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DEPARTMENT OF
WATER RESOURCES

Name of Party Filing Document:

UNITED STATES OF AMERICA

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Counsel for the United States of America

**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 No. 47-17143
	)	
Case Number: 39576	)	AFFIDAVIT OF SCOTT NANNENGA
_____	)	

State of: IDAHO
County of: CASSIA

Scott Nannenga, being first duly sworn upon oath, deposes and says:

1. I am currently employed by the United States Department of Agriculture, Forest Service (Forest Service), District Ranger on the Minidoka Ranger District of the Sawtooth National Forest. I have been employed by the Forest Service for 30 years.

2. As part of my assigned duties and responsibilities as the District Ranger on the Minidoka Ranger District I am familiar with and use Rock Creek Guard Station.

3. I have reviewed the reserved water right claim, attached as Exhibit 1, submitted by the Forest Service for Rock Creek Guard Station (Claim).

4. The Claim was prepared by Forest Service personnel as part of their normal duties. I verified the legal locations as set forth and described in Exhibit 1 and have personal knowledge that the location of the point of diversion and point of use and source of the water supply are true and correct as described in Exhibit 1.

5. The Claim is situated wholly within National Forest System lands. It is currently utilized by the Forest Service at Rock Creek Guard Station to manage National Forest System lands.

6. The Claim is necessary for the administration of the National Forest pursuant to the Organic Administration Act of 1897, 16 U.S.C. § 475 *et seq.*, for the purposes of securing favorable conditions of water flow and to furnish a continuous supply of timber.

7. The United States filed this Claim for use in association with Rock Creek Guard Station. The administrative site is used every year to support Forest Service employees engaged in programs of work which regulate the use and occupancy of National Forest System land and protect the forests from a variety of potential damages and depredations such as fire, insects and disease, erosion and other disturbance activities. The ongoing work enhances watershed

protection and preservation of timber stands thereby contributing to the maintenance and improvement of watershed conditions, timber production and favorable conditions of water flow.

8. Based upon personal experience and knowledge, discussions with Forest Service personnel and review of relevant Forest Service records, including but not limited to, on-site inspection records, water has been historically, and is presently utilized at Rock Creek Guard Station in quantities up to and including 0.04 c.f.s. during the period of January 1 through December 31, as described in Exhibit 1.

9. Based upon the forgoing, I have personal knowledge of the following elements of the reserved water right claim:

a. The name and address of the claimant is:

UNITED STATES OF AMERICA acting on behalf of the U.S.D.A. Forest Service, 550 W. Fort Street, MSC033, Boise, ID 83724.

b. The source of water is:

Porcupine Spring

c. The location is:

1) point of diversion:

B.M., T. 14 S, R.19 E, S. 31 NENE.

2) place of use:

B.M., T. 14 S, R.18 E, S. 25 NENE.

d. The quantity of water is:

0.04 c.f.s.

e. The period of use is:

January 1 through December 31

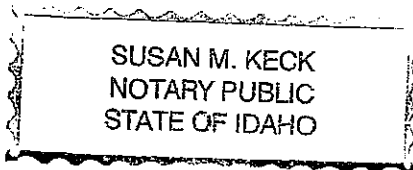
f. The purpose of use is:

Administrative purposes at Rock Creek Guard Station.

Dated this 21st day of January, 2010.

Scott Nannenga
Scott Nannenga

SUBSCRIBED and SWORN to before me this 21 day of January, 2010.



Susan M. Keck

NOTARY PUBLIC FOR: State of Idaho

Residing at: Almo, Id

My Commission Expires: 09-08-2015

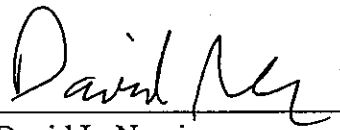
CERTIFICATE OF MAILING

I certify that on January 29, 2010, I mailed a true and correct copy of the foregoing Affidavit of Scott Nannenga to the following by First Class United States Mail, prepaid:

Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720



David L. Negri

JUN 28 2004

DEPARTMENT OF
WATER RESOURCES

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

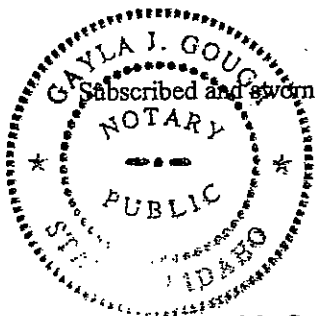
CIVIL CASE NUMBER: 39576

Ident. Number: 47-17143

RESERVED UNDER FEDERAL LAW

1. Name of Claimant: UNITED STATES OF AMERICA on behalf of the U.S.D.A. Forest Service
Address: 550 W. Fort Street MSC033
Boise ID 83724
2. Date of Priority: 06/12/1905
3. Source of water: PORCUPINE SPRING Tributary: GOOSE CREEK
4. Location Meridian BOISE
Description of Diversion Works: Headbox From: Spring
Location of Point of Diversion
T: 14 S R 19 E S: 31 NENE
Location of Place of Use
T: 14 S R 18 E S: 25 NENE ac: 0
5. Quantity claimed: Period Quantity For
1/ 01 - 12/ 31 0.04 CFS Administrative
6. Total Consumptive Use Claimed for Present and Future Use is:
0.04 CFS
7. Present and future uses to which the water is or will be used:
Administrative
8. Remarks:
State Basin: 47
National Forest: Sawtooth
Forest Service Record ID: 4 14 17040211 13 0200
Rock Creek Guard Station

I verify to the best of my knowledge the statements contained in this document are true and correct.



Subscribed and sworn to before me on:

Steven M. Spencer
STEVEN M. SPENCER
Consumptive Use Water Specialist

JUNE 25, 2004
[Signature]
Notary Republic

Residing at:

KUNA, IDAHO

My Commission Expires:

11-17-2004

EXHIBIT - 1