, streets, or railroads.

Article 11. The Licensee shall make provision, or shall bear the reasonable cost, as determined by the agency of the United States affected, of making provision for avoiding inductive interference between any project transmission line or other project facility constructed, operated, or maintained under the license, and any radio installation, telephone line, or other communication facility installed or constructed before or after construction of such project transmission line or other project facility and owned, operated, or used by such agency of the United States in administering the lands under its jurisdiction. None of the provisions of this article is intended to relieve the Licensee from any responsibility or requirement which may be imposed by other lawful authority for avoiding or eliminating inductive interference.

Article 12. The Licensee shall clear such portions of transmission line rights-of-way across lands of the United States as are designated by the officer of the United States in charge of the lands; shall keep the areas so designated clear of new growth, all refuse, and inflammable material to the satisfaction of such officer; shall trim all branches of trees in contact with or liable to contact the transmission line; shall cut and remove all dead or leaning trees which might fall in contact with the transmission line; and shall take such other precautions against fire as may be required by such officer. No fires for the burning of waste

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material shall be set except with the prior written consent of the officer of the United States in charge of the lands as to time and place.

Article 13. Timber on lands of the United States cut, used, or destroyed in the construction and maintenance of the project works or in the clearing of said lands shall be paid for in accordance with the requirements of and at the current stumpage rates applicable to the sale of similar timber by the agency of the United States having jurisdiction over said lands; and all slash and debris resulting from the cutting or destruction of such timber shall be disposed of as the officer of such agency may direct.

Article 14. The Licensee shall do everything reasonably within its power and shall require its employees, contractors, and employees of contractors to do everything reasonably within their power, both independently and upon request of officers of the agency of the United States concerned, to prevent, make advanced preparations for suppression, and suppress fires on or near lands occupied under the license.

Article 15. Whenever the United States shall desire to construct, complete, or improve navigation facilities in connection with the project, the Licensee shall convey to the United States, free of cost, such of its lands and its rights-of-way and such right of passage through its dams or other structures, and permit such control of pools as may be required to complete and maintain such navigation facilities.

Article 16. The Licensee shall furnish free of cost to the United States power for the operation and maintenance of navigation facilities at the voltage and frequency required by such facilities and at a point

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adjacent thereto, whether said facilities are constructed by the Licensee or by the United States.

Article 17. The operation of any navigation facilities, which may be constructed as a part of or in connection with any dam or diversion structure constituting a part of the project works, shall at all times be controlled by such reasonable rules and regulations in the interest of navigation, including the control of the level of the pool caused by such dam or diversion structure, as may be made from time to time by the Secretary of the Army. Such rules and regulations may include the construction, maintenance, and operation by the Licensee, at its own expense, of such lights and signals as may be directed by the Secretary of the Army.

Article 18. The United States specifically retains and safeguards the right to use water in such amount, to be determined by the Secretary of the Army, as may be necessary for the purposes of navigation on the navigable waterway affected; and the operations of the Licensee, so far as they affect the use, storage and discharge from storage of waters affected by the license, shall at all times be controlled by such reasonable rules and regulations as the Secretary of the Army may prescribe in the interest of navigation, and as the Commission may prescribe for the protection of life, health, and property, and in the interest of the fullest practicable conservation and utilization of such waters for power purposes and for other beneficial public uses, including recreational purposes; and the Licensee shall release water from the project reservoir at such rate in cubic feet per second, or such volume in acre-feet per specified period of time, as the Secretary of the Army may prescribe in the interest of

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navigation, or as the Commission may prescribe for the other purposes hereinbefore mentioned.

Article 19. The Licensee shall interpose no objection to, and shall in no way prevent, the use by the agency of the United States having jurisdiction over the lands of the United States affected, or by persons or corporations occupying lands of the United States under permit, of water for fire suppression from any stream, conduit or body of water, natural or artificial, used by the Licensee in the operation of the project works covered by the license, or to the use by said parties of water for sanitary and domestic purposes from any stream or body of water, natural or artificial, used by the Licensee in the operation of the project works covered by the license.

Article 20. The Licensee shall be liable for injury to, or destruction of, any buildings, bridges, roads, trails, lands, or other property of the United States, occasioned by the construction, maintenance, or operation of the project works or of the works appurtenant or accessory thereto under the license. Arrangements to meet such liability, either by compensation for such injury or destruction, or by reconstruction or repair of damaged property, or otherwise, shall be made with the appropriate department or agency of the United States.

Article 21. The Licensee shall allow any agency of the United States, without charge, to construct or permit to be constructed on, through, and across the project lands, conduits, chutes, ditches, railroads, roads, trails, telephone lines, and other means of transportation and communication not inconsistent with the enjoyment of said lands by the Licensee for

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the purposes stated in the license. This article shall not be construed as conferring upon the Licensee any right of use, occupancy, or enjoyment of the lands of the United States other than for the construction, operation, and maintenance of the project as stated in the license.

Article 22. There is reserved to the appropriate department or agency of the United States, or of the State or county involved, the right to take over, maintain, and supervise the use of any project road after construction of the project works is completed.

Article 23. The actual legitimate original cost of the original project, and of any addition thereto or betterment thereof, shall be determined by the Commission in accordance with the Act and the Commission's rules and regulations thereunder.

Article 24. After the first twenty (20) years of operation of the project under the license, six (6) percent per annum shall be the specified rate of return on the net investment in the project for determining surplus earnings of the project for the establishment and maintenance of amortization reserves, pursuant to Section 10 (d) of the Act; one-half of the project surplus earnings, if any, accumulated after the first twenty years of operation under the license, in excess of six (6) percent per annum on the net investment, shall be set aside in a project amortization reserve account as of the end of each fiscal year, provided that, if and to the extent that there is a deficiency of project earnings below six (6) percent per annum for any fiscal year or years after the first twenty years of operation under the license, the amount of such deficiency shall be deducted from the amount of any surplus earnings accumulated thereafter until absorbed, and

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one-half of the remaining surplus earnings, if any, thus cumulatively computed, shall be set aside in the project amortization reserve account; and the amounts thus established in the project amortization reserve account shall be maintained therein until further order of the Commission.

Article 25. No lease of the project or part thereof whereby the lessee is granted the exclusive occupancy, possession, or use of project works for purposes of generating, transmitting, or distributing power shall be made without the prior written approval of the Commission; and the Commission may, if in its judgment the situation warrants, require that all the conditions of the license, of the Act, and of the rules and regulations of the Commission shall be applicable to such lease and to such property so leased to the same extent as if the lessee were the Licensee: Provided, that the provisions of this article shall not apply to parts of the project or project works which may be used by another jointly with the Licensee under a contract or agreement whereby the Licensee retains the occupancy, possession, and control of the property so used and receives adequate consideration for such joint use, or to leases of land while not required for purposes of generating, transmitting, or distributing power, or to buildings or other property not built or used for said purposes, or to minor parts of the project or project works, the leasing of which will not interfere with the usefulness or efficient operation of the project by the Licensee for such purposes.

Article 26. The Licensee, its successors and assigns will, during the period of the license, retain the possession of all project property covered by the license as issued or as later amended, including the project area,

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the project works, and all franchises, easements, water rights, and rights of occupancy and use; and that none of such properties necessary or useful to the project and to the development, transmission, and distribution of power therefrom will be voluntarily sold, transferred, abandoned, or otherwise disposed of without the approval of the Commission: Provided, that a mortgage or trust deed or judicial sales made thereunder, or tax sales, shall not be deemed voluntary transfers within the meaning of this article. In the event the project is taken over by the United States upon the termination of the license, as provided in Section 14 of the Act, or is transferred to a new licensee under the provisions of Section 15 of the Act, the Licensee, its successors and assigns will be responsible for and will make good any defect of title to or of right of user in any of such project property which is necessary or appropriate or valuable and serviceable in the maintenance and operation of the project, and will pay and discharge, or will assume responsibility for payment and discharge, of all liens or incumbrances upon the project or project property created by the Licensee or created or incurred after the issuance of the license: Provided, that the provisions of this article are not intended to prevent the abandonment or the retirement from service of structures, equipment, or other project works in connection with replacements thereof when they become obsolete, inadequate, or inefficient for further service due to wear and tear, or to require the Licensee, for the purpose of transferring the project to the United States or to a new licensee, to acquire any different title to or right of user in any of such project property than was necessary to acquire for its own purposes as Licensee.

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Form No. F. P. C.-18

INCLOSURE N° 55614

FROM

FEDERAL POWER COMMISSION

149.24

Article 27. The terms and conditions expressly set forth in the license shall not be construed as impairing any terms and conditions of the Federal Power Act which are not expressly set forth herein.

1992⁴

✓
October 4, 1950

Re: Permit No. 19924

Mr. A. C. Inman
C/o Idaho Power Company
Boise, Idaho

Dear Mr. Inman:

We enclose herein Certificate of Completion of Works, and License and Certificate of Water Right, issued under Permit No. 19924, confirming the right of the Idaho Power Company to the use of 14,00 second feet of the waters of Snake River, with priority of August 3, 1946; said water to be used for the generation of electric power, with point of diversion and place of use in Lot 7, Section 2, Township 7 South, Range 13 East, B.M.

We also enclose Departmental Receipt No. 22715 for the statutory fees in connection with these proofs, amounting to \$4,267.00.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A
Encls.

Chief Clerk

14924

19924

October 4, 1950

Elizabeth D. Armstrong
Assistant Cashier
Fidelity & Deposit Company of Maryland
1318 Continental Bank Building
Salt Lake City, 1, Utah

Re: Bond No. 4850990-Idaho Power Co.
On Permit No. 19924

Dear Madam:

In reply to your letter of October 2, 1950:

Since our records show that the works have been completed under the above numbered Permit, No. 19924, of the Idaho Power Company, the bond is no longer required.

This will be your authority to release the bond from any future liability from and after this date.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A

Chief Clerk.

19924



IDAHO POWER COMPANY

BOISE, IDAHO

October 2, 1950



Mr Mark R Kulp
State Reclamation Engineer
Department of Reclamation
State Capitol Building
Boise, Idaho

Dear Mr Kulp:

Re: Fees for Permits
No 19864 - Lower Malad
No 20223) - Bliss
No 20262)
No 19924 - Lower Salmon

In response to your three letters of September 29, with respect to the above-captioned water permits at the three locations indicated, I am enclosing herewith three Idaho Power Company checks in the amounts of \$5 for license fee under Permit No 19864 (Lower Malad); \$4,514, covering fees for both proof of works and issuance of license, with regard to Permits Nos 20223 and 20262 (Bliss); and for \$4,207, covering fees for proof of works and issuance of license under Permit No 19924 (Lower Salmon).

