

Attorneys for Tree Top Ranches, L.P.

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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. 63-04534B 63-04641A
63-04641B 63-21530

**AMENDED NOTICE OF DEPOSITION DUCES
TECUM OF GREG OBENDORF**

PLEASE TAKE NOTICE that Claimant/Objector Tree Top Ranches, L.P. ("Tree Top") will take the testimony upon oral examination of Respondent GREG OBENDORF before a qualified Court Reporter, on Friday, June 26, 2009, commencing at the hour of 10:00 a.m., at the offices of MOFFATT THOMAS BARRETT ROCK & FIELDS, CHARTERED, located at 101 S. Capitol Boulevard, 10th Floor, Boise, Idaho, at which time and place deponent is notified to appear and take such part in the examination.

Deponent is requested to bring with him to the deposition any and all documents, records, or correspondence, in the care, custody, possession, or control of the deponent, as follows:

1. Any and all Documents concerning or relevant to the above-referenced subcases.
2. Any and all Documents responsive to any discovery requests propounded by Tree Top Ranches, L.P. to Mr. Obendorf, and which have not already been produced.
3. Any and all Documents considered or reviewed by deponent in preparation for the deponent's deposition.

For purposes of this Notice of Deposition Duces Tecum:

The term "Document" shall have the full meaning ascribed to it in the Idaho Rules of Civil Procedure and shall mean the original, all copies and drafts of papers and writings of every kind, description and form, and all mechanical, magnetic media and electronic recordings, records and data of every kind, description and form, and all photographs of every kind, and including, without limiting the generality of the foregoing, the following: correspondence, electronically stored information, notes, memoranda, reports, notebooks, binders, drawings, studies, analyses, drafts, diaries, intra-or inter-office communications, cancelled checks, minutes, bulletins, circulars, pamphlets, telegrams, typewritten and handwritten notes, letters, telegrams, instructions, work assignments, messages (including reports, notes and memoranda of telephone conversations and conferences), telephone statements, calendar and diary entries, desk calendars, appointment books, job or transaction files, books of account, ledgers, bank statements, promissory notes, invoices, charge slips, working papers, lab books, lab notes, lab journals or notebooks, evaluation or appraisal reports, pleadings, transcripts of testimony or other

“documents” filed or prepared in connection with any court agency or other proceeding, deeds, mortgages, deeds of trust, contracts, agreements, assignments, instruments, charges, opinions, official statements, prospectuses, appraisals, feasibility studies, trust, releases of claims, charters, certificates, licenses, leases, invoices, computer printouts or programs, summaries, précis, audio, video or sound recordings, cassette tapes, video recorded, electronic or laser recorded, or photographed information. Documents are to be taken as including all attachments, enclosures and other documents that are attached to, relate to or refer to such documents.

The deposition shall be taken pursuant to the Idaho Rules of Civil Procedure.

DATED this 2nd day of June, 2009.

MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED

By 
Matthew J. McGee – Of the Firm
Attorneys for Tree Top Ranches, L.P.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 21st day of June, 2009, I caused a true and correct copy of the foregoing AMENDED NOTICE OF DEPOSITION DUCES TECUM OF GREG OBENDORF to be served by the method indicated below, and addressed to the following:

Dana L. Hofstetter
Hofstetter Law Office, LLC
608 W. Franklin St.
Boise, ID 83702-5509
Fax: (208) 424-8774

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

Director
IDAHO DEPARTMENT OF WATER RESOURCES
322 East Front Street, 6th Floor
P.O. Box 83720
Boise, ID 83720-0098
Fax: (208) 287-6700

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

Lori Pulsifer
QNA Court Reporting
776 East Riverside Drive, Suite 200
Eagle, ID 83616
Fax: (208) 286-7426

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



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