

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
RECEIVED

APR 28 2025

CIVIL CASE NUMBER 79576

Claim ID: 13-4336

Date Rcd: 4-28-25

Receipt No: P002003

Claim Fee: \$2.00 By: MB

IDWR/Preston

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1: Name of Claimant(s): PacifiCorp
Phone: 801-220-7803
Mailing Address: 1407 W North Temple Suite 110, Salt Lake City, UT 84116
E-mail Address: Buffi.Morris@PacifiCorp.com

2: Date of Priority (mm/dd/yyyy): 6/1/1905

3: Source of water: Ground Water () or Other (x) (a) Springs
which is tributary to (b) Bear River

4a: Location of Point of Diversion

T	R	S	QQ	Lot	County	Div. Name or Parcel
10 S	40 E	21	SENW		Caribou	Unnamed Spring 1
10 S	40 E	21	SENW		Caribou	Unnamed Spring 2
10 S	40 E	21	SESW		Caribou	Kackley Spring

5. Description of existing diversion works. Unnamed Spring 1 is collected in a wooden collection box with a pipe connecting it to the system. Unnamed Spring 2 and Kackley Spring are collected in concrete collection boxes with pipes connecting them to the system. The system includes a pump house and a water-treatment building. Photo 1 shows the pump house.

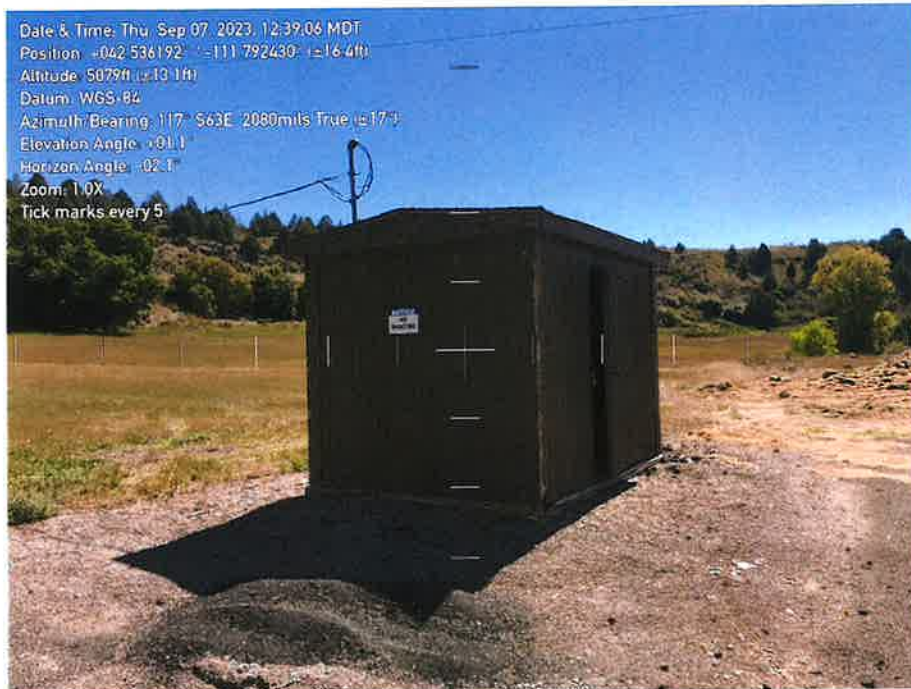


Photo 1. Pump house looking south-southwest.

6. Water is claimed for the following purposes:

Purpose	From (date)	To (date)	cfs	(or) acre feet
Domestic	1/1	12/31	0.2	
Stockwater	1/1	12/31	0.01	
Irrigation	4/15	10/31	0.04	

7. Total quantity claimed (a) 0.25 (cfs) and/or (b) (acre feet)

8. Non-irrigation uses; describe fully: Domestic use in four dwellings, a power plant, two shops and a training/temporary housing unit (8 total connections). Stockwater for up to 125 animal units.

