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DEPARTMENT OF
WATER RESOURCES

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Attorney for Raymond C. Barker, Jr.
Charles J. Kritz and Diane B. Kritz

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

In Re SRBA

Case No. 39576

Subcase No. 2-2318A

**NOTICE OF TAKING DEPOSITION
DUCES TECUM
(RONALD E. BRUMLEY)**

**TO: WILLIAM WILKERSON, SR. AND IMOGENE WILKERSON,
CLAIMANTS, AND THEIR COUNSEL OF RECORD, JON GOULD**

PLEASE TAKE NOTICE that Objectors Raymond C. Barker, Jr., Charles Kritz and Diane Kritz, by and through their counsel of record, Debra K. Ellers, will take the deposition upon oral examination of RONALD E. BRUMLEY, commencing at 10:00 a.m. on May 18, 2010, at the Caldwell County Courthouse, 1115 Albany Street, Caldwell, Idaho, before M & M Court Reporters or some other officer

authorized to administer oaths. This deposition will continue from day to day until completed. All parties to the above-identified case are invited to attend and participate in the manner provided for in the Idaho Rules of Civil Procedure.

Pursuant to Rule 30(b)(5), I.R.C.P, the deponent is required to bring with him to said deposition all documents¹ for inspection and copying that relate in any way to Idaho Water Right No. 2-2318, including, but not limited to, the following documents:

- (i) Water Right 02-2318A;
- (ii) The purchase of the 37 acre parcel north of the railroad right of way that borders the Snake River, on which an RV Park was located, by you and other family members as buyers from the Harlans as sellers in or about 1993 (the "RV Park Parcel");
- (iii) The platform over the Snake River used for irrigation pumps to serve the RV Parcel, any destruction by flooding, and any rebuilding thereof during your ownership;
- (iv) Any use or attempted use by the Wittrocks, Spellman, Wilkerson or any other owners or operators of irrigation water from the Snake River on that certain 13 acre parcel located south of the railroad right of way adjacent to RV Park Parcel situated in Owyhee County ; and
- (v) The sale of the RV Park Parcel, by you and other family members as sellers to the Benton Family Trust as buyers in or about 1999.

¹ Definition: The term "document," as used herein, means all writings of every kind, including, but not limited to, the original of all records, letters, correspondence, notes, diaries, statements, invoices, reports, memoranda, phone logs, minutes, contracts, or other documents within the deponent's control or possession, of which the deponent has knowledge or access, or which any of the deponent's agents, accountants, attorneys or other representatives have in their control or possession.

RESPECTFULLY SUBMITTED this 21st day of April, 2010.

By: Debra K. Ellers
Debra K. Ellers
ATTORNEY AT LAW

CERTIFICATE OF SERVICE

I hereby certify that on this 21st day of April, 2010, I caused to be served a copy of the foregoing document on the following by the method indicated below:

Jon Gould
Ringert Clark
P.O. Box 2773
Boise, Idaho 83701-2773
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☒ U.S. Mail ☐ Overnight Delivery ☐ Hand-Delivery ☐ Facsimile

Director of IDWR
PO Box 87320
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