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AUG 31 2010

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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO
IN AND FOR THE COUNTY OF TWIN FALLS DEPARTMENT OF
WATER RESOURCES

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number: 63-33361

Date Received:

Receipt No:

Received By:

Amended

Amended

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

W & H Limited Liability Company
DBA Mallard Farms
PO Box 7943
Boise, ID 83707

Phone: (208) 323-7767

2. Date of Priority: 3/13/1944

3. Source: Unnamed Drain

Trib. to: Boise River

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County	Type
5N	5W	21		SW	NE	7	Canyon	
				SW	NE		Canyon	
				SE	NE	8	Canyon	
				SE	NE		Canyon	
				NE	NW		Canyon	
				SE	NW		Canyon	
5N	5W	22		SW	SW		Canyon	
				SW	NW	4	Canyon	
				SW	NW		Canyon	
				NW	SW	3	Canyon	
				NW	SW		Canyon	

5. Description of diverting works:

Lower Haas Ditch

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
Stockwater	1/1	12/31	0.05	

7. Total Quantity Appropriated is:
0.05 cfs

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
5N	5W	21	SW	NE	7	Stockwater	
			SW	NE		Stockwater	
			SE	NE	8	Stockwater	
			SE	NE		Stockwater	
			NE	NW		Stockwater	
			SE	NW		Stockwater	
5N	5W	22	SW	SW		Stockwater	
			SW	NW	4	Stockwater	
			SW	NW		Stockwater	
			NW	SW	3	Stockwater	
			NW	SW		Stockwater	

11. Place of use in counties: Canyon

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Stockwater for 200 beef cattle.

"Unnamed Drain" is locally known as "Lower Haas Ditch".

This claim is for naturally occurring ground water that accumulates in the Lower Haas Ditch that is not attributable to water being diverted from the Boise River through the Lower Haas Ditch. Conveyance loss is not applicable.

Incidental stockwater use during the irrigation season under decrees 63-172B, 63-202B, 63-2611A and 63-2611B. Year-round stockwater use claimed under SRBA beneficial use claim 63-33354.

15. Basis of Claim: Beneficial Use

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1 (map)

For Organizations:

I do solemnly swear or affirm that I am _____ Manager _____ of _____ Title _____ W & H Limited Liability Company, that I have signed the foregoing Organization

document in the space below as _____ Manager _____ of _____ Title _____ W & H Limited Liability Company and that the statements contained in the Organization

foregoing document are true and correct.

Gerard C. Keeler
Signature of Authorized Agent

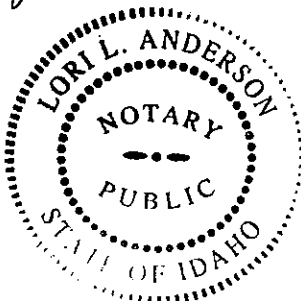
Manager, W & H Limited Liability Company
Title and Organization

8/31/2010
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 31st day
of August 2010

Lori L. Anderson
Notary Public



Residing at Boise ID

My commission Expires Aug 23, 2013

2009 Photo

T5N R5W

16

15

21

22

Legend



Property Boundary



Stockwater Place of Use (Lower Haas)



Sections



Section QtrQtr Lines

W & H Partnership, LLC
Claim 63-33361



0 850 1,700 Feet



SPF WATER
ENGINEERING