No. 2424.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho.

---

1. Name of applicant - LUCIEN L. NUNN

   Postoffice address: P. O. - Provo City

   County of Utah, State of Utah.

2. The quantity of water claimed is one thousand cubic feet per second.

3. Source of water supply - Bear River.

4. Location of point of diversion into reservoir: S. 16° 00' E. 3364 ft. from N. W. Cor. Sec. 31, T. 9 S., R. 41 E. B. M., Bannock County, Idaho. Into pipes: S. 54° 45' E. 3286.5 ft. from N. W. Cor. Sec. 1, T. 10 S., R. 40 E. B. M. in said County and State.

5. To be used for:

   II. Mining, power, manufacturing or transportation purposes:

   (a) To be used for power purposes.

   (b) Amount of power to be generated thirty thousand horse power.

   (c) At what point S. 56° 48' E. 6023.3 ft. from N. W. Cor. SW¼ of Sec. 17, T. 10 S. R. 40 E. B. M. in Bannock County, Idaho.

   (d) Is water to be returned to any stream? Yes.

   (e) If so, name stream and locate point of return Bear River; S. 56° 48' E. 6023.3 ft. from N. W. Cor. of SW¼ of Sec. 17, T. 10 S., R. 40 E. B. M.

6. Estimated cost of works - $210,000

7. Description of Works for Diversion:

   I. Kinds of works - reservoir, dam, headgates, pipes, pressure-box and other necessary diverting works.

   II. Dimensions of Works:

   (a) Height of dam 18 feet, length of dam at top 330 feet, length of dam at bottom 212 feet, material used in construction rock-crib dam.

   (b) Capacity of reservoir two hundred ninety (290) acre-feet.

   (c) Size of headgate, width 14.5 feet, height 10 feet.

   (d) Two pipes, each twelve feet in diameter. Average grade per mile is four feet. Length of ditch is 23770 feet, and it crosses the following quarter sections - NE¼ and W½ Sec. 1; SE¼ Sec. 2; NE¼ and W½ Sec. 11; SW¼ and SE¼ Sec. 10; NW¼ Sec. 15; E½ and SW¼ Sec. 16; NW¼ Sec. 21 and NE¼ Sec. 20, to NE¼ of Section 20, which is the point of intended use, all of said sections being in T. 10 S. R. 40 E. Boise Base & Meridian.

8. Time required for the completion of the construction of such work is five years.

9. Time required for the complete application of the water to the proposed use is four additional years.

Approval of State Engineer.

The number of this permit is 1747.

Date of first receipt of application 9 a. m. December 28, 1905.

Recorded in Book 6, page 1747. Approved December 30, 1905.

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

Good and sufficient bond to be filed in the sum of $2000.00 on or before February 28, 1906.

One-fifth of the work above specified to be completed on or before June 30, 1908.

The whole of said work to be completed on or before December 30, 1910.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to December 30, 1914.

Witness my hand this 30 day of December, 1905.

Jas. Stephenson, Jr.

State Engineer.

THIS INDENTURE, Made this 29th day of October in the year of our Lord one thousand nine hundred and ten between Lucian L.Nunn, an unmarried man, of.....County of.....State of..... the party of the first part, and The Telluride Power Company, a corporation organized and existing under the laws of the State of Colorado the party of the second part,

WITNESSETH, That the said party of the first part for and in consideration of the sum of One DOLLAR lawful money of the United States of America, to him in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM, unto the said party of the second part, and to its successors and assigns, all those certain lots pieces or parcels of real property situate, lying and being in the State of Idaho, bounded and particularly described as follows, to-wit: All rights to the use of water acquired by the said L. L. Nunn under and by virtue of his application filed with the State Engineer of the State of Idaho to appropriate one thousand feet per second of time of the waters of Bear River, filed December 28, 1905, and approved December 30,1905, by said State Engineer as Permit No. 1747; Also all rights to the use of water obtained by said L. L. Nunn under and by virtue of his application filed with the State Engineer of the State of Idaho and approved by him on March 13, 1906, as Permit No. 1885.

Said Permits being a part of same property, conveyed by said grantor to said grantee by deed dated Dec. 21, 1907.

TOGETHER With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues, and profits thereof.

TO HAVE AND TO HOLD, All and singular, the said premises, together with the appurtenances, unto the said party of the second part and to its successors and assigns forever.

In Witness Whereof, The said party of the first part has hereunto set his hand and seal the day and year first above written.

Lucian L. Nunn (SEAL)

Signed, Sealed and Delivered in the
Presence of
Jacob Schulthess
S. A. Bailey

STATE OF UTAH
ss.
County of Salt Lake

On this 29th day of October in the year 1910, before me, Jacob Schulthess a Notary Public in and for said County, personally appeared Lucian L. Nunn, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Jacob Schulthess
Notary Public
My commission expires July 15,1913.
(SEAL)

Received and filed for record in the office of the State Engineer at Boise, at 9.oo A.M. Nov 2 1910

D. G. Martin
State Engineer.

B.

1747

Blank notice mailed September 1,1910

Notice received October 25,1910 fixing December 16,1910 as date and Grace, Idaho as place of proof.

Publication notice mailed the Soda Springs Chieftain November 10,1910.

Deposition blank mailed applicant November 10,1910.

J. O. Webster, water commissioner, notified November 18,1910 to make examination of works.

Deposition of holder and witnesses received December 20,1910

Report of water commissioner received December 27,1910.

Affidavit of publication received January 9,1911

Fees received January 30, 1911.

Certificate and License issued February 2,1911.

PERMIT NO. 1747

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that THE TELLURIDE POWER COMPANY, of Provo, County of Utah, and State of Utah, the holder of Permit No. 1747, issued upon Application No. 2424 bearing date of priority of December 28,1905, authorizing the diversion of 1000 second feet of the waters of BEAR RIVER, County of Bannock, State of Idaho, for power purposes has fully complied with the provisions of the laws of the State of Idaho relating to the completion of the works of diversion set out and described in said Permit: that said works are adequate for diverting and conveying to the place of intended use 1000 second-feet of the waters of BEAR RIVER, that the point of diversion of said waters: S. 16° 00' E. 3364 feet from northwest corner of section 31, township 9 south, range 41 East of Boise Meridian, and that the place of use of said water is at power house situated near the center of the Southwest quarter of Section 21, Township 10 South, Range 40 East of Boise Meridian.

Witness my hand this second day of February, A. D. 1911

D. G. Martin

State Engineer of the State of Idaho.

License issued for 500 second feet

License issued for 500 second feet

P. 771

THIS INDENTURE, made this 22nd day of November, 1912, by and between THE TELLURIDE POWER COMPANY, a Colorado corporation (hereinafter called the Telluride Company) and S. A. BAILEY, JAMES CAMPBELL, MARKHAM CHEEVER, B. A. CUMMINGS, OTTO MILLER, CHARLES E. NILES, P. N. NUNN, J. R. NUTT, VAN R. PURDY, P. B. SAWYER, F. F. STEIGMEYER, WILLIAM STORY and GEORGE R. THOMAS (hereinafter collectively called the Trustees) parties of the first part, and UTAH POWER & LIGHT COMPANY, a Maine corporation (hereinafter called the Utah Company), party of the second part:

WHEREAS, the stockholders of the Telluride Company, desiring to dissolve said corporation prior to the time limited by law or by the terms of its articles of incorporation, did at a meeting of said stockholders duly called for the purpose in the manner provided by law and duly held at the principal office of said company in the City of Telluride, Colorado, on October 1, 1912, upon and by the vote of more than two-thirds of the entire stock of said corporation, resolve, order and declare that said company be dissolved; and

WHEREAS, pursuant to such resolution and order of more than two-thirds of said entire stock, J. R. Nutt, the President of said corporation and D. T. Perry, the Secretary thereof, on the second day of October, 1912, duly made and signed a Notice of the Dissolution of said corporation under the seal of said corporation; and

WHEREAS, said President and Secretary on the 12th day of November, 1912, caused a copy of said Notice to be duly filed in the office of the Secretary of State of the State of Colorado, and on the 11th day of October, 1912, another copy to be duly filed in San Miguel County, Colorado, said county being the only county in the State of Colorado in which the articles of incorporation of said company had been filed; and

WHEREAS, said President and Secretary on the 9th day of October, 1912, caused a copy of said notice to be filed in the office of the Secretary of State of the State of Utah, and on the 18th day of October, 1912, another copy of said notice to be filed in the office of the Secretary of State of the State of Idaho; and

WHEREAS, said President and Secretary, on the 9th day of October, 1912, caused a copy of said notice to be filed in Utah County, Utah and in Bannock County, Idaho, said Utah County, Utah, and Bannock County, Idaho, being the only counties outside of the State of Colorado in which the articles of incorporation of said company had been filed; and

WHEREAS, since the making and signing of said Notice a copy thereof has been published for the period of six weeks in a newspaper printed in each of said counties as follows, to-wit: for the period beginning October 2nd, 1912, and ending November 16th, 1912, in "The Daily Journal", a newspaper printed in San Miguel County, Colorado; for the period beginning October 4th, 1912, and ending November 16th, 1912, in "The Provo Herald", a newspaper printed in Utah County, Utah; and for the period beginning October 4th, 1912, and ending November 15th, 1912, in "The Pocatello Tribune", a newspaper printed in Bannock County, Idaho; and

WHEREAS, upon such filing and publication of said notice said corporation became dissolved forever; and

WHEREAS, the Trustees above named have since October 1, 1912, been the Directors of said corporation, and upon such dissolution they became and still are the Trustees in dissolution of such corporation; and

WHEREAS, upon such dissolution the title to the property, franchises and rights hereinafter described, being real and personal estate which belonged to said corporation upon its dissolution, passed to, vested and rested in said Trustees; and

WHEREAS, at said meeting of said stockholders it was further resolved and ordered that all the property of said corporation be sold, and at a meeting of the Board of Directors of said corporation, duly called and held at its office in the City of Salt Lake, on October 3rd, 1912, and pursuant to said resolution and order of said stockholders, it was resolved that any or all of the property of said corporation, except its cash on hand, be sold at public auction at the front door of the court house in the City of Telluride, Colorado, on Monday, the eighteenth day of November, 1912, at 12 o'clock noon; and

WHEREAS, public notice of the time, place and purpose of said public auction and of the property to be sold and the terms of sale has been given and special notice thereof has been mailed to the stockholders of record of said corporation, and said public auction has been held in accordance with the directions contained in said resolution and upon the direction and with the consent and approval of said Trustees and in behalf of said corporation and said trustees; and

WHEREAS, at said public auction the property, franchises and rights hereinafter described were duly sold to Niel A. Weathers for the sum of Six Million, Four Hundred and Sixty Thousand Dollars ($6,460,000.00), he being the only person making a bid for the property, franchises and rights so offered for sale at said public auction, and the highest and best bidder for the property, franchises and rights hereinafter described; and

WHEREAS, the said Niel A. Weathers has directed that the property, franchises and rights hereinafter described be conveyed to Utah Power & Light Company above mentioned; and

WHEREAS, it is desired that said Telluride Company join with said Trustees in the conveyance of the property, franchises and rights hereinafter described in order to more effectually assure to said Utah Company all the right, title and interest which said Telluride Company had at the date of such dissolution or now has in and to the property, franchises and rights hereinafter described;

NOW, THEREFORE, in consideration of the premises and of the sum of Six Million, Four Hundred and Sixty-Thousand Dollars ($6,460,000.00) to the parties of the first part in hand paid at or before the ensealing and delivery of these presents, the receipt of which is hereby acknowledged, the said Telluride Company and the said Trustees, parties of the first part as aforesaid have granted, bargained, sold, aliened, remised, released, conveyed, assigned, transferred and set over, and by these presents do grant, bargain, sell, alien, remise, release, convey, assign, transfer and set over to said Utah Power & Light Comapny, its successors and assigns forever, all the property, real, personal, and mixed, franchises and rights which the said Telluride Company owned or was entitled to upon its dissolutuion, or which it now owns or has since acquired, and all such acquired or now owned by said Trustees, as such, save and except its cash on hand and in bank at the close of business on November 18th, 1912.

TO HAVE AND TO HOLD, the same unto said Utah Power and Light Company, its successors and assigns, free from all claims of said The Telluride Power Company and said Trustees.

AND IT IS AGREED that this conveyance, assignment, and transfer is made without covenants or warranties except that the parties of the first part covenant and agree that they will at the request and expense of the party of the second part execute and deliver such other and further deeds, acts and instruments as may be deemed necessary or desireable by said party of the second part to more effectually vest in and assure to the party of the second part, its successors and assigns, the title to and enjoyment of the property, franchises and rights hereby conveyed or intended to be conveyed.

IN WITNESS WHEREOF, said The Telluride Power Company has caused its corporate name to be hereunto subscribed by its President, and its corporate seal to be hereunto affixed, attested by its Secretary, and S. A. Bailey, Markham Cheever, B. A. Cummings, Charles E. Niles, P. N. Nunn, P. B. Sawyer, F. F. Steigmeyer, William Story and George B. Thomas, James Campbell, Otto Miller, J. R. Nutt and Van R. Purdy, Trustees as aforesaid, have hereunto subscribed their names, the day and year first above written.

(SEAL)

THE TELLURIDE POWER COMPANY,

By J. R. Nutt,
President.

Attest:

D. F. Perry,
Secretary.

S. A. Bailey,
Trustee.

P. B. Sawyer,
Trustee.

F. F. Steigmeyer,
Trustee.

Markham Cheever,
Trustee.

B. A. Cummings,
Trustee.

Charles E. Niles,
Trustee.

P. N. Nunn,
Trustee.

Wm. Story,
Trustee.

George B. Thomas,
Trustee.

J. R. Nutt,
Trustee.

O. Miller,
Trustee.

Van R. Purdy,
Trustee.

James Campbell,
Trustee.

STATE OF OHIO,)
: SS.
COUNTY OF CUYAHOGA,)

On this 27th day of November, A. D. 1912, before me, a Notary Public in and for the County and State aforesaid, duly commissioned and acting, personally appeared J. R. NUTT, personally known to me to be the President of The Telluride Power Company, the corporation that executed the foregoing instrument, who being by me duly sworn did say that he is the President of said The Telluride Power Company, and that the foregoing instrument was signed on behalf of said corporation by authority of a resolution of its Board of Directors, and he acknowledged to me that said corporation executed the foregoing instrument and he acknowledged said instrument to be the act and deed of said corporation for the uses and purposes therein expressed.

My commission expires May 23, 1915.

WITNESS my hand and official and notarial seal, the day and year last above written.

W. H. Kinney,

(SEAL)

Notary Public in and for Cuyahoga County,
State of Ohio.

STATE OF UTAH,)
: SS.
COUNTY OF SALT LAKE.)

On this 22nd day of November, A. D. 1912, before me, a Notary Public in and for the County and State aforesaid, duly commissioned and acting, personally appeared S. A. BAILEY, MARKHAM CREEVER, B. A. CUMMINGS, CHARLES E. NILES, P. N. NUNN, P. B. SAWYER, F. F. STEIGMEYER, WILLIAM STORY and GEORGE B. THOMAS, personally known to me to be the persons whose names are signed to the foregoing instrument, and they severally and duly acknowledged to me that they executed the same, and that said instrument is the act and deed of each of them for the uses specified therein.

My commission expires Jan. 11, 1916.

WITNESS my hand and official and notarial seal, the day and year last above written.

Clarence Cramer,

(SEAL)

Notary Public in and for Salt Lake County,

State of Utah.

STATE OF OHIO,)
: SS.
COUNTY OF CUYAHOGA.)

On this 27th day of November, A. D. 1912, before me, a Notary Public in and for the County and State aforesaid, duly commissioned and acting, personally appeared OTTO MILLER, J. R. HUTT, and VAN R. PURDY, personally known to me to be the persons whose names are signed to the foregoing instrument, and they severally and duly acknowledged to me that they executed the same, and that said instrument is the act and deed of each of them for the uses specified therein.

My commission expires May 23, 1915.

WITNESS my hand and official and notarial seal, the day and year last above written.

W. H. Kinsey,

(SEAL)

Notary Public in and for Cuyahoga County,

State of Ohio.

STATE OF NEW YORK,)
: SS.
COUNTY OF NEW YORK.)

On this 2nd day of December, A. D. 1912, before me, a Notary Public in and for the County and State aforesaid, duly commissioned and acting, personally appeared JAMES CAMPBELL, personally known to me to be the person whose name is signed to the foregoing instrument, and he duly acknowledged that he executed the same, and that said instrument is his act and deed for the uses specified therein.

My commission expires March 31st, 1913.

WITNESS my hand and official and notarial seal, the day and year last above written.

Robert Randall,

Notary Public in and for New York County,

(SEAL)

State of New York.

Received and filed for record in the office of the State Engineer, at Boise, Idaho, at 9.00 A. M. July 7, 1917.

J.H. Smith,
State Engineer.

Map for Permit No 1747
to large to be filmed. to be
found in Permanent map files

Kaye Davi

Boise, Idaho, January 6, 1906.

Mr. Lucien Kunn,

Provo City, Utah.

Dear Sir:-

I enclose herewith Permit No. 1747 in your favor. I would call your attention to one of the conditions of this permit which requires the filing of a bond in the sum of $2000 on or before February 28, 1906. Approved map mailed under separate cover.

Yours truly,

State Engineer.

1747

B O N D

KNOW ALL MEN BY THESE PRESENTS: That Lucien L. Nunn of Telluride, Colorado, as principal, and W. A. McCornick of Salt Lake City, Utah, and J. P. Spalding of Salt Lake City, Utah, as sureties, are held and firmly bound unto the State of Idaho in the full and just sum of Two Thousand (2,000) Dollars, lawful money of the United States, to the payment of which sum, well and truly to be made, said principal and sureties bind themselves, their heirs, administrators, executors and assigns, jointly and severally, under the terms and conditions hereinafter set forth.

The condition of this obligation is such that whereas the above named principal on the 28th day of December, 1905, filed in the office of the State Engineer in Boise, Idaho, a certain application for permit to appropriate the public waters of the State of Idaho, the said application being thereupon numbered No. 2424, in accordance with which said application the State Engineer granted and issued to the said principal herein a certain permit numbered No. 1747, a full, true and complete copy of which application No. 2424 and permit No. 1747, is hereto attached and made a part of this obligation,

Now, if the above bounden principal shall faithfully carry to completion the said works of diversion as specified in said application No. 2424 and permit No. 1747, in the manner and form prescribed therein and within the time therein allowed, then the above obligation shall be void, otherwise to remain in full force and effect.

IN WITNESS WHEREOF, the said principal and sureties have hereunto set their hands and seals, this 26th day of February, 1906.

Witness as to principal
J. Rinehart
O. B. Culver

L. L. Nunn (SEAL)
W. A. McCornick (SEAL)
J. P. Spalding (SEAL)

1717

WITNESSES

~~as to principal, Lucien L. Nunn:~~

as to sureties:

E. E. Lackner.

STATE OF UTAH,)
COUNTY OF UTAH,) SS.

W. S. McCornick of Salt Lake City U
and J. P. Spalding of Salt Lake City U, whose
names are subscribed to the within and foregoing obligation as sureties thereto, each being duly sworn, upon oath for himself deposes and says:

That he is worth the sum named in said obligation, to-wit, Two Thousand (2,000) Dollars, over and above all his debts and liabilities, exclusive of property exempt from execution.

