

1 Jason D. Walker, Esq.
2 LING, ROBINSON & WALKER
3 Attorneys at Law
4 P.O. Box 396
5 Rupert, Idaho 83350-0396
6 Telephone: (208) 436-4717
7 Facsimile: (208) 436-6804
8 ISB No. 5790

9 Attorneys for Claimants

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

12 -----
13 In Re SRBA

14 Case No. 39576

) Subcase No. 43-10356
)
)
) AFFIDAVIT OF JASON D.
) WALKER IN SUPPORT OF
) MEMORANDUM OF COSTS
17 -----

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

21 Jason D. Walker, being first duly sworn on oath, deposes and states as
22 follows:

- 23 1. That I am the attorney of record for the claimant in the above-entitled
24 action, and as such have knowledge of the facts relative to the above costs;
25
26 2. That the items in the above memorandum are correct and have been
27 necessarily incurred in said cause;

1
2 3. That the services charged therein have been actually and necessarily
3 performed as stated therein;

4 4. That the same are allowable under Rule 54(d)(5) and Rule 54(e)(1) of
5 the Idaho Rules of Civil Procedure, and Idaho Code § 12-121; and

6 5. That affiant normally charges his time out at a maximum of \$120.00
7 per hour, which is a reasonable amount based on the nature of the case and your affiant's
8 expertise and experience.

9 6. That attached hereto as Exhibit "A" and incorporated by this reference
10 as though set forth fully herein, is an itemization of the billing in this matter.

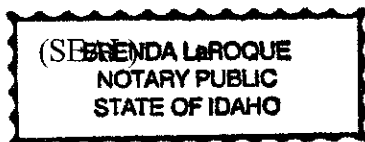
11 7. That affiant believes that all of the legal work performed in this matter
12 was necessary and proper and that the charges made for said services are just and reasonable.

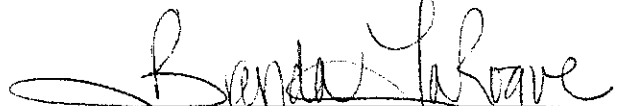
13 DATED this 17th day of May, 2004.

14
15
16
17 

18 Jason D. Walker
19 Attorney for Claimant

20 SUBSCRIBED AND SWORN to before me this 17th day of May, 2004.



23 
24 Notary Public
25 Residing at: Burien, ID
26 Commission Expires: 02/12/07

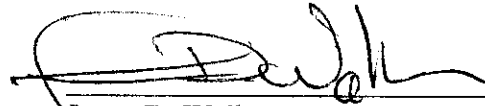
CERTIFICATE OF MAILING

I hereby certify that on the 17th day of May, 2004, I served a copy of the foregoing **AFFIDAVIT OF JASON D. WALKER IN SUPPORT OF MEMORANDUM OF COSTS AND ATTORNEY FEES** upon:

Director of IDWR
P.O. Box 83720
Boise, Idaho 83720

Nolan K. Branch
Rodney Hall
Roscoe Ward
Warr Brothers
Re;resented by:
Jason Miciak
P.O. Box 2632
139 River Vista Place, Ste 102
Twin Falls, Idaho 83303

by depositing a copy thereof in the United States mail, postage prepaid, in an envelope addressed to said parties/entities at the foregoing addresses.


Jason D. Walker

Transactions Report

Firm: LING, ROBINSON & WALKER

Attorneys at Law

Reported By: Matter (JONEWI 11001)

