

TOTAL IRRIGATION @ Woodhead Park:

CLAIM 03-10162

4.3 ACRES

- ROUNDED TO 4.2 IN DATABASE PER STANDARDS, OK.

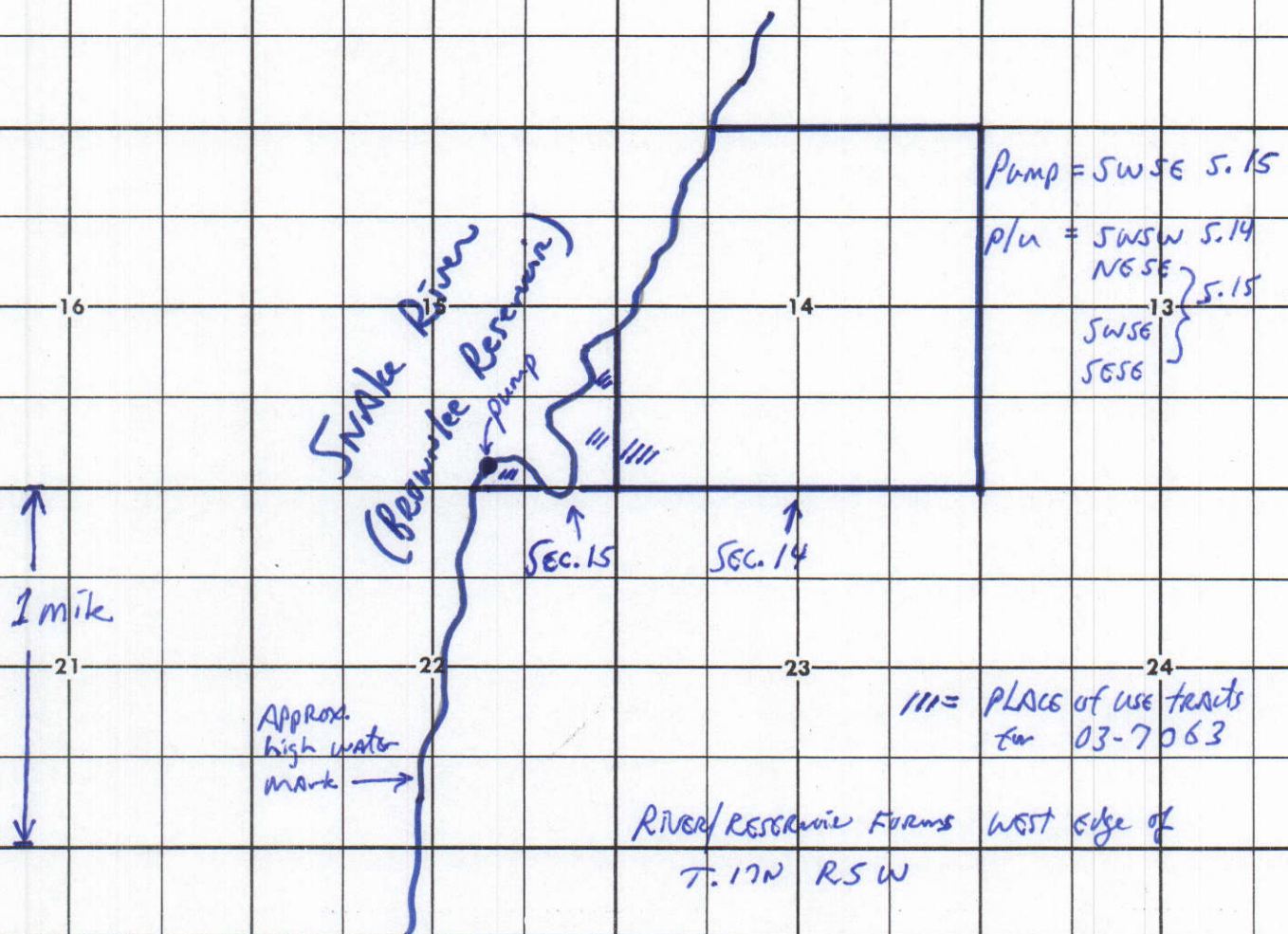
Appl. 03-7063

2.4 ACRES

- SHOWN ON THIS MAP.

TOTAL

6.7 ACRES



IDWR map per original
11x17 map in Appl. file

-gc 12/6/01

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APR 22 2002

Application 03-7063

2

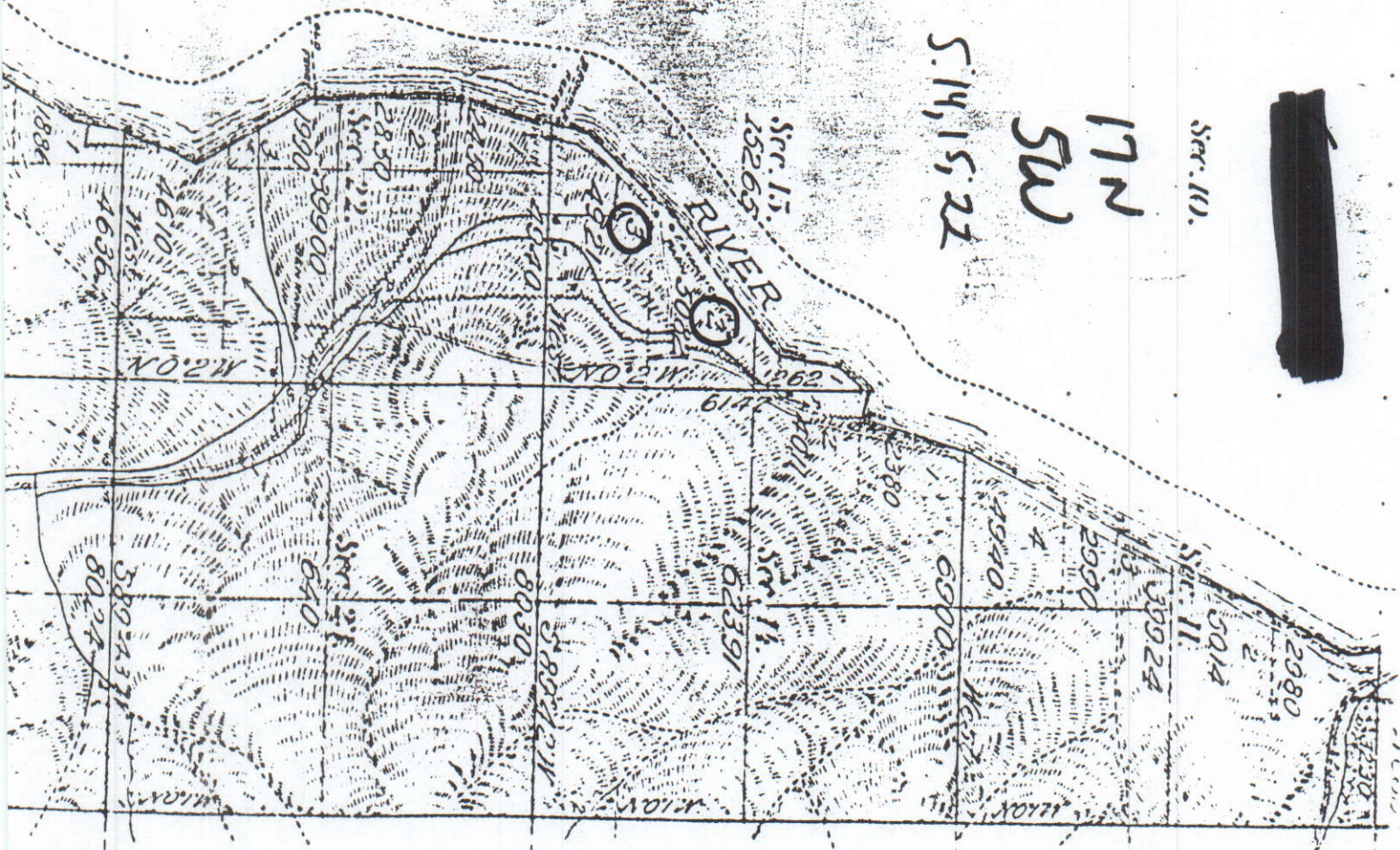
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5a

