

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-243, Idaho Code, any person using or claiming rights to the public waters of Idaho established by diversion and application to a beneficial use must file a claim with the Department of Water Resources on or before June 30, 1983. Exempted from this filing are single family domestic uses as defined in Section 42-230(d), Idaho Code. Also exempted are rights represented by a permit, license, decree, adjudicated right, or a previously filed claim.

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

Notice is hereby given that Utah Power & Light Company
(Name of Claimant)

1407 West North Temple, Salt Lake City, Utah 84110 Telephone No. 535-2174
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use) January 1, 1922

A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water)

Bear River tributary to Great Salt Lake

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

	(cfs, gpd, AFA)	(Domestic, Irrigation, Stock, Etc.)	(Both dates inclusive)	
			(Mo., Day)	(Mo., Day)
Quantity	<u>16,472 AFA</u>	Use <u>Power Storage</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u>16,472 AFA</u>	Use <u>Power from Storage</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity	<u>600.0 CFS</u>	Use <u>Power</u>	Period of Use From <u>Jan. 1</u>	To <u>Dec. 31</u>
Quantity		Use	Period of Use From	To
Quantity		Use	Period of Use From	To

(4) 16,472 AFA 600 CFS TOTAL QUANTITY USED.
(cfs, gpd, AFA)

(5) A) Point of diversion: (Location of point where water is diverted from its source)
SE 1/4 NW 1/4, Sec. 17 Twp. 9 S Rge. 41 E B.M., County of Caribou
Additional points of diversion:

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Reservoir - 16,472 ac. ft. capacity and 92 ft. in elevation.

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
9	S	41	E	17						X									

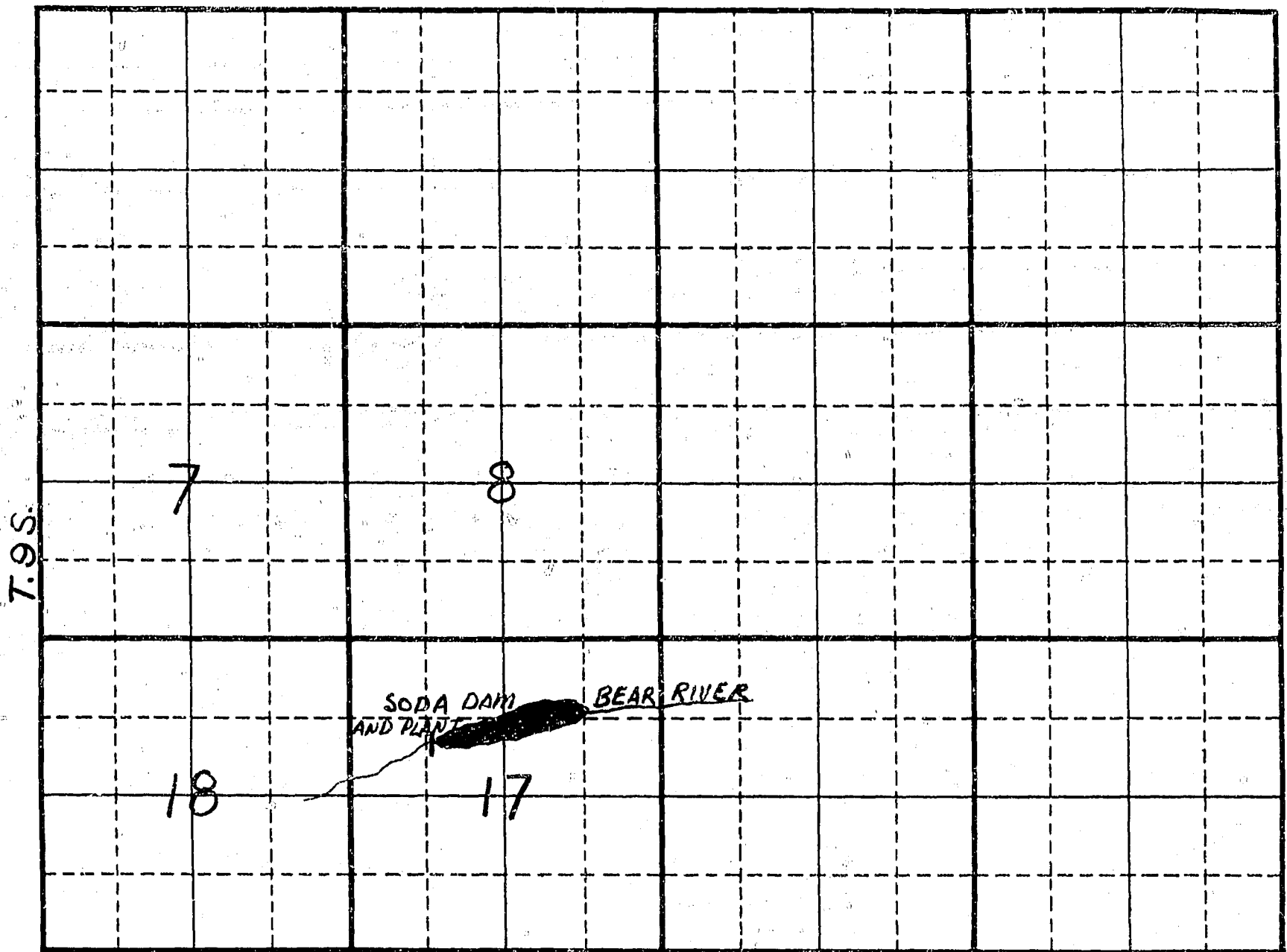
No. of acres

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Generation of Hydro-Electric Power at Soda Plant.

NOTE: Include here the type and number of stock watered: n/a

(7) If you are claiming water as a member of an organization, list name of organization: n/a

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Utah)
State of Idaho) ss.
County of Salt Lake)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 28th day of April, 1980.

C. J. H. H.
Vice President (Claimant)

Caswell L. Roring
Notary Public
Residing at Salt Lake City, Utah

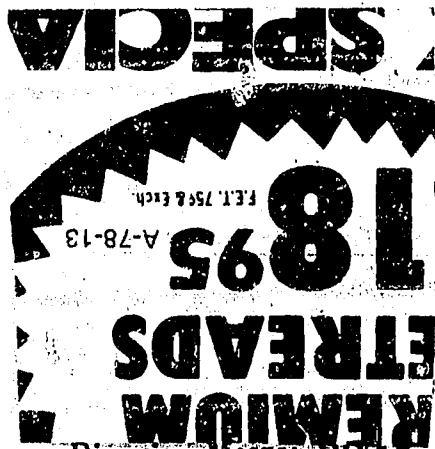
My commission expires Sept 28, 1981

Received by CW Date 5/19/80 Exception filed by: _____ Forwarded to _____ Date _____
Prelim. check by JC Date 4/14/80 claimant by: _____
\$20.00 fee received by 220.00 Date 5/20/80 # 14809
Published in Caribou County Sun
Dates 5/29 & 6/05/80

RECEIVED

JUN 17 1980

Department of Water Resources
Eastern District Office



Diversion Means: DIVERSION DAMS & SPRINKLER SYSTEM.

