

**BEFORE THE OFFICE OF ADMINISTRATIVE HEARINGS  
STATE OF KANSAS**

IN THE MATTER OF THE APPLICATION OF )  
THE CITIES OF HAYS, KANSAS ) OAH Case No. 23AG0003 AG  
AND RUSSELL, KANSAS FOR APPROVAL TO )  
TRANSFER WATER FROM EDWARDS )  
COUNTY, KANSAS PURSUANT TO THE )  
KANSAS WATER TRANSFER ACT )

**BIG BEND GROUNDWATER MANAGEMENT DISTRICT NO. 5's  
PRELIMINARY WITNESS AND EXHIBIT LISTS**

Big Bend Groundwater Management District No. 5 (the "District") submits its preliminary witness and exhibit lists in accordance with the Prehearing Order and Procedural Schedule issued in this matter by Administrative Law Judge Matthew A. Spurgin.

**A. Witness List**

The District identifies the following possible witnesses:

- 1. Orrin Feril, Groundwater Management District No. 5
- 2. Dave Romero, Balleau Groundwater, Inc.

**B. Exhibit List**

The District identifies the following exhibits:

- 1. The District's findings and recommendations concerning Hays/Russell R9 Ranch change applications, dated August 28, 2018
- 2. The District's supplemental recommendation concerning Hays/Russell R9 Ranch change applications, dated September 14, 2018

Respectfully submitted,

/s/ Lynn D. Preheim  
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*Counsel for Big Bend Groundwater Management  
District No. 5*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on the 15<sup>th</sup> day of May, 2023, a copy of the foregoing was served electronically on the following:

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*/s/ Lynn D. Preheim*

\_\_\_\_\_  
Lynn D. Preheim

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**Subject:** OAH Case No. 23AG0003 AG  
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Dear Sir or Madam,

Attached for filing in Case No. 23AG0003 AG is Big Bend Groundwater Management District No. 5's Preliminary Witness and Exhibit Lists. Should you have any questions, please let me know.

**Kay L. Adams**

LAA Team Lead

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