5.14, 15, 22

54:16:

21:25



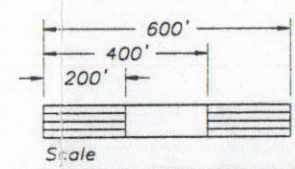
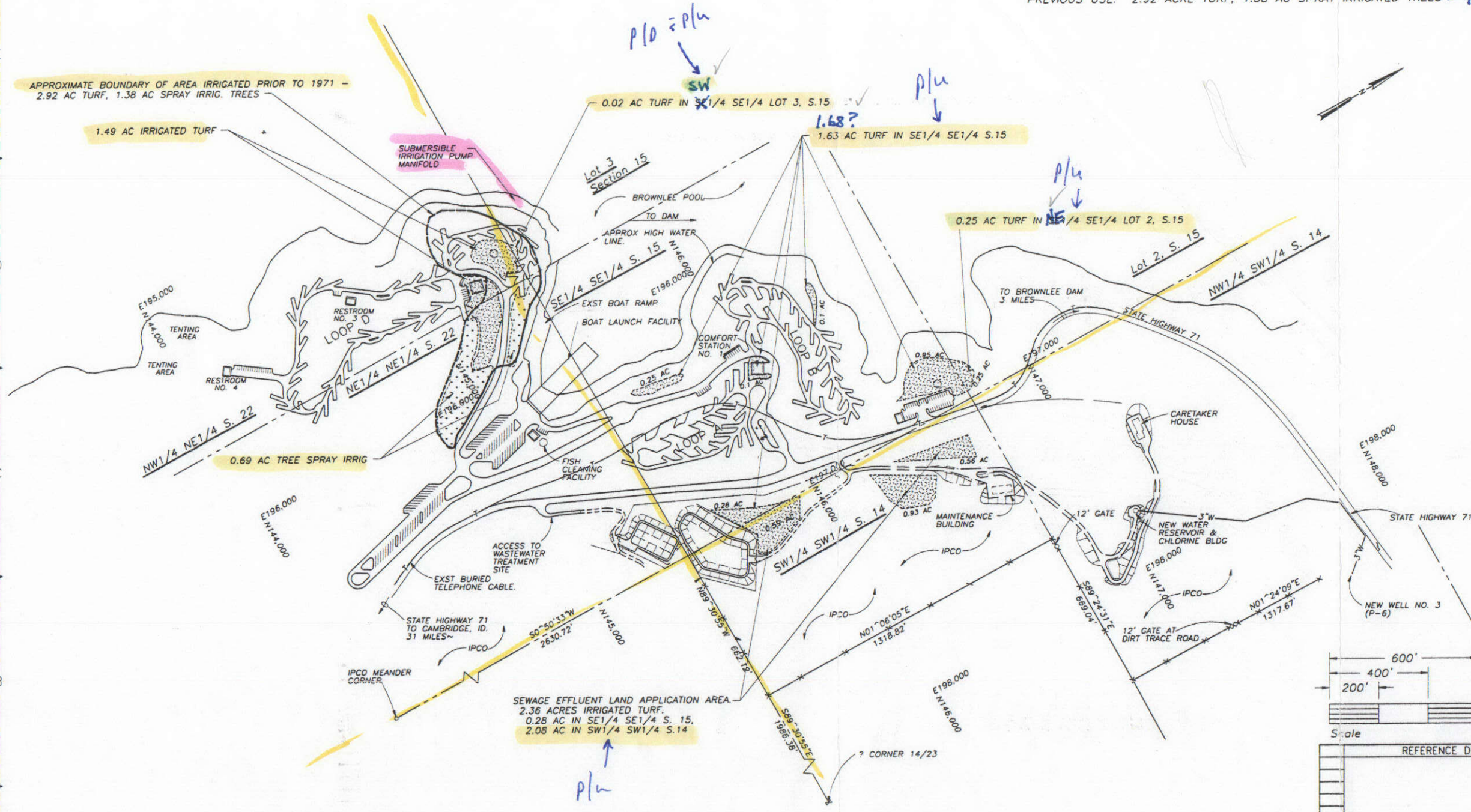
by Sec. 24. *Abraham L. Rincerson* Sec. 13. in Sec. 12.

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AUXILIARY NORTH MERIDIAN WEST

5.32 ACRE IRRIGATED TURF, 1.38 ACRE SPRAY IRRIGATED TREES = 6.70 ac
 PREVIOUS USE: 2.92 ACRE TURF, 1.38 AC SPRAY IRRIGATED TREES = 4.30 ac



APPLICATION FOR CHANGE AND INCREASE OF WATER RIGHT

BENEFICIAL USE PRIOR TO 1971:
 PRIORITY DATE: (NOT YET ESTABLISHED) 8-1-60
 SOURCE: SNAKE RIVER AT BROWNLEE RESERVOIR
 AMOUNT: 4.30-INCH = 0.086 cfs FOR 36 acre-feet per year
 USE: PARK LANDSCAPE IRRIGATION
 POINT OF DIV: SESE LOT 3, S. 15, T. 17 N., R. 5 W., BM Wash. Co.
 PLACE OF USE: 0.30-inch = 0.006-cfs SESE LOT 3, S. 15
 0.01-inch = 0.0002-cfs SESE S. 15
 2.49-inch = 0.0498-cfs NENE S. 22
 1.50-inch = 0.03-cfs NWNE S. 22, T. 17N., R. 5 W.
 TOTAL: 4.30-inch = 0.086 cfs

PROPOSED NEW/CHANGED USE:
 PRIORITY DATE: TO BE ASSIGNED.
 SOURCE: (No Change) SNAKE RIVER AT BROWNLEE RESERVOIR
 AMOUNT: 6.70-INCH = 0.134 cfs FOR 56 acre-feet per year (Increase of 2.4-inches = 0.048-cfs)
 USE: PARK LANDSCAPE and WASTEWATER LAND APPLICATION TURF IRRIGATION
 POINT OF DIV: (No Change) SESE LOT 3, S. 15, T. 17 N., R. 5 W., BM Wash. Co.
 PLACE OF USE: SECTION 14: 2.08-in = 0.0416-cfs SWSW
 SECTION 15: 0.25-in = 0.005-cfs SESE LOT 2
 0.02-in = 0.0004-cfs SESE LOT 3
 1.63-inch = 0.0326-cfs SESE
 2.04-in = 0.408-cfs NENE
 0.70-in = 0.014-cfs NWNE
 SECTION 22: 0.70-in = 0.014-cfs NWNE

REFERENCE DRAWINGS	
Woodhead Park Irrigation As-Built	WALT NO. A
Township 17 N., Range 5 W., B.M., Washington County, Idaho	
IDAHO POWER COMPANY BOISE, IDAHO	
SCALE: 1" = 200' (Verify) DATE: AUG. 1995	
APPROVED	D-
BY PGN	REV. 1
BY PGN	REV. 1

CORRECT P/O =
 Lot 3 SWSE
 SESE S. 15

A03-10162 = 4.3 Acres

A03-10163 = 2.4 Acres

Iowa notes:
 CJH 1996 pg. 16
 SL 12/8/01 " "

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 APR 22 2002

Affidavit of Publication

STATE OF IDAHO } ss
County of Washington

Norman Dopf, being duly sworn deposes and says he is the publisher of the Upper Country News-Reporter, a weekly newspaper published at Cambridge, in the County of Washington, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the annexed, a printed copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began December 20, 2001 and ended December 27, 2001.

Norman Dopf

Subscribed and sworn to before me this
31st day of
December, 2001.

