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

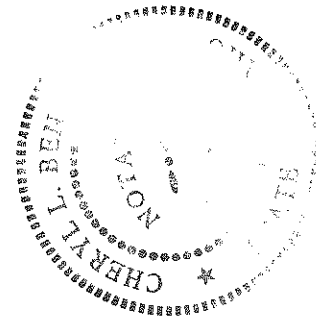
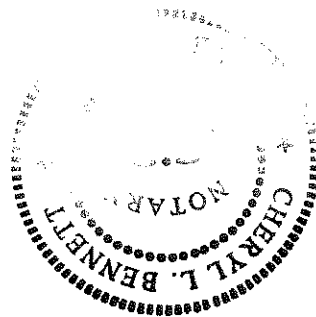
P.O. Box 2249
Hailey, Idaho 83333
Tel : 208-788-1710
Fax : 208-788-1264

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



AFFIDAVIT OF PETE CENARRUSA
 Water Use
 Water Right 37-4394

STATE OF IDAHO)
)
 County of Blaine)

ss:

RECEIVED
 JUL 19 2005

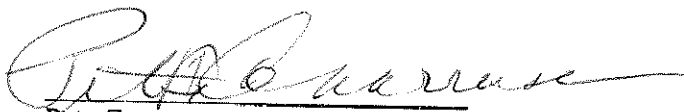
Department of Water Resources
 Southern Region

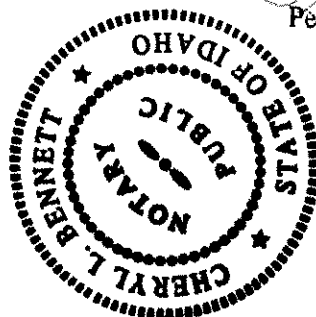
First being sworn and deposed, the undersigned states as follows:

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 water right is from the main Fish Creek North paralleling Walton Creek, North on Walton Canyon. The diversion is on Walton Creek and irrigated the bench.
3. I remember in 1926, as a young boy, that I visited Charles Ralls during the summer and that this water was already being used to irrigate hay and grazing forage. However, based on my knowledge of the area and conversations with others I believe the priority date claimed is accurate and annual use over my lifetime has been consistent. The property was owned at the time by Mr. McClure and there was an established crop of alfalfa which I know was stacked by Robert A. Coates. The area that was irrigated consisted of 20 acres which is parallel to Walton Creek and dirt road going up the area commonly known as Pine Campground.
4. I have attached a notice of claim to water rights from 1988 referencing the above water right.

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.

Charles R. Bennett

Notary Public

My Commission Expires on September 07, 2005

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

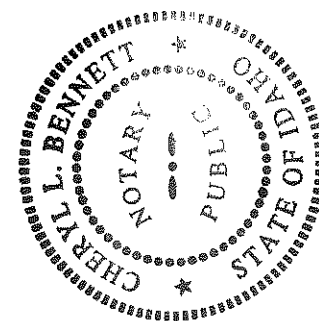
AFFIDAVIT OF ROBERT ABBOTT COATES

Water Use
Water Right 37-4394

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. The land this water right is located on was originally homesteaded by the McClure's. My grandfather, Mr. Lee Abbot homesteaded in the vicinity of this property in 1911. My father used to stack and load hay from Mr. McClure's property prior to my birth in 1921. I lived at our original homestead from about 1 month old until I was 5 years old and remember my father haying this ground for Mr. McClure and my father would haul the hay to the East for storage at what is now know as Old Pete's Corral.
3. I grew up with Mr. Pete Cenarrusa and I have read his affidavit regarding this water right and agree with his description of the water right and the dates associated with the filing. Mr. Cenarrusa and I both share the same recollection of the use of the water for irrigation and stock water use.

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

Dated: July 13, 2005
Robert Abbott CoatesOn this 13th day of July, 2005, before me, a Notary Public in and for said State, personally appeared ROBERT ABBOTT COATES, known 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.

Notary PublicMy Commission Expires on Sept 07, 2005