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Department of Water Resources

Name of Party Filing Document:

UNITED STATES OF AMERICA

Attorneys' Names and Addresses:

THOMAS L. SANSONETTI
United States Department of Justice
Assistant Attorney General
Environment and Natural Resources Division

DAVID L. NEGRI
United States Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 W. Fort St. MSC033
Boise, ID 83724
(208) 331-5943

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. 65-09920
	)	
Case Number: 39576	)	AFFIDAVIT OF ELIZABETH W. LUND
_____	)	

State of: IDAHO
County of: GEM

Elizabeth W. Lund, 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 Fire Management Officer (FMO) on the North Zone of the Boise

National Forest. This includes the Emmett, Cascade and Lowman Ranger Districts. I have been employed by the Forest Service for 27 years.

2. As part of my assigned duties and responsibilities as the North Zone FMO on the Boise National Forest I am familiar with and use Garden Valley Ranger Station.

3. I have reviewed the reserved water right claim, as amended and attached as Exhibit 1, submitted by the Forest Service for Garden Valley 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 Garden Valley 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 Garden Valley Ranger Station, an Administrative Site located on the Boise National Forest. The administrative site is a primary work center for the Boise National Forest. It is used year round for administration of National Forest resource management programs. Personnel utilize water at this site for administrative purposes. Occupation and use of Garden Valley Ranger Station is essential to the overall administration of Forest Service programs on this part of the Boise National Forest. Personnel use this site to administer National Forest System(NFS) resource

management programs including timber, fire and recreation. Fire engines, fire crews and helitack personnel are stationed at the site. Up to 60 people work out of Garden Valley Ranger Station each summer. Administration of NFS programs, including fire and timber, and presence in the area serves to protect the forest from depredations and destruction by fire, thereby ensuring continuing viability of the resources on surrounding federally reserved NFS land. This results in watershed protection, preservation of timber stands thereby directly contributing to the maintenance of and improving 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 Garden Valley Ranger 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:

Groundwater

c. The location is:

1) point of diversion:

B.M., T. 8 N, R. 4 E, S. 1 Lot 1 (NENE).

2) place of use:

B.M., T. 8 N, R. 4 E, S. 1 Lot 1 (NENE) and.

T. 8 N, R. 4 E, S. 1 Lot 2 (NWNE)

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 Garden Valley Ranger Station.

Dated this 5th day of April, 2003.

Elizabeth W. Lund
Elizabeth W. Lund

SUBSCRIBED and SWORN to before me this 5 day of April, 2003.

Jerry L. Swan
NOTARY PUBLIC FOR:

Residing at: Louisa

My Commission Expires: 04-10-08

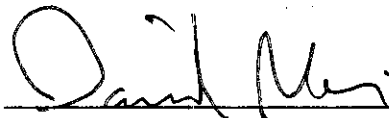
CERTIFICATE OF MAILING

I certify that on April 21, 2003, I mailed a true and correct copy of the foregoing Affidavit of Elizabeth W. Lund 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: 65-09920

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

Source: GROUNDWATER

Quantity: .04 CFS

Priority Date: 05-29-1905

Point of Diversion: T08N R04E S01 LOT 1 NENE Within Boise County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	~~Domestic~~	01-01 TO 12-31	.04 CFS
	<u>Administrative</u>		

Place of Use:	~~Domestic~~	Within Boise County
	<u>Administrative</u>	
	T08N R04E S01 <u>LOT 1</u> NENE	LOT 2 (NWNE)

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

FOREST SERVICE RECORD ID = 040217050120520003
Garden Valley Ranger Station

Explanatory Material: Basis of Claim - Reserved