11-4094

LAKEY, EZRA
BOX 575, SODA SPRINGS,
ID 83276

Source: ROWLEY SPRINGS
tributary to SINKS

Priority Date: 05-12-1888

Amount: 0.22 CFS

Diversion Point: SWSW Sec 30
T 09S R 43E, CARIBOU Co.

Use: IRRIGATION (0.10
CFS) from 04-01 to 11-01
DOMESTIC (0.12 CFS) from
01-01 to 12-31

Place of Use: SESE Sec 25 T
09S R 42E FOR 5 ACRES

Diversion Means: CON-
CRETE HEADBOXES & PIPE-
LINE.

13-4128

UTAH POWER & LIGHT
COMPANY

1407 WEST NORTH
TEMPLE, SALT LAKE CITY,
UT 84110

Source: BEAR RIVER tribu-
tary to GREAT SALT LAKE

Priority Date: 01-01-1922

Amount: 600.00 CFS 16472.0
AC-FT

Diversion Point: SENW Sec 17
T 09S R 41E, CARIBOU Co.

Use: POWER (600.00 CFS)
from 01-01 to 12-31. POWER
STORAGE (16472.0 AC-FT)
from 01-01 to 12-31. POWER
FROM STORAGE (16472.0
AC-FT) from 01-01 to 12-31

Place of Use: SENW Sec 17 T
09S R 41E

Diversion Means: RESER-
VOIR.

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 1515 Lincoln
Road, Idaho Falls, Idaho 83401.

C. STEPHEN ALLRED

Director

Published May 29 and June 5,
1980 in the Caribou County Sun.

Affidavit of Publication

County of Caribou } ss.
State of Idaho }

Mark Steele

being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County that said
newspaper has been published
in said County uninterruptedly
and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

29th day of

June, 1980

The date of the last publication

being the 5th day of

June, 1980

Mark Steele
Subscribed and sworn to be-

fore me this 13th day

of June, 1980

Clayton Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the

1 day of March

1984

PUBLIC NOTICE

First Time
Published

**NOTICE OF CLAIMS TO
WATER RIGHTS**

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

11-4093 *ok*

LAKEY, EZRA
BOX 575, SODA SPRINGS,
ID 83276

Source: SWAN LAKES
tributary to SINKS

Priority Date: 05-12-1888

Amount: 5.00 CFS

Diversion Point: SWSE SESE
Sec 30 T 09S R 43E, CARIBOU
Co.

Use: IRRIGATION (5.00
CFS) from 04-01 to 11-01

Place of Use: NESW NWSW
SWSW SESW NESE NWSE
SWSE SESE Sec 25 T 09S R 42E
FOR 270 ACRES

Diversion Means: DIVER-
SION DAMS & SPRINKLER
SYSTEM.

11-4094 *ok*

LAKEY, EZRA
BOX 575, SODA SPRINGS,
ID 83276

Source: ROWLEY SPRINGS
tributary to SINKS

Priority Date: 05-12-1888

Amount: 0.22 CFS

Diversion Point: SWSW Sec 30
T 09S R 43E, CARIBOU Co.

Use: IRRIGATION (0.10
CFS) from 04-01 to 11-01
DOMESTIC (0.12 CFS) from
01-01 to 12-31

Place of Use: SESE Sec 25 T
09S R 42E FOR 5 ACRES

Diversion Means: CON-
CRETE HEADBOXES & PIPE-
LINE.

13-4128 *ok*

UTAH POWER & LIGHT
COMPANY

1407 WEST NORTH
TEMPLE, SALT LAKE CITY,
UT 84110

Source: BEAR RIVER tribu-
tary to GREAT SALT LAKE

Priority Date: 01-01-1922

Amount: 600.00 CFS 16472.0
AC-FT

Diversion Point: SENW Sec 17
T 09S R 41E, CARIBOU Co.

Use: POWER (600.00 CFS)
from 01-01 to 12-31 POWER
STORAGE (16472.0 AC-FT)
from 01-01 to 12-31 POWER
FROM STORAGE (16472.0
AC-FT) from 01-01 to 12-31

Place of Use: SENW Sec 17 T
09S R 41E

Diversion Means: RESER-
VOIR.

Any exception to any claim of
water right may be filed with the
Director of the Idaho Department
of Water Resources, 1515 Lincoln
Road, Idaho Falls, Idaho 83401.

C. STEPHEN ALLRED

Director

Published May 29 and June 5,
1980 in the Caribou County Sun.

**Affidavit of
Publication**

County of Caribou } ss.
State of Idaho }

Mark Steele
being first duly sworn on his
oath, states:

That he is Publisher
of the Caribou County Sun, a
newspaper of general circula-
tion in Caribou County, Idaho,
published weekly at Soda
Springs in said County that said
newspaper has been published
in said County uninterruptedly
and continuously for over sev-
enty-eight consecutive weeks,
prior to the first publication of
the annexed notice or advertise-
ment;

That the annexed notice was
published as per clipping at-
tached in the regular and entire
edition of said newspaper and
not in any supplement thereof

for 2 successive weekly
issues thereof, the date of the
first publication being the

29th day of
June, 1980

The date of the last publication
being the 5th day of
June, 1980

Mark Steele
Subscribed and sworn to be-
fore me this 13th day

of June, 1980

Clayton Steele
Notary Public, residing
at Soda Springs, Idaho
(SEAL)

My Commission expires the
1 day of March

1984

RECEIVED

JUN 17 1980

Department of Water Resources
Eastern District Office

13-4128

UTAH POWER & LIGHT COMPA

1407 WEST NORTH TEMPLE, SALT LAKE CITY, UT 84110

Source: BEAR RIVER tributary to GREAT SALT LAKE

Priority Date: 01/01/1922

Amount: 600.00 CFS 16472.0 AC-FT

Diversion Point: SENW Sec 17 T 09S R 41E, CARIBOU Co.

Use: POWER	(600.00 CFS) from 01/01 to 12/31
POWER STORAGE	(16472.0 AC-FT) from 01/01 to 12/31
POWER FROM STORAGE	(16472.0 AC-FT) from 01/01 to 12/31

Place of Use: SENW Sec 17 T 09S R 41E

Diversion Means: RESERVOIR.

NOTICE OF CLAIMS TO WATER RIGHTS

Notice is hereby given that the following claim(s) to water right(s) have been established by diversion and application to beneficial use:

Any exception to any claim of water right may be filed with the Director of the Idaho Department of Water Resources, 1515 Lincoln Road, Idaho Falls, Idaho 83401 .

C. STEPHEN ALLRED
Director

Published 5/29 & 6/05/80.