Witness McCleary

W. S. McCornick

J. P. Spalding

Subscribed and sworn to before me this 26 day of February, 1906.

McCleary
Notary Public.

Approved Feb. 28th 1906
Jno. Stephenson Jr
State Engineer

1717

...TION FOR PERMIT TO APPROPRIATE WATER. Printed and for sale by The Tribune Co., Ltd., Pocatello, Idaho.

NO 2424

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant Lucien L. Nunn

Postoffice address: P. O. Provo City

County of Utah, State of Utah

I. If applicant is a corporation give

(a) Date and place of incorporation

(b) The amount of capital stock

(c) The amount paid in

(d) The names and addresses of directors

II. The financial resources of the applicant are:

(a) Cash on hand

(b) Treasury stock

(c) Bonds to be issued

(d) Other resources

2. The quantity of water claimed is one thousand cubic feet per second

3. Source of water supply Bear River

x ~~XXXXXXX~~

4. Location of point of diversion into reservoir: S.16° 00' E., 3364 ft. from N. W.Cor.Sec.31,T.9 S.R.41 E.,B.M.,Bannock County,Idaho. Into pipes: S. 54°45' E.,3286.5 ft.from N.W.Cor.Sec.1,T.10 S.R.40 E.,B.M.,in said County and State.

5. To be Used For:

I. Irrigation and domestic use:

(a) Number of acres to be irrigated acres

(b) In the following legal subdivisions
(A list of lands to be irrigated may be appended, as a part of this application.)

II. Mining, power, manufacturing or transportation purposes:

(a) To be used for power purposes.

(b) Amount of power to be generated Thirty thousand horse power

(c) At what point S.56°48'E.,6023.3 ft.from N.W.Cor.S.W.1/4 of Sec.17,T.10 S.R.40 E.,B.M. in Bannock County,Idaho.

(d) Is water to be returned to any stream? Yes

(e) If so, name stream and locate point of return. Bear River;S.56°48'E., 6023.3 ft.from N.W.Cor. of S.W.1/4 of Sec.17,T.10 S.R.40 E.,B.M.

6. Estimated cost of works

$210,000.00.

1747

7. Description of Works for Diversion:

I. Kinds of works (reservoir, dam, ditch, flume, pipes or otherwise) reservoir, dam, head-gates, pipes, pressure-box and other necessary diverting works.

II. Dimensions of Works:

(a) Height of dam --18-- feet, length of dam at top -------330------ feet, length of dam at bottom ------212------ feet, material used in construction (wood, earth, stone or concrete) rock-crib dam

(b) Capacity of reservoir -----two hundred ninety(290)----- acre-feet.

(c) Size of headgate, width -----14.5---- feet, height -----10----- feet. Two pipes, each twelve feet in diameter.

(d) Ditch (flume or pipe) width at bottom ~~[illegible]~~ feet, width at water line ~~[illegible]~~ feet, depth of water ~~[illegible]~~ feet. Average grade per mile is --four-- feet. Length of ditch is ---23,770 feet--- miles and it crosses the following quarter sections N.E.1/4 and W.1/2 Sec.1;S.E.1/4,Sec.2;N.E.1/4 and W.1/2,Sec.11;S.W.1/4 and S.E.1/4,Sec. 10;N.W.1/4,Sec.15;E.1/2 and S.W.1/4,Sec.16;N.W.1/4,Sec.21 and N.E.1/4, Sec.20------

to ------- N.E.1/4 of Section 20--------- which is the point of intended use.; all of said sections being in T.10 S.R.40 E., Boise Base & Meridian

8. Time required for the completion of the construction of such work is five years. (The time must in no case exceed five years after date of approval of application).

9. Time required for the complete application of the water to the proposed use is four additional years. (The time must in no case exceed four years after the date set for the completion of works as defined in Section 8.)

Remarks:

~~This application is an amendment to original appli~~ ~~cation for Permit #8878 heretofore made by applicant and to~~ ~~file to comply with the requirements of the State Engineer;~~ ~~to correct certain errors which were made in the original~~ ~~application and to define with greater accuracy the works~~ ~~proposed to be constructed.~~

APPROVAL OF STATE ENGINEER.

The umber of this permit is 1747

Date of first receipt of application 9:00 A. M., December 28th, 1905 190

Returned to applicant for correction 190

Corrected application received 190

Recorded in Book 6 Page 1747 Approved December 30, 1905. 190

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

Good and sufficient bond to be filed in the sum of $ 2,000 on or before Feb. 28th, 19090

Work to begin on or before , 190, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before June 30, 1908.

The whole of said work to be completed on or before December 30, 1910.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to December 30, 1914.

Witness my hand this 30 day of December, 1905, 190

1747

(signed) Jas. Stephenson, Jr.
State Engineer.

INSTRUCTIONS.

The law [H. B. 146, approved March 11th, 1903, as amended by S. B. 63, approved March 9, 1905,] provides that • • "Any person, association or corporation hereafter intending to acquire the right to the beneficial use of the water any natural streams, springs or seepage waters or lakes or other public waters in the State of Idaho, shall, before c mencing the construction, enlargement, extension or change in the point of diversion of the ditch, canal or other distrib works, or performing any work in connection with said construction or proposed appropriation or the diversion of any wa into a natural channel, make an application to the State Engineer for a permit to make such appropriation." • • "The application shall be accompanied by a plan and map in duplicate of the proposed works for the diversion and application of the water to a beneficial use, showing the character, location and dimensions of the proposed reservoirs, dams, canals, ditches, pipe lines and all other works proposed to be used by them in the diversion of the water and the area and location of the lands proposed to be irrigated. • • • Provided, That no one shall be authorized to divert for irrigation purposes more than one cubic foot of water per second for each fifty acres of land to be so irrigated, unless it can be shown to the satisfaction of the State Engineer that a greater amount is necessary: Provided, further, That the plan of irrigation submitted shall provide for the distribution of water to within not more than one mile of each legal subdivision of the land proposed to be reclaimed by use of such water: Provided, also, That in the case of all ditches designed to have a capacity of ten cubic feet per second or less, such map showing the location of such ditch and the place of use of such water or the location of the lands to be irrigated, may be upon blanks furnished by the State Engineer."

The various steps to be followed by an applicant for a permit to appropriate the public waters of this State are as follows:

1.—I. Filing of application with State Engineer. The date of this application shall be the date of its receipt at the office of the State Engineer. The application should be upon the printed blanks, which will be furnished by the State Engineer upon request. Should application be defective it will be returned to the applicant within 30 days for correction. The applicant then has 60 days thereafter to perfect his filing. This application when approved by the State Engineer becomes a permit to appropriate the public waters and will be recorded in the State Engineer's office.

Copy

NO. 1747

PERMIT

To appropriate water from Lost River

Basin County, Idaho.

Date of first receipt at office of State Engineer December 28-1905

Returned to applicant for correction .....

Corrected application received .....

Recorded in Book 6 Page 247

Approved December 30-1905

Work to begin January 3-1906

Bond to be filed .....

One-fifth of work to be completed December 30-1908

Whole work to be completed December 30-1910

Final proof of use of water December 30-1912

Fees $10.00 (90 Paid)

II. Filing of map and plan of works in duplicate. Blanks will also be furnished for maps of works having a capacity of 10 cu. ft. per second or less. Maps must show, (a) point of diversion with reference to legal subdivisions of land, (b) length of ditch, (c) points of crossing of government survey lines, (d) crossings of streams, other ditches or roads, (e) lands to be irrigated.

2. Construction of works must not begin until the approved permit is received by applicant.

3. Completion of works must be within the time specified in the application, which in no case must exceed five years. The State Engineer is authorized to limit the time for completion of works to a reasonable time. It is therefore suggested that applicant make request for no more than time enough to perform the work, if prosecuted with due diligence; considering the difficulties of the work and the means of performing it.

4. At the expiration of ONE-HALF THE TIME allowed for the completion of the works, the appropriator must have ONE-FIFTH OF HIS WORK performed.

5. Before the expiration of the whole time the appropriator must prepare to MAKE PROOF of the completion of works. To do this he must secure proof blanks from the State Engineer, fill out and mail same, by registered mail to State Engineer at least 60 days before the date set for the completion of the works. (Further detailed instructions will be furnished at that time; or information can be obtained by reference to H. B. 146, Seventh Session.)

6. After making proof of the capacity of his works the applicant has a second limited period of time to make proof of beneficial use of the water. This time can in no case exceed four years and may be limited to a reasonable period. Before the expiration of this second period all users of water from the works completed according to Section 5 above must make proof of beneficial use through said works. Blanks for this proof are also to be furnished by the State Engineer. When such final proof is correctly made, all users of water, through this system of works will date their priorities from the date of the original application for permit.

7. Attention is called to the provision of the law; that "no one shall be authorized to divert for irrigation purposes more than one cubic foot of water per second for each 50 acres of land to be irrigated, unless it can be shown to the satisfaction of the State Engineer that a greater amount is necessary." No application for an excess of this quantity will be approved, except in extraordinary instances, such as a surplus of water in the source of supply over all likelihood of later demands for beneficial purposes.

8. A cubic foot of water per second for each fifty acres is equal to one miner's inch per acre. The limit of a claim for 160 acres is therefore 3.2 cu. ft. per second. (Further detailed information and all blanks necessary to comply with the legal requirements will be supplied upon application to the State Engineer.

The bill further requires a filing fee of $1.00 if the quantity claimed is one cubic foot or less per second, and if the quantity of water claimed is in excess of one cubic foot per second the said filing fee is increased ten cents for each additional cubic foot or fraction thereof.

The law further provides that permit holder appropriating 25 cubic feet or less must within 60 days from the date the issuance of his permit commence construction and work diligently and uninterruptedly to completion, unless temporarily interrupted through no fault of the holder of such permit by circumstances over which he has no control. In case the appropriation is for more than 25 second feet, permit holder is not required to commence work within 60 days, but must file with the State Engineer a good and sufficient bond in an amount to be fixed by the State Engineer not exceeding $10,000, in form and sufficiency of sureties to be approved by him, conditioned upon faithfully carrying to completion the works of diversion as specified in said permit.

1747

The Telluride Power Company.

L. L. NUNN, General Manager.

Provo, Utah, March 8th, 1906.

Jas. Stephenson, Jr., Esq.,

State Engineer,

Boise, Idaho.

Dear Sir:

On February 26th I mailed you from Salt Lake City copy of duly executed bond in the matter of Permit No. 1747 of L. L. Nunn.

Will you kindly advise me at your earliest convenience if you have received and approved same?

Yours respectfully,

E. B. Lackner.

ECL-M:

O.K. Jas

1747

Boise, Idaho, March 10, 1906.

In re Bond Permit #1747.

E. C. Lackner, Esq.,

Provo, Utah.

Dear Sir:—

Replying to yours of the 8th inst. in the above, beg to state that bond was received and approved February 28th. Everything O. K.

Very truly yours,

State Engineer.

1747

The Telluride Power Company.
L.L.NUNN, GENERAL MANAGER.

Provo, Utah, September 21, 1906.

Jas. Stephenson, Jr., Esq.,
State Engineer,
Boise, Idaho.

My Dear Mr. Stephenson,-

Enclosed in a mailing tube, we are sending you by this post duplicate blue-prints of plats showing the plan of dam and the cross and longitudinal sections thereof, which Mr. Nunn proposes to construct under his Permit No. 1747.

If these plans meet with your approval, will you not kindly return one set of the blue-prints with your approval endorsed thereon for our title files?

Enclosed in the same tube are duplicate tracings of a plat showing area covered by the impounded water above this proposed dam, fixing definitely the location of the same and the route of the pipe lines leading therefrom and the point of use and the point of return of the water thereby to be diverted.

The rights-of-way for this investment have all been purchased, the grade made and the construction at the point of use is well under way. We are, therefore, desirous that these duplicate tracings meet with your approval and that your endorsement indicating

1747

such approval be placed on the one tracing which you are to return to us.

Who is your watermaster or district officer for Bear River in the locality of this proposed construction?

Yours very truly,

FFS-M:

Fred" Engineer
Atty for A.A. Ferris

The Telluride Power Company.

L. L. NUNN, GENERAL MANAGER.

Provo, Utah, September 22, 1906.

Jas. Stephenson, Jr., Esq.,

State Engineer,

Boise, Idaho.

Dear Sir:

Enclosed find "Specifications for a Rock Filled Crib Dam" for L. L. Nunn, Grace, Idaho. These specifications are submitted under and in accordance with Permit No. 1747.

Yours very truly,

FFS-M:

1747

Fred F. Sigmund
Atty for L. L. Nunn.

Boise, Idaho, September 27, 1906

Permit 1747, L.L.Munn.

Mr.Fred Steigmeyer,
Provo, Utah.

Dear Sir:--

I have approved the plans and specifications submitted in the above and under separate cover return to you one set of the plans. The one set of specifications submitted will be kept here on file. Would suggest that you forward to me another copy, that I may approve same and return it to you.

As the watermasters are appointed by the Water Commissioner and are under his direct supervision I would advise that you write Mr. Edward J. Turner, Water Commissioner, Weiser, Idaho, relative to your desire to Pine Cove, Idaho.

Very truly yours,

State Engineer.

By Wing.

1747

Boise, Idaho, October 24, 1906

In re specifications, Permit No.1747.

Mr.Fred F.Stoigmeyer,
Provo, Utah.

Dear sir:--

Enclosed find copy of specifications approved as of September, 1906, the date upon which original specifications were approved.

Very truly yours,

State Engineer

Encl.

1747

State of Idaho

ENGINEERING DEPARTMENT

BOISE

D. G. MARTIN
STATE ENGINEER

INSTRUCTIONS

PROOF OF COMPLETION OF WORKS

Lucien L.Nunn,

Provo City,Utah Boise, Idaho, September 1,1910

Dear Sir:

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under you permit No. 1747

This form should be filled out and mailed to the State Engineer at least 60 days before the date upon which it is to be submitted, which proof MUST be on or before December 30,1910

Upon receipt of the blank properly filled out, notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place convenient to you and two witnesses, where there is a Notary Public or other officer authorized to administer oaths.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly

D. G. MARTIN

State Engineer.

1747

FORM No. 103 SYMS-YORK CO., PRINTERS & BINDERS, BOISE. 10551

Notice of Proof of Completion of Works

(This blank must be filled out by holder of permit and forwarded by registered mail to the State Engineer at least 60 days before the time set for completion of works.)

RECEIVED
OCT 25 1910
OFFICE OF STATE ENGINEER

(P. O.) Provo, Utah.

(Date) October 10th, 1910.

TO THE STATE ENGINEER OF THE STATE OF IDAHO, BOISE, IDAHO:

DEAR SIR: Notice is hereby given that at 2 P *M. on the* 16th *day of* December, *19*10, *at* Grace, *County of* Bannock, *State of Idaho, before* John Allsop, N. P. *proof will be submitted of the completion of works for the diversion of* One Thousand *cubic feet per second of the waters of* Bear River *in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.*

1. *The name of the person or corporation holding said permit is* The Telluride Power Company, assignee of Lucien S. Nunn.

2. *The postoffice address of such person or the place of business of such corporation is* Provo City *County of* Utah *State of* ~~Idaho~~ Utah.

3. *The number of such permit is* 1747, *and the date set for the completion of such work is* December 30 - 1910.

4. *Said water to be used for* power *purposes.*

5. *Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use in accordance with the plans accompanying the application for such permit, is* 1000 *cubic feet per second.*

~~5. The amount of lands for which said water is available is ..... acres, particularly described as follows:~~

Said water is utilized for power purposes by means of a pipe line extending from the dam and diverting works to the power-generating station, and is under pressure from said dam and diverting works to the water wheels in said station. One-half of said appropriation has been applied to beneficial use, of which application proof will be made at the same time and place as proof of completion under this notice. It is the intention of permittee to apply the remaining half of said appropriation to beneficial use within four years from December 30, 1910.

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

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

L. B. Fuller
Engineer.

Applicant desires that the above notice be published, according to law, in the Soda Springs Chieftain of Soda Springs published in the county in which said works are situated; the expense of which publication will be borne by The Telluride Power Company.

(Signature) The Telluride Power Company
by H. C. Bailey, attorney

1747

FORM 121.

PERMIT NO. 1747.

Notice of Proof of Application of Water to Beneficial Use

(This blank must be filled out by holder of permit and forwarded to the State Engineer at least 60 days before the time set for application of water.)

RECEIVED
OCT 25 1910
OFFICE OF STATE ENGINEER

(P. O.) Provo, Utah.

(Date) October 10, 1910

TO THE STATE ENGINEER OF THE STATE OF IDAHO, BOISE, IDAHO:

DEAR SIR: Notice is hereby given that at 2 P. M. on the 16th day of December 1910, at Grace County of Bannock State of Idaho, before John Allsop, N.P. proof will be submitted of the application to beneficial use of 500 cubic feet per second of the waters of Bear River in accordance with the terms and conditions of Permit No. 1747 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are The Telluride Power Company, Provo, Utah.

2. The use to which said water has been applied is the generation of electric power

3. The amount applied to beneficial use is 500 cubic feet per second.

4. The place where said water is used is (if for irrigation, give full and accurate description of the lands irrigated) from the point where said water enters the pressure box and pipe line of permittee, being S. 54° 45' E. 3286.5 ft. from N.W. Cor. Sec 1, Twp 10 S. R. 40 E. B. Band M. in Bannock County, Idaho, to and including the water wheels in the power generating station of permittee, being S. 54° 48' E. 6023.3 ft. from N.W. Cor. S.W.1/4 Sec. 17, Twp. 10 S. R. 40 E. B. Band M. in said County, said water being under pressure from said point of entry to said point of discharge. The amount of said appropriation is 1000 cubic feet per second, and it is the intention of said permittee to apply the remaining half of said appropriation to beneficial use within four years from Dec. 30, 1910, in accordance with said permit.

5. The name of the ~~canal or ditch or other~~ diverting works by which said water is conducted to such place of use is the Grace dam

6. The right to take the water from such works is based upon Permit No. 1747.

7. The source of supply from which such water is diverted is Bear River

8. The date of the priority which said user is prepared to establish is December 30, 1905.

I desire that the above notice be published, according to law, in the Soda Springs Chieftan of Soda Springs, published in the county in which said water is to be used; the expense of which publication will be borne by me

(Sign) The Telluride Power Company
by P. A. Bailey, attorney

1747

The Telluride Power Company.
L. L. NUNN, GENERAL MANAGER.

Salt Lake City, Utah. Oct 31, 1910.
Box 1666.

Hon. D. G. Martin,
State Engineer,
Boise, Idaho.

RECEIVED
NOV 2 1910
OFFICE OF STATE ENGINEER

My dear Sir,— Enclosed please find quit-claim deed from Mr. L. L. Nunn to The Telluride Power Company, covering Permits Nos. 1747 and 1885.

When you send the notices to the Soda Springs Chieftain, will you kindly ask them to send a proof to me, Box 1666, Salt Lake City, at the same time they send a copy of proof to you, and oblige

Yours respectfully,
D. A. Bailey

1747

November 3,1910.

Permit 1747-1885

S. A. Bailey,
P.O.Box No.1666,
Salt Lake City,Utah.

Sir:-

Am returning herewith transfer of above permits, same having been duly recorded in this office. Please to remit $1.00 recording fees.

The notice for publication will be sent to the Soda Springs Chieftain at once and they will be notified to furnishe you a copy of the proof.

Very truly yours,

State Engineer.

Tr-

By...

