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NOV 15 2010

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1 IDAHO DEPT. OF WATER RESOURCES

WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705

AFFIDAVIT OF PUBLICATION
STATE OF IDAHO)
WATER RESOURCES
WESTERN REGION

)SS.
County of Canyon)

Barbara Spencer
of Nampa, Canyon County, Idaho, being
first duly sworn, deposes and says:

1. That I am a citizen of the United States, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.
2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.
3. That the notice, of which the annexed is a printed copy, was published in said newspaper 2 times(s) in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

That said notice was published the following:
11/04/2010 11/11/2010

Barbara Spencer
STATE OF IDAHO)

County of Canyon)

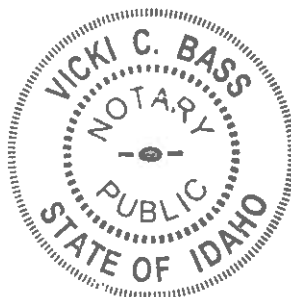
On this 11th day of November in the year of 2010 before me a Notary Public, personally appeared. Barbara Spencer, known or identified to me to be the person whose name is subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledge to me that he/she executed the same.

Vicki C Bass

Notary Public for Idaho

Residing at Nampa

My Commission expires April 19, 2014



✓ OK

✓ The following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-32458

W & H PARTNERSHIP LLC

DBA MALLARD FARMS

PO BOX 7943

BOISE, ID 83707

Point of Diversion L3(NENW) S27 T05N R05W CANYON County Source UNNAMED DRAIN Tributary BOISE RIVER

Use: WILDLIFE STORAGE 01/01 to 12/31 78.8 AF

Use: DIVERSION TO STORAGE 01/01 to 12/31 4.6 CFS

Total Diversion: 4.6 CFS

Date Filed: 1/12/2006

Place Of Use: WILDLIFE STORAGE

T05N R05W S21 L8(NENE) L8(NWNE) L7(SWNE) L6(NENW) L9(NESE)

T05N R05W S22 NWNW SWNW

Ten wildlife ponds will be filled and maintained from a source locally known as Meadows & Baldrige Drain. Water will exit the site and flow to the Boise River in NENE Section 21.

PROPOSED CHANGE OF WATER RIGHTS

✓ Terry and Debbie Schreiner of 5909 Diamond Ridge Way, Nampa, ID 83686 filed Application No. 76590 to transfer 2 water rights with 1962 and 1972 priority dates from ground water totaling 1.12 cfs. The purpose of the transfer is to split a pro rata share of the water rights for applicants' lot and add a point of diversion for applicants' well. The applicants' pro rata share will be 0.02 cfs for 2 acres of irrigation. Water will be used at the current place of use northeast of the intersection of 12th Ave. and Bowmont Rd, about 8 miles south of Nampa, ID.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Idaho Code § 42-211 / § 42-222. For specific details regarding the application, please contact the Idaho Department of Water Resources (IDWR) Western Region at 208-334-2190 or visit www.idwr.idaho.gov with details provided under "new water right applications." Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before November 22, 2010. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Interim Director

November 4, 11, 2010

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✓ OK DB 11/29/2010