Debbie S Maxwell

Notary Public in and for the State
of Idaho, residing at Cambridge, ID
Idaho 83610 Council
83612



PUBLIC NOTICE

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

3-7063

IDAHO POWER COMPANY
C/O PETE NEWTON
PO BOX 70
BOISE ID 83707

Point(s) of Diversion L3SESWSE S15 T17N R05W
WASHINGTON County Source SNAKE RIVER
Tributary to COLUMBIA RIVER
Use: IRRIGATION 03/15 To 10/31 0.06 CFS
Total Diversion: 0.06 CFS
Date Filed: 09/23/1996
Place Of Use: IRRIGATION
T17N R05W S14 SWSW
T17N R05W S15 NESE Lot 2 SWSE Lot 3 SESE
Number of Acres 2.4

Remark: Applicant agrees to mitigate consumptive use in the future as needed for an existing pump to complete the irrigation coverage at Woodhead park near Brownlee Reservoir.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 01/07/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Upper Country News Reporter on Dec. 20 & 27, 2001

RECEIVED

DEC 31 2001

WATER RESOURCES
WESTERN REGION

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APR 22 2002

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 03-07063

Priority: 09/23/1996

Maximum Diversion Rate: 0.06 CFS

This is to certify, that IDAHO POWER CO
PO BOX 70
BOISE ID 83707

has applied for a permit to appropriate water from:

Source: SNAKE RIVER

Tributary: COLUMBIA RIVER

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 10/31	0.06 CFS

LOCATION OF POINT(S) OF DIVERSION:

SNAKE RIVER L3 SE¼SW¼SE¼ Sec. 15, Twp 17N, Rge 05W, B.M. WASHINGTON County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
17N 05W 14											2.0						2.0
17N 05W 15													.2		.1	.1	.4
													L2		L3		

Total Acres: 2.4

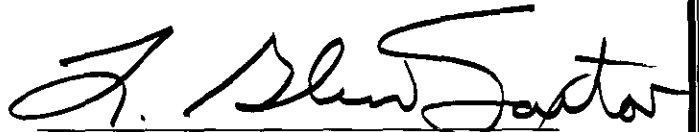
CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **March 1, 2003**.
2. Subject to all prior water rights.
3. The right holder shall not assign or sell the permit without first securing the written approval of the Department of Water Resources.
4. The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
6. Place of use is known as Woodhead Park.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 20th day of March, 2002

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for KARL J DREHER, Director

Form 202
10/92

REVIS 60

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MAR 12 2002

RECEIVED

NOV 29 2001

WATER RESOURCES
WESTERN REGION

Ident. No.

03-7063

Department of Water Resources
STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

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NOV 14 1996

To appropriate the public waters of the State of Idaho

RECEIVED

SEP 23 1996

WATER RESOURCES
WESTERN REGION

WATER RESOURCES
WESTERN REGION

1. Name of applicant IDAHO POWER COMPANY - ATTN: PETE NEWTON Phone (208) 388-2845

Post office address P.O. BOX 70, BOISE, ID 83707

2. Source of water supply SNAKE RIVER (BROWNLEE RESERVOIR) which is a tributary of COLUMBIA RIVER

3. Location of point of diversion is SE $\frac{1}{4}$ of SE SW $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot OK 3

Sec. 15 Township 17N Range 5W B.M. WASHINGTON County; additional

points of diversion if any: _____

4. Water will be used for the following purposes:

Amount 0.056 for IRRIGATION purposes from 4/1 3/15 to 10/31 (both dates inclusive) *Iowa standard is shown*

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated is (a) 0.056 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. EXISTING DIVERSION, CONSISTING OF 25 HP SUBMERSIBLE VERTICAL TURBINE PUMP SUSPENDED IN 8" STEEL PIPE CASING WHICH EXTENDS OUT INTO BROWNLEE RESERVOIR

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

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

d. Is ground water with a temperature of greater than 85°F being sought? _____

e. If well is already drilled, when? _____; Drilling firm _____

Well was drilled for (well owner) _____

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APR 22 2002

7. Time required for the completion of the works and application of the water to be proposed beneficial use is

1 Year years (minimum 1 year).

Application Revising Approval:
R. Newton 11/28/01
initials date

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

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. IRRIGATION OF 850 PLANTINGS x 1.75 BUBBLER HEADS PER PLANT
x 1.1 gpm BUBBLERS x 3 MINUTES/DAY = 4,900 gpd = 0.0076 CFS

9. Description of place of use:

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

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
17N	5W	14											2.08						2.08
"	"	15													.25		.02	.05	.32
															1.2		1.3		

Total number of acres to be irrigated 2.40

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

A02-10134; A02-10134A (renumbered as A03-10162 gk)

11. a. Who owns the property at the point of diversion? APPLICANT

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

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

12. Remarks: There may be some discrepancies between the above acreages and the attached as-built map, because of some remaining questions re same.

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(SEE ATTACHED)

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APR 22 2002

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. IDAHO POWER COMPANY

By:

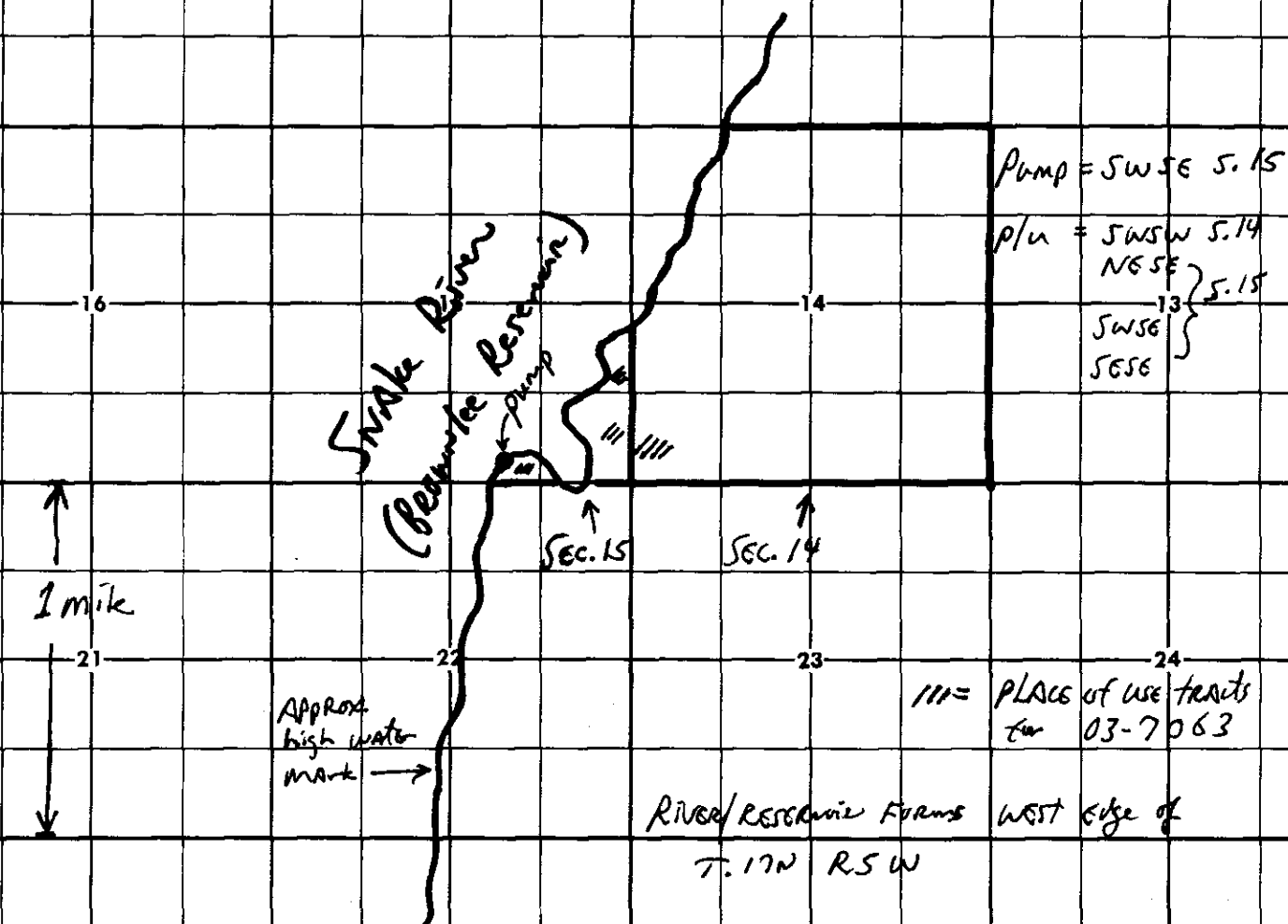
Attorney

(Applicant)

