

## **EXHIBIT 12**

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**BEFORE THE POLLUTION CONTROL HEARINGS BOARD  
STATE OF WASHINGTON**

FIVE CORNERS FAMILY  
FARMERS,  
  
Appellants,  
  
v.  
  
WASHINGTON STATE  
DEPARTMENT OF ECOLOGY,  
  
Respondents.  
  
and  
  
EASTERDAY RANCHES, INC.  
  
Respondents.

PCHB No. 09-106  
  
**DECLARATION OF RANDY  
THOMPSON**

I, RANDY THOMPSON, declare the following under oath and penalty of perjury of  
the laws of the state of Washington:

1. I reside in Connell, WA, located in north Franklin County. I farm dryland  
wheat on my property.
2. I have resided in Franklin County most of my fifty four (54) years.

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2. I am employed as a canal maintenance worker at South Columbia Basin Irrigation District. I have been employed by South Columbia Basin Irrigation District for seventeen (17) years.

3. My job requires that I travel the region and observe and maintain the canals in the Mesa Water District.

4. I often drive on Blanton Road near the Easterday Feedlot on my way home, and I also check on the family farm and homestead located on Gertler Road, which is approximately 1/2 mile from the Easterday Feedlot.

5. I have never observed any water trucks or tankers carrying water from any canal located 7.75 miles southwest of the Easterday Feedlot to the Easterday Feedlot.

6. If water tankers were making multiple trips per day, I would have likely noticed.

DATED this 4<sup>th</sup> day of January, 2010.

  
Randy Thompson

**CERTIFICATE OF SERVICE**


I hereby certify that I emailed the following Declaration of Randy Thompson to the following:

Katharine G. Shirey  
Assistant Attorney General  
State of Washington, Department of Ecology  
Olympia, WA 98504-0117  
Fax (360) 586-6760

Crane Bergdahl  
Attorney at Law  
6610 W. Court St., Ste. A  
Pasco, WA 99301  
Fax (509) 545-4959

William Cameron  
wlc@leesmart.com

Dated this 4<sup>th</sup> day of January, 2010.

  
Karen S. Lindholdt