9: Description of Place of Use

Twp	Rge	Sec	NE				NW				SW				SE				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Total
10S	40E	21			D						D,S	D,S	D,S	D,S					2.0

Parcel no(s):

Total Acres 2.0

10. In which counties are lands listed above as the place of use located? Caribou

11. Do you own the property listed above as place of use? Yes (X) No (X)

If "no" explain in Remarks

12: Describe any other water rights used at the same place and for the same purposes as described above. or None ()

Water right 13-4335 from the Bear River overlaps the irrigation place of use and is used as the primary source of irrigation water. This claim from Springs is now used as a supplemental supply.

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

Remarks to aid in claims review:

1. Priority date: Per Statutory Claim 13-4336. The claimed priority date represents beneficial use commencing with the construction camp that housed workers building the power plant. The plant has a December 1905 priority. Beneficial use has continued with the operation of the plant and associated residential units, irrigation practices, and stockwater use.
2. The place of use partially overlaps BLM land, which is authorized by the *Order Approving Settlement Agreement and Issuing New License, 105 FERC ¶ 62,297*, December 22, 2003 (FERC License).
3. Points of Diversion are per engineering drawings of the current system and may be an accomplished change from the condition at the time of the Statutory Claim.
4. Diversion works description is per a 2023 facility inventory:
5. Description of non-irrigation uses is from a 2021 facility inventory. Diversion rate claimed is reasonable based upon the calculations below per IDWR standard-rate table from 2008:

Use	Sub-components	Gallons Per Minute	Diversion Rate (cfs)
Homes for Personnel (four)			0.10
Restrooms in Shops & Plant			
	3 toilets	12	
	3 lavatory sinks	3	
Training/Temporary Housing Facility			
	kitchen sink	2	

Use	Sub-components	Gallons Per Minute	Diversion Rate (cfs)
	5 lavatory sinks	5	
	1 shower	4	
	1 bathtub	4	
GPM Subtotal		65	0.14
Total			0.24

6. The pastures and open spaces around the Grace Camp were leased through 2017. Stockwater was used at least through 2016.

Conditions necessary to the definition and administration of the right.

(none)

14. Basis of Claim (Check one)

Beneficial Use	(X)
Posted Notice	()
License	()
Permit	()
Decree	()

Court	N/A
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Plaintiff v. Defendant N/A

Decree Date N/A

IDWR WR number if applicable 13-4336

15: Signatures

(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 (X) do not () wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