Types Listed: ADFPRTW

Code: -- List Range: 01/01/02 Thru 05/17/04

Date: 05/17/04

Page: 1

* = Not applicable to all transaction types

Client Id/Name	File Sfx	Mtr Number	Transaction Sfx	Transaction Type Code	Transaction Date	Transaction Number	Atty Code*	Time Chrgd*	Rate Chrgd*	Transaction Amount	Date Billed
JONEWI William D. Jones & Son	11	000007916	001								
				W	WO	07/25/02				42.49	07/26/02
				D	LD	07/12/02				2.14	08/27/02
				D	LD	07/15/02				3.71	07/26/02
				D	LD	11/19/02				1.07	11/25/02
				D	LD	11/21/02				13.09	11/25/02
				D	LD	02/07/03				2.80	02/27/03
				D	LD	02/10/03				5.85	02/27/03
				D	TR	02/11/03				13.50	02/27/03
				D	TR	02/22/03				22.50	02/27/03
				D	FX	02/27/03				2.12	03/25/03
				D	LD	03/12/03				2.27	03/25/03
				D	LD	03/12/03				13.11	04/28/03
				D	LD	03/27/03				3.71	04/28/03
				D	FX	03/28/03				2.14	04/28/03
				D	TR	04/01/03				30.00	04/28/03
				D	LD	04/02/03				2.14	04/28/03
				D	LD	04/03/03				12.89	04/28/03
				D	X	04/10/03				12.00	04/28/03
				D	CC	04/11/03				63.00	04/28/03
				D	LD	05/02/03				7.26	05/27/03
				D	LD	05/15/03				12.13	06/26/03
				D	PO	05/16/03				2.90	05/27/03
				D	LD	05/23/03				5.27	06/26/03
				D	LD	05/27/03				23.54	06/26/03
				D	LD	05/28/03				4.57	07/28/03
				D	FF	05/30/03				132.00	06/26/03
				D	LD	06/03/03				1.48	07/28/03
				D	LD	06/04/03				10.02	07/28/03
				D	TR	06/06/03				45.00	06/26/03
				D	LD	06/11/03				7.55	07/28/03
				D	LD	06/12/03				1.48	08/28/03
				D	TC	08/11/03				117.50	08/28/03
				D	TC	10/01/03				279.00	10/28/03
				D	LD	10/03/03				1.81	10/28/03
				D	X	10/03/03				11.40	10/28/03
				D	FX	10/03/03				3.78	10/28/03
				D	PO	10/03/03				5.30	10/28/03
				D	LD	10/08/03				2.70	10/28/03
				D	LD	10/31/03				2.96	11/24/03
				D	LD	12/04/03				3.13	12/22/03
				F	CC	02/13/02	RL	1.00	150.00	150.00	02/27/02
				F	CC	02/19/02	RL	0.20	150.00	30.00	02/27/02
				F	FI	02/20/02	RL	3.00	150.00	450.00	02/27/02
				F	FI	02/22/02	RL	0.40	150.00	60.00	02/27/02
				F	T	03/01/02	RL	0.30	150.00	45.00	03/28/02
				F	CC	03/11/02	RL	2.00	150.00	300.00	03/28/02

EXHIBIT

A

Transactions Report

Firm: LING, ROBINSON & WALKER

Date: 05/17/04

Attorneys at Law

Reported By: Matter (JONEWI 11001)