See attached power of attorney

TOTAL IRRIGATION @ WOODHEAD PARK:

CLXim 03-10162	4.3	Acres	- ROUNDED to 4.2 in database per standards, OK.
Appl. 03-7063	2.4	Acres	- SHOWN on this map.
TOTAL	6.7	Acres	



LOWR map per original
11x17 map in Appl. file

-gc 12/6/01

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APR 22 2002

Application 03-7063

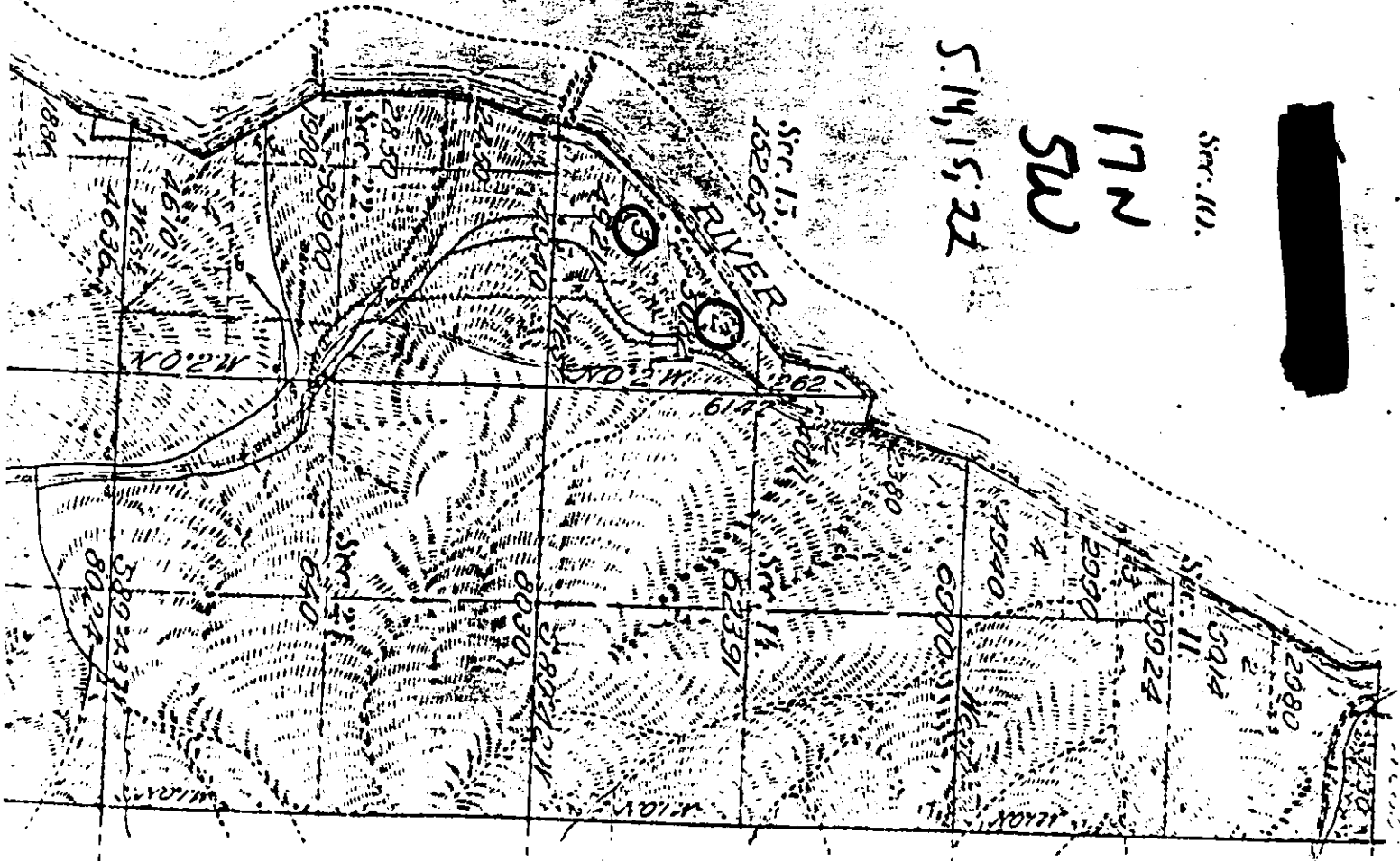
Sec. 9.

Sec. 10.

N

17N
SW

S. 14, 15, 21



Survey by Abraham L. Rincerson

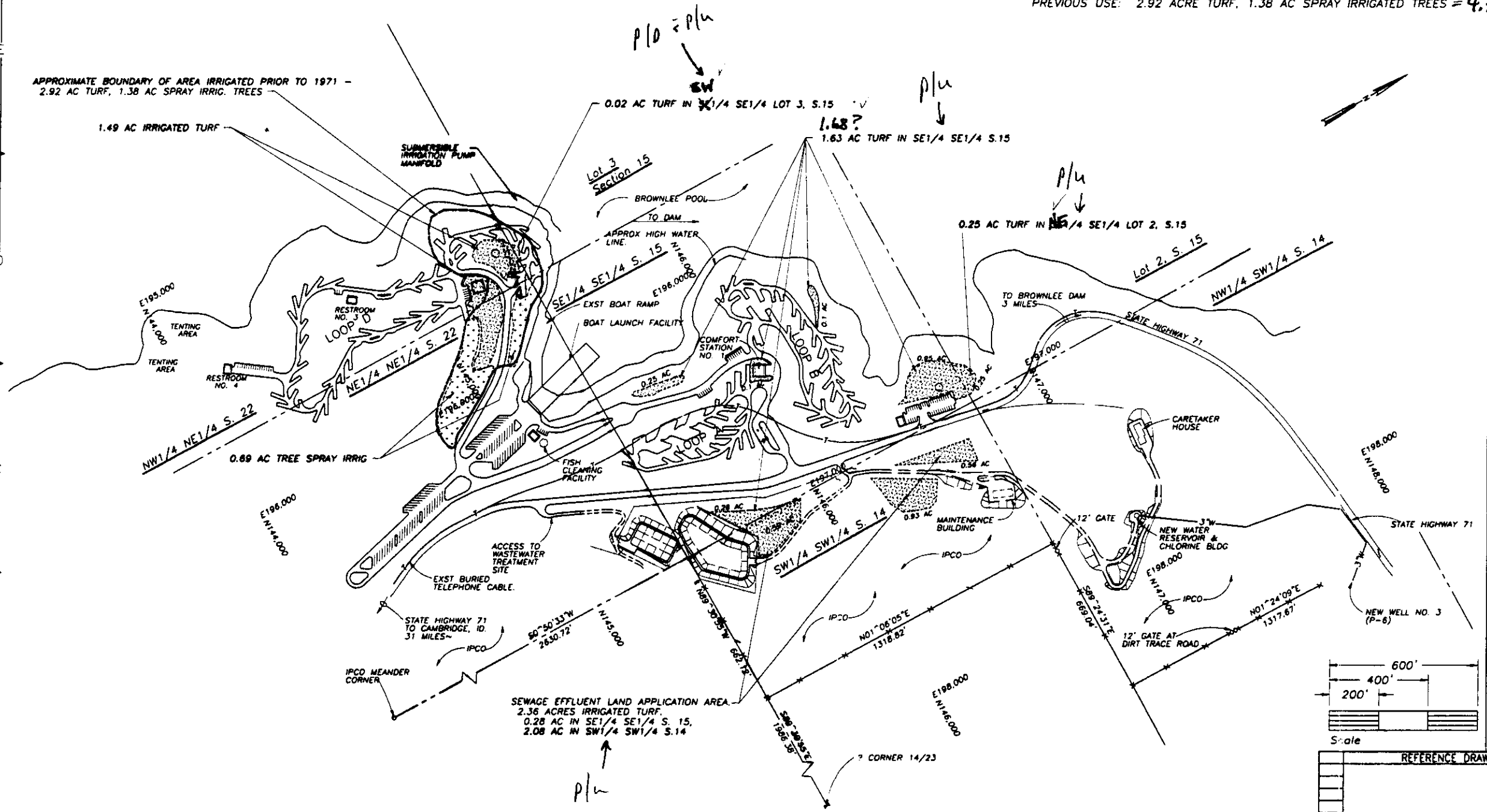
in

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APR 22 2002

AUXILIARY NORTH MERIDIAN WEST

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 PREVIOUS USE: 2.92 ACRE TURF, 1.38 AC SPRAY IRRIGATED TREES = 4.30 ac

