

**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: 13-7434

Date Recd: 4-28-25

Receipt No: P002003

Claim Fee: 74.00 **By:** mb

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APR 28 2025

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

IDWR/Preston

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): March/9/2015

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

4a: Location of Point of Diversion

T	R	S	QQ	Lot	County	Div. Name or Parcel
10 S	40 E	1	SWNE		Caribou	Grace dam

5. Description of existing diversion works. The Grace Project consists of "(1) a 51-foot-high by 180-foot long rock-filled timber crib dam, with concrete core and a 120-foot-long central spillway section with 8-foot-high wooden flashboards; (2) a 250-foot-long earthen dam on the right abutment;... (5) a 26,000-foot-long, 11-foot-diameter flowline, consisting of 15,000 feet of steel and 11,000 feet of wood-stave pipeline;...." The uses for this right are supplied from the flowline and from the powerhouse penstocks.

6. Water is claimed for the following purposes:

Purpose	From (date)	To (date)	cfs	(or) acre feet
Industrial	1/1	12/31	0.24	174

7. Total quantity claimed (a) 0.24 (cfs) and/or (b) 174 (acre feet)

8. Non-irrigation uses; describe fully: Hydration of cathodic-protection beds for a pipeline corrosion protection system. One bed is at the upstream end of the penstocks near the surge tower, and one is at the downstream end near the powerhouse. Industrial use is non-consumptive.

9: Description of Place of Use

			NE				NW				SW				SE				Total
Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Total
10S	40E	21			I						I								

Parcel no(s):

Total Acres N/A

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 ()

If "no" explain in Remarks

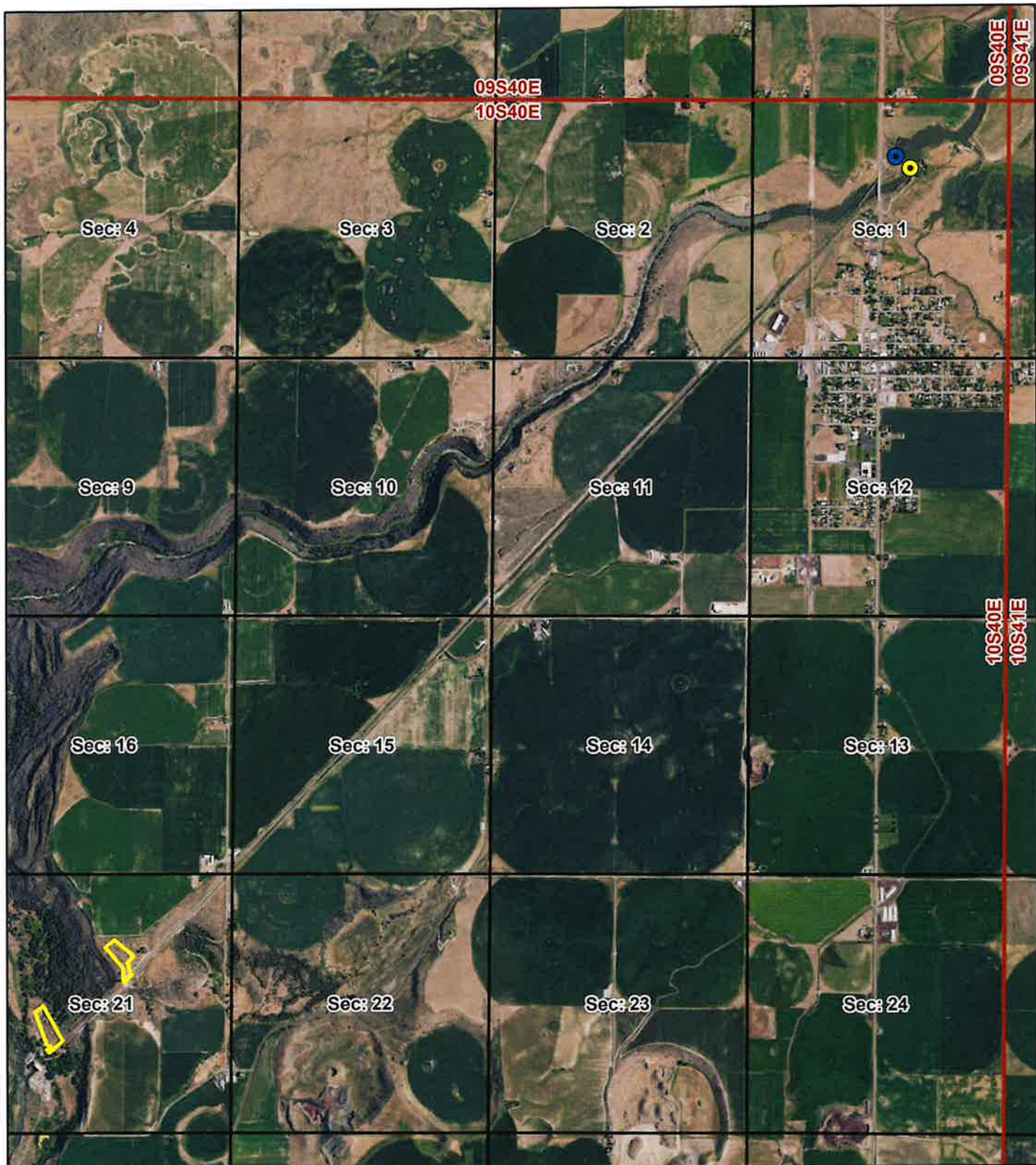
12. Describe any other water rights used at the same place and for the same purposes as described above.

