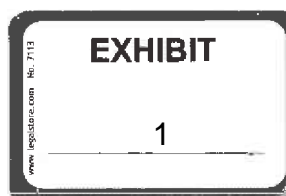


EXHIBIT 1
TEN EXHIBITS ACCOMPANYING ECF NO. 214
NOT PREVIOUSLY DISCLOSED DURING DISCOVERY PERIOD

| ECF NO. | DESCRIPTION | KNOWN SOURCE OF DOCUMENT |
|----------------|---|---|
| 214-4 | USDA SCS Publication (re significance of subsurface drainage tile) | USG Publication |
| 214-13 | Draft Defendant Memo of Law Supporting Motion for Leave to Secure After-the-Fact Corps Permit (circa 1995) | Defendants |
| 214-67 | USDA Publication (re significance of subsurface drainage tile) | USG Publication |
| 214-68 | University of Wisconsin Pamphlet (re significance of subsurface drainage tile) | University of Wisconsin |
| 214-70 | Black's Law Dictionary (definition of "tacit") | Black's Law Dictionary Online |
| 214-71 | Affidavit of Ron Bosworth | Identified/Listed as Deposition Witness (DOJ notified) |
| 214-74 | Affidavit of Randall Brace (re check dam location and dimensions) | USG Deposed Randall Brace (USG aware of or should have been aware of check dam discrepancies based on Oct. 2017 onsite visit) |
| 214-75 | Affidavit of Ronald Brace (re check dam location and dimensions) | USG Deposed Ronald Brace (USG aware of or should have been aware of check dam discrepancies based on Oct. 2017 onsite visit) |
| 214-82 | Affidavit of Robert Brace (pp. 1-4, USG familiar with issues discussed during two Robert Brace depositions and previous Robert Brace depositions/testimonies) (pp. 5 to 7, para. 1 re check dam location and dimensions) (p. 7, para. 1- p. 8, para. 1 re plugged ditch and isolated ditch) (pp. 8-9 re Elk Creek headwaters discussion in Adrian Sharp deposition) | Robert Brace depositions and testimonies; 1992 Adrian Sharp deposition; Brace discovery re check dam following discovery period |
| 214-88 | USEPA Letter to US Senator James Inhofe (7-10-12) re U.S. Supreme Court <i>Sackett v. EPA</i> decision USEPA Internal Memorandum | USEPA Office of Congressional and Intergovernmental Relations Office correspondence |



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| | <p>(6-19-12) re <i>Sackett v. EPA</i> decision</p> | <p>Acting Director, EPA Office of Civil Enforcement (dispatched to ALL Regional Directors, DOJ Environmental Defense Section, Office of General Counsel, Office of Enforcement and Compliance Assurance, Office of Wastewater Management)</p> |
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