

JAN 07 2009

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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

**OBJECTOR BOISE PROJECT BOARD
OF CONTROL'S WITNESS
DISCLOSURE STATEMENT**

Boise Project Board of Control objects to limitations on disclosure of witnesses by the Boise Project Board of Control because the Claimant Boise City Canal Company has failed and refused to answer any discovery requests related to identification of individuals with knowledge on behalf of the Boise City Canal Company concerning their operations. The Boise Project Board of Control therefore reserves the right to expand

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this witness disclosure when the Boise City Canal Company responds properly to the outstanding discovery.

Without waiving this objection, Boise Project Board of Control identifies the following individuals who may be called as witnesses in the trial of this matter.

1. Lee Cisco, former Water Master, District 63.
2. Rex Barrie, current Water Master, District 63.
3. Paul Deveau, Manager, Boise Project Board of Control.
4. Ken Henley, former Manager, Boise Project Board of Control.
5. Jerry Gregg, Bureau of Reclamation.
6. Brian Sauer, Bureau of Reclamation.
7. Rick Wells, Bureau of Reclamation.
8. Bob Suter, Idaho Department of Water Resources, retired.

The Boise Project Board of Control also reserves the right to call such Idaho Department of Water Resources employees who were involved in the recommendation for the Season of Use, including the Director, whose names are not currently known to the Boise Project. The Boise Project Board of Control reserves the right to call any and all Boise City Canal Company officers, directors, and employees specifically including Ben Hepler and Scott Rhead. The Boise Project Board of Control also reserves the right to call individuals with the United Water Company who have contracted with the Boise City Canal Company including, but not limited to, Scott Rhead and Greg Wyatt. The Boise Project Board of Control also reserves the right as noted above to call such other witnesses as may be identified by Boise City Canal Company in its responses to discovery.

DATED THIS 6th day of January, 2009.

BARKER ROSHOLT & SIMPSON LLP

A handwritten signature in black ink, appearing to read 'Albert P. Barker', is written over a horizontal line.

Albert P. Barker

Attorney for Boise Project Board of Control

CERTIFICATE OF SERVICE

I hereby certify that on this 6th day of January, 2009, I served a true and correct copy of the foregoing **OBJECTOR BOISE PROJECT BOARD OF CONTROL'S WITNESS DISCLOSURE STATEMENT** on the following by U.S. Mail:

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

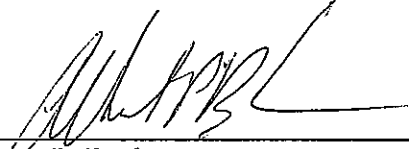
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Environment & Nat'l Resources Div
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Albert P. Barker
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