or None (X)

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

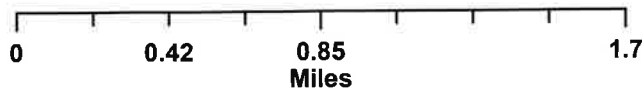
Remarks to aid in claims review:

1. Priority date: Per license.
2. Point of Diversion is per aerial imagery at the present dam. Though the license is recent, it shows as POD the inlet to the flowline, which is in a different quarter-quarter section than the actual POD. Were it not for diversion by the dam, water would not rise to an elevation sufficient to supply the flowline. The flowline inlet is not the POD but simply part of the diversion works.
3. Material in quotes in the diversion works description is per *Order Approving Settlement Agreement and Issuing New License, 105 FERC ¶ 62,297*, December 22, 2003 (FERC License) and represents the diversion works in place as of June 14, 2021.
4. Except for Point of Diversion, elements of this claim are based on the license.



- Claimed (Actual) POD
- Licensed POD: 13-7934
- POU
- Twn & Rng
- Section

Grace Hydroelectric Project Water Right No. 13-7934 POU and POD



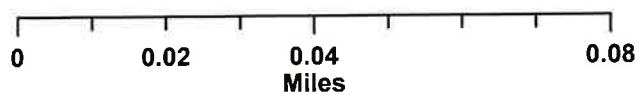
Source Data:
Base Maps
USDA FSA NAIP Program 2021
IDWR Cadastral Survey 2017
POU, POD

Projection:
UTM NAD 83 Z12



- Claimed (Actual) POD
- Licensed POD: 13-7934
QQ

**Grace Hydroelectric Project
Water Right No. 13-7934
POD and Grace Dam**



Source Data:
Base Maps
USDA FSA NAIP Program 2021
IDWR Cadastral Survey 2017
POU, POD

Projection:
UTM NAD 83 Z12



 WR POU: 13-7934
QQ

**Grace Hydroelectric Project
Water Right No. 13-7934
POU - Upper Ground Beds**

0 0.02 0.04 0.09
Miles



Source Data:
Base Maps
USDA FSA NAIP Program 2021
IDWR Cadastral Survey 2017
POU, POD

Projection:
UTM NAD 83 Z12



 WR POU: 13-7934
QQ

**Grace Hydroelectric Project
Water Right No. 13-7934
POU - Lower Ground Beds**

0 0.03 0.06 0.11
Miles

Source Data:
Base Maps
USDA FSA NAIP Program 2021
IDWR Cadastral Survey 2017
POU, POD

Projection:
UTM NAD 83 Z12

14. Basis of Claim (Check one)

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

Court

Plaintiff v. Defendant

Decree Date

IDWR WR number if applicable 13-7934

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: (none)

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

Claimant:
Claim ID:

PacifiCorp	Grace
13-7934	

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			
Power Generation	\$3.50 KW of Capacity			
Aquaculture	\$10 cfs			
Dom. & Stock (>13k gpd), Municipal, industrial, commercial, mining, heating, cooling	\$100 cfs		0.24	\$24.00
Public instream flow, public lake level maintenance, wildlife				
Fire protection	\$0 cfs			
Groundwater recharge	\$0 cfs or afa			
Total				\$74.00

Duplicate this worksheet once for each claim.

Note:
Industrial 0.24 cfs

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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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	