

RONALD J. TENPAS

Acting Assistant Attorney General
 Environment and Natural Resources Division

JAMES J. DUBOIS

Natural Resources Section
 Environment and Natural Resources Division
 U.S. Department of Justice
 1961 Stout Street, 8th Floor
 Denver, Colorado 80294
 Phone: (303) 844-1375
 Fax: (303) 844-1350
Counsel for the United States

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In In Re SRBA	)	Subcase Nos. 25-04032
	)	
Case No. 39576	)	
	)	
	)	UNITED STATES' LIST OF WITNESSES AND
	)	EXHIBITS

The United States, through its counsel of record and pursuant to I.R.C.P. 16(h) and the SRBA Court's Trial Scheduling Order dated March 13, 2007, hereby submits the following disclosure of lay and expert witnesses, and its list of potential exhibits.

A The following lay witnesses may testify on behalf of the United States in this matter:

- | | |
|---------------------|---|
| 1. Raymond Ostler | Mr. Ostler may testify as to his use of the waters of |
| 226 Grays Lake Road | Bridge Creek for irrigation and stockwater purposes |
| Wayan, Idaho | between 1961 and 1995, the means of diversion, and |
| (208) 574-2180 | flow path of water during that time |

2. Mike Fisher
4425 Burley Dr. Ste A
Chubbuck, ID 83202
(208) 237-6616
Mr. Fisher may testify regarding the use of water from Bridge Creek by the Fish and Wildlife Service during his tenure at the Refuge 1989 to 2003.
3. Ralph Stor
Grays Lake NWR
Wayans, ID
(208) 574-2755
Mr. Stor may testify regarding the use of water from Bridge Creek, and maintenance of ditches and facilities by the Fish and Wildlife Service during his tenure at the Refuge.

B. The following lay witnesses may testify on behalf of the United States in this matter:

1. Dar Crammond
911 NE 11th Avenue
Portland, OR 97232
(503) 231-2098
Mr. Crammond is the Regional Hydrologist for the U.S. Fish and Wildlife Service. He may testify as an expert in hydrology, water administration, and aerial photo interpretation regarding the flow of water in the Bridge Creek drainage, and the hydrology of the Bridge Creek system as it relates to the claim in 25-4032.
2. Dan Craver
911 NE 11th Avenue
Portland, OR 97232
(503) 231-2055
Mr. Craver may testify as an expert in hydrology and aerial photo interpretation regarding the flow of water in the Bridge Creek drainage, and the hydrology of the Bridge Creek system as it relates to the claim in 25-4032. He will opine as to the historic course of flow of Bridge Creek based on aerial photo interpretation.

C. The United States may offer the following exhibits at the hearing in this matter. Copies of these documents are being provided to the Objector and to the Idaho Department of Water Resources herewith.

1. Notice of Water Location. Filed by James Sibbetts January 11, 1888.
From Bingham County Recorder's Office
2. Homestead Map.
From Bonneville County Recorder's Office
3. Notice of Claim to a Water Right, IDWR file. Filing by Raymond Ostler.
May, 1978

4. Deed dated August 20, 1986 from Raymond and Voneal Ostler to United States conveying NE $\frac{1}{4}$ NW $\frac{1}{4}$ section 26 and E $\frac{1}{2}$ NW $\frac{1}{4}$ section 23, T.4.S. R.43E., Boise Meridian.
5. Notice of Claim filed by United States on March 3, 1993.
6. Amended Notice of Claim
7. Amended Director's Report, December 16, 2005.
8. Standard Form 1 Objection filed by OW Ranch, June 21, 2005.
9. Standard Form 1 Objection of the United States, January 20, 2006. (With attachments).
10. Standard Form 2 Response to Objection filed by OW Ranch.
11. Bridge Creek Annual Water-Use Records, 1996-1997 Water Year, U.S. Fish and Wildlife Service
12. GLO Plat Map, 1905.
13. Air Photo: 9/14/1951.
14. Air Photo: 9/13/1964
15. Air Photo: 5/19/1966.
16. Air Photo: 9/26/1980
17. Air Photo: 8/26/1992
18. Affidavit of Raymond Ostler.

DATED this 5th day of September, 2007



James J. DuBois
Attorney, Natural Resources Section
Environment and Natural Resources Div
U.S. Department of Justice

Attorney for the United States of America

CERTIFICATE OF SERVICE

I certify that on this 5th day of September 2007, I served a true and correct copies of the foregoing **UNITED STATES' LIST OF WITNESSES AND EXHIBITS** as indicated below

via facsimile:

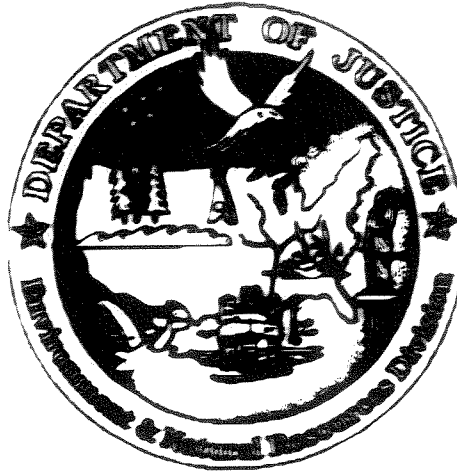
CLERK OF THE SRBA COURT
SRBA Courthouse
District Court
Fax: (208) 736-2121

Kent W. Foster
Holden, Kidwell, Hahn & Crapo, PLLC
Fax: (208) 523-9518

United States Department of Justice
Environment and Natural Resources Div.
Fax: (208) 378-0842

IDWR
Document Depository
Fax: (208) 287-6701


James J. DuBois



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NUMBER OF PAGES SENT (INCLUDING COVER PAGE): 5

SPECIAL INSTRUCTIONS: Attached for filing is **United States' List of Witnesses and Exhibits** in Subcase No. 25-04032.