



U.S. Department of Justice

Environment and Natural Resources Division

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Natural Resources Section.  
United States Department of Justice  
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June 20, 2007

**via FedEx mail**

K. Heidi Gudgell  
David J. Cummings  
Ryan W. Sudbury  
Nez Perce Tribal Executive Committee  
100 Agency Road  
Lapwai, ID 83540

Re: SRBA Case No. 39576, Subcase Nos. 85-00016, et al. (Lewiston Orchard  
Irrigation Dist.)

Dear Counsel:

Pursuant to the Amended Trial Schedule Order, dated April 25, 2007, following are the initial disclosures of the United States, Bureau of Reclamation ("United States") and the Lewiston Orchards Irrigation District ("LOID").

A. The following individuals are likely to have discoverable information that the United States and LOID may use to support their claims:

1. Jerry Gregg – Area Manager – Snake River Area Office-West – United States Bureau of Reclamation. Work address: 230 Collins Rd., Boise, ID 83702-4520. Work phone: (208) 383-2246.
2. Brian Sauer – Hydraulic Engineer – Snake River Area Office-West – United States Bureau of Reclamation. Work address: 230 Collins Rd., Boise, ID 83702-4520. Work phone: (208) 383-2282.
3. Ted Day – Hydraulic Engineer – Pacific Northwest Regional Office – United States Bureau of Reclamation. 1150 North Curtis Rd., Suite 100, Boise, ID 83706. Work phone: (208) 378-5273.
4. Barney Metz – General Manager of Lewiston Orchards Irrigation District. Work address: 1520 Powers Ave., Lewiston, ID 83501. Work phone: (208) 746-8235.
5. Paul Carpenter – Mountain Crew Leadman. Work address: 1520 Powers Ave., Lewiston, ID 83501. Work phone: (208) 746-8235.
6. Tony Peterson – Mountain Crew Distribution Laborer. Work address: 1520 Powers Ave., Lewiston, ID 83501. Work phone: (208) 746-8235.

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Initial Disclosures

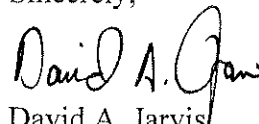
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7. Gene McCollum – Water Production Supervisor. Work address: 1520 Powers Ave., Lewiston, ID 83501. Work phone: (208) 746-8235.
  8. Steve Osborne – Mountain Crew Laborer - Temporary. Work address: 1520 Powers Ave., Lewiston, ID 83501. Work phone: (208) 746-8235.
  9. Bud Heywood – Watermaster (Retired). Home address: 3715 #B 19<sup>th</sup> St., Lewiston, ID 83501. Home phone: (208) 746-0881.
  10. Lindsey Pinson – Foreman. Work address: 1520 Powers Ave., Lewiston, ID 83501. Work phone: (208) 746-8235.
  11. Alan Jensen – Consulting Engineer. Work address: 5353 S. 690 East, Suite 220, Salt Lake City, UT 84117. Work phone: (801) 293-8880.
- B. The following documents, data compilations and/or tangible things that may be used by the United States and LOID in supporting their claims are attached:
1. Ex. 1 - Lake Waha 2005 Survey;
  2. Ex. 2 - Lake Waha - Area and Capacity Tables (dated July 2005);
  3. Ex. 3 - Reclamation's Water Right 85-16 file;
  4. Ex. 4 - Reclamation's Water Right 85-2049 file;
  5. Ex. 5 - Reclamation's Water Right 85-2063 file;
  6. Ex. 6 - Reclamation's Water Right 85-2065 file;
  7. Ex. 7 - Reclamation's Water Right 85-2146 file;
  8. Ex. 8 - Reclamation's Water Right 85-2147 file;
  9. Ex. 9 - Reclamation's Water Right 85-4483 file;
  10. Ex. 10 - Reclamation's Water Right 85-11087 file;
  11. Ex. 11 - Reclamation's Water Right 85-15424 file.
- C. The following documents, data compilations and/or tangible things that may be used by the United States and LOID in supporting their claims are available for inspection and copying at the Lewiston Orchards Irrigation District offices during normal working hours:
1. Ralph H. Schneeloch Co. Engineering report addressing potential expansion of the system. Includes flow and storage data from the period 1907-1922. Dated Jan. 10, 1922. Print format.

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2. Ralph H. Schneeloch Co. Report. Includes Lake Waha Storage Figures for 1911-12 and 1918-1919. Print format.
3. LOID. Usage Records for Irrigation and Domestic 1963-1972. Print format.
4. LOID Storage & Flow Data, weather data from 1959-1978. Data is incomplete.
5. LOID Irrigation Amounts Used 1968-1976.
6. BOR Capacity of Soldiers Meadows, Lake Waha, and Webb creek canal ratings. Most of these were done in the 1940s, some date from the 1970s.
7. BOR, LOID, and U of Idaho. Sweetwater Canal and Webb Canal Readings 1941 and 1942.
8. Stanley Consultants. LOID Hydrologic Data Various years 1906-2002. In an Excel spreadsheet.

Sincerely,

  
David A. Jarvis  
Paralegal

Enclosure

cc: Earl McGeoghegan  
Director of IDWR  
U.S. Dept. of Justice/ENRD

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bcc: Frank Wilson

Exhibits can be viewed in the repository or  
legal file