Very truly yours,

A C Inman
Secretary

ACI:mb
Encl (3)

RECEIVED
OCT 4 1950
Department of Reclamation

14924

Fidelity and Deposit Company

HOME OFFICE OF MARYLAND BALTIMORE 3

FIDELITY AND SURETY
BONDS



BURGLARY AND GLASS
INSURANCE

RONALD D. MCGREGOR
MANAGER
ROBERT B. BULLEN
SPECIAL AGENT

1318 CONTINENTAL BANK BUILDING
SALT LAKE CITY 1, UTAH

RECEIVED
OCT 4 1950

Department of Reclamation

October 2, 1950

Mr. Mark R. Kulp
Department of Reclamation
Capitol Bldg.
Boise, Idaho

Re: Bond No. 4850990 - Idaho Power Company to State of Idaho
Water Permit Bond -
App. No. 27455 - Permit No. 19924

Dear Sir:

You have copy of Mr. G.H. Petersen's letter of September 26, 1950, addressed to our agents, Wegener & Daly of Boise, Idaho, advising that the Idaho Power Company has proved up on this water permit.

In order to close our file, we would appreciate your releasing our bond.

The enclosed copy of this letter may be used for reply.

Yours very truly,


Elizabeth D. Armstrong
Asst. Cashier

EA
Encl.

14424

FIDELITY AND DEPOSIT COMPANY OF MARYLAND

HOME OFFICE - BALTIMORE 3

FIDELITY AND SURETY
BONDS



BURGLARY AND GLASS
INSURANCE

1318 CONTINENTAL BANK BUILDING
SALT LAKE CITY 1, UTAH

TELEPHONE
3-2511

October 2, 1950

Mr. Mark R. Kulp
Department of Reclamation
Capitol Bldg.
Boise, Idaho

Re: Bond No. 4850990 - Idaho Power Company to State of Idaho
Water Permit Bond -
App. No. 27455 - Permit No. 19924

Dear Sir:

You have copy of Mr. G.H. Petersen's letter of September 26, 1950, addressed to our agents, Wegener & Daly of Boise, Idaho, advising that the Idaho Power Company has proved up on this water permit.

In order to close our file, we would appreciate your releasing our bond.

The enclosed copy of this letter may be used for reply.

Yours very truly,

EA
Encl.

Elizabeth A. Armstrong
Asst. Cashier

September 29, 1950

Re: Permit No. 19924

Mr. A. C. Inman
C/o Idaho Power Co.
Boise, Idaho

Dear Mr. Inman:

We now have on file the report on examination for completion of works and beneficial use under Permit No. 19924, and are prepared to issue Certificate of Completion of Works and License for 14,000 cubic feet per second from Snake River, with point of diversion in Lot 7, Section 2, Twp. 7 S., Range 13 E., B.M.

The statutory fees in connection therewith amount to \$4,202.00 for completion of works, and \$5.00 for license, or a total of \$4,207.00.

This is in accordance with section 42-221, Idaho Code.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

By
Chief Clerk.

IDAHO POWER COMPANY
BOISE, IDAHO

RECEIVED
SEP 29 1950
Department of Reclamation

September 26, 1950

Wegener & Daly
1st National Bank Bldg
Boise, Idaho

Re: Water Power Bond No 4850990
Dam Permit No 19924

Gentlemen:

We have your premium statement for the continuation of the captioned bond for another year.

Idaho Power Company has proved up on this water permit, so we would appreciate it if you would allow the bond to expire on its expiring date, October 15, 1951.

Yours very truly,

(Sgd) G. H. Petersen

G H Petersen
Special Agent

GHP:ed
Encl

cc - Mr Mark R Kulp
State of Idaho
Department of Reclamation

19924

UNITED STATES OF AMERICA
FEDERAL POWER COMMISSION

Before Thomas C. Buchanan, Acting Chairman; Claude L. Draper,
Commissioners: Nelson Lee Smith and Harrington Wimberly.

September 12, 1950

In the Matter of)
Idaho Power Company)

Project No. 457

RECEIVED
SEP 18 1950
Department of Reclamation

ORDER ACCEPTING SURRENDER OF LICENSE (MAJOR)

An application was filed July 10, 1950, by Idaho Power Company, licensee for major Project No. 457 (known as the Lower Salmon development) for surrender of its license for the project and for issuance of a new 50-year license for a redeveloped project.

The original license for the project, which was already constructed by applicant's predecessor in interest, was issued June 25, 1928, for a period effective January 1, 1928 and terminating June 30, 1970, and covered a project then consisting of a dam about 12 feet high and 783 feet long, and an adjacent powerhouse section with 3 horizontal turbines direct-connected to generators having an installed capacity of 7,600 kilovolt-amperes, operating under a static head of about 36 feet.

In 1946, applicant applied for amendment of the license to provide for redevelopment of the project which would consist of a new concrete dam about 600 feet long and about 40 feet high comprising a gated ogee section about 310 feet long with eight 30' x 14½' Taintor gates, an over-flow section about 200 feet long, located approximately 50 feet downstream from the then existing dam; a fishway; a reinforced concrete powerhouse adjacent to the dam having installed three 21,000 horsepower fixed-blade propeller-type turbines and one 22,800 horsepower Kaplan turbine each connected to a 15,000 kilowatt generator with appurtenant equipment, operating under a static head of 62 feet; provision for the installation of an additional turbine generator unit; and a reservoir with approximately 3,500 acre-feet of pond capacity with 6-foot drawdown.

In May 1947, applicant requested the Commission to consider its still pending application for amendment as an application for a new 50-year license for the redeveloped project and for surrender of the license for the old project when the latter project was taken out of existence and replaced with the new development.

In denying the request, the Commission, in its order dated August 6, 1947, recited that according to the application for amendment of the license to cover the proposed redevelopment, the project site was to be redeveloped to utilize all of the available head, and it appeared, therefore, that the proposed redevelopment was merely an enlargement of the project then covered by the license. For this reason, the Commission concluded that it was not in harmony with the intent of the Federal Power Act to issue a new license for further development of a project already under license.

19924

However, events have not developed as they then appeared to the Commission, for the reason that the project originally covered by the license was not enlarged, but rather, an entirely new project was constructed. Applicant points out that the only property items in the old Lower Salmon Falls project even remotely identical with the new development are certain lands and water rights, although not all of the lands within the old project boundary are within the new, and the water rights attaching to the old project related to 3,250 cfs of water as compared with 17,250 cfs of water for the new project.

Finally, applicant maintains that for the purposes of Section 10(d) of the Act, no net investment remained 20 years after operation of the old project under the license because the complete unit of development went out of existence prior to the end of the first 20 years of operation, the applicant having demolished the old structures.

While the Commission's denial of the applicant's aforementioned 1947 request was in line with the Commission's practice in such circumstances, it appears clearly to have been predicated upon continuance of at least part of the project.

The Commission finds:

Upon the basis of the facts set forth in the applicant's pending application for surrender of license for Project No. 457 and for the concurrent issuance of a new license for the redeveloped new project, acceptance of surrender of the license is appropriate and in the public interest as hereinafter provided.

The Commission orders:

Surrender of the license for Project No. 457 is accepted to be effective upon the issuance of a new license for the project to the applicant, upon filing of appropriate application therefor.

By the Commission.

Leon M. Fuquay,
Secretary.

Date of Issuance: September 15, 1950

14924

January 17, 1950

✓
Re: Permit No. 19924

Idaho Power Company
1220 Idaho Street
Boise, Idaho

ATT: Mr. G. H. Petersen
Special Agent

Dear Mr. Petersen:

We acknowledge receipt of your letter of January 16, 1950, enclosing Affidavit of Publication from the Gooding Leader, in connection with Proofs of Completion of Works and Beneficial Use under Permit No. 19924.

Before final action is taken in the matter, the law requires that a field examination be made by an Engineer from this Department.

We are unable to say just when this examination will be made as this Department has but one Field Engineer who makes examinations all over the State.

However, the Field Engineer for this Department will try and contact someone on the grounds at the time he makes the examination in order that they may show him over the project.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bh

19924



IDAHO POWER COMPANY

BOISE, IDAHO

January 16, 1950

RECEIVED
JAN 17 1950
Department of Reclamation

Mr Mark R Kulp
State Reclamation Engineer
Department of Reclamation
State House
Boise, Idaho

Re: Permits No. 19924 and 20812

Dear Sir:

We are just in receipt of additional copies of Affidavit of Publication in connection with Permits No. 19924 (Lower Salmon) and 20812 (Billingsley Creek) which we are forwarding herewith for your files.

Yours very truly,

G H Petersen
G H Petersen
Special Agent

jh
Encls

19924

AFFIDAVIT OF PUBLICATION

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A.M., on the 19th day of December, 1949, at Boise, County of Ada, State of Idaho, before G. H. Petersen, Notary Public, proof will be submitted of the completion of works for the diversion of 14,000 cubic feet per second of the waters of Snake River and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 19924 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Idaho Power Company, 1220 Idaho St., Boise, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 14,000 cubic feet per second.

3. The use to which said water has been applied is generation of electric power purposes, and the amount applied to beneficial use is 14,000 cubic feet per second.

4. The place where said water is used is Lot 7, Section 2, Twp 7 S., Range 13 E., B.M., approximately 1300 feet distant from the Southwest corner of said Section 2.

5. The date of priority which said user is prepared to establish is August 8, 1900.

MARK H. KULP,
State Reclamation Engineer 1-4

STATE OF IDAHO }
County of Gooding } ss.

I, Leland G. Burress, do solemnly swear that I am the printer and publisher of THE GOODING LEADER, a weekly newspaper of general circulation, published once each week at Gooding, Idaho; that the notice attached hereto was published in said newspaper

four consecutive weeks, the first publication having been made

on the 17th day of Nov, 1949,

and the last publication having been made on the

on the 5th day of Dec, 1949,

that said notice was published in the regular and entire issue of every number of the paper during that period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in Gooding, Gooding County, Idaho, for a period of more than 78 weeks prior to the first publication of the attached notice.

Leland G. Burress
Subscribed and sworn to before me this

13th day of January, 1950.

Helene D. Smith
Notary Public.

19924

✓
December 23, 1949

Re: Permit No. 19924

Idaho Power Company
1220 Idaho Street
Boise, Idaho

ATT: Mr. G. H. Petersen
Special Agent

Dear Mr. Petersen:

We acknowledge receipt of your letter of December 22, 1949, enclosing depositions in Proof of Beneficial Use under Permit No. 19924.

The deposition of Mr. B. C. Russell describes the point of diversion as Lot 4 of Section 2, Township 7 South, Range 13 East. No doubt this is a typographical error as it should be Lot 7, and we can make the correction, with your permission.

