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Attorneys for Claimants Pioneer Irrigation
District, Jerry L. Tlucek, Mary Lou Tlucek,
Shelly Tlucek, Byron Tlucek, Rebekah Tlucek,
Kevin Tlucek and DBSI Tiegs 979, LLC

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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

Case No. 39576

Subcase Nos. 63-02529 63-03163
63-03274 63-03323
63-03324 63-09109
63-10435

**CLAIMANTS' DISCLOSURE OF SUMMARY
JUDGMENT WITNESSES**

COME NOW Claimants Pioneer Irrigation District, Jerry L. Tlucek, Mary Lou
Tlucek, Shelly Tlucek, Byron Tlucek, Rebekah Tlucek, Kevin Tlucek and DBSI Tiegs 979, LLC
(each a "Claimant" and collectively "Claimants"), by and through their counsel of record
MOFFATT, THOMAS, BARRETT, ROCK & FIELDS, CHTD., pursuant to I.R.C.P. 16(e)(6)(J) and this
Court's Summary Judgment Scheduling Order of November 3, 2008, and hereby submit the

**CLAIMANTS' DISCLOSURE OF
SUMMARY JUDGMENT WITNESSES - 1**

Client:1071166.2

following list of lay and expert witnesses that will potentially serve as affiants in the upcoming summary judgment proceedings.

EXPERT WITNESSES

All Claimants may call the following expert witnesses:

- Scott King, SPF Water Engineering, LLC, 300 East Mallard Drive, Suite 350, Boise, Idaho 83706; and
- Terry Scanlan, SPF Water Engineering, LLC, 300 East Mallard Drive, Suite 350, Boise, Idaho 83706.

LAY WITNESSES

Claimant Pioneer Irrigation District may call the following lay witnesses:

- Jeff Scott, Pioneer Irrigation District, 3804 Lake Avenue, P.O. Box 426, Caldwell, Idaho 83606; and
- Mark Zirschky, Pioneer Irrigation District, 3804 Lake Avenue, P.O. Box 426, Caldwell, Idaho 83606.

Claimants Jerry L. Tlucek and Mary Lou Tlucek may call the following lay witnesses:

- Jerry Tlucek, 15188 South Can-Ada Road, Melba, Idaho 83641; and
- Kevin Tlucek, 15188 South Can-Ada Road, Melba, Idaho 83641.

Claimants Shelly Tlucek, Byron Tlucek, Rebekah Tlucek, and Kevin Tlucek may call the following lay witnesses:

- Jerry Tlucek, 15188 South Can-Ada Road, Melba, Idaho 83641; and
- Kevin Tlucek, 15188 South Can-Ada Road, Melba, Idaho 83641.

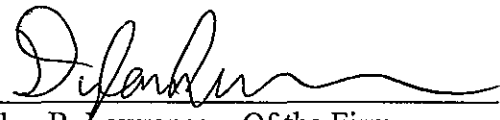
Claimant DBSI Tiegs 979, LLC may call the following lay witness:

- Var Reeve, DBSI Tiegs 979, LLC, c/o Moffatt, Thomas, Barrett, Rock & Fields, Chartered, P.O. Box 829, Boise, Idaho 83701-0829.

In addition to the above-named witnesses, Claimants reserve the right to call any witnesses designated by the State of Idaho. Additionally, Claimants reserve the right to call non-disclosed witnesses for impeachment purposes pursuant to this Court's Summary Judgment Scheduling Order.

DATED this 12th day of December, 2008.

MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED

By 
Dylan B. Lawrence – Of the Firm
Attorneys for Claimants Pioneer
Irrigation District, Jerry L. Tlucek,
MaryLou Tlucek, Shelly Tlucek, Byron
Tlucek, Rebekah Tlucek, Kevin Tlucek
and DBSI Tiegs 979, LLC

CERTIFICATE OF SERVICE

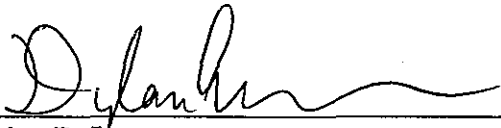
I HEREBY CERTIFY that on this 12th day of December, 2008, I caused a true and correct copy of the foregoing **CLAIMANTS' DISCLOSURE OF SUMMARY JUDGMENT WITNESSES** to be served by the method indicated below, and addressed to the following:

Representing: State of Idaho
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