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*Attorneys for Wellsprings Group, LLC*

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

IN THE MATTER OF APPLICATIONS  
FOR PERMITS FOR THE DIVERSION  
AND USE OF SURFACE AND GROUND  
WATER WITHIN THE SNAKE RIVER  
BASIN

IN THE MATTER OF BIG WOOD RIVER  
GROUND WATER MANAGEMENT AREA

**WELLSPRINGS GROUP, LLC'S  
DISCLOSURE OF POTENTIAL  
WITNESSES AND DOCUMENTS  
FOR HEARING**

COMES NOW the Wellsprings Group, LLC (“Wellsprings”), by and through its attorneys of record, McHugh Bromley, PLLC, and pursuant to the Director’s March 31, 2023 *Order Consolidating Proceedings for Hearing, Authorizing Discovery, and Scheduling; Notice of Hearing* and hereby files this *Disclosure of Potential Witnesses and Documents for Hearing*.

**IDENTIFICATION OF POSSIBLE WITNESSES  
AND SCOPE OF TESTIMONY**

**1. Expert Witnesses**

**Greg Sullivan, P.E.**  
Spronk Water Engineers, Inc.  
1000 Logan Street  
Denver, Colorado, 80203  
(303) 861-9700

Mr. Sullivan may testify as an expert on matters related to the Director's conclusion that applications for municipal water use and domestic use from community water systems shall be considered fully consumptive. Mr. Sullivan's report and opinions will be timely disclosed under the scheduling order.

**Charles G. Brockway, Jr., Ph.D., P.E.**

Brockway Engineering, PLLC  
2016 Washington St. N.  
Twin Falls, ID 83301  
(208) 736-8543

Dr. Brockway has a long history with the Wellsprings property and may testify regarding Wellsprings' water rights, water use, and possible future municipal and/or domestic applications for the Wellsprings property.

**2. Lay Witness**

**Devin Mackey**

Managing Member, Wellsprings Group, LLC  
950 W. Huron, Unit 405  
Chicago, IL 60642  
(208) 287-0991

Mr. Mackey may testify regarding water use at Wellsprings' property and possible future municipal and/or domestic applications for Wellsprings' property.

**Rob Tweedle**

Member, Wellsprings Group, LLC  
950 W. Huron, Unit 405  
Chicago, IL 60642  
(208) 287-0991

Mr. Tweedle may testify regarding water use at Wellsprings' property and possible future municipal and/or domestic applications for Wellsprings' property.

### **3. IDWR Witnesses**

**Tim Luke**

Idaho Department of Water Resources  
322 E. Front St.  
Boise, ID 83702  
(208) 287-4800

Mr. Luke may testify regarding the process of determining municipal water rights permits and licenses. Mr. Luke may testify regarding the Big Wood River Ground Water Management Area.

**Shelley Keen**

Idaho Department of Water Resources  
322 E. Front St.  
Boise, ID 83702  
(208) 287-4800

Mr. Keen may testify regarding the process of determining municipal water rights permits and licenses. Mr. Keen may testify regarding the Big Wood River Ground Water Management Area.

**Mat Weaver**

Idaho Department of Water Resources  
322 E. Front St.  
Boise, ID 83702  
(208) 287-4800

Mr. Weaver may testify regarding the process of determining municipal water rights permits and licenses. Mr. Weaver, who signed the *Order Establishing Moratorium* relative to the Big Wood River Ground Water Management Area that is consolidated within this proceeding, may testify as to the same.

**James Cefalo**

Idaho Department of Water Resources  
900 N. Skyline Dr., Ste. A  
Idaho Falls, ID 83402  
(208) 525-7161

Mr. Cefalo is IDWR's Eastern Regional Manager and was identified by IDWR as a witness who can testify to the Director's conclusion that applications for municipal water use and for domestic water use from community water systems shall be considered fully consumptive. Mr. Cefalo is scheduled to be deposed on May 11, 2023. If additional topics of testimony are understood beyond the purported fully consumptive nature of municipal and domestic water right applications, this disclosure will be timely updated.

**Corey Skinner**

Idaho Department of Water Resources  
650 Addison Ave. W., Ste. 500  
Twin Falls, ID 83301  
(208) 736-3033

Mr. Skinner is IDWR's Southern Regional Manager and may testify regarding the process of determining municipal water rights permits and licenses.

**Nick Miller**

Idaho Department of Water Resources  
2735 W. Airport Wy.  
Boise, ID 83705  
(208) 334-2190

Mr. Miller is IDWR's Western Regional Manager and may testify regarding the process of determining municipal water rights permits and licenses.

**4. Other Witnesses and Rebuttal**

Wellsprings reserves the right to examine and call all individuals disclosed in other parties' Disclosure of Potential Witnesses and Documents. Wellsprings reserves the right to call any witnesses necessary for rebuttal testimony.

**DOCUMENTS, DATA AND COMPILATIONS  
THAT MAY BE USED AS EXHIBITS**

1. Decrees, licenses and permits related to Wellsprings' water rights.
2. Water right diversion, water use data, wastewater discharge data, NPDES permits, and documents related to the same from cities within the Big Wood River Ground Water Management Area, cities within the boundaries of the *Amended Snake River Basin Moratorium Order*, and other municipalities across the western United States.
3. Engineering reports, scientific studies, and administrative policies related to municipal consumptive use.
4. IDWR and other governmental materials related to municipal consumptive use.
5. IDWR and other governmental materials related to consumptive use of other water rights, including irrigation.
6. IDWR orders, permits, and licenses related to municipal water rights.
7. Engineering reports prepared by any party to this case.
8. Communications between Wellsprings and other parties in this case and/or the Department.
9. Documents related to other parties' water rights and wastewater treatment facilities, and the operation of same.
10. Pleadings and other documents, without limitation: deeds, decrees, diversion records, maps, aerial photographs, contracts, and engineering that relates to the issues in dispute.
11. Wellsprings reserves the right to use any and all documents in rebuttal.

DATED this 8th day of May 2023.



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CHRIS M. BROMLEY  
*Attorneys for Wellsprings Group, LLC*

## CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of May 2023, a true and correct copy of the foregoing document was served by email and addressed to the following:

<p>Gary Spackman, Director IDAHO DEPARTMENT OF WATER RESOURCES PO Box 83720 Boise, ID 83720-0098 <a href="mailto:gary.spackman@idwr.idaho.gov">gary.spackman@idwr.idaho.gov</a> <a href="mailto:file@idwr.idaho.gov">file@idwr.idaho.gov</a></p>	<p>Norman M. Semankko Payton G. Hampton PARSONS BEHLE LATIMER 800 W. Main Street, Suite 1300 Boise, ID 83702 <a href="mailto:nsemanko@parsonsbehle.com">nsemanko@parsonsbehle.com</a> <a href="mailto:phampton@parsonsbehle.com">phampton@parsonsbehle.com</a> <a href="mailto:ecf@parsonsbehle.com">ecf@parsonsbehle.com</a></p>
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