We have not received the Affidavit of Publication from the Gooding Leader.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

14924



IDAHO POWER COMPANY

BOISE, IDAHO

December 22, 1949

STATE OF IDAHO)
) ss
COUNTY OF ADA)

I, G H Petersen, a Notary Public in and for the State of Idaho, residing at Boise, Ada County, in said state, do hereby certify that my office at 1220 Idaho Street, Boise, Idaho, was open during the entire day on December 19, 1949, the date set for hearing on proofs for Completion of Works and Application of Water to Beneficial Use under Idaho Power Company water application and Permit #19924; that the attached affidavits were received by affiant in connection with such proof; that no other appearances were made, and that no objections or protests against said proofs were made or filed on said date, or otherwise.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal as Notary Public.


G H Petersen, Notary Public.
My Commission expires July 20, 1953.

(NOTARIAL SEAL)

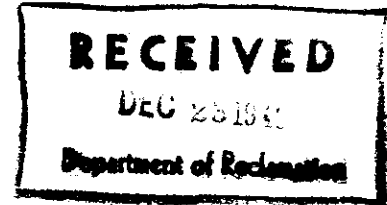
19924



IDAHO POWER COMPANY

BOISE, IDAHO

December 22, 1949



Mr Mark R Kulp
State Reclamation Engineer
Department of Reclamation
Boise, Idaho

Dear Mr Kulp:

Re: Permit No 19924

Pursuant to notice published and given in connection with the above permit, I am enclosing herewith depositions of holder and two witnesses as to both the Completion of Works and Application of Water to Beneficial Use. It is my understanding that you have received an affidavit of publication of notice in The Gooding Leader, and that the enclosed transmittals complete all proofs and other matters necessary to be provided by the Company with respect to the obtainment of license. It is understood that you will bill us for the necessary fees when the license is ready to issue.

Yours very truly,

G H Petersen
G H Petersen
Special Agent

GHP:mb
Encl

19924

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 19924This proof is for Completion of Works & Beneficial Use In Water District No. _____1. Name of applicant Idaho Power Company, Boise, Idaho2. Source of water supply: Snake River3. Location of point of diversion: Is in the Lot 7 of Section 2T. 7 S. R. 13 E. County of Gooding

4. Describe works as they exist, giving dimensions and capacities of same: _____

5. Water is used for: generation of electric power.

6. State whether or not water has been turned into works of diversion: _____

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Lot 7, Section 2, Township 7 South, Range 13 East, B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks:

May 28, 1950. P.F. 1.0. KW 75000 Head 607 Discharge Q = 14600 @ 100%
From Records P.F. 1.0 (KW) 68000 564 Q = 14600 @ 100%

14600 88590 17250 @

17250
3250
14000

This examination was made on the 23rd day of May, 1950

(Signed)

Mark R. Kulp

Examiner.

19924

Idaho Power Co.
Boise, Idaho

Permit No. 19924

Examination for Completion of Works
and Beneficial use

County Gooding

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
 2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
 3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
 4. If any unusual conditions are discovered, make plain statement of them under remarks.
 5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
 6. Give general characteristics of soils, topography, and crops raised.
-
-

75-138

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

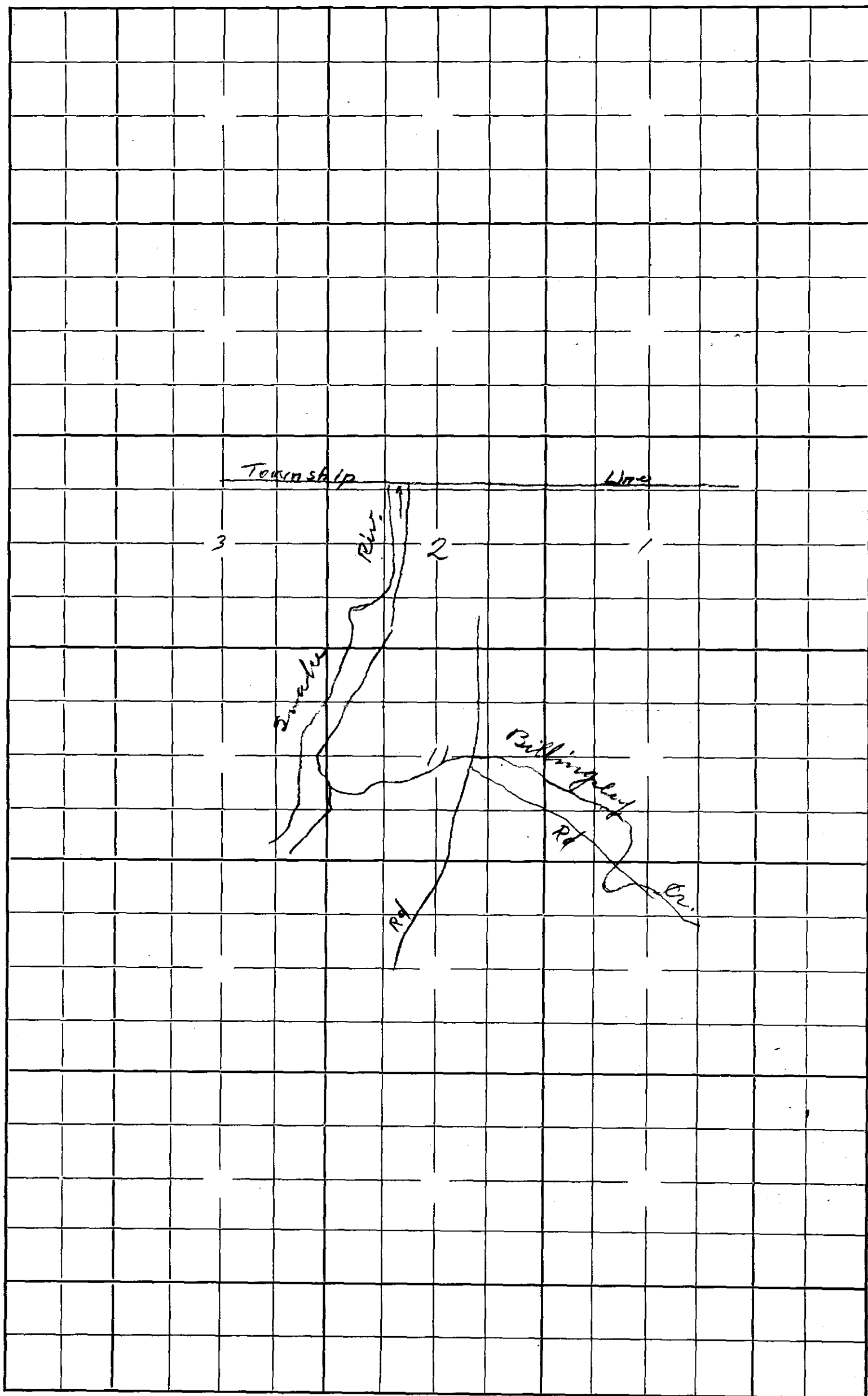
REPORT OF ENGINEER

PERMIT NO. 19924

REPORT ON PROOF OF Completion of Works and Beneficial Use

02-2059 to present license 3685' / 14000 cfs. in addition 02-2001
and 18107-PN 3250 cfs
maximum pool regulation 2798 feet MSL
with 6' pondage regulation with
minimum release of 1000 cfs.
MRE

Q = 14000 cfs



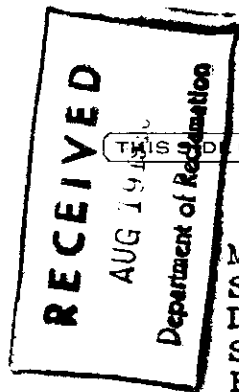
Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

19924

Received publication for Application
No. 27455 to run for the next three
issues.

The Wendell Irrigationist

V.W.F. 19924



THIS SIDE OF CARD IS FOR ADDRESS

Mark R. Kulp
State Reclamation Engineer
Dept. of Reclamation
State House,
Boise, Idaho

PERMIT NO. 19924

Proof of Completion of Works

DEPOSITION OF HOLDER

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. B C Russell, General Superintendent, Idaho Power Company
1220 Idaho Street, Boise, Idaho

Ques. 2. If acting in behalf of a corporation, state its name, principal place of business, your position with reference to same, and your authority for appearing in its behalf.

Ans. Idaho Power Company, 1220 Idaho Street, Boise, Idaho. Affiant is
General Superintendent and a Director of the Company.

Ques. 3. State number and date of permit, amount of water you are authorized to divert, source, and point of diversion.

Ans. Permit No. 19924; issued September 30, 1946; 14,000 cfs of the waters
of Snake River in Lot 4, Sec 2, T 7 S, R 13 E, BM, Gooding County, Idaho.

Ques. 4. State purpose for which water is to be used, and, if for irrigation, state the number of acres and give description of the land you intend to reclaim.

Ans. Electric power generation.

Ques. 5. State whether or not the water has been turned into your works of diversion, and, if so, when and to what extent.

Ans. Yes, September 8, 1949, 14,000 cfs

Ques. 6. State whether or not the works of diversion are fully completed, and whether or not they comply in all respects with the terms of the permit.

Ans. Yes

Ques. 7. If the works of diversion do not comply with all the terms of your permit, state fully those particulars in which there is any variance.

Ans. N/A

Ques. 8. Give description of works, state dimensions and capacity of each part, and give cost of same.

Ans. Concrete dam, 40' high with length at top of 600', length at bottom
600'; concrete spillway and power plant; steel floodgates are provided in dam to
handle approx 50,000 cfs of flood waters; total cost of works: \$10,434,864.00.

(Sign here.)

B. C. Russell

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, in Boise

County of Ada, State of Idaho, on this 19th

day of December A. D. 1949

G. H. Petersen

Notary Public.

My Commission expires July 20, 1953.

19924

1225

The Depositions of two Witnesses, in this form, taken separately, required in each case.

Permit No. 19924

Proof of Completion of Works**DEPOSITION OF WITNESS**

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Henry L Senger, Civil Engineer, 1101 North 20th St, Boise, Idaho.

Ques. 2. Are you acquainted with Idaho Power Company, the holder of Permit No. 19924, authorizing the diversion of 14,000 second-feet of the waters of Snake River, at Lower Salmon Falls for hydroelectric purposes? How long have you known him, and where does he reside?

Ans. Yes, more than 35 years, main office - Boise, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19924, and are you familiar with its terms and conditions?

