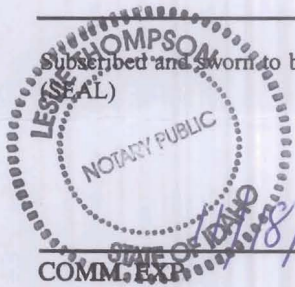


AFFIDAVIT of PUBLICATION

State of Idaho, }
County of Blaine } SS.

RECEIVED
JUN 11 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

On this 9th day of June in the year 2008, before me a Notary Public of said State, personally appeared Margaret Wimbome, known or identified to me to be the person whose name is subscribed to be the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same. As the publisher of the Wood River Journal, he/she attests that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior to the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 14th day of May, 2008 and the date of the last publication was on the 21st day of May, 2008.

Subscribed and sworn to before me this 9 day of June, 2008.

Leslie Thompson
NOTARY PUBLIC

Inches _____
WOOD RIVER JOURNAL
Hailey, Idaho

COST OF PUBLICATION

Number of Picas per Line _____
Number of Lines in Notice _____
Number of Insertions _____
Lines tabular at _____ 7¢/Pica
Lines straight at _____ 6¢/Pica
Subsequent lines at _____ 5¢/Pica
TOTAL COST _____

See Attached

NOTICE

The following applications have been filed concerning the public waters of the State of Idaho, Blaine County.

Application for Permit No. 37-22252

DRY LOT LLC

116 VALLEY CLUB DR.

HAILEY ID 83333

Source: GROUND WATER

Two Points of Diversion: NWSWNE, S20, T03N, R18E

Use: 4/15 TO 10/31

IRRIGATION (0.79 CFS)

Date Filed: 08/08/2007

Place Of Use: 219.2 acres within parts of Sections 20, 21 & 28, T03N, R18E submitted based on the criteria of Sec 42-203A, Idaho Code.

Application for Transfer No. 74449 was filed by DRY LOT LLC, 116 VALLEY CLUB DR.; HAILEY ID 83333 and Application for Transfer

No. 74661 was filed by OLD CUTTERS INC., PO BOX 4944; KETCHUM ID 83340. Both transfer applications propose modification of the nature of use of a portion of existing rights totaling 4.0 cfs with a priority of 3/24/1883 authorized to irrigate 66 acres and diverted from the Big Wood River via the Hiawatha Canal. These transfers propose drying up acres and diverted from subdivision on the north end of Hailey (within Sections 3 & 4, T02N, R18E known as the Old Cutters Subdivision). The Old Cutters Inc transfer proposes to dry up 2.69 acres (0.16 cfs) and convert the use to aesthetic and fire protection uses in two ponds proposed to be constructed in the previously irrigated parcels (within Section 4, T02N, R18E). The water will remain diverted through the Hiawatha Canal. The Dry Lot LLC transfer proposes to dry up 60 acres (3.64 cfs) and convert the water to ground water recharge, recreation and aesthetic uses. The water will remain diverted through the Hiawatha Canal. Recharge to be accomplished at infiltration sites located approximately 3 miles north and 1.5 miles west of Hailey (within Section 20, T03N, R18E known as the Valley Club) adjacent to the Hiawatha Canal. The flows for recreation and aesthetics uses are proposed to be within existing facilities found within the Valley Club. The recharge is intended to mitigate for the new application for permit which proposes to divert 0.79 cfs of ground water for irrigation of 39.6 acres located approximately 2 to 3.5 miles north and 0.5 to 1.5 miles west of Hailey (within Sections 21, 28, & 29, T03N, R18E, within the Valley Club Subdivision). Protests against an Application for Transfer may be submitted based on the criteria of Sec 42-222, Idaho Code. Any protest against the approval of an application must be filed with the Director, Dept. of Water Resource, Southern Region, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301 together with a protest fee of \$25.00 for each application on or before June 2, 2008. The protestant must also send a copy of the protest to the applicant.

DAVID R. TUTHILL, JR., Director
Published: Wood River Journal on May 14 and 21, 2008

Errors noted
6/19/08
MB