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Department of Water Resources

Name of Party Filing Document:

UNITED STATES OF AMERICA

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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. 65-02331
	)	
Case Number: 39576	)	AFFIDAVIT OF DAVID E. HALL
_____	)	

State of: IDAHO
County of: VALLEY

David E. Hall, 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 Supervisory Forestry Technician on the McCall Ranger District of the Payette National Forest. I have been employed by the Forest Service for 29 years.

2. As part of my assigned duties and responsibilities as Supervisory Forestry Technician on the McCall Ranger District I am familiar with and use Paddy Flat Ranger Station.

3. I have reviewed the reserved water right claim, as amended and attached as Exhibit 1, submitted by the Forest Service for Paddy Flat Ranger Station (Claim).

4. The Claim was prepared by Forest Service personnel as part of their normal duties. I verified the legal locations as set forth and described in Exhibit 1 and have personal knowledge that the location of the point of diversion and point 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 lands. It is currently utilized by the Forest Service at Paddy Flat Ranger Station to manage National Forest System lands.

6. The 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 Paddy Flat Ranger Station, an Administrative Site located on the Payette National Forest. The administrative site includes a residence, a bunkhouse, a barn, a corral, and other capital improvements. It is used every year for administration of National Forest resource management programs. Personnel utilize water at this site for administrative purposes. A fire crew, a trail crew and 8 horses are normally maintained at the site. Occupation and use of Paddy Flat Ranger Station is essential to

the overall administration of Forest Service programs on this part of the Payette National Forest. Personnel utilize water at this site for administrative purposes to protect timber and watersheds from fire and other depredations thereby ensuring continuing viability of the resources on surrounding federally reserved National Forest System land. Fire prevention, fire suppression, trail maintenance and improved access directly contribute these resource management programs to maintain and improve watershed conditions, 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 Paddy Flat Ranger Station in quantities up to and including 0.30 c.f.s. during the period of May 1 through October 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:

Rapid Creek

c. The location is:

1) point of diversion:

B.M., T. 17 N, R. 4 E, S. 23 NESE.

2) place of use:

B.M., T. 17 N, R. 4, E, S. 27 SESE.

d. The quantity of water is:

0.30 c.f.s.

e. The period of use is:

May 1 through October 31

f. The purpose of use is:

Administrative purposes at Paddy Flat Ranger Station.

Dated this 27th day of March, 2003.

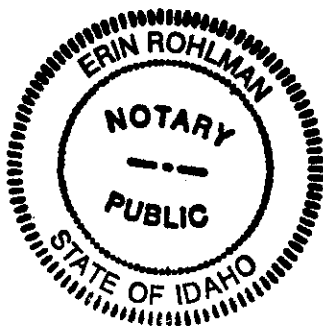
David E. Hall
David E. Hall

~~SUBSCRIBED and SWORN to before me this _____ day of _____, 2003.~~

~~NOTARY PUBLIC FOR:~~

~~Residing at:~~

~~My Commission Expires:~~



ACKNOWLEDGEMENT	
STATE OF IDAHO	)
COUNTY OF <u>Valley</u>	) ss
On this <u>27</u> day of <u>March</u> in the year of <u>2003</u> before me <u>Erin Rohlman</u> a Notary Public for the State of Idaho, personally appeared <u>David E. Hall</u> known to me to be the person (persons) whose name is (names are) subscribed to the within instrument, and acknowledged to me that he (they) executed the same.	
<u>Erin Rohlman</u>	
Notary Public for the State of Idaho	
Residing in <u>New Meadows, ID</u>	
My commission expires <u>11/13/06</u>	

CERTIFICATE OF MAILING

I certify that on April 21, 2003, I mailed a true and correct copy of the foregoing Affidavit of David E. Hall to 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

NOTICE OF AMENDED CLAIM
RESERVED UNDER FEDERAL LAW

Right Number: 65-02331

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

Source: RAPID CREEK Tributary: GOLD FORK RIVER

Quantity: .30 CFS

Priority Date: 06-03-1905

Point of Diversion: T17N R04E S23 NESE Within Valley County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	~~Irrigation~~	05-01 TO 10-31	.30 CFS
	<u>Administrative</u>		

Place of Use:	~~Irrigation~~	Within Valley County
	<u>Administrative</u>	
	T17N R04E S27	SESE 15
	~~15 Acres Total~~	

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

Explanatory Material: Basis of Claim - Reserved

FOREST SERVICE RECORD ID = 041217020123 50422

PADDY FLAT RANGER STATION