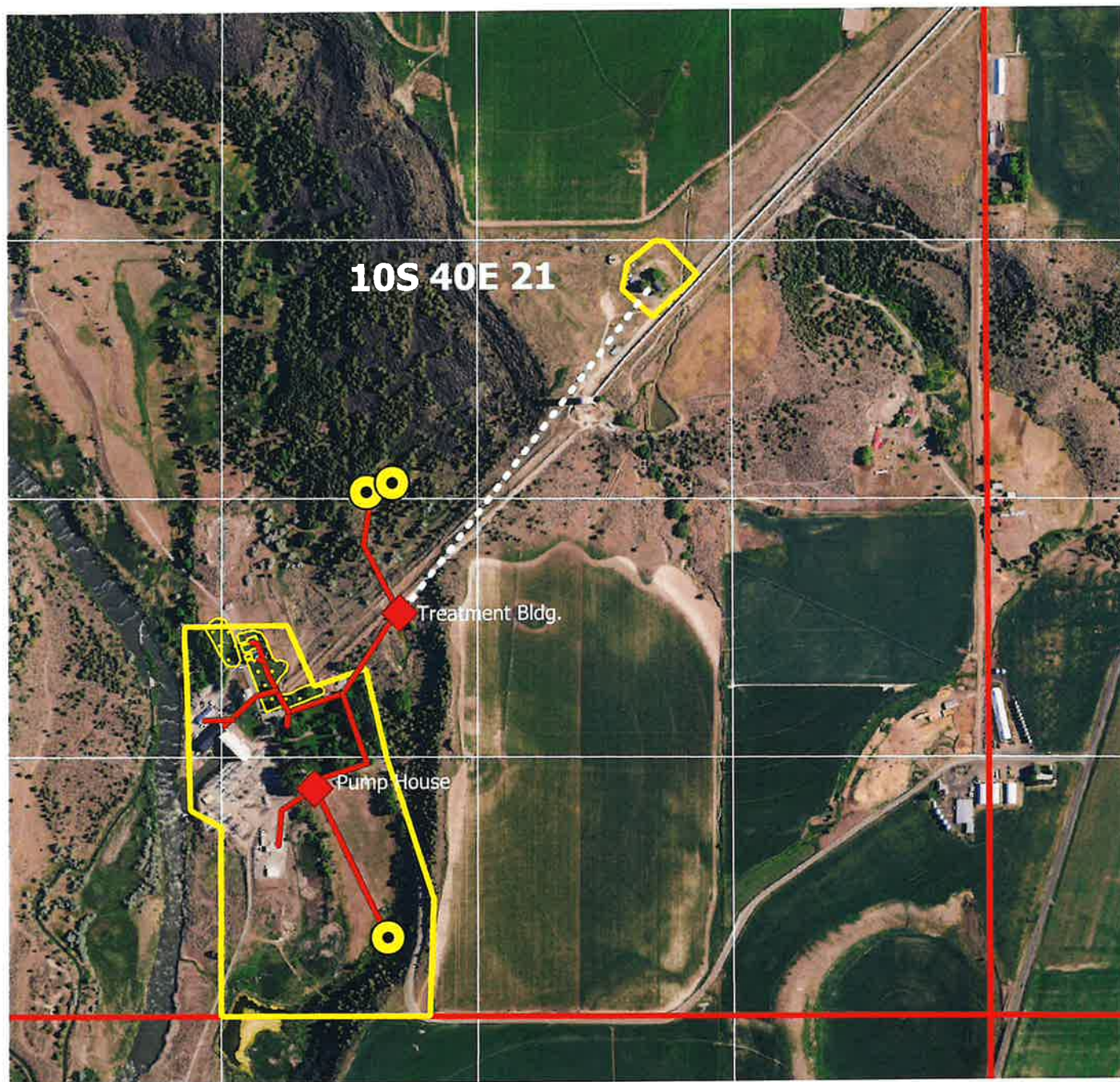
For Organizations: I do solemnly swear or affirm under penalty of perjury that I am, and that I have signed the foregoing document in the space below as the

Water Rights Administrator of PacifiCorp
(Agent's Title) (Name of Organization)

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

Signature of Authorized Agent Buffi Morris Date 4/24/2025

Printed Name of Authorized Agent Buffi Morris



0 500 1,000 ft



Legend

Pipelines

— Mapped

- - - Schematic

◆ Structures

● POD

□ Irrigation POU

□ Domestic/Stock POU

□ Section

□ QQ

Base Map 2021 NAIP

UTM 12 N NAD83

RESIDENTIAL, DOMESTIC, FIXTURES, STOCK & OTHER WATER USES

Residential:

IDWR Website Information December 22, 2008

Each Person, for all purposes	60 gal/day
Drinking Fountain, continuously flowing	50 - 100 gal/day
Each Shower/bath	25 - 60 gal.
To fill a Bathtub	35 gal.
To flush Toilet	3 - 7 gal.
To fill Lavatory	1 - 2 gal.
Dish Washer	10 - 20 gal/load
Automatic Washer	30 - 50 gal/load

Domestic: Instantaneous Flow, In-House use only - No water for domestic stock or irrigation

1 Household	0.04 cfs
2 Households	0.06 cfs
3 Households	0.08 cfs
4 Households	0.10 cfs
10 Households	0.15 cfs
20 Households	0.20 cfs
30 Households	0.25 cfs
40 Households	0.30 cfs
50 Households	0.33 cfs

By Fixtures:

Shower	4 - 6 gpm
Bathtub	4 - 8 gpm
Toilet	4 - 5 gpm
Lavatory	1 - 4 gpm
Kitchen Sink	2 - 5 gpm

