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DEPARTMENT OF WATER RESOURCES

Randall C. Budge (ISB # 1949)  
Scott Smith (ISB # 6014)  
Candice M. McHugh (ISB # 5908)  
RACINE OLSON NYE BUDGE &  
BAILEY, CHARTERED  
PO Box 1391  
Pocatello, ID 83204-1391  
Telephone: (208) 232-6101  
Facsimile: (208) 232-6109

ATTORNEYS FOR IDAHO GROUND WATER  
APPROPRIATORS

A. Dean Tranmer ISB # 2793  
City of Pocatello  
P. O. Box 4169  
Pocatello, ID 83201  
(208) 234-6149  
(208) 234-6297 (Fax)  
[dtranmer@pocatello.us](mailto:dtranmer@pocatello.us)

Sarah A. Klahn, ISB #7928  
Kelly L. Snodgrass  
White & Jankowski, LLP  
511 Sixteenth Street, Suite 500  
Denver, Colorado 80202  
(303) 595-9441  
(303) 825-5632 (Fax)  
[sarahk@white-jankowski.com](mailto:sarahk@white-jankowski.com)

ATTORNEYS FOR THE CITY OF POCATELLO

**BEFORE DEPARTMENT OF WATER RESOURCES**

**STATE OF IDAHO**

IN THE MATTER OF THE  
PETITION FOR DELIVERY CALL  
OF A&B IRRIGATION DISTRICT  
FOR THE DELIVERY OF GROUND  
WATER AND FOR THE CREATION  
OF A GROUND WATER  
MANAGEMENT AREA

Docket No.: 37-03-11-1

**NOTICE OF TAKING  
DEPOSITION DUCES TECUM OF  
HAROLD MOHLMAN**

**TO: HAROLD MOHLMAN**

PLEASE TAKE NOTICE that counsel for the IDAHO GROUND WATER  
APPROPRIATORS, INC. and the CITY OF POCATELLO will take the testimony on oral  
examination of HAROLD MOHLMAN pursuant to Rule 30 and applicable rules of the Idaho  
Rules of Civil Procedure. The deposition will take place before a court reporter and Notary

Public with the firm of M & M Court Reporting Service or other duly qualified person in the above-captioned matter. Said deposition will commence at the hour of **1:00 p.m. on October 28, 2008** and continuing until completion, at the offices of **Barker, Rosholt & Simpson, LLP**, 113 Main Avenue W., Suite 303, Twin Falls, ID 83303-0485 at which time and place you are notified to appear and take part in such examination.

Pursuant to Idaho Rules of Civil Procedure 26, 30(b) (5), and 34, you are further instructed to bring to the deposition the following materials:

(1) Please produce all documents, records, reports, notes, calendars, memoranda, letters, whether written or electronic, that relate to or were relied upon in your answer(s) to the Interrogatories Nos. 14 – 21 served in this matter on or about October 1, 2008.

(2) All documents, claims or other data submitted by you for all farming activities on the above identified farms or parcels to the Farm Services Agency, the Federal Crop Insurance Corporation or other entity, over the last 20 years that reflect crop type and yield.

(3) All documents that support the statement made in A&B's lay witness disclosure that states you will testify regarding "impacts to his operations due to reduced water supplies on farms."

(4) All documents and records you maintain that show the amount of water ordered by you and delivered and charged by A&B for the past twenty (20) years. Such documents may include notes, calendars, diaries, receipts or other records maintained that reflect water deliveries or charges.

(5) All reports, records or receipts for the past twenty (20) years that indicate crop yield or production given to you by any purchasers or warehouses for your crops including but not limited to any such documentation provided to you from Amalgamated Sugar Company.

(6) Copies of any notes, emails or other written material in your possession of conversations with representatives of A&B Irrigation District, their expert witnesses or attorneys.

(7) Copies of all documents or written material you reviewed in preparation for this deposition.

(8) Map of your farm showing parcels irrigated for the past twenty (20) years.

(9) Any A&B newsletters and other correspondence from A&B in your possession for the past twenty (20) years.

