

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

Claim ID: 11-86

Date Received: 12/6/23

Receipt No: C117467

Claim Fee: 2552.50 By: MB

RECEIVED

DEC 06 2023

IDWR/Preston

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of claimant(s) PacifiCorp Phone (801) 220-7803

Mailing address 1407 W North Temple Suite 110 Salt Lake City UT Zip 84116
Street or Box City State

Email address (optional) Buffi.Morris@PacifiCorp.com

2. Date of priority: (Only one per claim) 02/03/1910 (Explain priority date selected in Remarks)
Month/Day/Year (YYYY)

3. Source of water supply (Check one) Ground Water () or Other (✓) (a) Paris Creek

which is tributary to (b) Bear River

4. a. Location of point of diversion is: Township 14S, Range 42E, Section 13,

SE 1/4 of NW 1/4, Govt. Lot _____, BM, County of Bear Lake

Parcel no. POD is on Forest Service property SUP #CAR400309 Issued 12-22-97 & Extended 5-5-2022

Additional points of diversion, if any: _____

If available, GPS Coordinates 42d 12'31.95"N 111d 29'54"W

b. If instream flow, beginning point of claimed instream flow is:

Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,

Govt. Lot _____, BM, County of _____

Ending point is: Township _____, Range _____, Section _____, _____ 1/4 of _____ 1/4,

Govt. Lot _____, BM, County of _____

5. Description of existing diversion works (dams, reservoirs, ditches, wells, pumps, pipelines, headgates, etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

~~Diversion into canal shared with other users, canal to forebay, penstock to powerhouse.~~

6. Water is claimed for the following purposes:

(dates are inclusive MM-DD) (cfs) (acre-feet)

For Power purposes from 01/01 to 12/31 amount 70 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 70 (cfs) and/or (b) _____ (acre-feet)

8. Non-irrigation uses; describe fully (e.g., Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.) Non-consumptive hyrdorelectric plant. Capacity 715KW

