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**DEPARTMENT OF
WATER RESOURCES**

July 1, 2008

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P.O. Box 83720
Boise, ID 83720

RE: In Re SRBA
Case: 39576

Dear Sir or Madam,

Please find enclosed the Affidavit of Pete Cenarrusa in support of the Motion to file Late Claim.

Thank you.

Sincerely,

Sent without signature to avoid delay

Scott Rose

SR/tn
encl.

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DEPARTMENT OF
WATER RESOURCES

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Idaho State Bar # 4197

Attorney for Plaintiff

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.: 78-10286
Case No: 39576) 78-10287

AFFIDAVIT OF
PETE CENARRUSA

STATE OF IDAHO)
ss.
COUNTY OF ADA)

Pete Cenarrusa, being first duly sworn upon penalty of perjury, deposes and says:

1. That the statements contained herein are made with personal knowledge, and are true and correct to the best of my information;
2. That I have read the foregoing Affidavit, know the contents thereof and believe the statements therein contained to be true and correct;
3. Your affiant resides in Boise, Idaho, has been active in the sheep business for most of my life, and as such I am competent to make the following statements;
4. I was born on December 16, 1917 and raised on a sheep ranch; My father was in the sheep business; growing up on a sheep ranch taught me sheep husbandry, especially from my dad but

also from others; and when I was 13 years old my father arranged for me to begin learning the skills of a Camp Tender by working closely with a shepherd one week at a time over summer breaks until I graduated high school;

5. I studied animal husbandry and received my degree from the University of Idaho;

6. After college I worked in the sheep industry; in 1950 I went into a sheep business for myself; and, I sold my sheep business after 52 years, in 2002;

7. A Camp Tender's job is to assist the shepherd with moving camp, taking care of the horses, packing, getting to the sheep on time in the morning while the sheep are still bedded down, herding, cooking, and finding clean water;

8. Sheep are not capable of grazing unattended; they require to be looked after and herded by a Shepard; left alone the sheep are prone to death by predators, to being stolen by transients, and to getting lost; it was not unusual for instance for bears to run the sheep over a cliff into a ravine killing one hundred or so sheep at a time; and the Taylor Grazing Act of 1934 was enacted providing grazing districts in large part to get rid of itinerant sheep outfits and to reduce the risk of theft;

9. One band of sheep is essentially equivalent to 1000 sheep; each band requires at least one Shepard and one Camp Tender; and the Shepard and Camp Tender live among the sheep when they are out grazing;

10. When practical the Shepard and Camp Tender utilized a trailer; but, in the steep country like in the Riggins area they used horses and mules and packed in what they needed, such as tents, food, utensils, and Dutch ovens;

11. The Camp Tender took care of the horses, organized all the supplies, packed, set-up the camp, decided where to set-up the tent, and set-up the tent; the Camp Tender needed clean water

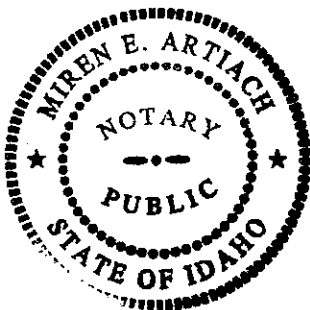
that wasn't dirty, such as for drinking, cooking and cleaning, bathing, and washing clothes; the Camp Tender did the cooking and cleaning, and washed the clothes for the Shepard and himself; the Shepard and Camp Tender would then only move their campsite when the sheep started grazing too far away to effectively watch the sheep and would move the campsite to more closely watch the sheep; the Camp Tender would break camp; in the Riggins area they would move the campsite approximately every five days; and the Camp Tender would then again find a good campsite spot near clean water for both humans and the sheep, but primarily for the Shepard and himself because the sheep could wander a bit;

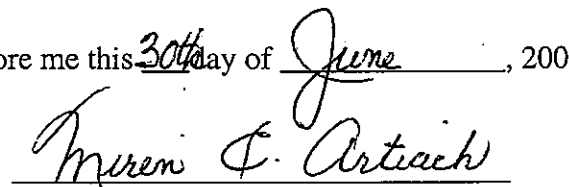
12. I am a honorary director of the Idaho Wool Growers Association; a former Secretary of State for Idaho; and was on the Idaho Land Board concerning the leasing of Idaho-owned land to among other users, sheep ranchers across the State of Idaho; I am familiar with sheep ranching going back to the early 1900's from my father and others, as well as, from my own experiences;

13. From (before) the early 1900's water used by a Shepard and Camp Tender while grazing sheep comprised both livestock use and domestic use.


Pete Cenarrusa

Subscribed and sworn to before me this 30th day of June, 2008.




Notary Public for Idaho.
Residing at Bose, Idaho
My Commission Expires 4-15-12

CERTIFICATE OF MAILING

I certify that on the 1st day of July 2008, I mailed the original and copies of this Affidavit of Pete Cenarrusa, to the following persons:

1. Original to:

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

2. One copy to the claimant of the water right at the following address:

Lightforce USA, Inc.; Attn: Jeff Huber
1040 Hazen Lane
Orofino, Idaho 83544

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, Idaho 83720-0098

United States Department of Justice
Environmental & Nat'l Resources Division
550 W Fort Street, MSC 033
Boise, Idaho 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449