1747

State of Idaho

ENGINEERING DEPARTMENT

BOISE

~~JAMES STEPHENSON JR.~~
ENGINEER

INSTRUCTIONS.

Proof of Completion of Works
and
Proof of Beneficial Use of Water.

Telluride Power Co.,
c/o John Allsop,
Grace, Idaho

Boise, Idaho, Nov. 10,1910

Dear Sir:

I enclose herewith the following forms to be used in connection with proof of completion of works and beneficial use of water under permit No. 1747

Deposition of Permit Holder,
Depositions of Two Witnesses.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of your rights:

1. On December 16,1910 the date set for proof, the enclosed forms (two for permit holder and two each for two disinterested witnesses) should be filled out and sworn to, at Grace, Bannock County, Idaho before John Allsop, Notary Public

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice and fees as follows: Fee for proof of completion of works is $5.00 for ten second feet or less. Over ten second feet a charge of 30 cents a second foot is made. The fee for beneficial use of water, for power purposes is $5.00; if for irrigation, $2.00 for each 40-acre tract, or fraction, to which water has been beneficially applied.

When these have been received, together with report of the Water Commissioner, if eveything is properly executed, Certificate of Completion of Works and License will issue.

Yours truly,

~~JAS. STEPHENSON, JR.~~ D. G. Martin,

State Engineer.

1747

NOTICE OF PROOF OF COMPLETION OF WORKS
AND
APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 2 P.M. on the 16th day of December 19 19, at Grace, County of Bannock State of Idaho, before John Allsop N.P. proof will be submitted of the completion of works for the diversion of 1000 cubic feet per second of the waters of Bear River and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 1747 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person, or corporation, holding said permit, are The Telluride Power Company, by S. A. Bailey, Atty, Box 1566 Salt Lake City, Utah

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 1000 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic power purposes, and the amount applied to beneficial use is ~~1000~~ 500 cubic feet per second.

4. The place where said water is used is S.56° 48' E. 6023.5 ft from N.W. Cot SW¼ Sec. 17, Twp. 10 S.R. 40 E.B.M.

5. The date of priority which said user is prepared to establish is December 28,1905.

D. G. Martin
JAS. STEPHENSON Jr.
State Engineer.

1747

November 12,1910.

J. O. Webster,
Water Comm. 1st Div.,
Idaho Falls, Idaho.

Dear Sir:-

The Telluride Power Company, by S. A. Bailey its Attorney, the holder of Permit No. 1747 authorizing the diversion of 1000 cu. ft. of the waters of Bear River desires to make proof of completion of works and of beneficial use of water, on December 15th 1910.

Yours truly,

State Engineer.

By_____

1747

(Place) Soda Springs, Idaho

(Date) November 14 1910

RECEIVED
NOV 15 1910
OFFICE OF STATE ENGINEER

State Engineer, Boise, Idaho.

Dear Sir:

I have your letter of Nov. 11th enclosing Notice of Proof of Completion of Works and Beneficial Use of Water under Permit No 1747 which will be published as you request, beginning with our issue of Nov. 17, 1910

Yours truly,
N. Ha. Hadlock
The Chieftain,

J. O. WEBSTER
WATER COMMISSIONER
FIRST DIVISION
IDAHO FALLS, IDAHO
R. F. D. No. 5

RECEIVED
DEC - 2 1910
OFFICE OF STATE ENGINEER

Nov. 30 1910.

D. J. Martin
State Engineer.
Boise Idaho.

Dear Sir.

Can you tell me the Post office address of Telluride Power Co. holder of Permit No 1747.

And oblige

Yours Truly
J. O. Webster

1747

December 2,1910.

Permit 1747

Mr. J. O. Webster,
Water Com. 1st Div.,
Idaho Falls, Idaho

Sir:-

In reply to your letter of the 30th ult. would say that S. A. Bailey, of Provo, Utah, is attorney for the Telluride Power Company and all communications should be addressed to him.

Very truly yours,

State Engineer.

By...

1747

Salt Lake City, Utah, Dec. 3, 1910.

RECEIVED
DEC 6 1910
OFFICE OF STATE ENGINEER

Mr. J. O. Webster,
Water Commissioner,
Idaho Falls, Idaho,
R.F.D.No.5.

Dear Sir:-

Pursuant to notice sent to D. C. Martin, State Engineer, and published in the Soda Springs Chieftain, clipping of which publication I herewith enclose, we expect to make proof on December 16, 1910 of the completion of works of diversion constructed under state engineers permit No. 1747 for our plant near Grace, Idaho, and also to make proof of application to beneficial use of a portion of the water appropriated under said permit.

We understand that the State Engineer has designated you as his representative to make the examination of works required by law, and we write to inquire whether we may meet you at Grace, Idaho on December 16th to conduct you over the works. In case it would be more convenient for you to have the place of meeting at McCammon or Pocatello, and from such place proceed together to the works at Grace, kindly advise us time and place of meeting, and thereby greatly oblige,

Very respectfully yours,

Engineer for Telluride Power Co.

P.S. Kindly address reply to L. B. Fuller, C/o Telluride Power Co., Provo, Utah.

1747

LBF/L

The Telluride Power Company.
L.L. NUNN, GENERAL MANAGER.

Salt Lake City, Utah, Dec. 3, 1910.

Mr. D. G. Martin,
State Engineer,
Boise, Idaho.

Dear Sir:-

Herewith we send you copy of letter of even date to J. O. Webster, Water Commissioner, at Idaho Falls, written for the purpose of arranging to meet him in connection with proofs under permit No. 1747.

We presume that Mr. Webster has been advised by you that he is to make this examination, and we trust that he will find it convenient to meet us upon the date fixed for making the proofs.

Respectfully yours,

L B Fuller
Engineer for Telluride Power Co.

LBF/L

RECEIVED
DEC 6 1910
OFFICE OF STATE ENGINEER

1747

Provo, Utah, December 13, 1910.

RECEIVED
DEC 16 1910
OFFICE OF STATE ENGINEER

Mr. J. O. Webster,
Water Commissioner,
Idaho Falls,
R.F.D. No. 5.

Dear Sir:

On the 3rd inst. we wrote you as per enclosed copy regarding proofs under State Engineer's permit No. 1747.

To date we have received no reply from you, and we are anxious to know whether or not you will be present at Grace, Idaho at the office of John Allsop, Notary Public, on the 16th inst. to make the examination of works, and also whether you desire to have us meet you at any time before this date.

As there is now very little time left, we would be glad to have you telephone or telegraph us at your expense in reply to our letter.

Very respectfully yours,

Engineerifor The Telluride Power Co.

LBF/M

1747

The Telluride Power Company.
L. L. NUNN, GENERAL MANAGER.

Provo, Utah, December 13, 1910.

Mr. D. G. Martin,
State Engineer,
Boise, Idaho.

RECEIVED
DEC 16 1910
OFFICE OF STATE ENGINEER

Dear Sir:

We enclose herewith copy of letter which we are to-day sending to Mr. J. O. Webster at Idaho Falls. We are somewhat perplexed on account of not having received any answer from Mr. Webster, and therefore, we are telegraphing you as follows:

> "We have received no reply to our letter of December third to J. O. Webster, copy of which we sent you. Can we communicate with him by wire? If so, please telegraph us at our expense his address."

We trust that we will be able to get in communication with Mr. Webster before the day for making proof.

Very truly yours,

THE TELLURIDE POWER CO.

LBF/M

By L. B. Fullen

1747

Grace, Idaho, December 16th, 1910.

RECEIVED
DEC 20 1910
OFFICE OF STATE ENGINEER

D. G. Martin, Esq.
State Engineer,
Boise, Idaho.

Dear Sir:-

In accordance with notice published in the Soda Springs Chieftan, Mr L.B. Fuller, Engineer in Charge of Works, appeared at the office of John Allsop, Notary Public, of this place, at 2 P.M. of this date, for the purpose of making proof under Permit No. 1747 when the following depositions, which I am herewith enclosing, were taken.

1. Deposition by the Telluride Power Company, holder of said Permit, re completion of works.

2. Deposition of said company re application to beneficial use of 500 second feet of water under said Permit.

   To each of said depositions maps are attached showing works therein referred to.

3. Depositions of R. Sumner Pond and George Hamp, re completion of works.

4. Depositions of same parties re application to beneficial use of 500 second feet of the waters appropriated under said Permit.

I am also enclosing my personal check No. 468, payable to your order for the sum of Five Dollars, in payment of filing fees. If there are any additional fees remittance covering same will be promptly made upon receipt of your bill.

Kindly mail receipt to Provo, Utah, and oblige.

THE TELLURIDE POWER COMPANY,
by B.A. Cummings

BAC.

1747

FORM 107 S-Y 10481

PERMIT NO. 1747

Proof of Completion of Works

RECEIVED
DEC 20 1910
OFFICE OF STATE ENGINEER

DEPOSITION OF HOLDER

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

Ans. L. B. Fuller; thirty-one years; Provo, Utah; Engineer; Provo, Utah.

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

Ans. The Telluride Power Company; Provo, Utah; Engineer in Charge of Works.

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

Ans. No. 1747; Dec. 30, 1905; 1000 cubic feet per second; Bear River and tributaries; Reservoir created by dam on Bear River, 38 ft. high from bottom of foundation to crest, located as follows: From center of dam N.E. Cor. Sec. 1, Tp. 10 S. R. 40 E. B.B.& M. bears N. 59° - 02' E. 2354 ft.

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

Ans. For power purposes.

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

Ans. Yes. May 23, 1908. 1000 cubic feet per second.

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

Ans. Yes; Said works comply substantially with the terms of permit and plans approved thereunder.

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

Ans. Diversion to place of use is by means of a dam which is 38 ft. high from bottom of foundation to crest with an additional height of 8 ft. obtained by means of flashboards. Said dam diverts the water into a pressure box connected therewith, and the water is used under pressure, by means of a pressure pipe or penstock and water wheels, from its entry into said pressure box to the point of discharge from said water wheels in the generating station.

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

Ans. Works, dimensions and capacity of same are shown by accompanying drawings hereto attached and made a part hereof. Total cost of dam and diverting works approximately $100,000.00.

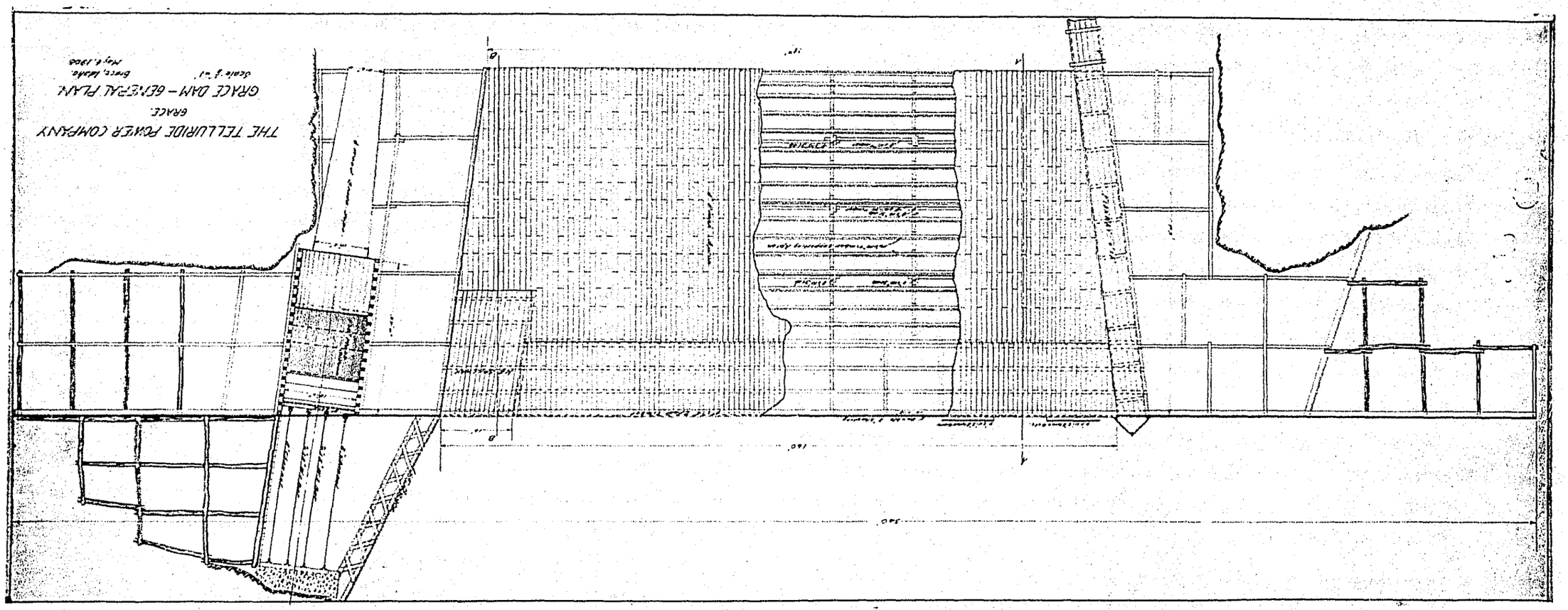
(Sign here.) L. B. Fuller

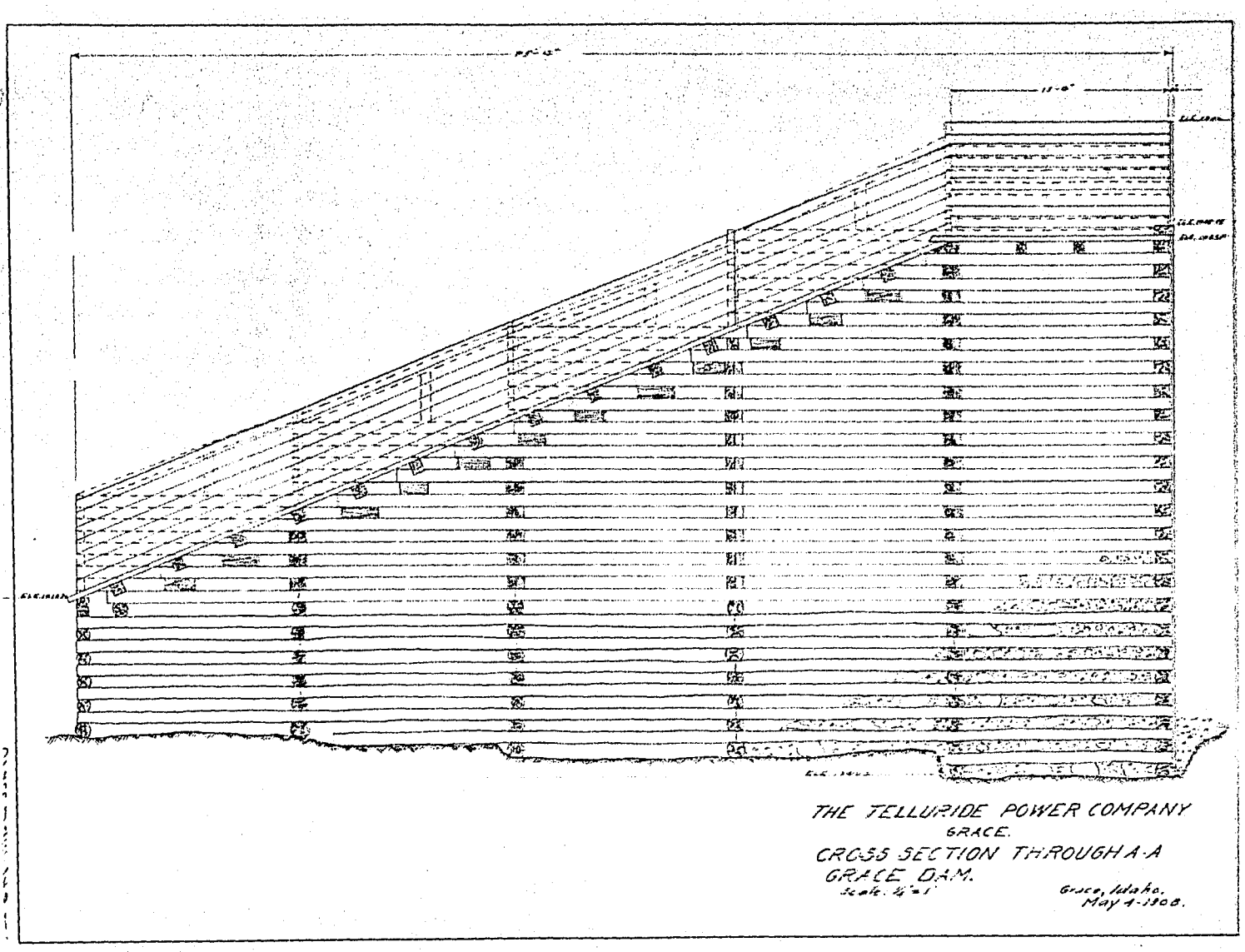
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Grace, Bannock, County of ____, state of Idaho, on this 16 day of December, A. D. 1910.

1747

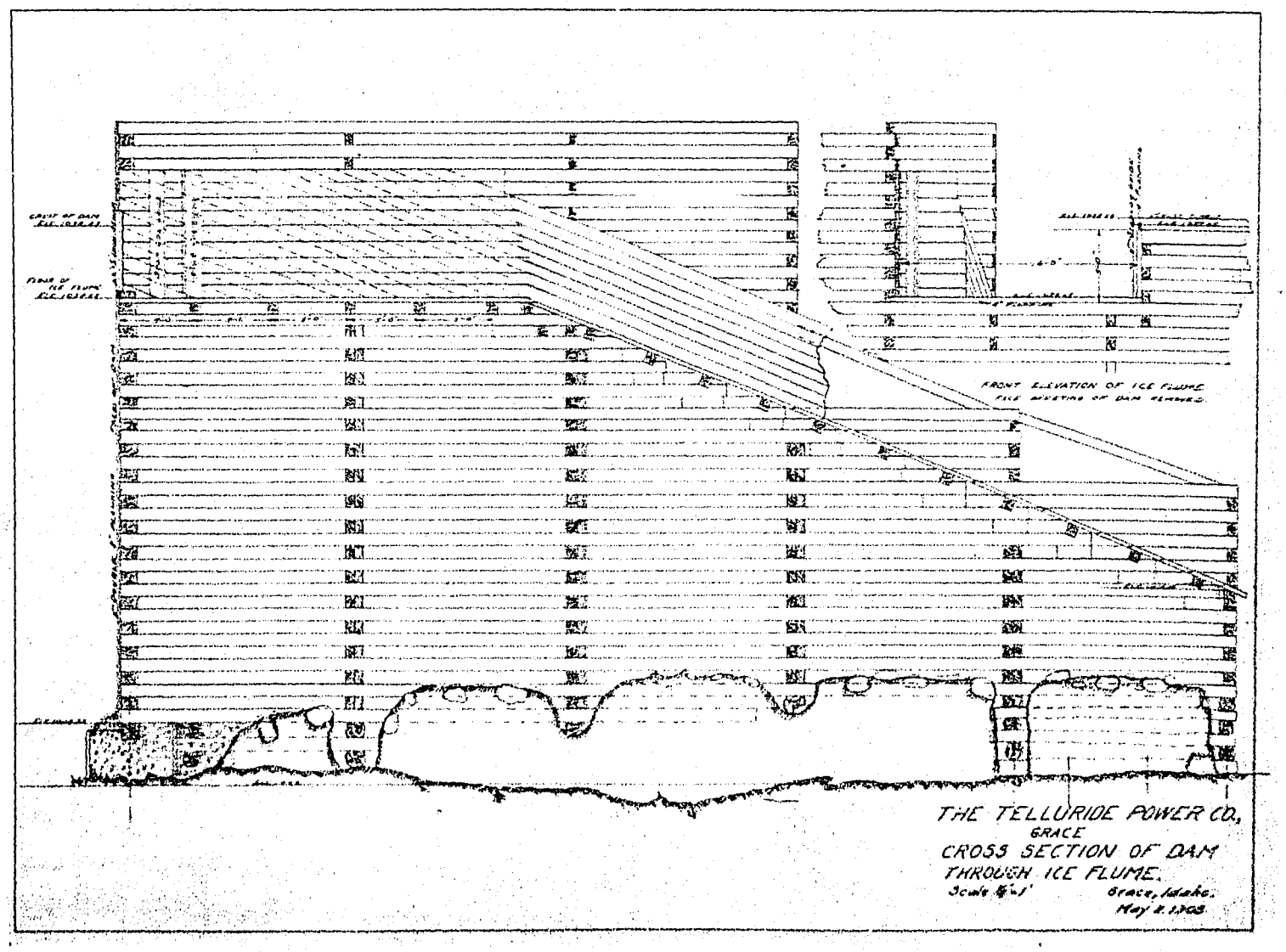
My commission expires March 28-1911

Jos. L. Clapp
Notary Public


THE TELLURIDE POWER COMPANY
GRACE.
GRACE DAM - GENERAL PLAN.
Scale 1" = 40'
Grace, Idaho.
May 6, 1908.