Ans. Yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. N/A

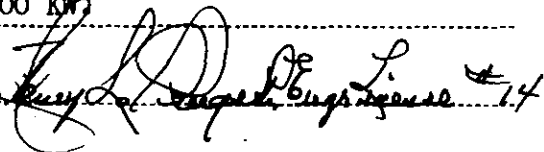
Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. A concrete dam and power plant across Snake River. Dam has eight tainter gates capable of discharging 50,000 cfs. Power Plant consists of four vertical units of 17,500 KVA capacity each. Operating at full capacity, the power plant will utilize in excess of 17,300 cfs for an output of 68,000 KW.

(Sign here)



I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise County of Ada, State of Idaho, on this 19th day of December, A. D. 1949.



19924

Permit No. 19924

Proof of Completion of Works**DEPOSITION OF WITNESS**

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Myron Swendsen, Civil Engineer, 410 So Capitol Blvd, Boise, Idaho.

Ques. 2. Are you acquainted with Idaho Power Company, the holder of Permit No. 19924, authorizing the diversion of 14,000 second-feet of the waters of Snake River, at Lower Salmon Falls hydroelectric for purposes? How long have you known him, and where does he reside?

Ans. Yes, more than 25 years, main office - Boise, Idaho.

Ques. 3. Have you read or heard read said Permit No. 19924, and are you familiar with its terms and conditions?

Ans. Yes

Ques. 4. (If for irrigation purposes). Are you acquainted with the land proposed to be irrigated under said permit? If so, describe same, state its character, and give your estimate of the amount of water required for its profitable cultivation.

Ans. N/A

Ques. 5. Are the works of diversion fully completed and of sufficient capacity to convey the entire amount of water set out in the permit from point of diversion to place of use?

Ans. Yes

Ques. 6. Describe the works of diversion as they now exist, and give your estimate of their capacity.

Ans. A concrete dam and power plant across Snake River. Dam has eight tainter gates capable of discharging 50,000 cfs. Power plant consists of four vertical units of 17,500 KVA capacity each. Operating at full capacity, the power plant will utilize 17,300 cfs for an output of 68,000 KW.

(Sign here.)

Myron Swendsen

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise County of Ada, State of Idaho, on this 19th day of December, A. D. 1949.

J. H. Petersen

19924

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 19924

Proof of Application of Water to Beneficial Use

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. B C Russell, General Superintendent, Idaho Power Company,
1220 Idaho Street, Boise, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. Idaho Power Company, 1220 Idaho Street, Boise, Idaho. Affiant is General
Superintendent and a Director of the Company.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. Permit No. 19924, September 30, 1946, August 8, 1946.

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Snake River - Lower Salmon Falls

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Concrete dam and power plant across the river. Dam has 8 tainter gates capable
of discharging 50,000 cfs. Power plant consists of four vertical units of 17,500
KVA capacity each. Operating at full capacity the power plant will utilize in
excess of 17,300 cfs.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Water is used for the generation of electrical energy for general distribu-
tion for light, heat and power purposes throughout southern Idaho, eastern Oregon
and northern Nevada.

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. Hydroelectric power generation for distribution over transmission and
distribution lines. Generation 91,000 electrical horsepower.

19924

19924

Ques. 8. What is the minimum amount of water required for the purpose specified above?
Ans. 16,000 cfs

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.
Ans.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.
Ans. On November 10, 1949, the plant utilized 16,700 cfs with an output of
68,000 KW.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.
Ans. In addition to amount of water applied for under this Permit, Holder has
water licenses Nos. 3685 (1,700 and 1,300 cfs) and 18107 (250 cfs) aggregating
3,250 cfs.

(Sign) B. L. Russell
General Superintendent

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada, State of Idaho, on this 19th day of December, A. D. 19 49.

J. H. Petersen
Notary Public residing in Boise, Idaho.

My commission expires July 20, 1953.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19924

Proof of Application of Water to Beneficial Use
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Henry L Senger, 71, Civil Engineer, 1101 North 20th St, Boise, Idaho.

Ques. 2. Are you acquainted with Idaho Power Company, the holder of Permit No. 19924? How long have you known him and where does he reside?

Ans. Yes, more than 35 years.

Ques. 3. Have you read or heard read said Permit No. 19924, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Snake River at Lower Salmon Falls, approximately 1,300 feet from the Southwest Corner of Section 2, T 7 S, R 13 E, BM, in Lot 7 of said Section 2. Concrete dam and power plant across Snake River.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. I estimate works will convey in excess of 17,300 cfs and I have seen 16,700 cfs so conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. Water is used for the generation of electrical energy for general distribution, for light, heat and general power purposes throughout southern Idaho, eastern Oregon and northern Nevada.

19924

Ques. 7. If for power or other purposes ~~than irrigation~~, state how water has been applied and to what extent

Ans. Hydroelectric power generation for distribution ^{over} (of) transmission and distribution lines. Said water has been applied to the extent of 17,300 cfs.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. N/A

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. On November 10, 1949, I witnessed the use of 16,700 cfs through the power plant with the forebay 4.0 feet below the crest of the spillway.

(Signed)

Ruby A. Super, Ref. Exp. License #14

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this day of December 19, A. D. 19 49.

J. H. Peterson

Notary Public.

My commission expires July 20, 1953.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 19924

Proof of Application of Water to Beneficial Use
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Myron Swendsen, 57, Civil Engineer, 410 So Capitol Blvd, Boise, Idaho.

Ques. 2. Are you acquainted with Idaho Power Company, the holder of Permit No. 19924? How long have you known him and where does he reside?

Ans. Yes, more than 25 years.

Ques. 3. Have you read or heard read said Permit No. 19924, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Snake River at Lower Salmon Falls, approximately 1,300 feet from the Southwest Corner of Section 2, T 7 S, R 13 E, BM, in Lot 7 of said Section 2; concrete dam and power plant across Snake River.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. I estimate works will convey in excess of 17,300 cfs and I have seen 16,700 cfs so conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. Water is used for the generation of electrical energy for general distribution, for light, heat and general power purposes throughout southern Idaho, eastern Oregon and northern Nevada.

19924

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent

Ans. Hydroelectric power generation for distribution of transmission and distribution lines. Said water has been applied to the extent of 17,300 cfs.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. N/A

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. On November 10, 1949, I witnessed the use of 16,700 cfs through the power plant, with the forebay 4.0 feet below the crest of the spillway.

(Signed) X Myron Swendsen

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this day of December 19, A. D. 1949.

J. H. Peterson

Notary Public.

My commission expires July 20, 1953.

A SCOTCH TELEGRAM

The Gooding Leader

ONE COST—ONE COVERAGE—ONE GOOD NEWSPAPER

Oct. 29, 1949

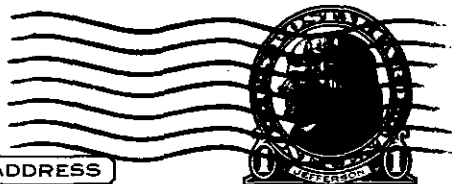
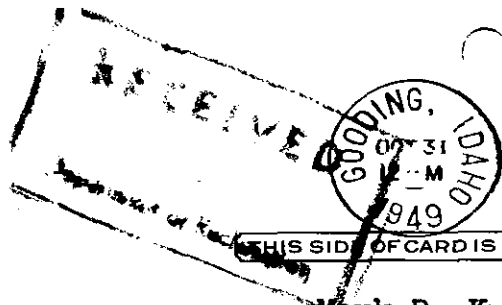
Dear Mr. Kulp:

First publication of notices Permits
Nos. 19924 and 20812 will be made Nov. 24.
The fourth publication will be Dec. 15, which
is before the Dec. 19 deadline.

Yours truly,

The Gooding Leader
Gooding, Idaho

19924



THIS SIDE OF CARD IS FOR ADDRESS

Mark R. Kulk
State Reclamation Engineer
State of Idaho
Boise, Idaho

Attention: Jeanne L. Anderson, chief clerk

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: October 23, 1949

Re: Permits Nos. 19924 & 20612

The Cooling Leader

Cooling, Idaho

Gentlemen:

two

Enclosed you will find ~~two~~ notices for publication once a week for four consecutive weeks prior to December 19, 1949 the date set for proof, the expense of the publication to be paid by the applicant, Idaho Power Co. of 1220 Idaho St., Boise, Idaho, to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice, and furnish this office with a copy of the first publication.

Very truly yours,

MARK L. KUPP

State Reclamation Engineer

By

2 enclosures.

Chief Clerk

14924

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M., on the 19th day of December, 1949, at Boise, County of Ada, State of Idaho, before C. H. Petersen, Notary Public, proof will be submitted of the completion of works for the diversion of 14,000 cubic feet per second of the waters of Snake River and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 19924 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Idaho Power Company, 1820 Idaho St., Boise, Idaho
2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 14,000 cubic feet per second.
3. The use to which said water has been applied is generation of electric power purposes, and the amount applied to beneficial use is 14,000 cubic feet per second.
4. The place where said water is used is Lot 7, Section 2, Twp. 7 S., Range 13 E., E.M., approximately 1300 feet distant from the Southwest corner of said Section 2.
5. The date of priority which said user is prepared to establish is August 8, 1946.

MARK A. AUSTIN

State Reclamation Engineer

19924

October 27, 1949

Mr. G. H. Petersen
C/o Idaho Power Company
1220 Idaho Street
Boise, Idaho

Dear Mr. Petersen:

In sending Notice of Proof to be made under Permit No. 19924, you no doubt overlooked the fact that Completion of Works Proof had not yet been made.

I have prepared another form of notice, including both Completion of Works and Beneficial Use Proof and if this meets with your approval, please call me up and I will start the notice on its way to the newspaper for publication.

I think some of these blank forms were previously sent to Mr. Hansen, but on account of his absence from the city, they were probably lost in the shuffle.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn
Enc.

19924

19924

Form No. 11

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) October 25, 1949

(P. O.) 1220 Idaho Street, Boise, Idaho

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
THE GOODING LEADER of Gooding, Idaho published in
the county in which the works are situated.

IDAHO POWER COMPANY

By

J. H. Petersen

Special Agent

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

B. C. Russell

Engineer.

19924

UNITED STATES OF AMERICA
FEDERAL POWER COMMISSION

Before Nelson Lee Smith, Chairman; Thomas C. Buchanan and
Commissioners: Claude L. Draper.

October 18, 1949

In the Matters of)
Idaho Power Company) Projects Nos. 457 and 503

EXTENSION OF TIME FOR THE FILING OF
INITIAL STATEMENTS OF EARNINGS

By letter of August 29, 1949, the Idaho Power Company has stated that it will be able to complete its initial statements of earnings for Lower Salmon Project 457 and Swan Falls Project 503 on or before October 31, 1949.

