

17-4053

RECEIVED

APR 05 2005

AFFIDAVIT TO A WATER RIGHT IN THE STATE OF IDAHO

Department of Water Resources
Eastern Region

My name is Don Eliason. I reside at 23005 W Old Hwy 37 in Holbrook, Idaho 83243. I have lived on this ranch since 1938. My dad's Uncle Dave Dilli lived here from 1880 until the time that my dad, Chester Eliason bought this ranch from him in July 1938. We have used this water since that time to irrigate our crops as well as to water our cattle. Dave Dille used it in the same way for crops and cattle.

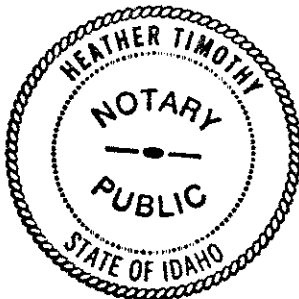
This water does not leave this place except in the case of flooding. The source of the water comes down a canyon from Rock Springs, Twin Springs, Meadows Divide and Hoffman Springs which are west and northwest of the ranch. It has been used for the same purpose for at least 125 years. My family has used the water for 67 years.

Signed Don Eliason Date 3-30-05

STATE OF IDAHO)
: SS
COUNTY OF ONEIDA)

On this 30th day of March 2005, before me a Notary Public in and for the said State, personally appeared DON ELIASON, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF I have hereunto set my hand and affixed my seal the day and year in this certificate written.



Heather Timothy
Notary Public for Idaho
Residing at Malad City, Idaho
My Commission Expires: 11-25-08

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 17-4053

WATER RIGHT NUMBER: 17-4053

Owner Type Name and Address
 Current Owner DON ELIASON & SONS
 HOLBROOK, ID 83243

Priority Date: 06/01/1910
 Basis: Statutory Claim
 Status: Active

Source Tributary
 ROCK CREEK SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	5/01 to 10/15	1 920 CFS	
STOCKWATER	1/01 to 12/31	0 070 CFS	
	<u>Total Diversion:</u>	1 970 CFS	

Location of Point(s) of Diversion

ROCK CREEK	SE1/4SW1/4	Sec 10, Twp 14S, Rge 32E, B M
ONEIDA County		
ROCK CREEK	NE1/4NW1/4	Sec 9, Twp 14S, Rge 32E, B M.
ONEIDA County		

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S 32E 9					25 0	4 0		1 0									30 0
14S 32E 10												16 0			19 0	1 0	36 0
14S 32E 15	7 0		23 0														30 0

Total Acres: 96

STOCKWATER same as IRRIGATIONConditions of Approval:Remarks: