

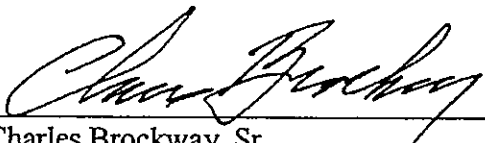
1. I am a Professional Engineer with expertise in hydrologic/hydraulic analysis and I have been retained as a consultant for Sun Valley Company and Newfoundland Partners in the above-referenced subcases.

2. In order to complete my analysis of the above-referenced water rights, I will require an inspection of the irrigation systems on the property to which said water rights are appurtenant during the irrigation season. Without limitation, an inspection is appropriate and necessary for purposes of evaluating soil types, distribution system(s), usage, conservation, types and sizes of ditches and conveyance systems, laterals, measuring devices, conditions of transfer, inspection of operations and/or field configuration, as appropriate to the various subcases.

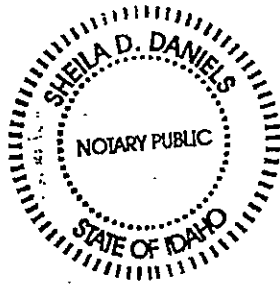
3. The site inspection of the irrigation systems will involve no destructive testing.

4. The inspection may include, as applicable, examination of diversion structures, examination of the adequacy of measuring devices, photographing structures and conveyance systems, examination of field layout, documentation of irrigation application systems, possible survey work on structures and ditches, measurement of the geometry of diversion structures and measuring devices, field examination of soils with no sampling, and examination of return flow sites.

Further your affiant sayeth naught.


Charles Brockway, Sr.

SUBSCRIBED AND SWORN to before me this 9th day of September, 2009.



Sheila D. Daniels
NOTARY PUBLIC FOR IDAHO
Residing at Kimberly, Idaho
My Commission Expires Aug. 6, 2013

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of September, 2009, I caused a true and correct copy of the foregoing **AFFIDAVIT OF CHARLES BROCKWAY, SR.** to be served by the method indicated below, and addressed to the following:

Albert P Barker

BARKER ROSHOLT & SIMPSON

1010 W Jefferson, Suite 102

P.O. Box 2139

Boise, ID 83701-2139

Representing: John F. Stevenson, A. W.

Molyneu, William T. "Rocky" Sherbine, Grace

Eakin and Estate of James Ivan Eakin

☒ U.S. Mail, Postage Prepaid

☐ Hand Delivered

☐ Overnight Mail

☐ Facsimile

Michael C. Creamer

GIVENS PURSLEY LLP

601 W. Bannock Street

P.O. Box 2720

Boise, ID 83701-2720

Fax: (208) 388-1300

Representing: Dana Dowers and The Valley Club

☒ U.S. Mail, Postage Prepaid

☐ Hand Delivered

☐ Overnight Mail

☐ Facsimile

Director

IDAHO DEPARTMENT OF WATER RESOURCES

322 E. Front Street, 6th Floor

P.O. Box 83720

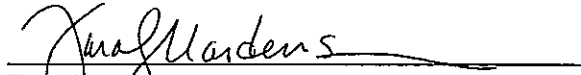
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Tara L. Martens