By order of May 11, 1949, the Commission had granted an extension of time for such filings until June 30, 1949. It appears that good cause exists for granting a further extension of time.

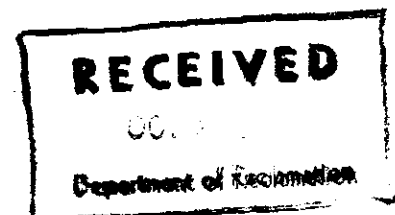
The Commission orders:

The time for filing the initial statements of earnings for Projects 457 and 503 be and it hereby is extended to October 31, 1949.

By the Commission.

Leon M. Fuquay,
Secretary.

Date of Issuance: October 19, 1949



19924

Form No. F. P. C.-18

INCLOSURE

6371

FROM

FEDERAL POWER COMMISSION

19924

19924

October 5, 1949

Mr. A. C. Inman
C/o Idaho Power Company
1220 Idaho Street
Boise, Idaho

Dear Mr. Inman:

As per your telephone request, we are enclosing the necessary forms for Notice of Proof of Completion of Works and Beneficial Use under your Permit No. 19924.

We are also enclosing the necessary forms for Notice of Beneficial Use Proof under Permit No. 20812 on Billingsley Creek; also Form 6 for making Proof of Completion of Works under this Permit. We think this form was enclosed in our form letter of October 4, 1949, but are enclosing others, just in case.

You will note that a duplicate supply of all these forms ^{is} ~~are~~ being sent so that you may retain one of each for your own files.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

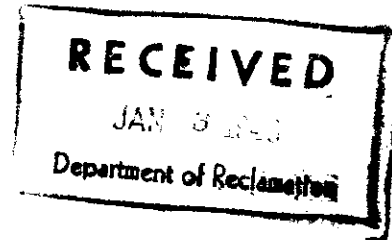
A:bh
Enc.

19924

FEDERAL POWER COMMISSION
WASHINGTON 25

Project No. 457-Idaho

DEC 31 1947

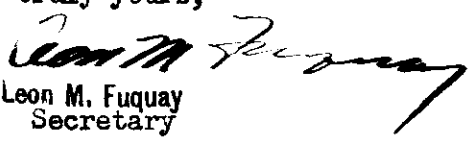


Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Inclosed for your information is a copy of Amend-
ment No. 3 of the license for Project No. 457 of Idaho Power
Company, located on Snake River in Gooding and Twin Falls
Counties, Idaho, which provides for reconstruction of the
project.

Very truly yours,


Leon M. Fuquay
Secretary

Inclosure No. 6371:
Copy of Amendment No. 3 of license

199261

FEDERAL POWER COMMISSION
AMENDMENT NO. 3 OF LICENSE
PROJECT NO. 457-IDAHO
IDAHO POWER COMPANY

The license for Project No. 457, issued June 25, 1928, to Idaho Power Company, Licensee, and subsequently amended, is hereby further amended to provide for the reconstruction of the project; said amendment being:

PARAGRAPH I. Article 2 of the license as amended May 13, 1935, is hereby further amended to read as follows:

Article 2. The project covered by and subject to this license and known as Lower Salmon Falls Project is located on Snake River, near Gooding, Idaho, and consists of -

A. All lands constituting the project area and inclosed by the project boundary, the use and occupancy of which are or will be valuable or serviceable in the maintenance and operation of the project, or to which are appurtenant the rights, easements, or interests necessary or useful for the purposes of the project; such project area and project boundary being more specifically shown and described by certain exhibits which formed part of the application for license or application for amendment thereof and which are designated and described as follows:

Exhibit F: statement of land rights, signed by W. R. Putnam, Vice President, and received in the office of the Federal Power Commission December 17, 1923;

Exhibit J: General map, Drawing ZE-2112-A (FPC No. 457-19), signed Idaho Power Company, by C. J. Strike, President and General Manager, on July 27, 1946;

Exhibit K: Detail map of project area in five sheets comprising:

Sheet 1, Drawing ZE-2090-1A (FPC No. 457-20), signed Idaho Power Company, by C. J. Strike, President and General Manager, on July 27, 1946;

11424

Sheet 2, revised, Drawing ZE-2090 (FPC No. 457-3), signed Idaho Power Company, by W. R. Putnam, Vice President, on November 22, 1923, revised and reapproved by the Commission on October 17, 1928;

Sheets 3 and 4, Drawing ZE-2090 (FPC No. 457-4 and 5), signed Idaho Power Company, by W. R. Putnam, Vice President, on November 22, 1923;

Sheet 5, Drawing ZE-2090-5A (FPC No. 457-18), signed Idaho Power Company, by C. J. Strike, President and General Manager, on July 27, 1946.

B. All water rights reference to which is made in a certain exhibit which accompanied the application for license, and which is designated and described as follows:

Exhibit B: Statement of the nature, extent, and ownership of water rights, signed by W. R. Putnam, Vice President, and received in the office of the Federal Power Commission December 17, 1923.

C. All project works consisting principally of a concrete dam about 40 feet high comprising a gated ogee section with eight taintor gates, an overflow section and a non-overflow section, located approximately 50 feet downstream from dam originally licensed; a fishway; a reservoir of approximately 3,500 acre-feet capacity with a six-foot draw-down; a reinforced concrete powerhouse adjacent to the dam having installed four turbines each connected to a 15,000-kilowatt generator; a switching station; and a 138-kv. tap line extending from Lower Salmon Falls plant to its junction with the Boise-Hagerman Valley 138-KV transmission line; with appurtenant equipment and facilities, and certain provisions for the installation of an additional turbine-generator unit; the location, nature and character of which project works are more specifically shown and described by the exhibits hereinbefore cited and by certain other exhibits which also formed part of the application for license or application for amendment of license and which are designated and described as follows:

Exhibit L: Drawings in six sheets signed Idaho Power Company, by C. J. Strike, President, on July 27, 1946, comprising:

Sheet 1, Drawing E-70845 (FPC No. 457-21), entitled "General Layout";

Sheet 2, Drawing E-70846 (FPC No. 457-22), entitled "Dam & Spillway";

Sheet 3, Drawing E-70847 (FPC No. 457-23),
entitled "Powerhouse Plans";

Sheet 4, Drawing E-70848 (FPC No. 457-24),
entitled "Powerhouse Cross Sections";

Sheet 5, Drawing E-70849 (FPC No. 457-25),
entitled "Powerhouse Longitudinal Section";

Sheet 6, Drawing E-71049 (FPC No. 457-26),
entitled "One Line Wiring Diagram";

Exhibit M: General Descriptions and Specifications of
Equipment in one sheet signed Idaho Power Company,
by C. J. Strike, President and General Manager,
on July 27, 1946;

Exhibit R: Inventory of Lower Salmon Hydro-Electric Plant
as of December 31, 1925, signed by W. R. Putnam,
Vice President, and received in the office of
the Federal Power Commission May 13, 1926.

D. All other structures, fixtures, equipment, or facilities
used or useful in the maintenance and operation of the project,
and located on the project area, including such portable property
as may be used and useful in connection with the project or any
part thereof, whether located on or off the project area, if and
to the extent that the inclusion of such property as part of the
project works is approved or acquiesced in by the Commission;
also, all other rights, easements, or interests, the ownership,
use, occupancy or possession of which is necessary or appropriate
in the maintenance and operation of the project or appurtenant
to the project area.

PARAGRAPH II. Article 3 of the license is hereby amended to read as
follows:

Article 3. The maps, plans, specifications, and statements
designated and described as Exhibits J, K, L, and M in Article 2
hereof, and approved by the Commission or by the Executive Secretary
on behalf of the Commission, are hereby made a part of this license,
and no substantial change shall hereafter be made in said exhibits,
or any of them, until such change shall have been approved by the
Commission: Provided, however, that if the Licensee deems it neces-
sary or desirable that said approved exhibits, or any of them, be
changed, there shall be submitted to the Commission for approval
amended, supplemental, or additional exhibit or exhibits covering the
proposed changes which, upon approval by the Commission, shall become
a part of the license and shall supersede, in whole or in part, such
exhibits heretofore made a part of this license as may be specified
by the Commission.

PARAGRAPH III. Article 4 of the license is hereby amended to read as follows:

Article 4. The project works shall be constructed in substantial conformity with the approved exhibits described in Article 2 hereof or as changed in accordance with the provisions of Article 3. Except when emergency shall require for the protection of navigation, life, health or property, no substantial alteration or addition not in conformity with the approved plans shall be made to any dam or other project works under this license without the prior approval of the Commission; and any emergency alteration or addition so made shall thereafter be subject to such modification and change as the Commission shall direct. Minor changes in the project works in divergence from such approved maps, plans or statement may be made if such changes will not result in decrease in efficiency, in material increase in cost, or in impairment of the general scheme of development; but any of such minor changes made without the prior approval of the Commission, which in its judgment have produced or will produce any of such results, shall be subject to such alterations as the Commission may direct. The Licensee shall make such alterations or additions in the project area and the project works as the Commission may direct for the protection of life, health, or property.

PARAGRAPH IV. Article 11 of the license is hereby amended to read as follows:

Article 11. The construction, operation and maintenance of the project works under this amended license and any work incident to additions or alterations, whether or not conducted upon lands of the United States, shall be subject to the inspection and supervision of such officer or agent as the Commission may designate who shall be the authorized representative of the Commission for such purposes. The Licensee shall furnish to the authorized representative such information as he may require, concerning the construction, operation, and maintenance of the project and of any alteration thereof, and shall notify him of the date upon which work will begin as far in advance thereof as such representative may reasonably specify, and shall notify him promptly in writing of any suspension of work for a period of more than one week and of its resumption and completion. The Licensee shall allow the authorized representative and other officers or employees of the United States showing proper credentials, free and unrestricted access to, through and across the project lands and project works in performance of their official duties.

PARAGRAPH V. Article 15 of the license is hereby amended by adding paragraph B, so that said article as amended shall read as follows:

Article 15. A. It is hereby mutually understood and agreed as a condition of this license that the amounts to be set up in the fixed capital accounts for said project as of the date when this license becomes effective as representing the actual, legitimate investment of the licensee therein as of said date shall be the actual, legitimate cost of construction or acquisition of said project and the prices paid for water rights, rights of way, lands or interest in lands, in so far as said costs and prices can be ascertained from available records, and where no records of actual costs or prices are available they shall be estimated; that there shall be set up in a depreciation reserve account for said project as of said date a credit amount representing the estimated accrued depreciation on the project property subject to this license, it being understood that depreciation and the property subject thereto shall be as defined in Regulation 16 of said rules and regulations of the Commission; and that the amounts to be so set up in said fixed capital accounts and in said depreciation reserve account shall be such as may be required by lawful order of the Commission after and in pursuance of a finding or findings with respect to the aforesaid actual or estimated costs or prices of properties or of items or units thereof made in accordance with the provisions of the Act and of the regulations established thereunder. It is further understood and agreed that the Licensee shall present to the Commission for its consideration such available documentary or other evidence or statements or exhibits as the Commission may require, together with such additional evidence, if any, as the Licensee may consider relevant to the determination of such actual or estimated costs or prices or of the amounts to be set up in said depreciation reserve account.

