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Attorneys for Claimant Lava Lake Land and Livestock, LLC

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

Case 38576

SUBCASE NUMBERS 37-4392, 37-4393

AFFIDAVIT OF ROBERT ABBOTT
COATES

STATE OF IDAHO

COUNTY OF ADA

) ss

Robert Abbott Coates, being first duly sworn upon his oath, deposes and says that:

1. I make this affidavit based upon my own personal knowledge and belief of the facts contained herein.
2. I am making this affidavit to set forth my memory and understanding of the priority dates for water right no. 37-4392 diverted from Fish Creek and water right no. 37-4393 diverted from Iron Mine Creek in Blaine County, Idaho, and to supplement an affidavit I

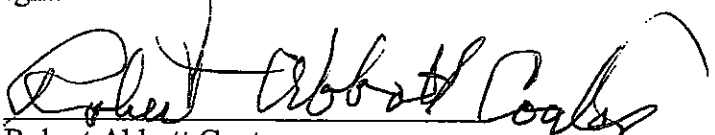
have previously made for this purpose.

3. I was born and grew up on the land which water right nos. 37-4392 and 4393 are located. My mother explained to me as part of the family history that she went to school in Bellevue, Idaho in 1910, and that she and her parents moved to the Fish Creek property on which water right 37-4392 is located in 1911 to homestead this property shortly after she finished grade school. My father explained to me that he homesteaded the Iron Mine Creek Property on which water right no. 37-4393 was used beginning in 1916. He told me he was granted a patent to the Iron Creek property the year I was born in 1921.

4. Because I grew up in that area, I am aware that the first thing that anybody would have done at that time when they moved on to a property was to irrigate immediately, so that they could raise hay for their livestock during the winter time and avoid starvation. It is my understanding from my long history with these water rights and the need to immediately irrigate property on which you lived at that time, that my grandfather irrigated the Fish Creek property as soon as he moved there in 1911, and that my father used beaver dams on Iron Mine Creek to irrigate his property from the time that he moved there in 1916.

5. I have reviewed Pete Cenarrusa's affidavit of today's date and find it to comport with my memory and understanding of the use and history of these water rights.

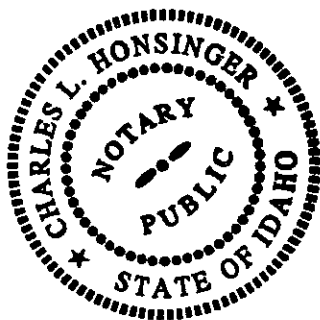
Further your affiant sayeth naught.


Robert Abbott Coates

STATE OF IDAHO)
)ss.
County of Ada)

On this 19th day of September, 2008, before me, the undersigned, a notary public in and for said state, personally appeared ROBERT ABBOTT COATES, known to me to be the individual that executed the foregoing affidavit, and acknowledged to me that he executed the same.

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



Charles L. Honsinger
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 7/30/2010