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SPECK & AANESTAD

A PROFESSIONAL CORPORATION
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NOV 24 2006

DEPARTMENT OF
WATER RESOURCES

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November 22, 2006

Cynthia Bridge Clark
Water Right Permits Section
Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098

**Re: Rhythm Ranch Homeowners Association -
SRBA Claims and Transfer No. 71145
Our File No.: 261/060018**

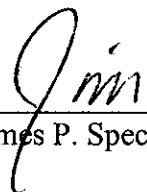
Dear Cynthia:

Enclosed you will find the original and one copy of the Affidavit of Ralph Girton to be filed in these matters. A copy was previously sent to you by email on November 21, 2006. Please receipt date stamp the copy and return it to me in the postage, prepaid self-addressed envelope included for that purpose.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: 
James P. Speck

JPS:jal
Enclosure

ORIGINAL IN RED

Claimants Name:

Rhythm Ranch Homeowners Association

Attorney Name & Address:

**James P. Speck
Speck & Aanestad
A Professional Corporation
120 East Avenue
P. O. Box 987
Ketchum, Idaho 93340
(208) 726-4421
FAX: (208) 726-0752**

**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

Case No. 39576

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)
)
)
)

AFFIDAVIT OF RALPH GIRTON

DESCRIPTIVE SUMMARY

This is an affidavit in support of the claimed irrigated acres under Claims 37-21229, 37-21231, 37-21233, 37-21335 and 37-21337.

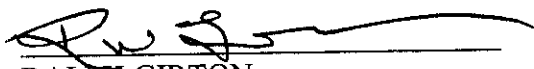
AFFIDAVIT

STATE OF IDAHO)
)
COUNTY OF BLAINE) SS.

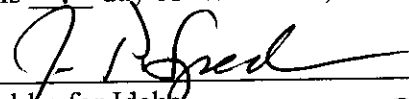
I, RALPH GIRTON, being duly sworn, under oath, depose and state as follows:

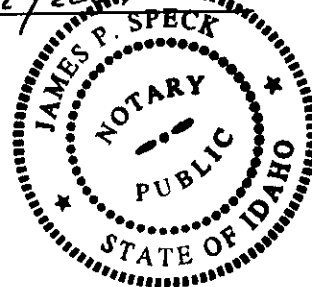
1. I am the owner of Cal-Pacifico of California which owned and farmed the parcel outlined in red on **Exhibit A** for a period of time that included 1984 through 1988. I still live on the land immediately North of this parcel.

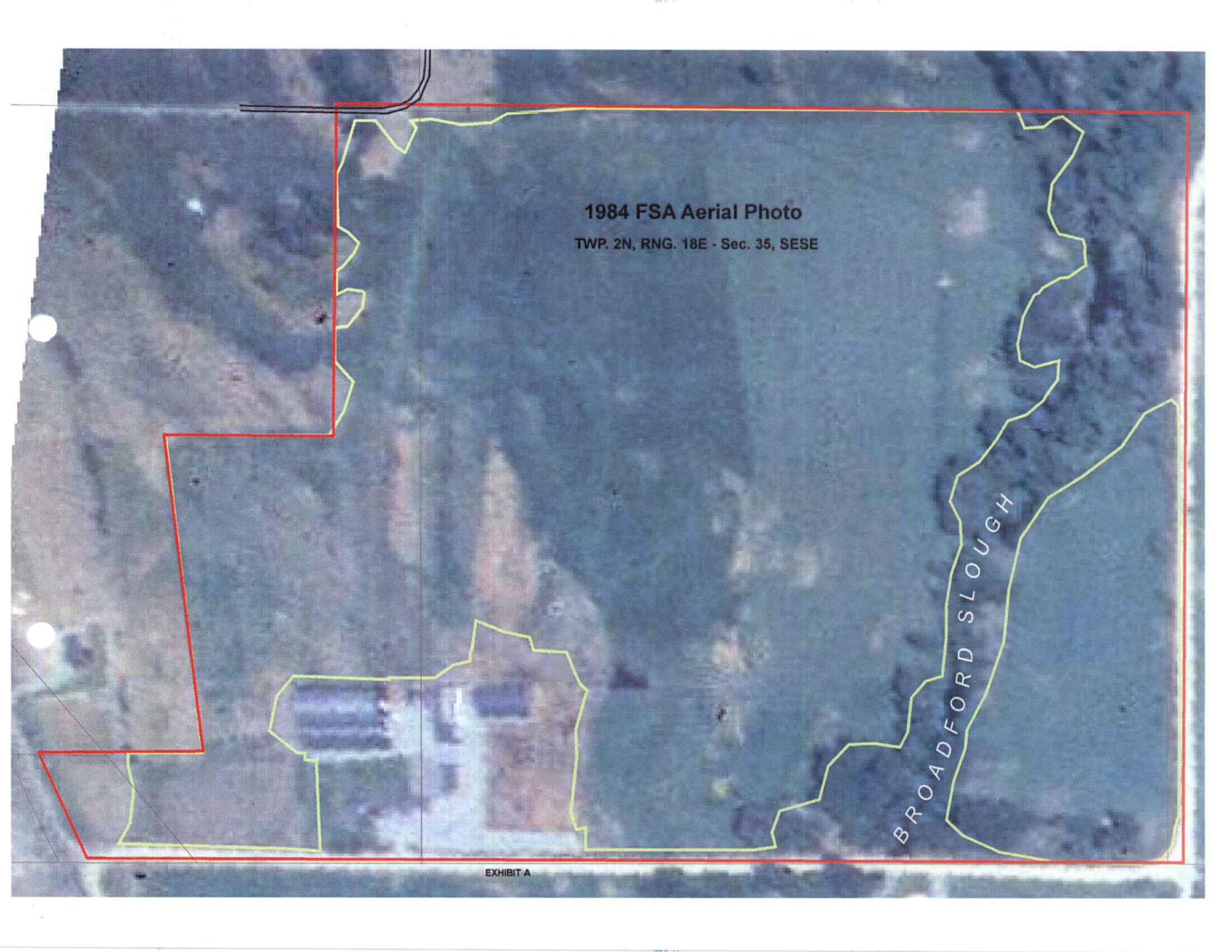
2. During the period from 1984 through 1988 we irrigated all of the land outlined in yellow on **Exhibit A** by wheel lines and hand lines to grow hay. At some point during this time period we stopped irrigating the small area in the Southwest corner as it was used for other purposes, but there was never any intent to permanently give up the water rights to irrigate that area.


RALPH GIRTON

SUBSCRIBED AND SWORN to before me this 21 day of November, 2006.


Notary Public for Idaho
Residing at: Blaine County, ID
Comm. Expires : 1/22/2008





1984 FSA Aerial Photo
TWP. 2N, RNG. 18E - Sec. 35, SESE

This is an aerial photograph from 1984 showing a wetland area. A red line outlines a large, irregular section of the land. Within this red-outlined area, a yellow line follows a more complex, irregular path, possibly indicating a specific boundary or feature. The terrain is mostly dark and textured, suggesting water or dense vegetation. In the lower-left portion of the red-outlined area, there is a small, lighter-colored rectangular structure, possibly a building or a cleared area. The text '1984 FSA Aerial Photo' and 'TWP. 2N, RNG. 18E - Sec. 35, SESE' is printed in the upper-middle section of the image.

BROADFORD SLOUGH