June 2, 1980

RE: Claims to Water Rights Nos. 13-4128 (Soda Reservoir)
13-4129 (Oneida Reservoir)
21-4060 (Ashton Reservoir)

Utah Power & Light Company
1407 West North Temple
Salt Lake City, UT 84110

Gentlemen:

Attached herewith is Departmental Receipt No. 14809 in the amount of \$60.00
for the above referenced claims.

Sincerely,

KAY WALKER
Secretary

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Eastern Region

1515 Lincoln Road
Idaho Falls, Idaho 83401
(208) 523-7186

JUNE 16, 1980

UTAH POWER & LIGHT COMPANY
1407 WEST NORTH TEMPLE
SALT LAKE CITY UT 84110

RE: Claim No. 13-4128

Dear Claimant:

The Department of Water Resources has completed the advertising of your claim to a water right, and no further action is authorized under Section 42-243 and 42-244, IDAHO CODE. Your claim will be retained in our files and will be available at any time for use by you or the court.

The filing and advertising of the claim does not confirm the water right claimed, but will serve to record and preserve the information and the evidence which you included in your claim.

If, at a later date, you find that you have additional information or supporting evidence that you would like to have included with the claim, you may have that information or evidence added at any time. Please refer to the claim identification number when corresponding with this office.

We are enclosing a copy of your claim for your records. If you have questions, or if this office may be of further assistance, please feel free to contact us.

Yours truly,

RONALD D. CARLSON
Eastern Region Supervisor

Enclosure

Form 243a
11/78

State of Idaho
Department of Water Resources

CLAIM ANALYSIS SHEET

INITIAL REVIEW BY: gc

Right Number 13 4128

Applicant UPL

NOTE: 13-4128 IF ANY OF THE ITEMS BELOW ARE MISSING, THE CLAIM IS INCOMPLETE AND MUST BE RETURNED IMMEDIATELY TO THE CLAIMANT ALONG WITH THE APPROPRIATE COVER LETTER.

CHECK:

- ☒ Name and address.
 - ☒ Date of priority. (Check for a date past the mandatory filing dates.) (One date only.)
 - ☒ Source.
 - ☒ Quantity, use, period.
 - ☒ Point(s) of diversion.
 - ☒ Location of use.
 - ☒ Signature/notarization/fee.
- 6/1/6

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received.
- ☒ Claim published correctly.
- ☐ Exceptions processed.

By Ernest Carlson Date 6-23-80

STATE OFFICE PROCESSING:

- ☒ Claim review complete.

By W. Hansen Date 6/25/80

UTAH POWER & LIGHT COMPANY

1407 WEST NORTH TEMPLE STREET
SALT LAKE CITY, UTAH 84140

LEGAL DEPARTMENT
JODY L. WILLIAMS
ATTORNEY AT LAW
801-220-2851

RECEIVED
APR 4 1990

Department of Water Resources

April 2, 1990

RECEIVED
APR 16 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street
Boise, Idaho 83706-2237

Re: Notice to Change Mailing Address

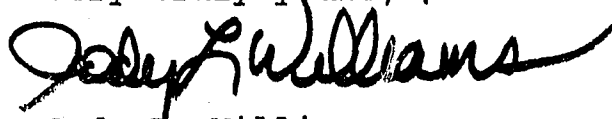
Dear Dept. of Water Resources representative:

Please change your mailing records (~~which are currently as shown on the attached mailing label~~) to reflect the following corrected address (P.O. Box 899 is no longer being used by our Company):

Ms. Jody L. Williams
Utah Power & Light Company
1407 W. North Temple
Salt Lake City, Utah 84140

Thank you.

Very truly yours, .


Jody L. Williams

JLW:cld

21-7363	13-4128
25-7403	4129
01-7051	21-4060
11-2081	27-7018
2084	35-2830
4004	

+ misc. decreed files - computer updated 4-17-90
SC

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

76 FERC ¶ 62,108

PacifiCorp

)

Docket No. DI96-9-000

ORDER RULING ON PETITION FOR DECLARATORY ORDER
AND FINDING LICENSING REQUIRED

(Issued August 13, 1996)

On June 3, 1996, PacifiCorp filed a Petition for Declaratory Order concerning the Grace-Cove Hydroelectric Project, located on the Bear River, in Caribou County, Idaho, and raised the question of whether licensing is required for the project under Part I of the Federal Power Act. The project is currently licensed as Project No. 2401, whose license will expire in 2001.

PROJECT DESCRIPTION

The project consists of two developments:

Grace Development (1) a dam 180.5 feet long and 51 feet high; (2) a reservoir with 250 acres-feet of storage; (3) two, 4.8 mile-long conduits; (4) a powerhouse containing three 11,000 kilowatt (kW) generators; and (5) appurtenant facilities.

Cove Development (1) a 140-foot-long, 24-foot-high dam; (2) a conduit; (3) a 528-foot-long penstock; (4) a powerhouse containing a 7,500 kW generator; and (5) appurtenant facilities.

BACKGROUND

Notice of the DI was published July 3, 1996. Protests, comments, and petitions to intervene were to be filed on or before August 2, 1996. Comments and a motion to intervene were received from the Idaho Rivers United (IRU) and American Whitewater Affiliation (AWA). The issues raised will be addressed under COMMENTS. No other protests, comments, or motions to intervene have been received.

COMMENTS

In their Motion to Intervene with comments, the IRU and AWA assert the following:

- Substantial construction has occurred after 1935;
- The Bear River is a navigable waterway; and
- The project is located on public lands.

The changes to the project that have occurred since 1935 do not constitute Post-1935 construction; further, the installed capacity of the project has actually decreased. The navigable

DC-A-3

DI96-9-000

-2-

status of the Bear River is not being addressed in this order and the project's location on public lands is discussed below.

JURISDICTION

Pursuant to Section 23(b)(1) of the Federal Power Act, 16 U.S.C. § 817(1), a non-federal hydroelectric project must (unless it has a still-valid pre-1920 federal permit) be licensed if it:

- is located on a navigable water of the United States;
- occupies lands of the United States;
- utilizes surplus water or water power from a government dam; or
- is located on a body of water over which Congress has Commerce Clause jurisdiction, project construction occurred on or after August 26, 1935, and the project affects the interests of interstate or foreign commerce.

A determination of navigability has not been made at this time since the Commission is asserting its jurisdiction on the project's location on federal lands.

The Grace-Cove Hydroelectric Project occupies 5.04 acres of public lands of the United States. The 5.04 acres of United States lands are located in T. 10 S., R. 40 E., section 21, NW¼SW¼, Boise Meridian, Idaho. Therefore, the project meets the above criterion of occupying public lands or reservations of the United States. In accordance with Section 23(b)(1), therefore, PacifiCorp must be licensed for the continued operation of the Grace-Cove Hydroelectric Project.

The Director orders:

(A) Pursuant to Section 23(b)(1) of the Federal Power Act, the Grace-Cove Hydroelectric Project is required to be licensed.

