

Names of Parties Filing Document:

UNITED STATES OF AMERICA

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**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: 32-11122
	)	
Case No. 39576	)	
	)	ERRATA TO THE AFFIDAVIT OF
	)	ALAN R. BITTNER
	)	
	)	

State of Idaho	)
	) ss.
County of Lemhi	)

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

//

I discovered inconsistencies between my original affidavit, Affidavit of Alan R. Bittner;
Subcase No.: 32-10744 et. al and the Standard Form 5 filed with regard to 32-11122. Please add
to 8. b. 2. the following statement:

"The elements of the right should be described as defined by the SF-5 (amended claim)
filed with the court on June 10, 2004."

Please substitute Amended Attachment 3 from this affidavit for Attachment 3 that was included in
my original affidavit. There are no other attachments to this affidavit.

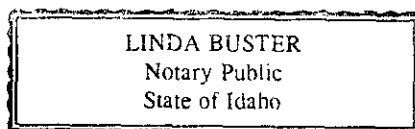
Dated this 15th day of October, 2004

Alan R. Bittner

Alan R. Bittner

On this 15 day of October, 2004, before me Linda Buster, 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.

Linda Buster



Notary Public for the State of Idaho

Residing at: Salmon Idaho

My Commission Expires: 8-22-06

CERTIFICATE OF SERVICE

I certify that on October 15th, 2004, I served a true and correct copy of foregoing **ERRATA TO THE AFFIDAVIT OF ALAN R. BITTNER; SUBCASE NO: 32-11122, together with Amended Attachment 3** 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:

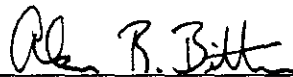
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

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

Attachment 3

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHTS FROM: SOURCE: SPRING TRIBUTARY: BIRCH CREEK

RIGHT NUMBER: 32-11122

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: KEG SPRING TRIBUTARY: BIRCH CREEK

QUANTITY: ~~0.03~~ 0.02 CFS

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

PRIORITY DATE: ~~01/01/1880~~ 06/28/1934

* 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: T11N R28E S23 NESE Within LEMHI County
NWSESE

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	07-01 12-15	0.02 CFS
	~~STOCKWATER~~	~~07-01-12-15~~	~~0.02 CFS~~
	~~WILDLIFE~~	~~01-01-12-31~~	~~0.01 CFS~~
	~~WILDLIFE~~	~~01-01-12-31~~	~~0.01 CFS~~

PLACE OF USE: STOCKWATER Within LEMHI County
T11N R28E S23 NESE
SESE

~~STOCKWATER~~
~~SAME AS OTHER USE~~
~~Place of use for WILDLIFE is same as STOCKWATER~~
~~Place of use for WILDLIFE is same as STOCKWATER~~

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 = 3204808047

Spring
IDWR # 32-11122
BLM # 3204808047
T 11 N R28 E Sec 23
NWSESE