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Attorneys for City of Heyburn

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN RE APPLICATION FOR TRANSFER
NO. 87938

In the Name of the City of Heyburn Re:
Water Right nos. 36-4233, 36-7970, 36-8744,
and 37-17185

**CITY OF HEYBURN'S EXHIBIT AND
WITNESS LIST**

COMES NOW the City of Heyburn and files the following exhibits and witnesses for the hearing in the above-captioned matter, scheduled for July 9, 2024, as discussed at the May 13, 2024 prehearing conference.

EXHIBITS

Exhibits 1 – 7 are part of the agency record and are listed as exhibits simply for ease of reference at the hearing:

1. *Application for Transfer*, May 9, 2023
2. Email from James Cefalo re: City of Heyburn Wastewater Treatment Returns, August 11, 2023
3. *IDWR Transfer Approval*, January 16, 2024
4. *Petition for Reconsideration*, January 30, 2024

5. *Declaration of Tony Morley in Support of Petition for Reconsideration*, January 30, 2024
6. *Preliminary Order*, February 20, 2024
7. *Request for Hearing*, March 1, 2024
8. Technical Memo, Brockway Engineering, PLLC
9. 2023 Calendar Year Monthly Water Consumption for City of Heyburn, Brockway Engineering, PLLC

WITNESSES

1. Charles Brockway, Ph.D., P.E., Brockway Engineering, PLLC

Dr. Brockway will testify as to the *Application for Transfer* and documents associated thereto, the City's use of water, the City's disposal of wastewater, and his expert opinions as to the approvability of the Application for Transfer.

2. Greg Sullivan, M.S., Brockway Engineering, PLLC

Mr. Sullivan will testify as to the *Application for Transfer* and documents associated thereto, the City's use of water, the City's disposal of wastewater, and his expert opinions as to the approvability of the Application for Transfer.

3. Ivan McCracken, P.E., City of Heyburn

Mr. McCracken will testify as to the *Application for Transfer* and documents associated thereto, the City's use of water, and the City's disposal of wastewater.

4. Tony Morley, City of Heyburn

Mr. Morley will testify as to the *Application for Transfer* and documents associated thereto, the City's use of water, and the City's disposal of wastewater.

RESPECTFULLY SUBMITTED this 2nd day of July, 2024.

MCHUGH BROMLEY, PLLC



CHRIS M. BROMLEY

Attorneys for City of Heyburn

CERTIFICATE OF SERVICE

I certify that on this 2nd day of July, 2024, I caused to be served a true and correct copy of the foregoing *Notice of Protest* upon the following persons by the method(s) indicated:

Idaho Department of Water Resources
322 East Front Street
PO Box 83720
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Phill.Hummer@idwr.idaho.gov