

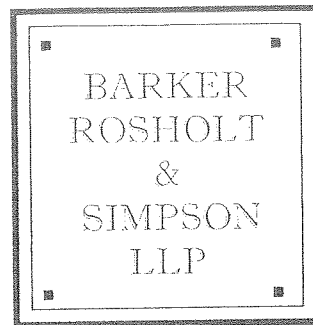
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JAN 31 2008

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January 29, 2008

Director of IDWR
P.O. Box 83720
Boise, ID 83720-0098

John M. Marshall
Givens Pursley, LLP
P.O. Box 2720
Boise, ID 83701

Re: Lexington HOA Witness Disclosure (Water Rights 63-123D, 63-123F & 63-123G)

Dear Director and Mr. Marshall,

Enclosed please find the correct *Lexington Hills Homeowners' Association's Witness Disclosure* in regards to the above referenced sub-cases. We made changes to the witness disclosure after mailing but before filing. The enclosed pleading was filed with the SRBA Court.

If you have any questions please call our office.

Thank you.
Barker, Rosholt & Simpson, LLP


Paul L. Arrington
By Assistant Jessica Forbis

Enclosure

PLA/jf

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Attorneys for Lexington Hills Homeowners' Association

**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 Nos. 63-00123D, 63-00123F &
) 63-00123G
)
) **LEXINGTON HILLS**
) **HOMEOWNERS' ASSOCIATION'S**
) **WITNESS DISCLOSURE**
)
)
)

COMES NOW the Lexington Hills Homeowners' Association ("Lexington HOA"), by and through its counsel of record, Barker Rosholt & Simpson, LLP, and hereby makes the following expert witness disclosure in conformance with the Court's *Trial Scheduling Order*, entered October 10, 2007.

The following experts may testify at the trial on this matter:

1. Dave Shaw

Mr. Shaw is expected to testify regarding all aspects of water use by Lexington HOA, including, but not limited to the duty of water, irrigated acres and water delivery.

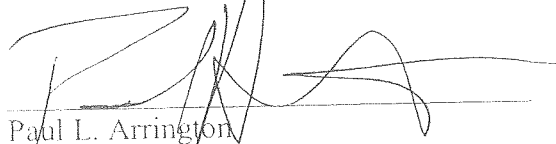
2. Dale Condor

Mr. Condor is expected to testify regarding Lexington HOA's representation of its homeowners.

Finally, Lexington HOA may call employees of the Idaho Department of Water Resources, including, but not limited to, Jeff Peppersack, who are involved in with these water rights.

Dated this 29th day of January, 2008.

BARKER ROSHOLT & SIMPSON, LLP

A handwritten signature in black ink, appearing to read 'Paul L. Arrington', written over a horizontal line.

Paul L. Arrington
Attorney for Lexington Hills
Homeowners' Association

CERTIFICATE OF SERVICE

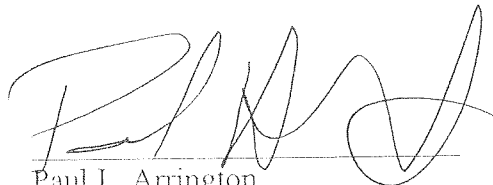
I **HEREBY CERTIFY** that on this 29th day of January, 2008, I caused to be served a true and correct copy of the foregoing **LEXINGTON HILLS HOMEOWNERS' ASSOCIATION'S WITNESS DISCLOSURE** by the method indicated below, and addressed to each of the following:

Director of IDWR
P.O. Box 83720
Boise, ID 83720-0098

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile

John M. Marshall
Givens Pursley, LLP
P.O. Box 2720
Boise, ID 83701

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Paul L. Arrington