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Attorneys for Defendants Gary Spackman and
the Idaho Department of Water Resources

**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

D.L. EVANS BANK,

Plaintiff,

vs.

BALLENTYNE DITCH COMPANY,
LIMITED; THOMAS MECHAM RICKS,
GARY SPACKMAN, IN HIS OFFICIAL
CAPACITY AS THE DIRECTOR OF THE
IDAHO DEPARTMENT OF WATER
RESOURCES; AARON RICKS, DIRECTOR
OF BALLENTYNE DITCH COMPANY;
SHAUN BOWMAN, DIRECTOR OF
BALLENTYNE DITCH COMPANY; JOE
KING, DIRECTOR OF BALLENTYNE
DITCH COMPANY; STEVE SNEAD,
DIRECTOR OF BALLENTYNE DITCH
COMPANY,

Case No. CV-OC-2013-17406

AFFIDAVIT OF MEGHAN CARTER

Defendants.

STATE OF IDAHO)
) ss.
County of Ada)

MEGHAN CARTER, having been first duly sworn, deposes and states:

1. I am an attorney representing the Idaho Department of Water Resources ("IDWR"). I am over the age of eighteen and the facts I state below are based on my personal knowledge.

2. On April 2, 2015, I called counsel for D.L. Evans, and informed him that, while IDWR was filing a Motion for Attorney's Fees, the Motion would be withdrawn if the other parties to the case were able to come to a mutual resolution of the case.

DATED this 13th day of August 2015.

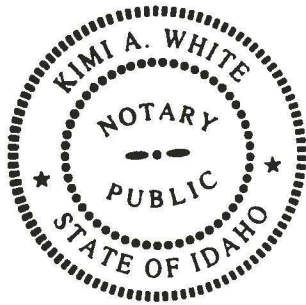
LAWRENCE G. WASDEN
Attorney General

CLIVE J. STRONG
Chief, Natural Resources Division



MEGHAN CARTER
Deputy Attorney General
Idaho Department of Water Resources

SUBSCRIBED AND SWORN to before me this 13th day of August 2015.



Kimi A. White
NOTARY PUBLIC FOR IDAHO
Residing at Boise, Idaho
Commission Expires: 04/01/16

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 14th day of August 2015, I caused a true and correct copy of the foregoing document to be filed with the Court and served on the following parties by the indicated methods:

Original to:

Clerk of the Court
Ada County District Court
200 W. Front Street
Boise, Idaho 83702
Facsimile: (208) 287-6919

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