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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. 63-31539
	)	
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 the Experiment Station administrative site.

3. I have reviewed the reserved water right claim, attached as Exhibit 1, submitted by the Forest Service for the Experiment Station ("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 Experiment Station 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 the Experiment Station, an administrative site located in Idaho City. It was originally the headquarters of the Boise Basin Experimental Forest. It is now a work center and residential area for the Idaho City Ranger District of the Boise National Forest. It includes five residences, a tree cooler and other capital improvements. The residences are occupied by employees with responsibilities working

in fire, timber and other resource areas. The site is used year round. Forest Service presence and use at this site is integral to the overall administration of Forest Service programs on this part of the Boise National Forest. In addition to the permanent employee housing, the coolers are used to store seedling trees harvested from nurseries in late winter. These trees require refrigerated storage until such time as appropriate planting conditions occur in the spring. The trees are then transplanted to burned areas and timber sale areas to assure regeneration and perpetuation of the forest. Fire protection is necessary to improve and protect the forest from destruction thereby ensuring continuing viability of the timber and watershed protection programs. The Experiment Station administrative site is necessary to improve and protect NFS land from depredation and destruction thereby ensuring the continued viability of timber, watershed, fire, and other management 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 the Experiment Station 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:

Spring

c. The location is:

1) point of diversion:

B.M., T. 06 N, R. 05 E, S. 27 NWNE.

2) place of use:

B.M., T. 06 N, R. 05 E, S. 27 NENE

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:

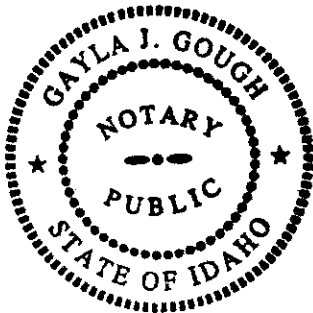
Administrative purposes at the Experiment Station administrative site.

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

WATER RIGHT RESERVED UNDER FEDERAL LAW
AMENDED NOTICE OF CLAIM

Right Number: 63-31539

Name and Address: UNITED STATES OF AMERICA ACTING THROUGH THE
USDA FOREST SERVICE
550 W FORT ST MSC 033
BOISE, ID 83724

Source: SPRING Tributary: SLAUGHTERHOUSE GULCH CREEK

Quantity: .04 CFS

Priority Date: 09-26-1908

Point of Diversion: T06N R05E S27 NWNE Within Boise County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Administrative	01-01 TO 12-31	.04 CFS

Place of Use: Administrative Within Boise County
T06N R05E S27 NENE

Other Provisions Necessary for Definition / Administration of this Water Right:

Experiment Station Administrative Site. Used with 63-25141.

Explanatory Material: Basis of Claim - Reserved