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Department of Water Resources
Eastern Region

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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 74-15613 IN THE NAME OF JAMES) STATE OF IDAHO'S
OR PAULA M. WHITTAKER) EXHIBIT LIST
)
)
_____)

The State of Idaho, through counsel, submits the following Exhibit List.

Exhibit 1: *Curriculum Vita* of Jeffrey J. Lutch

Exhibit 2: *Curriculum Vita* of Thomas Curet

Exhibit 3: Compendium of Documents Related to the Snake River Basin
Adjudication and the Nez Perce Water Rights Settlement

Exhibit 4: Memorandum of Agreement Between the State of Idaho, the Nez Perce
Tribe, the United States Fish and Wildlife Service, and National Marine
Fisheries Service Establishing a Collaboration Process for Making
Recommendations to the State of Idaho Concerning Use of the State
Section 6 Account of the Snake River Basin Adjudication Agreement of
2004 Habitat Trust Fund

Exhibit 5: Consolidated Subcase No. 75-13316: Order Approving Stipulation and
Entry of Partial Decrees

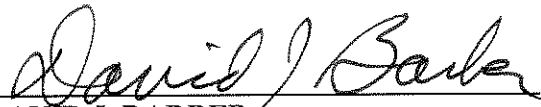
- Exhibit 6: Idaho PCSRF Proposal Application Form – FY2005 (03305SA)
- Exhibit 7: Letter dated July 3, 2006 to Bill Graham (03305SA)
- Exhibit 8: Idaho PCSRF Proposal Application Form – FY2005 (03505SA)
- Exhibit 9: Letter dated January 3, 2006 to Bruce McConnell (03505SA)
- Exhibit 10: Idaho PCSRF Proposal Application Form – FY2005 (03605SA)
- Exhibit 11: Letter dated January 3, 2006 to Bruce McConnell (03605SA)
- Exhibit 12: Idaho PCSRF Proposal Application Form – FY2005 (03805SA)
- Exhibit 13: Letter dated January 3, 2006 to Bill Hutchinson (03805SA)
- Exhibit 14: Idaho PCSRF Proposal Application Form – FY 2006 (Unnumbered; Big Timber Reconnection and Upper Lemhi Flow Improvement)
- Exhibit 15: Lemhi River Monitoring Plan; 2003 Annual Progress Report
- Exhibit 16: Instream Flow Assessment Big Timber Creek, Idaho (June 2004)
- Exhibit 17: Lemhi River Sub-Basin Assessment (February 1998)
- Exhibit 18: Salmon and Steelhead Recovery for Idaho, Chapter 1 Recovery Plan Introduction (Draft)
- Exhibit 19: Letter dated June 28, 2002 transmitting Lemhi Conservation Agreement
- Exhibit 20: Bull Trout Draft Recovery Plan; Chapter 1: Introduction
- Exhibit 21: Bull Trout Draft Recovery Plan; Chapter 17: State(s): Idaho; Recovery Unit Name: Salmon River
- Exhibit 22: Bureau of Land Management Salmon Field Office; 2004 Annual Water Temperature Report (Excerpt)
- Exhibit 23: Big Timber Creek Fisheries Report (August 2003)
- Exhibit 24: Literature update on water temperature criteria for the protection of salmonid resources
- Exhibit 25: Screening and Habitat Improvement Prioritization for the Upper Salmon Subbasin
- Exhibit 26: 50 C.F.R. § 17.95(e) (excerpt)
- Exhibit 27: 50 C.F.R. § 226.205

- Exhibit 28: 50 C.F.R. § 226.212 (excerpt)
- Exhibit 29: Excerpt from Soil Survey of Custer-Lemhi Area, Idaho, Parts of Blaine, Custer, and Lemhi Counties.
- Exhibit 30: Soil Survey Map of permissible place of use for application for permit to appropriate water
- Exhibit 31: Transfer No. 4071
- Exhibit 32: Excerpt of BLM Edition Surface Management Status Leadore (2002)
- Exhibit 33: Orthophoto quad with a red area shown as the permissible place of use
- Exhibit 34: Orthophoto quad with the permissible place of use outlined with a yellow line
- Exhibit 35: Deposition Exhibit No. 5 showing three pictures taken by F. James Whittaker
- Exhibit 36: Excerpt of 7.5 Minute West of Leadore Quad sheet (1987)

DATED this 19th day of January 2007.

LAWRENCE G. WASDEN
Attorney General

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division


DAVID J. BARBER
Deputy Attorney General
Natural Resources Division

CERTIFICATE OF SERVICE

I certify that on the 19th day of January 2007, I caused to be served the original and/or copy of the STATE OF IDAHO'S EXHIBIT LIST on each of the following persons by the indicated method.

1. Original to:

Idaho Department of Water Resources
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718

- ☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: _____

2. Copies to

Bureau of Land Management
1206 S Challis St.
Salmon ID 83467

- ☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: _____

Ellsworth Angus Ranch
Carl Ellsworth
PO Box 60
Leadore, ID 83464

- ☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: _____

Lemhi Irrigation District
260 Withington Cr. Rd
Salmon, ID 83467

- ☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: _____

Idaho Department of Fish and Game
PO Box 1336
Salmon, ID 83467

- ☒ U.S. Mail, postage prepaid
☐ Hand Delivery
☐ Federal Express
☐ Facsimile: _____

Kent W. Foster, Esq.
Attorney for F. James or Paula J.
Whittaker
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CRAPO, P.L.L.C.
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P.O. Box 50130
Idaho Falls, ID 83405

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