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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

Subcase No.: 74-54

Case No. 39576

WITNESS LIST

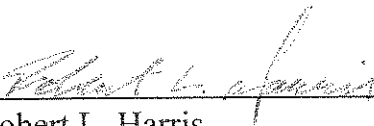
1. Dan Smith – PO Box 22, Leadore, ID 83464; Cell phone No. 208-303-7411; Dan Smith has been Water Master on and off prior to 1989 and continually from 1989 to the present on Big and Little Timber Creeks. Dan will testify that the water has never been diverted under 74-54 until he was instructed to do so in 2007 by the Idaho Department of Water Resources.
2. Ed Peterson – PO Box 85, Leadore, ID 83464; Phone No. 208-756-2495; Ed Peterson will testify that as an employee of Kermit Purcell's from May 1, 1964 to December 10, 2001, Water Right No. 74-54 was never diverted.
3. Ted Adams – PO Box 23, Lemhi, ID 83465; Phone No. 208-756-3835; Ted Adams was born in 1944 and lived on the Adams Ranch all his life, adjacent to the land that Water Right No. 74-54 is appurtenant. He will testify that this water right was never diverted or used to irrigate this ground. It has always been sage brush ground.
4. Chet Adams – PO Box 236; Firth, ID 83236; Chet Adams will testify that he lived on the Adams Ranch all his life, adjacent to the land that Water Right No. 74-54 is appurtenant.

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He will testify that this water right was never diverted or used to irrigate this ground. It has always been sage brush ground.

5. Opal Adams – 4600 Kietzke Lane, Suite C129, Reno, NV 89502, Phone No. 775-826-8822; Opal is a brother to Ted Adams, and will testify that 74-54 was never diverted or used to irrigate the property at issue. It has always been sage brush ground
6. James Whittaker – PO Box 240, Leadore, ID 83464, Phone No. 208-768-2491; Mr. Whittaker will testify as to all relevant matters, including his observations of the property to which Water Right No. 74-54 is appurtenant. He will testify that this water right was never diverted or used to irrigate this ground. It has always been sage brush ground.
7. Mary Ann Heiser – 206 Courthouse Dr., Salmon, ID 83467, Phone No. 208-756-2815 (ext. 231); Ms. Heiser is the Lemhi County Treasurer. She will provide foundation for various county records to be used at trial.
8. R. J. Smith – 206 Courthouse Dr., Salmon, ID 83467, Phone No. 208-756-2276 (ext. 232); Mr. Smith is the Chairman of the Lemhi County Assessor's office. He will provide foundation for various county records to be used at trial.
9. Frank Hays – 210 Beach St., Salmon, ID 83467, Phone No. 208-756-6010; Mr. Hays was born on April 4, 1918 and lived and worked on the property now owned by the Claimant in this matter. He worked on the ranch for more than twenty years, beginning in 1928. He will testify that only grazing and no irrigation was performed on the property to which 74-54 is appurtenant.
10. Boyd Foster – 27 Whittaker Ln, Leadore, ID 83464, Phone No. 208-768-2300; Mr. Foster will testify as to his observations that the land to which 74-54 is appurtenant has historically been dry ground and not irrigated.
11. Richard Foster – P.O. Box 55, Leadore, ID 83464, Phone No. 208 768-2496; Mr. Foster will testify as to his observations that the land to which 74-54 is appurtenant has historically been dry ground and not irrigated.
12. Julia Russel – 1998 Meoldy St., Idaho Falls, ID 83402; Phone No. 208-529-5236; Ms. Russel worked for Kermit Purcell from 1972 through 1996. She will testify that Mr. Purcell did not irrigate the land appurtenant to 74-54. Ms. Russel assisted Mr. Purcell in all aspects of irrigation on the property.

Dated this 11th day of January, 2008.



Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of January, 2008, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

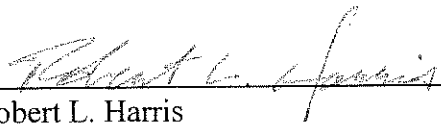
Leadore Land Partners, Ltd.
Represented by:
Josephine P. Beeman
409 W. Jefferson St.
Boise, ID 83702

Purcell Partnership
Purcell Ranch Partnership
c/o Allan/Betty/Kerry Purcell
98 Purcell Rd.
Leadore, ID 83464

Richard Foster
PO Box 55
Leadore, ID 83464

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

Kurt Bird
56 Lower Texas Creek Rd.
Leadore, ID 83464


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