

**Names of Parties Filing Document:**

UNITED STATES OF AMERICA

**Attorneys' Names and Addresses:**

THOMAS L. SANSONETTI  
Assistant Attorney General  
Environment and Natural Resources Division

R. LEE LEININGER  
Trial Attorney, U.S. Dept. of Justice  
General Litigation Section  
Environment and Natural Resources Division  
550 West Fort Street, MSC 033  
Boise, Idaho 83724  
Ph.: (303) 312-7322 FAX: (303) 312-7379

**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 Number: 32-10798          |
|                | ) |                                   |
| Case No. 39576 | ) |                                   |
|                | ) | <b>ERRATA TO THE AFFIDAVIT OF</b> |
|                | ) | <b>ALAN R. BITTNER</b>            |
|                | ) |                                   |
|                | ) |                                   |

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|                 |   |     |
|-----------------|---|-----|
| State of Idaho  | ) |     |
|                 | ) | ss. |
| County of Lemhi | ) |     |

I Alan R. Bittner, being of lawful age, and having first been duly sworn, state the  
following:

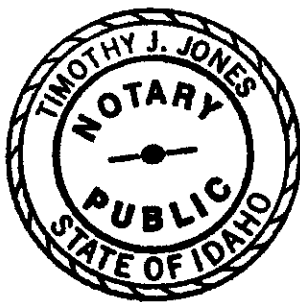
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I discovered an incorrect attachment to my original affidavit, Affidavit of Alan R. Bittner; Subcase No.: 32-10744 et. al. Please substitute Amended Attachment 2 from this affidavit for Attachment 2 that was included in my original affidavit. There are no other attachments to this affidavit. Numbering of the attachment to this affidavit was on purpose to retain a consistent representation of attachment numbers for these subcases.

Dated this 23<sup>rd</sup> day of June, 2004

Alan R. Bittner  
Alan R. Bittner

On this 23<sup>rd</sup> day of June, 2004, before me Timothy S. Jones, a notary public, personally appeared Alan R. Bittner, personally known to me to be the person whose name is subscribed to this instrument, and acknowledged that he executed the same.



Timothy J. Jones

Notary Public for the State of Idaho

Residing at: Salmon

My Commission Expires: 2/16/08

## CERTIFICATE OF SERVICE

I certify that on June 24<sup>th</sup>, 2004, I served a true and correct copy of foregoing **ERRATA TO THE AFFIDAVIT OF ALAN R. BITTNER; SUBCASE NO: 32-10798, together with Amended Attachment 2** upon the following individuals by placing the document in the United States Mail in Salmon, Idaho, postage paid, 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, Idaho 83303-2707

2. Copy to:

U.S. Department of Justice  
General Litigation Section  
Environment and Natural Resources Div  
550 West Fort Street, MSC 033  
Boise, ID 83724

