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**BEFORE DEPARTMENT OF WATER RESOURCES**

**STATE OF IDAHO**

IN THE MATTER OF THE  
PETITION FOR DELIVERY CALL  
OF A&B IRRIGATION DISTRICT  
FOR THE DELIVERY OF GROUND  
WATER AND FOR THE CREATION  
OF A GROUND WATER  
MANAGEMENT AREA

Docket No.: 37-03-11-1

**AFFIDAVIT OF CANDICE M.  
MCHUGH IN SUPPORT OF  
POCATELLO AND IGWA'S  
MOTION FOR PARTIAL  
SUMMARY JUDGMENT**

STATE OF IDAHO )  
 ) ss.  
COUNTY OF ADA )

CANDICE M. MCHUGH, being first duly sworn upon her oath, deposes and  
states that:

1. I am one of the attorneys of record for the Idaho Ground Water Appropriators, Inc. and its Ground Water District members (collectively "IGWA") in this contested case.

2. Attached is a true and correct copy of certain pages from the deposition of Dan Temple, manager of the A&B Irrigation District. Exhibit A.

3. Attached is a true and correct copy of certain pages from the draft deposition of John Koreny, consultant to the A&B Irrigation District in this matter. Exhibit B.

4. Attached is a true and correct copy of certain pages from the draft deposition of Charles Brockway, consultant to the A&B Irrigation District in this matter. Exhibit C.

5. Attached is a true and correct copy of the 1949 Project Planning Report for the North Side Pumping Division. Exhibit D.

3. Attached is a true and correct copy of the 1958 Definite Plan Report for the North Side Pumping Division, and excerpt from the 1955 Definite Plan Report. Exhibit E.

4. Attached is a true and correct copy of the A&B Irrigation District partial decree for water right no. 36-2080. Exhibit F.

5. Attached is a true and correct copy of the A&B Irrigation District Transfer No. 72566. Exhibit G.

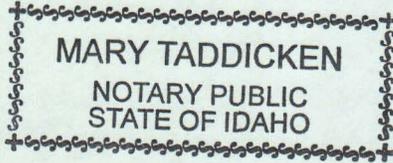
Further affiant sayeth naught.

DATED this 3<sup>rd</sup> day of October, 2008.

RACINE, OLSON, NYE, BUDGE &  
BAILEY, CHARTERED

By: *Candice M. Mchugh*  
CANDICE M. MCHUGH  
*Attorney for IGWA*

SUBSCRIBED and SWORN to before me on this 3rd day of October, 2008.



*Mary Taddicken*  
Notary Public

Commission Expires: 9-12-13