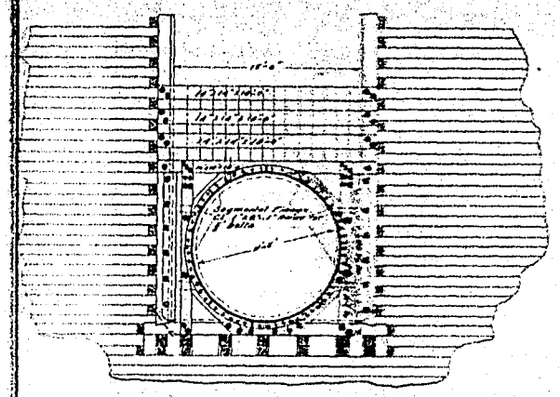
THE TELLURIDE POWER COMPANY
GRACE.
CROSS SECTION THROUGH A-A
GRACE DAM.
Scale 1/4"=1'
Grace, Idaho.
May 4-1908.



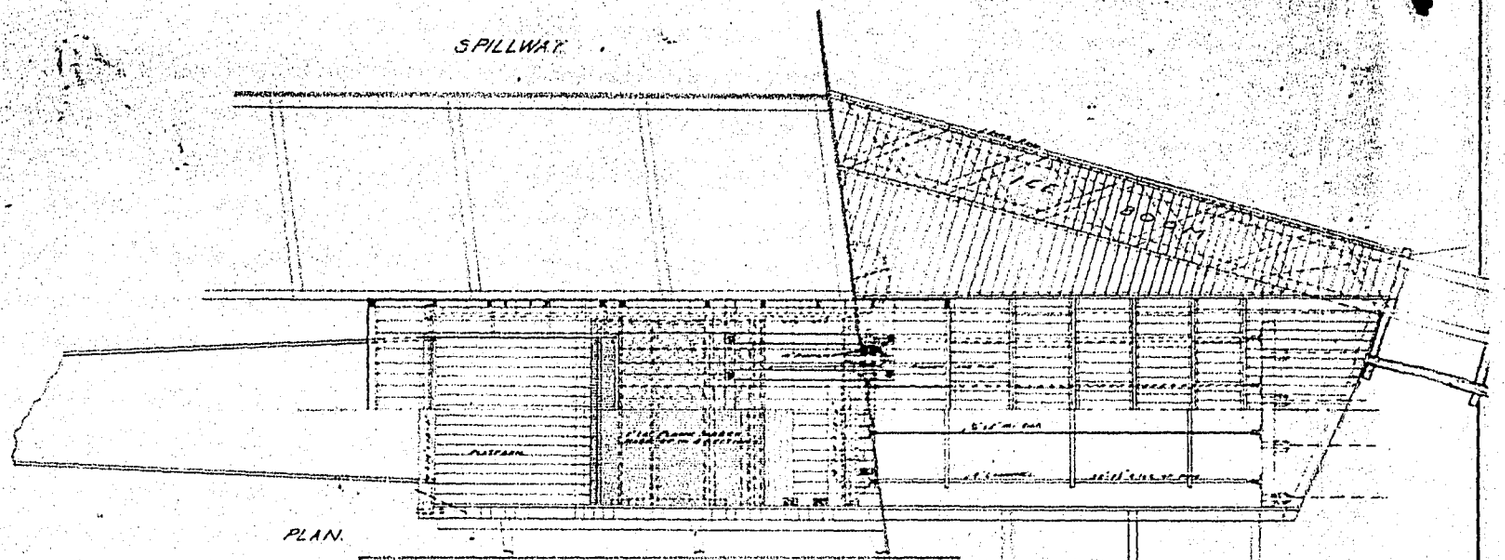
THE TELLURIDE POWER CO,
GRACE
CROSS SECTION OF DAM
THROUGH ICE FLUME.
Scale 1/4"=1'
Grace, Idaho.
May 8, 1908.

1747

2621

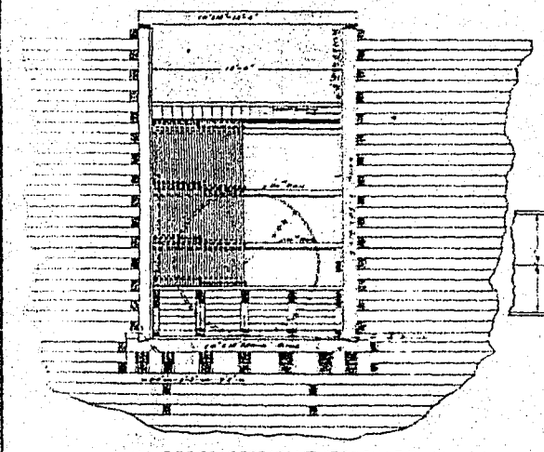


REAR ELEVATION

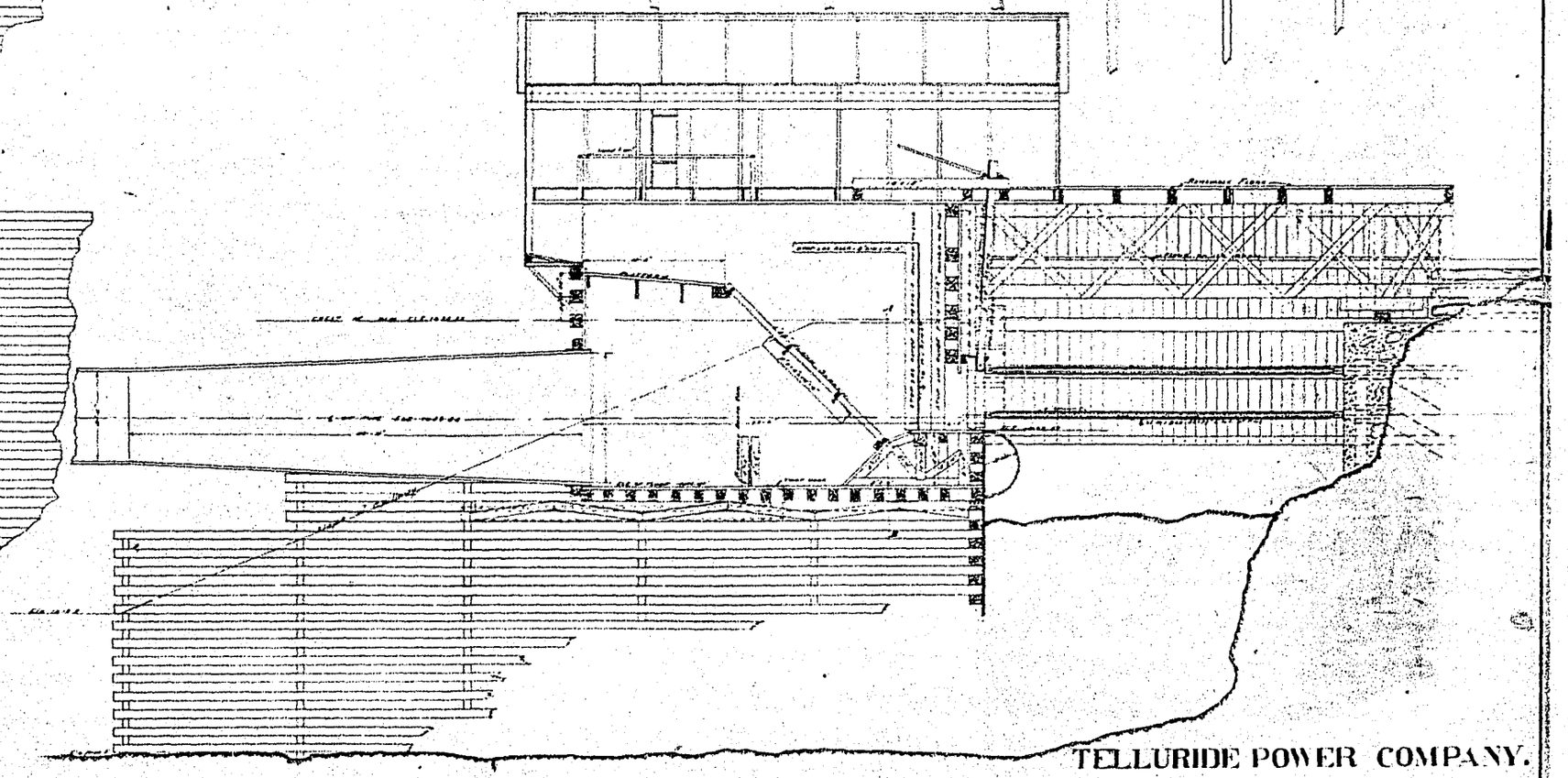


SPILLWAY

PLAN.



CROSS SECTION THROUGH A B



CROSS SECTION THROUGH CENTER LINE.

TELLURIDE POWER COMPANY.

GRACE

INTAKE — GRACE DAM.

FORM 108

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

PERMIT NO. 1747

Proof of Completion of Works

DEPOSITION OF WITNESS

RECEIVED
DEC 20 1910
OFFICE OF STATE ENGINEER

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

Ans. L. Sumner Pond, 30 years; merchant; Grace, Idaho.

Ques. 2 Are you acquainted with The Telluride Power Co., the holder of Permit No. 1747, authorizing the diversion of 1000 second-feet of the waters of Bear River and tributaries, at Grace, Idaho for power purposes? How long have you known him, and where does he reside?

Ans. Yes - five years - principal place of business - Provo, Utah.

Ques. 3. Have you read or heard read said Permit No. 1747, and are you familiar with its terms and conditions?

Ans. Yes

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

Ans.

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

Ans. Yes

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

Ans. Diversion is by means of dam 38 feet high and capable of being flashboarded eight feet. Said dam divert the water into a pressure box connected therewith and the water is used for power purposes, from ~~said~~ its entry into said pressure box to its return to River Grace Generating station. The diverting works are capable of diverting to place of use 1000 cub ft. per sec.

(Sign here.) L. Sumner Pond

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me. at my office in Grace, County of Bannock, State of Idaho, on this 16 day of December A. D. 1910

My Commission Expires March 25-1911

John Allen
Notary Public.

1717

FORM 108

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

PERMIT NO. 1747

Proof of Completion of Works

DEPOSITION OF WITNESS

RECEIVED
DEC 20 1910
OFFICE OF STATE ENGINEER

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

Ans. Geo. Kamp; 43 years; Grace, Idaho; Agriculture, Grace, Idaho.

Ques. 2 Are you acquainted with The Telluride Power Co., the holder of Permit No. 1747, authorizing the diversion of 1000 second-feet of the waters of Bear River and tributaries, at Grace Idaho for power purposes? How long have you known him, and where does he reside?

Ans. Yes-five years-Principal place of business-Provo-Utah.

Ques. 3. Have you read or heard read said Permit No. 1747, and are you familiar with its terms and conditions?

Ans. Yes

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

Ans.

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

Ans. Yes

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

Ans. Diversion is by means of a dam 38 feet high, and capable of being flashboarded eight feet. Said dam diverts the water into a pressure box connected therewith and the water is used for power purposes from its entry into said pressure box to its return to said river below generating station. The diverting works are capable of diverting to place of use 1000 cu. ft. per sec.

(Sign here.) Geo. Kamp

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me. at my office in Grace, County of Bannock, State of Idaho, on this 16 day of December A. D. 1910

My Commission Expires March 23-1911

John Allred
Notary Public

1747

Form 121

Permit No. 1747 1747

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

RECEIVED
DEC 2 0 1910
OFFICE OF STATE ENGINEER

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

Ans. L. B. Fuller; thirty-one years; Provo, Utah; Engineer; Provo, Utah.

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

Ans. The Telluride Power Company; Provo, Utah; (Carl Wolfrom, Statutory Agent, Grace, Idaho); Engineer in Charge of Works.

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

Ans. No. 1747; December 30, 1905; 9:00 A.M., December 28, 1905.

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

Ans. Bear River and tributaries; From center of diverting dam N.E. Cor. Sec. 1, Tp. 10 S.R. 40 E. S.L.& M. bears N. 59° - 02' E. 2354 feet.

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

Ans. Works of diversion are shown by drawings marked "Exhibit B", "Exhibit C" and "Exhibit D" hereto attached and made a part hereof. Dam and diverting works are capable of conveying from point of diversion to place of use, 1000 cubic feet per second. Said dam is known as the Grace Dam.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have *actually* been irrigated with said water.)

Ans. Power purposes. Water is used through and by means of a pressure pipe, or penstock, extending across the following quarter-sections: N. E. ¼, N.W. ¼, & S.W. ¼ of Sec. 1, N.W. ¼ of Sec. 12, N.E. ¼, S.E. ¼ & S.W. ¼ of Sec. 11, N.W. ¼ of Sec. 14, N.E. ¼, S.E. ¼, S.W. ¼ of Sec. 15, S.E. ¼ of Sec. 16, N.E. ¼, S.E. ¼, S.W. ¼ of Sec. 21, all in Tp. 10 S. R. 40 E. S.L. & M., and through and by means of water wheels in the generating station situated in the S.W. ¼ of Sec. 21, Tp. 10 S. R. 40 E., S.L. & M., and is under pressure from its entry into the pressure box connecting with said pressure pipe to the point of discharge from said water wheels in the generating station as is more particularly shown on the accompanying drawing marked "Exhibit A", hereto attached, and made a part hereof.

Ques. 7. If water is used for power purposes, describe the character of the power plant, and state the number of horsepower developed, and the use made of the power generated, etc.

Ans. Power by means of water wheels used to operate electrical power generators.

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. 1000 cubic feet per second.

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

Ans. Original permit issued to Lucien L. Munn and conveyed by deed by him to The Telluride Power Company.

Form 124

Permit No. 1747 1747

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

RECEIVED
DEC 20 1910
OFFICE OF STATE ENGINEER

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

Ans. L. B. Fuller; thirty-one years; Provo, Utah; Engineer; Provo, Utah.

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

Ans. The Telluride Power Company; Provo, Utah; (Carl Wolfrom, Statutory Agent, Grace, Idaho); Engineer in Charge of Works.

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

Ans. No. 1747; December 30, 1905; 9:00 A.M. December 28, 1905.

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

Ans. Bear River and tributaries; From center of diverting dam N. E. Cor. Sec. 1, Tp. 10 S.R. 40 E. S.L.& M. bears N. 59° - 02' E. 2354 feet.

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

Ans. Works of diversion are shown by drawings marked "Exhibit B", "Exhibit C" and "Exhibit D" hereto attached and made a part hereof. Said canal and diverting works are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by Grac

Qu

name e

been irr

Ans

(See slip attached)

1747

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

Ans. For power purposes as above described, generating 40,000 horse power by means of water wheels used to operate electrical power generators.

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. 1000 cubic feet per second.

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

Ans. Original permit issued to Lucien L. Nunn and conveyed by deed by him to The Telluride Power Company.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. Water was used by said pressure pipe and water wheels August 31, 1908, to operate electric power generators, and 500 cubic feet per second has been regularlyused in said manner since that date.

Ques. 11 State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. During parts of the summer and fall of 1910, or more particularly during parts of July, August, September and October of 1910 a portion of the water stored by The Telluride Power Company in Bear and North Lakes was used to augment the natural flow of Bear River for use as above described.

(Sign) T. B. Fuller

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Grace, County of Bannock, State of Idaho, on this 16 day of December A. D. 1910

My commission expires March 25 1911

John Allsop
Notary Public

Permit No.

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

Amount of Water.....second feet

Source .....

County .....

Purpose .....

Place of use .....

.....

.....

Date of Priority.....

Received and filed.....

THE TRIBUNE POCATELLO, IDAHO

RIVETTED STEEL PIPE

WOOD STAVE PIPE

6543 6' — 7'2" inside dia.

6542' — 6'8" inside dia.

6542' — 8'6" f. inside d.a

4157' — 8'6" f. inside dia.

EL. 1046.25

DAM

EXAGGERATED SCALE

Profile of Pipe line

EL. 993.35

431.2' — 7'2" inside dia.

POWER HOUSE

Water wheels driven connected to Electric power generators in Tel Power House 319

Tp 10 S. R 4C L. BASE B.& M.

