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FACSIMILE TRANSMISSION

DATE: December 7, 2009

FAX TO: Director – IDWR 208-287-6700

FROM: Robin L. Moore for Gary Slette

RE: Subcase No. 37-01005
Muldoon Ranch Co., LLC

NUMBER OF PAGES INCLUDING THIS ONE: 5

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ADDITIONAL MESSAGE:

ATTACHED ARE COPIES OF NOTICE OF DEPOSITION OF JAMES PETERSON, SR. AND SUBPOENA IN THE ABOVE-REFERENCED MATTER. THE ORIGINALS WILL BE MAILED IN TODAY'S MAIL. PLEASE ADVISE IF ANY QUESTIONS OR COMMENTS.

THANK YOU.

1
2 **Gary D. Slette**
3 ROBERTSON & SLETTE, PLLC
4 P.O. Box 1906
5 Twin Falls, Idaho 83303-1906
6 Telephone: (208) 933-0700
7 Facsimile: (208) 933-0701
8 ISB # 3198
9 *litm\litig\ABC\Muldoon\depo Peterson*

10 *Attorneys for Muldoon Ranch Co., LLC*

11 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
12 OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

13 * * * * *

14 IN Re SRBA) Subcase No. 37-01005
15)
16) DEPOSITION OF JAMES
17 Case No. 39576) PETERSON, SR.
18)
19)
20)

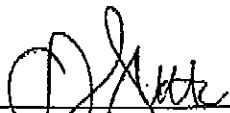
21 *****

22 YOU WILL PLEASE TAKE NOTICE that the Claimant herein, Muldoon Ranch Co.,
23 LLC, will take the testimony upon oral examination of **JAMES PETERSON, SR.**, before a
24 qualified Court Reporter, on the 9th day of December, 2009, at the hour of 10:30 a.m. at the offices
25 of Coleman, Ritchie & Robertson, 156 2nd Ave. West, Twin Falls, Idaho, pursuant to Rule 30(a)
26 of the Idaho Rules of Civil Procedure.

Oral examination will continue from time to time until completed and you are hereby
notified to appear and take part in the examination.

1
2 DATED this 7 day of December, 2009.

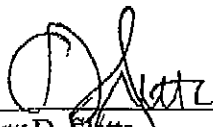
3 ROBERTSON & SLETTE, P.L.L.C.

4
5 By 
6 Gary D. Slette
7 Attorneys for Claimant

8 CERTIFICATE OF MAILING

9 I hereby certify that on this ____ day of December, 2009, I served the original hereof, by
10 depositing same in the United States mail, postage prepaid, in an envelope, addressed to the
11 following:

12 Scott L. Campbell	☐	Hand Deliver
Andrew J. Waldera	☐	U.S. Mail
MOFFATT THOMAS BARRETT	☐	Overnight Courier
P.O. Box 829	☐	Facsimile Transmission - 208-385-5384
Boise, ID 83701-0829	☒	Email slc@moффatt.com
<i>Counsel for Terry & Anita Clark</i>		ajw@moффatt.com
Director	☐	Hand Deliver
Idaho Dept of Water Resources	☒	U.S. Mail
P.O. BOX 83720	☐	Overnight Courier
Boise, ID 83720-0098	☒	Facsimile Transmission - 208-287-6700

18
19
20 
21 Gary D. Slette

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9 *litm\litig\ABC\Muldoon\depo Peterson_subpoena*

10 **Attorneys for Muldoon Ranch Co., LLC**

11 IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
12 OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

13 * * * * *

14 IN Re SRBA) Subcase No. 37-01005
15)
16) **SUBPOENA RE: JAMES**
17 Case No. 39576) **PETERSON, SR.**
18)
19 _____)

20 *****

21 TO: **JAMES PETERSON, SR.**

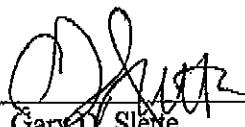
22 YOU ARE COMMANDED:

23 That all and singular business and excuses being laid aside, to appear before a certified court
24 reporter to be deposed at the request of the Claimant Muldoon Ranch Co., LLC, on the 9th of
25 December, 2009, at 10:30 a.m., at the offices of Coleman, Ritchie & Robertson, 156 2nd Ave.
26 West, Twin Falls, Idaho, with regard to the above-entitled action.

You are further notified that if you fail to appear at the place and time specified above that you may be held in contempt of court and that the aggrieved party may recover from you the sum of \$100 and all damages which the party may sustain by your failure to comply with this Subpoena.

1
2 DATED this 7 day of December, 2009.

3 ROBERTSON & SLETTE, P.L.L.C.

4
5 By 

6 Gary D. Slette

7 Attorneys for Claimant

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17 Counsel for Terry & Anita Clark ajw@moffatt.com

18
19 Director [] Hand Deliver
20 Idaho Dept of Water Resources [x] U.S. Mail
21 P.O. BOX 83720 [] Overnight Courier
22 Boise, ID 83720-0098 [x] Facsimile Transmission - 208-287-6700

23
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25
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Gary D. Slette