

WITNESS LOG

IN THE MATTER OF TRANSFER 81940)
 IN THE NAME OF EAST VALLEY)
 CATTLE LLC)
 _____)

January 29, 2019; 9:30 a.m.
 Hearing Officer: Mathew Weaver

DIGITAL TRACK NO.	DIGITAL LOCATION HRS-MIN-SEC	WITNESS INFORMATION & TESTIMONY DESCRIPTION
01	4:36	Bill M. introduced as witness
01	16:30	Bill M. - reduction in irrigated acres - conversion to commercial
01	20:01	Bill M. - Dept of Ag. approvals for lagoon & nutrient management
01	21:34	Lagoon vs Pond
01	21:57	Reference Exh 12 - Location of lagoons
01	23:27	Exhibit 11 - Location of lagoons. Green dots = water line to "22" lagoon; blue line delivers water to pivot
01	29:07	Use of water for dairy (types of uses for dairy)
01	31:46	Section 26, SE Qtr; 160 acres. Location of runoff water from dairy barns (lagoons)
01	33:42	Purpose/reductions from previous transfers
01	34:09	Exhibit 5 - introduced Division of PLC; Scaled system regulating water use in dairy
01	37:51	Waste water management
01	41:03	Discharge of lagoon water through pivots
01	43:14	Solid/Manure Separation process. Reduce NPK from water applied to crop
01	46:05	Reference to WM comments "typically dilute water prior to land app"

Witness says NO.

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01	47:57	Methane Bio-digester; benefits & no change to amount of water released/collected in lagoons
01	50:02	Exhibit 6 - Water Balance / Water available @ facility
01	53:33	Purpose of filing transfer - to use lagoon water w d. present part of farm
01	54:21	Exhibit 2 - reasons transfer filed
01	57:19	Conditions Applicant willing to accept to satisfy concerns of WM about co-mingling measurement
01	59:20	Refer back to Exhibit 6 - water budget agree
01	1:00:26	End direct examination
01	1:00:30	Cross of Bill M by Att Fletcher
01	1:04:00	Why does app currently combine water if doesn't need to?
01	1:07:00	Discussion of records of amount of wastewater collected/released
01	1:08:00	Current conditions on water right requiring measurement / meters
01	1:09:20	Objection - Creamer to Fletcher implying withholding data
01	1:13:33	Is app familiar w/ gw conditions in area
01	1:17:00	Discussion of how Bill M will know how much water will be needed & farm plan
01	1:21:00	Exhibit 7 Describe actions required by IDWR to monitor activities

Bill M
 Testimony

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01	7:29	Recess/Break
02	1:00	Back on record - Bill M witness, cross examination
02	1:01	No. Acres currently irr. w/ wastewater (~5,000 ac)
02	4:33	End cross - Bill M
02	4:40	Re-direct - Bill M
02	08:14	Clarification of use of wastewater on irrigated ground
02	08:27	End testimony of Bill M
02	09:29	Greg Sullivan Testimony - Direct
02	11:10	Exhibit 12 - Map
02	16:50	Reference IDWR memo 24 Local Public Interest Relevance
02	19:57	SWP references - Water efficiencies; Conservation Pg 24 (Section 2A)
02	22:20	Exhibit 3 - transfer authorizing use of (within Rafter Creek) commercial water used on lands without irr water right
02	23:17	Exhibit 4 - trans authorizing " (within Rafter Creek)
02	24:15	Exhibit 6 - water budget Includes area w/ lagoons, ponds, & tanks, evap
02	31:09	Exh. 6 Consumptive use analysis

Greg's Testimony

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02	36:29	Opinion of CV & impacts to basis - addressing issues for consideration in hearing
02	38:44	Exhibits 8, 9, 10
02	42:19	End direct of Green.
02	46:43	Off record
03	0:00	12:51pm On the record; Cross examination of Green S.
03	5:27	Exhibit 6 - what is source of ET data / use of ET # Matrix data appropriate?
03	9:00	Fletcher provides witness with pg 50 of spreadsheet? in trans app.
03	13:39	Exhibit 7 - Review of basis for CV for different transfers
03	19:17	Questions about whether diversion data was available in accordance w/ conditions of original agreement? * question whether CV will increase
03	27:08	Condition of aquifer - witnesses aware but can't speak to declines
03	28:16	Exhibit 10 - clar
03	30:50	Enlargement of irr. new acres w/ WW? Witness - not of existing irr.
03	32:37	Discussion of how ground was irrigated - with which water rights?
03	35:47	Discusses of measurement order -
03	43:00	What will be submitted annually to Dept & how will WM administrator

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03	6:02:58	Break
04	0:00	On the record - re-examination by Creamer & Greg = Farming within PPU more common, and requirements for entering more common
04	6:59	Exhibit 5 -
04	5:54:29	Off - the Record
* 05	00:00	Continue re-direct - Exhibit 5
05	4:40	End re-direct Start re-cross, redirect
05	6:40	Hearing Officer questions of Greg 5
05	14:07	App rests Protect first witness - Higgs
05	20:49	Exhibit 100 - Higgs report
05	26:00 ~	Higgs admitted as expert witness Continue direct - testimony
05	27:20	Exhibit - 100 = Review purpose of report
05	48:21	End direct. Examine of Higgs
05	48:29	5 min break
06	0:00	Cross-exam of Higgs

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Ob	4:31	End Higgs testimony - no re-direct
Ob	5:14	Yents testimony - direct (Protestant)
Ob	17:11	End Yents testimony Start Branch testimony - (Protestant)
Ob	26:12	Cross of Branch
* Ob	28:21	Rebuttal of Sullivan by Creamer Review of Higgs report, ET estimates
Ob	36:52	Rebuttal Sullivan - PCC description
Ob	38:42	Rebuttal of Sullivan - Fletcher Records
Ob	42:00	Hearing officer question for Sullivan
Ob	46:26	Rebuttal of Bill M - Creamer
Ob	51:21	Objection - sustained; restate
Ob	52:22	Cross of Sullivan - whether in compliance w/ conditions of w/r (measuring devices now installed?)
Ob	53:53	End Sullivan testimony
Ob	54:58	Move to admit exhibits 1-12
Ob	56:15~	Summary - Creamer

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