B. The actual legitimate original cost of the redeveloped project, and of any addition thereto or betterment thereof, shall be determined by the Commission in accordance with the Act and the Commission's rules and regulations thereunder.

PARAGRAPH VI. Article 18 of the license is hereby amended by changing the power capacity from "9,000 horsepower" to "28,600 horsepower".

PARAGRAPH VII. Article 25 of the license, added by amendment issued May 13, 1935, is hereby amended to read as follows:

Article 25. Subject to the provisions of Section 13 of the Act, the licensee shall commence reconstruction of the project within six months from the date of issuance of the amendment and shall thereafter in good faith and with due diligence prosecute such reconstruction, and shall complete and place in operation the redeveloped project within three years from the date of issuance of the amendment. At such time and to the extent it is economically sound and in the public interest to do so the licensee shall install such additional generating equipment as the Commission may direct after notice and opportunity for hearing.

PARAGRAPH VIII. The following new articles are hereby added to the license:

Article 26. The Licensee shall submit to the Commission within 90 days after issuance of this amendment appropriate exhibits prepared in accordance with Commission's rules and regulations showing the 138-KV tap line and lands used therefor, from Lower Salmon Falls plant to its junction with the Boise-Hagerman Valley 138-KV transmission line and the appurtenant switching station at Lower Salmon Falls. Upon the completion of the project works, or at such other time as the Commission may direct, the Licensee shall submit to the Commission for approval revised maps, plans, specifications, and statements insofar as necessary to show any divergence from or variations in the project area as finally located or in the project works as constructed when compared with the area shown and the works described in this license or in the maps, plans, specifications, and statements approved by the Commission, together with a statement in writing setting forth the reasons which in the opinion of the Licensee necessitated or justified variations in or divergence from the approved maps, plans, specifications, and statements. Such revised maps, plans, specifications, and statements shall, if and when approved by the Commission, be made a part of this license under the provisions of Article 3 thereof.

Article 27. The Licensee shall construct, maintain, and operate such fish protective devices as the Commission may prescribe upon recommendation of the Secretary of the Interior.

Article 28. Upon completion of the redevelopment of the Lower Salmon Falls project, the existing project shall be eliminated from the license.

PARAGRAPH IX. This amendment of the license in the manner set out above shall not operate to alter or amend said license as heretofore amended in any other respect, and shall not in any way constitute a waiver of any other part, provision or condition of said license.

IN WITNESS WHEREOF, the Commission has caused its name to be signed hereto by Harrington Wimberly, its Acting Chairman, and its seal to be affixed hereto and attested by J. H. Gutride, its Acting Secretary, this 24th day of December, 1947, pursuant to its order dated April 29, 1947, attached hereto.

FEDERAL POWER COMMISSION

By Harrington Wimberly
Acting Chairman.

Attest:

J. H. Gutride
Acting Secretary

AGS:ea
11-26-47

IN TESTIMONY of its agreement to the foregoing amendment, Idaho Power Company, this 1st day of December, 1947, has caused its corporate name to be signed hereto by T. E. Roach, its Vice President, and its corporate seal to be affixed hereto and attested by A. C. Inman, its Secretary, pursuant to a resolution by its Board of Directors, duly adopted on the 10th day of October, 1946, a certified copy of the record of which is attached hereto.

IDAHO POWER COMPANY

By T. E. Roach
Vice President.

Attest:

A. C. Inman
Secretary.

(Executed in triplicate)

RIDER

To be attached to and form a part of Water Permit Bond, No. 4850990,
dated the 8th day of August, 19 46, issued by the FIDELITY AND
DEPOSIT COMPANY OF MARYLAND, in favor of State of Idaho and on behalf of
Morrison-Knudsen Company, Inc., Boise, Idaho, Application No. 27455 -
Permit No. 19924.

The Fidelity and Deposit Company of Maryland consents to the assignment
of the above Water Permit Bond to the Idaho Power Company, of 1220
Idaho Street, Boise, Idaho, and the bond continues in full force and
effect on behalf of the Idaho Power Company.

The attached bond shall be subject to all its agreements, limitations and conditions except as herein expressly modified.

This rider shall become effective as of the 16th day of May, 19 47.

Signed, sealed and dated this 2nd day of October, 19 47.

FIDELITY AND DEPOSIT COMPANY OF MARYLAND

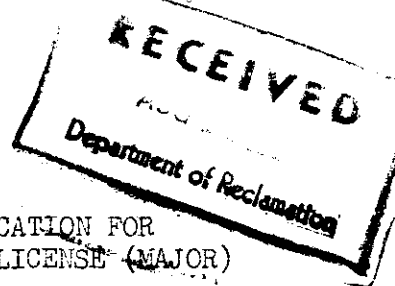
ATTEST:

July Hallaker By *Don Daly*
~~Attorney-in-Fact~~

Before Nelson Lee Smith, Chairman; Claude L. Draper, Leland Olds
Commissioners: and Harrington Wimberly.

August 6, 1947

In the Matter of)
)
Idaho Power Company) Project No. 457



ORDER DENYING REQUEST TO CONSIDER APPLICATION FOR
AMENDMENT OF LICENSE AS APPLICATION FOR NEW LICENSE (MAJOR)

- (1) By letter filed May 20, 1947, Idaho Power Company, licensee for major Project No. 457, requested the Commission to consider its application filed August 1, 1946, as supplemented, for amendment of license for redevelopment of the project, as an application for a new 50-year license for the redeveloped project, effective from the date of its issuance.
- (2) Pursuant to the August 1, 1946 application as supplemented, the Commission, by its order of April 29, 1947, authorized amendment of the license to cover the redevelopment.
- (3) In support of its request for reconsideration, the Company alleges that: (a) in redevelopment of the project it first contemplated the installation of additional generating units with retention of a section of the existing powerhouse with 2 of the 3 generating units and various other existing project facilities; (b) the steps were taken to file the application for amendment while the scheme was still being studied, and the form of the filing was not changed when the decision was made to remove all existing equipment, including the powerhouse, as the significance of the change was not realized with respect to the form of the application to be filed; and (c) since the original project license, issued June 25, 1928, was made effective as of January 1, 1928, for a period ending June 30, 1970, only 23 years remain of the license period which, in effect, would amount to acceptance by the Company of a 23-year license for a new plant representing a major investment.
- (4) The application for amendment of the license for Project No. 457 to cover the redevelopment stated that the project site is to be redeveloped to utilize all of the available head, and it would appear, therefore, that the redevelopment is merely an enlargement of the project presently covered by the license. This being so, it is not in harmony with the intent of the Federal Power Act to issue a new license for further development of a project already under license.

1992⁴

- (5) A new 50-year license would provide for amortization to commence 20 years from the effective date of the license, whereas the 20-year period under the present license for the project will by the terms of the license expire in 1948.

The Commission, having considered the request, the project record and its past practice in such matters, finds that:

- (6) It would be incompatible with the intent of the Federal Power Act and inconsistent with the public interest to grant the Company's request.

It is ordered that:

- (7) Idaho Power Company's request be and it is hereby denied.

By the Commission.

Leon M. Fuquay,
Secretary.

Date of Issuance: August 7, 1947

19924

643

APR 11 29

Project No. 457

ORDER AUTHORIZING AMENDMENT OF LICENSE (MAJOR)

- 1992⁴

4/29/47

- (4) Although not included in the application for amendment, the 138-KV Tap Line from Lower Salmon Falls plant to its junction with the Boise-Hagerman Valley 138-KV transmission line, to be used primarily to transmit energy away from Lower Salmon Falls plant, and the appurtenant switching station at Lower Salmon Falls are essential parts of the project and should be included in the license.
 - (5) The application for amendment states that the power installations will utilize normal river flow at approximately 40 percent load factor, that the existing units will be taken out of service and removed upon completion of installation of two of the new 15,000 kilowatt units, and that the proposed changes are necessary and desirable in order to make full utilization of the power site and to provide energy and peaking capacity for existing increased load on the applicant's system and for anticipated future increased load requirements.
 - (6) Pursuant to applicant's written request, the Commission on August 8, 1946, advised applicant that preliminary construction of the work covered by the application, at applicant's own risk, would not prejudice consideration of the pending application for amendment.
 - (7) No additional lands of the United States will be affected by the redevelopment of the project, but the amount of private lands has been tentatively reduced.
 - (8) The Secretary of the Interior has been invited to report on the application concerning fishways.
 - (9) The Secretary of War and the Chief of Engineers have reported favorably on the application.
 - (10) The effect of the amendment will be to increase the power capacity of the project from 9,265 horsepower to 28,600 horsepower, computed in accordance with the license provisions.
- The Commission, having considered the application as supplemented and the project record, finds that:
- (11) There is no other application before the Commission in conflict with the pending application.
 - (12) Public notice has been given as required by the Act.
 - (13) The Tap Line referred to in paragraph (4) above is a primary line and together with the appurtenant switching station at Lower Salmon Falls are within the definition of "project" as contained in Section 3(11) of the Act, and constitute integral parts of the project.

4/29/47

(14) Upon completion of the redevelopment of the project, the existing project will no longer be used or useful.

(15) The following maps and plans of the project submitted with the application for amendment as supplemented conform to the Commission's rules and regulations and should be incorporated in the license as further amended.

Exhibit J: (FPC No. 457-19), superseding Exhibit J (FPC No. 457-1);

Exhibit K: Sheet 1 (FPC No. 457-20), superseding Exhibit K, Sheet 1 (FPC No. 457-16);

Exhibit K: Sheet 5 (FPC No. 457-18), superseding Exhibit K, Sheet 2 (FPC No. 456-6);

Exhibit L: In six sheets (FPC No. 457-21 to 26 inclusive), superseding Exhibit L in nine sheets (FPC No. 457-7 to 15);

Exhibit M: In one sheet, entitled, General Description and Specifications of Equipment, signed Idaho Power Company, by C. J. Strike, President and General Manager on July 27, 1946, superseding Exhibit M signed by W. R. Putnam, Vice-President as modified and supplemented by Exhibit M, signed by K. M. Robinson, President.

