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DEPARTMENT OF
WATER RESOURCES

FRITZ X. HAEMMERLE (ISB # 3862)
HAEMMERLE LAW, P.L.L.C.
P.O. Box 1800
Hailey, Idaho 83333
Tel: (208) 578-0520
haemmerlefilings@gmail.com

Attorneys for Upper Big Lost River Groundwater
Association and Byron Pehrson

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION
FOR PERMIT NO. 87484 IN THE NAME
OF MOSS FARMS INC.

WITNESS AND EXHIBIT LIST

COMES NOW, the Upper Big Lost River Groundwater Association and Byron Pehrson
and submit the following witness and exhibit list:

WITNESS LIST.

1. Byron Pherson.
2. Loy Pherson.
3. David Tuthill (Expert).
4. Crystal Roche.
5. Brett Erb.
6. Lucas Yockey.
7. IDWR witness to authenticate documents, if necessary; and
8. All Witnesses and Experts identified by the Applicant.

EXHIBIT LIST

1. (See attached)
2. All exhibits identified by Applicant.

HAEMMERLE LAW, P.L.L.C.

/s/ Fritz X. Haemmerle
Fritz X. Haemmerle
Attorney for Protestants

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on December 4, 2023, I emailed a true and complete copy of the foregoing document in the manner indicated below, to the following:

Skylar Johns for Moss Farms, Inc.

sjohns@olsentaggart.com

mcastro@olsentaggart.com

Idaho Dept. of Water Resources

file@idwr.idaho.gov

James.Cefalo@idwr.idaho.gov

/s/ Fritz X. Haemmerle

Fritz X. Haemmerle

EXHIBIT 101/201/301

EXHIBIT LIST

Exhibit	Description
102/202/302	34-00164 Transfer Application through Legal Notice 01/24/2023
103/203/303	Protest - Upper Big Lost River Groundwater Association 03/01/23
104/204/304	Protest - Byron Pehrson
105/205/305	Water Rights:
	Water Right Detail for Water Right 34-28-G
	Water Right Detail for Water Right 34-131-B
	Water Right Detail for Water Right 34-132-B
	Water Right Detail for Water Right 34-191
	Water Right Detail for Water Right 34-235D
	Water Right Detail for Water Right 34-424D
	Water Right Detail for Water Right 34-790-D
	Water Right Detail for Water Right 34-791-D
	Water Right Detail for Water Right 34-14189
	Water Right Detail for Water Right 34-14191
	Water Right Detail for Water Right 34-14193
	Water Right Detail for Water Right 34-14195
	Water Right Detail for Water Right 34-14197
	Water Right Detail for Water Right 34-14199
	Water Right Detail for Water Right 34-14201
	Water Right Detail for Water Right 34-14203
	Water Right Detail for Water Right 34-14205
	Water Right Detail for Water Right 34-14207
	Water Right Detail for Water Right 34-14209
106/206/306	Photographs taken of current place of use
107/207/307	Aerial Photographs
108/208/308	Watermaster Report on "3 in 1 Ditch"
109/209/309	Email from Crystal Roche, Water District 34 dated 09/14/2023 containing:
	3 & 1 Ditch Reports 2016, 2017, 2018, 2019, 2022, 2023
110/210/310	Email from Lucas Yockey at the Lost River Highway District to Fritz Haemmerle
111/211/311	Spreadsheet and Water Rights delivered in the 3 in 1 Ditch
112/212/312	Expert Report from David Tuthill, Idaho Water Engineering, LLC
113/213/313	Expert Report from Rocky Mountain Environmental Associates, Inc.
114/214/314	Discovery Responses from Moss Farms, Inc.