

From: John Mabey
To: Bob, NRWRT.JRILEY
Date: 4/15/97 10:58am
Subject: SLC v. Crawford

Bob and Jim,

I received today a list of witnesses Crawford is anticipating on calling in support of his approved change application for a well up Big Cottonwood Canyon based on Farr & Harper Ditch water. Crawford lists Bob to testify about his memorandum decision which approved the change. He also lists Jim "to testify about water rights in Big Cottonwood Canyon, change applications and points of diversion." The trial date has not been set, but will probably be early fall. If trial proceeds, I think you should plan on testifying about what you know in support of the memo decision. I'll keep you posted on where this case is going. You may recall that SLC attempted to get the case dismissed on a Summary Judgment motion based on allegations that Crawford lacked title to the water right in question. The motion was denied. Then, SLC moved to separate the change application proceeding from Crawford's counterclaim against SLC (which I supported), but that was also denied. So right now, SLC and Crawford are doing discovery (depositions, etc.). As of yet, no one has asked to take your depositions. But SLC may now make that request. Please call if you have any questions.

John

CC: NRWRT.KJONES, Mike