It is ordered that:

(16) The license for Project No. 457 be further amended to authorize the reconstruction, operation and maintenance of Lower Salmon Falls project as described in paragraphs (3) and (4) above.

(17) The license as amended shall contain the following special conditions:

- (i) Upon completion of the redevelopment of the Lower Salmon Falls project, the existing project shall be eliminated from the license.
- (ii) The Licensee shall commence reconstruction of the project within six months from the date of issuance of the amendment and shall thereafter in good faith and with due diligence prosecute such reconstruction, and shall complete and place in operation the redeveloped project within three years from the date of issuance of the amendment, and at such time

19424

4/29/47

and to the extent that it is economically sound and in the public interest to do so, shall install such additional generating equipment as the Commission may direct after notice and opportunity for hearing.

(iii) The Licensee shall construct, maintain and operate such fish protective devices as the Commission may prescribe upon recommendation of the Secretary of the Interior.

(iv) Within 90 days after issuance of the amendment, the Licensee shall file with the Commission appropriate exhibits showing the 138-KV Tap Line from Lower Salmon Falls plant to its junction with the Boise-Hagerman Valley 138-KV transmission line and the appurtenant switching station at Lower Salmon Falls.

(18) The power capacity of the project under the license as amended shall be taken as 28,600 horsepower, upon which shall be based the charges for reimbursing the United States for the costs of administration of Part I of the Act and for recompensing it for the use, occupancy and enjoyment of its lands.

(19) The exhibits described in paragraph (15) above as conforming to the Commission's rules and regulations be and they hereby are approved as part of the license as amended, and the exhibits described in the same paragraph as superseded be and they hereby are eliminated from the license as amended.

By the Commission.

Leon M. Fuquay,
Secretary.

Date of Issuance: May 2, 1947

✓
July 16, 1947

Re: Permits Nos. 19863, 19864 and 19824

Idaho Power Company
Boise, Idaho

Attention: A. C. Inman, Secretary

Dear Mr. Inman:

We are returning, under separate cover,
drawings submitted by you of plans in connection
with the above numbered permits.

These have been duly approved by the State
Reclamation Engineer.

Very truly yours,

HANK H. KOLF
State Reclamation Engineer
By

Chief Clerk

A:PS

19924



IDAHO POWER COMPANY

BOISE, IDAHO

July 11, 1947

Department of Reclamation
State of Idaho
State House
Boise, Idaho

Gentlemen: Lower Salmon - Permit 19924

Pursuant to the provisions of Section 41-1507 of Idaho Code Annotated 1932, I am transmitting herewith two copies of Idaho Power Company Map No E-6958, comprising plans, drawings and specifications of the proposed dam at the Company's Lower Salmon hydroelectric development on the Snake River. In this connection, reference is made to the Company's related water permit No 19924, and other existing water rights for use at the Lower Salmon development.

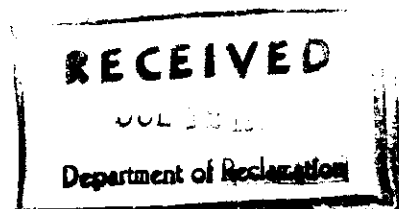
Upon examination of the enclosed, if the same meets with your approval, please return one copy bearing notation of the approval of the Department.

Very truly yours,

A handwritten signature in dark ink, appearing to read "A. C. Inman".

A C Inman
Secretary

ACI:mb
Encl



19924

June 5, 1947

Re: Permits Nos. 19863-19864-19924

Idaho Power Company
Boise, Idaho

Attention- Mr. A. C. Inman

Gentlemen:

We return herewith the assignments of the above numbered permits from Morrison-Knudsen Company, Inc., to the Idaho Power Company, which have been duly recorded in this department; also Departmental Receipt No. 19991 for the \$1.50 fees for recording same.

Very truly yours,

MARK A. KULP
State Reclamation Engineer
By

Chief Clerk

Encls.

14424

October 24, 1946

Re: Permit No. 19924

Mr. Carroll F. Zapp, Secretary,
Morrison-Knudsen Co., Inc.
Boise, Idaho

Dear Mr. Zapp:

We return herewith the plans submitted
in connection with the above numbered
permit, which have been duly approved
by the State Reclamation Engineer.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encl.

19924

19924

October 18, 1946

Mr. Carroll P. Zapp, Secretary,
Morrison-Knudsen Co.
Boise, Idaho

Dear Mr. Zapp:

We acknowledge receipt of your letter
of October 15th, enclosing bond of the
Fidelity & Deposit Company, of Maryland,
in the amount of \$1,000, submitted in
connection with your Permit No. 19924,
which has been placed on file.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A

Chief Clerk

19924

Macriem-Bonden Company, Inc.

CONTRACTORS AND ENGINEERS

PRINCIPAL OFFICE

319 BROADWAY, BOISE, IDAHO

CARROLL F. ZAPP
SECRETARY

October 15, 1946

State of Idaho,
Department of Reclamation,
Boise, Idaho.

Gentlemen:

We acknowledge receipt of your letter of October 14, 1946 enclosing Permit No. 19924 and Receipt No. 19578 for filing fee of \$3,504.75.

We enclose herewith surety bond in the amount of \$1,000.00 conditioned upon the completion of the work described in the above numbered permit.

Yours very truly,

Carroll F. Zapp
Carroll F. Zapp.

CFZ:dw
enc.



19924

BOND

KNOW ALL MEN BY THESE PRESENTS, That MORRISON-KNUDSEN COMPANY, INC.
of BOISE, IDAHO as principal, and FIDELITY AND DEPOSIT COMPANY
OF MARYLAND, as surety, are held and firmly bound unto the State of Idaho
in the full and just sum of ONE THOUSAND AND NO/100--Dollars (\$1000.00)
Lawful money of the United States, to the payment of which sum, well and
truly to be made, said principal and surety bind themselves, their heirs,
administrators, executors and assigns, jointly and severally, under the
terms and conditions hereinafter set forth.

The terms of this obligation are such that, whereas the above named
principal on the 8th day of August 1946, filed in the office of the
Commissioner of Reclamation in Boise, Idaho, a certain application for
permit to appropriate the public waters of the State of Idaho, the said
application being hereupon number 27455, in accordance with which
said application the Commissioner of Reclamation granted and issued to
the said principal herein a certain permit number No. 19924, a full,
true and complete copy of which application No. 27455 and permit No. 19924
is of record in the office of the Commissioner of Reclamation Book 72
of Permits, at Page 19924.

Now, if the above bounden principal shall faithfully carry to completion
the said works of diversion as specified in said application No. 27455
and permit No. 19924 in the manner and form prescribed therein and with-
in the time therein allowed, then the above obligation to be void, other-
wise to remain in full force and effect.

IN WITNESS WHEREOF, The said principal and surety have hereunto set their
hands and seals, this 15th day of October 1946.

ATTEST:

Witnesses:

Surreal Fapp
SECRETARY

Attest:

Frank W. Kern
Resident Agent and General
Agent, Boise, Idaho

MORRISON-KNUDSEN COMPANY, INC.

By [Signature] seal
VICE PRESIDENT

FIDELITY AND DEPOSIT COMPANY OF MARYLAND
Surety

By [Signature] seal
Attorney-in-fact

19924

October 14, 1946

Re: Permit No. 19924

Morrison-Knudsen Company, Inc.
Boise, Idaho

Attention- Mr. Carroll F. Zapp,
Secretary

Gentlemen:

We enclose herewith Permit No. 19924,
also Departmental Receipt No. 19578 for the
amount of the filing fee.

Your attention is directed to the limitations
and conditions of this permit, as given on the
fourth page-

You will note that a bond in the amount of \$1,000
is required on or before November 30, 1946.

It is also necessary that plans and specifications
be submitted for approval by this Department.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19924

Morrison-Landeen Company, Inc.
GENERAL CONTRACTORS

PRINCIPAL OFFICE

319 BROADWAY, BOISE, IDAHO

CARROLL F. ZAPP
SECRETARY

September 10, 1946

State of Idaho,
Department of Reclamation,
State House,
Boise, Idaho.

Gentlemen:

Enclosed herewith is Affidavit of Publication
in the Wendell Irrigationist of our application
of August 8, 1946 to appropriate waters of the
Snake River for power purposes.

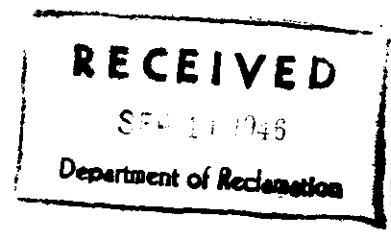
Yours very truly,

Carroll F. Zapp
Carroll F. Zapp.

CFZ:dw

enc.

cc: Mr. A. C. Inman,
Idaho Power Company,
Boise, Idaho.



14924

10.60

State of Idaho
DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 41-203, IDAHO CODE ANNOTATED

NOTICE IS HEREBY GIVEN That on the 8th day of August, 1946, Morrison-Knudsen Company, Inc., of Boise, Idaho made application to appropriate Fourteen Thousand (14,000) cubic feet per second of the waters of Snake River for power purposes.

That the point of diversion of said waters is located approximately 1,300 feet distant from the Southwest corner of Section 2, Township 7 South, Range 13 East, B.M., and in Lot 7, Section 2, Township 7 South, Range 13 East, B.M.

That the point of use of said water is located at the power plant located at the above point of diversion, in Lot 7, Section 2, Township 7 South, Range 13 East, B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objections to the approval of said application.

Dated this 8th day of August, 1946.

MARK R. KULP
State Reclamation Engineer
Date of first publication: August 22
Date of last publication: September 5
Last date of protest: September 17, 1946

SERVICE OF THE FOREGOING, by copy, is hereby admitted, this 9th day of August, 1946.

MORRISON-KNUDSEN CO. INC.
By Carroll F. Zapp
Its Secretary

19924

Affidavit of Publication

STATE OF IDAHO }
County of Gooding } ss

VICTOR W. LEMON being duly sworn, says that he is of lawful age and is the editor of THE WENDELL IRRIGATIONIST, a weekly newspaper of general circulation published at Wendell, in the County of Gooding, State of Idaho; that the attached printed copy hereto annexed was published in THE WENDELL IRRIGATIONIST, in the regular edition thereof and not in a supplement, for 3 consecutive weeks, commencing on the 23rd day of Sept., 1946 and ending on the 5th day of September, 1946.
Victor W. Lemon, Editor

Subscribed and sworn before me this 7th day of Sept., 1946
G. D. M. F. Quincy
Notary Public in and for the County of Gooding
State of Idaho

My commission expires Jan. 1, 1948

19924

*File with
Mr. Kulp*

SEPT. 3, 1946



TO: MR. MARK KULP, State Engineer
Department of Reclamation

FROM: GOVERNOR'S OFFICE

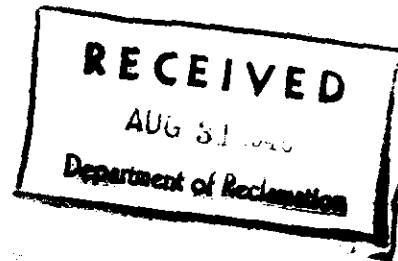
THE ATTACHED LETTER IS FOR YOUR INFORMATION.

