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S:\ALL\LITIGATION CASES\East Maui IIFS Remand\Opening Brief Documents\2014.12.30 COM Exhibit List.wpd

Attorneys for COUNTY OF MAUI,  
DEPARTMENT OF WATER SUPPLY

COMMISSION ON WATER RESOURCE MANAGEMENT

STATE OF HAWAII

PETITION TO AMEND INTERIM INSTREAM FLOW STANDARDS FOR HONOPOU, HUELO (PUOLUA), HANEHOI, WAIKAMOI, ALO, WAHINEPEE, PUOHOKAMOA, HAIPUAENA, PUNALAU/KOLEA, HONOMANU, NUAAILUA, PIINAAU, PALAUHULU, OHIA (WAIANU), WAIKAMILO, KUALANI, WAILUANUI, WEST WAILUAIKI, EAST WAILUAIKI, KOPILIULA, PUAKEA, WAIOHUE, PAAKEA, WAIAAKA, KAPAULA, HANAWI, and MAKAPIPI	CASE NO. CCH-MA13-01  COUNTY OF MAUI, DEPARTMENT OF WATER SUPPLY'S EXHIBIT LIST; CERTIFICATE OF SERVICE
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COUNTY OF MAUI,  
DEPARTMENT OF WATER SUPPLY'S EXHIBIT LIST

Exhibit No.	Description	References	Admitted in Evidence
B-001	2030 General Plan Chapter 1: Population	DWS Trial Brief, pp. 1, 11; Declaration of Michelle McLean ("McLean Dec.") ¶ 8	
B-002	Comments and Updates for Instream Flow Standards Assessment Report Data Needs (Dated May 27, 2009)	DWS Trial Brief pp. 2, 8, 11; Declaration of David Taylor ("Taylor Dec.") ¶ 12,	
B-003	Instream Flow Standard Assessment Report Data Needs, May 27, 2009	DWS Trial Brief, pp. 2, 3, 5; Taylor Dec. ¶ 12.	
B-004	Kula Agricultural Park Financial Analysis of the Water System	DWS Trial Brief, p. 4; Taylor Dec. ¶ 14.	
B-005	Master Water Agreement by and Between East Maui Irrigation Company, Limited and Hawaiian Commercial & Sugar Company, Limited and the Board of Water Supply of the County of Maui, Dated December 22, 1961	DWS Trial Brief, p. 3; Taylor Dec. ¶ 15.	
B-006	Memorandum of Understanding dated December 31, 1973	DWS Trial Brief, p. 4; Taylor Dec. ¶ 15.	
B-007	Amendment to Memorandum of Understanding dated May 1, 1992	DWS Trial Brief, p. 4; Taylor Dec. ¶ 15.	

B-008	Second Amendment to Memorandum of Understanding dated April 25, 1994	DWS Trial Brief, p. 4; Taylor Dec. ¶ 15.	
B-009	Third Amendment to Memorandum of Understanding dated January 3, 1996	DWS Trial Brief, p. 4; Taylor Dec. ¶ 15.	
B-010	Fourth Amendment to Memorandum of Understanding dated December 30, 1996	DWS Trial Brief, p. 4; Taylor Dec. ¶ 15.	
B-011	Fifth Amendment to Memorandum of Understanding dated January 20, 1998	DWS Trial Brief, p. 4; Taylor Dec. ¶ 15.	
B-012	Sixth Amendment to Memorandum of Understanding dated December 28, 1998	DWS Trial Brief, p. 4; Taylor Dec. ¶ 15.	
B-013	Seventh Amendment to Memorandum of Understanding dated December 29, 1999	DWS Trial Brief, p. 4; Taylor Dec. ¶ 15.	
B-014	Eighth Amendment to Memorandum of Understanding dated March 28, 2000	DWS Trial Brief, p. 4; Taylor Dec. ¶ 15.	
B-015	Memorandum of Understanding Concerning Settlement of Water and Related Issues dated April 13, 2000	DWS Trial Brief, p. 4; Taylor Dec. ¶ 15.	
B-016	Expert Report of Craig C. Lekven, P.E. dated December 23, 2014	DWS Trial Brief pp. 5, 9, 11, 12, 14, 15, 16, n. 8; Declaration of Craig Lekven ("Lekven Dec.") ¶ 10.	



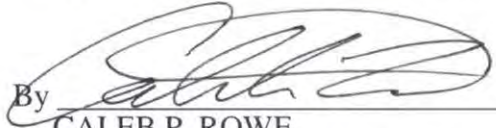
B-017	Upcountry Water Service Priority List for Building Permit Applications, Subdivisions & Water Service Requests	DWS Trial Brief p. 10; Taylor Dec. ¶ 21.	
B-018	2030 General Plan Chapter 1: Population	DWS Trial Brief, p. 11; McLean Dec. ¶ 8	
B-019	Consent Decree filed on December 22, 2003 in Civ. No. 03-1-0008(3)	DWS Trial Brief, p. 13; Taylor Dec. ¶ 29.	
B-020	Order Granting Plaintiffs' Motion to Enforce Consent Decree filed on November 14, 2013 in Civ. No. 03-1-0008(3).	DWS Trial Brief, p. 13; Taylor Dec. ¶ 30.	
B-021	Expert Report of Paul Brewbaker, Ph.D dated December 27, 2014.	DWS Trial Brief, pp. 17, 18; Declaration of Paul Brewbaker ("Brewbaker Dec.") ¶ 11.	

In addition to the above-listed exhibits, the County reserves the right to introduce other documents at the remand hearing for purposes of impeachment or rebuttal.

The County also requests that the Hearing Officer take Judicial Notice of all exhibits introduced in the original proceeding and the complete contents of the Commission on Water Resource Management's ("CWRM's") files relative to this matter, all correspondence, and all other official filings.

DATED: Wailuku, Maui, Hawaii, December 30, 2014.

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By  \_\_\_\_\_

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COMMISSION ON WATER RESOURCE MANAGEMENT

STATE OF HAWAII

PETITION TO AMEND INTERIM INSTREAM FLOW STANDARDS FORHONOPOU, HUELO (PUOLUA), HANEHOI, WAIKAMOI, ALO, WAHINEPEE, PUOHOKAMOA, HAIPUAENA, PUNALAU/KOLEA, HONOMANU, NUAAILUA, PIINAAU, PALAUHULU, OHIA (WAIANU), WAIKAMILO, KUALANI, WAILUANUI, WEST WAILUAIKI, EAST WAILUAIKI, KOPILIULA, PUAKAA, WAIOHUE, PAAKEA, WAIAAKA, KAPAULA, HANAWI, and MAKAPIPI	CASE NO. CCH-MA13-01  CERTIFICATE OF SERVICE
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this date a true and correct copy of the foregoing document was duly served, via email to the following, with hard copies to follow via certified mail, pursuant to the Minute Order, upon the following individuals as follows:

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DATED: Wailuku, Maui, Hawaii, December 30, 2014.

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