

COPY

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Attorneys for Defendants
McCall Ranch, LLC and
Judd DeBoer

RECEIVED

OCT 29 2012

DEPARTMENT OF
WATER RESOURCES

IN THE DISTRICT COURT OF
THE FOURTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND
FOR THE COUNTY OF VALLEY

SNOWDON WILDLIFE SANCTUARY;
LINDA DeEULIS; and SARAH POKART,

Plaintiffs,

vs.

MCCALL RANCH, LLC; JUDD DeBOER;
and IDAHO DEPARTMENT OF WATER
RESOURCES,

Defendants.

Case No. CV 2011-62 C
CV 2012-185 C

NOTICE OF AUDIO-VISUAL
DEPOSITION DUCES TECUM
OF JOHN FALK

RICHARD ZAMZOW and ROXANNE
ZAMZOW, as Co-Trustees of The
Richard and Roxanne Zamzow Trust
Under Trust Agreement Dated
September 12, 1986; and RICHARD
ZAMZOW, individually,

Plaintiffs,

vs.

MCCALL RANCH, LLC; JUDD DeBOER;
and DOES I through X, inclusive

Defendants.

TO: THE ABOVE-ENTITLED PLAINTIFFS and their counsel of record:

YOU WILL PLEASE TAKE NOTICE that Defendants will take the deposition of **John Falk** before a videographer with the John Glenn Hall Company and a certified shorthand reporter and notary public with the firm of M&M Court Reporting Service, Inc., commencing on Thursday, the 8th day of November, 2012, at 1:00 o'clock p.m., and continuing thereafter from day to day until such time as the taking of the deposition may be adjourned, at The Idaho Water Center, 322 E. Front Street, Boise, Idaho 83702, at which time and place you are notified to appear and take such part in the examination as you may deem proper.

You are further notified that Defendants request the deponent to bring with him to the deposition the originals or true and correct copies of the following:

1. Any and all documents, photographs, emails, videos, sound recordings, or other tangible things related to inspection of the Brown's Pond Dam and investigation of the cause of its June 4, 2010, breach by the Idaho Department of Water Resources.

2. Any and all information in your possession concerning the calculation of the discharge capacity of the Brown's Pond Dam.

This deposition shall be taken pursuant to the Idaho Rules of Civil Procedure.

DATED this 26th day of October, 2012.

CAREY PERKINS LLP

By 151
David W. Knotts, Of the Firm
Kevin A. Griffiths, Of the Firm
Attorneys for Defendants McCall
Ranch, LLC and Judd DeBoer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 16th day of October, 2012, I served a true and correct copy of the foregoing NOTICE OF AUDIO-VISUAL DEPOSITION DUCES TECUM OF JOHN FALK by delivering the same to each of the following, by the method indicated below, addressed as follows:

Jeffrey Harr	<input checked="" type="checkbox"/>	U.S. Mail, postage prepaid
John A. Miller	<input type="checkbox"/>	Hand-Delivered
MILLER & HARR	<input type="checkbox"/>	Overnight Mail
Attorneys at Law	<input type="checkbox"/>	Facsimile: (208) 331-6618
3363 North Lakeharbor Lane		
Boise, Idaho 83703		
Telephone: (208) 336-3553		
<i>Attorneys for Plaintiffs</i>		

A.J. Bohner	<input checked="" type="checkbox"/>	U.S. Mail, postage prepaid
BOHNER LAW OFFICE	<input type="checkbox"/>	Hand-Delivered
P.O. Box 16789	<input type="checkbox"/>	Overnight Mail
Boise, ID 83715	<input type="checkbox"/>	Facsimile: (208) 376-0998
Telephone: (208) 376-5595		
<i>Attorneys for Plaintiffs</i>		

Garrick L. Baxter	<input checked="" type="checkbox"/>	U.S. Mail, postage prepaid
Idaho Department of Water Resources	<input type="checkbox"/>	Hand-Delivered
322 E. Front Street	<input type="checkbox"/>	Overnight Mail
P.O. Box 83720	<input type="checkbox"/>	Facsimile: (208) 287-6700
Boise, Idaho 83720-0098		
Telephone: (208) 287-4811		

M&M Court Reporting	<input checked="" type="checkbox"/>	U.S. Mail, postage prepaid
421 W. Franklin Street	<input type="checkbox"/>	Hand-Delivered
Boise, Idaho 83702	<input type="checkbox"/>	Overnight Mail
Telephone: (208) 345-9611	<input type="checkbox"/>	Facsimile: (208) 345-8800

John Glenn Hall Company	<input checked="" type="checkbox"/>	U.S. Mail, postage prepaid
P.O. Box 2683	<input type="checkbox"/>	Hand-Delivered
Boise, Idaho 83701-2683	<input type="checkbox"/>	Overnight Mail
Telephone: (208) 345-4120	<input type="checkbox"/>	Facsimile: (208) 345-5629

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Kevin A. Griffiths