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1 answers are in response to a question that you
 2 understand. So if you're having difficulty
 3 understanding my question, please tell me, and
 4 I'll rephrase it or I'll figure out how I can do
 5 a better question.
 6 A. Okay.
 7 Q. The procedures are that since there are
 8 three sets of attorneys here I'll go first,
 9 because it's my deposition; then Mr. Allen, who
 10 represents the Independent voters, will go
 11 second; then Mr. Troupis, of course, has a right
 12 to ask any follow-up questions that he wants to.
 13 A. Okay.
 14 Q. Before we get started I just want to
 15 make sure, do you have a copy of your affidavit
 16 available to you?
 17 A. Yes.
 18 Q. Okay. The first thing I'll do is make
 19 my technical objections, which you don't need to
 20 get involved in, then I'll begin my questions.
 21  Okay.
 22 MR. GILMORE: I'll make the following
 23 hearsay objections: I will object to the second
 24 sentence of Paragraph 2 as hearsay.
 25 For Paragraph 3, I object to the last

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1 portion of the paragraph, beginning with the
 2 sentence on Line 4, starting with the words "Each
 3 of these homeowners," and continuing through the
 4 end of the paragraph.
 5 I object to all of Paragraph 4 as
 6 hearsay.
 7 I object to the first sentence of
 8 Paragraph 5 as hearsay.
 9 I object to the second sentence of
 10 Paragraph 6 as being based upon hearsay.
 11 I object to the second sentence of
 12 Paragraph 7 to the extent that it is based on
 13 hearsay regarding crossover voting. I also
 14 object to the last sentence of Paragraph 7 to the
 15 extent that it is based on hearsay regarding
 16 crossover voting.
 17 I object to the first sentence of
 18 Paragraph 9 as hearsay.
 19 I object to the last sentence of
 20 Paragraph 10 to the extent that it is based on
 21 hearsay regarding crossover voting.
 22 Now that we've gotten that out of the
 23 way, Mr. Bowers -- which I'm sure was just boring
 24 you to death -- we'll get to the real substance
 25 of the deposition now.

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1 Q. (BY MR. GILMORE) To begin, could you
 2 look at Paragraph 2 of your affidavit, which I
 3 believe is on the top of page 2?
 4 A. Okay.
 5 Q. It says that you're the Incumbent
 6 Republican Representative in District 10. Had
 7 you been elected or were you an appointed
 8 representative?
 9 A. I was appointed.
 10 Q. Now, could you describe District 10 to
 11 me, generally?
 12 A. It's most of Caldwell, Wilder,
 13 Greenleaf and Huston.
 14 Q. Does it contain a lot of agricultural
 15 land?
 16 A. Yes.
 17 Q. And there are lots of farmers in
 18 District 10; would that be correct?
 19 A. Yes, that would be correct.
 20 Q. Now, I'm going to ask you to look at
 21 Paragraph 3 of your affidavit, if you could.
 22 A. Okay.
 23 Q. Well, no, let me just back up a little
 24 bit. I'm sorry. I got on the wrong set of
 25 notes.

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1 Do you know whether most farmers, or
 2 many farmers, in District 10 tend to vote
 3 Republican?
 4 A. Yes. Most people in District 10 vote
 5 Republican, yes.
 6 Q. Do you know whether Mr. Takasugi's
 7 family has a family farm in Canyon County?
 8 A. Yes, they do.
 9 Q. And has his family farmed there for
 10 quite a number of years?
 11 A. Yes.
 12 Q. Are you a farmer?
 13 A. I live on a small farm, but, no, I
 14 don't do that for a living. My other family
 15 members do, but I don't, no.
 16 Q. Do you know Mr. Takasugi's job before
 17 he ran for the legislature?
 18 A. Yes, I do.
 19 Q. And what was that?
 20 A. He is the head of the Department of
 21 Agriculture.
 22 Q. And that's the State Department of
 23 Agriculture?
 24 A. Right.
 25 Q. Not the federal department?

Summary of Comments on Bowers.ptx

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Number: 1 Author: user Subject: Sticky Note Date: 10/2/2010 1:42:09 PM
Objections to Bowers Affidavit

Author: lwinmill Subject: Sticky Note Date: 10/12/2010 10:28:14 AM
Sustained as last sentence of para 2. Hearsay.

Sustained as to portion of para 3. Hearsay.

Sustained as to para 4. First two sentences are opinion, no foundation, and likely based on hearsay if foundation were laid. Portion which refers to article from Boise Weekly is hearsay since its only relevance is that the writer claims to have "cross voted" and that he knows that other do it as well.

Sustained as to first sentence of para 5. Opinion, no foundation, and likely based on hearsay if foundation were laid.

Overruled as to para 6. It is not hearsay since it is an expression of Mr. Bowers' view that his candidacy, juxtaposed against that of Takasugi, "provided the perfect environment" for cross over voting.

Sustained as to second sentence of para 7, to extent that it indicates there is a "reality of cross over voting in Idaho primaries." Overruled, otherwise, since his perception as a candidate may be independently relevant.

Sustained as to last sentence of para 7, to extent he indicates that he "knew" that specific issues would awaken certain voters.

Sustained as to para 9. Hearsay.

Sustained as to last sentence of para 10, to extent that he refers to the existence of cross over voting.