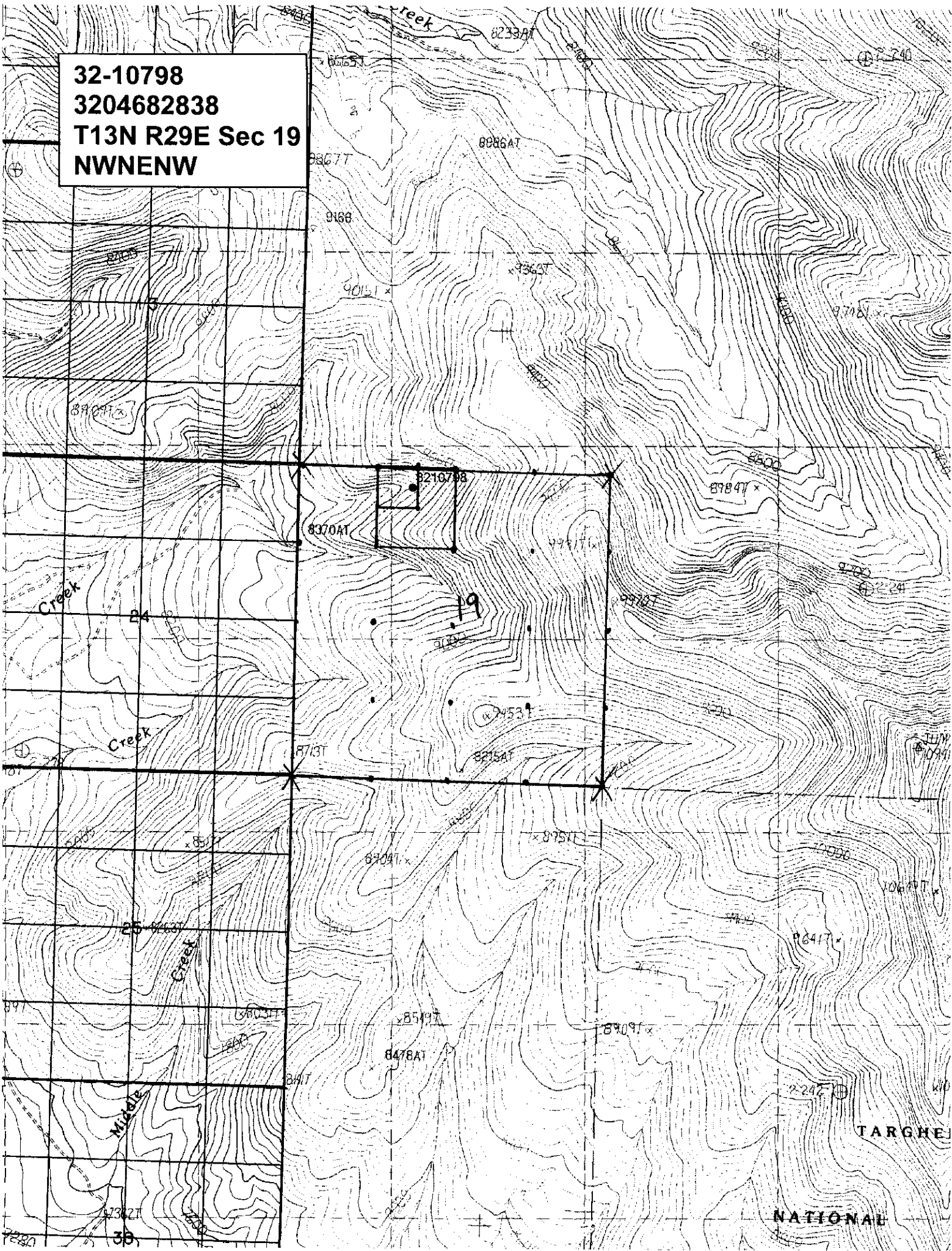
Chief, Natural Resources Division  
Office of the Attorney General  
State of Idaho  
P.O. Box 44449  
Boise, ID 83711-4449

IDWR Document Depository  
P.O. Box 83720  
Boise, ID 83720-0098



\_\_\_\_\_  
Signature of attorney serving document

32-10798  
3204682838  
T13N R29E Sec 19  
NWNENW



IDAHO DEPARTMENT OF WATER RESOURCES  
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: FEB-2-1998  
PAGE: A-553

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RIGHTS FROM: SOURCE: SPRING TRIBUTARY: UNNAMED STREAM  
-----  
RIGHT NUMBER: 32-10798

NAME & ADDRESS: UNITED STATES OF AMERICA ACTING THROUGH  
USDI BUREAU OF LAND MANAGEMENT  
IDAHO STATE OFFICE  
1387 S VINNELL WAY  
BOISE ID 83709-1657

SOURCE: SPRING TRIBUTARY: UNNAMED STREAM  
QUANTITY: 0.02 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000  
GALLONS PER DAY.

PRIORITY DATE: 01/01/1880

\*\*\*\*\*  
\* 4/17/1926 CLAIMED UNDER FEDERAL RESERVED WATER RIGHT. \*  
\* \*  
\* THIS WATER RIGHT IS ALSO CLAIMED BASED ON FEDERAL LAW \*  
\* WITH AN APRIL 17, 1926, DATE OF PRIORITY PURSUANT TO AN \*  
\* EXECUTIVE ORDER SIGNED THE SAME DATE AND KNOWN AS PUBLIC \*  
\* WATER RESERVE 107. \*  
\*\*\*\*\*

POINT OF DIVERSION: T13N ~~R20E~~ S19 NWNEW Within LEMHI County

PURPOSE AND R29E  
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY  
STOCKWATER 01-01 12-31 0.02 CFS

PLACE OF USE: STOCKWATER Within LEMHI County  
T13N ~~R20E~~ S19 NEW

R29E  
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A  
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE  
BLM RECORD ID = 3204682838  
STOCKWATER 975 RANGE CATTLE, 15 HORSES; WILDLIFE VAR. AMT.