

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number: A63-29710
Date Received: 3/25/93
Receipt No.: XIIIIII
Received by: 9/

NOTICE OF CLAIM TO A WATER RIGHT
RESERVED UNDER FEDERAL LAW

The following claim is submitted by the United States of America on behalf of the Department of Defense as a federally reserved water right. The listed owner should be the United States of America. The reference in some of the claims to state licenses or permits is purely for informational purposes. To the extent that a court of competent jurisdiction were finally to decide that these claims did not exist under federal law, the United States alternatively claims the water pursuant to its state permits and licenses.

BOISE USARC

1. Name: United States of America
Address: U.S. Army Reserve
C/O Commander
U.S. Army Corps of Engineers, Seattle District
Attn: CENPS-RE, P.O. Box 3755
Seattle, Washington 98124-2255
2. Date of Priority: April 9, 1873
3. Source: Groundwater
4. Points of Diversion:

Future use, no existing diversion facilities. Diversions will be made on Fort Boise Site.
5. Description of Diversion Works: N/A (future use)
6. Water is claimed for the following purposes:

Purpose	From	To	C.F.S.	or A.F.A.
Heating	Jan.1	Dec.31	0.92	
7. Total Quantity Reserved is: 0.92 cfs
8. Total consumptive use claimed is: none
9. Place of Use:

No existing places of use. Future place of use will be on property administered by the U.S. Army Reserve on Fort Boise Site.
10. Legal Description of Reservation: see attached.
11. Do you own the property listed above as place of use? Yes.
12. Other Water Rights Used: none
13. List of Documents creating the federal reservation:

Executive Order of April 9, 1873
Executive Order of February 13, 1911
14. Remarks: none
15. Basis of Claim: Federal reserved water right

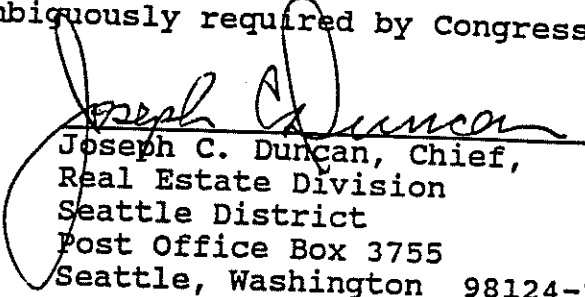
LEGAL DESCRIPTIONS AND MAPS

Verification of United States (U.S. Army Corps of Engineers)
claims

As the Chief, Real Estate Division, for the Seattle District, U.S. Army Corps of Engineers, I verify under penalty of perjury pursuant to the provisions of 28 U.S.C. Section 1746, that to the best of my knowledge and belief the statements made in this document and in the claims filed herewith on behalf of the United States, acting through the U.S. Army Corps of Engineers are true and correct.

Although federal compliance with 28 U.S.C. Section 1746 satisfies the verification requirements of Idaho Code Section 42-1409(5), as a matter of comity I also solemnly swear or affirm under oath that I am the Chief, Real Estate Division, and that to the best of my knowledge and belief the statements made in this document and in the claims filed herewith on behalf of the United States, acting through the U.S. Army Corps of Engineers are true and correct.

By making this verification, neither I, the United States of America, nor any of its agencies or personnel, waive any immunities, rights, privileges, or presumptions, whether based on federal, state, or other statutory and/or common law, except as clearly and unambiguously required by Congress.


Joseph C. Duncan, Chief,
Real Estate Division
Seattle District
Post Office Box 3755
Seattle, Washington 98124-2255

Executed on: 22 March 1993

State of Washington
County of KING

Subscribed and sworn (or affirmed) before me this 22nd day
of March 1993.

Notary Public Edward A. Russell Jr.

Residing at SEATTLE

My Commission expires 1-2-97

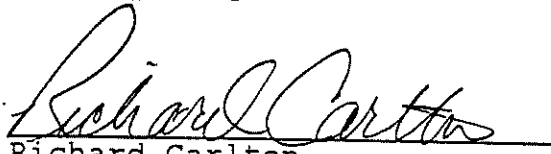
Verification of United States

United States Army, Corps of Engineers, Walla Walla District

As the District Engineer, or his authorized designee, for the Walla Walla District, Corps of Engineers, I verify under penalty of perjury pursuant to the provisions of 28 U.S.C. §1746, that to the best of my knowledge and belief the statements made in this document and in the claims filed herewith on behalf of the United States, acting through the Walla Walla District, Corps of Engineers are true and correct.

Although federal compliance with 28 U.S.C. §1746 satisfies the verification requirements of Idaho Code §42-1409(5), as a matter of comity I also solemnly swear or affirm under oath that I am the District Engineer, or his designee, and that to the best of my knowledge and belief the statements made in this document and in the claims filed herewith on behalf of the United States, acting through Walla Walla District, Corps of Engineers are true and correct.

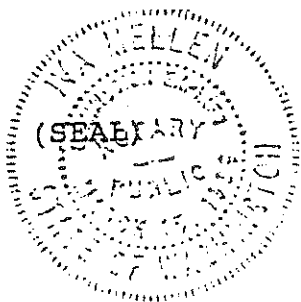
By making this verification, neither I, the United States of America, nor any of its agencies or personnel, waive any immunities, rights, privileges, or presumptions, whether based on federal, state, or other statutory and/or common law, except as clearly and unambiguously required by Congress.


Richard Carlton
Chief of Real Estate Division
Corps of Engineers
Walla Walla, Washington 99362

Executed on: 3/22/93

STATE OF WASHINGTON)
:
County of Walla Walla)

SUBSCRIBED AND SWORN TO before me this 22nd day of March,
1993.



Iva Mellem

NOTARY PUBLIC in and for the State
of Washington

Residence: Walla Walla, Washington

My Commission Expires: March 15, 1996