APPROXIMATE BOUNDARY OF AREA IRRIGATED PRIOR TO 1971 -
 2.92 AC TURF, 1.38 AC SPRAY IRRIG. TREES



APPLICATION FOR CHANGE AND INCREASE OF WATER RIGHT

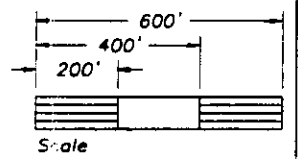
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 SESE S. 15

A03-10162 = 4.3 ACRES

03-7063 = 2.4 ACRES



REFERENCE DRAWINGS	
Woodhead Park Irrigation As-Built	
Township 17 N., Range 5 W., B.M., Washington County, Idaho	
IDAHO POWER COMPANY	BOISE, IDAHO
SCALE: 1" = 200' (Verify)	DATE: AUG. 1995
APPROVED	D-
PGN	SHI. 1
REV. PGN	

LOWR notes:
 CJH 1996 pg 1-6
 9/2 12/6/01 " "

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 APR 22 2002

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SEP 23 1996

WATER RESOURCES
WESTERN REGION

LIMITED POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

Idaho Power Company, an Idaho corporation, hereby nominates and appoints James C. Tucker of the law firm of Rosholt, Robertson & Tucker, with offices in Boise, Idaho, and Twin Falls, Idaho, as attorney-in-fact with full authority to act for and on behalf of Idaho Power Company, to authorize, prepare, and/or sign any and all documents, claim forms, amendments, or any other document or instrument required or necessary to protect the interest of Idaho Power Company related to its water rights, including, but not limited to, any and all documents necessary to be filed in the Snake River Basin Adjudication.

Idaho Power Company's agent is hereby authorized to sign, seal, and deliver, as its act and deed, those said instruments of writing that may be necessary or proper to carry into execution and effect all claims relating to Idaho Power Company's water rights as above-mentioned. Further, Idaho Power Company hereby declares that each and every agreement, receipt, or payment which shall be by its said agent given, made or done for the aforesaid purposes shall be as good, valid, and effectual as if they had been signed, sealed, and delivered by Idaho Power Company in its own proper representative; and Idaho Power Company hereby undertakes at all times to ratify whatsoever its said agent shall lawfully do or cause to be done in or concerning the said premises by virtue of these presents.

IN WITNESS WHEREOF, Idaho Power Company has hereunto executed this Limited Power of Attorney this 14th day of August, 1992.

IDAHO POWER COMPANY

By: [Signature]

ATTEST:

By: [Signature]

Secretary

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SEP 22 2002

STATE OF IDAHO)
) ss.
County of Ada)

On this 14th day of August, 1992, before me, a Notary Public, in and for said County and State, personally appeared J. LaMont Keom and Robert W. Stahman, known or identified to me to be the Vice-President and Secretary, respectively, of the Idaho Power Company, the corporation that executed the foregoing instrument, and acknowledged to me that such corporation executed the same.

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

Sally A. Chambers
NOTARY PUBLIC FOR IDAHO
Residing at: Boise
My commission expires: 12.31.92

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APR 22 2002

Received by VR Date 1-23-92 Time 10:30 am Preliminary check by cjl
Fee \$ 50- Receipted by VR # WU 21522 Date 9-23-76
Publication prepared by st Date 12-19-26-01 Published in Upper City News
Publication approved st Date 1-18-02

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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APR 22 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 21, 2002

IDAHO POWER CO
PO BOX 70
BOISE ID 83707

RE: Permit No. 3-7063

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

Please note that a separate stream channel alteration permit must be obtained from the Department prior to any activity in the stream channel other than construction or maintenance of the diversion structure for your water right(s). Applications for stream channel alteration permits must be filed a least sixty days prior to the commencement of work in the stream.

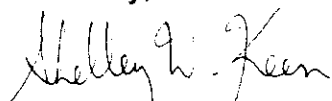
Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

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SEP 27 2002

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

Sincerely,

A handwritten signature in cursive script that reads "Shelley W. Keen".

Shelley W. Keen

Water Rights Supervisor

SWK:klt

Enclosure(s)

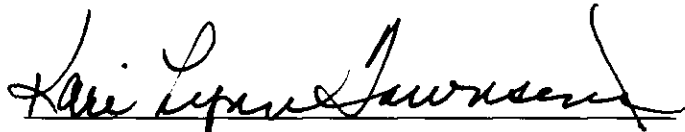
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APR 22 2002

CERTIFICATE OF SERVICE

I hereby certify that on March 21, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER(Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO. 3-7063

**IDAHO POWER CO
PO BOX 70
BOISE ID 83707**

A handwritten signature in black ink, reading "Kari Lynn Townsend", written over a horizontal line.

**Kari Lynn Townsend
Secretary**

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APR 22 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "Preliminary Order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

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

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

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

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01506 (Rules of Procedure 302 and 303).

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APR 22 2002

FINAL ORDER

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

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

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

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

APPEAL OF FINAL ORDER TO DISTRICT COURT

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

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

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

APPLICATION FOR PERMIT
STATE OFFICE ANALYSIS
Reviewed by Sharla Curtis on 3/12/02

No. D3-7063 Name: Id Power Corp. Officers _____ Ad ok ☒ Govt Lots _____

AREA OF CONCERN: No/Yes _____ Moratorium _____ ~~GWMA~~ ~~TRUST/NON-TRUST~~

GROUNDWATER: (✓Flow Chart)

DRILLING PERMIT

All wells - 046
Basin 34 - 084 (if necessary)
WMD - North/East/West
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 067
~~WMD~~
Supp irr (irr = only use) - 065-104
Supp irr (+ other uses) - 100-105
≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M

LOCATION:

Boise Front LoGeo - 058 (<85 GW)
Mitigation - 121

Trust - 051 (consumptive uses)
Non-Trust - 048 (consumptive uses or non-cons. > 1.0 cfs)

USES:

STORAGE - 18C-01H-01P-18B-NA
~~18C-01H-01P-18B-NA~~ - R66/R67/R68/R69 (0.03 cfs/ac)
> 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (BLM/FS)-111 (instream stock)
MINING - 054-106
HEAT/COOL - R07 (injection well)
FIRE PROT - 077
COMMERCIAL/
INDUSTRIAL - 106-R07
DAIRY - 082-WD8
POWER - 17H or 17K (+uses)-17G (under FERC)
or 17M (not FERC regulated)
025-027-R22-08A

UNOFFICIAL USE DUE: 3/01/2003

MISC CONDITIONS/REMARKS:

Protested - 020-W19
Development Period
> 1 yr - 26A
Ownership - 004
Non-consumptive - 027
Water Quality - 106-R07

SURFACE WATER: (✓Flow Chart)

F&G contacted - Yes/No Response
In/Above MSF - WB9
PLANNING REVIEW/RESPONSE
WD - R04 (WD# _____)
≤ 0.20 cfs/others - 01H, 01P or No MD
> 0.20 cfs - 01J

SPRINGS/SINK, INACTIVE WD or ~~WB~~

≤ 0.24 cfs/5 acres - No MD
> 0.24 cfs/5 acres - 01M or No MD

RIVER BASINS: (SW special considerations)

Sage R (01) - W23, N/A
(02, 03) - ~~007~~ (w/ remark WB9 above Weiser)
Payette R (65) - W23, 047 (Payette Lake)
Salmon R (70's) - 029 (fish screens)
Weiser R (67) - 086-087

