

SADLER SUPP_9

SADLER SUPP_9

**IN THE OFFICE OF THE STATE ENGINEER
OF THE STATE OF NEVADA**

IN THE MATTER OF THE DETERMINATION
OF THE RELATIVE RIGHTS IN AND TO ALL
WATERS, BOTH SURFACE AND
UNDERGROUND, LOCATED WITHIN
DIAMOND VALLEY, HYDROGRAPHIC
BASIN NO. 10-153, ELKO AND EUREKA
COUNTIES, STATE OF NEVADA.

SADLER RANCH, LLC'S WITNESS LIST

COMES NOW, SADLER RANCH, LLC ("Sadler Ranch") by and through its counsel, PAUL G. TAGGART, ESQ. and DAVID H. RIGDON, ESQ., of the law firm of TAGGART & TAGGART, LTD., and hereby respectfully submits its witness list and summary of witnesses' testimony as required in the January 10, 2019, Notice of Hearing on Objections.

The following are summaries of the proposed testimonies of Sadler Ranch's witnesses:

1. **Ted Yednock Ph.D.** Dr. Yednock is a manager of Sadler Ranch. Dr. Yednock may testify regarding current ownership and uses of Sadler Ranch and historical documents and water use on the Sadler Ranch, including historic and current photographs, aerials, and documents relating to the Sadler Ranch. He may also testify about documents related to the chain of title for the various properties owned by Sadler Ranch. He may testify regarding the past and present development of water resources on the Sadler Ranch. He may testify regarding the chronology of activities, references, and historic documentation in relation to the Sadler Ranch, irrigated acreage, soil composition, and agriculture use. Dr. Yednock may also testify about the State Engineer's Preliminary Order of Determination, all documents referenced therein, and Sadler Ranch's objections thereto.

2. **Doug Frazer.** Mr. Frazer is a manager of Sadler Ranch. Mr. Frazer may testify regarding current ownership and uses of Sadler Ranch and historical documents and water use on the Sadler Ranch, including historic and current photographs, aerials, and documents relating to the Sadler Ranch. He may testify regarding the past and present development of water resources

on the Sadler Ranch. He may testify regarding the chronology of activities, references, and historic documentation in relation to the Sadler Ranch, irrigated acreage, soil composition, and agriculture use. Mr. Frazer may also testify about the State Engineer's Preliminary Order of Determination, all documents referenced therein, and Sadler Ranch's objections thereto.

3. **Levi Shoda.** Mr. Shoda is the head of ranch operations for Sadler Ranch. Mr. Shoda may testify regarding current ownership and uses of Sadler Ranch and historical documents and water use on the Sadler Ranch, including historic and current photographs, aerials, and documents relating to the Sadler Ranch. He may testify regarding the past and present development of water resources on the Sadler Ranch. He may testify regarding the chronology of activities, references, and historic documentation in relation to the Sadler Ranch, irrigated acreage, soil composition, and agriculture use. Mr. Shoda may also testify about the State Engineer's Preliminary Order of Determination, all documents referenced therein, and Sadler Ranch's objections thereto.

4. **Dwight L. Smith, P.E.** Mr. Smith is the Principal Hydrogeologist at Interflow Hydrology, Inc. He may testify regarding the hydrologic and hydrogeologic conditions, precipitation, spring sources, natural recharge, perennial yield, aquifer properties, soil conditions, groundwater occurrence and movement, and water resources in Diamond Valley and surrounding basins. He may also testify regarding the history of Shipley Hot Spring discharge and current and historic flow estimates and measurements. Mr. Smith may also testify about the State Engineer's Preliminary Order of Determination, all documents referenced therein, and Sadler Ranch's objections thereto. Mr. Smith's testimony is supported by an expert report attached hereto and identified by bates stamps SUPP000556 – SUP000573, inclusive.

5. **Michael D. Buschelman.** Mr. Buschelman is the President of Michael D. Buschelman Consulting, Inc. He may testify regarding the water rights of the Sadler Ranch, the historic water use on the Sadler Ranch, the duty, acreage, priority, and culture of the historic uses on the Sadler Ranch. Mr. Buschelman may also testify about the preparation, development, and interpretation of various culture maps submitted with the proofs of claim and current and historic photographs,

aerials, maps, and other documents related to the various properties owned and operated by Sadler Ranch. He may also testify about the vested rights of the Sadler Ranch and the past and present development of water resources on the Sadler Ranch including past and present points of diversion, diversion rates, places of use, soil conditions, methods of irrigation, beneficial uses of water, seasons of use, and conveyance mechanisms and efficiencies. Mr. Buschelman may also testify about the State Engineer's Preliminary Order of Determination, all documents referenced therein, and Sadler Ranch's objections thereto. Finally, he may also testify regarding his knowledge of current and historic policies and practices of the State Engineer, his department, and his staff and current and prior legislation, statutes, regulations, and judicial opinions and decrees governing the use of water in Nevada. Mr. Buschelman's testimony is supported by an expert report that was previously submitted on May 31, 2016, and is identified by bates stamps LPP000453 – LPP000467, inclusive.

Sadler Ranch reserves the right to identify additional witnesses, to call any witness from the witness lists submitted by any other party, and to have the witnesses identified herein testify about matters not specifically enumerated but substantially related to the subject matter identified herein.

DATED this 1st day of February, 2019.

TAGGART & TAGGART, LTD.
108 North Minnesota Street
Carson City, Nevada 89703
(775) 882-9900 – Telephone
(775) 883-9900 – Facsimile

By: 

PAUL G. TAGGART, ESQ.
Nevada State Bar No. 6136
DAVID H. RIGDON, ESQ.
Nevada State Bar No. 13567
Attorneys for Sadler Ranch, LLC