

Randall C. Budge (ISB# 1949)
Thomas J. Budge (ISB# 7465)
RACINE OLSON NYE BUDGE
& BAILEY, CHARTERED
201 E. Center St. / P.O. Box 1391
Pocatello, Idaho 83204
(208) 232-6101 – phone
(208) 232-6109 – fax
rcb@racinelaw.net
tjb@racinelaw.net

Attorneys for Idaho Ground Water Appropriators, Inc. (IGWA)

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

IN THE MATTER OF APPLICATION FOR
TRANSFER NO. 79560

**Notice of Taking Deposition
Duces Tecum of Charles
Brockway, Sr.**

TO: Charles Brockway, Sr., and Rangen's counsel of record

PLEASE TAKE NOTICE that counsel for Idaho Ground Water Appropriators, Inc. (IGWA), North Snake Ground Water District (NSGWD), Magic Valley Ground Water District (MVGWD), and Southwest Irrigation District (SWID) will take the deposition of Charles Brockway, Sr., before a certified Court Reporter, in accordance with the Rules of Civil Procedure of the State of Idaho, on **Monday, December 15, 2014**, at **10:00 a.m.** at the office of **Charles Brockway, Sr., 2016 Washington Street North, Twin Falls, Idaho**. Pursuant to Idaho Rules of Civil Procedure 26, 30(b)(5), and 34, you are required to identify and bring with you to the deposition the following documents:

1. Copy of your *Expert Report and Narrative Relative to Water Right Transfer No. 79560 as Part of Mitigation Plan #4 by North Snake Ground Water District, Magic Valley Ground Water District and Southwest Irrigation District* (the "Brockway Report") filed in this matter.
2. Copies of your entire file related to Application for Transfer No. 79560 (the "Application").

3. Copies of all documents you referenced or prepared in connection with reviewing the Application and/or preparing the Brockway Report.

4. Copies of all documents provided to you by Rangen or its counsel that relate to the Application and/or the Brockway Report.

5. Copies of all documents related to water rights that may be injured by IGWA's Fourth Mitigation Plan.

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.

You are required to bring with you all of the above-identified documents in your possession or the possession of Brockway Engineering or any of its employees, agents, or subcontractors.

All parties and their counsel are invited to attend. The oral examination will continue from day to day until completed.

DATED this 11th day of December, 2014.

IDAHO GROUND WATER
APPROPRIATORS, INC.

By: 

Randall C. Budge

Thomas J. Budge

CERTIFICATE OF MAILING

I certify that on this 10th day of December, 2014, the foregoing document was served on the following persons in the manner indicated.



Signature of person mailing form

Original: Director, Gary Spackman Idaho Department of Water Resources PO Box 83720 Boise, ID 83720-0098 Attn: Deborah Gibson Deborah.Gibson@idwr.idaho.gov Kimi.white@idwr.idaho.gov	☒ U.S. Mail/Postage Prepaid ☐ Facsimile ☐ Overnight Mail ☐ Hand Delivery ☒ E-mail
Robyn Brody Brody Law Office, PLLC P.O. Box 554 Rupert, ID 83350-0554 robynbrody@hotmail.com	☐ U.S. Mail/Postage Prepaid ☐ Facsimile ☐ Overnight Mail ☐ Hand Delivery ☒ E-Mail
J. Justin May May Browning & May PLLC 1419 W Washington Boise, ID 83702-5039 jmay@maybrowning.com	☐ U.S. Mail/Postage Prepaid ☐ Facsimile ☐ Overnight Mail ☐ Hand Delivery ☒ E-Mail
Fritz X. Haemmerle Haemmerle Haemmerle P.O. Box 1800 Hailey, ID 83333-1800 fxh@haemlaw.com	☐ U.S. Mail/Postage Prepaid ☐ Facsimile ☐ Overnight Mail ☐ Hand Delivery ☒ E-Mail
M & M Court Reporting Service anniew@m-mservice.com	☐ U.S. Mail/Postage Prepaid ☐ Facsimile ☐ Overnight Mail ☐ Hand Delivery ☒ E-Mail