

Rebuttal Testimony of Kathryn Bare

Written Testimony of Rick Martinez

Mr. Martinez testifies, "After diversions under WSID's License were curtailed, it was my job to insure that diversions from the WSID diversion pumps did not exceed the inflow into the intake channel from the Bethany Drain... [and] At no time after May 21, 2015 did WSID's diversions from the intake channel exceed the inflow into the intake channel from the Bethany Drain." (WSID-0060, at ¶14.)

I reviewed Mr. Martinez's monthly calendars submitted on November 30, 2015 as part of WSID's Subpoena Response. WR-~~216~~217 is a true and correct copy of Mr. Martinez's monthly calendars for Bethany Drain for May 2015 through October 2015, obtained through the Subpoena Response. The calendars record daily accretion rates measured from the Bethany Drain weir and daily pumping rates presumably from the intake channel. The calendars show that from May 22, 2015 to October 31, 2015, the intake pumping rate exceeded the Bethany Drain rate on 22 days. On 55 days during the same period of time, no intake pumping rate was recorded at all, making it impossible to determine if more water was pumped from the intake channel than measured at the Bethany Drain. I prepared a table comparing intake pumping rates and measured rates at the Bethany Drain. WR-~~217~~234 is a true and correct copy. The 22 days highlighted in yellow indicate days when pumping from the intake channel exceeded Bethany Drain rates. The 55 days highlighted in blue indicate days where no intake pumping rate was recorded.