R..B.

19924

FEDERAL POWER COMMISSION
WASHINGTON 25

Project No. 457 - Idaho



AUG 27 1946

Department of Reclamation
State House
Boise, Idaho

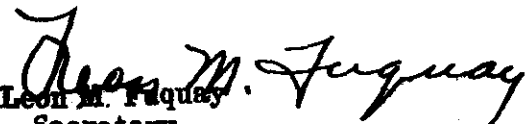
Gentlemen:

Idaho Power Company, of Boise, Idaho, has filed with this Commission an application for amendment of the license for water-power project No. 457 on Snake River in Twin Falls and Gooding Counties, Idaho.

The applicant proposes to complete the development of its Lower Salmon Falls power site by the construction of a concrete dam about 40 feet high, approximately 50 feet downstream from the existing temporary dam, and a reinforced concrete powerhouse with installation of four 15,000-kilowatt generating units at or near the location of the present powerhouse. The dam would raise the headwater elevation about 28 feet above the normal elevation with presently existing facilities, or approximately to elevation 2798. The applicant proposes to remove and take out of service the three existing generating units upon completing installation of two of the new 15,000-kilowatt units.

The Commission will be pleased to have the benefit of any comments or suggestions you may care to make on this application. It is requested, however, that any such communications be transmitted to the Commission not later than October 5, 1946.

Very truly yours,


Leon M. Fuquay
Secretary

19924

FEDERAL POWER COMMISSION
WASHINGTON 25

Project No. 457 - Idaho

APR 27 1946

Hon. Arnold Williams
Acting Governor of Idaho
Boise, Idaho

My dear Mr. Williams:

Idaho Power Company, of Boise, Idaho, has filed with this Commission an application for amendment of the license for water-power project No. 457 on Snake River in Twin Falls and Gooding Counties, Idaho.

The applicant proposes to complete the development of its Lower Salmon Falls power site by the construction of a concrete dam about 40 feet high, approximately 50 feet downstream from the existing temporary dam, and a reinforced concrete powerhouse with installation of four 15,000-kilowatt generating units at or near the location of the present powerhouse. The dam would raise the headwater elevation about 28 feet above the normal elevation with presently existing facilities, or approximately to elevation 2798. The applicant proposes to remove and take out of service the three existing generating units upon completing installation of two of the new 15,000-kilowatt units.

The Commission will be pleased to have the benefit of any comments or suggestions you may care to make on this application. It is requested, however, that any such communications be transmitted to the Commission not later than October 5, 1946.

Very truly yours,

Leon M. Fuqua

Secretary

FEDERAL POWER COMMISSION

WASHINGTON 25

Project No. 457 - Idaho

A. G. 27 1946

Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Idaho Power Company, of Boise, Idaho, has filed with this Commission an application for amendment of the license for water-power project No. 457 on Snake River in Twin Falls and Gooding Counties, Idaho.

The applicant proposes to complete the development of its Lower Salmon Falls power site by the construction of a concrete dam about 40 feet high, approximately 50 feet downstream from the existing temporary dam, and a reinforced concrete powerhouse with installation of four 15,000-kilowatt generating units at or near the location of the present powerhouse. The dam would raise the headwater elevation about 28 feet above the normal elevation with presently existing facilities, or approximately to elevation 2798. The applicant proposes to remove and take out of service the three existing generating units upon completing installation of two of the new 15,000-kilowatt units.

The Commission will be pleased to have the benefit of any comments or suggestions you may care to make on this application. It is requested, however, that any such communications be transmitted to the Commission not later than October 5, 1946.

Very truly yours,

WILLIAM M. FURNER

Secretary

19024

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

BOISE

Re: Application No. 27455

Date . August 15, 1946 . .

The Wendell Irrigationist

Wendell, Idaho

Gentlemen:

Enclosed you will find notice for publication once a
~~three~~
week for ~~two~~ consecutive weeks ~~prior to~~ commencing with your
~~next issue~~
~~the date set for hearing,~~ the expense of the publication to be
paid by the applicant, **Morrison-Knudsen Co., Inc.**
Boise, Idaho

to whom you should furnish proof of publication on or prior to the
date set for hearing.

Please acknowledge receipt of this notice, and furnish this
office with a copy of the first publication.

Very truly yours,

MARK R. RULP
State Reclamation Engineer

By

Chief Clerk

19924

Morrison-Lauden Company, Inc.
GENERAL CONTRACTORS

CARROLL F. ZAPP
SECRETARY

PRINCIPAL OFFICE
319 BROADWAY, BOISE, IDAHO

August 9, 1946

Re: Application No. 27455

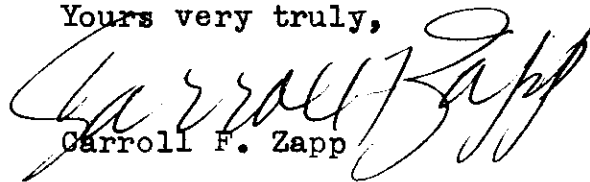
Department of Reclamation
State of Idaho
Statehouse
Boise, Idaho

Gentlemen:

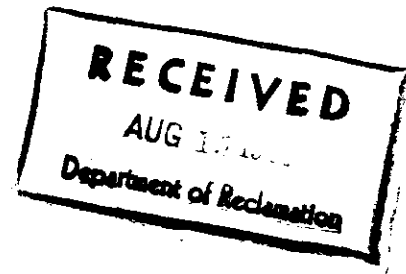
As requested in your letter of August 8, we have acknowledged service on and return herewith duplicate of notice for publication in connection with the above numbered application.

Also returned herewith is executed Form No. 11, being authorization for publishing the notice at our expense. You may insert in the form the name of the newspaper in Gooding County in which you wish to have the notice published.

Yours very truly,


Carroll F. Zapp

CFZ:md
enc.



14924

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) August 9, 1946

(P. O.) Boise, Idaho

STATE RECLAMATION ENGINEER :
TO THE ~~COMMISSIONER OF RECLAMATION~~:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

_____ of _____, published in
the county in which the works are situated.

MORRISON-KNUDSEN COMPANY, INC.
By Secretary--

Garrett Zapp

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer)

I hereby certify that the facts set forth in the attached notice are true.

Henry L. Eger

Engineer.

Henry L. Eger

19924

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

NOTICE OF APPLICATION TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO
IN ACCORDANCE WITH THE PROVISIONS OF SECTION 41-203, IDAHO CODE ANNOTATED

NOTICE IS HEREBY GIVEN That on the 8th day of August, 1946, Morrison-Knudsen Company, Inc., of Boise, Idaho, made application to appropriate Fourteen Thousand (14,000) cubic feet per second of the waters of Snake River for power purposes.

That the point of diversion of said waters is located approximately 1,300 feet distant from the Southwest corner of Section 2, Township 7 South, Range 13 East, B.M., and in Lot 7, Section 2, Township 7 South, Range 13 East, B. M.

That the point of use of said water is located at the power plant located at the above point of diversion, in Lot 7, Section 2, Township 7 South, Range 13 East, B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objections to the approval of said application.

Dated this 8th day of August, 1946.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

Date of first publication: _____
Date of last publication: _____
Last date of protest: September 17, 1946

SERVICE OF THE FOREGOING, by copy, is hereby admitted, this 9th day of August, 1946.

MORRISON-KNUDSEN COMPANY, INC.

By *Garroll Fapp*

Its SECRETARY

19924

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

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That the point of use of said water is located at the power plant located at the above point of diversion, in Lot 7, Section 2, Township 7 South, Range 13 East, B.M.

That any protests against the approval of this application must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objections to the approval of said application.

Dated this 8th day of August, 1946.

Mark R Kulp

MARK R. KULP
State Reclamation Engineer

Date of first publication: _____
Date of last publication: _____
Last date of protest: September 17, 1946

SERVICE OF THE FOREGOING, by copy, is hereby admitted, this _____ day of August, 1946.

MORRISON-KNUDSEN COMPANY, INC.

By

Its _____

19924

August 8, 1946

Re: Application No. 27455

Morrison-Knudsen Company, Inc.
Boise, Idaho

Attention O Mr. Carroll F. Zapp
Secretary

Gentlemen:

We enclose herewith duplicate forms of notice
for publication in connection with the above
numbered application.

Please acknowledge service on the original,
retaining the other for your own files.

Also please fill out and return Form 11,
enclosed, authorizing us to have the notice
published at your expense in the designated
newspaper, in Gooding County.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A
Encls.

19924

**NOTICE OF PROOF OF
COMPLETION OF WORK^c
and
APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M., on the 19th day of December, 1949, at Boise, County of Ada, State of Idaho, before G. H. Petersen, Notary Public, proof will be submitted of the completion of works for the diversion of 14,000 cubic feet per second of the waters of Snake River and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 19924 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Idaho Power Company, 1220 Idaho St., Boise, Idaho.

2. Said works of diversion will be fully completed on the date

set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 14,000 cubic feet per second.

3. The use to which said water has been applied is generation of electric power purposes, and the amount applied to beneficial use is 14,000 cubic feet per second.

4. The place where said water is used is Lot 7, Section 2, Twp 7 S., Range 13 E., B.M., approximately 1300 feet distant from the Southwest corner of said Section 2.

5. The date of priority which said user is prepared to establish is August 8, 1946.

4-17-49
MARK R. KULP,
State Reclamation Engineer 1-4

**NOTICE OF PROOF OF
COMPLETION OF WORK**

and

**APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10:00 A.M., on the 19th day of December, 1949, at Boise, County of Ada, State of Idaho, before G. H. Petersen, Notary Public, proof will be submitted of the completion of works for the diversion of 14,000 cubic feet per second of the waters of Snake River and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 19924 heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Idaho Power Company, 1220 Idaho St., Boise, Idaho.

2. Said works of diversion will be fully completed on the date

set for such completion, and the amount of water which said works are capable of conveying to the place of use, in accordance with the plans accompanying the application for such permit, is 14,000 cubic feet per second.

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5. The date of priority which said user is prepared to establish is August 8, 1946. 11-17-49

MARK R. KULP,
State Reclamation Engineer 1-4