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DEPARTMENT
OF WATER RESOURCES

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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF BASIN 37
ADMINISTRATIVE PROCEEDING

Docket No. AA-WRA-2021-001

**NOTICE OF TAKING
DEPOSITION DUCES TECUM OF
ZACH HILL**

PLEASE TAKE NOTICE, that the BIG WOOD & LITTLE WOOD WATER USERS ASSOCIATION, as the representative of its individual members who are parties to this proceeding and the BIG WOOD CANAL COMPANY ("BWLWWU" and "BWCC"), by and through their attorneys of record, RIGBY, ANDRUS & RIGBY LAW, PLLC, JAMES LAW OFFICE, PLLC, and FLETCHER LAW OFFICE and pursuant to the Director's *Order*

Authorizing Discovery, will take testimony upon oral examination of Zach Hill of Ecosystem Sciences, 202 N. 9th Ste. 400, Boise, Idaho 83702, zthorne@ecosystemsciences.com, 208-383-0226, before an officer authorized to administer oaths on **Thursday, June 3, 2021 at 3:00 p.m.** (MDT), and continuing thereafter from day to day until completed, at the **offices of Barker Rosholt & Simpson, LLP**, 163 2nd Ave. West, Twin Falls, Idaho 83301 at which time and place you are notified to appear and take such part in the examination as you may deem proper. Zoom participation will be available at the following link.

Join Zoom Meeting

<https://zoom.us/j/91697249203?pwd=bS83U05FTXF6VjN4TEZCS3loZm9LUT09>

Meeting ID: 916 9724 9203

Passcode: 836014

One tap mobile

+16699006833,,91697249203#,,, *836014# US (San Jose)

+12532158782,,91697249203#,,, *836014# US (Tacoma)

BWLWWU and BWCC requires the deponent (Zach Hill of Ecosystem Sciences) to produce his Expert Witness Report and make available for inspection and/or photocopying any and all documents relied upon in preparing his Expert Witness Report and all documents identified in the attached Exhibit A.

Additionally, BWLWWU and BWCC requires the deponent to produce any other reports, graphs, charts, writings, data, pictures, diagrams, spreadsheets, calculations, diagrams, transparencies, slides, photos, videotapes, posters, blueprints, blow ups, animations and the like, that have been previously prepared by the deponent, or the deponent's firm, in showing damages, injury, reduction in flows, and/or evidence of impacts groundwater pumping might have had for the area of the Wood River Valley south of Bellevue referred to as the 'Bellevue Triangle' as outlined in the Director's *Prehearing/Scheduling Order* regarding groundwater pumping and its

effects on the water system for surface water users downriver that are not otherwise currently under attorney-client privilege.

Dated this 1st day of June, 2021.


CHASE T HENDRICKS

/s/
JOSEPH F. JAMES

*Attorneys for Big Wood & Little Wood Water
Users Association*

/s/
W. KENT FLETCHER

Attorney for Big Wood Canal Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 1st day of June, 2021, the above and foregoing was served on the following by the method(s) indicated below:

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CHASE T HENDRICKS

Exhibit A

1. Your entire Expert Witness Report prepared for this proceeding.
2. All written reports for this proceeding prepared by you or at your direction.
3. All "writings" ("Writing" means hand writing, typewriting, printing, photostatic, photographing, and every other means of recording upon any tangible thing any form of communication or representation, including letters, words, pictures, sounds, or symbols, or combinations thereof). As used in this deposition subpoena attachment, the term "writing" also includes "electronically stored information." "Electronic" means, relating to technology having electrical, digital, magnetic, wireless, optical, electromagnetic, or similar capabilities prepared by you or at your direction for use in this proceeding, including, but not limited to, charts, schedules, spreadsheets, calculations, diagrams, transparencies, slides, photos, videotapes, posters, blueprints, blow ups, animations and the like.
4. All writings setting forth or describing the nature and scope of your assignment in this proceeding.
5. All writings setting forth or describing any limitation on the nature and scope of your assignment in this proceeding.
6. All writings upon which your opinions and conclusions in this proceeding are based.
7. All writings showing or tending to show that you are sufficiently qualified to testify as an expert in this proceeding on the subject(s) to which your testimony relates including those that show your special knowledge, skill, experience, training or education. These would include Curricula Vitae ("C.V."), resumes, degrees, diplomas, certificates of completion/graduation, licenses, professional memberships, awards and honors, publications and the like.
8. All writings prepared by you including, but not limited to, scientific, technical or professional articles, books, texts, treatises, journals or similar publications which have any relevance to the subject(s) to which your testimony relates or your opinions and conclusions in this proceeding.
9. All writings including any scientific, technical or professional articles, texts, treatises, journals or similar publications which you read, referred to, considered, or relied upon in arriving at or forming your opinions and conclusions in this proceeding.
10. All writings showing exactly how you spent your time in this proceeding.
11. All written results of tests conducted by you in this proceeding.
12. All writings showing or listing the raw data, including test protocols resulting from any test performed by you or at your direction in this proceeding.
13. All writings analyzing the raw data resulting from any test performed by you or at your direction in this proceeding.
14. All writings setting forth your opinions and conclusions in this proceeding.
15. All writings setting forth the opinions and conclusions you will be giving at trial in this proceeding.
16. All drafts of writings setting forth the opinions and conclusions you will be giving at trial in this proceeding.
17. All writings setting forth the basis(es) for each of the opinions and conclusions you will be giving at trial in this proceeding.

18. All writings setting forth the reasons or reasoning for each of the opinions and conclusions you will be giving at trial in this proceeding.
19. All writings between you and the party who designated you as an expert in this proceeding.
20. All writings of any and all interviews conducted by you of any and all persons who have, or claim to have, personal knowledge of facts which support the opinions and conclusions you will be giving at the trial of this proceeding.
21. All notes taken or made by you or at your direction regarding this proceeding.
22. All writings between you and anyone other than the foregoing categories of persons relating to your assignment in this proceeding.
23. All written reports prepared by other expert(s) upon which you intend to rely and which you will be reading into the record at trial.
24. All writings showing each assumption you made in forming the opinions and conclusions you will be giving at the trial in this proceeding.
25. All writings which show any substantial or significant inconsistencies in the opinions and conclusions you will be giving at the trial in this proceeding.
26. All sworn testimony by you as an expert witness, including affidavits or declarations, deposition transcripts or trial transcripts wherein you testified in the last four (4) years.
27. All sworn testimony by you as an expert witness, including affidavits or declarations, deposition transcripts or trial transcripts wherein you testified on the same or similar issues in other similar proceedings.
28. All sworn testimony by others, including affidavits or declarations, depositions or otherwise which were read, reviewed or relied upon by you, regarding or relating to the subject matter of this proceeding.
29. All writings not otherwise covered by the foregoing numbered items which you believe are important to the opinions and conclusions you will be giving at trial in this proceeding.
30. All writings used by you to refresh your memory with respect to any matter about which you testify.