**DATED** this 3rd day of October, 2008.

RACINE OLSON NYE BUDGE  
& BAILEY, CHARTERED




CANDICE M. MCHUGH

*Attorneys for Idaho Ground Water Appropriators*

## CERTIFICATE OF MAILING

I hereby certify that on this 3rd day of October, 2008, the above and foregoing, was sent to the following by U.S. Mail proper postage prepaid and by email for those with listed email addresses:

  
 Candice McHugh

John K. Simpson Travis L. Thompson Barker Rosholt & Simpson 113 Main Ave West Ste 303 PO Box 485 Twin Falls ID 83303-0485 <a href="mailto:jks@idahowaters.com">jks@idahowaters.com</a> <a href="mailto:tlr@idahowaters.com">tlr@idahowaters.com</a>	Sarah A. Klahn White & Jankowski LLP 511 Sixteenth Street, Suite 500 Denver, CO 80202 <a href="mailto:sarahk@white-jankowski.com">sarahk@white-jankowski.com</a>	
Roger D. Ling PO Box 396 Rupert ID 83350 <a href="mailto:rdl@lawfirm.com">rdl@lawfirm.com</a>	A. Dean Tranmer, Esq. City of Pocatello PO Box 4169 Pocatello ID 83201 City of Pocatello <a href="mailto:dtranmer@pocatello.us">dtranmer@pocatello.us</a>	
James S. Lochhead Michael A. Gheleta Brownstein Hyatt Farber Schreck 410 – 17 <sup>th</sup> St Ste 2200 Denver CO 80202 <a href="mailto:jlochhead@bhf-law.com">jlochhead@bhf-law.com</a>	City of Castleford 300 Main PO Box 626 Castleford ID 83321	F. Randall Kline 427 N Main St PO Box 397 Pocatello ID 83204
Lary S Larson Hopkins Roden Crockett Hansen & Hoopes PO Box 51219 Idaho Falls ID 83405-1219	Jo Beeman, Esq. Beeman & Associates 409 W Jefferson Boise ID 83702 <a href="mailto:jo.beeman@beemanlaw.com">jo.beeman@beemanlaw.com</a>	City of Basalt PO Box 178 Basalt ID 83218
M. Jay Meyers Myers Law Office 300 N 7 <sup>th</sup> Ave PO Box 4747 Pocatello ID 83205	John J. Hockberger Jr. Kathleen Marion Carr Office of the Field Solicitor US Dept of the Interior 960 Broadway Ave Ste 400 Boise ID 83706 <a href="mailto:kmarrioncarr@yahoo.com">kmarrioncarr@yahoo.com</a>	LaDell and Sherry Anderson 304 N 500 W Paul ID 83347
Michael D. O'Hagan, Attorney Office of Chief Counsel US Dept of Energy 1955 Fremont Ave MS 1209 Idaho Falls ID 83415-1510 <a href="mailto:ohaganmd@id.doe.gov">ohaganmd@id.doe.gov</a>	Mary Ann Plant 480 N 150 W Blackfoot ID 83221	O.E. Feld & Berneta Feld 1470 S 2750 W Aberdeen ID 83210
Jeff Feld 719 Bitterroot Dr Pocatello ID 83201	Eugene Hruza PO Box 66 Minidoka ID 83343	Jerry R. Rigby Rigby Andrus and Moeller 25 N 2 <sup>nd</sup> East Rexburg ID 83440 <a href="mailto:jrigby@rex-law.com">jrigby@rex-law.com</a>

<p>Robert E. Williams Fredericksen Williams Meservy &amp; Lothspecih LLP 153 E Main St PO Box 168 Jerome ID 83338 rewilliams@cableone.net</p>	<p>Gregory P. Meacham MEACHAM &amp; DUSTIN PLLC 2000 Jennie Lee Drive Idaho Falls, ID 83404</p>	<p>David R. Tuthill, Jr., Director c/o Victoria Wigle Idaho Dept of Water Resources PO Box 83720 Boise ID 83720-0098 <a href="mailto:Dave.tuthill@idwr.idaho.gov">Dave.tuthill@idwr.idaho.gov</a> <a href="mailto:Phil.Rassier@idwr.idaho.gov">Phil.Rassier@idwr.idaho.gov</a> <a href="mailto:Chris.Bromley@idwr.idaho.gov">Chris.Bromley@idwr.idaho.gov</a></p>
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