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163 Second Avenue West
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*Attorneys for A&B Irrigation District, Burley
Irrigation District, Milner Irrigation District,
North Side Canal Company, and Twin Falls
Canal Company*

W. Kent Fletcher, ISB #2248
FLETCHER LAW OFFICE
P.O. Box 248
Burley, Idaho 83318
Telephone: (208) 678-3250
Facsimile: (208) 878-2548

*Attorneys for American Falls Reservoir
District #2 and Minidoka Irrigation District*

RECEIVED
AUG 03 2017
Department of Water Resources
Eastern Region

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

IN THE APPLICATION FOR TRANSFER
OF WATER RIGHT NO. T81292

In the names of Kip Hunter and Brandi Hunter

**AMENDED NOTICE OF TAKING
DEPOSITION DUCES TECUM OF
CARTER FRITSCHLE**

**FRIDAY, AUGUST 25, 2017
9:00 a.m.**

**322 EAST FRONT ST., ROOM 602B
BOISE, IDAHO**

IN THE APPLICATION FOR TRANSFER
OF WATER RIGHT NO. T81293

In the names of Kip Hunter and Brandi Hunter

**AMENDED NOTICE OF TAKING
DEPOSITION DUCES TECUM OF
CARTER FRITSCHLE**

**FRIDAY, AUGUST 25, 2017
11:00 a.m.**

**322 EAST FRONT ST., ROOM 602B
BOISE, IDAHO**

TO: CARTER FRITSCHLE

PLEASE TAKE NOTICE that the Protestants, A&B Irrigation District, American Falls

Reservoir District #2, Burley Irrigation District, Minidoka Irrigation District, Milner Irrigation District, North Side Canal Company and Twin Falls Canal Company (hereafter collectively "Surface Water Coalition," "Coalition" or "SWC"), will take your deposition before a certified Court Reporter, in accordance with the Idaho Rules of Civil Procedure, on Friday, August 25, 2017, at 11:00 a.m. at the offices of Idaho Department of Water Resources, located at 322 East Front Street, Room 602 B, Boise, Idaho 83702.

Attached to the original Notice of Deposition dated April 4, 2017 are two letters submitted to the Hearing Officer in this matter. Each letter identifies topics and questions to be answered by Department staff in a hearing on the above matter. The letters were submitted on behalf of the Idaho Groundwater Appropriators, Inc. (the "IGWA Letter") and the Surface Water Coalition ("SWC Letter"). You have been identified as a Department Staff member who can address the following issues (as stated on the attached letters):

- IGWA Letter: Question Nos. 6 & 7
- SWC Letter: Question Nos. 4

The Deponent should be prepared to address these issues in your deposition.

The Deponent is further required to identify and bring the following documents to the deposition:

1. Copies of all documents relating to the issues identified above including, but not limited to, regulations, policy handbooks, memos or letters, correspondence, drafts and notes.
2. All other documents you have reviewed or will review in preparation for this deposition.

The term "document" as used above includes, but is not limited to, notes (oral or written), memoranda, reports, studies, maps, surveys, plans, drawings, photographs, calculations, spreadsheets and any computer analyses, whether written or electronic in format.

The oral examination will continue from day to day until completed.

Dated this 31st day of July, 2017.

FLETCHER LAW OFFICE

 for

W. Kent Fletcher

*Attorneys for American Falls Reservoir
District #2 & Minidoka Irrigation District*

BARKER ROSHOLT & SIMPSON LLP



John K. Simpson
Travis L. Thompson

*Attorneys for A&B Irrigation District, Burley
Irrigation District, Milner Irrigation District,
North Side Canal Company, and Twin Falls
Canal Company*

CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of July, 2017, I served a copy of the foregoing, via email and U.S. Mail to:

James Cefalo
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718
James.Cefalo@idwr.idaho.gov

Carter Fritschle
Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098
Carter.Fritschle@idwr.idaho.gov

And via email, pursuant to agreement by Counsel, to:

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, PLLC
P.O. Box 50130
1000 Riverwalk Drive, Suite 200
Idaho Falls, ID 83405
rharris@holdenlegal.com