Page: 2

Types Listed: ADFPRTW

Code: --

List Range: 01/01/02 Thru 05/17/04

* = Not applicable to all transaction types

Client	File	Mtr	Transaction	Transaction	Atty	Time	Rate	Transaction	Date
Id/Name	Sfx	Number	Type	Code	Number	Code*	Chrgd*	Amount	Billed
JONEWI	11	000007916	001	F D	03/12/02	447340	RL	0.70	150.00
				F CC	04/10/02	448899	RL	0.70	150.00
				F TC	04/15/02	448900	RL	0.10	150.00
				F CC	04/16/02	449917	RL	1.00	150.00
				F T	04/17/02	449918	RL	0.10	150.00
				F T	04/25/02	450521	RL	0.10	150.00
				F AT	04/30/02	450522	RL	1.50	150.00
				F T	05/03/02	450523	RL	0.70	150.00
				F T	05/06/02	450524	RL	0.30	150.00
				F FI	06/03/02	452330	RL	0.40	150.00
				F CC	06/10/02	452331	RL	1.10	150.00
				F FI	06/17/02	452647	RL	0.90	150.00
				F D	07/09/02	453621	JDW	0.40	100.00
				F T	07/15/02	453979	RL	0.10	150.00
				F T	07/26/02	454779	RL	0.10	150.00
				F DL	08/06/02	454780	RL	0.10	150.00
				F FI	08/06/02	454781	RL	0.20	150.00
				F A	08/14/02	455018	RL	1.50	150.00
				F TC	11/11/02	459122	RL	0.10	150.00
				F T	11/21/02	459929	RL	0.50	150.00
				F FI	12/09/02	460378	RL	0.60	150.00
				F R	12/17/02	461118	RL	1.50	150.00
				F D	12/30/02	461692	RL	0.20	150.00
				F D	01/02/03	461693	RL	1.90	110.00
				F RE	01/09/03	461872	JDW	0.40	110.00
				F FI	01/24/03	462659	RL	0.60	150.00
				F C	01/24/03	463012	JDW	0.20	110.00
				F RE	02/04/03	463125	JDW	0.50	110.00
				F D	02/05/03	463495	JDW	0.70	110.00
				F D	02/07/03	463497	JDW	1.60	110.00
				F D	02/08/03	463733	JDW	1.10	110.00
				F D	02/10/03	463734	JDW	1.00	110.00
				F AT	02/11/03	463735	JDW	1.80	110.00
				F TC	02/20/03	463981	JDW	0.10	110.00
				F O	02/22/03	464162	JDW	3.10	110.00
				F T	02/24/03	464543	JDW	0.80	110.00
				F R	02/25/03	464544	JDW	0.20	110.00
				F D	02/26/03	464545	JDW	0.80	110.00
				F D	02/27/03	464637	JDW	2.70	110.00
				F D	02/28/03	464636	JDW	6.10	110.00
				F TC	03/12/03	465303	JDW	2.40	110.00
				F T	03/15/03	465495	JDW	0.10	110.00
				F T	03/17/03	465497	JDW	0.60	110.00
				F T	03/18/03	465498	JDW	0.20	110.00
				F FI	03/18/03	465641	RL	0.10	150.00
				F RE	03/19/03	465499	JDW	0.40	110.00
				F D	03/26/03	466034	JDW	1.60	110.00
				F D	03/27/03	466035	JDW	0.40	110.00

