

) SUPREME COURT CASE NO. 31994
)
) AFFIDAVIT OF ELIZABETH P. EWENS IN
) SUPPORT OF MOTION FOR
) ASSOCIATION OF FOREIGN COUNSEL
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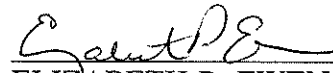
I, Elizabeth P. Ewens, having been first duly sworn, state:

1. I have personal knowledge of the matters stated herein and if called as a witness could and would testify competently thereto.
 2. I am a member in good standing of the State Bars of California and Colorado and a partner in the law firm of McQuaid, Bedford & Van Zandt, LLP, 221 Main Street, 16th Floor, San Francisco, California 94105.
 3. I am one of the Counsel for LU Ranching Co.
 4. I seek permission to appear and argue before the Idaho Supreme Court for the duration of the Snake River Basin Adjudication proceedings, case No. 39576 and related cases including the above captioned appeal.
 5. I received my juris doctor degree from the University of California, Davis in 1994 and was admitted to the Colorado State Bar in 1994 and the California State Bar in 2001.
- I am presently admitted to practice in the following courts:
- (a) United States District Court for the Northern District of California;
 - (b) United States District Court for the Eastern District of California;
 - (c) United States District Court for the District of Colorado;
 - (d) United States District Court for the District of Arizona;
 - (e) United States Circuit Court of Appeals for the Ninth Circuit;
 - (f) United States Circuit Court of Appeals for the Tenth Circuit;
 - (g) All Courts of the State of California;
 - (h) All Courts of the State of Colorado.

6. I am a member in good standing of all bars of which I am a member and no disciplinary proceedings have been filed or are pending against me.

7. I have previously been admitted pro hac vice in the Snake River Basin Adjudication in several subcases on behalf of LU Ranching Co.

8. In an Order re: Foreign Counsel dated August 22, 2001, this Court granted LU Ranching's Motion for Association of Non-Resident Counsel and approved my appearance before this Court in Idaho Supreme Court Case No. 27599 subject to the general requirements regarding pro hac vice admission, I.B.C.R. 222.


ELIZABETH P. EWENS

SUBSCRIBED and SWORN to before me on this 8th day of September 2005.




Notary Public for the State of California
Residing at: 411 W. GLEN BLVD, STE 100, DAVIS, CA
My Commission Expires: 9.24.2008

CERTIFICATE OF SERVICE

I certify that on September 12, 2005, I served a true and correct copy of foregoing **AFFIDAVIT OF ELIZABETH P. EWENS IN SUPPORT OF MOTION FOR ASSOCIATION OF FOREIGN COUNSEL** upon the following individuals by placing the document in the United States Mail, postage paid, and addressed as follows:

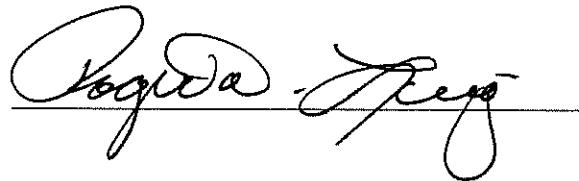
U.S. Department of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033
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Mr. Tim Lowry
LU Ranching Co.
Box 415
Jordan Valley, OR 97910

A handwritten signature in black ink, appearing to read "Regina Hays", is written over a horizontal line.