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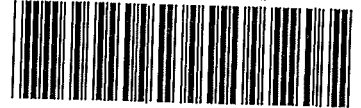
MAY 22 1998

OFFICE OF THE
ATTORNEY GENERAL

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Assistant Attorney General
Environment and Natural Resources Division

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General Litigation Section
Environment and Natural Resources Division
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MAIL14275



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

	)	Subcase No. 57-10939
In Re SRBA	)	
	)	
	)	Affidavit of Fred Price
Case No. 39576	)	
	)	
	)	
State of Idaho	)	
County of <u>ADA</u>	)	

I, Fred Price, being duly sworn, upon oath, state that:

1. I am currently employed as a Water Rights Specialist for the Bureau of Land Management (BLM), in Boise, Idaho and have served in that capacity for over 5 years.

2. As part of my assigned duties, I am responsible for preparing the water rights claimed and objected to by the BLM in the Snake River Basin Adjudication. As part of my duties, I have

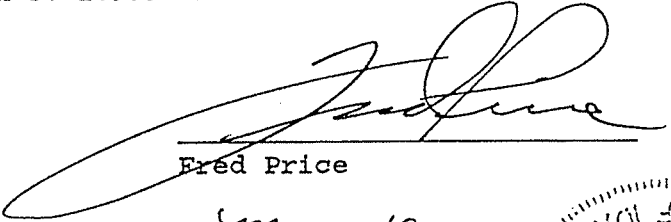
57-10939

developed significant experience and expertise in reading the Master Title Plat, which describes the boundaries of the federal land managed by the BLM.

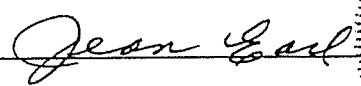
3. I am aware that Mr. Ted Gammett signed a stipulation in SRBA subcase 57-10939 in which he agreed to delete all BLM land from the description of his water right claim.

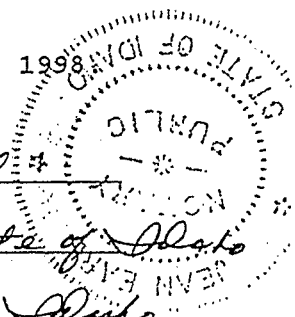
4. I have analyzed the water right claimed by Mr. Ted Gammett in SRBA subcase no. 57-10939 against the Master Title Plat. The attached Exhibit A is a copy of the Idaho Department of Water Resources Director's Report page for SRBA subcase no. 57-10939 on which, consistent with the agreement signed by Mr. Gammett, I have drawn a line through all the places of use and points of diversion claimed by Mr. Gammett in 57-10939 which describe BLM land.

State of Idaho
County of Ada


Fred Price

Subscribed and sworn to before me on May 19, 1998


Notary Public for State of Idaho
Residing at: Boise, Idaho
My Commission expires: August 1, 2000



CERTIFICATE OF SERVICE

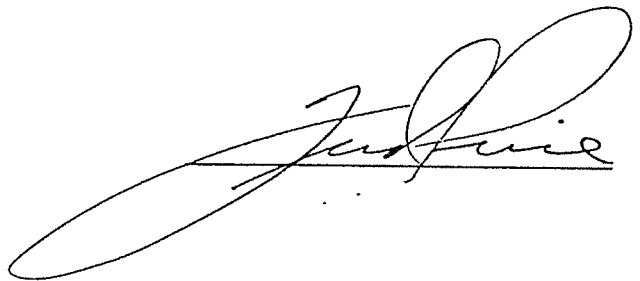
I certify that a true and correct copy of the Affidavit of
Fred Price was mailed on May 19th, 1998 via United States mail,
postage prepaid, upon the following:

Clive Strong
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83711-4449

Ted Gammett
Rockville Route
Jordan Valley, Oregon 97910

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

US Department of Justice
Environment & Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

A handwritten signature in cursive script, appearing to read "Fred Price", written over a horizontal line.