USES:

MUNICIPAL

Restricted area - 022, 075
Irr., GW supp to SW - 102
Future needs - 007, 109
FISH PROP - 029 (70's only)-007-042-106
DOMESTIC
Surface water - WB5 (Big Wood/Boise above Star Bridge)
- 27A (Payette R)
- 070-071-075 (no parks/common areas)
> 1 in restricted area - WB5
Irr separate or none allowed - 065-104
GW w/irrigation from SW evident - W03 (2500 gpd - meets domestic def
Moratorium approvable i.e. D/convenience store)

Multiple pd's per ¼¼ - W32
Subd lot desc (pd) - W59
Subd lot desc (pu) - W60
Use definitions - W02 example - S/50 range
Pre-1987 development - 068-074 (allow 120 days for proof due)
Single p/d intended - 076

IRRIGATION SEASON 3/15 - 10/31 (Per updated map)

IRR VOLUME/ACRE 4.0

OTHER CONDITIONS/REMARKS

P/U = Woodhead Park

COMMENTS

No overlaps

HO DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: JK DATE: 12/6/01 APPLICATION: 3-7063

REQUIRED INFORMATION

Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.) *assumed on file already*
Address:
Source: (See USGS Quad for names of water sources)
Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
County:
Quantity: (flow and/or volume)
Period of use:
Nature of proposed use: (Include description of use)
Description of diverting works:
Time required for beneficial use of water:
Place of use or acres irrigated:
Map: (show T, R, S, QQ &/or QQQ)
Subdivision plat: (for > 1 home in restricted area. $\geq$ 5 homes in non-restricted area)
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
Correct fee paid \$50 ok (pre fee increase)

RECEIVED
MAR 12 2002

Gov't. Lots:
4 P/D
P/U

Department of Water Resources

ADDITIONAL INFORMATION

yes ADVERTISE REMARKS
(Reviewer identify which remarks)

YES NO

/ Overlapping place of use: (Describe source & relationship to present application on next page.)
/ Overlapping point of diversion.
 / Critical groundwater area:
 / Groundwater management area:
 / 1992 moratorium:
/ Surface water source, IDFG letter needed.
 / Protected river or minimum flow reach, notify water planning bureau.
 / E-mail to SCA staff: (perennial stream, non-pump diversion &/or any mining).
 / E-mail to Dam Safety staff: (for any storage)
/ Mitigation plan: Check any that apply.
 / MA immediate = acceptable plan required and submitted.
 / future = open areas, acceptance of condition of approval is in file. *See Appl. 12/29/01 letter & form*
 / Send power requirement letter &/or fish farm requirement letter.
 / Power residency affidavit:
 / Diversion greater than 5 cfs or 500 af or irrigation greater than 200 acres: (If yes, attach Large Diversion supplementary analysis sheet.)
 / *REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

NOTE This Appl. inadvertently languished with some unfinished business from the 1996 unexpected processing delay e "fish flow water." Finally resolved adequate to continue processing.

Date Requested _____ Date Response Received _____

PROCESSING

APP. NO. 3.7063

YES NO

☒ In form for advertising:
☒ Statewide advertising: (> 10 cfs &/or 1000 af)
☒ Fee amount, receipt number and date recorded on application:

SEND COPIES TO: NOTE IF E-MAIL COMMENT LETTER USED.

← See note e Appl. copy

YES NO

☐ I.D. Health & Welfare
☒ I.D. District Health
☒ I.D. Fish & Game
☒ I.D. Lands

YES NO

☐ U.S. BLM
☒ U.S. Forest Service
☐ Water Dist. # _____
☐ Water Planning Bureau
☐ Other _____

FINAL REGIONAL PROCESSING REVIEW:

YES NO

☒ Affidavit of publication received:
☒ Application published correctly: If not, record action taken.

☒ Publication dates and paper recorded on application:

☐ Final date for protest 1-7-02

☐ Protests received.

☐ Recommendations attached:

☐ Measuring device required:

☐ Water delivered by water master? District # _____

☐ Special conditions of approval or cover letter: 121

Comment: If there are concerns about process Basin 63 applications because of downstream state criticism, this application should be given to administration. Not sure it should be approved, but am forwarding it for consideration.

See below for additional information

Recommended Date or Priority

9-23-1996

Recommended by: DarysDate: 3/11/02

(Revised prior to legal notice without need to advise priority)

ADDITIONAL INFORMATION:

See attached prof report etc for background.

Overlap: A03-10162 as noted - same pump but different acres in park. 69-7048 is park's potable water from well.

69-14315 are Browlee Creek for other land so N/A.

REGION has copies of all maps so J.A. does not need to cc back to REGION.

Comment Report

3-7063

1. 11/2/2001 Comment/Analysis

Application is for additional irrigation water at Woodhead Park nears Hells Canyon. Same pump provides irrigation of about 2/3 of irrigated area at park and application will cover the balance. Note that both rights will cover 6.7 acres total irrigation. Claim 03-10162 lists 4.2 acres in database but actually covers 4.3 acres per original claims-taking and as confirmed by original filing in Transfer 4970 (see Part 1 of transfer filing). The 0.1acre discrepancy is due to rounding to conform with database standards. Application 03-7063 does not need to be amended to increase irrigation by 0.1 acre. Non-irrigation use at park provided via well in 69-7098.

2. 12/6/2001 Comment/Analysis

Application map is 11 x 17 and, while comprehensive, proves difficult for quick confirmation of legals. I prepared an IDWR map to simplify the map/data comparison. Suitable topo not available at Region so used a hand drawn map. The IDWR map is consistent with the application map. Acres per tract were data entered to conform with IDWR standards without changing total irrigated acres. The rate was rounded to 0.06 cfs to conform with same standards.

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APR 22 2002

Ident. No. 03-07063

Comments: Date: 11/25/1996 User-ID: CHODGES

Subject: PROCESS DELAY

Application held pending changes in policy affecting approval for new Snake River diversions.

Comments: Date: 11/25/1996 User-ID: CHODGES

Subject: APPLICATION INFO

Application is for uses from Snake River to expand uses as claimed under A03-10162. Claim is presently undergoing transfer to reposition some irrigated acres. A portion of the original claimed P/U now to be irrigated under this newer right. Existing P/D from Brownlee Reservoir pool. P/U aka Woodhead Park. Domestic uses from ground water occur under 69-07098.

Transfer 4970
Approved 8/22/1997

— VAX COMMENTS —

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APR 22 2002

Purposes:

(both dates are inclusive)

(cfs)

(acre feet)

purposes from 4/1 to 10/31 amount 0.086 or

purposes from to amount or

purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 0.086 (cfs) and/or (b) (acre feet)

8. Total consumptive use claimed is 36 acre feet per annum.

9. Non-irrigation uses, describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) N/A

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example, D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	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	
17N	5W	15																0.31	0.31
17N	5W	22	2.49	1.50															3.99

03-10-62
DATABASE = 4.2 ... Actual = 4.32

Total number of acres irrigated 4.30

11. In which county (ies) are lands listed above as place of use located? Washington

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Potable well, permit #69-07098 or None ()

14. Remarks:

MICROFILMED
SEP 19 1996

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APR 22 2002

Last Name Idaho Power Co. Ident No.