DAM

SEC 1

BEAR RIVER

SEC 11

SEC 15

SEC 21

POWER HOUSE

THE TELLURIDE POWER COMPANY

Exhibit 'A'

To Accompany

Proof of Application of Water to Beneficial use

Permit No. 1747

1747

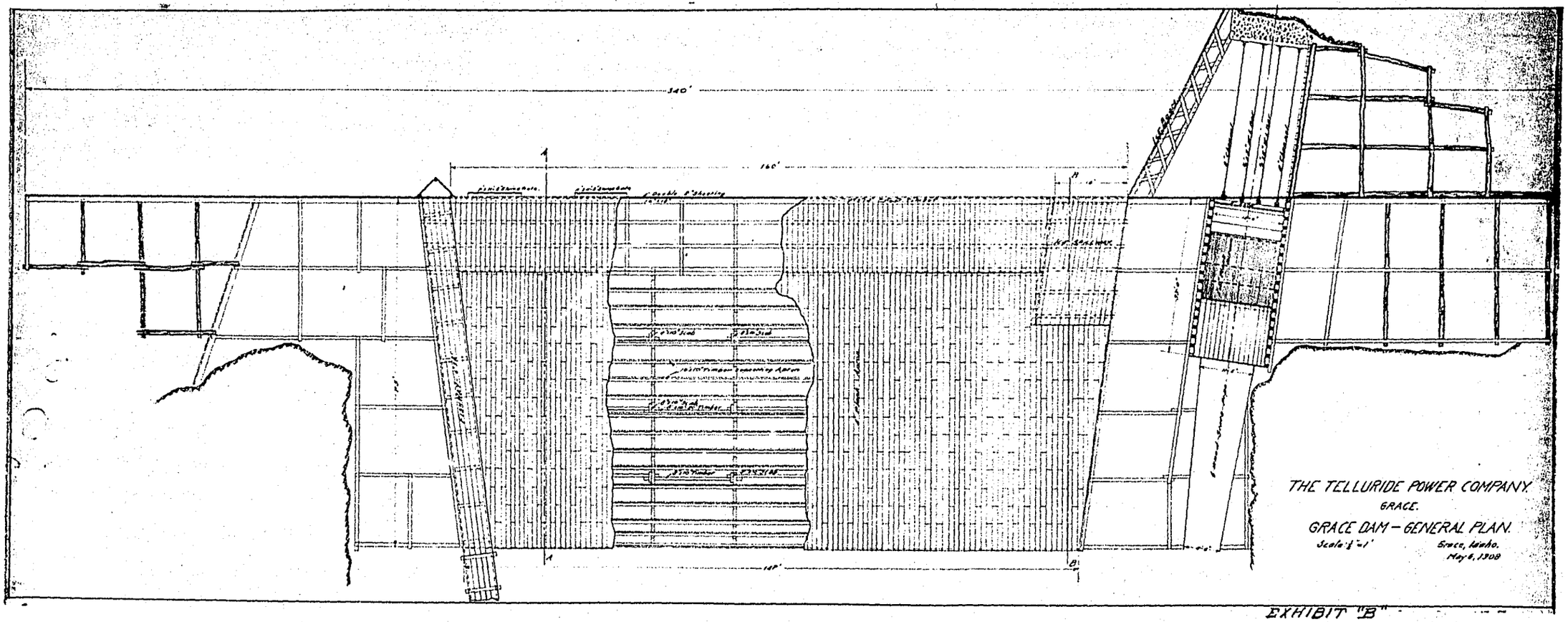
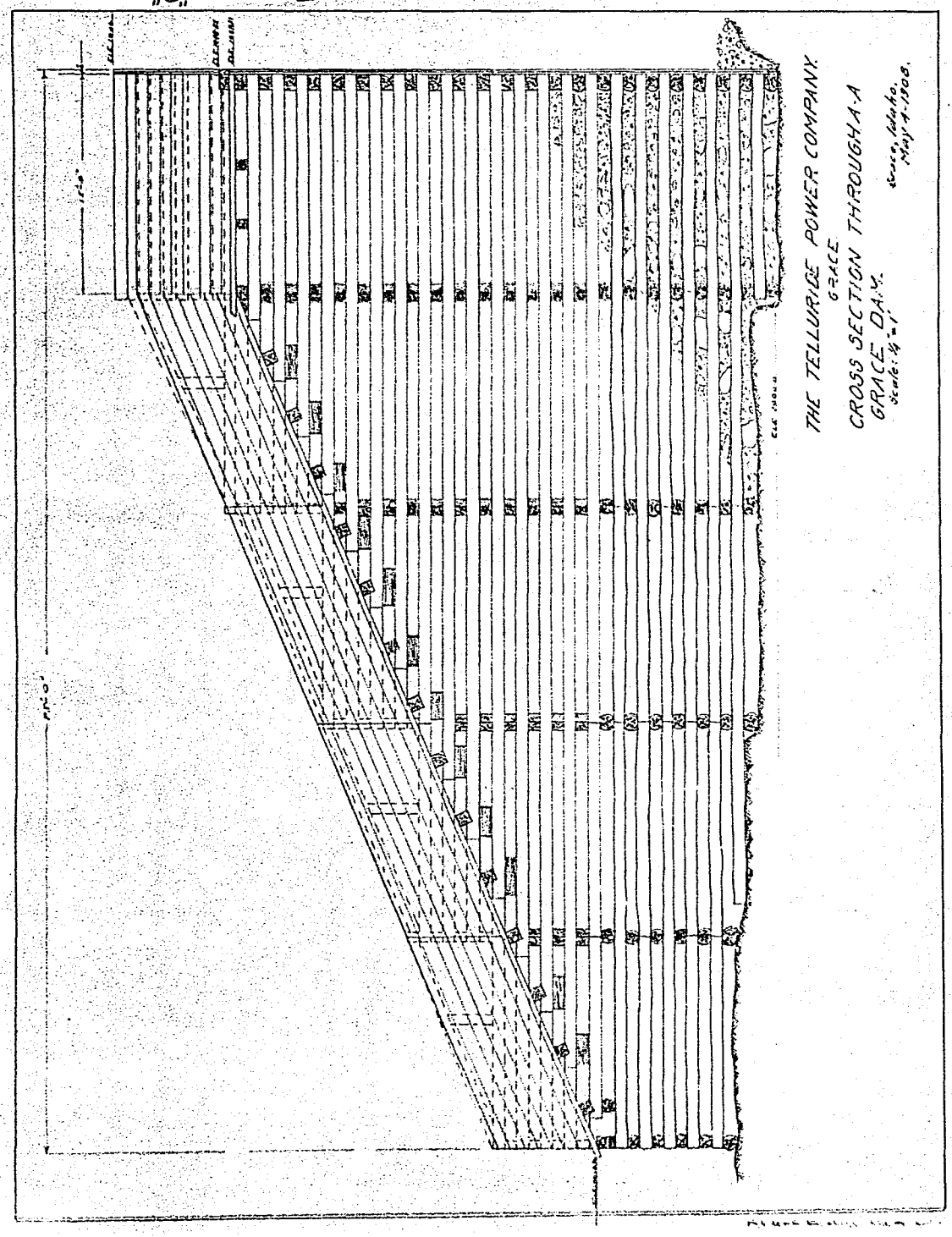

340'
1
160'
A
B
THE TELLURIDE POWER COMPANY.
GRACE.
GRACE DAM – GENERAL PLAN.
Scale 1" = 1'
Grace, Idaho.
May 6, 1908

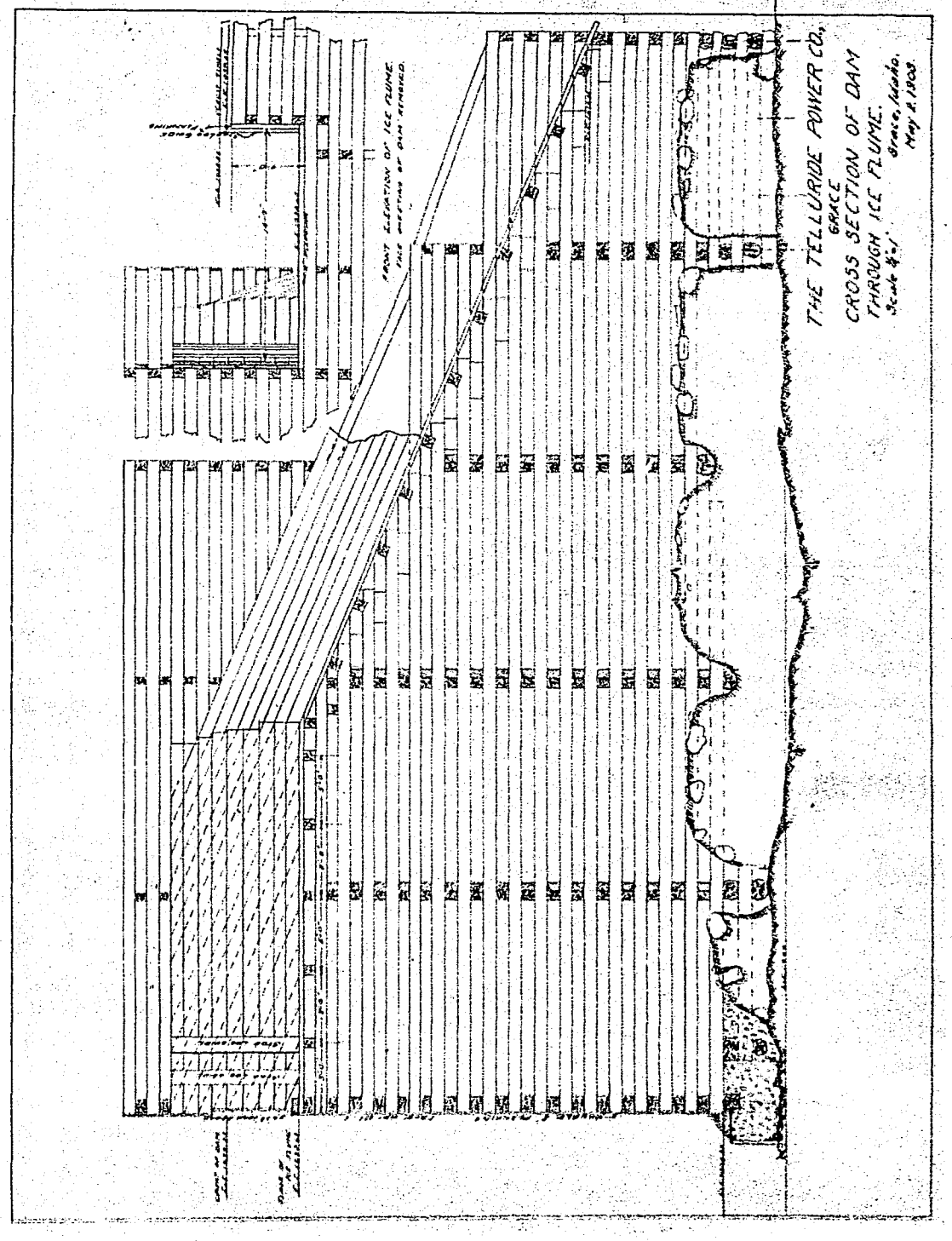
EXHIBIT "B"

1727

EXHIBIT "C"

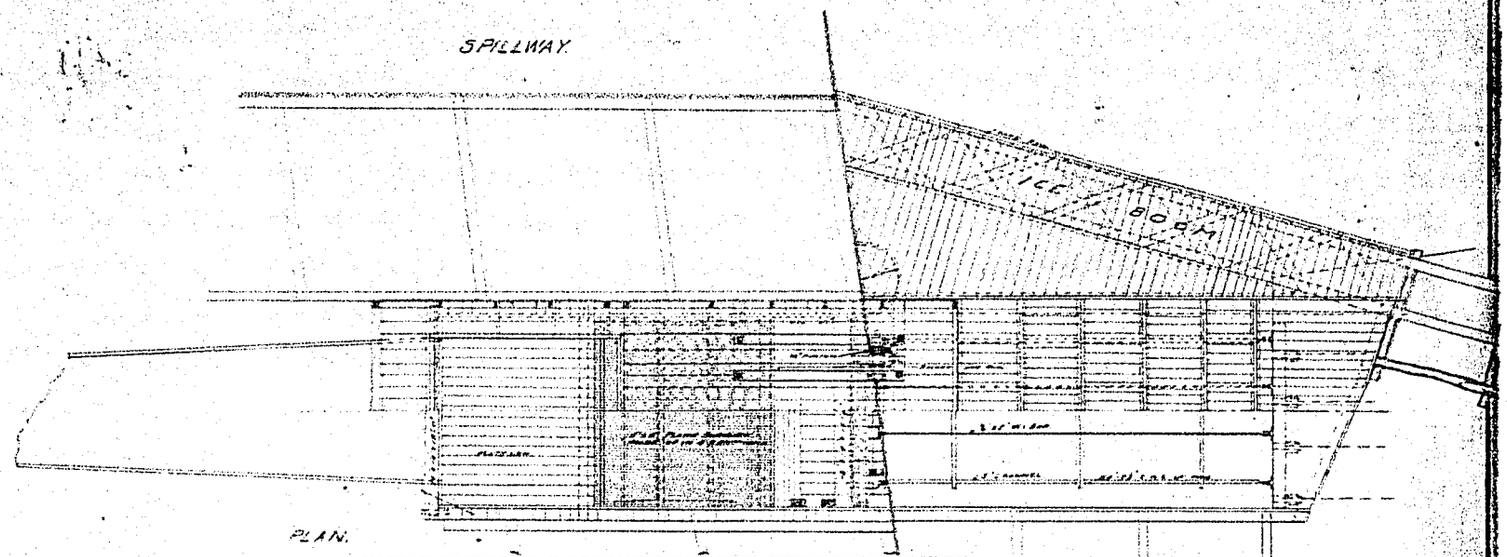


THE TELLURIDE POWER COMPANY
GRACE
CROSS SECTION THROUGH A-A
GRACE DAM.
Scale: ½" = 1'
Grace, Idaho.
May 4, 1908.

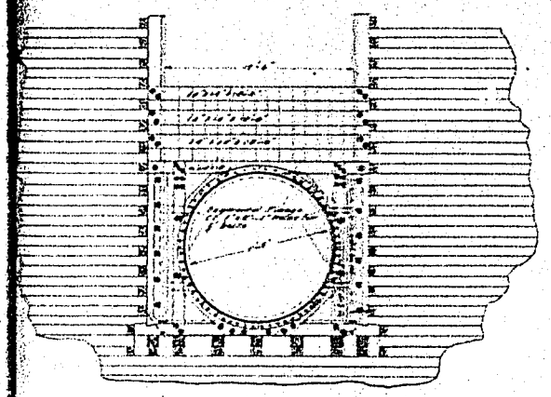


THE TELLURIDE POWER CO.
GRACE
CROSS SECTION OF DAM
THROUGH ICE FLUME.
Scale ½" = 1'
Grace, Idaho.
May 4, 1908.

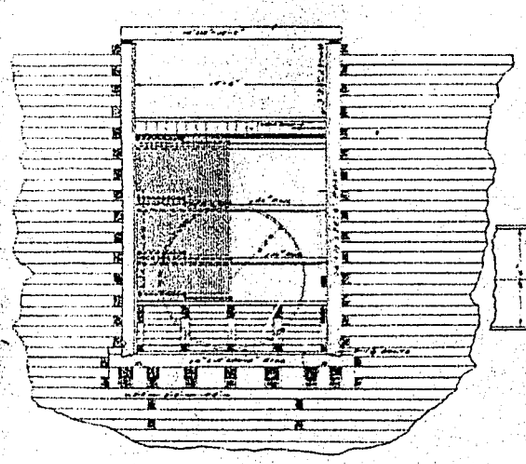
SPILLWAY.



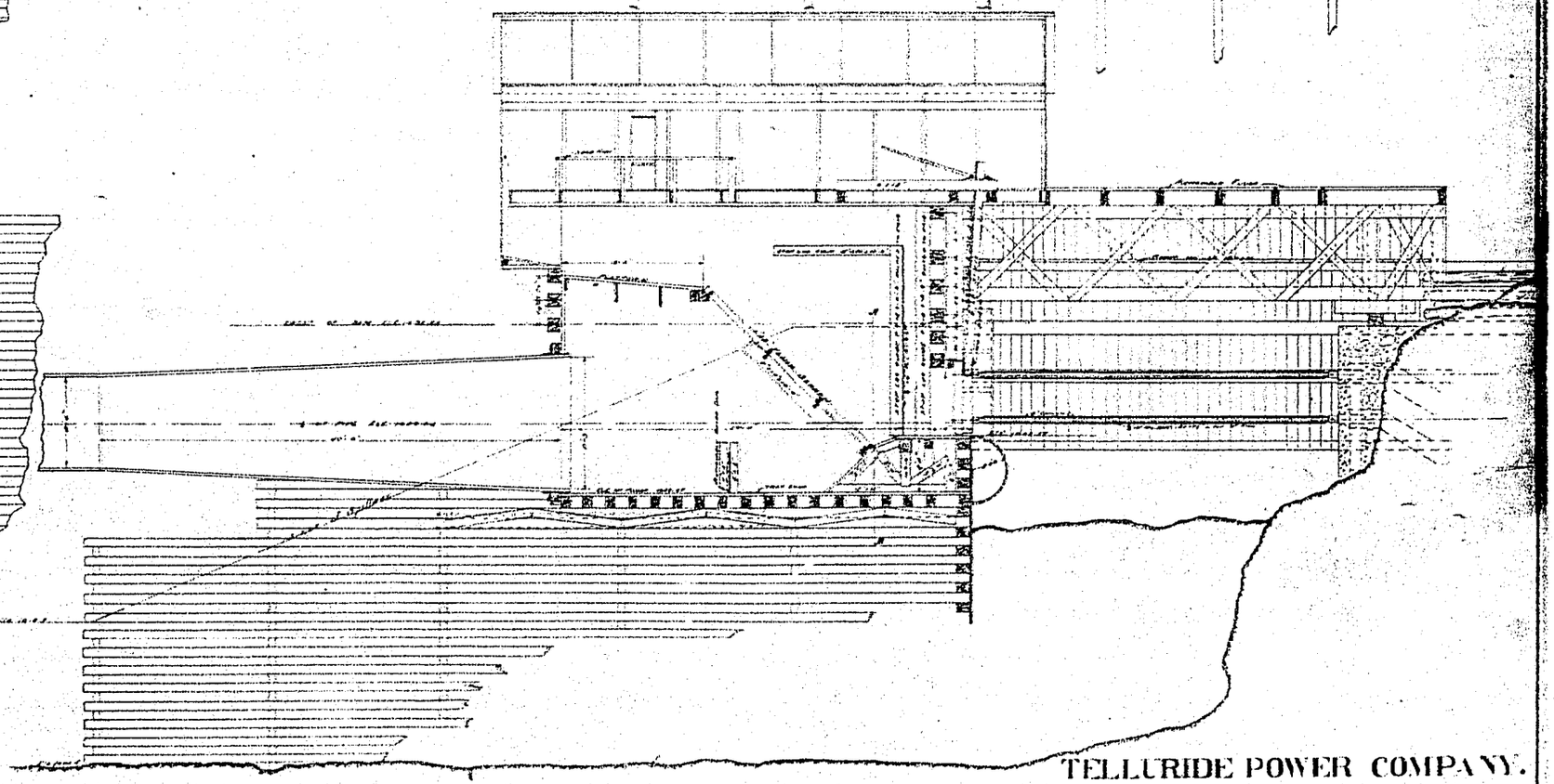
PLAN.



REAR ELEVATION.



CROSS SECTION THROUGH A-B.



CROSS SECTION THROUGH CENTER LINE.

TELLURIDE POWER COMPANY.

GRACE

INTAKE — GRACE DAM.

1747

Scale 1" = 1'

Grace, Idaho

EXHIBIT "D".

Form 125 Coffin Proof

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

Permit No. 1747

Proof of Application of Water to Beneficial Use

RECEIVED
DEC 20 1910
OFFICE OF STATE ENGINEER

DEPOSITION OF WITNESS

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

Ans. Geo. Kamps; 43 years; Grace, Idaho; Agriculture; Grace, Idaho;

Ques. 2. Are you acquainted with The Telluride Power Co. the holder of Permit No. 1747? How long have you known him and where does he reside?

Ans. Yes - five years - Principal place of business - Provo, Utah.

Ques. 3. Have you read or heard read said Permit No. 1747, and are you familiar with its provisions and conditions?

Ans. Yes

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

Ans. Bear River and tributaries; Diverted at Grace Dam; Diverting works consist of a reservoir formed by a dam 38 feet high and capable of being flashboarded eight feet, and canal under, siphon, spillways, etc.

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

Ans. 1000 cu. ft. per sec. I have seen that amount diverted and so conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.)

Ans. Power purposes; Water is used through and by means of a pressure pipe or penstock extending across the following 1/4 sections; N.E. 1/4, N.W. 1/4 and S.W. 1/4 Sec. 1; N.W. 1/4 Sec. 12; N.E. 1/4, S.E. 1/4 and S.W. 1/4 Sec. 11; N.W. 1/4 Sec. 14; N.E. 1/4, S.E. 1/4 and S.W. 1/4 Sec. 15; S.E. 1/4 of Sec. 16; N.E. 1/4, S.E. 1/4 and S.W. 1/4 of Sec. 21, T. 10 S. R. 40 E. Boise B. and M., and through and by means of water wheels in a generating station situate in the S.W. 1/4 of Sec. 21, T. 10 S. R. 40 E. Boise B. and M. and is under pressure from intentry into the pressure pipe connecting with said pressure pipe to point of discharge from said water wheels.