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

Fred E. Springer
Fred E. Springer
Director, Office of
Hydropower Licensing

RECEIVED

AUG 19 1996

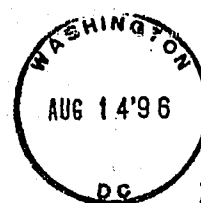
Department of Water Resources

2401

13-4128.

FEDERAL ENERGY REGULATORY COMMISSION
WASHINGTON, D.C. 20426

OFFICIAL BUSINESS
PENALTY FOR PRIVATE USE, \$300



U.S. OFFICIAL MAIL
PENALTY
FOR
PRIVATE
USE \$300
PB *
METER
7250412 U.S. POSTAGE

DI96-9 101465
STATE OF IDAHO DIRECTOR
IDAHO DEPARTMENT OF WATER RESOURCES
1301 NORTH ORCHARD STREET
BOISE, ID 83706-2237



RECEIVED

MAY 18 1998

Department of Water Resources

BILLING CODE 6717-01-M

UNITED STATES OF AMERICA
FEDERAL ENERGY REGULATORY COMMISSION

13-04128

PacifiCorp

) Project Nos. 20, 472, and 24

NOTICE OF STAFF ATTENDANCE AT RELICENSING MEETING

(May 11, 1998)

Staff from the Federal Energy Regulatory Commission, Office of Hydropower Licensing, will be attending a May 28, 1998, Technical Advisory Committee meeting in Pocatello, Idaho on the relicensing of Pacificorp's Soda, Grace-Cove, and Oneida hydroelectric projects. The meeting will be conducted by Pacificorp and will include briefings on the status of the relicensing process, flow issues, and Pacificorp's proposed enhancement measures.

A meeting agenda may be obtained from Michael Burke of Pacificorp at 503-464-5344.

David P. Boergers
Acting Secretary

MEMORANDUM

TO: FILE NO. 11-04359

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: RIGHT RENUMBERED

DATE: January 28, 1999

This right was originally numbered 13-04128. Review of this right found that the diversion actually is located within Basin 11. Right 13-04128 has been **renumbered to 11-04359.**



Robert L. ...
State of Idaho

Paul ...
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098
Phone: (208) 327-7900 FAX: (208) 327-7866

February 10, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Michael B. Burke
Project Manager
PacifiCorp
825 NE Multnomah, Suite 1500
Portland, OR 97232

file
11-04359
my

Dear Mr. Burke:

RE: Comments on Draft License Applications for:
Soda Hydroelectric Project, FERC No. 20
Grace/Cove Hydroelectric Project, FERC No. 2401
Oneida Hydroelectric Project, FERC No. 472

Your letter of November 9, 1998, requested comments by February 8, 1999. In our telephone conversation on February 5, you indicated it would be acceptable to submit comments a few days late or by February 10. Thank you for that consideration. Our comments are as follows.

For the Soda Project, FERC No. 20, in the initial statement, page IS-3, a clarification and correction is suggested in regard to the water rights. The lead sentence should more correctly read, PacifiCorp has decreed and claimed non-consumptive water rights . . ." (underlined words are the changed language). Water rights are established for 1,500 cubic feet per second (cfs) as shown in our letter of July 12, 1996, placed near the front of section 3, volume IV of the above draft license application. There is an additional 1,000 cfs claimed under two claims with 16,472 acre-feet of storage noted in one claim. See the attached table for a repeat of our July 12, 1996, details on water rights and claims; the table includes the recent claim at the Soda Project. The claims, of course, have not been adjudicated.

For the Grace/Cove Project, FERC No. 2401, in the initial statement, page IS-3 a clarification and correction again is suggested in regard to the water rights. Here it would be more correct to remove the words "and permitted" since all water rights are decreed. You might desire to add the word "non-consumptive" ahead of "decreed" as is done for the Oneida Project. The correction would be to list the amount of decreed storage as 4,000 acre-feet at Cove. There is no storage water right or claim found for the Grace powerplant. If that active storage capacity is 250 acre-feet, an additional water right claim should be filed with our department. (Approved Application for Permit 13-02012A associated with Water Right 13-00957 showed a request for 290 acre-feet of storage at the Grace Project. That storage request was not carried forth into the license.) See the following table for more details.

For the Oneida Project, FERC No. 472, in the initial statement, page IS-3 clarifications and correction, also, are suggested in regard to the water rights. Here the lead sentence again should read "PacifiCorp has decreed and claimed non-consumptive water rights . . ." (underlined word added). The second sentence might note the decreed water rights total 2,500 cfs with an additional 700 cfs upon which a claim has been filed for a total of 3,200 cfs. It would be correct to add that the above claim includes 11,485 acre-feet of water for storage. In the text the word "insure" might better be removed since a court adjudication first is needed to quantify and validate the claim.

The following comments reference page numbers in the Oneida Hydroelectric Project Draft License Application. The same comments, if applicable, also refer to the Soda Hydroelectric Project and the Grace/Cove Hydroelectric Project Draft License Applications; however, the page numbers will be different.

On page E1-1, paragraph 1.2 and page E2-1, paragraph 2.1.1, the figure references in parenthesis likely were intended to be Figure 1.0.1 in Exhibit A.

On page E1.4, paragraph 1.6, additional information would be helpful. As seen in appendix IV, section 3, we stated in our July 12, 1996, letter for the first stage consultation that:

The last five year Independent Consultant Inspection and Safety Report dated December 15, 1995, suggested the Soda Reservoir probable maximum flood level, at elevation 5735.8, would flood the Union Pacific Railroad right-of-way. A map of the flood plain around Soda Point, Cove and Oneida Reservoirs is requested. The 100 year, 500 year, and probable maximum flood elevations should be shown. Flood easements, protective measures, or financial allowance for damages then can be provided for existing uses, and proposed new development would have clear notice of the flood hazard.

Since this noted railroad track is the main route from the eastern states to serve Portland, Oregon, there is a need to understand the hazard level relative to Soda Dam, its water release capability, and the backwater effects of this reservoir. In regard to Oneida Reservoir, the backwater effects at this reservoir also have affected surrounding land. An understanding is needed of what property is involved at the different flood levels. (We acknowledge that in recent years, additional property has been purchased in this area by the reservoir owners because of flooding exasperated by the deposition of sediment in the backwater of Oneida Reservoir.) The hazard likely is low in the Cove Reservoir area.

On page E2-2, it would be helpful to the reader to understand that the top 3 feet of storage can flow out of Bear Lake by gravity (perhaps at a lower rate than the pumps will provide.) Also only for the Soda Hydroelectric Project Draft License Application, the 5,904.0 elevation should be changed to 5,902.0 as the lowest level to which the lake may be pumped. For all three draft license application's, an added parentheses would note the settlement agreement of 1995 regarding lake

bottom dredging; that agreement is between the irrigators, PacifiCorp and environmental interests to limit pumping to elevation 5904.0.

