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Attorneys for Rangen, Inc.

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF THE SECOND
MITIGATION PLAN FILED BY THE IDAHO
GROUND WATER APPROPRIATORS FOR
THE DISTRIBUTION OF WATER TO
WATER RIGHT NOS. 36-02551 AND 36-
07694 IN THE NAME OF RANGEN, INC.
"TUCKER SPRINGS"

Docket No. CM-MP-2014-003

**RANGEN, INC.'S AMENDED
WITNESS AND EXHIBIT LIST**

COMES NOW, Rangen, Inc. ("Rangen"), by and through its attorneys of record, and submits this Amended Exhibit List in accordance with the *Order Authorizing Discovery* entered on May 2, 2014.

WITNESS LIST:

1. Charles E. Brockway
2. Dan DeLaughter, PE, Leonard Rice Engineering
3. Doug Ramsey, Rangen, Inc.
4. Frank Erwin, Watermaster
5. Brian Patton, IDWR
6. Matt Weaver, IDWR
7. Tim Luke, IDWR

8. Cindy Yenter, IDWR
9. John Chapman, IDF&G
10. Gary Burn, IDF&G
11. Wayne Courtney, Rangen, Inc.

Rangen reserves the right to call any other witnesses identified or disclosed by any other parties or protestants. Rangen reserves the right to supplement or amend this Witness List.

EXHIBIT LIST:

Rangen may introduce any of the following items as Exhibits at the hearing of this matter:

All exhibits admitted into evidence in *In the Matter of Distribution of Water to Water Right Nos. 36-02551 & 36-07694 (Rangen, Inc.)*, IDWR Docket No. CM-DC-2011-004.

All exhibits admitted into evidence in *In the Matter of Mitigation Plan Filed by the Idaho Ground Water Appropriators for the Distribution of Water to Water Right Nos. 36-02551 & 36-07694 in the Name of Rangen, Inc.*, IDWR Docket No. CM-MP-2014-001.

Rangen also reserves the right to introduce any of the following exhibits at the hearing of this matter:

See Exhibit 1 attached hereto and incorporated by reference.

Rangen also reserves the right to introduce any exhibits identified or produced by IGWA, the Idaho Department of Water Resources or any other party or protestant in connection with this matter. Rangen reserves the right to supplement or amend this list as discovery in this matter is ongoing.

DATED this 3rd day of June, 2014.

MAY, BROWNING & MAY, PLLC

By: _____


J. Justin May

CERTIFICATE OF SERVICE

The undersigned, a resident attorney of the State of Idaho, hereby certifies that on the 3rd day of June, 2014 he caused a true and correct copy of the foregoing document to be served upon the following by the indicated method:

Director Gary Spackman Idaho Department of Water Resources P.O. Box 83720 Boise, ID 83720-0098 deborah.gibson@idwr.idaho.gov	Hand Delivery <input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/>
Garrick Baxter Idaho Department of Water Resources P.O. Box 83720 Boise, ID 83720-0098 garrick.baxter@idwr.idaho.gov kimi.white@idwr.idaho.gov	Hand Delivery <input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/>
Randall C. Budge Thomas J. Budge RACINE OLSON NYE BUDGE & BAILEY CHARTERED 201 E. Center St. P.O. Box 1391 Pocatello, ID 83204 rcb@racinelaw.net tjb@racinelaw.net bjh@racinelaw.net	Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/>
John K. Simpson Paul Arrington BARKER ROSHOLT & SIMPSON, LLP 195 River Vista Place, Suite 204 Twin Falls, Idaho 83301-3029 jks@idahowaters.com pla@idahowaters.com jlw@idahowaters.com	Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/>
Timothy J. Stover WORST FITZGERALD & STOVER PLLC P.O. Box 1428 Twin Falls, Idaho 83303 tjs@magicvalleylaw.com	Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/>
Michael J. Henslee, V.P. Salmon Falls Land & Livestock Co.	Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/>

95-A Bell Rapids Road Hagerman, Idaho 83332 mjhenslee@gmail.com	Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/>
Leo E. Ray Big Bend Trout, Inc. P.O. Box 479 Hagerman, Idaho 83330 fpi@fishbreedersofidaho.com	Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/>
Almer Huntley, Jr., President Big Bend Irrigation & Mining Co., Ltd. 2721 South 900 East Hagerman, Idaho 83332 plspe@hotmail.com	Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/>