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

Ans. For power purposes as above described, generating 20000 horse power by means of water wheels used to operate dynamos.

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

Ans. 1747

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

Ans. No -

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

Ans. At various times since Aug 31 - 1908 I have seen water used to full capacity of said pipe line and water wheels which I should judge to be at least 500 cu. ft. per sec.

(Sign) Geo. Lamb

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Grace County of Bannock, State of Idaho, on this 16 day of December A. D. 1910

My commission Expires March 28 - 1911

John Allen
Notary Public

Permit No.

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Received and filed

1747

BYRNS-YORK CO., PRINTERS & BINDERS, BOISE
7817

Form 125 The deposition of two witnesses, on this form, taken separately, required in each case

Permit No. 1747

Proof of Application of Water to Beneficial Use

RECEIVED
DEC 20 1910
OFFICE OF STATE ENGINEER

DEPOSITION OF WITNESS

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

Ans. L. Sumner Pond; 30 years; Grace, Idaho; Merchant; Grace, Idaho.

Ques. 2. Are you acquainted with The Telluride Power Co. the holder of Permit No. 1747? How long have you known him and where does he reside?

Ans. Yes - Five years - Principal place of business Provo, Utah.

Ques. 3. Have you read or heard read said Permit No. 1747, and are you familiar with its provisions and conditions?

Ans. Yes.

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

Ans. Bear River and tributaries; Diverted at Grace Dam; Diverting works consist of a reservoir formed by a dam 38 feet high and capable of being flashboarded eight feet, and of an ice fender, fishway, spillways etc.

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

Ans. 1000 cu. ft. per. sec. I have seen that amount diverted and so conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.)

Ans. Power purposes; Water is used through and by means of a pressure pipe or penstock extending across the following 1/4 sections: NE1/4, NW1/4 and SW1/4 Sec. 1; NW1/4 Sec. 12; NE1/4, SE1/4 and SW1/4 Sec. 11; NW1/4 Sec. 14; NE. 1/4, SE1/4 and SW 1/4 Sec. 15; SE 1/4 of Sec. 16; NE 1/4, SE 1/4 and SW 1/4, of Sec 21, Tp. 10 S. R. 40 E. Boise B. and M., and through and by means of water wheels in a generating station situate in the SW 1/4 of Sec. 21, Tp. 10 S, R 40 E. Boise B and M. and is under pressure. From its entry into the pressure box connecting with said pressure pipe to point of discharge from said water wheels.

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

Ans. For power purposes as above described, generating 20000 horse power by means of water wheels used to operate dynamos.

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

Ans.

1747

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

Ans. No.

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

Ans. At various times since Aug. 31, 1908, I have seen water used to full capacity of said pipe line and water wells which I should judge to be at least 500 cu. ft. per sec

(Sign) [signature]

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

County of Bannock, State of Idaho, on this 16

day of December A. D. 1910.

My Commission Expires March 25-1911

John Allsop
Notary Public

Permit No.

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

1747

Received and filed

AMERICAN LAW BOOK CO., PUBLISHERS & BINDERS, BOISE
7917

December 20,1910

Permit 1747

B. A. Cummings,
Provo, Utah

Sir:

Your letter of the 16th inst.,inclosing depositions for proof of completion of works and beneficial use of water under above permit, also check for $5.00, to hand.

In regard to fees would say that where the permit calls for more than ten second feet of water the law requires a charge of thirty cents a second foot to be made. If the report of the water commissioner shows the works capable of diverting and conveying to the place of use 1000 second feet of water, the fee for proof of bompletion of works will be $300.00, and for beneficial use $5.00, making a total of $305.00 due. I am,therefore, returning herewith your check for $5.00 until the report of the water commissioner is received, at which time you will receive further notice.

The affidavit of publication still remains to be filed. This can be obtained from the publisher of the paper upon payment to him of the advertising fee.

Very truly yours,

State Engineer.

Ch$5

By..

1747

FORM 106-A

RECEIVED
DEC 27 1910
OFFICE OF STATE ENGINEER

Report of Engineer

1. State name of applicant and number of permit: Telluride Power Company #1747
2. State source of water supply: Bear River
3. Location of point of diversion: S 16° 00' E. 3564 ft. from NW Corner Sec 31. T. 9 S. R. 41 E.B.M.
4. State whether or not the works of diversion are *fully* completed and in accordance with terms of permit: One pipe line is fully completed
5. Describe works as they exist, giving dimensions of same as follows:
   (a) Width of conduit at bottom: Upper section pipe line 8 1/2 feet
   (b) Width at water line: Middle section " " 8 "
   (c) Depth of water: Lower " " " 7 1/2 ft
   (d) Grade per mile: 25 feet
6. State whether or not water has been turned into works of diversion and if so, to what extent: There is now about 400 second feet of water being used. Indications show that from 500 to 600 feet has been used
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract: Power house is situated near center of SW¼ of Sec. 21. which is the place of intended use Tp. 10. S R 40 E B M.

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks: On account of ice in River the water was somewhat lower than usual when I visited the plant.

J. A. Welter
Water Commissioner
1st Div.

STATE OF IDAHO,
County of ..... } ss.

....., being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this .....day of .....191.....

My Commission Expires.....

.....
Notary Public.

1747

1747

RECEIVED
DEC 27 1910
OFFICE OF STATE ENGINEER

SEC. 19 SEC. 18 SEC. 17 SEC. 16

SEC. 24 SEC. 23 SEC. 22 SEC. 21

SEC. 1 SEC. 6 SEC. 7 SEC. 8

SEC. 12 SEC. 13 SEC. 14 SEC. 15

Bear River

Power house

1 1/4 M. Ditch

8 M. Ditch

Bear River

8 1/2 M. Ditch

T. 16 S. R. 40 E. B. M.

SCALE: 2 IN. IN.

LE. DRAW PLAN IN INK.
Printed and for sale by the Statesman Printing Co., Boise, Idaho

Dec. 27th, 1910.

Telluride Power Company,
B. A. Cummings, Provo, Utah.

Dear Sir:-

This office is today in receipt of commissioner Webster's report on the completion of works and beneficial use of the waters of Bear river under your permit No. 1747. I note from Mr. Webster's report that one pipe line is all that is completed on this work, that there was at that time about 400 second feet of water being used, but that indications showed that from 500 to 600 second feet had been used. In answer to question 10 on the deposition of the holder ~~the~~ witnesses that 500 cubic feet per second has been regularly used since the 31st day of August, 1908. In answer to question 5 in the same deposition Mr. Fuller states that the works are capable of conveying from point of diversion to place of use 1,000 cubic feet per second, also the two witnesses in answer to question 5 state that 1000 cubic feet per second is their estimate that said works will safely conduct to place of use, and that they have seen 1000 cubic feet diverted and so conveyed. Then in answer to question 10 they state that at various times since August 31st, 1908 they have seen water used to full capacity of said pipe line and water wheels, which I should judge to be at least 500 cubic feet per second.

Now, it strikes me that these statements as to the amount of water that has been put to beneficial use are rather conflicting and I do not see how we can issue certificate and license under the permit until the same has been made clear to us. If 500 second feet are all the company is claiming to have applied to beneficial use, we, of course, can issue certificate and license for that amount, but if the capacity of the works, not necessarily of the water wheels but of the pipe line, is sufficient to convey 1,000 second feet to point

1747

of intended use, we could then issue certificate for the completion of the works to this amount and license to the amount of 500 second feet, then a further proof of beneficial use could be made of an additional amount at a later date after the company saw fit to install larger and more capacious wheels.

Would be pleased to have advice as to the construction you place upon these matters, as it is very important that we have the data before we can consider issuing certificate or license under the above permit.

Yours truly,

M/V

State Engineer.

1750

No. 2414.

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho.

---

1. Name of applicant - ALFRED BUDGE and C. R. SLUSSER

Postoffice address: P. O. - Paris.

County - Bear Lake.

2. The quantity of water claimed is fifty (50) cubic feet per second.

3. Source of water supply - Cub River

County of Oneida.

4. Location of point of diversion - 180 ft. South and 570 ft. east of N. W. Cor. of the SW¼ of Section 24, Township 15 South, Range 40 East B. M.

5. To be used for:

II. Mining, power, manufacturing or transportation purposes:

(a) To be used for Electric Light & Power.

(b) Amount of power to be generated 1000 horse power.

(c) At what point at point where water is returned to stream as below.

(d) Is water to be returned to any stream? Yes.

(e) If so, name stream and locate point of return - Cub River, 450 ft. East, 190 ft. N. of SW Cor. of NW¼ of Sec. 35, T. 15 S., R. 40 E. B. M.

6. Estimated cost of works - For ditch and pipe lines about $12,000.00

7. Description of Works for Diversion:

I. Kinds of works - About 2½ miles of ditch and 700 feet pipe line.

II. Dimensions of Works:

(d) Ditch (flume or pipe) width at bottom ten feet, width at water line fifteen feet, depth of water.....feet. Average grade per mile is ten feet. Length of ditch is 2½ miles, and it crosses the following quarter sections - SE¼ and SW¼ Sec. 24, NW¼ Sec. 25, NE¼ & SW¼ Sec. 26, NW¼ Sec. 35, all in T. 15 S., R. 40 E., to SW¼ of NW¼ Sec. 35, T. 15 S. R. 40 E., which is the point of intended use.

8. Time required for the completion of the construction of such work is four years.

9. Time required for the complete application of the water to the proposed use is four additional years.

Approval of State Engineer.

The number of this permit is 1750.

Date of first receipt of application 9 a. m. Dec. 23, 1905.

Returned to applicant for correction December 23, 1905.

Corrected application received December 29, 1905.

Recorded in Book 6, page 1750. Approved December 30, 1905.

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

Good and sufficient bond to be filed in the sum of $1000.00 on or before February 28, 1906.

One-fifth of the work above specified to be completed on or before December 30, 1907.

The whole of said work to be completed on or before December 30, 1909.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to December 30, 1913.

Witness my hand this 30 day of December, 1905.

Jas. Stephenson, Jr.

State Engineer.

D E E D

Alfred Budge, et.al.

To.

High Crook Electric Light & Power Company

This indenture made this 2nd day of February, in the year of our Lord one thousand Nine hundred and six between, Alfred Budge, and C.R.Slusser of Paris, Bear Lake County,Idaho, parties of the first part, and the High Crook Electric Light & Power Company, a Corporation, party of the second part:

WITNESSETH: That the said parties of the first part for and in consideration of the sum of One Dollar, and other valuable considerations to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged do by these presents devise, release, transfer, and convey all of their right, title and interest in and to Fifty cubic feet per second of the waters of Cub River, situated in Oneida County,Idaho, as evidenced by their application and Permit now on file in the office of the State Engineer of the State of Idaho, and made a part of this conveyance.

Together with the bond of the said parties of the first part, and all of the rights, title and benefit thereunder, the said party of the second part to assume all of the Liabilities under said Bond, and to hold the said parties of the first part harmless.

IN WITNESS THEREOF, the said parties of the first part have hereunto set their hands and seals the day and year first above written.

Alfred Budge. (Seal)

C.R.Slusser (Seal)

STATE OF IDAHO
:ss
County of Bear Lake

On this 2nd day of February,1906, before me Walter Hoge, a Notary Public personally appeared Alfred Budge and C.R.Slusser of Paris, Bear Lake County, Idaho, known to me to be the persons whose names are subscribed to the within instrument and each acknowledged to me that he executed the same for the purpose therein mentioned.

Walter Hoge.

Notary Public

(SEAL)

Recorded at request of J.S.Shepard, July 9,1906, at 3 o'clock,P.M.

Wm.H.Richards.

Clerk.

STATE OF IDAHO)
)ss
County of Oneida)

I, John J.Evans, Auditor & Recorder of Oneida County,Idaho, do hereby certify that the above is a true and correct copy of the Deed given by Alfred Budge, et.al., to High Creek Electric Light & Power Co., as found in Book W. on page 288, of the records of Oneida County, Idaho.

In Witness Whereof, I have hereunto set my hand and seal this the 25th day of January 1910, at Malad City,Idaho.

(SEAL)

John J.Evans.

Auditor & Recorder

Received and filed for record in the office of the State Engineer at Boise, Idaho,
at 9.00 A.M. Jan.29,1910.

Jas. Stephenson, Jr.
State Engineer

Blank notice for proof of completion and beneficial use mailed applicant September 1,1909.
Notice for both proofs received fixing December 30,1909, as date and Preston, Idaho, as place of proof.
Publication notice mailed the Cache Valley News, at Preston, Idaho, November 18,1909
J.O.Webster notified of examination of works November 18,1909
His report received December 15,1909
Depositions and affidavit of publication received January 18,1910
Fees received January 31,1910
Depositions of holder in proof of completion and beneficial use returned to applicant to be substituted by depositions from other party.
Corrected depositions received March 17,1910
Certificate and License issued March 18,1910

Permit No. 1750

CERTIFICATE OF COMPLETION OF WORKS.

To All Whom it May Concern:

This is to certify that HIGH CREEK ELECTRIC LIGHT & POWER CO., of Richmond, County of Cache, and State of Utah, the holder of Permit No. 1750, issued upon Application No. 2414, bearing date of priority of December 23,1905, authorizing the diversion of 50 second feet of the waters of Cub River, County of Oneida, State of Idaho, for Electric light and power purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 50 second feet of the waters of Cub River, that the point of Diversion of said waters is at a point 450 feet East and 190 feet North of southwest corner of Northwest quarter of Section 25, Township 15 South, Range 40 East of Boise Meridian, and that said water is to be used at the power house situated in the Southwest quarter of Northwest quarter (SW4 NW4) Section 35, township 15 South, Range 40 East of Boise Meridian.

Witness my hand this 18th day of March, A.D. 1910.

Jas. Stephenson, Jr.
State Engineer of the State of Idaho.

License issued for 50 second feet
P s 9 2

P1750

SCALE: 2 INCHES-1 MILE. DRAW PLAN IN INK.

SEC. SEC. SEC. SEC. SEC. SEC. SEC.

Point of Diversion
180 ft S
670 " E } of N.W. cor of S.E. 1/4 sec 24

Road

1750

I do hereby certify that this a correct plat of survey made by me June 15-17, 1904.

Samuel T. Morgan Jr.
County Surveyor.

Ida.

SEC. SEC. SEC. SEC. SEC. SEC. SEC.
26 25

R. 40 E. B. M.
R. 41 E. B. M.

Application No. 2414

PERMIT NO. 1750

Filed Dec 5, 1905

50 sec. ft. Cub River

Onèida County

Approved December 30, 1

Geo. Stephens
State Engineer

Road

Point of Delivery
40 ft of E
190 " N } of S.W. cor 36
of NW 1/4 sec 35

SEC. SEC. SEC. SEC. SEC. SEC. SEC.
35

T P 15 S

T P 16 S

1750

Printed and for sale by Statesman Printing Company, Boise, Idaho

Boise, Idaho, January 6, 1906.

Hon. Alfred Budge,

Paris, Idaho.

Dear Sir:-

I enclose herewith Permit No. 1750 in favor of yourself and C. R. Slusser. Would call your attention to the fact that one of the conditions of this permit is that a bond in the sum of $1000 be filed on or before February 26, 1906.

Yours truly,

State Engineer.

1750

JUDGE'S CHAMBERS
ALFRED BUDGE,
DISTRICT JUDGE

PARIS, IDAHO, Jany, 17th. 1906'

Jas, Stephenson, Jr,

Boise, Idaho,

My dear Sir;- Your clerk promised to make out, and forward to me the bond required from the High Creek Electric Light Company, but overlooked it, Will you kindly call his attention to the matter for me, and oblige,

Yours very truly

Alfred Budge

1750

Boise, Idaho, January 17, 1906

In re Bond, Permit No.1750

Hon.Alfred Budge,
Paris, Idaho.

Dear sir: -

Replying to your letter of the 17th in the above beg to state that the matter of preparing bond has not been overlooked, but owing to the fact that we have been unusually crowded with routine work together with the further fact that bond is not necessarily required until 60 days after the issuance of the permit, the matter has been allowed to go over until the present time.

Bond will be forwarded to you in a few days.

Very truly yours,

State Engineer

W.

1750

Boise, Idaho, January 20, 1906

Bond, Permit No.1550.

Hon.Alfred Budge,
Paris, Idaho.

Dear sir:--

Enclosed herewith find blank bond in the above ready for execution.

Very tru y yours,

State Engineer.

Enc. Bond.

W.

1550

1550

Boise, Idaho, February 6, 1906

Permit 1750, Bond.

Hon. Alfred Budge,
Twin Falls, Idaho.

Dear Sir:--

I am in receipt of bond required under permit No. 1750. Same will be presented to Mr. Stephenson for his consideration upon his return to office today or tomorrow.

Very truly yours,

State Engineer

a.

1750

No.2414.

A P P L I C A T I O N F O R P E R M I T.

To Appropriate the Public Water of the State of Idaho.

1. Name of applicant - ALFRED BUDGE and C.R.SLUSSER

Postoffice address: P.O. Paris.

County - Bear Lake.

2. The quantity of water claimed is fifty (50) cubic feet per second.

3. Source of water supply - Cub River.

County of Oneida.

4. Location of point of diversion - 180 ft. South and 570 ft. east of N.W.Cor. of the SW 1/4 of Section 24, Township 15 South, Range 40 E.B.M.

5. To be used for:

II. Mining, power, manufacturing or transportation purposes:

(a) To be used for Electric Light & Power.

(b) Amount of pwer to be generated 1000 horse power.

(c) At what point at point where water is returned to stream as b-low.

(d) Is water to be returned to any stream? Yes.

(e) If so, name stream and locate point of return - Cub River, 450 ft. East, 190 ft. S. of SW Cor. of NW 1/4 of Sec.35, T.15 S.,R.40 E.B.M.

6. Estimated cost of works - For ditch and pipe lines about $12,000.00

7. Description of work for Diversion.

I. Kind of works - About 2 1/2 miles of ditch and 700 feet pipe line.

II. Dimensions of Works:

(d) Ditch (flume or pipe) width at bottom ten feet, width at water line fifteen feet, depth of water . feet. Average grade per mile is ten feet. Length of ditch is 2 1/2 miles, and it crosses the following quarter sections - SE 1/4 and SW 1/4 Sec.24, NW 1/4 Sec.25, NE 1/4 & SW 1/4 Sec.26, NW 1/4 Sec.35, all in T. 15 S.,R.40 E. to NE 1/4 of NW 1/4 Sec.35, T.15 S.R.40 E. which is the point of intended use.

1750

8. Time required for the completion of the construction of such work is four years.

9. Time required for the complete application of the water to the proposed use is four additional years.

Approval of State Engineer.

The number of this permit is 1750.

Date of first receipt of application 9 a.m. Dec.23, 1905

Returned to applicant for correction December 28, 1905.

Corrected application received December 29, 1905.

Recorded in Book 6, page 1750. Approved December 30, 1905.

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

Good and sufficient bond to be filed in the sum of $1000.00 on or before February 28, 1906.

