

CHRIS M. BROMLEY
IDAHO STATE BAR NO. 6530
CANDICE MCHUGH
IDAHO STATE BAR NO. 5908
MCHUGH BROMLEY, PLLC
Attorneys at Law
380 S. 4th St., Ste. 103
Boise, ID 83702
Telephone: (208) 287-0991
Facsimile: (208) 287-0864
cmchugh@mchughbromley.com
cbromley@mchughbromley.com

Attorneys for Double C & J Land Co., Inc.

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION FOR
TRANSFER No. 82712 AND
APPLICATIONS FOR PERMIT No. 67-
15292 THROUGH 67-15298, 67-15300,
AND 67-15322 ALL IN THE NAME OF
ECKHARDT FAMILY LLLP

**DOUBLE C & J LAND CO., INC.
EXHIBIT LIST**

Double C & J Land Co., Inc. ("Double C & J"), by and through its attorneys of record, McHugh Bromley, PLLC, hereby submits the attached, incorporated herein by reference, which contains a list of exhibits Double C & J may offer at the hearing or otherwise wish to make part of the record in the above-captioned contested case.

In addition to those listed in the attachment, Double C & J may offer as exhibits for the record any other potential exhibits identified by any party or public witness, or offered or introduced at the hearing by any party or public witness, or officially noticed by the hearing officer pursuant to IDAPA 37.01.602.

Double C & J may offer exhibits in addition to those listed in the attachment for rebuttal or cross-examination, or as otherwise may be permitted by the hearing officer or authorized through IDWR's Rules of Procedure, IDAPA 37.01.01.

Double C & J reserves the right to withdraw, revise, or supplement any of the exhibits described in the attachment, and/or to submit further exhibits to conform to proof presented at the time of hearing.

DATED this 18th day of April, 2019.



Chris M. Bromley
McHugh Bromley, PLLC
Attorneys for Double C & J Land Co., Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 18th day of April, 2019, I served a true and correct copy of the foregoing document on the person(s) whose names and addresses appear below by the method indicated:

JAMES CEFALO
HEARING OFFICER
900 NORTH SKYLINE DR., STE. A
IDAHO FALLS, ID 83402-1718
james.cefalo@idwr.idaho.gov

- ☒ U.S. Mail/Postage Prepaid
- ☐ Facsimile
- ☐ Overnight Mail
- ☒ Hand Delivery
- ☒ E-Mail

NICK MILLER
IDWR WESTERN REGIONAL MANAGER
2735 W AIRPORT WAY
BOISE ID 83705-5082
nick.miller@idwr.idaho.gov

- ☐ U.S. Mail/Postage Prepaid
- ☐ Facsimile
- ☐ Overnight Mail
- ☒ Hand Delivery
- ☒ E-Mail

NORMAN M. SEMANKO
PARSONS BEHLE & LATIMER
800 W MAIN ST. STE 1300
BOISE, ID 83701
NSemanko@parsonsbehle.com

- ☐ U.S. Mail/Postage Prepaid
- ☐ Facsimile
- ☐ Overnight Mail
- ☒ Hand Delivery
- ☒ E-Mail



Chris M. Bromley

DOUBLE C & J LAND CO., INC. EXHIBIT LIST

- 301. Water Right No. 67-2044
- 302. Water Right No. 67-2097A
- 303. Water Right No. 67-2097B
- 304. Voided Application for Permit No. 67-7886
- 305. Denied Application for Permit No. 67-8051
- 306. Water Right No. 67-14246
- 307. Water Right No. 67-14247
- 308. Water Right No. 67-14251
- 309. Application for Permit No. 67-15170
- 310. Map
- 311. Photographs
- 312. Photograph
- 313. Photographs
- 314. Idaho Power Records
- 315. Photograph
- 316. IDWR Field Investigation, 10/11/2017
- 317. John Hoff Statement
- 318. The Fight for the Animals Who Live in Jenkins Creek
- 319. Evapotranspiration and Consumptive Irrigation Water Requirements
- 320. CU and CIR
- 321. Idaho Power Summary
- 322. Idaho Power Daily Readings
- 323. Double C & J Letter to IDWR, 8/25/17
- 324. IDWR Letter to James Eckhardt, 11/25/2014
- 325. John and Christy Hoff Protest to Application for Permit No. 67-8051, 1/2001
- 326. John and Grace Mainvil Protest to Application for Permit No. 67-7886, 2/19/1992
- 327. John and Christy Hoff Letter to IDWR, 10/22/2014
- 328. Video
- 329. Map
- 330. Map
- 331. Photographs
- 332. IDWR Water Right Backfile, 67-2097
- 333. Application for Transfer – Point of Diversion, 67-2097A
- 334. Applicant's Expert Report
- 335. USDA Long Term Agreement, 4/21/1992
- 336. USDA Conservation Plan Map, 4/14/1992
- 337. USDA Conservation Plan Schedule of Operations
- 338. Agricultural Conservation Program, 11/7/1991
- 339. NRCS Project Request for Cultural Resource Assistance
- 340. NRCS Project Request for Cultural Resource Assistance
- 341. USDA Status Review, 10/14/1997
- 342. Letter, 6/2/1992

DOUBLE C & J LAND CO. INC. EXHIBIT LIST

- 343. Revision of Plan/Schedule of Operations, 7/10/1996
- 344. USDA Spring Development Schematic, 10/7/1997
- 345. Letter, 1/18/1994
- 346. NRCS Drawings and Specifications, April 2002
- 347. USDA Stock Water Pond #3
- 348. USDA Stock Water Pond #2
- 349. USDA Embankment Pond
- 350. USDA Revision of Plan/Schedule of Operations, 3/13/2014
- 351. USDA Revision of Plan/Schedule of Operations, 4/8/2014
- 352. USDA Revision of Plan/Schedule of Operations, 9/14/2015
- 353. Water Facility, As-Built Photograph
- 354. Letter, 4/2/2003
- 355. Pond Survey Data, 6/13/2005
- 356. USDA Construction Requirements Worksheet, June 2003
- 357. USDA Stock Water Pond #3 Drawings and Design, 6/23/2003
- 358. USDA Stock Water Pond #2 Drawings and Design, 6/23/2003
- 359. Application Evaluation Worksheet, 4/24/2003
- 360. IDWR Letter Re: 20 Developed Springs, 4/5/1999
- 361. IDL Letter, 12/9/1991
- 362. IDWR Letter Re: Hoff Complaint Field Investigation, 11/3/2017
- 363. IDWR Letter Re: Hoff Complaint, 6/8/2018
- 364. IDWR Letter Re: Hoff Complaint, 7/10/2018
- 365. IDWR Letter Re: Notice of Violation, 8/1/2018
- 366. IDWR Consent Order and Agreement, 10/1/2018
- 367. IDWR Letter Re: Breach of Pond Nos. 3, 4, and 11, 12/4/2018