

2-10-12

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DEPARTMENT OF
WATER RESOURCES

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ISB #3862

Attorneys for Claimants

**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,	)	Water Right 36-16908 and 36-16923
	)	
Case No. 39576	)	AFFIDAVIT OF
	)	JOSEPH ALVIN VERNON
	)	
_____	)	

STATE OF WASHINGTON,)
) ss.
County of Spokane.)

JOSEPH ALVIN VERNON, being sworn upon oath, deposes and states as follows:

1. I am over the age of eighteen (18) years, and I make the averments contained herein of my own personal knowledge and would testify to the facts as presented herein if called upon to do so.

2. The Current Applicant and owner of the property in question is Richard Larry ("Larry") Stone. Larry and his wife purchased the property, located near Hagerman, Idaho, where the claimed water rights are located, from me in 2005. The purpose of this Affidavit is to give my historical knowledge of the winter (non-irrigation season) use of two (2) ponds located on the property.

3. I moved onto the property with my mom and dad in 1956. I was eleven (11) years old when we moved to the property. Hunting was a big part of my life growing-up on the property. There was substantial water fowl located on our property. The water fowl was drawn to the property by a pond located on the property. This pond was an "all weather" pond located on the northeastern corner of the property, located just below the Buckeye Irrigation Canal.

4. We built a duck blind near the pond. During the duck season, we kept water flowing through the pond so the pond would not freeze. Keeping the water from freezing enabled my family to attract fowl to the ponds in the winter (non-irrigation) months.

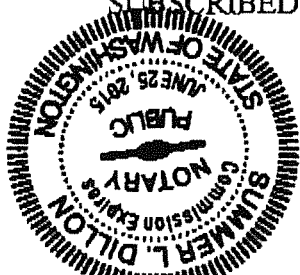
5. On or about 1970, my dad bartered with a backhoe operator to come onto our property and dig a channel from the existing pond located on the northeastern boundary of our property. This channel allowed us to create an additional pond. We called this pond the "lower pond." Like the existing pond, we used the "lower pond" to hunt for duck and geese. We allowed water to flow through both ponds during the winter months to allow water fowl to land on the ponds. We kept water flowing through the ponds until I sold the property in 2008 to Larry.

FURTHER YOUR AFFIANT SAYETH NOT.

DATED this 2nd day of February, 2012.

Joseph Alvin Vernon
JOSEPH ALVIN VERNON

SUBSCRIBED AND SWORN to before me this 2nd day of February, 2012.



Summer L. Dillon
NOTARY PUBLIC FOR WASHINGTON
Residing at: Snohomish County
Commission expires: 6-25-2015

AFFIDAVIT OF JOSEPH ALVIN VERNON - 2

CERTIFICATE OF MAILING

I certify that on 8 day of February, 2012, I mailed the original and copies of this response, including all attachments, postage prepaid, to the following persons:

1. Original to:

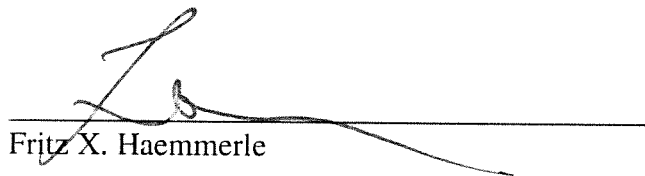
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Environment and Natural Resource Division
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