T.J. Budge
RACINE OLSON NYE BUDGE & BAILEY, CHTD.
P.O. Box 1391
201 E. Center St.
Pocatello, ID 83204-1391
tjb@racinelaw.net



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In the names of Kip Hunter and Brandi Hunter

**AMENDED NOTICE OF TAKING
DEPOSITION DUCES TECUM OF JEFF
PEPPERSACK**

**FRIDAY, AUGUST 25, 2017
9:00 a.m.**

**322 EAST FRONT ST., ROOM 602B
BOISE, IDAHO**

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OF WATER RIGHT NO. T81293

In the names of Kip Hunter and Brandi Hunter

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PEPPERSACK**

**FRIDAY, AUGUST 25, 2017
9:00 a.m.**

**322 EAST FRONT ST., ROOM 602B
BOISE, IDAHO**

TO: JEFF PEPPERSACK

PLEASE TAKE NOTICE that the Protestants, A&B Irrigation District, American Falls

Reservoir District #2, Burley Irrigation District, Minidoka Irrigation District, Milner Irrigation District, North Side Canal Company and Twin Falls Canal Company (hereafter collectively "Surface Water Coalition," "Coalition" or "SWC"), will take your deposition before a certified Court Reporter, in accordance with the Idaho Rules of Civil Procedure, on Friday August 25, 2017, at 9:00 a.m. at the offices of Idaho Department of Water Resources, located at 322 East Front Street, Room 602 B, Boise, Idaho 83702.

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- SWC Letter: Question Nos. 1-3

The Deponent should be prepared to address these issues in your deposition.

The Deponent is further required to identify and bring the following documents to the deposition:

1. Copies of all documents relating to the issues identified above including, but not limited to, regulations, policy handbooks, memos or letters, correspondence, drafts and notes.
2. All other documents you have reviewed or will review in preparation for this deposition.

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The oral examination will continue from day to day until completed.

FLETCHER LAW OFFICE

 for

W. Kent Fletcher

*Attorneys for American Falls Reservoir
District #2 & Minidoka Irrigation District*

BARKER ROSHOLT & SIMPSON LLP



John K. Simpson
Travis L. Thompson

*Attorneys for A&B Irrigation District, Burley
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CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of July, 2017, I served a copy of the foregoing, via email and U.S. Mail to:

James Cefalo
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718
James.Cefalo@idwr.idaho.gov

Jeff Peppersack
Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098
Jeff.Peppersack@idwr.idaho.gov

And via email, pursuant to agreement by Counsel, to:

Robert L. Harris
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IN THE APPLICATION FOR TRANSFER
OF WATER RIGHT NO. T81292

In the names of Kip Hunter and Brandi Hunter

**AMENDED NOTICE OF TAKING
DEPOSITION DUCES TECUM OF
MICHAEL HOLLIDAY**

**TUESDAY, AUGUST 29, 2017
9:00 a.m.**

**900 N. SKYLINE DRIVE, SUITE A
IDAHO FALLS, IDAHO**

IN THE APPLICATION FOR TRANSFER
OF WATER RIGHT NO. T81293

In the names of Kip Hunter and Brandi Hunter

**AMENDED NOTICE OF TAKING
DEPOSITION DUCES TECUM OF
MICHAEL HOLLIDAY**

**TUESDAY, AUGUST 29, 2017
9:00 a.m.**

**900 N. SKYLINE DRIVE, SUITE A
IDAHO FALLS, IDAHO**

TO: MICHAEL HOLLIDAY

PLEASE TAKE NOTICE that the Protestants, A&B Irrigation District, American Falls

Reservoir District #2, Burley Irrigation District, Minidoka Irrigation District, Milner Irrigation District, North Side Canal Company and Twin Falls Canal Company (hereafter collectively "Surface Water Coalition," "Coalition" or "SWC"), will take your deposition before a certified Court Reporter, in accordance with the Idaho Rules of Civil Procedure, on Tuesday, August 29, 2017, at 9:00 a.m. at the offices of Idaho Department of Water Resources, located at 900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402.