On page E2-4 for the West Cache Canal a note should be added that in 1998 the canal company moved the diversion of up to 120 cfs to a pumping plant located in Utah about 10 river miles above the backwater of Cutler Reservoir. This water right is administered by the state of Idaho because of some flexibility the canal company has on the amount of water diversions the company may choose at either diversion point.

On page E2-8, Figure 2.2-2 appears as if it should be re-labeled to Figure 2.2-1.

See page E2-11 & 12, paragraphs 2.2.5 and 2.2.6 in regard to Oneida Powerhouse Ramping. We have some concern here about the effect of the low flow portion of these ramping amounts during the irrigation season upon the water diverters below Oneida and the resulting impact upon the river below the last major diverter. Th last major diverter is the West Cache Canal Co. who is located, as noted previously, about 10 miles above the backwater of Cutler Reservoir. The historic diversion by all of these diverters can be near 380 cfs at mid-summer (August 1) which is over the 250 cfs negotiated minimum releases or inflow at Oneida. Early season diversions, of course, are greater. (See page E3-82 for the negotiated minimum release.) In summary, releases, ramping levels, and ramping rates from Oneida must recognize and not adversely affect diversions in Idaho and Utah on an instantaneous basis.

In this paragraph 2.2.5, several references are made to an Oneida Reservoir minimum water release of 240 cfs. In view of the above noted negotiated minimum releases from Oneida, we assume there is at least 10 cfs of leakage past Oneida. That information likely is in other sections of the report but a sentence of clarification or other explanation in this section would be useful to the reader. Also it would be good to clarify that irrigation-season low releases are limited to the downstream water rights which may be 350 cfs; that is if natural inflow to Oneida is available.

Also in paragraph 2.2.6, second paragraph, last sentence, the authors might note that irrigation diversions can contribute to the reduction or "damping" of the downstream flows.

On page E2-24 last sentence of paragraph 2.3.1.1 after the words "Some of the major irrigation users' annual rights," please change the word "rights" to "supply contracts" and add the words "from Bear Lake storage."

On page E2-24, table 2.3-1 for the Twin Lakes Canal Company, the point of diversion would be "Bear River below Oneida." Also for this company a parentheses should be added in the first column such as (Contract sold to WCCC) and then after West Cache Canal Company add (WCCC). The word "Over" could be added to "100 Individual Irrigators."

For the Soda Project, on page E2-25, table 2.3-2 please change the column labeled "Source of Water Right" to "Type of Water Filing." In that table, for Soda License 15596, please show only "License" and not the number 15596 since the number no longer is germane. Since the Department of Water Resources has recently changed claim numbers to match the basin, please change "Claim No. 13-1428" to Claim No. 11-04359, correct the amount from 700 cfs to 600 cfs, and remove the number in the License column since the claim is not licensed. Similarly please change "Claim No. 13-4128" to "Claim No. 11-04359" and remove the number in the license column. Also for the Soda Project, you may add a new "Claim No. 11-04357" filed in 1998 for 400 cfs with a description of Divert Natural Flow and the Location of Use as Soda Powerhouse.

In this table for the Oneida Project in regard to License 13-00967, you may change the first line amount from 100 cfs to 1,000 cfs. For the two Oneida claims please move the numbers from the license column to the Type of Water Filing column. The claim dates would appear to provide more information to the user if they provided the priority dates instead of the dates the claims were filed. The claimed priority date for the Soda Project is 1922 and for the Oneida Project, the date is 1910.

Again in table 2.3-2 in regard to the Cutler Project which is downstream in Utah, their water right license numbers might better reflect the numbers the state of Utah has assigned to them since the Utah watermaster will administer these water rights. These license numbers are by date: 1903, 29-1855; 1906, 29-2146; 1908, 29-2147; 1912, 29-2148; 1917, 29-2102; and for both 1924 rights, 29-1506. (The 13- series of numbers are correct but are Idaho numbers.) We understand year 1917 certificate 528 for 1,434 cfs has been disallowed under the current state of Utah adjudication as well as previously by the Dietrich Decree in Idaho and by the immediately following Kimball Decree in Utah both in the early 1920's.

<u>Plant</u>	<u>Water Right or Claim</u>	<u>Number</u>	<u>Priority Date</u>	<u>Date of Filing</u>	<u>Amount in ac-ft</u>	<u>Amount in cfs</u>
Soda	Water Right	11-02081	6-12-1922	6-12-1922	--	1,500
Soda	Claim	13-04128 11-04359	1-01-1922	4-28-1980	16,472	600
Soda	Claim	11-04357	1-01-1922	11-06-1998	--	400
Total					16,472	2,500
Grace	Water Right	13-00957	12-28-1905	Decree	--	500
Grace	Water Right	13-00958	7-06-1908	Decree	--	500
Total						1,000

Michael B. Burke

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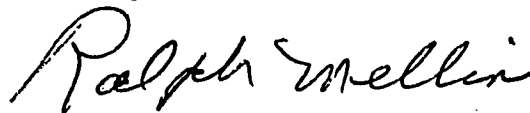
February 10, 1999

Cove	Water Right	13-00962	3-19-1916	Decree	--	1,500
Cove	Water Right	13-00963	3-28-1916	Decree	<u>4,000</u>	<u>--</u>
Total					4,000	1,500
Oneida	Water Right	13-00967	6-17-1910	Decree	--	1,000
Oneida	Water Right	13-00968	1-18-1911	Decree	--	1,500
Oneida	Claim	13-04129	1-01-1910	4-28-1980	<u>11,485</u>	<u>700</u>
Total					11,485	3,200

On page E2-29 second paragraph up from the bottom after the words "is below a certain elevation," please add "5,914.61 feet (UP&L datum),". This elevation is placed at other locations in the report, but it would be good to repeat it here.

As in our previous comment letters, we trust this input will assist PacifiCorp in developing a stronger license application.

Sincerely,



Ralph Mellin
Special Projects Coordinator

c: Doug Abderhalden, Idaho Division of Environmental Quality
Mary Lucachick, Idaho Department of Parks and Recreation
Pete Peterson, Idaho Bear River Watermaster
Will Reid, Idaho Department of Fish and Game
Will Whelan, Idaho Office of the Attorney General

AGREEMENT Regarding the Bear River System

This Agreement is entered into this 5th day of October, 1999, by and among PACIFICORP, an Oregon corporation ("PacifiCorp"); SCOTTISH POWER plc, a public limited company registered in Scotland ("ScottishPower"); the STATE OF IDAHO, by and through the Director of the Department of Water Resources ("Idaho"); the STATE OF UTAH, by and through the Director of the Division of Water Resources, ("Utah"); and the STATE OF WYOMING, by and through the State Engineer ("Wyoming"). PacifiCorp, ScottishPower, Idaho, Utah, and Wyoming are individually referred to as a "Party" and collectively as the "Parties."

