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Department of Water Resources
Adjudication Bureau

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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18946.0126

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

**NOTICE OF RULE 30(b)(6) DEPOSITION
DUCES TECUM OF THE IDAHO
DEPARTMENT OF WATER RESOURCES**

PLEASE TAKE NOTICE that Claimants Pioneer Irrigation District, Jerry L. Tlucek, Mary Lou Tlucek, Shelly Tlucek, Byron Tlucek, Rebekah Tlucek, Kevin Tlucek and DBSI Tiegs 979, LLC, hereby notice, pursuant to Idaho Rules of Civil Procedure 30(b)(6) and Idaho Rule of Evidence 706(a), a deposition duces tecum of the Idaho Department of Water

**NOTICE OF RULE 30(b)(6) DEPOSITION DUCES TECUM
OF THE IDAHO DEPARTMENT OF WATER RESOURCES - 1**

Client:1074179.3

Resources ("IDWR"), before an officer authorized to administer oaths, on Tuesday, February 3, 2009 at 9:30 a.m., and continuing thereafter from day to day until completed, at the offices of MOFFATT, THOMAS, BARRETT, ROCK & FIELDS, CHARTERED, located at 101 S. Capital Blvd., 10th Floor, Boise, Idaho, at which time and place you are notified to appear and take such part in the examination as you may deem proper.

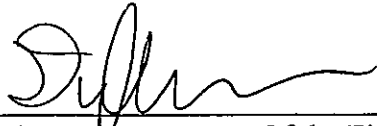
Pursuant to Idaho Rule of Civil Procedure 30(b)(6), the Idaho Department of Water Resources has a duty to designate one or more knowledgeable representatives to testify on its behalf at this deposition. Specifically, examination is requested on the basis of IDWR's Director's Report recommendations for each of the above-referenced water rights, particularly the inclusion of annual diversion volume limitations on each of those water rights.

In accordance with the Idaho Rules of Civil Procedure 45(a), 45(b)(1), and 45(f)(1), deponent is requested to bring to the deposition any and all documents, records, or correspondence, in the care, custody, possession, or control of the deponent in any way related to the Idaho Department of Water Resources' water right recommendations in the above-referenced subcases, and the basis for the Idaho Department of Water Resources' inclusion of annual diversion volume limitations on each of the above-referenced water right recommendations.

This deposition shall take place pursuant to the Idaho Rules of Civil Procedure.

DATED this 17th 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 17th day of December, 2008, I caused a true and correct copy of the foregoing NOTICE OF RULE 30(b)(6) DEPOSITION DUCES TECUM OF THE IDAHO DEPARTMENT OF WATER RESOURCES to be served by the method indicated below, and addressed to the following:

Representing: State of Idaho
David J. Barber
Office of the Attorney General
STATE OF IDAHO
700 West State Street, 2nd Floor
P.O. Box 83720
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Fax: (208) 854-8072

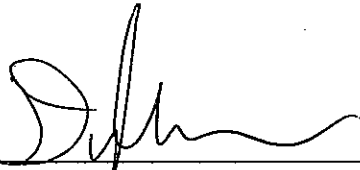
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☐ Overnight Mail
☐ Facsimile

Director
IDAHO DEPARTMENT OF WATER RESOURCES
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☐ Facsimile



Dylan B. Lawrence