COPY from original claim 02-10134 (Remembered to Br. 03)

Copies: White-State, Yellow-Claimant

RECEIVED

4970
~~4970~~

7 1997

PART 1

WATER RESOURCES
WESTERN REGION

WATER RESOURCES
WESTERN REGION
Name of applicant

Idaho Power Company

Phone (208) 388-2845

Post Office address

Attn: Pete Newton, P. O. Box 70, Boise, ID 83707

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use

- ☐
- Change nature of use
- ☐
- Change period of use
- ☐
- Other

- 2. Describe the reason for the proposed changes** Reconstruction at Woodhead Park

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|--|-----------|--|------------------------------|----------------------|
| * A03-101 ⁶² | 5-20-1960 | 0.086 | Irrigation | 4/1 to 10/31 |
| | | | | to |
| | | | | to |
| | | | | to |
| | | | | to |
| 2. Total amount of water being transferred | | 0.086 | cubic feet per second and/or | acre-feet per annum. |
| 3. Source of water | | Snake River (Brownlee Reservoir) tributary to Columbia River | | |

- 4. Point(s) of Diversion:**

[illegible]

- 5. Lands irrigated or place of use:**

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	
17N	5W	15															1.56	1.56	
	*	22	0.7	2.04														2.74	
	EX																		
																	TOTAL	4.30	

Affidavit of Publication

STATE OF IDAHO } ss
County of Washington

Norman Dopf, being duly sworn deposes and says he is the publisher of the Upper Country News-Reporter, a weekly newspaper published at Cambridge, in the County of Washington, State of Idaho; that said newspaper is in general circulation in the county of aforesaid and is a legal newspaper; that the annexed, a printed copy of which is attached hereto and made a part hereof, was published in said newspaper once a week for two consecutive weeks in the regular and entire issue of every number thereof during the period of time of publication, and was published in the newspaper proper and not in a supplement; and that publication of such notice began December 20, 2001 and ended December 27, 2001.

Norman Dopf

Subscribed and sworn to before me this
31st day of
December, 2001.

Debbie S Maxwell

Notary Public in and for the State
of Idaho, residing at Cambridge, ID
Idaho 83610 Council
83612

DEBBIE S. MAXWELL
Notary Public
State of Idaho

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

5-7083

IDAHO POWER COMPANY
C/O PETE NEWSON
PO BOX 70
BOISE ID 83707

Point(s) of Diversion E3SE8WSE S15 T17N R06W
WASHINGTON County Source SNAKE RIVER
Tributary to COLEMAN RIVER
Use: IRRIGATION 00/15 To 10/31 0.08 CFS
Total Diversion: 0.08 CFS
Date Filed: 00/23/2001
Place Of Use: IRRIGATION
T17N R06W S15 SW1/4
T17N R06W S15 NESE Lot 2 SWSE Lot 3 SESE
Number of Acres 2.4

Remark: Applicant agrees to mitigate consumptive use in the future as needed for an existing pump to complete the irrigation coverage at Woodhead park near Browns Reservoir.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-5004, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Wy. Boise, ID 83705 together with a protest fee of \$25.00 for each application submitted before 01/07/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published in the Upper Country News Reporter on Dec. 20 & 27, 2001

RECEIVED

DEC 31 2001

WATER RESOURCES
WESTERN REGION

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APR 22 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 17, 2001

STATE OF IDAHO
DEPT OF FISH & GAME
3101 S POWERLINE RD
NAMPA ID 83686

Re: Application for Water Right No. 03-07063 in the Name of Idaho Power Co.
Application for Water Right No. 65-22640 in the Name of Osprey Properties LLC.
Application for Water Right No. 65-22648 in the Name of Edward Rothbauer.
Application for Water Right No. 63-31307 in the Name of Pheasants Forever Canyon
County Chapter.
Application for Water Right No. 63-31344 in the Name of McGrew Ranch LLC.
Application for Transfer No. 69594 in the Name of Nampa & Meridian Irrigation
District.
Application for Transfer No. 69593 in the Name of Joseph Jordan.

Dear Sir:

Enclosed are copies of the above-referenced applications that the proposed use is from surface water. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter. However, if your agency desires to file a formal protest against the approval of this application(s), your written protest along with the \$25.00 protest fee must be received in this office by January 7, 2002.

If you have any questions regarding the application, please contact this office.

Sincerely,

Gary Spackman

GS:lm
Encl.

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APR 22 2002



IDAHO POWER COMPANY
P.O. BOX 70
BOISE, IDAHO 83707

November 29, 2001

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NOV 29 2001

WATER RESOURCES
WESTERN REGION

Mr. Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

**Subject: Idaho Power Application for Permit No. 03-7063,
Additional Irrigation Water for Woodhead Park on Brownlee Reservoir**

Dear Mr. Lester,

In accordance with your letter of November 5, 2001, please find enclosed the revised copy of our application for a new water permit for additional irrigation water at Woodhead Park. Per your letter, I have completed Item 7 on the application form, showing an estimated time required for completion of the diversion, and I have signed my initials where indicated to indicate our approval of the corrections in the application. Also, I have signed the "request to process" form indicating our acceptance of a condition of approval to comply with mitigation requirements if required by the Director in the future as described in the "request to process" form.

In closing, I do appreciate the effort your office has put into this application, and especially want to thank you for taking the time to remind us of the need to follow up on your 1998 letter. If you have any **questions** regarding this, or need any further information, **please do not hesitate to contact me or Sharon Strickland**. I can be contacted at the address shown above, at telephone number 208-388-2845, or at e-mail pnewton@idahopower.com. Sharon's telephone number is 208-934-4147, and her e-mail is shs@idahowaters.com. Her current address is:

Sharon H. Strickland, CLA
Barker, Rosholt & Simpson
PO Box 2139
Boise, ID 83701-2139

*Sharon Rosholt
firm*

Sincerely,

Pete Newton
Power Supply Engineering

Encl

Copy to: Sharon Strickland
Jim Tucker

MICROFILMED

APR 22 2002

REQUEST TO PROCESS

COMPLETE REQUEST IF YOU WANT YOUR APPLICATION TO BE PROCESSED USING ONE OF THE
THREE ALTERNATIVES BELOW

Name of Applicant

Idaho Power Co. - ATTN: Peter Newton

Mailing Address

PO Box 70, Boise, ID 83707

Application No.
(if known)

03-7063

 IN LOCAL PUBLIC INTEREST

Yes, I want my application processed and before it is advertised, I will amend my application to demonstrate that the proposed appropriation is in the local public interest including the need to preserve flows in the Snake River during the migration periods of anadromous fish.

 PROPOSE MITIGATION NOW

Yes, I want my application processed and before it is advertised, I will amend my application to include proposed mitigation to offset anticipated depletions in the Snake River during periods of anadromous fish migration.

 ✓ WILL AGREE TO MITIGATION IN THE FUTURE IF NECESSARY

Yes, I want my application processed at this time, and I will accept a condition of approval that will require mitigation should the Director of the Idaho Department of Water Resources determine that mitigation is necessary to offset depletions from this appropriation to flows in the Snake River during periods of anadromous fish migration. I understand that mitigation is not required now but may be needed in the future. I also understand that the Director will not require mitigation until I have an opportunity to review the process by which the need for mitigation is established and the amount of water required is quantified.

Signature

Peter G. Newton

Date

Nov 28, 2001

Please return this form to:

Idaho Dept. of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

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APR 22 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

November 5, 2001

SHARON HART STRICKLAND
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

Re: Idaho Power Application for Permit No. 03-7063

Dear Ms. Strickland:

I am writing to inquire about the above referenced application for a new water permit in the name of Idaho Power. The application involves additional irrigation water from the Snake River to serve Woodhead Park.

You submitted the application on behalf of the applicant in September 1996. The application was revised in correspondence between you and this office in November 1996. The application was not processed at that time due to uncertainties regarding the available water supply with respect to anadromous fishery issues.

The Idaho Department of Water Resources sent a letter in early 1998 inquiring into the status of the application. The letter included a possible "response form" to allow processing to continue. A reply to the 1998 was not received. It is not clear if the letter was mailed to you or directly to the applicant. In any event, the chain of communication was apparently not sufficient to prompt a timely response from the applicant.

I regret the long delay in following up with this matter. I recently completed license recommendations for the well serving the park (Water Permit No. 69-7098). I am confident the well permit will be licensed without complications. The overlooked river application was discovered in the course of completing the licensing report for the well.

The original application is included for your review. Should Pete Newton still be included in the address line? Item 7, time required to complete the proposed development upon approval of the application, should be answered. The remainder of the application appears to be correct unless you notice other items to change. Approval of application revisions should be noted by the applicant or by James C. Tucker acting within his 1992 power of attorney documented in the water application file.

