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Attorneys for Heather Stein Bowlby

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APR 30 2014

Department of Water Resources
Adjudication Bureau

**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
COEUR D'ALENE-SPOKANE
RIVER BASIN WATERSYSTEM**

Case No. 49576

Water Right/Subcase No. 95-16775 & 95-16776

AFFIDAVIT OF ROMER BROWN

STATE OF IDAHO)
) ss:
COUNTY OF Kootenai)

I, Romer Brown, after first being duly sworn upon oath, deposes and states:

1. I am a neighbor of Heather Stein Bowlby and own property to the south of Ms. Bowlby's property that is located on Coeur d'Alene Lake. There is a lot between my property and Ms. Bowlby's property. I have lived on the property since the 1940s.

2. I remember that around 1948 or 1949 there was an irrigation pump from Coeur d'Alene Lake that could pump water up the hill onto the property now owned by Ms. Bowlby.

The pump was powered by a jeep motor and pumped water into two large water drums. The water was then let out of the water drums and flowed onto the property to water the lawn and trees. I do not remember seeing the system operate but I remember the pump, motor and water drums being there.

3. Also in 1948 or 1949 a small, shallow well was drilled on the lot located between my property and the Bowlby property. This well was then used to provide domestic drinking water to that lot, my property, and the Bowlby property. It was also used for irrigation of the three properties and I still use it for household purposes.

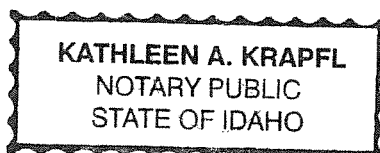
4. Oscar Steinley owned the property before Ms. Bowlby. Mr. Steinley later sold the property to Ms. Bowlby. Mr. Steinley irrigated the property and could irrigate the property from the lake or the shallow well. In the late 1970s or early 1980s a new well was drilled on the Steinley property, which is now the Bowlby property. After this Mr. Steinley did not use the shallow well to my knowledge.

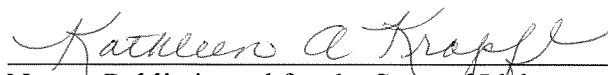
FURTHER YOUR AFFIANT SAYETH NAUGHT.

DATED this ^{7th} 16 day of April, 2014.


ROMER BROWN

SUBSCRIBED AND SWORN to before me this 16 day of ^{april} ~~March~~, 2014.




Notary Public in and for the State of Idaho
My Commission Expires: 01-26-2019