Other Uses:

Hotel w/private bath (2 persons/room)	60 gal./room/day
Motel w/private bath	40 gal./day/bed space
Hospitals	250 - 400 gal./day/bed
Swimming Pools	10 gal./day/swimmer
Picnic Grounds w/bath houses, showers & flush toilets	20 gal./day/person
Restaurants w/ bar/lounge, toilet facilities	9 - 12 gal./day/patron
Schools (day) w/cafeteria, gym & showers	25 gal./day/student
Schools (boarding)	75 - 100 gal./day/student
Churches	5 gal./day/person
Service Stations	10 gal./day/vehicle
Stores	400 gal./day/restroom
Airports	3 - 5 gal./day/passenger

Stockwater*:

Each Horse, Mule, Dry Cow or Beef animal	[>1000: (Round up next 100) X (0.00022)]	12 gal/day
Each Milking Cow	[>1000: (Round up next 100) X (0.00065)]	35 gal/day
Each Hog	[>1000: (Round up next 100) X (0.000074)]	4 gal/day
Each Sheep/Goat	[>1000: (Round up next 100) X (0.000037)]	2 gal/day
Each 100 Chickens	[>1000: (Round up next 100) X (0.0000018)]	5 - 10 gal/day
Each 100 Turkeys	[>1000: (Round up next 100) X (0.0000033)]	10-18 gal/day

Wildlife:

Information from Other Sources December 22, 2008

Antelope	1 - 1½ gal/day
Deer	½ - 1½ gal/day
Elk	3 ½ - 6 gal/day
Bighorn Sheep	1 - 2 gal/day

* Also See Stockwater Page

Water Uses-Domestic_Definition.doc

Claimant:
Claim ID:

PacifiCorp	Grace
13-4336	

Instructions for Form No. 42-1404-1

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

	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	2	\$2.00
Power Generation	\$3.50	KW of Capacity		
Aquaculture	\$10	cfs		
Dom. & Stock (>13k gpd), Municipal, industrial, commercial, mining, heating, cooling	\$100	cfs		
Public instream flow, public lake level maintenance, wildlife				
Fire protection	\$0	cfs		
Groundwater recharge	\$0	cfs or afa		
Total				\$52.00

Duplicate this worksheet once for each claim.

Note:
2 irrigated acres

TABLE 3. VARIABLE FEE SCHEDULE			
Irrigation	\$1.00 per acre	Each acre is charged only once.	
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.			

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4/23/2025

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BRBA Claim Fee Summary for Non-Power Claims

Claimant: Pacificorp

Claim #	Claim ID	\$ for Claim	Notes
1	New Claim - N. Lifton	\$98.00	Single family home, office, shop, and cooling water in plant
2	Paris Domestic	\$25.00	de minimis domestic
3	New Domestic - Hubbard's	\$25.00	2 houses - in-house use only
4	13-4336	\$52.00	2 irrigated acres
5	13-7934	\$74.00	Industrial 0.24 cfs
6	13-4333	\$25.00	de minimis domestic
7	13-4334	\$52.00	1.5 irrigated acres
8	13-7787	\$170.00	12 cfs for fish habitat
9	13-4335	\$57.00	6.2 irrigated acres
10	13-7701	\$56.00	6 irrigated acres
11	13-7702	\$60.00	10 irrigated acres
12	13-7998	\$60.00	1 cfs for Aquaculture
13	13-7996	\$60.00	1 cfs for Aquaculture
14	13-7700	\$54.00	4 irrigated acres
15	13-4338 Split for Day Use	\$52.00	1.3 irrigated acres
16	13-4338 Split for Lawns by	\$51.00	1 irrigated acre
17	13-893	\$52.00	0.02 cfs for Wildlife Storage
18	New Claim - BLM Spring	\$52.00	0.02 cfs for Wildlife Storage
19	Stockwater Claims	\$100.00	26 Stockwater Claims
	Total	\$1,175.00	