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DEPARTMENT OF
WATER RESOURCES

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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF DISTRIBUTION OF WATER TO WATER RIGHT NOS. 36-02356A, 36-07210 AND 36-07427	**AFFIDAVIT OF ANGELINA M. LEAVITT (BLUE LAKES DELIVERY CALL)**

State of Idaho)
) ss.
County of Jerome)

Angelina M. Leavitt, of her own personal knowledge and duly sworn, states:

1. I am the Secretary/Clerk of the North Snake Ground Water District ("North Snake"). In this capacity I am responsible for, among other things, managing all North Snake's business matters, including maintaining its membership records and accounts, compiling, certifying and providing documentation to the county assessor's office to support North Snake's annual assessments as required by statute. I also have been involved in overseeing the measurement, delivery and record keeping with respect to ground water use by North Snake members and replacement water actions within North Snake. I have been responsible for developing the documentation of those ground water-irrigated acres within North Snake where its members have

agreed to curtail ground water diversions in favor of irrigating with surface water supplies ("conversion acres").

2. North Snake, along with Magic Valley Ground Water District, is subject to various documentation requirements set forth in several recent Department orders, including the Director's July 6, 2005 *Order Approving IGWA Substitute Curtailment Plan (Blue Lakes Delivery Call)* ("July 6 Order"). In particular, the July 6 Order states that if an irrigator lacks sufficient surface water to irrigate conversion acres, the irrigator and North Snake jointly may ask the Water District 130 Watermaster to allow continued diversion of ground water to the parcel. The July 6 Order states that such joint requests "must be filed with the Watermaster on or before July 15, 2005." North Snake has a number of members who would need to submit such requests, but, given the other immediate obligations North Snake faces, the July 15 deadline presents a hardship.

3. The July 6 Order requires that each such joint request be accompanied by a detailed explanation of how water will be measured and an expedited schedule for constructing or installing measuring devices and controlling works for this purpose. I estimate that preparing this information will take at least an additional two weeks, and will require my full time attention and consultation with the Watermaster. While we have taken initial steps to assemble this information, we are not yet in a position to provide the explanation and schedule as required.

4. By July 19, 2005, North Snake is obligated to file with county officials its certified assessment rolls. I currently am preparing this documentation, and this task will use up the majority of my time between now and July 19.

5. I also have been spending substantial amounts of time compiling documentation of additional voluntary curtailment acres being assembled by North Snake's efforts, which documentation is being forwarded to the Department.

6. Because of the above obligations, particularly the obligation to finalize and file certified assessment rolls, I do not reasonably have sufficient time to submit the requests concerning conversion acres by July 15, 2005. I believe that this information could be prepared and submitted to the Department by July 29, 2005.

DATED this 14th day of July 2005.

Angelina M. Leavitt

Subscribed and sworn to before me this 14th day of July 2005.

Notary Public for the State of Idaho
Residing at Jerome
My Commission Expires 1-25-06

KRYSTAL SCHVANEVELDT
Notary Public
State of Idaho

CERTIFICATE OF SERVICE

I hereby certify that on this 14th day of July 2005, I served a true and correct copy of the foregoing by delivering the same to each of the following individuals by the method indicated below, addressed as follows:

Mr. Karl J. Dreher Director Idaho Department of Water Resources 322 East Front Street P.O. Box 83720 Boise, ID 83720-0098	___ U.S. Mail ___ Facsimile ___ Overnight Mail X Hand Delivery ___ E-mail
Gregory Kaslo Blue Lakes Trout Farm P.O. Box 1237 Twin Falls, ID 83303-1237	X U.S. Mail ___ Facsimile ___ Overnight Mail ___ Hand Delivery ___ E-mail
Daniel V. Steenson, Esq. Ringert Clark, Chartered 455 S. Third Street P.O. Box 2773 Boise, ID 83701-2773	X U.S. Mail ___ Facsimile ___ Overnight Mail ___ Hand Delivery ___ E-mail
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