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DEPARTMENT OF
WATER RESOURCES

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Attorneys for Keith and Karen Hood

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

Subcase Nos.: 67-15263, et al. (Hood)
See Exhibit A

**HOOD'S FINAL PRETRIAL EXHIBIT
AND WITNESS LIST**

Keith and Karen Hood (collectively, "Claimants" or "Hoods"), by and through their counsel of record, Parsons Behle & Latimer, hereby submit this *Final Pre-Trial Exhibit and Witness List* in compliance with the Court's *Second Amended Trial Scheduling Order* ("Scheduling Order"), which was issued on March 29, 2024.

I. IDENTIFICATION OF POSSIBLE WITNESSES

Claimants hereby submit the following list of witnesses who Claimants may call to testify, and not necessarily in the order provided below, at trial:

- a. **Keith R. Hood**
3101 Rush Creek Rd.
Cambridge, ID 83610
- b. **Karen M. Hood**
3101 Rush Creek Rd.
Cambridge, ID 83610

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- c. **Craig Saxton**
Idaho Department of Water Resources
322 E. Front St.
Boise, ID 83702

Claimants hereby reserve the right to supplement this witness list. Further, Claimants reserve the right to call or cross examine any witness(s) testifying as a representative of the Idaho Department of Water Resources ("IDWR"). Claimants also reserve the right to call any witness called by any other party in this matter or identified in any other party's witness disclosures made pursuant to the *Scheduling Order* in this matter.

II. IDENTIFICATION OF POSSIBLE EXHIBITS

Claimants hereby submit the following list of exhibits, and not necessarily in the order provided below, that may be presented by Claimants at trial:

Hoods' Exhibit No.	Exhibit Description
1	Map Graphic Captioned "Overview – Hood Stockwater Claims"
2	Map Graphic Identifying Hood Property
3	Homestead Certificate No. 2762 (Claim of David G. Edwards), dated May 26, 1908
4	Homestead Certificate No. 2832 (Claim of Nels C. Nielson), dated September 24, 1908
5	Land Patent No. 222034 (Claim of Charles R. Edwards), dated August 24, 1911
6	Land Patent No. 759345 (Claim of Charles R. Edwards), dated June 25, 1920
7	Decree of Distribution in the Matter of the Estate of David G. Edwards, Probate Court of Washington County, Idaho, certified date of September 30, 1930
8	Application for Grazing Permit by Charles R. Edwards, dated July 27, 1935
9	Application for Grazing Permit by C.R. and Elmo Edwards, dated December 13, 1935
11	Application for Grazing Permit by Charles R. Edwards & Son, dated February 21, 1936
12	Notification re: Grazing Allowance, dated March 21, 1936
13	Class 1 Grazing License to Charles R. Edwards & Son, dated October 5, 1936

14	Letter re: Passing on Application, dated April 5, 1937
15	Memorandum for Cases of ... Charles R. Edwards & Son ..., dated December 13, 1938
16	BLM Memorandum dated July 28, 1955, re: Qualified Range Use
17	Letter dated December 28, 1955, from C.R. Edwards to the Owyhee Grazing District No. 1 Advisory Board
18	Idaho Statesman obituary for C.R. Edwards, dated December 17, 1961 (retrieved via newspapers.com)
19	Warranty Deed and Indenture between Harriet V. Edwards and Melvin and Inez Dotson, dated November 5, 1962
20	Personal Representative Deed (Instrument # 220875) from the Estate of Melvin A. Dotson to Keith R. Hood and Karen M. Hood, dated August 31, 2012
21	BLM Form 4130-1a: Grazing Preference Application and Preference Transfer Application, signed by Keith Hood on November 30, 2012
22	Case File Copy of the Hoods' Grazing Permit for the Horse Flat Allotment, date stamped April 9, 2013
23	Director's Report of Deferred De Minimis Domestic and/or Stock Water Use, dated September 17, 2021
24	Transcript of June 10, 2024, deposition of Fredric W. Price
25	Transcript of June 12, 2024, deposition of Keith Hood
26	Notice Regarding Priority Date, <i>In Re SRBA Case No. 39576</i> (May 14, 2003)
27	Decree for Hoods' water right no. 67-15263 and all other records on file with IDWR regarding said water right
28	Decree for Hoods' water right no. 67-15264 and all other records on file with IDWR regarding said water right
28	Decree for Hoods' water right no. 67-15265 and all other records on file with IDWR regarding said water right
30	Decree for Hoods' water right no. 67-15266 and all other records on file with IDWR regarding said water right
31	Decree for Hoods' water right no. 67-15267 and all other records on file with IDWR regarding said water right
32	Decree for Hoods' water right no. 67-15268 and all other records on file with IDWR regarding said water right
33	Decree for Hoods' water right no. 67-15269 and all other records on file with IDWR regarding said water right
34	Decree for Hoods' water right no. 67-15270 and all other records on file with IDWR regarding said water right

