Albert P. Barker, ISB #2867 Travis L. Thompson, ISB #6168 Abigail R. Bitzenburg, ISB #12198 MARTEN LAW LLP

101 S. Capitol Blvd, Suite 305

P.O. Box 2139

Boise, Idaho 83701-2139 Telephone: (208) 336-0700

Email: <u>abarker@martenlaw.com</u>

tthompson@martenlaw.com abitzenburg@martenlaw.com

Attorneys for South Valley Ground Water District

James R. Laski, ISB #2248 Heather E. O'Leary, ISB #8693 LAWSON LASKI CLARK, PLLC

675 Sun Valley Rd., Ste. A

P.O. Box 3310

Ketchum, Idaho 83340 Telephone: (208) 725-0055

Email: jrl@lawsonlaski.com

heo@lawsonlaski.com efile@lawsonlaski.com

Attorneys for Galena Ground Water District

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF THE BIG WOOD GROUND WATER MANAGEMENT AREA

IN THE MATTER OF APPLICATIONS FOR PERMITS FOR THE DIVERSION AND USE OF SURFACE AND GROUND WATER WITHIN THE SNAKE RIVER BASIN SOUTH VALLEY GROUND WATER DISTRICT AND GALENA GROUND WATER DISTRICT WITNESS AND EXHIBIT LIST

COME NOW, SOUTH VALLEY GROUNDWATER DISTRICT and GALENA

GROUND WATER DISTRICT (collectively "Districts"), by and through undersigned counsel of record, and pursuant to the scheduling order hereby provides the following list of witnesses and exhibits that may be called and offered at the hearing in the above-referenced matter:

Lay Witnesses:

James Cefalo, IDWR, Eastern Regional Office Shelley Keen, IDWR, State Office Jennifer Sukow, IDWR, State Office

Sean Vincent, IDWR, State Office

Justin Stevenson, Hillside Farms / SVGWD

Pat Purdy, Picabo Livestock Inc.

The above department witnesses may also be qualified on the subjects they testify to including water right permitting, licensing, administration, hydrology, and groundwater modeling.

Expert Witnesses:

Erick Powell

David Shaw

Kendra Kaiser

Zach Hill

EXHIBIT LIST

Ex. No. Ex. Name

200	Big Wood Ground Water Management Area Designation Order / Management Policy, (June 28, 1991)	
201	Tim Luke, Water Compliance Chief, Responses to Request for Staff Memorandum (Corrected June 7, 2021)	
202	Jennifer Sukow, P.E., P.G., Memorandum: Predicted hydrologic response in Silver Creek and the Little Wood River to curtailment of groundwater use in 2021 (Corrected June 8, 2021)	
203	Sean Vincent, Hydrology Section Manager, Memorandum: Surface Water Supply Forecasts for the Wood River Basins (May 17, 2021), 2089–2091	
204	Technical Memo – Joint Expert Witness Report in Response to July 11, 2023 Expert Report by Greg Sullivan, Big Wood River Moratorium, Silver Creek Impacts from Pumping (8/11/23) (Erick Powell, David Shaw)	
205	Technical Memorandum – Statistical Modeling of Irrigation Season Streamflow in the Big Wood River and Silver Creek (8/10/23) (Kendra Kaiser)	
206	Technical Memorandum – Summary of Ground Water Use Data (8/10/23) (Zach Hill)	
207	Groundwater-Flow Model for the Wood River Valley Aquifer System Version 1.1, June 7, 2021, 2191–2230	
208	Summary of Ground Water Conditions in the Big Wood River Ground Water Management Area, 2019 Update, June 7, 2021, 2231-2309 WRV 1.1, Wood River Valley Groundwater-Flow Model	
209	Wood River Valley Aquifer Model Version 1.1 Uncertainty Analysis, June 7, 2021	
210	Map of water rights (water wells), June 7, 2021, 2332	
211	E-mails among Department staff (Re: Big Wood River Delivery Call), June 7, 2021	
212	Preliminary Order Creating Big Wood, Little Wood Water Measurement, (Sept. 21, 2011)	

213	Preliminary Order Adding Ground Water to Water District 37 (2013)
214	Silver Spring Ranch 2015 to 2020 Monitoring System Summary, June 11, 2021
215	Document created by David Shaw, June 12, 2021
216	Presentation on Hydrology Background and Context by South Valley Groundwater District —Big Wood Ground Water Management Area Advisory Committee, February 17, 2021
217	Order on Petition for Declaratory Ruling (P-DR-2020-01) (Riverside Matter) (May 3, 2021)
218	Memorandum Decision and Order (Case No. CV14- 21-05008 (Riverside Appeal) (Dec.28, 2021)
219	Municipal Intervenors' Response (Case No. CV14- 21-05008) (Riverside Appeal) (Oct. 4, 2021)
220	Nampa Response Brief (Case No. CV14-21-05008) (Riverside Appeal) (Oct. 8, 2021)
221	IDWR Transfer Memo No. 24 Excerpts (Dec. 21, 2009)
222	Groundwater Flow-Model for the Wood River Valley Aquifer System, Version 1.1, A. Wyle et al. (June 27, 2019)
223	Groundwater Flow-Model for the Wood River Valley Aquifer System, Version 1.1, Simulated Curtailment of Groundwater Use, J. Sukow (July 31, 2019)
224	City of Bellevue Answers to Discovery Requests
225	Wellsprings Answers to Discovery Requests
226	20201215-Big Wood GWMA Advisory Committee Meeting Notes
227	IDWR Preliminary Analysis of Consumptive Use Reduction within the Wood River Valley – 11092021
228	SV-Galena-GWD DRAFT GW Management Plan 102921

