

DAVE SUNDBERG
BOX # 1
MALTA IDAHO 83342
TEL 435-827-5511

RECEIVED

JUN 14 2001

Department of Water Resources

TIA LUKE
IDWR
1301 N OILCHAND
BOISE IDAHO 83706

THIS IS THE TIME THEY SENT ME WITH THE SUMMONS.
IT SHOWS APRIL 22 2001 A DITCH WITH A TINY STREAM
OF WATER. RACHEL HEAPTON ASKS "IS THIS HIS DITCH?" AND
MONT CAMPBELL ANSWERS "YA THIS IS HIS DITCH, WELL IT'S MY DITCH TOO"
THAT LEAVES SOME QUESTION AS TO WHO IS STEALING WATER SINCE IT
IS CAMPBELL'S DITCH TOO AND I'M SURE THAT LITTLE STREAM
NEVER REACHED MY PLACE $\frac{1}{2}$ MILE AWAY. IT WOULD ALL STAY
ON CAMPBELL'S PROPERTY.

NEXT THEY SHOW MAY 9 2001. THERE IS OBVIOUSLY
MORE THAN 20 CFS IN THE CREEK, THE MEASURING BOARD IS
NOT IN THE HEADGATE WHICH CONTAINS THE COMPLAINT AND
PICTURES WHICH I SENT TO YOU. ALTHOUGH THEY HAVE A RATHER
SMALL STREAM IN THE DITCH WHICH IS MINE AND CAMPBELL'S. IF
THIS STREAM WERE LEFT RUNNING IT WOULD HAVE RUN DOWN
THROUGH MY YARD. I WAS HOME THAT AFTERNOON AND THERE WAS
NEVER ANY WATER IN MY YARD.

NEXT THEY SHOW MAY 28, 2001. THEY SHOW A BIGGER STREAM
IN THE SAME DITCH. THEY ALSO SHOW THE CREEK THAT DAY. I
MEASURED THE IDAHO WEIR MAY 28. THERE WAS 11 CFS SO YOU CAN
SEE HOW MUCH WAS BEING DIVERTED IN UTAH. ON MAY 28 THERE
WAS SOME WATER WHICH MADE IT DOWN TO MY YARD. AT
ABOUT 7:00 PM I WENT UP TO SEE WHAT WAS GOING ON
WITH THE WATER AND IT HAD BEEN SHUT OFF. WHILE I WAS

UP LOOKING AT THE DITCH A SHERIFF'S DEPUTY CAME
TO ARREST ME SO I TOOK HIM DOWN AND HE TOOK SOME
PICTURES OF THE WATER RUNNING ACROSS THE ROAD AT THE
STATE LINE. I ~~TOOK~~^{SENT} HIM A COPY OF THE COMPLAINT
THAT I SENT YOU. HE DIDN'T ARREST ME.

IN THE STATE ENGINEER'S COMPLAINT AGAINST ME WERN
GAVE AN AFFIDAVIT WHICH MAKES IT CLEAR THAT HE DID
NOT SAY ANYTHING TO ME ON ANY OF THESE THREE DAYS
THAT THEY SHOW IN THE VIDEO. IT WAS JUST HIS AND
CAMPBELL'S LITTLE SECRET PROJECT.

HAVE FUN WATCHING THE MOVIES

DAVE

DAVE SUNDBERG

COPY TO LEE SIM