

RECEIVED

JAN 22 2020

Department of Water Resources
Eastern Region

Michael P. Lawrence, ISB #7288
Charlie S. Baser, ISB #10884
GIVENS PURSLEY LLP
601 W. Bannock St.
P.O. Box 2720
Boise, Idaho 83701-2720
Telephone: 208-388-1200
Fax: 208-388-1300
Attorneys for The Donald F. Driscoll Family Trust

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF THE APPLICATION
FOR PERMIT NO. 67-15261 IN THE NAME
OF THE DONALD F. DRISCOLL FAMILY
TRUST

MOTION FOR SUBPOENAS

Pursuant to Idaho Department of Water Resources ("IDWR") Rule of Procedure 525, IDAPA 37.01.01.525, Applicant the Donald F. Driscoll Family Trust ("Driscoll"), through its counsel Givens Pursley LLP, hereby moves the Director of IDWR to issue subpoenas commanding Brandi Horton-Bonner, Watermaster, Water District 67, and Rob Whitney, Water Distribution Section Manager, IDWR, to appear for the scheduled hearing in the above-captioned matter at the offices of IDWR, at 322 East Front Street, Conference Rooms A and B, Boise, Idaho 83702 on **January 29, 2020 from 9:30 am until released by the Hearing Officer**, Mountain Daylight Time, to provide testimony, under oath, on matters relevant to the issues to be addressed at the hearing.

Driscoll requests that the Director issue the requested subpoenas for the scheduled hearing dates on or before January 23, 2020, and return them to this firm's office so service can be arranged.

Copies of the proposed subpoenas are attached hereto.

DATED January 22, 2020.

Respectfully submitted,

GIVENS PURSLEY LLP

By

A handwritten signature in black ink, appearing to read 'C. Baser', written over a horizontal line.

Charlie S. Baser

*Attorneys for the Donald F. Driscoll
Family Trust*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 22d day of January, 2020, I served a true and correct copy of the above and foregoing document via the manner listed below to the following:

DOCUMENT FILED:

James Cefalo
Hearing Officer
Idaho Department of Water Resources
900 N. Skyline Drive
Idaho Falls, Idaho 83402-1718
Fax: (208) 525-7177
Email: james.cefalo@idwr.idaho.gov

☒ U. S. Mail
☐ Hand Delivered
☐ Overnight Mail
☒ Facsimile
☒ E-mail

SERVICE COPIES TO:

Nick Miller
Manager, Western Regional Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Email: nick.miller@idwr.idaho.gov

☒ U. S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile
☒ E-mail

Legg Family Trust
c/o Dana Hofstetter
Hawley Troxell Ennis & Hawley
877 Main St., Ste. 1000
PO Box 1617
Boise, ID 83701-1617
Email: DHofstetter@hawleytroxell.com

☒ U. S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile
☒ E-mail

Kathleen Legg and Legg Family Trust
c/o Dana Hofstetter
Hawley Troxell Ennis & Hawley
877 Main St., Ste. 1000
PO Box 1617
Boise, ID 83701-1617
Email: DHofstetter@hawleytroxell.com

☒ U. S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile
☒ E-mail

Randy and Kathryn Noah
c/o Dana Hofstetter
Hawley Troxell Ennis & Hawley
877 Main St., Ste. 1000
PO Box 1617
Boise, ID 83701-1617
Email: DHofstetter@hawleytroxell.com

☒ U. S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile
☒ E-mail

Karen and Keith Hood
PO Box 100
Cambridge, ID 83610-0100
Email: hobomom@yahoo.com

☒ U. S. Mail
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile
☒ E-mail



Charlie S. Baser

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF THE APPLICATION
FOR PERMIT NO. 67-15261 IN THE NAME
OF THE DONALD F. DRISCOLL FAMILY
TRUST

**SUBPOENA –
ROB WHITNEY**

THE STATE OF IDAHO SENDS GREETINGS TO:

**ROB WHITNEY
Water Distribution Section Manager
Idaho Department of Water Resources
322 E Front St, Ste. 648
Boise, ID 83702**

YOU ARE HEREBY COMMANDED to appear before the Hearing Officer for the Idaho Department of Water Resources at the office of the Idaho Department of Water Resources at 322 East Front Street, Conference Rooms A and B, Boise, Idaho 83702, on **January 29, 2020 from 9:30 am until released by the Hearing Officer**, Mountain Daylight Time, to provide testimony, under oath, as a witness in the above-captioned matter.

DATED January 22, 2020.

JAMES CEFALO, Hearing Officer,
Idaho Department of Water Resources