One fifth of the work above specified to be completed on or before December 30, 1907.

The whole of said work to be completed on or before December 30, 1908.

The time for the proof of beneficial use of water appropriated in accordance herewith, to extend to December 30, 1913.

Witness my hand this 30 day of December, 1905.

Jas. Stephenson, Jr.

State Engineer.

1750

Book of
Perm. 1750

Received and filed for record in the office of the State Engineer at Boise, Idaho, at 9 A.M. February 6 1900

STATE ENGINEER.

1750

B O N D

o - o

KNOW ALL MEN BY THESE PRESENTS:

That Alfred Budge and C.R.Gluseer, of Paris, Idaho, as principals and S.P.Morgan of Franklin Oneida Co Idaho and Frank F.Shrives of Franklin Oneida Idaho as sureties, are held and firmly bound unto the State of Idaho in the full and just sum of One Thousand ($1000.00) Dollars, lawful money of the United States, to the payment of which sum, well and truly to be made, said principals and sureties bind themselves, their heirs, administrators, executors and assigns, jointly and severally, under the terms and conditions hereinafter set forth.

The conditions of this obligation are such that, whereas the above named principals on December 22, 1905, filed in the office of the State Engineer at Boise, Idaho, a certain application for permit to appropriate public waters of the State of Idaho, said application being thereupon numbered No.2414, in accordance with which application the State Engineer granted and issued to the said principals herein a certain permit numbered No.1750, a full true and complete copy of which said application No.2414 and permit No.1750 is hereunto attached and made a part of this obligation.

Now, if the above bounden principals shall faithfully carry to completion the works of diversion as specified in said application No.2414 and permit No.1750, in the manner, form and time prescribed therein, then the above obligation to be void: otherwise to remain in full force and effect.

IN WITNESS WHEREOF:

The said principals and sureties have hereunto set their hands and seals, this 29 day of Jany 1906

Alfred Budge (seal)

C R Gluseer (Seal)

S P Morgan (Seal)

Frank F Shrives (Seal)

o - o - o

STATE OF IDAHO, COUNTY OF Oneida SS

S P Morgan of Franklin Idaho and Frank F Shrives of Franklin Idaho whose names are subscribed to the within undertaking, as sureties thereto, being severally sworn, each for himself, deposes and says: That he is a resident and freeholder of the State of Idaho, and is worth the sum of $1000.00, over and above all his debts and liabilities, exclusive of property exempt from execution.

Approved Feb 13th 1906
Jas. Stephenson Jr
State Engineer

S P Morgan.
Frank F Shrives

Subscribed and sworn to before me this 3 day of February, 1906.

J W Durant
Notary Public

My Commission expires 24 Dec 1908

1750

State of Idaho

ENGINEERING DEPARTMENT

BOISE

JAS. STEPHENSON, JR.
STATE ENGINEER

INSTRUCTIONS

Proof of Completion of Works

Boise, Idaho, September 1,1909

Alfred Budge,

Paris,Idaho

Dear Sir:

I enclose herewith blank form upon which to give notice that you are prepared and desire to submit proof of completion of works under your Permit No. 1750

This form should be filled out and mailed to the State Engineer at least 60 days before the date upon which is to be submitted, which proof MUST be on or before December 30,1909. Upon receipt of the blank, properly filled out, notice must be published a period of four weeks prior to the date of proof.

The proof may be submitted at any place, convenient to you and two witnesses, where there is a Notary Public or other officer authorized to administer oaths.

The certificate that shall be issued under this proof does not give you a perpetual right to the use of the water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

Yours truly,
JAS. STEPHENSON, Jr.,
State Engineer.

1750

NOTICE OF PROOF OF COMPLETION OF WORKS
AND
APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 10 A. M. on the 30th day of December 1909, at Preston County of Oneida State of Idaho, before Arthur W. Hart, N.P. proof will be submitted of the completion of works for the diversion of 50 cubic feet per second of the waters of Oak River, and of the application to beneficial use of said water in accordance with the terms and conditions of Permit No. 1750, heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person, or corporation, holding said permit, are High Creek Electric Light & Power Co. Richmond, Cache County, Utah.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 50 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic ~~purposes~~ power purposes, and the amount applied to beneficial use is 50 cubic feet per second.

4. The place where said water is used is 450 ft. E. 190 feet N. of S.W. Cor. of NW4 Sec.35, Tp. 15 S.,R. 40 E.B.M.

1750

5. The date of priority which said user is prepared to establish is December 23,1905.

JAS. STEPHENSON, Jr.,

State Engineer.

Preston Idaho

FORM 104

NOTICE OF PUBLICATION

Notice is hereby given that at 10 A M., on the 30 day December 1909., at Preston County of Oneida State of Idaho, before Arthur W. Hart proof will be submitted of the completion of works for the diversion of 50 cubic feet per second of the waters of Bub River in accordance with the terms and conditions of a certain permit heretofore issued by the State Engineer of the State of Idaho.

1. The name of the person or corporation holding said permit is High Creek Electric Light & Power Co.

2. The postoffice address of such person or the place of business of such corporation is Utah Richmond County of Cache State of ~~Idaho.~~ Utah

3. The number of such permit is 1750., and the date set for the completion of such work is December 30 1909.

4. Said water to be used for Electric Light & Power purposes.

5. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of intended use, in accordance with the plans accompanying the application for such permit, is 50 cubic feet per second.

~~6. The amount of lands for which said water is available is ..... acres, particularly described as follows:~~ 450 ft. E. 190 ft. N. of S.W. cor of NW¼ Sec 35, Tp 15 S. R. 41 E Boise

1750

Permit - Dec 23, 1905 - Both

Joseph Jenson Jr.
State Engineer.

November 18, 1909.

Permit 1750

J. O. Webster,
Water Commissioner,
Idaho Falls, Idaho. R.D.#8

Sir:-

The High Electric Light & Power Co., of Richmond, Cache county, Utah. the holder of Permit No. 1750, authorizing the diversion of 50 second feet of the waters of Cub river, Idaho, desires to make proof of completion of works and beneficial use of water on December 30th.

Will you, therefore, arrange with the holder of said permit for an examination of the works of diversion and render me a report on same.

Very truly yours,

State Engineer.

Inc. By...

1750

J. O. WEBSTER
WATER COMMISSIONER
FIRST DIVISION.
IDAHO FALLS, R. F. D. No. 5

Nov 22 1909

James Stephenson Jr.
State Engineer
Boise Idaho

Dear Sir

I have received your letter in regard to examination of works of diversion of water under permit #1750. held by the High Electrical Light & Power Co. of Richmond Utah.

I will attend to the matter and report to you as soon as possible.

Yours Truly
J. O. Webster

RECEIVED
NOV 24 1909
OFFICE OF STATE ENGINEER

1750

J. O. WEBSTER
WATER COMMISSIONER
FIRST DIVISION.
IDAHO FALLS, R. F. D. No. 5

Dec. 13 1909

Hon. James Stephenson Jr. State Engineer
Boise Idaho

RECEIVED
DEC 15 1909
OFFICE OF STATE ENGINEER

Dear Sir

I am sending you what will perhaps be the last examination paper for this season as this country is now snow bound.

I have an understanding with all the parties whose examinations I have not made, to let the matters go over until spring, but I have advised them to go ahead and make their proof just the same. I will submit my report in a few days and send you a list of all the examinations I have made together with those that will go over until spring

Yours Very Truly
J. O. Webster

1750

FORM 106-A

Report of Engineer

1. State name of applicant and number of permit: High Creek Electric L.& P.Co. - Permit 1750

2. State source of water supply: Cub River

3. Location of point of diversion: 180' S. & 570' E. of N.W. cor. Sec. 24, Tp. 15 S., R. 40 E.B.M.

4. State whether or not the works of diversion are *fully* completed and in accordance with terms of permit: Yes.

5. Describe works as they exist, giving dimensions of same as follows:

   (a) Width of conduit at bottom: 10 feet

   (b) Width at water line: 17 "

   (c) Depth of water: 3 "

   (d) Grade per mile: 10.

6. State whether or not water has been turned into works of diversion and if so, to what extent: The water is now being used to turn the wheels of the Power Plant. Power Plant

7. Give exact location of ~~lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract~~: S W¼ of N W¼ of Sec. 35 Tp. 15 S R 40 E B M.

8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks: There is about 700 ft. of pipe line 4 foot diam. We it in good shape

J. O. Webster
Water Commissioner
1st Div.

STATE OF IDAHO, }
County of ____ } *ss.*

1750

____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this ____ day of ____ 190____.

My Commission Expires ____ Notary Public.

Resident Chambers of
ALFRED BUDGE
Judge Fifth Judicial District, State of Idaho
PARIS, IDAHO

Jany 14th 1910.

Hon. Jas. Stephenson Jr
Boise, Ida

RECEIVED
JAN 15 1910
OFFICE OF

My dear Mr Stephenson.

Inclose you herewith proof of application I made & forwarded to the Weiser Electric Light and Power Co made before Arthur Haerk at Pearl on the 4th inst. I do not know what the fee of Notary Public are but if you will kindly advise me I will forward them to you at once.

Very truly yours
Alfred Budge

1750

Form 107

PERMIT NO. 1750

Proof of Completion of Works

DEPOSITION OF HOLDER

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

Ans. Charles P Swenson; age, 38 years; Richmond, Utah; Genl. Mgr. High Creek Electric Light & Power Company; Richmond, Utah.

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

Ans. High Creek Electric Light & Power Company, Richmond, Utah; General Manager.

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

Ans. No. 1750; December 23, 1905; 50 cubic feet of water per second; Cub River; 450 feet E & 190 feet N of SW corner of NW¼ of Sec. 25, T. 15 S., R. 40 E., B. M.

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

Ans. For generating electricity for lighting and power purposes.

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

Ans. Water turned into works of diversion on the day of 1906., to the extent of 50 cubic feet per secpnd of time.

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

Ans. Yes; works of diversion fully completed, and in all respects they comply with the terms of permit.

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

RECEIVED
JAN 17 1910
OFFICE OF STATE

Ans.

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

Ans. A substantial dam across Cub River; headgate near the center of said dam; canal conducting water out of Cub River; headgate at the intake of said canal; capacity of canal sufficient to carry safely at all seasons of the year said 50 cubic feet per second of time; dam and headgates sufficient at all seasons of the year to control the waters of said stream; approximate cost $15,600.00

(Sign here.) Chas. P Swenson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Preston, County of Oneida, State of Idaho, on this 30th day of December, A. D. 1909.

1750

Arthur V Moore

Notary Public.

Form 108

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

PERMIT No. 1750.

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Earl E Daniels, age 22, Preston, Idaho
Electrician, Preston, Idaho

Ques. 2. Are you acquainted with High Creek Electric Light & Power Co., the holder of Permit No. 1750, authorizing the diversion of fifty second-feet of the waters of Cub River, at Oneida County, for power purposes? How long have you known ~~him~~ it and where ~~does he reside?~~ is its principal place of business?

Ans. I have known it 4 years; its principal place of business is Richmond, Utah.

Ques. 3. Have you read or heard read said Permit No. 1750, and are you familiar with its terms and conditions?

Ans. Yes.

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

Ans.

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

RECEIVED
JAN 7 1910
OFFICE

Ans.

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

Ans. A substantial dam across Cub River; a headgate at or near the center of said dam;; the canal of the High Creek Electric Light & Power Company, of sufficient capacity at all seasons of the year to carry 50 cubic feet of water per second of time; a good and substantial headgate at the intake of said canal; said canal being of sufficient capacity at all seasons of the year to carry the waters appropriated and used by said corporation.

(Sign here.) Earl E Daniels

I hereby certify that the foregoing testimony was read to the above subscriber before 1750 its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Preston, County of Oneida, State of Idaho, on this 30th day of December, A. D. 190 9.

Notary Public.

Form 124

Permit No. 1750.

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

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

Ans. Charles P. Swenson; age 38 years; Richmond, Utah; Genl. Mgr. High Creek Electric Light & Power Company; Richmond, Utah.

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

Ans. High Creek Electric Light & Power Company; Richmond, Utah; foreign corporation; Arthur W. Hart, Preston, Idaho; I am General Manager of said company.

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

Ans. No. 1750; December 23, 1905.

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

Ans. Cub River; 450 ft. E & 190 ft. N of SW corner of NW¼ of Sec. 25, T. 15 S., R. 40 E., B. M.

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

Ans. Dam, headgates and canal; 50 cubic feet per second; canal of High Creek Electric Light & Power Company.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have ACTUALLY been irrigated with said water.)

Ans. Water to be used for generating electricity for lighting and power purposes; 1,000 horse power.

RECEIVED
JAN 17 1950
OFFICE OF STATE ENGINEER

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

Ans. For generating electricity for lighting and power purposes; 1,000 horse power.

Ques. 8. What is the minimum amount of water required for the use specified above?

Ans. 50 cubic feet per second.

1750

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

Ans. Ownership acquired by purchase from C. R. Slusser and Alfred Budge.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. All of the waters appropriated have been used since the completion of the works.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans.

(Sign) Chas. C. Swendsen

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Preston, County of Oneida, State of Idaho, on this 30th day of December, A. D. 1909.

Arthur M. Hart
Notary Public.

My commission Expires Jan 13, 1912

Permit No.

Proof of Application of Water to Beneficial Use

DEPOSITION OF HOLDER

Amount of Water ____ second feet

Source

County

Purpose

Place of use

Date of Priority

Received and filed

STAR-YORK CO., PRINTERS & BINDERS, BOISE
7813

Form 125 — The deposition of two witnesses, on this form, taken separately, required in each case

Permit No. 1750.

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Earl E Daniels, age 22, Electrician, Preston Idaho

Ques. 2. Are you acquainted with High Creek Electric Light & Power Co. *the holder of Permit No.* 1750 *? How long have you known* ~~him~~ it *and where* ~~does he reside?~~ is its principal place of business?

Ans. I have been acquainted with said company 4 years, and its principal place of business is at Richmond, Cache County, Utah.

Ques. 3. Have you read or heard read said Permit No. 1750 *, and are you familiar with its provisions and conditions?*

Ans. Yes.

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

Ans. Cub River; diverted at a point 450 feet E & 190 feet N of SW corner of NW¼ of Sec. 25, T. 15 S., R. 40 E., B. M.

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

Ans. 50 cubic feet per second, which amount of water said corporation has been using.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.)

Ans. Water is used for the purpose of generating electricity for lighting and power purposes, and it is used at the company's power plant, situated on Cub River.

RECEIVED
JAN 17 1910

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

Ans. Said water has been used for power purposes only, and to the full extent of the appropriation of said company, to-wit: 50 cubic feet per second.

1750

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

Ans. The water has not been used for irrigation purposes.

AFFIDAVIT OF PUBLICATION.

STATE of IDAHO, }
County of Oneida } ss

I, Walter R Rose do solemnly swear that I am one of the publishers of the CACHE VALLEY NEWS, a semi-weekly newspaper of general circulation published each week at Preston, Oneida County, Idaho; that the notice attached hereto and which is a part of this affidavit, and a part of the proof of publication, was published in said newspaper for 4 consecutive weeks, the first publication having been made on the 2nd day of Dec, 1909 and that the last publication was made on the 30th day of Dec, 1909 that said notice was published in the regular issue of every number of the paper during the periods and times of publication, and that the said notice was published in the newspaper and not in a supplement.

Walter R Rose

Subscribed and sworn to before me this 30th day of Dec, 1909.

Arthur W. Hart
Notary Public.

I, ..., Register, do hsreby certify that a notice, a printed copy of which is hereunto annexed, was by me posted in a conspicuous place in my office for a period of thirty days, I having posted said notice on the .....day of ..... 190...

RECEIVED
JAN 17 1910
OFFICE OF STATE ENG.

1250

works and Application of Water to Beneficial Use.

Notice is hereby given that at 10 a. m. on the 30th day of December 1909, at Preston, County of Oneida, State of Idaho, before Arthur W. Hart, N. P., proof will be submitted of the completion of works for the diversion of 50 cubic feet per second of the waters of Cub river, and of the application to beneficial use of said water in accordance with the terms and conditions of permit No. 1750 heretofore issued by the state engineer of the State of Idaho.

1. The name and postoffice address of the person, or corporation, holding said permit, are Big Creek Light & Power Co., Rich

mond, Cache County, Utah.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conducting to the place of use, in accordance with the plans accompanying the application for such permit, is 50 cubic feet per second.

3. The use to which said water has been applied is power purposes and the amount applied to beneficial use is 50 cubic feet per second.

4. The place where said water is used is 450 ft. E. 190 feet N. of S. W. cor. of NW¼ Sec. 25, Tp. 15 S. R. 40 E. B. M.

5. The date of priority which said user is prepared to establish is December 23, 1905.

Jas. Stephenson, Jr.
State Engineer.

January 18, 1910.

Permit 1750

Judge Alfred Budge,
Paris, Idaho.

Sir:-

I am today in receipt of yours of the 14th inst. inclosing depositions and affidavit of publication for proof under above permit.

There still remains the fees amounting to $20.00, the fee for proof of completion of works being $15.00 and for beneficial use of water $5.00.

Before the certificate and license can be issued in the name of the High Creek Light & Power Company it will be necessary for the transfer to be recorded in connection with the permit. If you will kindly send the deed in same will be at once recorded and returned to you.

Very truly yours,

State Engineer.

By/..

1750

Resident Chambers of
ALFRED BUDGE
Judge Fifth Judicial District, State of Idaho
PARIS, IDAHO

Jan 28 1910

Hon. James Stephenson Jr.

Boise Ida.

RECEIVED
JAN 29 1910
OFFICE OF STATE ENGINEER

My dear Mr Stephenson—

Inclosed please find certified copy of deed from the C. R. Musser and myself to the Reynolds Creek Electric Light and Power Co. The same authorizes you to issue Final Certificate to the Reynolds Creek E. L. & P. Co. I am having the Treasurer accept for the two state warrants and kindly attend to receipt of same for us.

Yours very truly
Alfred Budge

1750

Resident Chambers of
ALFRED BUDGE
Judge Fifth Judicial District, State of Idaho
PARIS, IDAHO

Jany 28 1910.

Hon. James Stephenson Jr.
Boise Ida.

My dear Sir.

Inclosed please find check for amount of fee due in the High Creek E & P Co matter, Kindly send final certificate in favor of H. C. E. & P. Co to me here at Paris

Yours truly
Alfred Budge

RECEIVED
JAN 31 1910
OFFICE OF STATE ENGINEER

P. S. Sign & return enclosed.

February 8, 1910.

Permit 1750

Hon. Alfred Budge,
Paris, Idaho.

Sir:-

I am returning you herewith deed No. 4508, same having been duly recorded in connection with above permit in this office. Am also inclosing receipt for fees, together with voucher signed by me. Certificate and license will be issued at once and forwarded you.

Very truly yours,

State Engineer.

Deed-R2398-V

By...

1750

February 17, 1920.

Permit 1750

Hon. Alfred Budge,
Paris, Idaho.

Sir:-

In looking over the depositions under above proof I find that Charles P. Swendsen has madeddeposition for the holder, as general manager, and also made deposition as one of the witnesses. This could not be allowed and I am accordingly inclosing herewith blanks for one witness in both proofs which kindly have filled out in lieu of Mr. Swendsen's depositions as witness. Am also returning you these depositions. When the new depositions are submitted it will be necessary to furnish a short affidavit showing why same were not made on the date proof was submitted. As soon as these are received the matter of issuing certificate and license will be taken up.

