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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF DISTRIBUTION OF WATER TO VARIOUS WATER RIGHTS HELD BY OR FOR THE BENEFIT OF A&B IRRIGATION DISTRICT, AMERICAN FALLS RESERVOIR DISTRICT #2, BURLEY IRRIGATION DISTRICT, MILNER IRRIGATION DISTRICT, MINIDOKA IRRIGATION DISTRICT, NORTH SIDE CANAL COMPANY, AND TWIN FALLS CANAL COMPANY HEARING ON DIRECTOR'S MAY 2, 2005 AMENDED ORDER	)	**AFFIDAVIT OF CHARLES E. BROCKWAY IN SUPPORT OF SURFACE WATER COALITION'S PETITION FOR RECONSIDERATION OF *THIRD SUPPLEMENTAL ORDER AMENDING REPLACEMENT WATER REQUIREMENTS FINAL 2005 & ESTIMATED 2006.***

CHARLES E. BROCKWAY, being first duly sworn on oath, deposes and hereby states as follows.

1. I am over the age of 18. I am of sound mind, and make the following statement based on my personal knowledge.

2. I am a registered Professional Engineer in the states of Idaho and Colorado. I am a Senior Member at Brockway Engineering, PLLC and have been a member of both the National Society of Professional Engineers and Idaho Society of Professional Engineers since 1967. I received a Master's degree in Civil Engineering from the California Institute of Technology in 1960 and a Ph.D. in Water Resources Engineering from the University of Utah in 1977 and have written numerous articles pertaining to hydrology and water use in southern Idaho. I represent and have represented numerous private and public entities, including canal companies and other water users, as a consultant on hydrology and water use matters.

3. Attached hereto is a true and correct copy of "Chapter 8: Surface Water Coalition Water Use" from the *Surface Water Coalition Expert Report* that I helped prepare for the above captioned administrative proceeding.

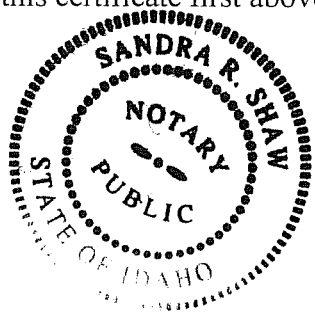
DATED THIS 12th day of July, 2006.

Charles E. Brockway

STATE OF IDAHO)
) ss.
County of Twin Falls)

On this 12th day of July, 2006, before me, a Notary Public for said County and State, personally appeared CHARLES E. BROCKWAY, known or identified to me, to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same

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



Sandra R. Shaw
NOTARY PUBLIC FOR IDAHO
Residing at: Twin Falls
My commission expires: 8-9-10

CERTIFICATE OF SERVICE

I hereby certify that on this 12th day of July, 2006, I served a true and correct copy of the foregoing AFFIDAVIT OF CHARLES E. BROCKWAY IN SUPPORT OF SURFACE WATER COALITION'S PETITION FOR RECONSIDERATION OF *THIRD SUPPLEMENTAL ORDER AMENDING REPLACEMENT WATER REQUIREMENTS FINAL 2005 & ESTIMATED 2006* on the following by the method indicated:

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