RECITALS

- A. PacifiCorp operates hydroelectric plants on the Bear River and holds water rights in the Bear River and Bear Lake (such hydroelectric plants and water rights referred to herein as "Bear River System"). PacifiCorp's water rights in the Bear River System are subject to the Amended Bear River Compact among the States of Idaho, Utah and Wyoming, as well as the laws of the three States, and other obligations.
- B. PacifiCorp and ScottishPower are parties to a merger transaction that is currently the subject of approval proceedings before the public utility commissions in the States of Idaho, Utah and Wyoming.
- C. The Parties recognize the need to assure the public utility commissions of the States of Idaho, Utah, and Wyoming, and the other public officials and water users of the three States that PacifiCorp's merger with ScottishPower will not affect the operation of the Bear River System or PacifiCorp's ownership or exercise of its Bear River water rights.
- D. By this Agreement, PacifiCorp and ScottishPower intend to assure the States of Idaho, Utah and Wyoming that PacifiCorp or ScottishPower will not make any separate agreement with any State individually regarding PacifiCorp's or ScottishPower's water rights in the Bear River System.

NOW, THEREFORE, IT IS HEREBY AGREED BY THE PARTIES AS FOLLOWS:

- 1. Both ScottishPower and PacifiCorp agree that:
 - a. PacifiCorp's water rights are constrained by the historic practice of not making a delivery call for hydropower generation; and
 - b. Bear Lake is operated, consistent with long-standing historic practice and applicable laws, primarily as a storage reservoir to satisfy

contracts for existing irrigation uses and flood control needs in the three States, with the use of water for hydropower generation being incidental to the other purposes for which the water is being released.

2. The Parties agree to jointly negotiate an enforceable Bear River System Operations Agreement consistent with the provisions set forth in paragraph 1. With respect to the Bear River, the Operations Agreement shall confirm and continue PacifiCorp's historic practice of utilizing its water rights primarily for existing irrigation uses and contractual obligations. The Operations Agreement shall be made available for public review and comment in each of the three States.

3. This Agreement, the Operations Agreement, or any other agreement that may be entered into with PacifiCorp and/or ScottishPower concerning utilization of PacifiCorp's water rights in the Bear River System may be recorded in the County Records' Offices of the appropriate counties and shall be provided to the public utility commissions of the respective States within 10 days of execution of the document.

4. Approval and execution of the Operations Agreement by each of the States of Idaho, Utah, and Wyoming shall be required for the Operations Agreement to be effective.

5. The Parties commit to use their best efforts to complete negotiation, review, and execution of the Bear River System Operation Agreement within sixty (60) days of the execution of this Agreement.

6. No agreements between PacifiCorp and/or ScottishPower and one or more of the States concerning utilization of PacifiCorp's water rights in the Bear River System shall be effective unless jointly approved by all three States.

7. Nothing in this Agreement, nor in any Operations Agreement, shall be interpreted to modify, limit or enhance any rights or obligations of the three States under the laws of the States and the Amended Bear River Compact.

8. Consideration. ScottishPower and PacifiCorp acknowledge receiving sufficient consideration for the commitments contained in this Agreement and waive any argument that they might have in any judicial proceeding that no consideration exists to support this Agreement or that the consideration received is not sufficient.

9. Binding Effect of Agreement. This Agreement is intended to be a final and binding settlement agreement between the three States and ScottishPower and PacifiCorp, jointly and severally, and inures to the benefit of, and is binding upon, the representatives, successors in interest, and assigns of each entity.

10. Sovereign Immunity. Each of the three States and their various agencies do not waive their sovereign immunity by entering into this Agreement and fully retain all immunities and defenses provided by law with respect to any action based on or occurring as a result of this Agreement.

11. Capacity to Execute Agreement. ScottishPower and PacificCorp each warrant and represent that the person executing this Agreement is empowered to do so on behalf of such company and thereby binds each entity by signing this Agreement.

12. Waivers. The failure to object to any breach of any term or condition in this Agreement shall not constitute a waiver and no failure to object shall be deemed a waiver of any prior or subsequent breach.

13. Entirety of Agreement. This Agreement represents the entire and integrated agreement between the Parties and supersedes all prior negotiations, representations and oral agreements. No promise or inducement has been offered or made except as herein set forth and this Agreement is executed without reliance upon any statement or representation by any other Party or their agent.

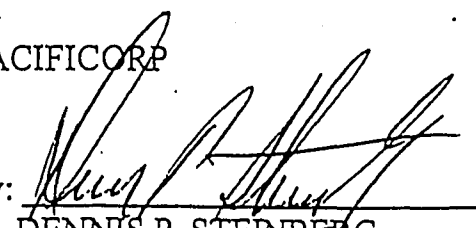
14. Modification. This Agreement may be amended or modified only by a written agreement signed by each of the Parties to this Agreement.

15. Execution of Agreement in Parts. Due to time constraints, the Parties acknowledge that it is not possible to have all Parties sign the same copy of this Agreement. Therefore, the Parties agree that this Agreement may be executed in any number of counterparts, each of which shall be deemed an original, but all of which together shall constitute one and the same instrument.

16. Signatures. In witness whereof, the Parties to this Agreement through their duly authorized representatives have executed this Agreement and certify that they have read, understood, and agreed to the terms and conditions of this Agreement as set forth herein.

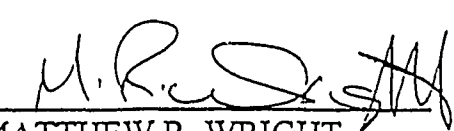
IN WITNESS WHEREOF, the Parties have executed this Agreement the day and the year first above written.

PACIFICORP

By: 

DENNIS P. STEINBERG
Senior Vice President of PacificCorp

SCOTTISH POWER plc

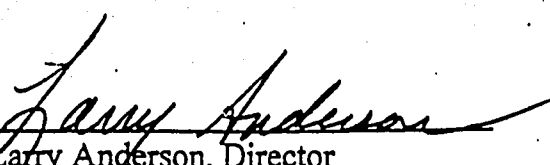
By: 

MATTHEW R. WRIGHT
Manager of Scottish Power plc

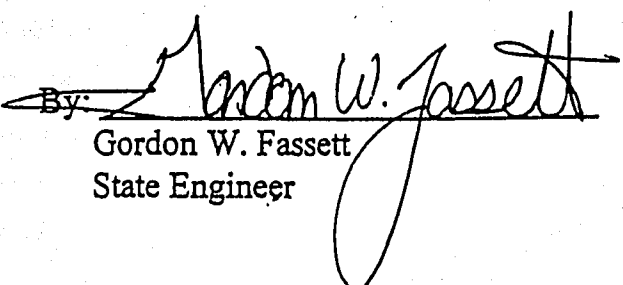
STATE OF IDAHO

By: 
Karl J. Dreher, Director
Department of Water Resources

STATE OF UTAH

By: 
Larry Anderson, Director
Division of Water Resources

STATE OF WYOMING

By: 
Gordon W. Fassett
State Engineer

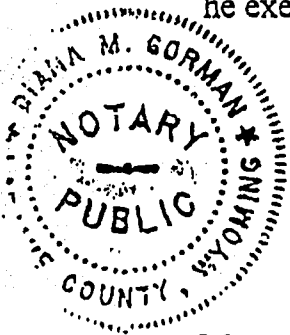
APPROVAL AS TO FORM:

By: 
for Wyoming

ACKNOWLEDGMENTS

STATE OF Wyoming)
) ss.
COUNTY OF Laramie)

On this 5th day of October, 1999, before me, Diana M. Gorman,
a notary public of the State of Wyoming, personally appeared DENNIS P. STEINBERG,
a Senior Vice President of PacifiCorp, known or identified to me to be the person who
executed the foregoing instrument on behalf of PacifiCorp, and he acknowledged to me that
he executed the same.

