

G. Dar Symms
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Attorney for Objector

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

In Re SRBA	)	A. Subcase 63-28920
	)	
Case No. 39576	)	
	)	AFFIDAVIT OF
	)	R. A. SYMMS
	)	

Comes now, R. A. Symms, after first being duly sworn upon oath, and deposes
and states as follows:

1. I am the president of Symms Fruit Ranch, Inc. (SFR) and have worked
there full time since 1961.
2. Attached hereto is a true and accurate copy of an affidavit that I wrote and
swore to in November of 2006.
3. In addition to the statements made therein, my father, told me that he
personally knew that the water right was used since 1918. Further, Mr.
Bob Collins grew up in the house on the property in question and he
knows the water right had been used by his father since 1918.

Dated this 11 day of June, 2007.

By:

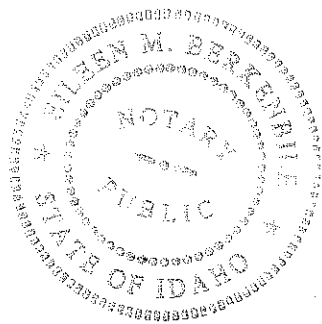
R. A. Symms

State of Idaho

County of Canyon

On this 11 day of June, 2007, before me Eileen M. Berkenbile, a notary public,
personally appeared R.A. Symms, personally known to me to be the person
whose name is subscribed to this instrument, and acknowledged that he executed the
same.

Eileen M. Berkenbile
Notary Public
My Commission Expires on 7-14-2012



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WATER RESOURCES
WESTERN REGION

3 November 2006

Ms. Kay Walker
Sr. Water Resource Agent
Water Allocation Bureau
322 East Front Street
P. O. Box 83720
Boise, ID 83720-0098

Re: Frances Symms Water Right 63-28920

Dear Ms. Walker:

I, R. A. Symms, come now, after first being duly sworn upon oath, and depose and state as follows:

1. I am the president of Symms Fruit Ranch, Inc. (SFR) and have worked there full time since 1961. The Frances Symms property is located in the Sunny Slope area, about one mile from SFR headquarters. I have lived or worked in Sunny Slope all of my life, since 1935, with the exception of about seven years during college and the military; and

2. The above referenced water right has been used since 1918. Prior to our ownership and use of this claim D. Kaufman, L. Olson and the Collins family used this water for irrigation.

Dated this 3 day of November, 2006.

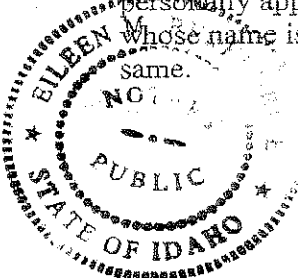
By: R. A. Symms
R. A. Symms

State of Idaho

County of Canyon

On this 3 day of November, 2006, before me Eileen M. Berkenbile, a notary public, personally appeared R. A. Symms, personally known to me to be the person whose name is subscribed to this instrument, and acknowledged that he executed the same.

Eileen M. Berkenbile
Notary Public
My Commission Expires on 7-14-2012



AFFIDAVIT OF R. A. SYMMS - 1