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FEB 28 2013

DEPARTMENT OF  
WATER RESOURCES

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ATTORNEYS FOR THE IDAHO GROUND WATER  
APPROPRIATORS

ATTORNEYS FOR THE CITY OF POCATELLO

**BEFORE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO**

**IN THE MATTER OF DISTRIBUTION OF  
WATER TO WATER RIGHT NOS.  
36-02551 & 36-07694  
(RANGEN INC.)**

Docket No.: CM-DC-2011-004

**JOINT AMENDED NOTICE OF TAKING  
DEPOSITION DUCES TECUM OF  
NEAL FARMER**

**To: NEAL FARMER, AND HIS COUNSEL OF RECORD, GARRICK BAXTER, CHRIS  
BROMLEY, IDAHO DEPUTY ATTORNEYS GENERAL:**

Please take notice, that counsel for the City of Pocatello and Idaho Ground Water Appropriators Inc. ("IGWA") will jointly take your testimony upon oral examination as a witness, **NEAL FARMER**, pursuant to Rule 30, I.R.C.P., other applicable rules of the Idaho Rules of Civil Procedure and applicable rules of the Idaho Department of Water Resources Procedural Rules, IDAPA 37.01.01. The deposition will take place before a court reporter and Notary Public with the firm of M&M Court  
JOINT AMENDED NOTICE OF TAKING DEPOSITION DUCES TECUM OF NEAL FARMER, IDWR

Reporting Service or other duly qualified person in the above-captioned matter. Said deposition will commence at **9:00 a.m.** on **Monday, March 11, 2013**, and continue from day to day until completion, at the **M&M Court Reporting Offices, 421 W. Franklin Street, Boise, Idaho 83702**, at which time and place you are notified to appear and take part in such examination.

Please take additional notice that the deposition will be conducted via a “Livedeposition” video conference as well as live at the M&M Court Reporting Boise Office.

Pursuant to Idaho Rules of Civil Procedure 26, 30(b)(5) and 34 and IDAPA 37.01.01.525, this notice further instructs you to bring to the deposition the following materials:

1. All documents you have reviewed and will review in preparation for this deposition.
2. Curriculum Vitae, including a full record of publications in which you are listed as an author.
3. All documents relied upon, incorporated, or utilized by you to prepare the March 4, 2009 *Review of Hydrogeological Conditions Located At and Adjacent to the Spring at Rangen, Inc., Open File Report*, including all drafts of this report.

For purposes of this notice, “document” includes but is not limited to memoranda, notes (field, meeting, or otherwise), graphs, logs, reports, studies, maps, photographs, calculations, spreadsheets, any computer analyses, ledgers, letters, receipts, sketches, publications, drawings, flow charts, manuals, worksheets, pamphlets, manuals and data compilations in whatever form. “Document” shall further collectively include the original, duplicate original and any or all copies or reproductions of the original document, to the extent that any or all copies are different in any way from the original document, whether by interlineations, notations, or indication of copies sent or received otherwise, which are within your possession, custody or control.

Respectfully submitted this 28<sup>th</sup> day of February, 2013.

CITY OF POCATELLO ATTORNEY'S OFFICE

WHITE & JANKOWSKI

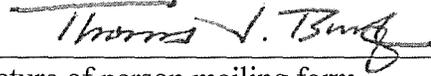
By Thomas J. Budge for:  
Sarah A. Klahn

RACINE, OLSON, NYE, BUDGE &  
BAILEY, CHARTERED

By Thomas J. Budge  
Randall C. Budge  
Candice M. Mchugh  
Thomas J. Budge  
*Attorneys for IGWA*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 28th day of February, 2013, I caused to be served a true and correct copy of the foregoing **JOINT NOTICE OF TAKING DEPOSITION DUCES TECUM OF CHARLIE SMITH**, upon the following by the method indicated:



Signature of person mailing form

Director, Gary Spackman  
Idaho Department of Water Resources  
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Boise, ID 83720-0098  
Attn: Deborah Gibson  
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[Kimi.white@idwr.idaho.gov](mailto:Kimi.white@idwr.idaho.gov)

- U.S. Mail/Postage Prepaid
- Facsimile
- Overnight Mail
- Hand Delivery
- E-mail

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JOINT AMENDED NOTICE OF TAKING DEPOSITION DUCES TECUM OF NEAL FARMER, IDWR

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*Courtesy copy to:*  
M&M Court Reporting Service, Inc.  
421 W Franklin Street  
PO Box 2636  
Boise, ID 83701-2636  
[m-and-m@qwestoffice.net](mailto:m-and-m@qwestoffice.net)

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