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ATTORNEYS FOR THE CITY OF POCATELLO

**BEFORE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF DISTRIBUTION)
OF WATER TO WATER RIGHT NOS.) Docket No. CM-DC-2011-004
36-02551 AND 36-07694)
) **AFFIDAVIT OF SARAH A. KLAHN**
(RANGEN, INC.))
_____)

STATE OF COLORADO)
) ss.
County of Denver)

SARAH ANN KLAHN, being first duly sworn upon oath, deposes and says:

1. I am one of the attorneys of record for the City of Pocatello. I am over the age of 18 and state the state the following based upon my own personal knowledge.
2. Attached hereto are true and correct copies of excerpts from the final deposition transcripts of the following depositions, as referenced in the accompanying Motion for Declaratory Order:
 - a. Excerpts from the deposition of Joy Kinyon, taken September 10, 2012, attached as Exhibit A

AFFIDAVIT OF SARAH A. KLAHN

- b. Excerpts from the deposition of Doug Ramsey, taken September 12, 2012, attached as Exhibit B.
 - c. Excerpts from the second deposition of Doug Ramsey, taken November 13, 2012, attached as Exhibit C.
3. Attached hereto as Exhibit D is a true and correct copy of excerpts from the ROUGH deposition transcript of David Colvin, taken March 4, 2013. The final transcript was not yet available at the time of filing of the Motion. Pocatello will supplement this affidavit with Mr. Colvin's final deposition transcript excerpt and citation when the final document becomes available.
4. Attached hereto are true and correct copies of Rangen's partial decrees for its fish propagation water rights which are the subject of this delivery call:
- a. No. 36-02551, decreed December 29, 1997 for 48.54 CFS from the Martin-Curren Tunnel, attached hereto as Exhibit E.
 - b. No. 36-07694, decreed December 30, 1997 for 26.00 CFS from the Martin-Curren Tunnel, attached hereto as Exhibit F.

FURTHER AFFIANT SAYETH NAUGHT.

Dated this 8th day of March, 2013.

WHITE & JANKOWSKI, LLP

By *SJK*
Sarah A. Klahn

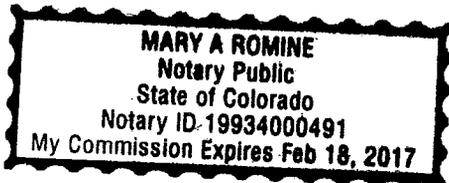
ATTORNEYS FOR CITY OF POCATELLO

BEFORE ME, the undersigned, a Notary Public, in and for said County and State on this 8TH Day of March, 2013, personally appeared Sarah Klahn, who executed the above as her free and voluntary act.

Mary A Romine
Notary Public

511 16th St Ste 500

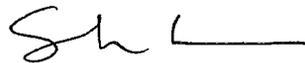
DANVER CO 80202



My Commission Expires: 2/18/17

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of March, 2013, I caused to be served a true and correct copy of the foregoing **Affidavit of Sarah A. Klahn** for **Docket No. CM-DC-2011-004** upon the following by the method indicated:



Sarah Klahn, White & Jankowski, LLP

| | |
|--|---|
| Gary Spackman, Director State of Idaho, Dept of Water Resources 322 E Front St PO Box 83720 Boise ID 83720-0098 deborah.gibson@idwr.idaho.gov | <input checked="" type="checkbox"/> Original sent via U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail -- Federal Express <input type="checkbox"/> Facsimile -- 208-287-6700 = Phone -- 208-287-4803 <input checked="" type="checkbox"/> Email |
| J. Justin May May Browning 1419 W Washington Boise ID 83702 jmay@maybrowning.com | <input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile -- 208-342-7278 <input checked="" type="checkbox"/> Email |
| Robyn Brody Brody Law Office PO Box 554 Rupert ID 83350 robynbrody@hotmail.com | <input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile - 208-434-2780 = Phone 208-434-2778 <input checked="" type="checkbox"/> Email |
| Fritz Haemmerle Haemmerle Haemmerle PO Box 1800 Hailey ID 83333 fxh@haemlaw.com | <input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile -- 208-578-0564 <input checked="" type="checkbox"/> Email |
| Garrick L. Baxter Chris M. Bromley Deputy Attorneys General -- IDWR PO Box 83720 Boise ID 83720-0098 garrick.baxter@idwr.idaho.gov chris.bromley@idwr.idaho.gov kimi.white@idwr.idaho.gov | <input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile - 208-287-6700 <input checked="" type="checkbox"/> Email |
| Randall C. Budge Candice M. McHugh Racine Olson Nye Budge & Bailey 101 S Capitol Blvd Ste 300 Boise ID 83702 rcb@racinelaw.net cmm@racinelaw.net bjh@racinelaw.net | <input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile -- 208-433-0167 <input checked="" type="checkbox"/> Email |
| Dean Tranmer City of Pocatello PO Box 4169 Pocatello ID 83201 dtranmer@pocatello.us | <input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile -- 208-234-6297 <input checked="" type="checkbox"/> Email |

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| <p>C. Thomas Arkoosh Arkoosh Eiguren LLC PO Box 2900 Boise ID 83701 tom.arkoosh@aelawlobby.com erin.cecil@aelawlobby.com</p> | <p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-343-5456 <input checked="" type="checkbox"/> Email</p> |
| <p>John K. Simpson Travis L. Thompson Paul L. Arrington Barker Rosholt & Simpson 195 River Vista Place Ste 204 Twin Falls ID 83301-3029 flt@idahowaters.com jks@idahowaters.com pla@idahowaters.com jf@idahowaters.com</p> | <p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-735-2444 <input checked="" type="checkbox"/> Email</p> |
| <p>W. Kent Fletcher Fletcher Law Office PO Box 248 Burley, ID 83318 wkf@pmt.org</p> | <p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-878-2548 <input checked="" type="checkbox"/> Email</p> |
| <p>Jerry R. Rigby Hyrum Erickson Robert H Wood Rigby Andrus & Rigby PO Box 250 Rexburg ID 83440-0250 jrigby@rex-law.com herickson@rex-law.com rwood@rex-law.com</p> | <p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-356-0768 <input checked="" type="checkbox"/> Email</p> |