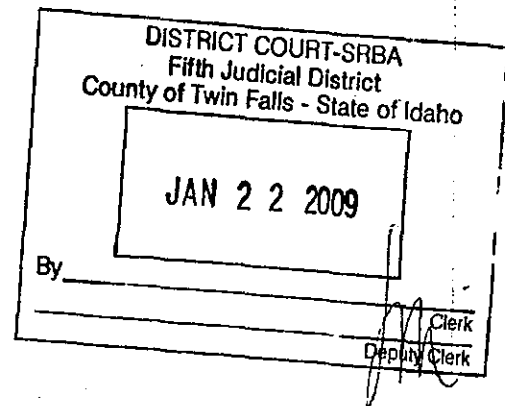


Attorneys for Claimants Pioneer Irrigation
District, Jerry L. Tlucek, Mary Lou Tlucek,
Shelly Tlucek, Byron Tlucek, Rebekah Tlucek,
Kevin Tlucek and DBSI Tiegs 979, LLC

Scott L. Campbell, ISB No. 2251
Dylan B. Lawrence, ISB No. 7136
MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED
101 S. Capitol Blvd., 10th Floor
Post Office Box 829
Boise, Idaho 83701
Telephone (208) 345-2000
Facsimile (208) 385-5384
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

AFFIDAVIT OF DYLAN B. LAWRENCE

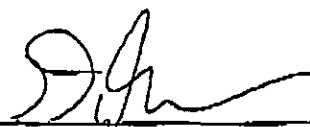
STATE OF IDAHO)
) ss.
County of Ada)

Dylan B. Lawrence, having been duly sworn upon oath, deposes and states as
follows:

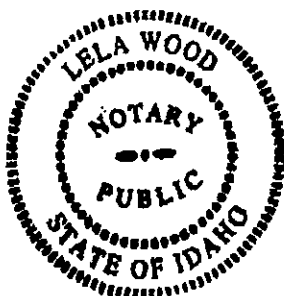
1. I am an attorney duly licensed to practice law in the state of Idaho. I am one of the attorneys representing Pioneer Irrigation District, Jerry L. Tlucek, Mary Lou Tlucek, Shelly Tlucek, Byron Tlucek, Kevin Tlucek, and DBSI Tiegs 979, LLC, in the above-referenced matter. I have access to the clients' files in this matter, and make this affidavit based upon personal knowledge, and in support of the Response in Opposition to State of Idaho's Motion for Protective Order.

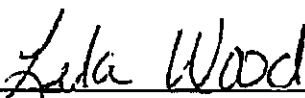
2. Attached hereto as Exhibit A is a true and correct copy of the Notice of Rule 30(b)(6) Deposition Duces Tecum of the Idaho Department of Water Resources, served on December 17, 2008.

Further your affiant sayeth naught.


Dylan B. Lawrence

SUBSCRIBED AND SWORN to before me this 22nd day of January, 2009.




NOTARY PUBLIC FOR IDAHO
Residing at Boise
My Commission Expires 5-31-2012

CERTIFICATE OF SERVICE

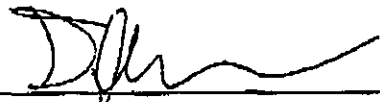
I HEREBY CERTIFY that on this 22nd day of January, 2009, I caused a true and correct copy of the foregoing **AFFIDAVIT OF DYLAN B. LAWRENCE** to be served by the method indicated below, and addressed to the following:

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
Boise, ID 83720-0010
Fax: (208) 854-8072

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

Director
IDAHO DEPARTMENT OF WATER RESOURCES
P.O. Box 83720
Boise, ID 83720-0098
Fax: (208) 287-6700

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



Dylan B. Lawrence

EXHIBIT A

to

AFFIDAVIT OF DYLAN B. LAWRENCE

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	

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

EXHIBIT A

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.

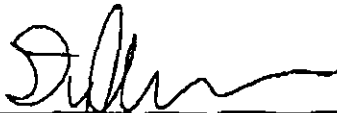
Pursuant to Idaho Rule of Civil Procedure 30(b)(6), the Idaho Department of Water Resources has a duty to designate one or more knowledgeable representatives to testify on its behalf at this deposition. Specifically, examination is requested on the basis of IDWR's Director's Report recommendations for 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
Boise, ID 83720-0010
Fax: (208) 854-8072

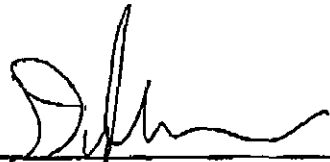
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Director
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Lori Pulsifer
QNA Court Reporting
PMB 219
111 Broadway, Suite 133
Boise, ID 83702
Fax: (208) 286-7426
E-mail: realtimeqna@msn.com

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



Dylan B. Lawrence