Attached to the original Notice of Deposition dated April 4, 2017 are two letters submitted to the Hearing Officer in this matter. Each letter identifies topics and questions to be answered by Department staff in a hearing on the above matter. The letters were submitted on behalf of the Idaho Groundwater Appropriators, Inc. (the "IGWA Letter") and the Surface Water Coalition ("SWC Letter"). You have been identified as a Department Staff member who can address the following issues (as stated on the attached letters):

- IGWA Letter: Question Nos. 1-5

The Deponent should be prepared to address these issues in your deposition.

The Deponent is further required to identify and bring the following documents to the deposition:

1. Copies of all documents relating to the issues identified above including, but not limited to, regulations, policy handbooks, memos or letters, correspondence, drafts and notes.
2. All other documents you have reviewed or will review in preparation for this deposition.

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W. Kent Fletcher

*Attorneys for American Falls Reservoir
District #2 & Minidoka Irrigation District*

BARKER ROSHOLT & SIMPSON LLP



John K. Simpson
Travis L. Thompson

*Attorneys for A&B Irrigation District, Burley
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James Cefalo
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718
James.Cefalo@idwr.idaho.gov

Michael Holliday
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-1718
Michael.Holliday@idwr.idaho.gov

And via email, pursuant to agreement by Counsel, to:

Robert L. Harris
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DUCES TECUM OF BRYCE CONTOR**

**TUESDAY, AUGUST 29, 2017
11:00 a.m.**

**900 N. SKYLINE DRIVE, SUITE A
IDAHO FALLS, IDAHO**

IN THE APPLICATION FOR TRANSFER
OF WATER RIGHT NO. T81293

In the names of Kip Hunter and Brandi Hunter

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DUCES TECUM OF BRYCE CONTOR**

**TUESDAY, AUGUST 29, 2017
11:00 a.m.**

**900 N. SKYLINE DRIVE, SUITE A
IDAHO FALLS, IDAHO**

TO: BRYCE CONTOR

PLEASE TAKE NOTICE that the Protestants, A&B Irrigation District, American Falls
Reservoir District #2, Burley Irrigation District, Minidoka Irrigation District, Milner Irrigation

District, North Side Canal Company and Twin Falls Canal Company (hereafter collectively "Surface Water Coalition," "Coalition" or "SWC"), will take your deposition before a certified Court Reporter, in accordance with the Idaho Rules of Civil Procedure, on Tuesday, August 29, 2017, at 11:00 a.m. at the offices of Idaho Department of Water Resources, located at 900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402.

The Deponent is further required to identify and bring with him the following documents:

1. Copies of your file, including but not limited to, memos, notes, drawings, sketches, maps, spreadsheets, and drafts thereof, related to the above-referenced applications for transfer and the report dated July 24, 2017 that you filed in these cases.
2. Copies of all documents that reflect communications with anyone with the Idaho Department of Water Resources concerning the above-referenced applications for transfer and any other issue that pertains to these contested cases.
3. Copies of all documents that reflect communications with any other person concerning the above-referenced applications for transfer and any other issue that pertains to these contested cases.
4. Copies of all documents related to the any and all testimony and/or opinions to be expressed by you in these contested cases, the basis and reasons therefore, and the data or other information considered by you in forming the testimony and/or opinions.
5. Copies of all exhibits to be used by you in the hearings in these contested cases.
6. Copies of all documents and agreements with the Protestants to retain you as an expert witness in these contested cases, including any documents or agreements that identify the compensation to be paid to you.

7. Copies of all documents that pertain to or were relied upon by you in preparing your report filed in these contested cases (dated July 24, 2017).

8. All documents you have reviewed or will review in preparation for this deposition.

The term "document" as used above includes, but is not limited to, notes (oral or written), memoranda, reports, studies, maps, surveys, plans, drawings, photographs, calculations, spreadsheets and any computer analyses, whether written or electronic in format.

The oral examination will continue from day to day until completed.

Dated this 31st day of July, 2017.

FLETCHER LAW OFFICE

 for

W. Kent Fletcher

*Attorneys for American Falls Reservoir
District #2 & Minidoka Irrigation District*

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