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MAR 04 2014

DEPARTMENT OF
WATER RESOURCES

Attorneys for Rangen, Inc.

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF THE MITIGATION
PLAN FILED BY THE IDAHO GROUND
WATER APPROPRIATORS FOR THE
DISTRIBUTION OF WATER TO WATER
RIGHT NOS. 36-02551 AND 36-07694 IN
THE NAME OF RANGEN, INC.

Docket No. CM-MP-2014-001

**SUBPOENA DUCES TECUM FOR
HOWARD "BUTCH" MORRIS**

**Tuesday, March 11, 2014
9:00 a.m.**

**May, Browning & May, PLLC
516 Hansen Street East
Twin Falls, ID 83301**

TO: HOWARD "BUTCH" MORRIS

Pursuant to Idaho Rules of Civil Procedure 26, 30(b)(5) and 34, and IDAPA 37.01.01.525, you are instructed to bring to your deposition, set to commence on the 11th day of March, 2014, at the hour of 9:00 a.m. at the law office of May, Browning & May, PLLC, 516 Hansen Street East, Twin Falls, ID 83301 the following items:

SUBPOENA DUCES TECUM FOR HOWARD "BUTCH" MORRIS - 1

1. Copies of all agreements or other documents which authorize you to use water from the Sandy Pipeline. This includes, but is not limited to, agreements between you and Northside Canal Company and/or North Snake Groundwater District.

2. Copies of all agreements between you and Northside Canal Company and/or North Snake Groundwater District and/or Idaho Groundwater Appropriators, Inc. ("IGWA").

3. Copies of all agreements entered into to settle the water delivery call made by you and the Mussers.

4. Copies of all documents which reflect communications between you and Idaho Groundwater Appropriators, Inc. and/or its attorneys. This includes, but is not limited to, letters, memos, notes of conversations and notes of meetings.

5. Copies of all documents which reflect communications between you and Northside Canal Company and/or its attorneys. This includes, but is not limited to, letters, memos, notes of conversations and notes of meetings.

6. Copies of all documents which reflect communications between you and North Snake Groundwater District and its officers or directors such as Lynn Carlquist and/or its attorneys. This includes, but is not limited to, letters, memos, notes of conversations and notes of meetings.

7. Copies of all photographs, diagrams, or sketches which show the fields where you use water diverted from the Sandy Pipeline.

8. Copies of all photographs, diagrams or sketches which show the fields where you use water diverted from the mouth of the Martin-Curren Tunnel.

9. Copies of all documents which reflect the amount of water that has been diverted from the Martin-Curren Tunnel by you.

10. Copies of all documents which pertain to the water delivery call you made with the Mussers. This request does not include correspondence between you and your attorneys.

11. Copies of all documents which reflect the amount of water that has been delivered to you via the Sandy Pipeline since it became operational. This includes, but is not limited to flow measurement records and Idaho Power Company records.

12. Copies of all documents which reflect the amount of water that has been diverted from the Sandy Pipeline for use by J. and/or Tim Musser since the Sandy Pipeline became operational.

13. Copies of all documents which reflect the amount of water that has been diverted from the Sandy Pipeline for use by Walter and/or Margaret Candy.

14. Copies of all documents which reflect the amount of water that has been diverted from the Sandy Pipeline for use by any users not identified herein.

15. Any and all documents, books, papers, recordings, electronic data, emails, communications, photographs, or other documents or items reviewed in preparation for this Rule 30(b)(6) deposition.

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.

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

DATED this 4th day of March, 2014.

BRODY LAW OFFICE, PLLC

By: 

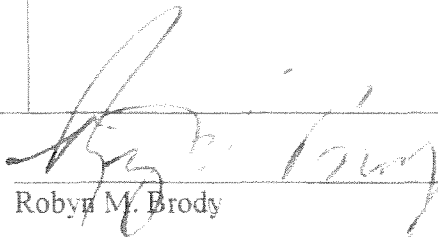
Robyn M. Brody

CERTIFICATE OF SERVICE

The undersigned, a resident attorney of the State of Idaho, hereby certifies that on the 4th day of March, 2014 I caused a true and correct copy of the foregoing document to be served using the methods indicated upon the following:

| | |
|--|---|
| Original: Director Gary Spackman Idaho Department of Water Resources P.O. Box 83720 Boise, ID 83720-0098 Deborah.Gibson@idwr.idaho.gov | Hand Delivery <input type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/> |
| Garrick Baxter Idaho Department of Water Resources P.O. Box 83720 Boise, Idaho 83720-0098 garrick.baxter@idwr.idaho.gov chris.bromley@idwr.idaho.gov | Hand Delivery <input type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/> |
| Randall C. Budge Thomas J. Budge RACINE, OLSON, NYE, BUDGE & BAILEY, CHARTERED P.O. Box 1391 101 South Capitol Blvd, Ste 300 Boise, ID 83704-1391 Fax: 208-433-0167 rcb@racinelaw.net cmm@racinelaw.net tjb@racinelaw.net | Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/> |
| Sarah Klahn Mitra Pemberton WHITE & JANKOWSKI Kittredge Building, 511 16th Street, Suite 500 Denver, CO 80202 sarahk@white-jankowski.com mitrap@white-jankowski.com | Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/> |
| Dean Tranmer City of Pocatello P.O. Box 4169 Pocatello, ID 83201 dtranmer@pocatello.us | Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/> |

| | |
|---|---|
| <p>John K. Simpson Travis L. Thompson Paul L. Arrington Barker Rosholt & Simpson, L.L.P. 195 River Vista Place, Suite 204 Twin Falls, ID 83301-3029 Facsimile: (208) 735-2444 tlt@idahowaters.com jks@idahowaters.com</p> | <p>Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/></p> |
| <p>C. Thomas Arkoosh ARKOOSH LAW OFFICES 802 West Bannock, Suite 900 Boise, ID 83701 tom.arkoosh@arkoosh.com</p> | <p>Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/></p> |
| <p>W. Kent Fletcher Fletcher Law Office P.O. Box 248 Burley, ID 83318 wkf@pmt.org</p> | <p>Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/></p> |
| <p>Jerry R. Rigby Hyrum Erickson Robert H. Wood Rigby, Andrus & Rigby, Chartered 25 North Second East Rexburg, ID 83440 jrigby@rex-law.com herickson@rex-law.com rwood@rex-law.com</p> | <p>Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/></p> |


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