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OCT 02 2007

DEPARTMENT OF
WATER RESOURCES

Attorneys for Hart-Davis Ditch Company, Inc.

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 No. 39576

)
) SUBCASE NO. 63-00132, 63-00133,
) 63-00134, 63-00134A, 63-00134B,
) 63-00186A, 63-00186B, 63-17205,
) and 63-31772
)

) DISCLOSURE OF WITNESSES
)
)

COMES NOW, The Hart-Davis Ditch Company, Inc. (Hart-Davis), by and through its attorneys of record, Ringert Clark Chartered, and, pursuant to the July 12, 2007, Supplemental Trial Scheduling Order in the above-captioned matter, hereby notify the Court and the parties of the names of the following witnesses that they may call at the trial of this matter. Discovery is ongoing and Hart-Davis reserves the right to supplement this disclosure as necessary. Furthermore, because the course and exigencies of trial practice always involves an element of uncertainty, Hart-Davis reserves the right to call as witnesses in this matter any persons identified in the discovery conducted in this case or who may, between now and trial, become known but whose identity was not previously discovered.

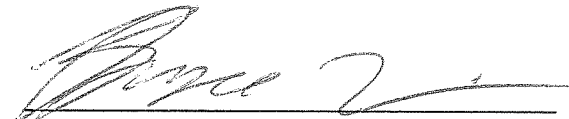
COPY

1. Jim Breszinsky
2. Ron Rippey
3. Jim Zamzow
4. Present Board member of the Hart-Davis Ditch Company, Inc.
5. Past Board members of the Hart-Davis Ditch Company, Inc.
6. Ron Sali
7. Tom Nicholson
8. Employee or agents of Eagle Island Park
9. State of Idaho, Department of Water Resources employees
10. State of Idaho, Department of Parks and Recreation employees
11. Lee Sisco, Boise River Watermaster
12. Past and present members of the Mace Catlin Ditch Company

Hart-Davis Ditch Company, Inc. also reserves the right to call rebuttal witnesses. Lastly, Hart-Davis has not retained an expert witness in this matter at this time.

Dated this 1st day of October, 2007.

RINGERT CLARK, CHARTERED

A handwritten signature in dark ink, appearing to read 'S. Bryce Farris', written over a horizontal line.

S. Bryce Farris

Attorneys for The Hart-Davis Ditch Co., Inc.

CERTIFICATE OF MAILING

I hereby certify that service of the within and foregoing document was made this 1st day of October, 2007, by mailing a copy thereof, postage prepaid, to each of the parties listed below.

State of Idaho Department of Parks and Recreation
5657 Warm Springs Avenue
Boise, Idaho 83716

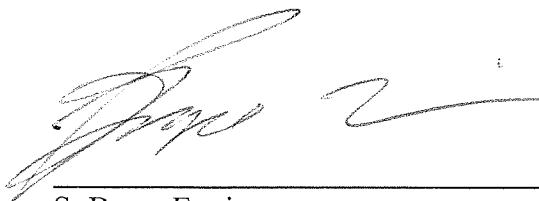
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