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APR 22 2002

Application No. 03-7063
November 5, 2001
Page 2

Also, the enclosed "request to process" form should be completed. The usual response in this form is the last option, "possible future mitigation." A generic letter of explanation is attached to the form for your convenience.

Please return the original application and response form within thirty (30) days of the date of this letter. If the information is not timely submitted, the application will be removed from the records of this agency. Thank you for your attention to these matters, and please let me know if you have any questions or need more information.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Lester", with a stylized, cursive script.

Steve Lester
Water Rights Supervisor

Enclosure – Original Application No. 03-7093
Request to Process form

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APR 22 2002



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 4, 1998

DISTRIBUTION: Applicants whose water right applications were held without action pending fishery resources issues.

Dear Applicant:

You filed an application for permit to develop a water right that includes consumptive use (see attached profile report). This office was not been able to process such applications in your area until some water supply issues related to fishery resources were resolved.

A method to address these issues now exists. Applications that include consumptive use can be processed if applicants are willing to accept a condition of approval that can require mitigation at a later date if the need for mitigation is clearly documented. Mitigation can include steps such as purchasing storage water to offset adverse impacts to fishery resources that new water developments might cause.

Enclosed is a response form to be completed and returned if you want your application to be processed. To the extent possible given other factors, applications will be processed in the order in which they were filed.

Also enclosed is a withdrawal form. If you no longer have an interest in obtaining the water right outlined in your filing, please complete and return this form. You will receive a refund for the filing fee associated with the application.

Delays in processing due to department considerations such as those discussed in this letter do not affect the priority date of your application. Please contact this office at 334-2190 if you have any questions about your application.

Sincerely,

Western Region Allocation Staff

Enclosures: Profile Report, Response Form and Withdrawal Form

MICROFILMED

APR 22 2002

~ Celebrating Our Centennial Year of Service to Idaho 1895-1995 ~

ROSHOLT, ROBERTSON & TUCKER

**Chartered
ATTORNEYS AT LAW**

JOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
GARY D. SLETTE
JERRY V. JENSEN
BRUCE M. SMITH
JOHN K. SIMPSON
PATRICK D. MADIGAN
TIMOTHY J. STOVER
NORMAN M. SEMANKO

Twin Falls Office
142 3rd Ave. North
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

Boise Office
1221 WEST IDAHO, SUITE 600
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034

November 12, 1996

RECEIVED

NOV 14 1996

**WATER RESOURCES
WESTERN REGION**

Cindy Hodges
Sr. Water Resource Agent
Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

RE: IDAHO POWER COMPANY/WOODHEAD PARK

Dear Cindy:

In follow-up to your letter of October 15th, and phone conversations you've had with Pete Newton and with me, I'm enclosing herewith the revised Application for Permit and Application for Transfer, which have both been revised per your letter and our discussions.

Thanks very much for your help, and please call if you have further questions.

Sincerely,



SHARON HART STRICKLAND
Certified Legal Assistant

Encls.

cc: Pete Newton w/encls.

**MICROFILMED
APR 22 2002**



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

October 15, 1996

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

SHARON HART STRICKLAND
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

RE: *Idaho Power Company Water Right Filings at Woodhead Park*

Dear Ms. Strickland:

As we discussed by phone last week, I am returning for modification the application for transfer and application for permit which were recently submitted for Idaho Power.

On the application for transfer form, I have pencilled some suggested changes, which mostly alter the order in which the information is presented. Note that Part 2B is not applicable in this filing because the right is not being split. Also, your information on page four indicates that acres for NENE and NWNE Section 22 may have been switched. I have included a blank form for your use in making changes.

For the application for permit form, please refer to my handwritten table which compares existing acres to those found in the transfer and in the application for permit. There are irrigated acres found in both Lot 2 (NESE) and Lot 3 (SWSE) which are not shown on either application. I would recommend adjusting total acres in the application for permit so that acres are shown in those missing tracts. Please show irrigated trees as a portion of total irrigated acres.

When changes have been made, please return both applications to my attention at this office. I have kept copies of both applications for my reference, and also the Limited Power of Attorney. You will not need to resubmit this document when the applications are returned. Unless total acres is increased, the original date of filing for the application for permit will not be advanced.

Please feel free to call if you have questions.

Sincerely,

Cindy Hodges
Cindy Hodges
Sr. Water Resource Agent

Enclosures

Pete Newton
388 2845

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APR 22 2002

ROSHOLT, ROBERTSON & TUCKER

**Chartered
ATTORNEYS AT LAW**

JOHN A. ROSHOLT
J. EVAN ROBERTSON
JAMES C. TUCKER
GARY D. SLETTE
JERRY V. JENSEN
BRUCE M. SMITH
JOHN K. SIMPSON
PATRICK D. MADIGAN
TIMOTHY J. STOVER
NORMAN M. SEMANKO

Twin Falls Office
142 3rd Ave. North
P.O. BOX 1906
TWIN FALLS, IDAHO 83303-1906
TELEPHONE (208) 734-0700
FAX (208) 736-0041

Boise Office
1221 WEST IDAHO, SUITE 600
P.O. BOX 2139
BOISE, IDAHO 83701-2139
TELEPHONE (208) 336-0700
FAX (208) 344-6034

RECEIVED

SEP 23 1996

**WATER RESOURCES
WESTERN REGION**

September 20, 1996

SL 10/4/96
Steve Lester
Water Rights Supervisor
Idaho Dept. of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

See cc of exam maps
from ground water system
(non-irrig use)

RE: IDAHO POWER COMPANY WATER RIGHTS AT WOODHEAD PARK

Dear Steve:

As discussed recently on the phone, I'm enclosing herewith an Application for Transfer of Water Right, to change a portion of the place of use under SRBA Claim A02-10134, together with an Application for Permit for additional water for irrigation purposes at Woodhead Park. Also enclosed is our check in the amount of \$150.00 to cover the filing fees. We understand that you will be reviewing these applications together with the SRBA claim, including field exam, in order to get an accurate record of both past and present water uses at Woodhead Park. Please contact Pete Newton of Idaho Power at 388-2845 when you are ready to do the field exam.

As we discussed on the phone, please note that the proof report for SRBA Claim #A02-10134 does not reflect the true irrigated acreage, which is as claimed: 0.31 acres in the SESE, Sec. 15, T.17N, R.5W; 2.49 acres in the NENE and 1.50 in the NWNE, of Sec. 22, T.17N, R.5W, for a total irrigated acreage under the claim of 4.30 acres. While we understand that the acreages reflected on your proof report are due to limitations of the database, we would like to make sure that the actual irrigated acreage is duly noted in the remarks for this claim. Also, for your information, please note that the 15-hp pump referenced in #5 of your proof report of the claim was later replaced with a 25-hp pump.

Thank you for your assistance, and please feel free to contact Pete Newton or myself if you need additional information.

Sincerely,



SHARON HART STRICKLAND
Certified Legal Assistant

cc: Pete Newton
MICHO

APR 22 2002

(-T-11) 4-2-02

December 12, 2001

Legal Notice Department
Upper County News Reporter
PO Box 98
Cambridge ID 83601

RE: Application for Permit No. 3-7063

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 01/07/2002. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

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APR 22 2002

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

3-7063

IDAHO POWER COMPANY
C/O PETE NEWTON
PO BOX 70
BOISE ID 83707

Point(s) of Diversion L3 SESWSE S15 T17N R05W WASHINGTON County Source SNAKE RIVER
Tributary To COLUMBIA RIVER

Use: IRRIGATION 03/15 To 10/31 0.06 CFS

Total Diversion: 0.06 CFS

Date Filed: 09/23/1996

Place Of Use: IRRIGATION

T17N R05W S14 SWSW

T17N R05W S15 NESE Lot 2 SWSE Lot 3 SESE

Number of Acres 2.4

Remark: Applicant agrees to mitigate consumptive use in the future as needed for an existing pump to complete the irrigation coverage at Woodhead Park near Brownlee Reservoir.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec 42-203A, Idaho Code.

Any protest against the approval of this application must be filed with the Director, Dept. of Water Resource, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 01/07/2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director Published in the Upper County News Reporter on December 20 and 27, 2001.

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APR 22 2002