J. Justin May

EXHIBIT 1

Exhibit No.:	Description:	Admitted:
2001	Intentionally Omitted	
2002	IGWA's Second Mitigation Plan Tucker Springs (see IGWA Exh. 1100)	
2003	IGWA's Application for Tucker Springs Water Transfer (see IGWA Exh. 1109)	
2004	Letter of Intent: IGWA/IDFG/IWRB (see IGWA Exh. 1106)	
2005	Intentionally Omitted	
2006A	Cover sheet tab, Water Right Book for Riley Creek and Tucker Springs	
2006B	Miscellaneous Riley Creek tab, Water Right Book for Riley Creek and Tucker Springs	
2006C	Riley Creek tab, Water Right Book for Riley Creek and Tucker Springs	
2006D	Big Bend tab, Water Right Book for Riley Creek and Tucker Springs	
2006E	Brailsford Ditch tab, Water Right Book for Riley Creek and Tucker Springs	
2006F	Hunt Ditch, Water Right Book for Riley Creek and Tucker Springs	
2006G	National Fish Hatchery tab, Water Right Book for Riley Creek and Tucker Springs	
2006H	Pipeline Ditch tab, Water Right Book for Riley Creek and Tucker Springs	
2006I	Upper Tucker Springs tab, Water Right Book for Riley Creek and Tucker Springs	
2007	Tucker Springs Features and Surface Flow Directions Oversized Aerial Photo (electronic version)	
2008	Annual Summary for Water District 36A Billingsley Creek -- Big Bend Ditch 2013	
2009	Annual Summary for Water District 36A Billingsley Creek -- Idaho Power Pipe Ditch 2013	
2010	Annual Summary for Water District 36A Billingsley Creek -- IDFG Upper Tucker Springs Small Pipe 2013	
2011	Annual Summary for Water District 36A Billingsley Creek -- IDFG Upper Tucker Springs Large Pipe 2013	
2012	Email from J. Chapman to F. Erwin dated May 19, 2014	
2013	Upper and Lower Tucker Springs Water Rights	
2014	Water Right Report for Buckeye Farms Water Right No. 36-8785	
2015	Thousand Springs Water Supply Settlement Framework (see IGWA Exh. 1110)	
2016	Settlement Agreement of IDFG Protest to Buckeye Farms' Water Right No. 36-8785	
2017	IDFG Protest to Buckeye Farms' Water Right No. 36-8785	
2018	Intentionally Omitted	
2019	Intentionally Omitted	
2020	Intentionally Omitted	
2021	Table of SPF Water Quality Measurements at Rangen Research Hatchery	
2022	2008 Tucker Springs Water Quality Analysis	
2023	2013 IDFG Tucker Springs Water Quality Analysis	
2024	Draft Memorandum from Jason Thompson dated April 3, 2014	
2025	Email from Bob Hardgrove to Bud Rowe Morris dated March 27, 2014	

2026	Draft Memorandum from Jason Thompson dated March 27, 2014	
2027	Intentionally Omitted	
2028	SPF Engineering Drawings (see IGWA Exh. 1112)	
2029	Idaho Fish and Game Documents re: Aquatic Organisms Below Tucker Springs	
2030	Idaho Fish and Game Documents re: Tucker Springs Water Rights Transfer Application	
2031	Hagerman State Fish Hatchery Fish Health Summary Report	
2032	Strategic Plan for Maintenance and Reconstruction of Idaho Department of Fish and Game Residence Fish Hatcheries	
2033	Idaho Fish and Game Photos of Tucker Springs (electronic version only)	
2034	Intentionally Omitted	
2035	Intentionally Omitted	
2036	Intentionally Omitted	
2037	Intentionally Omitted	
2038	Intentionally Omitted	
2039	Plans for Improvements at Hagerman State Fish Hatchery, Gooding County (July 1995) (electronic version only)	
2040	Summary of Water Delivery Changes Made to Address Water Quality/Disease Problems at Hagerman State Fish Hatchery	
2041	NPDES Monitoring Tests at Tucker Springs	
2042	May 27, 2014 Tucker Springs Dissolved Oxygen Test Results	
2043	Intentionally Omitted	
2044	Intentionally Omitted	
2045	Intentionally Omitted	
2046	Director's Letter Re: Conditional Approval of Mitigation Plan and Snake River Farms Final Order Re: Over-the-Rim Mitigation Plan	
2047	Brockway Analysis	
2048	Brockway Spreadsheet Re: Riley Creek Water Rights (electronic)	
2049	Brockway Spreadsheet Re: Tucker Springs Water Rights (electronic)	
2050	Intentionally Omitted	
2051	Brockway CV	
2052	DeLaughter CV	
2053	DeLaughter Analysis	
2054	Intentionally Omitted	
2055	Billingsley Creek TMDL (1992) (DeLaughter Exh. 2)	

