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RECEIVED  
APR 28 2014  
DEPARTMENT OF  
WATER RESOURCES

*Attorneys for Bruce and Glenda McConnell*

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT FOR THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

Subcase Nos. 74-361, -362, -363, -364, -  
365, -367, -368

AFFIDAVIT OF ROXANNE BROWN

STATE OF IDAHO     )  
                                      ) ss.  
County of Ada         )

ROXANNE BROWN, being first duly sworn upon oath, deposes and says:

1. I am over the age of 18 and state the following based upon my own personal knowledge.

2. I was an employee of the Idaho Department of Water Resources ("IDWR") for an 18-year period from 1988 to 2006. During that period, I reviewed more than 10,000 claims in the Snake River Basin adjudication and had primary responsibility for the review and recommendation of the claims in Basin 74 (the Lemhi River Drainage).

3. I joined SPF Water Engineering in September 2006 as a Senior Water Right Specialist. I continue to work on general water right reviews and analysis, but specialize in complicated water right issues, including master planning, water right valuation, protest and objection resolution and litigation support.

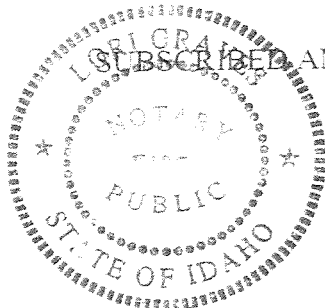
4. Prior to second round service for Basin 74, IDWR staff reviewed imagery and prepared GIS shapes for each point of diversion and place of use described in the final Lemhi Basin decree. Although 1987 infrared photography was used in most areas of Idaho for review, that photography was not available for the Lemhi Valley. Because infrared imagery was not available, 1993-94 true color photography was obtained from the USDI-Bureau of Land Management and used for the Basin 74 review.

5. Attached hereto as Exhibit A is a map of the general place of use for the above-captioned subcases as described in the Lemhi decree. The place of use is shown on true color imagery used by IDWR staff to prepare maps prior to second round service in the SRBA. Based on my review of Exhibit A, the place of use for the above-captioned subcases appears irrigated, and shapes could easily have been prepared for water right nos. 74-361, 74-362, 74-363, 74-364, 74-365, 74-367, and 74-368.

Further your Affiant sayeth naught.

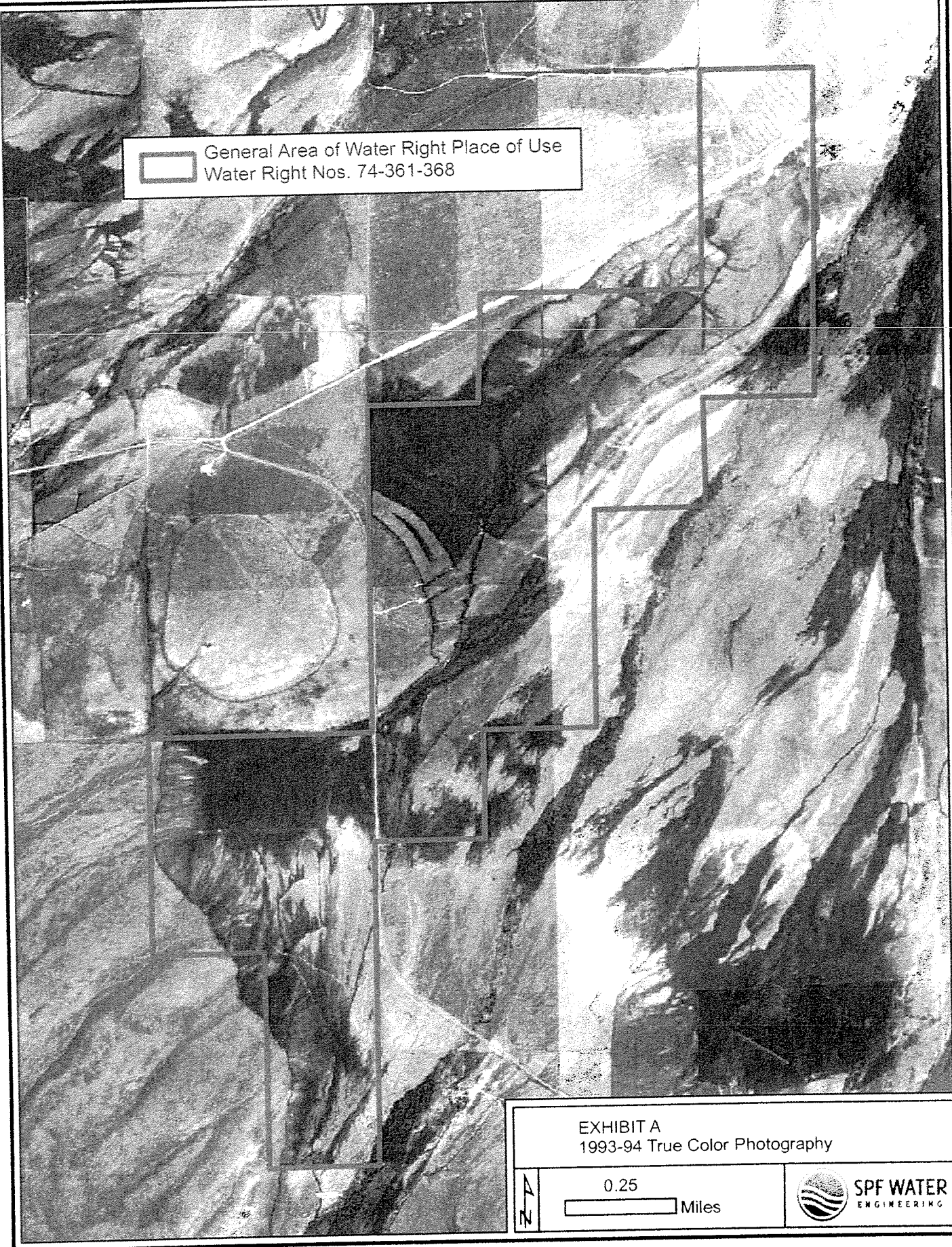
DATED this 25<sup>TH</sup> day of April, 2014.