Very truly yours,

State Engineer.

DB-D

By...

1750

DAVID ECCLES, PRESIDENT
JOSEPH MONSON, VICE-PRESIDENT

CHAS. P. SWENDSEN
GENERAL MANAGER

D. C. BUDGE, TREASURER
JOS. QUINNEY, JUNIOR SECRETARY

High Creek Electric Light & Power Co.

General Office, Richmond, Utah

Supplies Light and Power to
HYDE PARK, SMITHFIELD, LEWISTON
TRENTON AND RICHMOND, UTAH, AND
FRANKLIN AND PRESTON, IDAHO

Directors: DAVID ECCLES, ALFRED BUDGE
JOSEPH MONSON, J. H. LOWELL, D. C. BUDGE

March 15, 1910.

Jas. Stephenson, Jr.,

Boise, Idaho.

Dear Sir:

Herewith find affidavits as per your letter to Judge Budge, Paris, Idaho, February 17th.

Yours truly,

HIGH CREEK ELECTRIC LIGHT & PR CO.

Chas P Swendsen

Mgr.

RECEIVED
MAR 17 1910
OFFICE OF STATE ENGINEER

Permit No. 1750.

High Creek Electric Light & Power Company.

State of Utah,)
County of Cache. : ss.
- - - - - - - - -)

Charles P. Swendsen, of Richmond, Cache County, Utah, being first duly sworn, deposes and says that he is the General Manager of the High Creek Electric Light & Power Company, a corporation, having its principal place of business at Richmond, Cache County, Utah, and that on the 30th day of December, 1909, he signed and swore to an affidavit of Proof of Application of Water to Beneficial Use, and an affidavit of Proof of Completion of Works, in the matter of Permit No. 1750, of said High Creek Electric Light & Power Company; but that said affidavit was rejected by the State Engineer, and that therefore the affidavit of a disinterested person (to-wit: Peter Johnson) as to the Proof of Completion of Works and Proof of Application of Water to Beneficial Use, is furnished at this time, in lieu of my said affidavits heretofore made and filed with the State Engineer; and that the reason why the affidavits of said Peter Johnson are furnished at this time, instead of at the time that proof was advertised to be made, is because of the fact that my said affidavits have been rejscted by the State Engineer.

Chas P Swendsen

Subscribed and sworn to before me, this 15th day of March, 1910.

Geo E Swendsen

Notary Public.

My Commission Expires 6-7-12

RECEIVED
MAR 17 1910
OFFICE OF STATE ENGINEER

1750

Form 108

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

PERMIT NO. 1750.

Proof of Completion of Works

DEPOSITION OF WITNESS

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

Ans. Peter Johnson, 40 years old, Laborer, Richmond, Cache Co. Utah

Ques. 2. Are you acquainted with High Creek Electric Light & Power Co., the holder of Permit No. 1750., authorizing the diversion of fifty second-feet of the waters of Cub River, at Oneida County, for power purposes? How long have you known it, and where is its principal place of business? ~~him~~, and ~~where does he~~ reside?

Ans. Yes; I have known it three years. Its principal place of business is at Richmond, Cache County, Utah.

Ques. 3. Have you read or heard read said Permit No. 1750, and are you familiar with its terms and conditions?

Ans. Yes.

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

Ans.

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

Ans. Yes.

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

Ans. A substantial dam across Cub River; a headgate at or near the center of said dam; the canal of the High Creek Electric Light & Power Company, of sufficient capacity at all seasons of the year to carry fifty cubic feet of water per second of time; a good and substantial headgate at the intake of said canal; said canal being of sufficient capacity at all seasons of the year to carry the waters appropriated and used by said corporation.

(Sign here.) Peter Johnson

RECEIVED
MAR 17 1910

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Richmond, County of Cache, State of ~~Idaho~~ Utah, on this 15th day of March A. D. 19~~0~~ 1750

George Goudrick
Notary Public.

My comm. expires Sept. 1912

Permit No. 1750.

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Peter Johnson — 40 years old, Laborer, Richmond, Cache, Co, Utah

Ques. 2. Are you acquainted with High Creek Electric Light & Power Co., *the holder of Permit No.* 1750 *? How long have you known* it *and where does he reside?* is its principal place of business?

Ans. I have been acquainted with the High Creek Electric Light & Power Company 3 years. Its principal place of business is at Richmond, Cache County, Utah.

Ques. 3. Have you read or heard read said Permit No. 1750, *and are you familiar with its provisions and conditions?*

Ans. Yes, I have read it and am familiar with its provisions and conditions.

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

Ans. Cub River; diverted at a point 450 feet East and 190 feet North of Southwest corner of Northwest Quarter of Section 25, Township 15 South, of Range 40 East, B. M.

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

Ans. Fifty cubic feet per second; which amount of water said corporation has been using.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.)

Ans. Water is used for the purpose of generating electricity for lighting and power purposes, and it is used at the Company's power plant, situated on Cub River.

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

Ans. Said water has been used for power purposes only, and to the full extent of the appropriation of said company, to-wit: Fifty cubic feet per second.

RECEIVED MAR 17 1910

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

Ans. The water has not been used for irrigation purposes. 1750

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

Ans. I have no interest in the works, water or power plant of the High Creek Electric Light & Power Company.

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

Ans. I have witnessed the application of said water for the purpose of generating electricity for lighting and power purposes for Three years, to the full extent of fifty cubic feet per second, at various times, and espcially on Feb 10 1909

(Sign) Peter Johnson

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Richmond County of Cache, State of ~~Idaho~~ Utah, on this 15th day of Mar A. D. 1910

George L. Hendricks

Notary Public.

My Com. Expires Dec 6-1912

Permit No._____

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

Received and filed_____

1750

SYMS-YORK CO., PRINTERS & BINDERS, BOISE
7817

Resident Chambers of
ALFRED BUDGE
Judge Fifth Judicial District, State of Idaho
PARIS, IDAHO

March 30, 1910.

RECEIVED
APR - 2 1910
OFFICE OF STATE ENGINEER

State Engineer,

Boise, Idaho.

My dear sir:

During Mr. Stephenson's administration as State Engineer I made proof for the High Creek Electric Light & Power Company on a stream of water situated in Oneida County, and known as the Cub River. There were some corrections to be made with reference to the matter that Mr. Wing understands. Now, these corrections were made and forwarded by Mr. Hamer during my absence in California, and I am very anxious to know whether the proof has been submitted, and whether everything is regular and whether the certificate has been issued.

I would thank you very much to wire me at my expense here at Paris, upon receipt of this letter, whether the final certificate has been issued or will be issued.

Yours very truly,

Alfred Budge

1750

Form 100

THE WESTERN UNION TELEGRAPH COMPANY.

INCORPORATED

24,000 OFFICES IN AMERICA. CABLE SERVICE TO ALL THE WORLD.

ROBERT C. CLOWRY, President and General Manager.

Rec[illegible]er's No.	Time Filed	Check

SEND the following message subject to the terms on back hereof, which are hereby agreed to.

April 2, 1910.

Alfred Budge
Paris, Idaho.

Everything satisfactory. Certificate and License will be mailed next week.

D. G. Martin

Collect

State Engineer.

1750

☞ READ THE NOTICE AND AGREEMENT ON BACK. ☜

Boise, Idaho, April 14, 1910

Permit No. 1750
High/Electric Light & Power Co.,
creek

Alfred Budge,
Paris, Idaho

Sir:--
Enclosed herewith find Certificate of Completion of works, and Water License issued under above Permit.

Very truly yours,

State Engineer,

By_____

Enc. C.W1.

1750

Pierce, Critchlow & Barrette
Attorneys at Law
305-9 McCornick Bldg. Salt Lake City
808-9 Union Trust Bldg. Los Angeles

Frank Pierce
Edward B. Critchlow
William J. Barrette
Gilsen A. Iverr
Frances B. Critchlow
George A. Critchlow

1750

Salt Lake City, Utah

February 21st, 1913.

RECEIVED
FEB 24 1913
OFFICE OF STATE ENGINEER

Hon. A. E. Robinson,
State Engineer,
Boise, Idaho.

Dear Sir:

The High Creek Electric Light & Power Company proposes to sell its property to a client of ours. Among the assets proposed to be sold is Water License No. 1750 for the use of waters of Cub River.

We desire to know that there have been no transfers of the rights of The High Creek Electric Light & Power Company filed in your office. We have accordingly prepared a certificate which we herewith hand you. If the facts stated in this certificate are correct, will you please execute it and return it to us. If the facts are not correct, will you please advise us.

If you will send us your bill for services we will remit check at once.

The parties to the transaction are anxious to bring it to a close. Will you therefore please let us hear from you promptly.

Very respectfully yours,

Pierce, Critchlow & Barrette,

By W. J. Barrette

1750

Enc. 1.

Boise, Idaho, February 24, 1913.

Permit 1750.
Attention Mr. Barrett.

Pierce, Critchlow & Barrett, Lawyers,
Salt Lake City, Utah.

Gentlemen:--

Per yours of the 21st inst., we enclose herewith certificate with reference to the fact that water right No. 1750 stands in the name of the High Creek Electric Light & Power Company. Kindly remit fifty cents for same.

Very truly yours,

State Engineer.

By Wing

Enc. C.

W/G.

1750

Pierce, Critchlow & Barrette
Attorneys at Law
805-9 McCornick Bldg. Salt Lake City
808-9 Union Trust Bldg. Los Angeles

Frank Pierce
Edward B. Critchlow
William J. Barrette

Gilson A. Marr
Francis B. Critchlow
George A. Critchlow

Salt Lake City, Utah

February 26th, 1913.

A. E. Robinson, State Engineer,

Boise,

Idaho.

RECEIVED
FEB 28 1913
OFFICE OF STATE ENGINEER

Dear Sir:

We acknowledge receipt of yours of the 24th inst., sending us certificate with reference to Water Right No. 1750, for which we thank you.

We note that your charge for the certificate is fifty cents, for which amount we herewith hand you our check.

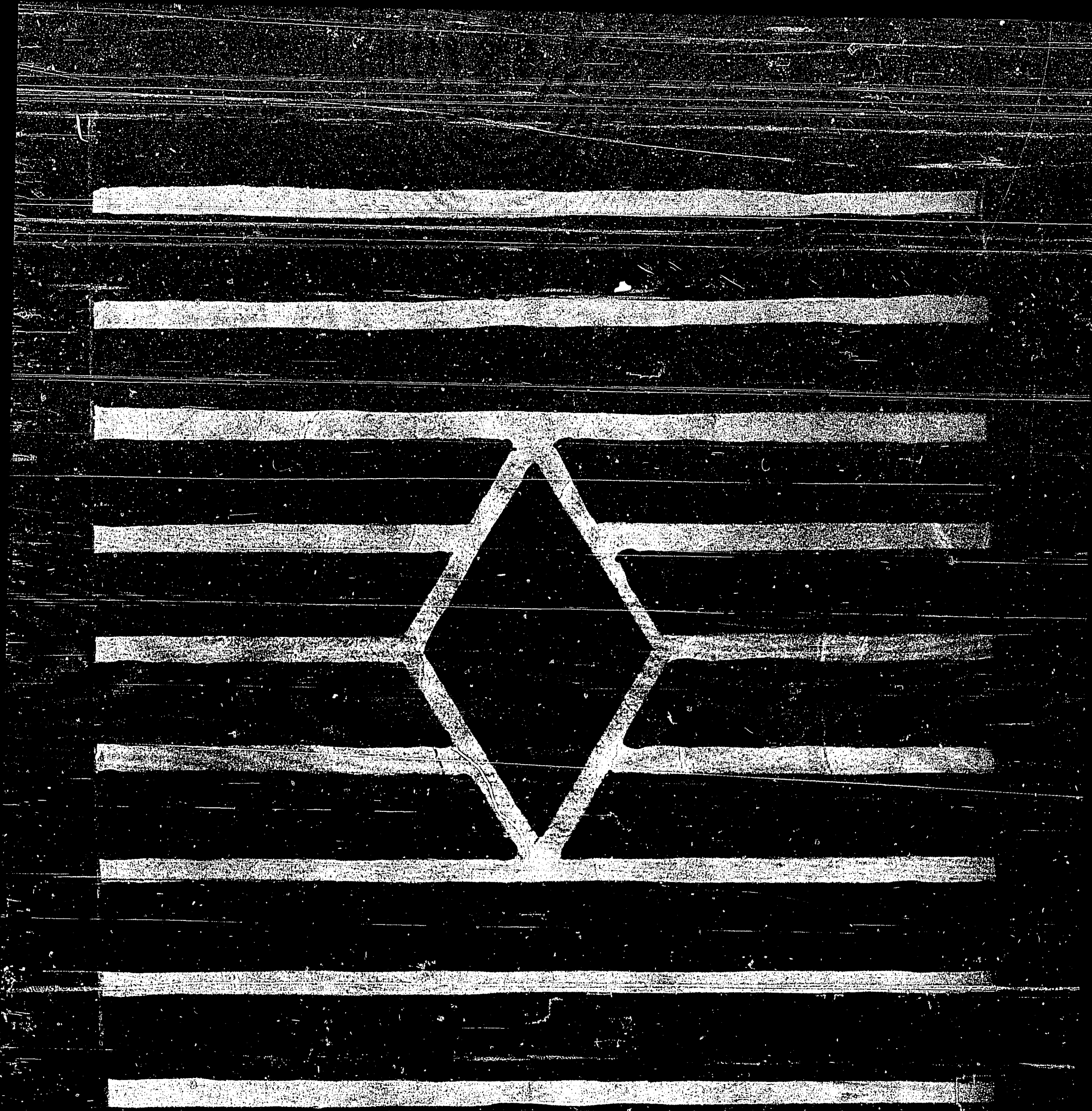
Very respectfully yours,

Pierce, Critchlow & Barrette,

By W. J. Barrette

Enc.

1750



UNITED STATES DEPARTMENT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
Preston, Idaho 83263

RECEIVED
JAN 18 1971
Department of Water Administration

1750

January 15, 1971

Bureau of Reclamation
State House
Boise, Idaho 83702

Gentlemen:

Mr. Lavon W. Bowman has made application with our agency for a loan. We are interested in what water rights you show for this property. He claims title to the following described land:

> Commencing at the NW corner of SW¼NW¼ Section 24, Township 15 South, Range 40 East, Boise Meridian, thence running East 80 rods; thence South 80 rods; thence West 27 rods; thence South 1300 feet; thence West 53 rods; thence North 2620 feet to the place of beginning.

May we thank you in advance for this information.

Gaylord K. Harward
Gaylord K. Harward
County Supervisor

13 2013

W½ SW 24
15 S 40E

January 29, 1971

Re: License No. 13-2013

United States Department of Agriculture
Farmers Home Administration
Preston, Idaho 83263

ATTENTION: Gaylord K. Harward, County Supervisor

Dear Mr. Harward:

Pursuant to your letter of January 15, 1971, we have researched our files and find that Mr. Lavon W. Bowman may have some decreed water on a portion of the lands as described in your letter.

Our records indicate that water master Roland Carter delivers 1 c.f.s. of water to at least a portion of Mr. Bowman's land. You should contact Roland Carter. Route #2, Post Office Box #100, Preston, Idaho, for any additional information as to the extent of the water right invested in Mr. Bowman's land.

If we may be of any further assistance in this matter, please do not hesitate to contact us.

Very truly yours,

13 2013

Dorian Clay
Appropriation Examiner

DC:cm

****
Oneida County *
Cub River *
50 second feet *
Electric Light & power *
Priority 12-23-1905 *
*
****

STATE OF IDAHO

Water License No. 1750

WHEREAS, On the 23rd day of December, A.D. 1905, ALFRED BUDGE and C.R.SLUSSER, of Paris, County of Bear Lake, State of Idaho, duly made application (No. 2414) to me for a permit to use fifty (50) cubic feet per second of the waters of Cub River, County of Oneida, State of Idaho, for electric light and power purposes; and

WHEREAS, On the 30th day of December, A.D. 1905, Permit No. 1750, was issued to said applicants for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 30th day of December, A.D. 1909, and for the application to beneficial use of said water on or before the 30th, day of December, A.D. 1913, and

WHEREAS, On the 2nd day of February A.D. 1906, the holders of said Permit transferred all their right, title and interest in and to said permit, to the High Creek Electric Light & Power Company, a corporation,

WHEREAS, On the 30th day of December A.D. 1909, THE HIGH CREEK ELECTRIC LIGHT & POWER COMPANY the holder of said permit duly made proof of the completion of adequate works for the diversion of fifty (50) cubic feet per second of said waters, as evidenced by my Certificate No. 1750, dated March 18,1910, confirming the completion of the works of sufficient capacity for diverting and conveying to the place of intended use fifty (50) cubic feet per second of water with date of priority of December 23,1905, and

WHEREAS, On the 30th day of December, A.D. 1909, THE HIGH CREEK ELECTRIC LIGHT & POWER COMPANY the holder of said permit duly made proof of the application to beneficial use of fifty (50)cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to THE HIGH CREEK ELECTRIC LIGHT & POWER COMPANY, of Richmond, County of Cache, State of Utah, the holder and owner of said Permit No. 1750, a perpetual right, dating from December 23,1905, to the use of fifty (50) cubic feet per second of the waters of Cub River, in the County of Oneida, and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point 450 feet East and 190 feet North of southwest corner of Northwest quarter of Section 25, Township 15 South, Range 40 East of Boise Meridiam, and conducted to the power house situated in the Southwest quarter of the Northwest (SW4 NW4) Section 35, Township 15 South, Range 40 East of Boise Meridian, for the purpose of Electric Light and power, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or latoral from which such water may be taken when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise,Idaho, this 18th day of March, A.D. Nineteen Hundred and ten.

(SEAL)

Recorded March 18,1910

Jas. Stephenson, Jr.
State Engineer

13 2013

JONES RUBBER LEAF. PAT. FEB. 7. 1905
HELL LITHO.CO TOPEKA 67561

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 Recorders' 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 PacifiCorp 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 PacifiCorp

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 * LARAMIE COUNTY, WYOMING

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 * LARAMIE COUNTY, WYOMING

Diana M. Gorman
NOTARY PUBLIC FOR WYOMING
residing at:
139 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

RIGHT NO.	*AMOUNT*	*PRIORITY DATE*	*STATUS*	*TYPE OF USE*	*PLACE OF USE*
11-00248	3000 cfs	03/01/1911	Decree	Irrigation / Power Storage / Other	Bear Lake
11-00249	2500 cfs	09/11/1912	Decree	Irrigation / Power Storage / Other	Bear Lake
11-00250	300 cfs	09/01/1912	Decree	Irrigation / Power Storage / Other	Bear Lake
11-00251	200 cfs	09/01/1912	Decree	Irrigation / Power Storage / Other	Bear Lake
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

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**

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**

13-00977	**135 cfs**	**12/01/1906**	**Decree**	**Power**	**Cutler Hydro**
13-00978	**135 cfs**	**12/01/1908**	**Decree**	**Power**	**Cutler Hydro**
RIGHT NO.	***AMOUNT***	***PRIORITY DATE***	***STATUS***	***TYPE OF USE***	***PLACE OF USE***
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

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

	200 cfs	09/01/1912	Decree	Irrigation / Power Storage / Other	Bear Lake
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
WATER RIGHT	***AMOUNT***	***PRIORITY DATE***	***STATUS***	***TYPE OF USE***	***PLACE OF USE***
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

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

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**

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