

2. In order to complete my analysis of the above-referenced water rights, I will require an inspection of the irrigation systems on the property to which said water rights are appurtenant during the irrigation season. The systems should be operating as they would during normal summer-time operating conditions. Without limitation, an inspection is appropriate and necessary for purposes of evaluating soil types, distribution system(s), usage, conservation, types and sizes of ditches and conveyance systems, laterals, measuring devices, conditions of transfer, inspection of operations and/or field configuration, as appropriate to the various subcases.

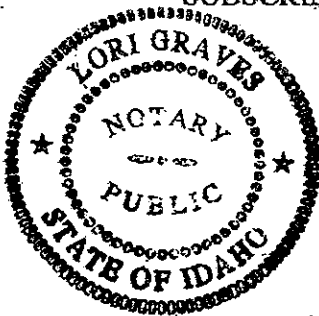
3. The site inspection of the irrigation systems will involve no destructive testing.

4. The inspection may include, as applicable, examination of diversion structures, examination of the adequacy of measuring devices, photographing structures and conveyance systems, examination of field layout, documentation of irrigation application systems, possible survey work on structures and ditches, measurement of the geometry of diversion structures and measuring devices, field examination of soils with no sampling, and examination of return flow sites.

Further your affiant sayeth naught.

Scott King
Scott King

SUBSCRIBED AND SWORN to before me this 8th day of September, 2009.



Lori Graves
NOTARY PUBLIC FOR IDAHO
Residing at Boise
My Commission Expires 5/6/2015

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of September, 2009, I caused a true and correct copy of the foregoing **AFFIDAVIT OF SCOTT KING** to be served by the method indicated below, and addressed to the following:

Albert P Barker
BARKER RSHOLT & SIMPSON
1010 W Jefferson, Suite 102
P.O. Box 2139
Boise, ID 83701-2139
Fax: (208) 334-6034

*Representing: Thomas M. O'Gara Family
Trust, Cattle Lack Ranch Homeowners
Association, Michael Harris, and Pepin Corso-
Harris*

☒ (X) U.S. Mail, Postage Prepaid
☐ () Hand Delivered
☐ () Overnight Mail
☐ () Facsimile

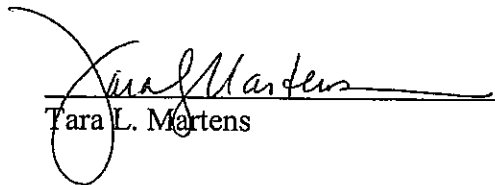
Michael C. Creamer
GIVENS PURSLEY LLP
601 W. Bannock Street
P.O. Box 2720
Boise, ID 83701-2720
Fax: (208) 388-1300

*Representing: Dana Dowers and The Valley
Club*

☒ (X) U.S. Mail, Postage Prepaid
☐ () Hand Delivered
☐ () Overnight Mail
☐ () Facsimile

Director
IDAHO DEPARTMENT OF WATER RESOURCES
322 E. Front Street, 6th Floor
P.O. Box 83720
Boise, ID 83720

☒ (X) U.S. Mail, Postage Prepaid
☐ () Hand Delivered
☐ () Overnight Mail
☐ () Facsimile


Tara L. Martens