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12 Attorneys for Objector,
13 William A. Poulton,

14 **IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE**
15 **STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

16 In Re SRBA)

Subcase No. 45-00167A

17 Case No. 39576)

AFFIDAVIT OF J. DENNIS KOYLE

18 STATE OF IDAHO)
19) ss.
20 County of Gooding)

J. Dennis Koyle, being first duly sworn, deposes and says:

21 1. That this affiant is an adult resident of Idaho and makes this Affidavit on
22 his own personal knowledge, is competent to testify to the matters stated herein, and this
23 Affidavit sets forth facts as would be admissible in evidence.

24 2. That my father at one time owned the property known as The Church
25 Property.

26 3. That I personally observed the property from 1963 to 1973 when I moved
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28 **AFFIDAVIT OF J. DENNIS KOYLE**

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3 from the area and never saw the land being irrigated in those ten years.

4 4. That the property was never farmed.

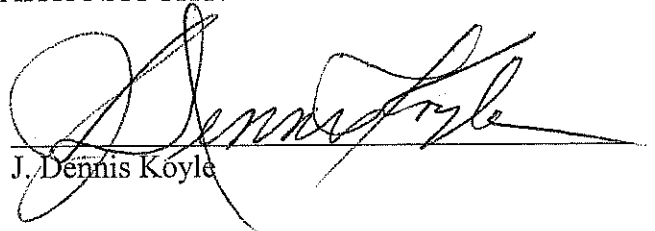
5 5. That my father sold the property sometime after I left the area.

6 6. That when my father sold it, he sold it with a water right but to my
7 knowledge water was never diverted for use on the property prior to being sold by my father.

8 7. That wastewater or stray water may have run across the property but to my
9 knowledge there was never any water diverted for use on the property while my father owned it
10 or before.

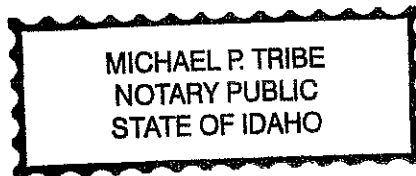
11 8. When the church was operational, no water was diverted for irrigation
12 according to my father.

13 FURTHER YOUR AFFIANT SAITH NAUGHT.

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16 
J. Dennis Koyle

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19 SUBSCRIBED AND SWORN to before me this 29th day of April, 2006.

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22 (SEAL)



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Notary Public for Idaho
Residing at: Rupert, Idaho
My Commission expires: 4/15/11