9. Description of place of use:

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

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14s	43E	9										P							

Parcel no(s). _____ Total number of acres irrigated _____

10. In which county(ies) are lands listed above as place of use located? Bear Lake

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

12. Describe any other water rights used at the same place and for the same purposes as described above.

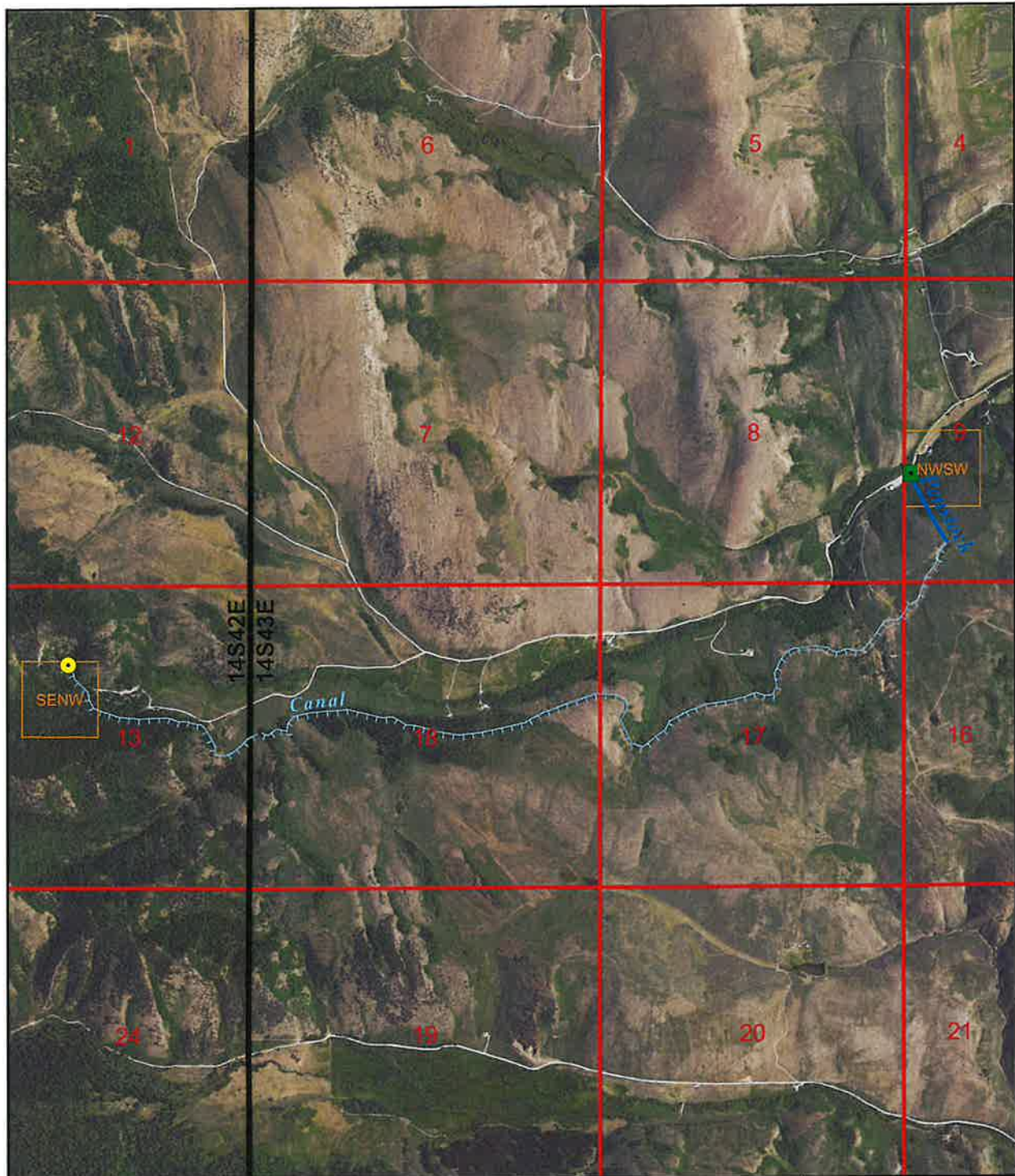
_____ or None (☒)

13. Remarks (Include an explanation of the priority date selected):

Priority based on decreed right

~~A small amount of non-consumptive water is used inside the plant for cooling of equipment~~

Name of claimant(s) PacifiCorp Claim ID _____



-  Point of Diversion
-  Place of Use
-  PLSS QQ
-  PLSS Sections
-  PLSS Townships

Paris Hydroelectric Project **Water Right** **Claim Numbers 11-86**

0.5 0.25 0 Miles 0.5



Source Data:
 Base Maps
 USDA FSA NAIP Program 2019
 IDWR Cadastral Survey 2017
 POU, POD, Canal, and Penstock
 User generated

Projection:
 UTM NAD83 Z12

14. Basis of claim (Check one) Beneficial Use () Posted Notice () License () Permit () Decree (✓)

Court Fifth Judicial Dist Decree Date 07/27/1932 Plaintiff v. Defendant Pioneer Irrig vs Southfield Ditch

If applicable provide IDWR Water Right Number 11-86

15. **Signature(s)**

- (a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices in the Bear River Basin Water System Adjudication."
(b.) I/We do () do not () wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date: _____

_____ Date: _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

Water Rights Administrator of Pacific Corp
Agent's title (Please print) Name of organization (Please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature] Date 10/25/2023

Printed Name of Authorized Agent Buff Momi

16. **Notice of Appearance:**

Notice is hereby given that I, (please print) _____, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____ Date _____

Address _____

Name of claimant(s) PacificCorp Claim ID _____

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IDWR/Preston

Claimant:

Pacificorp
11-0086 Paris Plant

Claim ID:

Rate/Unit	Unit	# Units	\$ Amount
De Minimis	\$25 Claim		
De Minimis Stock (> 4th claim)	\$0 Claim		
Non-De Minimis	\$50 Claim	1	\$50.00
Irrigation	\$1 Acre		
Power Generation	\$3.50 KW of Capacity	715	\$2,502.50
Aquaculture	\$10 cfs		
Dom. & Stock (>13k gpd),	\$100 cfs		
Municipal, industrial, commercial, mining, heating, cooling			
Public instream flow, public lake level maintenance, wildlife	\$100 cfs		
Fire protection	\$0 cfs		
Groundwater recharge	\$0 cfs or afa		
Total			<u>\$2,552.50</u>

Duplicate this worksheet once for each claim.

