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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 Nos. 51-12756, 51-12847, 51-12848, 51-12849,
	)	51-12850, 55-13476, 55-13477, 55-13485,
	)	55-13486, 55-13487, 55-13493 55-13499,
	)	55-134500, 55-13501, 55-13507, 55-13509,
Case No. 39576	)	55-13510, 55-13511, 55-13653, 55-13654,
	)	55-13668, 55-13669, 55-13692, 55-13695 &
	)	55-13697
	)	
	)	STATE OF IDAHO'S SECOND AMENDED EXHIBIT
	)	LIST

The State of Idaho, through counsel, submits the following Exhibit List.

Exhibit 1A: First Affidavit of Stephen R. Wee Dated September 17, 2005.

Exhibit 1B: Second Affidavit of Stephen R. Wee Dated September 17, 2005.

Exhibit 2: William P. Dole to James D. Doty, Luther Mann, and Henry Martin, July 22, 1862, Letters Sent by the Office of Indian Affairs, 1824-1881, RG 75, NARA Microfilm M21, roll 69.

Exhibit 3: Report of the Commissioner of Indian Affairs, "Utah Superintendency," *Commissioner of Indian Affairs Annual Report*, 1862-1863, p. 185-186.

Exhibit 4: James D. Doty [Governor, Utah Territory] to Commissioner of Indian Affairs William P. Dole, November 10, 1863, Utah Superintendency, 1849-1880, Letters Received by the Office of Indian Affairs, 1824-1881, RG 75, NARA Microfilm M234, roll 901.

Exhibit 5: Treaty with the Western Shoshone, 1863, 18 Stat. 689, 2 Kappler 851.

Exhibit 6: Maj. H. Douglas to Commissioner of Indian Affairs E.S. Parker, May 31, 1870, *Commissioner of Indian Affairs Annual Report*, 1870-1871, p. 567-568.

Exhibit 7: Report for the year ending August 31, 1876, Levi A. Gheen to Commissioner of Indian Affairs, n.d., *Commissioner of Indian Affairs Annual Report*, 1876-1877, p. 520-522.

Exhibit 8: U.S. Indian Inspector E. C. Watkins to Commissioner of Indian Affairs J. Q. Smith, March 28, 1877, Reports of Inspections of the Field Jurisdictions of the Office of Indian Affairs, 1873-1900, Records of the Indian Division, the Office of the Secretary of the Interior, RG48, NARA Microfilm M1070, roll 29.

Exhibit 9. Levi Gheen to Commissioner of Indian Affairs J. Q. Smith, March 28, 1877, Executive Order April 16, 1877, Executive Orders File, 1850-92, General Records, RG 75, Box 3, Entry 107 NARA Archives I.

Exhibit 10: Executive Order April 16, 1877, and Executive Order May 4, 1886, I Kappler 866.

Exhibit 11: Levi Gheen to Commissioner of Indian Affairs, August 24, 1877, *Commissioner of Indian Affairs Annual Report, 1877-78*.

Exhibit 12: Levi Gheen to Commissioner of Indian Affairs, June 2, 1877, Letters Received, 1824-1881, Nevada Superintendency, 1861-1880, RG 75, NARA Microfilm M234, roll 542.

Exhibit 13: Levi Gheen to Commissioner of Indian Affairs, August 8, 1877, Letters Received 1824-1881, Nevada Superintendency, 1861-1880, RG 75, NARA Microfilm M234, roll 542.

Exhibit 14: Levi Gheen to Commissioner of Indian Affairs E. A. Hayt, May 27, 1878, Letters Received, 1824-1881, Nevada Superintendency, 1861-1880, RG 75, NARA Microfilm M234, roll 543.

Exhibit 15: Levi Gheen to Commissioner of Indian Affairs E. A. Hayt, July 18, 1878, Letters Received, 1824-1881, Nevada Superintendency, 1861-1880, RG 75, NARA Microfilm M234, roll 543.

Exhibit 16: Agent John Mayhugh to Commissioner of Indian Affairs J.D.C. Atkins, August 8, 1885, Press Copy Books, Western Shoshone Agency, RG 75, Box 372, NARA San Bruno.

Exhibit 17: Commissioner of Indian Affairs J.D.C. Atkins to Agent John Mayhugh, September 12, 1885, Letters from the Commissioner to Mayhugh, Western Shoshone Agency, RG 75, Box 410, NARA San Bruno.

Exhibit 18: Acting Commissioner of Indian Affairs A. Blissshaw to Agent John Mayhugh, November 12, 1885, Letters from the Commissioner to Mayhugh, Western Shoshone Agency, RG 75, Box 410, NARA San Bruno.

Exhibit 19: Commissioner of Indian Affairs J.D.C. Atkins to Agent John Mayhugh, October 2, 1885, Letters Sent 1870-1908, RG 75, NARA, Archives I.

Exhibit 20: Agent John Mayhugh to Commissioner of Indian Affairs J.D.C. Atkins, April 3, 1886, Letters Received, 1881-1907, General Records, RG 75, Box 301, NARA Archives I.

Exhibit 21: Western Shoshone Superintendent George Haggett to Commissioner of Indian Affairs, April 27, 1910, CCF, 1907-39, Western Shoshone, Entry 121, Box 32, Folder: 37137-10 Western Shoshone 341, RG 75, NARA Archives I.

