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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF DISTRIBUTION OF
WATER TO WATER RIGHTS HELD BY
MEMBERS OF THE BIG WOOD &
LITTLE WOOD WATER USERS
ASSOCIATION DIVERTING FROM THE
BIG WOOD RIVER

CM-DC-2015-001

CM-DC-2015-002

**NOTICE OF TAKING DEPOSITION
DUCES TECUM OF
TIM LUKE**

IN THE MATTER OF DISTRIBUTION OF
WATER TO WATER RIGHTS HELD BY
MEMBERS OF THE BIG WOOD &
LITTLE WOOD WATER USERS
ASSOCIATION DIVERTING FROM THE
LITTLE WOOD RIVER

TO: TIM LUKE AND THE IDAHO DEPARTMENT OF WATER RESOURCES

PLEASE TAKE NOTICE that Counsel for the **City of Bellevue**, the **City of Hailey**, the **City of Ketchum**, the **City of Fairfield**, **Sun Valley Water and Sewer District**, and **Sun Valley Company** will that the testimony yon oral examination of TIM LUKE pursuant to Rule 30 of the Idaho Rules of Civil Procedure and the rules of the Idaho Department of Water Resources ("IDWR"). 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 **9:00 a.m. on September 16, 2015, and continuing again at 9:00 a.m. on September 17, 2015** and thereafter until completion at the Idaho Department of Water Resources, 6th Floor, Conference Room, 322 E. Front St., Boise, ID 83702, at which time and place you are notified to appear ant 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. All documents, lists, maps, logs, communications or other data or information, whether in electronic or written form, and regardless of whether the document in question was originally in the custody of IDWR or any predecessor agency, the

calling seniors, or any predecessors in interest to the calling seniors' water rights that relate to or contain information relating to the calling seniors' water rights.

2. All documents, lists, maps, logs, communications, drafts, notes, data and other information, whether in electronic or written form, that relate to, contain information relating to, or were reviewed in connection with preparation of the Department's Staff Memo.
3. All written policies or other instructions to district water users or water users regarding the use of water by the calling seniors.
4. All written instructions given by you or to you by any IDWR personnel regarding the review of calling seniors' delivery call and/or preparation of the Staff Memo.
5. All documents you reviewed in preparation for this deposition.

For purposes of this notice:

- A. "Document" includes but is not limited to memoranda, notes, reports, expert reports, studies, sketches, maps, photographs, calculations, summaries, interoffice communications, plats, worksheets, ledgers, flowcharts, manuals, plans, designs, drawings, data compilations, spreadsheets and other computer analyses whether or not the document was created by IDWR or its staff.
- B. "Calling senior(s)" includes the water users who are members of Big Wood & Little Wood Water Users Association.
- C. "Staff Memo" is the document or documents generated and/or prepared in response to the Director's Request for Staff Memoranda, dated June 12, 2015 in the above-captioned proceedings.

DATED this 11th day of August, 2015.



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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 11th day of August 2015, I served a true and correct copy of the above and foregoing document by placing a copy of the same in the United States mail, postage prepaid and properly addressed and by e-mail to participants who have provided e-mail addresses to the Department for service to the following:

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