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SEP 18 1996

Department of Water Resources

Movant:

Lee Watson

Attorney Name and Address:

HEPWORTH, LEZAMIZ & HOHNHORST,
CHARTERED
133 Shoshone St. North
P.O. Box 389
Twin Falls, ID 83303-0389
Telephone: (208)734-7510

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. 34-00182, 34-00381A
) and 34-02379F
)

Case No. 39576

) AFFIDAVIT OF PATRICK D. BROWN
)

* * * * *

STATE OF IDAHO)

) ss.

County of Twin Falls)

Patrick D. Brown, being first duly sworn upon oath, deposes and says:

1. My name is Patrick D. Brown and I make the following statements based on my person knowledge. I am an attorney licensed to practice law in the State of Idaho and practice with the law firm of Hepworth, Lezamiz & Hohnhorst, Chartered.

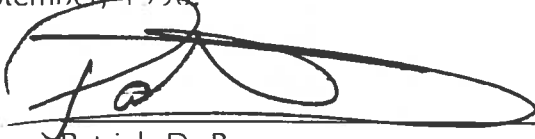
2. During the summer of 1996 Lee Watson hired me and requested that I advise and aid him in obtaining delivery of the three water rights with are the subject of

1 the instant motion.

2 3. Understanding that neither Mr. Watson, nor Byron Pearson were able
3 to get the Watermaster or ditchrider to deliver their right, I spoke with Watermaster Doug
4 Rosenkrance in August, 1996. Mr. Rosenkrance informed me that water could not be
5 delivered to those rights because they were not reported in the Director's Report for Basin
6 34. I then wrote the Director of IDWR, Mr. Dreher and Mr. Norm Young who I understand
7 is in charge of water allocation for IDWR.

8 4. Attached is the letter I received from Mr. Young in response to my
9 request that these three water rights be delivered.

10 Dated this 17 day of September, 1996.

11 
12 Patrick D. Brown

13 SUBSCRIBED and SWORN to before me this 17 day of September, 1996.

14
15 Allen A. Morrison
16 NOTARY PUBLIC FOR IDAHO

17 Residing at: Boise, ID

18 My Commission Expires: 8/24/2001

19 CERTIFICATE OF SERVICE

20 The undersigned, a resident attorney of the State of Idaho, with offices at 133
21 Shoshone St. North, P.O. Box 389 Twin Falls, Idaho 83303, and one of the attorneys for
22 the claimants in this matter, certifies that on the 17 day of September, 1996, he served a
23

1 true and correct copy of the foregoing document by the method indicated below, and
2 addressed to the following:

3 Chief, Natural Resources Div.
4 Office of the Attorney General
5 State of Idaho
6 P. O. Box 44449
7 Boise, ID 83711-4449

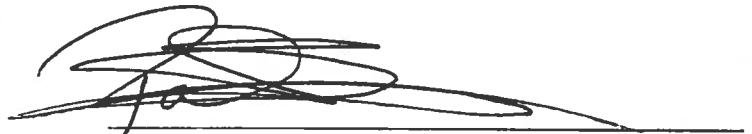
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☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

8 United States Dept. of Justice
9 Environment & Natural Resources
10 550 West Fort Street, MSC 033
11 Boise, ID 83724

☒ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)

12 Director of IDWR
13 P. O. Box 83720
14 Boise, ID 83701-2139

☒ U.S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Telecopy (Fax)



Patrick D. Brown

15 (WATER\61291AFF.PDB)\t