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DEPARTMENT OF
WATER RESOURCES

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

**IN THE MATTER OF APPLICATION)
FOR) PROTESTANTS' PROPOSED EXPERT
PERMIT NO. 95-9244, IN THE NAME OF) WITNESS LIST
NORTH KOOTENAI WATER DISTRICT)**

Protestants anticipate calling the following expert witnesses at the hearing in this matter:

1. Drea Traeumer
Em Consulting, LLC
3308 Colburn Culver Rd.
Sandpoint, ID 83864

Ms. Traeumer will testify concerning water quality issues in the Spokane River.

2. Thomas P. Fox, P.E.
616 29th Avenue, East # 2
Seattle, Washington 98112

Mr. Fox will testify concerning municipal water supply management, water conservation, and other water operation measures.

PROTESTANTS' EXPERT WITNESS LIST
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SPOKANE, WA 99201
509-835-5211

- 1 3. Kenneth W. Lustig
2 5952 North Pinegrove Drive
3 Coeur d'Alene, Idaho 83815

4 Mr. Lustig will testify concerning aquifer management, water quality, and other hydrological
5 matters.

- 6 4. Dr. Joel Massmann
7 Keta Waters
8 6520 E Mercer Way
9 Mercer Island, WA 98040

10 Dr. Massmann will testify concerning ground water modeling and the impact of the proposed
11 water right.

- 12 5. Rod O'Connor and/or Chris Donnelly
13 Washington Department of Fish and Wildlife
14 2315 North Discovery Place
15 Spokane Valley, WA 99216-1566

16 Mr. O'Connor and/or Mr. Donnelly will testify concerning the status of the Spokane River and
17 fishery habitat requirements, including flow and temperature.

18 Protestants reserve the right to amend this list based upon the outcome of discovery.

19 DATED this 19th day of September, 2008.

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Rick Eichstaedt
Counsel for Protestants
Sierra Club and Friends of the Aquifer

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

9)
10)
11 **IN THE MATTER OF APPLICATION**)
12 **FOR PERMIT NO. 95-9244 IN THE**) **CERTIFICATE OF SERVICE**
13 **NAME OF NORTH KOOTENAI WATER**)
14 **DISTRICT**)
15)

16 Mary E. Harvill states that I am a citizen of the United States of America and of the
17 State of Washington, over the age of 21 years, not a party to the above-entitled action, and
18 competent to be a witness therein; that on September 19, 2008, , I caused to be served a true and
19 correct copy of the foregoing document(s):

20 **ORDER AUTHORIZING DISCOVERY AND PREHEARING ORDER**

21 By U.S. Mail, postage prepaid and addressed to the following:

22 David L. Tuthill, Jr., Hearings Officer
23 Idaho Dept. of Water Resources
24 The Idaho Water Center
322 E. Front St.
Boise, ID 83720-0098

25 Certificate of Mailing - 1

Center For Justice
Community Building
35 West Main, Suite 300
Spokane, Washington
Telephone: 509 835 5211
Fax: 509 835 3867

1 Robert E. Covington, III
2 Lockhaven Square
3 8884 N. Government Way, Ste. A
Hayden, ID 83835

4 Sierra Club/ Upper Columbia River
5 Rachael Paschal Osborn
2421 W. Mission Ave.
6 Spokane, WA 99201

7 Idaho Water Resources
Northern Region
8 1910 Northwest Blvd., Ste. 210
Coeur d'Alene, ID 83814-2615

9
10 Deborah Gibson, Admin. Asst.
Idaho Dept. of Water Resources
11 P.O. Box 83720
Boise, ID 83720-0098

12 I certify under penalty of perjury under the laws of the State of Washington that the
13 foregoing is true and correct.

14 DATED this 19th day of SEPTEMBER, 2008.

15
16 
17 MARY E. HARVILL, PARALEGAL