229	BWLWWUA BWCC Proposed Plan Elements 102921
230	15919508-Brian Yeager Memo to GWMA Advisory Committee 2021
231	Meeting Notes – 10-20-2021 – Final
232	Fallow Impact Analysis
233	Meeting Notes-10-20-2021-Final (1)
234	GWMA-Plan-Ideas-Positions-Advisory Committee
235	Written Public Comment Submittals-2.0
236	20210407-Big Wood GWMA Advisory Committee Meeting Materials
237	20210324-Big Wood GWMA Advisory Committee Meeting Materials
238	20210303-Big Wood GWMA Advisory Committee Meeting Materials
239	20210217-Big Wood GWMA Advisory Committee Meeting Notes
240	20210217-South Valley and Galena GWD Presentation
241	20210122-Big Wood GWMA Advisory Committee Meeting Notes
242	20201215-Big Wood GWMA Advisory Committee Meeting Notes
243	202001202-Big Wood GWMA Advisory Committee Meeting Notes
244	202001202-Big Wood GWMA Advisory Committee Meeting Materials
245	Big Wood River Ground Water Management Plan – Galena – South Valley – Sept 2020
246	Hydrology Background and Context – South Valley Groundwater District – draft (December 18, 2018)
247	Big Wood SWSI Volume (April-September Surface Water Supply)

DATED this 2nd day of October, 2023.

MARTEN LAW LLP

LAWSON LASKI CLARK, PLLC

/s/ Albert Barker	/s/ Heather O'Leary
Albert P. Barker	Heather E. O'Leary
Attorneys for South Valley Ground	Attorneys for Galena Ground Water
Water District	District

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2nd day of October, 2023, I caused to be served a true and correct copy of the foregoing SOUTH VALLEY GROUND WATER DISTRICT AND GALENA GROUND WATER DISTRICT WITNESS AND EXHIBIT LIST by the method indicated below, and addressed to each of the following:

Hearing Officer, Mat Weaver	Candice McHugh	Michael P. Lawrence
IDWR	Chris Bromley	Charlie S. Baser
322 E Front St	McHugh Bromley, PLLC	Givens Pursley, LLP
Boise, ID 83720-0098	380 S. 4th St., Ste. 103	P.O. Box 2720
*** service by U.S. Mail and	Boise, ID 83702	Boise, ID 83701-2720
electronic mail		,
	cmchugh@mchughbromley.com	mpl@givenspursley.com
file@idwr.idaho.gov	cbromley@mchughbromley.com	csb@givenspursley.com
mat.weaver@idwr.idaho.gov		
garrick.baxter@idwr.idaho.gov		
Jerry R. Rigby	James R. Laski	Robert L. Harris
Chase T. Hendricks	Heather E. O'Leary	Holden, Kidwell, Hahn & Crapo
Rigby, Andrus & Rigby, Chartered	Lawson Laski Clark, PLLC	P.O. Box 50130
25 North Second East	675 Sun Valley Road, Suite A	Idaho Falls, ID 83405
Rexburg, ID 83440	P.O. Box 3310	
	Ketchum, ID 83340	rharris@holdenlegal.com
jrigby@rex-law.com		
chendricks@rex-law.com	jrl@lawsonlaski.com	
	heo@lawsonlaski.com	
Sarah A. Klahn	Thomas J. Budge	Norman M. Semanko
Maximilian Bricker	Elisheva M. Patterson	Payton G. Hampton
Somach Simmons & Dunn	Racine Olson PLLP	Parsons Bahle & Latimer
2033 11th Street Suite 5	P.O. Box 1391	800 W. Main St., Ste. 1300
Boulder, CO 80302	Pocatello, ID 83204-1391	Boise, ID 83702
sklahn@somachlaw.com	tj@racineolson.com	nsemanko@parsonsbehle.com
mbricker@somachlaw.com	elisheva@racineolson.com	phampton@parsonsbehle.com
dthompson@somachlaw.com		
Dylan B. Lawrence	Kent Fletcher	
Varin Thomas LLC	Fletcher Law Office	
242 N. 8th Street, Suite 220	P.O. Box 248	
P.O. Box 1676	Burley, ID 83318	
Boise, ID 83701-1676	wkf@pmt.org	
dylan@varinthomas.com		

/s/ Travis L. Thompson

Travis L. Thompson

Attorney for South Valley Ground Water District