Note:

Instructions for Form No. 42-1400-1

Revised January 30, 2023

FILING FEES

Each claim submitted must include the filing fee. The filing fee for domestic and/or stockwater use claims diverting less than 13,000 gallons of water per day is \$25.00. However, if you are filing more than four (4) claims in which the only purpose of use listed is stockwater, only the first four (4) claims require the \$25.00 filing fee. All additional stockwater claims are fee exempt once the \$100.00 in filing fees has been paid for the first four (4) stockwater only claims filed after July 1, 2017.

The flat fee for filing all other claims filed is \$50.00 per claim. An additional variable filing fee based upon acreage, power generating nameplate capacity, cubic feet per second (cfs) amount, or an equivalent volume of storage water is required for claims for water uses other than domestic and/or stockwater uses diverting less than 13,000 gallons of water per day. Use Table 3 to calculate the variable fee. Add the calculated variable fee to the \$50.00 flat fee to determine the total fee for the claim. The exceptions are fire protection or ground water recharge which have a \$50.00 flat fee, and no variable fee.

Examples for a single claim to a water right with single source and same priority date:

Single family domestic and stockwater use, less than 13,000 gallons per day in total	\$25.00
100 acres irrigation, domestic and stockwater as above	\$150.00
Fish propagation, 4.2 cfs	\$92.00
Multiple family domestic, 1.6 cfs, irrigation of yards and gardens, 14 acres	\$224.00

TABLE 3. VARIABLE FEE SCHEDULE

Usage	Rate	Each acre is charged only once
Irrigation	\$1.00 per acre	
Power generation	\$3.50 per kilowatt of capacity	Manufacturer's nameplate rating, or \$250,000.00, whichever is less
Aquaculture	\$10.00 per cfs	
Domestic stockwater use in excess of 13,000 gallons per day	\$100.00 per cfs	
Municipal, industrial, commercial, mining, heating, cooling	\$100.00 per cfs	
Public instream flow, public lake level maintenance, wildlife	\$100.00 per cfs	

Exceptions: No variable fee is charged for fire protection or ground water recharge.

PERKINScoie

1111 West Jefferson Street
Suite 500
Boise, ID 83702-5391

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F +1.208.343.3232
PerkinsCoie.com

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DEPARTMENT OF
WATER RESOURCES

Erika E. Malmen
EMalmen@perkinscoie.com

December 6, 2023

VIA HAND DELIVERY

Idaho Department of Water Resources
322 E. Front Street
Boise, ID 83702

**Re: PacifiCorp
Notices of Claims to Water Rights
Bear River Basin Adjudication**

To whom it may concern:

Enclosed please find a check in the amount of \$4,485.50 for the filing fees for the group of Notices of Claims to Water Rights filed by PacifiCorp on or about October 25, 2023, together with the filing fee pages for each submission. The following is a summary of the filing fees:

1. Ovid and Soda Stockwater Claims (9 claims)	\$ 100.00
2. Ovid Creek Irrigation Claims (7 claims + New)	\$1,547.00
3. Lifton Claim (11-4004)	\$ 83.00
4. Soda Domestic & Irrigation (11-2084 + New)	\$ 203.00
5. <u>Paris Claim (11-0086)</u>	<u>\$2,552.50</u>

Total: \$4,485.50

At your earliest convenience, please email the claim numbers assigned to each claim to: emalmen@perkinscoie.com. Thank you for your assistance. Please contact us if you have any questions.

December 6, 2023

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Sincerely,

A handwritten signature in black ink, appearing to read "Erika E. Malmen", followed by a horizontal line.

Erika E. Malmen

Enclosures