Exhibit 22: Secretary of the Interior Ballinger to President [Taft], June 30, 1910, CCF, 1907-39, Western Shoshone, Entry 121, Box 32, Folder: 37176-10, RG 75, NARA Archives I.

Exhibit 23: Executive Order July 1, 1910, 3 Kappler 679.

Exhibit 24: Not used.

Exhibit 25: Agent John How to Commissioner of Indian Affairs, August 19, 1879, *Commissioner of Indian Affairs Annual Report*, 1878-79.

Exhibit 26: Agent John How to Commissioner of Indian Affairs E. A. Hayt, January 27, 1880, Letters Received, 1824-1881, Nevada Superintendency, 1861-1880, RG 75, NARA Microfilm M234, Roll 545.

Exhibit 27: Agent John How to Commissioner of Indian Affairs Roland E. Trowbridge, May 5, 1880. Letters Received, 1824-1881, Nevada Superintendency, 1861-1880, RG 75, NARA Microfilm M234, Roll 545, NARA San Bruno.

Exhibit 28: Captain E. W. Stone, 1st Infantry, to Post Adjutant, Boise Barracks, Idaho Territory, July 5, 1881, Letters Received 1881-1907, Box 37, RG 75, NARA Archives I.

Exhibit 29: Seth W. Richardson, Assistant Attorney General to Ethelbert Ward, Special Assistant to the Attorney General, August 14, 1930, File 90-2-2-1, Central Files, Western Shoshone, Classified Subject Files, Box 13584, RG 60, NARA Archives II.

Exhibit 30: Bill of Complaint, *United States of America v. The Blue Creek Land & Livestock Company, et al.*, February 14, 1931, 032 Duck Valley General Administration & Project Files, 1919-45, Project Correspondence File, 1930-45, Box 593, Entry 7, RG 115, NARA, Denver.

Exhibit 31: Louis C. Cramton, "Water Rights of the Duck Valley Indian Irrigation Project and Effect of Development Upon the Owyhee Reclamation Project," January 1932, Irrigation Division, Correspondence and Reports, Nevada-Western Shoshone, 108596, 47, RG 75, NARA Archives I.

Exhibit 32: Affidavit of Robert Wheeler Dated October 20, 2005. Excerpts from the Deposition of Dr. Richard Clemmer-Smith dated July 6-7, 2005, Vol. II, p. 177-180 and p. 207 through p. 246.

Exhibit 33: Affidavit of Kristin M. Ford Dated October 20, 2005.

Exhibit 34: Affidavit of Ronald D. Carlson Dated October 20, 2005.

Exhibit 35: Third Affidavit of Stephen R. Wee Dated November 8, 2005.

Exhibit 36: Levi Gheen to Maj. H. Douglas, May 18, 1870, Western Shoshone Agency, Correspondence 1869-1873, Western Shoshone Agency, RG 75, Box 391, NARA San Bruno.

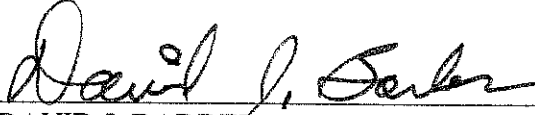
Exhibit 37: Levi Gheen to CIA E. P. Smith, November 30, 1875, Nevada Superintendency, 1861-1880, Letters Received by the Office of Indian Affairs, 1824-1881, RG 75 (NARA Microfilm M234, roll 541).

Exhibit 38: Treaty with the Klamath, etc., Act of October 14, 1864, 16 Stat. 707,
II Kappler 865.

DATED this 10th day of November 2005.

LAWRENCE G. WASDEN
Attorney General

CLIVE J. STRONG
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Chief, Natural Resources Division



DAVID J. BARBER
Deputy Attorney General
Natural Resources Division

CERTIFICATE OF SERVICE

I certify that on this 10th day of November 2005, I caused to be served the original and/or copy of this STATE OF IDAHO'S SECOND AMENDED EXHIBIT LIST on each of the following persons by the indicated method:

1. One Original and two copies to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

- ☐ U.S. Mail, postage prepaid
- ☒ Hand Delivery
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- ☐ Facsimile: (208) 736-2121
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Charles L. Honsinger
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United States Department of Justice
Environment and Natural Resource
Division
161 E. Mallard Drive, Suite A
Boise, ID 83706

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Shoshone-Paiute Tribes
Rep. By:
Jeanette Wolfley
Special Counsel
Shoshone-Bannock Tribes
202 North Arthur
Pocatello, ID 83204

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- ☐ Federal Express
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Shoshone-Paiute Tribes
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Whiteing & Smith
1136 Pearl Street, STE 203
Boulder, CO 80302

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Idaho Power Company
Rep. By:
John K. Simpson
205 N. 10th St. STE 520
PO Box 2139
Boise, ID 83701-2139

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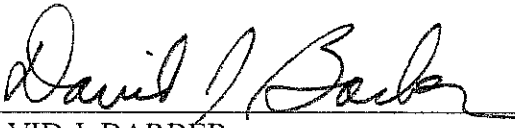
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Not Applicable



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