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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2004 MAR 17 AM 11 00

**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 Nos. 65-5033C, 65-3681 & 65-22621

Case No. 39576)

**AFFIDAVIT OF
RON HOWERTON**

STATE OF IDAHO)

) ss.

County of Ada)

I, Ron Howerton, being first duly sworn on oath, depose and state as follows:

1. I was formerly a Senior Water Resources Agent with the Idaho Department of Water Resources ("Department") in the Western Region Office. I worked as a Senior Water Resources Agent for IDWR from 1988 to 2003. My present position is that of an Engineering Technician with the Idaho Department of Parks and Recreation. I make this affidavit based upon my own personal knowledge. My background and experience includes the following:

a. I performed complex field and office duties related to enforcement of Idaho water laws and provided technical assistance to the public in complying with water law and Department regulations.

b. I conducted field activities in support of the Department regulatory programs. I located and inspected irrigation and water facilities to determine the amount and use of water diversion using appropriate water measuring equipment. I investigated and helped settle water right disputes and acted as a fact finder for water rights adjudication.

c. I performed complex water right searches by computer and prepared reports to include rough drafts for licenses, affidavits, SRBA recommendations and other related adjudication reports.

d. I used special spreadsheet programs such as Microsoft Excel to calculate complex reports such as excessive flows, conveyance loss, soil data and other related water measurement programs.

e. I performed complex GIS, ARC View related tasks of plotting shape files and data file management for recommendations to the Snake River Basin Adjudication court.

2. I am familiar with the above-referenced subcases. I conducted the investigation, field examinations and review of the Ringel water rights and have personally visited the subject property and surrounding area in Valley County.

3. I adopt as my testimony, and incorporate in this Affidavit, the Supplemental Director's Report regarding subcase no. 65-5033C, which was filed with the SRBA Court on or about October 1, 2003. I attest that the exhibits identified and attached to the Supplemental Director's Report are true and correct copies of the official documents filed and recorded at

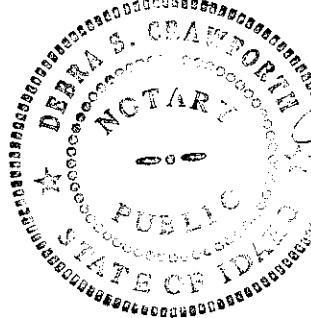
IDWR and that said copies were maintained by IDWR in the ordinary course of business and/or activity.

DATED this 12th day of March, 2004.

Ron Howerton

Ron Howerton

SUBSCRIBED AND SWORN before me this 12th day of March, 2004.



Debra S. Crawford
NOTARY PUBLIC FOR IDAHO
Residing at: Boise, Idaho
My commission expires: 3-18-2010

CERTIFICATE OF SERVICE

I certify that on March 15, 2004, I caused to be served true and correct copies of the Recommendation of IDWR Regarding Interim Administration for Subcase No. 43-10356, to the following persons, in the manner indicated and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

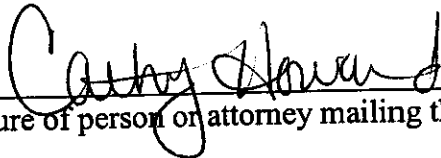
2. Copies to:

IDWR Document Repository
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Boise, ID 83720-0098

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☐ Facsimile

Charlie Honsinger
P.O. Box 2773
Boise, ID 83701-2773

☐ Overnight Mail
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Signature of person or attorney mailing the form