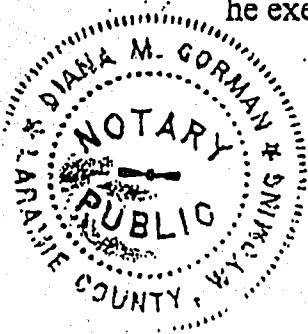


Diana M. Gorman
NOTARY PUBLIC FOR WYOMING
residing at:
739 Cypress Lane
Cheyenne, WY 82009

My commission expires: 2/21/02

STATE OF Wyoming)
) ss.
COUNTY OF Laramie)

On this 5th day of October, 1999, before me, Diana M. Gorman,
a notary public of the State of Wyoming, personally appeared MATTHEW R. WRIGHT,
a Manager of Scottish Power plc, known or identified to me to be the person who executed
the foregoing instrument on behalf of Scottish Power plc, and he acknowledged to me that
he executed the same.



Diana M. Gorman
NOTARY PUBLIC FOR WYOMING
residing at:
739 Cypress Lane
Cheyenne, WY 82009

My commission expires: 2/21/02



Office of the Attorney General

Governor
Jim Geringer

Attorney General
Gay Woodhouse

Water & Natural Resources Division
123 Capitol Building
Cheyenne, Wyoming 82002
307-777-6946 Telephone
307-777-3542 Fax

Deputy Attorney General
Thomas J. Davidson

October 22, 1999

Mr. Norman K. Johnson
Utah Attorney General's Office
Natural Resources Division
Post Office Box 140855
Salt Lake City, Utah 84114-0855

Mr. Phillip J. Rassier
State of Idaho
Office of the Attorney General
Natural Resources Division
Water Resources Unit
1301 North Orchard Street
Boise, ID 83706-2237

Mr. Brent R. Kunz
Hathaway, Speight & Kunz, LLC
Post Office Box 1208
Cheyenne, WY 82003-1208

Mr. Paul J. Hickey
Hickey, Mackey & Evans
Post Office Box 467
Cheyenne, WY 82003-0467

Dear Norm, Phil, Brent, and Paul:

Enclosed please find one of five originals of the *Agreement Regarding the Bear River System*, dated October 5, 1999, with original signatures of each of the five signatories. On behalf of the Wyoming Attorney General's Office and the State Engineer's Office, we wish to express our sincere appreciation to each person involved in negotiating this agreement for their diligent efforts. We enjoyed working with you and look forward to doing so in the future.

Truly yours,

Thomas J. Davidson
Deputy Attorney General

Brian C. Shuck
Assistant Attorney General

Enclosure

cc: Jim Fell, Jody Williams, Jeff Fassett, Sue Lowry

RECEIVED

OCT 27 1999

Department of Water Resources

DRAFT January 28, 2000

PACIFICORP'S BEAR RIVER BASIN WATER RIGHTS IDAHO

Bear Lake Storage water rights are underlined

<i>RIGHT NO.</i>	<i>AMOUNT</i>	<i>PRIORITY DATE</i>	<i>STATUS</i>	<i>TYPE OF USE</i>	<i>PLACE OF USE</i>
✓ <u>11-00248</u>	<u>3000 cfs</u>	<u>03/01/1911</u>	<u>Decree</u>	<u>Irrigation / Power Storage / Other</u>	<u>Bear Lake</u>
✓ <u>11-00249</u>	<u>2500 cfs</u>	<u>09/11/1912</u>	<u>Decree</u>	<u>Irrigation / Power Storage / Other</u>	<u>Bear Lake</u>
✓ <u>11-00250</u>	<u>300 cfs</u>	<u>09/01/1912</u>	<u>Decree</u>	<u>Irrigation / Power Storage / Other</u>	<u>Bear Lake</u>
✓ <u>11-00251</u>	<u>200 cfs</u>	<u>09/01/1912</u>	<u>Decree</u>	<u>Irrigation / Power Storage / Other</u>	<u>Bear Lake</u>
11-04004	0.5 cfs / 97.5 cfs	03/01/1894	Decree	Irrigation	Bear Lake
11-04355	0.12 cfs	09/03/1918	Claim	Domestic/ Irrigation	Lifton Pump
11-00228	0.94 cfs	05/01/1890	Decree	Irrigation	
11-00242	0.5 cfs	05/01/1902	Decree	Irrigation	
11-04356	1.4 cfs	07/08/1933	Claim	Irrigation	Soda Springs Golf Course
11-01096	7.5 cfs	03/14/1889	Decree	Irrigation	Ovid Creek

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11-01114	7.5 cfs	06/01/1955	Decree	Irrigation	Ovid Creek
11-01116	1.660 cfs	06/01/1955	Decree	Irrigation	Ovid Creek
HYDRO PROJECTS • Bear River hydro water rights appear in bold print					
RIGHT NO.	AMOUNT	PRIORITY DATE	STATUS	TYPE OF USE	PLACE OF USE
✓ 11-00086	70 cfs	02/03/1910	Decree	Power	Paris Hydro
✓ 11-02081	1500 cfs	06/12/1922	License	Power	Soda Hydro
11-02084	1 cfs	06/09/1923	License	Domestic / Irrigation	Soda Hydro
11-04354	0.02 cfs	01/01/1922	Claim	Irrigation	Soda Hydro
✓ 11-04357	400 cfs	01/01/1922	Claim	Power	Soda Hydro
11-04358	0.08 cfs	01/01/1922	Claim	Domestic	Soda Hydro
✓ 13-04128	600 cfs	01/01/1922	Claim	Power / Storage	Soda Hydro
✓ 13-00957	500 cfs	12/28/1905	Decree	Power	Grace Hydro
✓ 13-00958	500 cfs	07/06/1908	Decree	Power	Grace Hydro