35	Decree for Hoods' water right no. 67-15271 and all other records on file with IDWR regarding said water right
36	Decree for Hoods' water right no. 67-15272 and all other records on file with IDWR regarding said water right
37	Decree for Hoods' water right no. 67-15273 and all other records on file with IDWR regarding said water right
38	Decree for Hoods' water right no. 67-15274 and all other records on file with IDWR regarding said water right
39	Decree for Hoods' water right no. 67-15275 and all other records on file with IDWR regarding said water right
40	Decree for Hoods' water right no. 67-15276 and all other records on file with IDWR regarding said water right
41	Decree for Hoods' water right no. 67-15277 and all other records on file with IDWR regarding said water right
42	Decree for Hoods' water right no. 67-15278 and all other records on file with IDWR regarding said water right
43	Decree for Hoods' water right no. 67-15279 and all other records on file with IDWR regarding said water right
44	Decree for Hoods' water right no. 67-15280 and all other records on file with IDWR regarding said water right
45	Decree for Hoods' water right no. 67-15281 and all other records on file with IDWR regarding said water right
46	Decree for Hoods' water right no. 67-15282 and all other records on file with IDWR regarding said water right
47	Decree for Hoods' water right no. 67-15283 and all other records on file with IDWR regarding said water right
48	Decree for Hoods' water right no. 67-15284 and all other records on file with IDWR regarding said water right
49	Decree for Hoods' water right no. 67-15285 and all other records on file with IDWR regarding said water right
50	Decree for Hoods' water right no. 67-15286 and all other records on file with IDWR regarding said water right
51	Decree for Hoods' water right no. 67-15287 and all other records on file with IDWR regarding said water right
52	Decree for Hoods' water right no. 67-15288 and all other records on file with IDWR regarding said water right

53	Decree for Hoods' water right no. 67-15289 and all other records on file with IDWR regarding said water right
54	Decree for BLM water right no. 67-15263 and all other records on file with IDWR regarding said water right
55	Decree for BLM water right no. 67-15264 and all other records on file with IDWR regarding said water right
56	Decree for BLM water right no. 67-15265 and all other records on file with IDWR regarding said water right
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77	Decree for BLM water right no. 67-15286 and all other records on file with IDWR regarding said water right
78	Decree for BLM water right no. 67-15287 and all other records on file with IDWR regarding said water right
79	Decree for BLM water right no. 67-15288 and all other records on file with IDWR regarding said water right
80	Decree for BLM water right no. 67-15289 and all other records on file with IDWR regarding said water right

Additional possible exhibits include any documents or exhibits provided or listed by the protestors or any other party, any documents produced in discovery by the protestors or any other party, any documents which may have been an exhibit to any deposition taken in this matter by the protestors or any other party, any documents necessary or useful in impeachment of any witness or in challenging the foundation or effect of any exhibit listed by the protestors or any other party, and any documents on record with the Idaho Department of Water Resources.

Claimants hereby reserve the right to supplement this exhibit list. Further, Claimants reserve the right to use enlargements of any exhibit for demonstrative purposes.

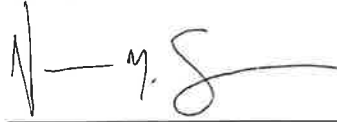
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DATED this 13th day of September, 2024.

PARSONS BEHLE & LATIMER

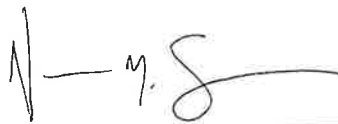


Norman M. Semanko; Garrett M. Kitamura
Attorneys for Keith and Karen Hood

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 13th day of September, 2024, a true and correct copy of the foregoing document was served by delivering the same to each of the following individuals by the method indicated below, addressed as follows:

United States of America U. S. Department of Justice Environmental & National Resources Div. 550 W. Fort Street, MSC 033 Boise, ID 83724	☐ U.S. Mail ☐ Facsimile: ☐ Hand Delivery ☐ Overnight Delivery ☒ Email: mark.widerschein@usdoj.gov ; katharine.laubach@usdoj.gov ; michelle.ramus@usdoj.gov
Director of IDWR P. O. Box 83720 Boise, ID 83720-0098	☐ U.S. Mail ☐ Facsimile: ☐ Hand Delivery ☐ Overnight Delivery ☒ Email: file@idwr.idaho.gov



Norman M. Semanko; Garrett M. Kitamura

EXHIBIT A

Subcase Nos.

67-15263
67-15264
67-15265
67-15266
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