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January 31, 2008

Clerk of the Court
Attn: Diana R. Delaney
Snake River Basin Adjudication
253 3rd Avenue North
Twin Falls, ID 83303-2707

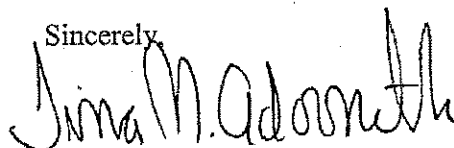
Re: Basin 63 – Affidavits of Michael J. Fuss

Dear Diana:

Pursuant to our telephone conversation on today's date, I am enclosing in connection with Sub Case Nos. 63-2533 and 63-28219 replacement page 1 (three (3) copies) to the Affidavit of Michael J. Fuss Regarding Well Nos. 1 and 2 (Potable) dated January 30, 2008.

Please forward conformed copies of each document that were filed and return them to our office in the enclosed self-addressed, stamped envelope. Thank you for your assistance with this matter. If you have any questions or require any additional information please call.

Sincerely,



Tina M. Adornetto
Document Specialist

Enclosures
cc: Service List

/tma S:\CLIENTS\4628\UTA to Clerk of the Court re filing Aff of Fuss.DOC

Christopher H. Meyer [ISB No. 4461]
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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

Case No. 39576

Sub Case Nos.: 63-2533
63-28219

**AFFIDAVIT OF MICHAEL J. FUSS
REGARDING WELL NOS. 1 AND 2
(POTABLE)**

State of Idaho)
) ss.
County of Canyon)

Michael J. Fuss, being first duly sworn upon oath, deposes and states as follows:

1. I am the Director of the Public Works Department for the City of Nampa, Idaho.
2. In preparation of this Affidavit, I reviewed the records of the City of Nampa for Domestic Well Nos. 1 and 2 associated with Water Right Nos. 63-2533 and 63-28219. I also consulted with other employees of the Department of Public Works as well as private engineering consultants employed by the Department to obtain any relevant information or historical knowledge bearing on the subject of this Affidavit.