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Attorneys for City of Weiser

**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. 03-07009, 03-07034, 03-10010,
	)	03-10198, 67-02320, 67-04291, 67-04412,
Case No. 39576	)	67-10971, 67- 10975, and 67-14129
	)	(City of Weiser)
_____	)	

AFFIDAVIT OF ROBERT HOGG

STATE OF IDAHO)
) ss:
COUNTY OF WASHINGTON)

I, Robert Hogg, after first being duly sworn upon oath, depose and state that:

1. I am over the age of 18.
2. I reside at 976 Haas Road in Weiser, Idaho.
3. I was the City Administrator for the City of Weiser at the time the Keystone Plant was built in 1973.
4. I have personal knowledge regarding the City of Weiser's water rights and use at that time.
5. The Keystone water treatment plant replaced the City's older surface water diversions and water treatment facilities.
6. The City of Weiser did not intend to limit or change the City's existing beneficial use rights from the Weiser River for the treatment plant when the City applied for a Snake River water right associated with the construction of the Keystone water treatment plant.

FURTHER YOUR AFFIANT SAYETH NAUGHT.

DATED this 6 day of August 2010.

Robert L. Hogg
Robert Hogg

SUBSCRIBED AND SWORN to before me this 6 day of August 2010.



Marsha Glarborg
Notary Public, in and for the State of Idaho
Residing in: Wiser, Idaho
My Commission Expires: 3/15/2012

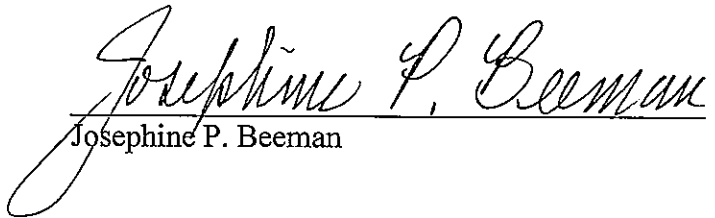
CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 17th day of August 2010, I caused a true copy of the foregoing document to be deposited in an official U.S. Post Office box with First Class postage affixed, addressed to the following:

UNITED STATES OF AMERICA
REPRESENTED BY:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NAT'L RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

STATE OF IDAHO
REPRESENTED BY:
NATURAL RESOURCES DIV CHIEF
STATE OF IDAHO
ATTORNEY GENERAL'S OFFICE
PO BOX 44449
BOISE, ID 83711-4449

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098


Josephine P. Beeman