

Testimony Log

Contested Case: Application for Transfer 81800
 Applicant: Casa Del Norte, LP
 Date/Time: February 25-26, 2020
 Location: IDWR Main Office – Boise, Idaho
 Hearing Officer: James Cefalo

3.60

TRACK	COUNTER	TESTIMONY DESCRIPTION
1		hearing begins 9:52 AM
	4:23	^{Semantic} Norm calls Scott King
21:00	25:32	Exhibit 6
37:00	41:00	page 4 Exhibit 6
1:22:07	1:26:07	Break
		Exhibit 8 & Exhibit 5
1:37:28	1:41:21	Exhibit 9
1:38:00	1:44:30	page 11 Exhibit 8 expert report
1:50:45	1:54:37	object by Charlie overruled
1:53:00	1:58:19	objection by Charlie overruled
	2:15:32	lunch
2		Charlie ^{Hensinger} questions Scott King
14:53	2:30:25	- refer to expert report
30:08	2:51	stacked water rights
38:45	2:54:15	transfer app exhibit 6
44:25	2:59:00	proof report 301A
47:50	3:03	pg 13 expert report (exhibit 8)
1:05:07	3:21	objection by Norm - withdrawn
3	3:25:10	Kelly Riggs cross Scott King
21:35	3:40:20	objection
25:19	3:50:00	James ^{Cefalo} asks questions about Springs ponds
4	3:55:40	Norm redirects - Scott King
5	4:11:20	Charlie recrosses - Scott King
6	4:15:40	Kelly Riggs recrosses Scott King
	4:19:38	Break
7		Norm calls Terry Scanlan
		recognized as expert
	4:22	exhibit 8 pg 10

TRACK	COUNTER	TESTIMONY DESCRIPTION
7	4:23:00	geothermal aquifer
8	4:47	Charlie cross Terry Scanlan
4:15	4:51:32	exhibit 225
15:46	5:03:20	have wells on if irrigation is occurring
20:26	5:07:52	Kelly Riggs cross Terry Scanlan
		exhibit I diversion weir
36:00	5:28:26	objection by Norm regarding relevance of irrigating illegally & harming down stream user.
9	5:26:36	James asks Terry questions evidence geothermal aquifer permanent state of decline
4:04	5:30:40	Norm redirects Terry Scanlan
10:11	5:36:50	James asks another question about water temperature
11:50	5:38:29	Charlie re-cross Terry Scanlan
14:09	5:40:44	Kelly Riggs
17:35	capacity shut down	Norm redirects watermaster elections exhibits 25 & 26
22:50		re-call Terry Scanlan exhibit 16 driller report
	29:43:38	End of day 1
		Day 2
10	00:00:00	Kelly Riggs makes statement
19:21	19:21:00	Objection by Norm - word Indiscretion
11	25:50	Charlie questions Kelly Riggs
10:18	26:10	Norm asks a couple of questions re exhibit 210
11:20	37:10	Charlie resumes questioning
11:49	37:40	James ask questions
20:52	46:33	Norm asks questions irrigation practices of Casa Del Norte
37:30	1:03:12	Exhibit 208
50:30	1:22:20	James asks additional questions diversion & springs

TRACK	COUNTER	TESTIMONY DESCRIPTION
59:45	1:25:36	irrigation season - diverting water yet? beginning of snow melt
1:01:56	1:26:46	Norm asks more questions about spring locations
1:03:45	1:26:36	objection about line of questioning about springs water use
1:11:13	1:37:08	Break
12		Charlie calls Harley Riggs
31:57	2:09	Norm asks Harley questions about spring + legal
32:35	2:09:51	object by Charlie question withdrawn
2:12:00	35:59	James asks question about location of Springs for 101-10304
42:19	2:19:30	James asks additional questions about other owners & where their property is located priority & high flow waters
1:06	2:43:41	Charlie re-directs chart of flows on creek
1:11:57	2:49	Kelly asks Harley questions - clarification
1:16:40	2:54:00	Norm re-crosses Harley
	2:58	Lunch
13	0:00	Charlie calls Ed Squires
8:33	8:33	offered Ed Squires as expert witness - so stipulated
28:41	28:41	Appendix C - exhibit 204 (Expert report)
59:00		transfer takes water to Rye Creek drainage will that cause DAR & Riggs injury?
1:00:00	1:00:00	Black alkaline
1:08:00	1:08	geothermal wells #10 expert report
1:10:10	1:10:10	Appendix A - expert report for another transfer
1:22:00	1:22:00	discussing hydrographs
1:24	1:24	expert rebuttal report point E pg 10 iv
1:28	1:28	point F additional injury
1:33	1:33	page 12 IV.
1:37:52	1:37:52	point VIII sub 2+ well for walked well
1:39	1:39	4.92 cfs combined use limitation 101-301A
1:41	1:41	review transfer app & Adj backfile

13	TRACK	COUNTER	TESTIMONY DESCRIPTION
	1:47	1:47:00	offer adjudication review sheet - Norm objected not admitted for 301A
	2:00	2:00	point H PPU? combined acre limitations
	2:10		hydro graphs
	2:16:30	2:16:30	comment about James' idea of P splitter
	2:22	2:22:1	Kelly asks about harming others besides DAR
14	2:25	2:25	James asks questions about forfeiture
	2:34	2:34	continuous monitoring suggestion
	16:00	2:41:49	observed more than 40 cfs
15	2:46:15	2:46:15	Norm questions Ed Squires
	2:54	2:54	301A use only on Bull Pasture
	14:30	3:00:00	rule for lands for geothermal use
	28:00	3:14:19	water not used in over 20 years pg 8 C rebuttal report
	37:40	3:23:57	# 5 pg 10 referring to geothermal WR's
	40:10	3:26:26	Bendixen analysis appex. C
	48:39	3:34:49	objection - noted can transfer be used to change conditions on WR
16	3:41:26	3:41:26	Charlie re-directs Ed Squires "accomplished transfer" - BREAK -
	2:57	3:44:22	Norm recalls Scott King
	7:14	3:48:47	James ask Scott question high & low pressure zones
	8:49	3:50:25	Charlie re-crosses Scott
	15:52	3:57:24	Kelly asks Scott question
	22:01	4:03:34	off record
			Norm recall Terry Scanlan talks about Bendixen report
	39:13	4:18:37	Charlie re-crosses Terry Scanlan
	42:47	4:24:17	Kelly asks question Terry
	44:37	4:26:07	Norm questions Terry
	49:00	4:30:30	Charlie questions Ed Squires
	56:00	4:37:25	Kelly " " "
	57:38	4:39:10	
	1:01:54	4:43:26	END of Hearing