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Department of Water Resources

Name of Party Filing Document:

UNITED STATES OF AMERICA

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ISB # 6697

Counsel for the United States of America

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

In Re SRBA	)	Subcase No. 63-31398
	)	
Case Number: 39576	)	AFFIDAVIT OF TERRY L. TEETER
_____	)	

State of IDAHO
County of BOISE

Terry L. Teeter, being first duly sworn upon oath, deposes and says:

1. I am currently employed by the United States Department of Agriculture, Forest Service ("Forest Service"), as the Facilities Manager on the Idaho City Ranger District of the Boise National Forest. I have been employed by the Forest Service for 33 years.

2. As part of my assigned duties and responsibilities as the Facilities Manager, I am familiar with use at Dutch Creek Ranger Station and Work Center.

3. I have reviewed the reserved water right claim, attached as Exhibit 1, submitted by the Forest Service for Dutch Creek Ranger Station and Work Center ("claim").

4. The claim was prepared by Forest Service personnel as part of their normal responsibilities. I field verified legal locations as set forth and described in Exhibit 1 and have personal knowledge that the location of the point of diversion and place of use and source of the water supply are true and correct as described in Exhibit 1.

5. The claim is situated wholly within National Forest System (NFS) lands. It is currently utilized by the Forest Service at the Dutch Creek Ranger Station and Work Center administrative site to manage NFS lands.

6. The reserved water right claim is necessary for the administration of the National Forest pursuant to the Organic Administration Act of 1897, 16 U.S.C. § 475 *et seq.*, for the purposes of securing favorable conditions of water flow and to furnish a continuous supply of timber.

7. The United States filed this claim for use in association with Dutch Creek Ranger Station and Work Center, an administrative site located in a remote area of the Boise National Forest. The site includes two residences, an office/bunkhouse, six trailer pads, a barn, a corral, a pasture and other capital improvements. Personnel utilize water at this site for administrative purposes. A trail crew is normally stationed at the site. It is also routinely used by timber,

silviculture, and thinning personnel as well as the road crew and noxious weed personnel.

Employees of the Rocky Mountain Experiment Station stay at Dutch Creek Ranger Station and Work Center when reading permanent research plots. It was used extensively during the Atlanta fire in 2000 for staging suppression crews and throughout rehabilitation projects associated with that fire. Dutch Creek Ranger Station and Work Center is integral to the overall administration of Forest Service programs on this part of the Boise National Forest to improve and protect it from depredation and destruction thereby ensuring the continued viability of timber, watershed, fire, and recreation programs. This contributes directly to long term timber production and favorable conditions of water flow.

8. Based upon personal experience and knowledge, discussions with Forest Service personnel and review of relevant Forest Service records, including but not limited to on-site inspection records, water has been historically, and is presently utilized at Dutch Creek Ranger Station and Work Center in quantities up to and including 0.04 c.f.s. during the period of January 1 through December 31, as described in Exhibit 1.

9. Based upon the forgoing, I have personal knowledge of the following elements of the reserved water right claim:

a. The name and address of the claimant is:

UNITED STATES OF AMERICA acting on behalf of the U.S.D.A. Forest
Service, 550 W. Fort Street, MSC033, Boise, ID 83724.

b. The source of water is:

Dutch Creek

c. The location is:

1) point of diversion:

B.M., T. 06 N, R. 09 E, S. 35 NWSW.

2) place of use:

B.M., T. 06 N, R. 09 E, S. 34 SESE and

B.M., T. 06 N, R. 09 E, S. 35 NWSW, SESW, NESW, SWSW.

d. The quantity of water is:

0.04 c.f.s.

e. The period of use is:

January 1 through December 31

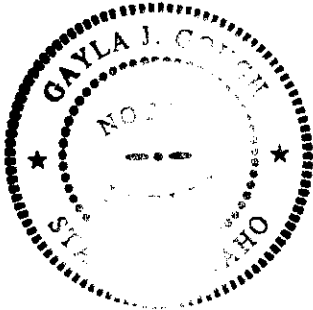
f. The purpose of use is:

Administrative purposes at Dutch Creek Ranger Station and Work Center.

Dated this 24 day of June, 2003.

Terry L. Teeter
Terry L. Teeter

SUBSCRIBED and SWORN to before me this 24th day of June, 2003.



Gayla J. Gough
Gayla J. Gough
NOTARY PUBLIC FOR: Idaho
Residing at: Kuna, Idaho
My Commission Expires: 11/17/2004

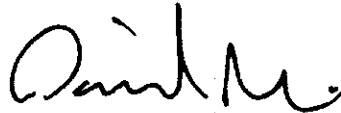
CERTIFICATE OF MAILING

I certify that on ~~June~~ ^{July 1} _____, 2003, I mailed a true and correct copy of the foregoing Affidavit of Terry L. Teeter upon the following by First Class United States Mail, prepaid:

Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720



David L. Negri

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 SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576
Ident. Number: 63-31398

RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA on behalf of the U.S.D.A. Forest Service
Address: 550 W. Fort Street MSC033
Boise ID 83724
2. Date of Priority: 05/29/1905
3. Source of water: Dutch Creek Tributary: Boise River, Middle Fork
4. Location Meridian BOISE
Description of Diversion Works: Headgate From: Stream
Location of Point of Diversion
T: 06 N R: 09 E S: 35 NWSW
Location of Point of Use
T: 06 N R: 09 E S: 34 SESE ac: 0 T: 06 N R: 09 E S: 35 NESW ac: 0
T: 06 N R: 09 E S: 35 NWSW ac: 0 T: 06 N R: 09 E S: 35 SWSW ac: 0
T: 06 N R: 09 E S: 35 SESW ac: 0
5. Quantity claimed: Period Quantity For
1/ 01 - 12/ 31 0.04 CFS Administrative Purposes
6. Total Consumptive Use Claimed for Present and Future Use is:
0.04 CFS
7. Present and future uses to which the water is or will be used:
Administrative Purposes
8. Attach the legal description of the reservation, and maps showing for each consumptive use the existing and proposed place of use and existing points of diversion.
Bound separately
9. Remarks:
State Basin: 63
National Forest: Boise
Forest Service Record ID: 4200
Dutch Creek Ranger Station and Work Center. Outside water system for administrative purposes including fire hydrants.
10. Describe any other water rights used at the same place and for the same purposes as described above: None
11. Counties within the reservation: Not available

Notice is hereby given that the United States Department of Justice will represent the Department of Agriculture, Forest Service, in all matters pertaining to the Snake River Basin Adjudication. All notices required by law to be mailed by the Director to the claimant should be mailed to the individuals at the address

Bruce Bernard
U.S. Department of Justice
Environment and Natural Resources Division
550 W. Fort Street, Box 33
Boise, ID 83724

This form is an attachment to a letter forwarding the claims of the U.S. Department of Agriculture, Forest Service. The signature and affirmation on such letter constitutes the signature of the authorized agent representing the United States of America required for each such claim.