Roxanne Brown  
ROXANNE BROWN



AND SWORN TO BEFORE ME this 25 day of April, 2014.

Lois Gnaess  
NOTARY PUBLIC for Idaho  
Residing at: Bone  
My Commission Expires: 5/6/2015



General Area of Water Right Place of Use  
Water Right Nos. 74-361-368

EXHIBIT A  
1993-94 True Color Photography



0.25

Miles



SPF WATER  
ENGINEERING

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 28<sup>th</sup> day of April 2014, I caused the foregoing document to be filed with the Court and true and correct copies served by the methods indicated:

1. Original to:

|                                                                                                                                     |                                                                |
|-------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------|
| CLERK OF THE DISTRICT COURT<br>SNAKE RIVER BASIN ADJUDICATION<br>253 THIRD AVENUE NORTH<br>PO BOX 2707<br>TWIN FALLS, ID 83303-2707 | <input checked="" type="checkbox"/> U.S. Mail, postage prepaid |
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2. Paper copies to:

|                                                                                                                            |                                                                                                          |
|----------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------|
| IDWR DOCUMENT DEPOSITORY<br>P.O. BOX 83720<br>BOISE, ID 83720-0098                                                         | <input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid<br><input type="checkbox"/> Hand Delivery |
| CHIEF NATURAL RESOURCES DIV.<br>OFFICE OF THE ATTORNEY GENERAL<br>STATE OF IDAHO<br>P.O. BOX 44449<br>BOISE, ID 83711-0449 | <input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid<br><input type="checkbox"/> Hand Delivery |
| UNITED STATES DEPT. OF JUSTICE<br>ENVIRONMENT & NATURAL RESOURCE<br>550 WEST FORT STREET, MSC 033<br>BOISE, ID 83724-0101  | <input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid<br><input type="checkbox"/> Hand Delivery |

3. Paper copies to water users on Lee Creek:

|                                                                                                      |                                                                |
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| BOBBIE ANDERSON<br>DORIS ANDERSON<br>P.O. BOX 53<br>LEADORE, ID 83464                                | <input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid |
| EDDIE R. PETERSON<br>P.O. BOX 85<br>LEADORE, ID 83464                                                | <input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid |
| HARVEY E. PETERSON<br>JANETTE S. PETERSON<br>KENNETH J. PETERSON<br>P.O. BOX 58<br>LEADORE, ID 83464 | <input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid |

4. Transmittal letter with an attached DVD containing all documents filed in this matter to the SRBA Expedited Service List:

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