2056	TMDL Executive Summary Upper Snake/Rock Subbasin TMDL (2000) (DeLaughter Exh. 3)	
2057	Upper Snake Rock Subbasin TMDL (2000&2005) City of Twin Falls TSS Revision (DeLaughter Exh. 4)	
2058	Upper Snake Rock TMDL Modification (2005) (DeLaughter Exh. 5)	
2059	Idaho Water Quality Standards (Current) (DeLaughter Exh. 6)	
2060	Idaho Water Quality Standards (2011) (DeLaughter Exh. 7)	
2061	Idaho Antidegradation Implementation Procedure, 1st Public Draft (2010) (DeLaughter Exh. 8)	
2062	DEQ 401 Certification Guidance (DeLaughter Exh. 9)	
2063	Wetlands Mapping (DeLaughter Exh. 10)	
2064	2012 Nationwide Permit 07 (Outfalls) (DeLaughter Exh. 11)	
2065	2012 Nationwide Permit 12 (Utility Lines) (DeLaughter Exh. 12)	
2066	Idaho DEQ NWP Certification Letter for 2012 NWPs (DeLaughter Exh. 13)	
2067	Idaho's 2010 Integrated 305(b) Report (DeLaughter Exh. 14)	
2068	Threatened and Endangered Species Act Listing for Gooding County & Associated species descriptions (DeLaughter Exh. 15)	
2069	SNAKE RIVER Aquatic Species Recovery Plan (December 1995) (DeLaughter Exh. 16)	
2070	Revised Draft Status Review for the Bliss Rapids Snail Version 2.0 (DeLaughter Exh. 17)	
2071	Wild Earth Guardians Petition to Designate Critical Habitat for the Banbury Springs Limpet (DeLaughter Exh. 18)	
2072	Citations from DEQ website regarding 401 Certification (DeLaughter Exh. 19)	
2073	Construction General Permit Q&A (DeLaughter Exh. 20)	
2074	Intentionally Omitted	
2075	Doug Ramsey CV	
2076	"Systems Failure Causes Salmon Loss," Aquaculture North America, May/June 2014	
2077	"Power Outage Meant Lost Lives at Fish Farm," East Hampton Press, September 12, 2011	
2078	"Power Outage Kills 160,000 Fish at Eureka Hatchery," Daily Inter Lake, June 25, 2013	
2079	"150,000 Fish Die in Power Failure," Jackson Hole News, June 15, 2011	
2080	"Delaware Canal Pump Failure Leads to Large Fish Kill," Phillyburbs.com, October 29, 2013	
2081	"Fish Die Due to Hatchery Power Outage," NBC Montana.com, June 25, 2013	
2082	"Failed Water Pump Kills 500,000 Juvenile Salmon at WDFW's Issaquah Hatchery, Washington Department of Fish and Wildlife, News Release March 16, 2005	
2083	"Overworked Pump Fails at Elwha Hatchery, Killing 200,000 Fish," The Seattle Times, July 13, 2013	
2084	"Pump Failure Pummels Salmon," High Country News, April 24, 2000	
2085	"Police Probes Power Failure at Canadian on-land Salmon Farm," Intrafish Media, April 14, 2014	
2086	Intentionally Omitted	

2087	Letter from R. Budge to Protestants dated May 23, 2014	
2088	Boise Valley Fly Fishermen Objection	
2089	Times-News Silver Bullet Article	
2090	SPF Engineering Report (see IGWA Exh. 1111)	
2091	IDWR Riley Creek Report (see IGWA Exh. 1125)	
2092	IDWR Billingsley Creek Report (see IGWA Exh. 1126)	
2093	Letter from Gary Burns to Randy Budge re: Aqua Life Improvement Estimate dated April 7, 2014	