Right Number: 57-10939

Name and Address: TED GAMMETT
ROCKVILLE
JORDAN VALLEY, OR 97910

Source:	~~UNNAMED STREAMS~~	Tributary: ~~DEAD HORSE CREEK~~
	~~UNNAMED STREAMS~~	~~LITTLE SQUAW CREEK~~
	~~DEAD HORSE CREEK~~	~~MC BRIDE CREEK~~
	MC BRIDE CREEK	SUCCOR CREEK
	~~UNNAMED STREAM~~	~~MC BRIDE CREEK~~
	UNNAMED STREAMS	DRY CREEK
	DRY CREEK	MC BRIDE CREEK
	~~UNNAMED STREAMS~~	~~JUMP CREEK~~
	~~JUMP CREEK~~	~~SNAKE RIVER~~

Quantity: .07 CFS
0.02

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Priority Date: 05-01-1875

Diversion Point:	T01N R05W S32	NWNENE	(Instream Beginning Point)
		NWSWNE	(Instream Ending Point)
		SESWNE	(Instream Beginning Point)
		SWNENW	(Instream Ending Point)
		SENENW	(Instream Ending Point)
		NWNESW	(Instream Beginning Point)
	S33	SWNESE	(Instream Beginning Point)
	S34	SWNWSW	(Instream Ending Point)
	T01S R05W S03	SWNWSW	(Instream Ending Point)
	S04	SWNWSW	(Instream Beginning Point)
		SESENW	(Instream Beginning Point)
	S06	SWSESW	(Instream Ending Point)
	S07	NWSWSW	(Instream Ending Point)
	S17	SESWNW	(Instream Beginning Point)
		SENWSW	(Instream Beginning Point)
	S18	SENWSE	(Instream Ending Point)
	S19	NWNENE	(Instream Ending Point)
		SENENE	(Instream Beginning Point)
	S20	SWNWNW	(Instream Beginning Point)
	S30	SWNENW	(Instream Beginning Point)
*	R06W S13	NESENW	(Instream Ending Point)
*		SESENW	(Instream Beginning Point)
		NWNWSE	(Instream Ending Point)
	S24	SWSENE	(Instream Beginning Point)
	S35	NESWNE	(Instream Ending Point)

	S36	NWSESE	~~(Instream Ending Point)~~
		SESENW	~~(Instream Ending Point)~~
*		NESESE	~~(Instream Beginning Point)~~
*		<u>SWNWNW</u>	<u>(Instream Ending Point)</u>
*		<u>SESENW</u>	<u>(Instream Ending Point)</u>
*		<u>SESWSE</u>	<u>(Instream Beginning Point)</u>
	T02S R06W S01	<u>NESESE</u>	<u>(Instream Beginning Point)</u>
		NENWSW	~~(Instream Ending Point)~~
		NWSESW	~~(Instream Beginning Point)~~
	S11	SEWNWE	~~(Instream Beginning Point)~~
		NWSESE	~~(Instream Beginning Point)~~
	S12	NESENW	~~(Instream Ending Point)~~
	S14	NENWNW	~~(Instream Beginning Point)~~
		NWSWNW	~~(Instream Beginning Point)~~

Within Owyhee County

Purpose and Period of Use:	Purpose of Use Stockwater	Period of Use 03-16 TO 12-31	Quantity 707 CFS <u>0.02</u>
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Place of Use:	Stockwater		Within Owyhee County
	T01N R05W S32	NENE	NWNE
		SWNE	NENW
		SENW	NESW
	S33	NESE	
	S34	NWSW	NWSE
		NESW	
	T01S R05W S03	NWSW	
	S04	SWNE	NWSW
		SENW	NESE
		NWSE	SWSW
	S05	SESE	
	S06	SWSW	SESW
	S07	SENE	NENE
		NWNE	NENW
		NESW	SWSW
		SESW	NWSE
		SWSE	SESE
	S08	NWNE	NENW
		SWNW	SENW
	S17	NWSW	SWSW
		SWNW	
	S18	SWNE	NENW
		NENE	NWNW
		SENW	SWSW
		NWSE	SESE
	S19	NENE	NWNW
		SWNW	NESW
		NWSW	
	S20	NWNW	
	S30	NENW	

