

**DISTRICT COURT, WATER DIVISION I, STATE  
OF COLORADO**

DATE FILED: March 4, 2016 9:11 PM

**Court Address:** 901 9<sup>TH</sup> Avenue, PO Box 2038  
Greeley, CO 80632

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**Plaintiff:** THE JIM HUTTON EDUCATIONAL  
FOUNDATION, a Colorado non-profit corporation

v

**Defendants:** DICK WOLFE, in his capacity as the Colorado  
State Engineer; DAVID NETTLES, in his capacity as  
Division Engineer in and for Water Division No. 1, State  
of Colorado; COLORADO DIVISION OF WATER  
RESOURCES; COLORADO PARKS AND WILDLIFE,  
and YUMA COUNTY WATER AUTHORITY, et al.

v

**Defendant-Intervenor:** Yuma County Water Authority

▲ COURT USE ONLY ▲

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**Case No. 15 CW 3018**

Alvin R. Wall, Attorney for Harvey Colglazier, Lazier Inc  
and Marjorie Colglazier Trust  
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**C.R.C.P. 26(A)(1) INITIAL DISCLOSURES OF HARVEY COLGLAZIER, LAZIER INC.  
AND MARJORIE COLGLAZIER TRUST**

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Defendants, Harvey Colglazier, Lazier Inc. and Marjorie Colglazier Trust, by and  
through their attorney, Alvin R. Wall, submit the following initial disclosures pursuant to  
C.R.C.P. 26(a)(1):

**A. Persons Likely to Have Discoverable Information.**

Under C.R.C.P. 26(a)(1), in addition to those persons disclosed by Plaintiff and other Defendants, Harvey Colglazier, Lazier Inc. and the Marjorie Colglazier Trust Colglazier ("Colglazier") list the following individuals likely to have discoverable information relevant to disputed facts alleged with particularity in the pleadings:

1. Harvey Colglazier, 41427 CR 12, Holyoke, CO, 80734 (970) 854-2796. Mr. Colglazier is the owner of wells with final permits to withdraw designated ground water located within the boundaries of the Northern High Plains designated ground water basin. He is familiar with the historical use of these wells and may have discoverable information concerning the claims raised in the Complaint filed in this case by the Jim Hutton Educational Foundation and issues arising from these claims. Mr. Colglazier is a Co-Trustee of the Marjorie Colglazier Trust.

2. Any expert witness designated pursuant to C.R.C.P. 26(a)(2).

3. Any witness identified in any document produced or identified in any deposition taken in this matter.

4. Any witness necessary to lay foundation or to authenticate documents.

5. Any individuals identified in the Rule 26(a)(1) disclosures of the other parties in this case or otherwise disclosed by the parties hereto.

6. Colglazier expressly reserves the right to supplement these disclosures pursuant to C.R.C.P. 26(e).

**B. Description of Documents Relevant to Disputed Facts.**

Listing of all documents, data compilations, and tangible things in the possession, custody or control of the party that are relevant to disputed facts alleged with particularity in the pleadings:

1. Harvey Colglazier: Well Permit Numbers: 2314-FP; 16202-F, 18840-F, 13266-F, 14969-F, 13790-F

2. Lazier Inc: Well Permit Numbers 5201-F and 9099-F

3. Marjorie Colglazier Trust: Well Permit Number 15761-FP

**C. Damages. NONE**

**D. Insurance. NONE**

**E. Privileged Information:** Colglazier have withheld or will withhold the following described categories of information on the basis of privilege or protection as trial preparation material.

1. Confidential letters or other confidential correspondence and memoranda and oral communications from Colglaziers counsel to Colglazier, and from Colglazier to Colglazier's counsel. Such attorney-client communications were prepared or made in anticipation of litigation or in furtherance of the interests in the litigation of Case No. 15CW3018 and related matters, and constitute privileged attorney-client communications and attorney work product.
2. Confidential letters, memoranda, and other confidential correspondence from technical Consultants to Colglazier and other Defendants and/or their counsel. Such work-product communications were prepared in anticipation of litigation or in furtherance of the interests of Colglazier in the litigation of Case No. 15CW3018 and other related matters, and constitute protected work product under C.R.C.P. 26.

**F. Supplemental Disclosures.**

Colglazier acknowledges their continuing duty to supplement these disclosures and reserves the right pursuant to C.R.C.P. 26(e) to disclose other individuals and documents, data compilations, tangible things, and damages calculations as they become known and available.

Respectfully submitted this 4th day of March, 2016.

By: ARW  
Alvin R. Wall - Reg. No. 005953  
Attorney for Defendants, Harvey Colglazier,  
Lazier Inc. and Marjorie Colglazier Trust

**CERTIFICATE OF SERVICE**

I hereby certify that on this 4<sup>th</sup> day of March 2016, a true and correct copy of the foregoing C.R.C.P. 26(A)(1) INITIAL DISCLOSURES OF HARVEY COLGLAZIER, LAZIER INC. AND MARJORIE COLGLAZIER TRUST was filed and served by ICCES to the following:

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