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13-04333	0.04 cfs	06/01/1905	Claim	Domestic	Grace Hydro
13-04334	0.01 cfs	06/01/1905	Claim	Irrigation	Grace Hydro
RIGHT NO.	AMOUNT	PRIORITY DATE	STATUS	TYPE OF USE	PLACE OF USE
13-04335	0.06 cfs	05/01/1905	Claim	Irrigation	Grace Hydro
13-04336	0.25 cfs	05/01/1905	Claim	Domestic / Irrigation	Grace Hydro
13-00893	0.07 cfs	06/01/1913	Decree	Domestic	Oneida Hydro
✓ 13-00967	1000 cfs	06/17/1910	Decree	Power	Oneida Hydro
✓ 13-00968	1500 cfs	01/18/1911	Decree	Power	Oneida Hydro
✓ 13-04129	700 cfs	01/01/1910	License	Power	Oneida Hydro
13-04337	0.08 cfs	06/17/1910	Claim	Domestic	Oneida Hydro
13-04338	0.08 cfs	06/17/1910	Claim	Irrigation	Oneida Hydro
✓ 13-00962	1500 cfs	03/09/1916	Decree	Power	Cove Hydro
✓ 13-00963	4000 af	03/28/1916	Decree	Power	Cove Hydro
✓ 13-00976	270 cfs	12/01/1903	Decree	Power	Cutler Hydro

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✓ 13-00977	135 cfs	12/01/1906	Decree	Power	Cutler Hydro
✓ 13-00978	135 cfs	12/01/1908	Decree	Power	Cutler Hydro
<i>RIGHT NO.</i>	<i>AMOUNT</i>	<i>PRIORITY DATE</i>	<i>STATUS</i>	<i>TYPE OF USE</i>	<i>PLACE OF USE</i>
✓ 13-00979	500 cfs	12/12/1912	Decree	Power	Cutler Hydro
✓ 11-02018	40 cfs	08/09/1907	License	Power Generation	Georgetown Hydro
✓ 13-02013	50 cfs	12/23/1905	License	Power Generation	High Creek Hydro

PACIFICORP'S BEAR RIVER BASIN WATER RIGHTS UTAH

Bear Lake Storage water rights are underlined

<i>WATER RIGHT</i>	<i>AMOUNT</i>	<i>PRIORITY DATE</i>	<i>STATUS</i>	<i>TYPE OF USE</i>	<i>PLACE OF USE</i>
	<u>3000 cfs</u>	<u>03/01/1911</u>	<u>Decree</u>	<u>Irrigation / Power Storage / Other</u>	<u>Bear Lake</u>
	<u>2500 cfs</u>	<u>09/11/1912</u>	<u>Decree</u>	<u>Irrigation / Power Storage / Other</u>	<u>Bear Lake</u>
	<u>300 cfs</u>	<u>09/01/1912</u>	<u>Decree</u>	<u>Irrigation / Power Storage / Other</u>	<u>Bear Lake</u>

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	<u>200 cfs</u>	<u>09/01/1912</u>	<u>Decree</u>	<u>Irrigation / Power Storage / Other</u>	<u>Bear Lake</u>
23-1844	0.6 cfs	00/01/1910	Diligence	Stockwater/ Storage	Swan Creek
25-9437	102.72 af	05/01/1880	Decree	Irrigation	Cutler Area
<i>WATER RIGHT</i>	<i>AMOUNT</i>	<i>PRIORITY DATE</i>	<i>STATUS</i>	<i>TYPE OF USE</i>	<i>PLACE OF USE</i>
25-9827	2 cfs / 162.4 af	10/11/1955	Application / WUC	Irrigation / Storage	Bear River
25-9828	91.2 af	07/26/1973	Application / WUC	Irrigation	Bear River
25-9829	52.4 af	03/24/1953	Certificate	Irrigation	Bear River
25-9830	16 af	12/26/1952	Certificate	Irrigation	Bear River
25-9831	16 af	02/18/1960	Application / WUC	Irrigation	Bear River
25-1844	25 cfs / 22.35 af	01/01/1901	Decree	Stockwater / Irrigation	Cutler Area
25-1867	25 cfs/663.54 af	05/01/1880	Decree	Stockwater / Irrigation	Cutler Area
25-2014		05/01/1880	Diligence	Stockwater	Cutler Area
25-2031	25 cfs / 693.3 af	01/01/1880	Decree	Stockwater / Irrigation	Cutler Area
25-2739	.006 cfs		Diligence	Stockwater	Cutler Area

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25-2741	.002 cfs	01/01/1900	Diligence	Stockwater	Cutler Area
25-2743	.004 cfs	01/01/1900	Diligence	Stockwater	Cutler Area
25-4405		01/01/1858	Diligence	Stockwater	Cutler Area
WATER RIGHT	AMOUNT	PRIORITY DATE	STATUS	TYPE OF USE	PLACE OF USE
25-4406		01/01/1858	Diligence	Stockwater	Cutler Area
25-4408		01/01/1858	Diligence	Stockwater	Cutler Area
25-4411		01/01/1958	Diligence	Stockwater	Cutler Area
25-4413		01/01/1958	Diligence	Stockwater	Cutler Area
25-4688	0.05 cfs	05/01/1878	Decree	Stockwater / Irrigation	Cutler Area
25-4789	.01 cfs	01/01/1935	Diligence	Stockwater	Cutler Area
25-4928	20 af	10/13/1965	Application / WUCS	Irrigation / Storage	Spring
25-4930	40 af	02/16/1963	Application / WUCS	Irrigation / Storage	Spring
25-5883	136.8 af	05/01/1860	Decree	Stockwater / Irrigation	Cutler Area
25-6626	3 cfs / 160.4 af	05/01/1918	Decree	Irrigation	Pump

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25-6852	.35 cfs/ 209.2 af	04/16/1976	Application / WUCS	Stockwater / Irrigation	BR Slough
25-6943	7.5 af	10/31/1965	Application / WUCS	Irrigation / Storage	Spring
25-7780		01/01/1860	Diligence	Stockwater	BR Project
WATER RIGHT	AMOUNT	PRIORITY DATE	STATUS	TYPE OF USE	PLACE OF USE
29-1953 (a21627)		01/01/1900	WUC	Stockwater	Cutler Area
25-9637		09/18/1995	Application	Stockwater	Cutler Area
HYDRO PROJECTS • Bear River hydro water rights appear in bold print					
WATER RIGHT	AMOUNT	PRIORITY DATE	STATUS	TYPE OF USE	PLACE OF USE
29-1506	2500 cfs	12/19/1923	Certificate	Power	Cutler Hydro
29-1855	270 cfs	12/01/1903	Decree	Power	Cutler Hydro
29-2146	135 cfs	12/01/1906	Decree	Power	Cutler Hydro
29-2147	135 cfs	02/01/1908	Decree	Power	Cutler Hydro
29-2148	500 cfs	12/02/1912	Decree	Power	Cutler Hydro

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25-8186	32.5 cfs	08/11/1980	Application	Power	High Creek Hydro
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