	R06W S13	SWNE	NESE
*		NWSE	SWSE
		SENE	SESE
	S24	NENE	NWNE
		SENE	
	S35	SWSE	SWNE
		NENE	SENE
		NWSE	SESE
*	S36	NWNW	SWNW
*		SENE	NESW
*		NWSE	SWSE
*		SESE	
	T02S R06W S01	NWNE	NWNW
		NESW	SWNW
		NWSW	SWSW
		SESW	
	S02	SWNE	NENE
		NWNE	NWSE
		SWSE	
	S11	SESW	NWNE
		SWNE	NENW
		SENE	NESW
		SWSW	NWSE
		SESE	
	S12	NWNW	
	S14	NWNW	SWNW

Other Provisions Necessary for Definition / Administration of this Water Right:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

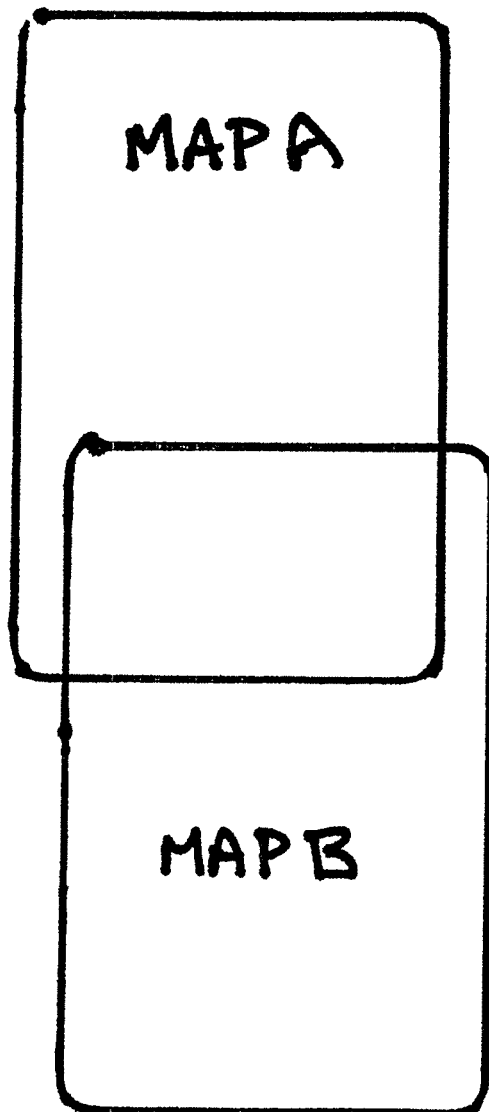
Explanatory Material: Basis of Claim - Beneficial Use

