
Lava Lake Land & Livestock, L.L.C.

P.O. Box 2249
Hailey, Idaho 83333
Tel : 208-788-1710
Fax : 208-788-1264

TO: Kelly Christensen DATE: July 15, 2005
FROM: Cheryl Bennett  RE: Priority Water Right
Dates

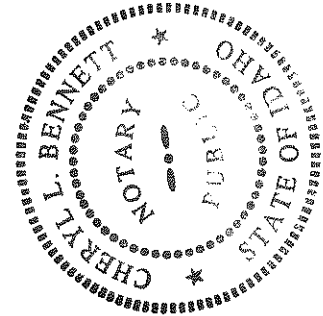
Please find enclosed affidavits from Mr. Nick Purdy, Mr. Pete Cenarrusa, Mr. Bob Coates, and Mr. Jim Peterson, Sr., regarding priority water right dates for water rights now listed for Lava Lake Land & Livestock, LLC and Muldoon Grazing Association. If you have any questions or comments, please call me at 208-788-1710. Thank you.

RECEIVED
JUL 19 2005
Department of Water Resources
Southern Region

JAMES R. BENNETTS
Attorney at Law
PO Box 36
Challis, Idaho 83226
Phone: 208-879-4488
Fax: 208-879-4248

RECEIVED
JUL 19 2005
Department of Water Resources
Southern Region

AFFIDAVIT OF PETE CENARRUSA
Water Use
Water Right 37-4393



STATE OF IDAHO)
 ss:
County of Blaine)

First being sworn and deposed, the undersigned states as follows:

1. I am of the age of majority and I have sound recollection. Also, I can state that I have reviewed the above water claim or right as presently filed.
2. This particular diversion is about 300 feet below the point where Iron Mine Creek crosses the Fish Creek county road, by culvert. Water from this diversion point has been used for as many year that I can remember traveling in Upper Fish Creek with my father and visiting with Mr. Charles Ralls.
3. It is my belief based on all of the above that the priority date claimed is accurate. From my own personal observation and conversation with others this claim was valid in 1913 and to the best of my knowledge and belief, I am certain the claim is accurate. I am also certain the water use has been consistent and uninterrupted over the years.
4. The diversion was used for irrigation and stock water use. I have attached a copy of the notice of claim to a water right received in 1988.

IN WITNESS WHEREOF, the party hereto has hereunto set his hand and seal the day and year first above written.

Dated: 07-06-05

Pete Cenarrusa

On this 6th day of July, 2005, before me, a Notary Public in and for said State, personally appeared PETE CENARRUSA, know to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day
and year in this certificate first above written.

Cheryl L. Bennett
Notary Public

My Commission Expires on September 07, 2005