Transactions Report

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Attorneys at Law

Date: 05/17/04

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Page: 3

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Client Id/Name	Sfx	File Number	Mtr Sfx	Transaction Type Code	Date	Transaction Number	Atty Code*	Time Chrgd*	Rate Chrgd*	Transaction Amount	Date Billed
JONEWI	11	000007916	001	F T	04/01/03	466233	JDW	6.30	110.00	693.00	04/28/03
				F T	04/02/03	466235	JDW	0.10	110.00	11.00	04/28/03
				F T	04/03/03	466176	JDW	0.80	110.00	88.00	04/28/03
				F RE	04/07/03	466575	JDW	1.00	110.00	110.00	04/28/03
				F D	04/08/03	466576	JDW	0.20	110.00	22.00	04/28/03
				F RE	04/10/03	466962	JDW	0.30	110.00	33.00	04/28/03
				F TC	05/02/03	468048	JDW	0.70	110.00	77.00	05/27/03
				F RE	05/07/03	468203	JDW	0.30	110.00	33.00	05/27/03
				F RE	05/13/03	468372	JDW	0.50	110.00	55.00	05/27/03
				F RE	05/14/03	468469	JDW	1.30	110.00	143.00	05/27/03
				F T	05/15/03	468470	JDW	0.20	110.00	22.00	05/27/03
				F T	05/17/03	468725	JDW	0.10	110.00	11.00	05/27/03
				F T	05/22/03	468783	JDW	0.10	110.00	11.00	05/27/03
				F T	05/22/03	468784	JDW	1.10	110.00	121.00	05/27/03
				F TC	05/23/03	469044	JDW	0.50	110.00	55.00	05/27/03
				F RE	05/27/03	469335	JDW	3.20	110.00	352.00	06/26/03
				F D	05/28/03	469336	JDW	1.20	110.00	132.00	06/26/03
				F D	05/29/03	469337	JDW	10.00	110.00	1100.00	06/26/03
				F D	05/30/03	469338	JDW	5.80	110.00	638.00	06/26/03
				F TC	06/02/03	469508	JDW	0.20	110.00	22.00	06/26/03
				F T	06/03/03	469509	JDW	0.20	110.00	22.00	06/26/03
				F T	06/04/03	469510	JDW	0.30	110.00	33.00	06/26/03
				F T	06/05/03	469511	JDW	0.20	110.00	22.00	06/26/03
				F AT	06/06/03	469512	JDW	5.50	110.00	605.00	06/26/03
				F RE	07/31/03	472628	JDW	0.30	110.00	33.00	08/28/03
				F T	08/12/03	473388	JDW	0.10	110.00	11.00	08/28/03
				F T	08/26/03	473870	JDW	0.10	110.00	11.00	08/28/03
				F O	09/12/03	474508	JDW	0.40	110.00	44.00	09/26/03
				F D	10/01/03	475493	JDW	4.20	120.00	504.00	10/28/03
				F D	10/02/03	475494	JDW	4.50	120.00	540.00	10/28/03
				F D	10/03/03	475495	JDW	3.00	120.00	360.00	10/28/03
				F D	10/03/03	475566	JDW	2.10	120.00	252.00	10/28/03
				F T	10/03/03	475875	JDW	1.20	120.00	144.00	10/28/03
				F DL	10/09/03	475876	JDW	0.20	120.00	24.00	10/28/03
				F DL	10/29/03	476891	JDW	0.80	120.00	96.00	11/24/03
				F T	02/11/04	481258	JDW	0.10	120.00	12.00	02/25/04
				R PA	07/24/02	454387				1000.00	07/26/02
				R PA	07/24/02	454388				500.00	07/26/02
				R PA	10/22/02	458489				500.00	10/24/02
				R PA	01/22/03	462520				500.00	01/27/03
				R PA	03/25/03	465851				500.00	03/25/03
				R PA	04/21/03	467349				500.00	04/28/03
				R PA	04/21/03	467350				500.00	04/28/03
				R PA	05/23/03	468891				500.00	05/27/03
				R PA	06/23/03	470489				500.00	06/26/03
				R PA	07/23/03	472097				500.00	07/28/03
				R PA	08/26/03	473980				500.00	08/28/03
				R PA	09/23/03	475255				500.00	09/26/03

Transactions Report

Firm: LING, ROBINSON & WALKER

Date: 05/17/04

Attorneys at Law

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Page: 4

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Code: --

List Range: 01/01/02 Thru 05/17/04

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Client	File	Mtr	Transaction			Transaction	Atty	Time	Rate	Transaction	Date	
<u>Id/Name</u>	<u>Sfx</u>	<u>Number</u>	<u>Sfx</u>	<u>Type</u>	<u>Code</u>	<u>Date</u>	<u>Number</u>	<u>Code*</u>	<u>Chrgd*</u>	<u>Chrgd*</u>	<u>Amount</u>	<u>Billed</u>
JONEWI	11	000007916	001	R	PA	10/24/03	476567				500.00	10/28/03
				R	PA	11/24/03	477738				500.00	11/24/03
				R	PA	12/31/03	479081				4000.00	01/26/04
				R	PA	02/18/04	480948				500.00	02/25/04
				R	PA	03/17/04	482861				500.00	03/26/04
				R	PA	04/14/04	483872				500.00	04/27/04

Matter Totals:

Advance: \$0.00
 Writedown (Print): \$42.49
 Disbursement: \$888.82
 Fee: \$12654.00
 Premium: \$0.00
 Receipt: \$13000.00
 Transfer: \$0.00
 Writedown (Nonprint): \$0.00

Time (Billable): 106.30 Hrs.
 Time (Nonbillable): 0.00 Hrs.
 Charges (Unbilled): \$0.00
 Charges (Billed): \$13542.82
 Credits (Unbilled): \$0.00
 Credits (Billed): \$13042.49