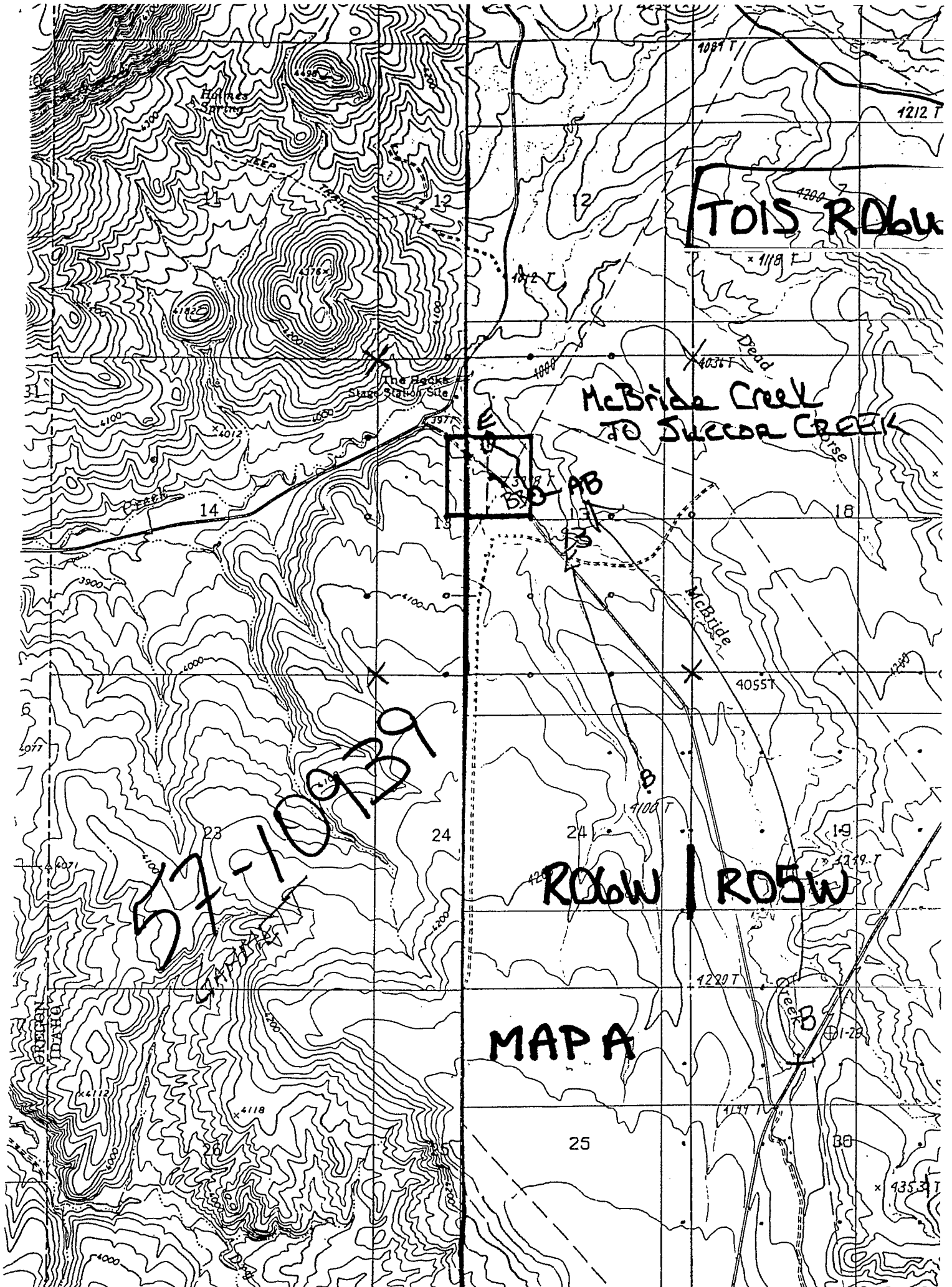
~~BLM GRAZING RIGHTS - ROCKVILLE ALLOTMENT.~~
~~SOURCES FOR THIS RIGHT ARE FOUR UNNAMED STREAMS TRIB. TO DEAD HORSE CREEK, TWO UNNAMED STREAMS TRIB. TO LITTLE SQUAW CREEK, DEAD HORSE CREEK TRIB. TO MC BRIDE CREEK, UNNAMED STREAM TRIB. TO MC BRIDE CREEK, MC BRIDE CREEK TRIB. TO SUCCOR CREEK, FIVE UNNAMED STREAMS TRIB. TO DRY CREEK, DRY CREEK TRIB. TO MC BRIDE CREEK, TWO UNNAMED STREAMS TRIB. TO JUMP CREEK, JUMP CREEK TRIB. TO SNAKE RIVER.~~

57-10939

GAMMETT

MAP KEY





57-10939

57-10939
GAMNETT

ROW | ROSW

X

X

36

EL DUEÑO
KING
KUPPE
PK

UPON THE
TO DEL CREEK

FOIS
TOZS

MAPB

