

**BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO**

IN THE MATTER OF DISTRIBUTION OF  
WATER TO VARIOUS WATER RIGHTS  
HELD BY OR FOR THE BENEFIT OF A&B  
IRRIGATION DISTRICT, AMERICAN  
FALLS RESERVOIR DISTRICT #2,  
BURLEY IRRIGATION DISTRICT,  
MILNER IRRIGATION DISTRICT,  
MINIDOKA IRRIGATION DISTRICT,  
NORTH SIDE CANAL COMPANY, AND  
TWIN FALLS CANAL COMPANY

Docket No. CM-DC-2010-001

**NOTICE OF CONTINUED PRE-  
HEARING RE: A&B IRRIGATION  
DISTRICT'S PETITION FOR  
RECONSIDERATION OF AS-APPLIED  
ORDER**

**BACKGROUND**

On May 2, 2016, A&B Irrigation District ("A&B") submitted to the Director ("Director") of the Idaho Department of Water Resources ("Department") *A&B Irrigation District's Petition for Reconsideration and Request for Hearing Re: April 2016 As Applied Order* requesting a hearing on the Director's April 19, 2016, *Final Order Regarding April 2016 Forecast Supply (Methodology Steps 1-3)* ("As-Applied Order").

On May 11, 2016, the Director issued an *Order on Petition for Reconsideration and Request for Hearing*: 1) re-calculating A&B's proportionate share of the predicted demand shortfall of 42,000 acre-feet identified in the As-Applied Order, and 2) granting A&B's request for hearing on the issue of the scope of junior-priority ground water rights that should be subject to administration in response to the Surface Water Coalition delivery call.

On May 12, 2016, the Director issued a *Notice of Pre-Hearing Conference*, scheduling a pre-hearing conference for May 19, 2016, at 10:30 a.m.

On May 19, 2016, the Director held the pre-hearing conference. Counsel for A&B, the Idaho Ground Water Appropriators, Inc., and the City of Pocatello participated by teleconference. The parties requested the Director continue the pre-hearing conference to allow the parties time to schedule and participate in an informal meeting with Department staff to review and discuss data related to the Director's re-calculation of A&B's proportionate share of the predicted demand shortfall identified in the As-Applied Order.

## NOTICE OF CONTINUED PRE-HEARING CONFERENCE

The Director hereby gives notice that a continued pre-hearing conference will be held on **June 30, 2016, at 1:30 p.m. (MDT)**, at the offices of the Department located at 322 E. Front Street, 6<sup>th</sup> Floor, Boise, Idaho.

All parties to the matter must be represented at the pre-hearing conference in person or by telephone and be prepared to discuss availability for the purpose of identifying a hearing date. If participating by telephone, please dial **1-720-279-0026** and enter guest code when prompted: **321188#**.

The pre-hearing conference will be held in accordance with the provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, and the adopted Rules of Procedure of the Department. IDAPA 37.01.01. A copy of the Rules of Procedure may be obtained from the Department upon request.

The pre-hearing conference will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference, please contact Deborah Gibson at (208) 287-4803, no later than five (5) days prior to the conference.

DATED this 24<sup>th</sup> day of May 2016.



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GARY SPACKMAN  
Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 24<sup>th</sup> day of May 2016, the above and foregoing, was served by the method indicated below, and addressed to the following:

<p>John K. Simpson                  Travis L. Thompson                  Paul L. Arrington                  BARKER ROSHOLT &amp; SIMPSON, LLP                  195 RIVER VISTA PL STE 204                  Twin Falls, ID 83301-3029  <a href="mailto:jks@idahowaters.com">jks@idahowaters.com</a>  <a href="mailto:tlt@idahowaters.com">tlt@idahowaters.com</a>  <a href="mailto:pla@idahowaters.com">pla@idahowaters.com</a></p>	<p><input checked="" type="checkbox"/> U.S. Mail, postage prepaid  <input type="checkbox"/> Hand Delivery  <input type="checkbox"/> Overnight Mail  <input type="checkbox"/> Facsimile  <input checked="" type="checkbox"/> Email</p>
<p>W. Kent Fletcher                  FLETCHER LAW OFFICE                  P.O. Box 248                  Burley, ID 83318  <a href="mailto:wkf@pmt.org">wkf@pmt.org</a></p>	<p><input checked="" type="checkbox"/> U.S. Mail, postage prepaid  <input type="checkbox"/> Hand Delivery  <input type="checkbox"/> Overnight Mail  <input type="checkbox"/> Facsimile  <input checked="" type="checkbox"/> Email</p>
<p>Randall C. Budge                  Thomas J. Budge                  RACINE OLSON                  P.O. Box 1391                  Pocatello, ID 83204-1391  <a href="mailto:rbc@racinelaw.net">rbc@racinelaw.net</a>  <a href="mailto:cmm@racinelaw.net">cmm@racinelaw.net</a>  <a href="mailto:tjb@racinelaw.net">tjb@racinelaw.net</a></p>	<p><input checked="" type="checkbox"/> U.S. Mail, postage prepaid  <input type="checkbox"/> Hand Delivery  <input type="checkbox"/> Overnight Mail  <input type="checkbox"/> Facsimile  <input checked="" type="checkbox"/> Email</p>
<p>Kathleen M. Carr                  US Dept. Interior                  960 Broadway Ste 400                  Boise, ID 83706  <a href="mailto:kathleenmarion.carr@sol.doi.gov">kathleenmarion.carr@sol.doi.gov</a></p>	<p><input checked="" type="checkbox"/> U.S. Mail, postage prepaid  <input type="checkbox"/> Hand Delivery  <input type="checkbox"/> Overnight Mail  <input type="checkbox"/> Facsimile  <input checked="" type="checkbox"/> Email</p>
<p>David W. Gehlert                  Natural Resources Section                  Environment and Natural Resources Division                  U.S. Department of Justice                  999 18th St.                  South Terrace, Ste 370                  Denver, CO 80202  <a href="mailto:david.gehlert@usdoj.gov">david.gehlert@usdoj.gov</a></p>	<p><input checked="" type="checkbox"/> U.S. Mail, postage prepaid  <input type="checkbox"/> Hand Delivery  <input type="checkbox"/> Overnight Mail  <input type="checkbox"/> Facsimile  <input checked="" type="checkbox"/> Email</p>
<p>Matt Howard                  US Bureau of Reclamation                  1150 N Curtis Road                  Boise, ID 83706-1234  <a href="mailto:mhoward@usbr.gov">mhoward@usbr.gov</a></p>	<p><input type="checkbox"/> U.S. Mail, postage prepaid  <input type="checkbox"/> Hand Delivery  <input type="checkbox"/> Overnight Mail  <input type="checkbox"/> Facsimile  <input checked="" type="checkbox"/> Email</p>

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<p>Robert E. Williams  Williams Meservy &amp; Lothspeich, LLP  P.O. Box 168  Jerome, ID 83338  <a href="mailto:rewilliams@cableone.net">rewilliams@cableone.net</a></p>	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email
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<p>Randall D. Fife  City Attorney, City of Idaho Falls  P.O. Box 50220  Idaho Falls, ID 83405  <a href="mailto:rfife@idahofallsidaho.gov">rfife@idahofallsidaho.gov</a></p>	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email
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<p><b>COURTESY COPY TO:</b> William A. Parsons PARSONS SMITH &amp; STONE P.O. Box 910 Burley, ID 83318 <a href="mailto:wparsons@pmt.org">wparsons@pmt.org</a></p>	<p><input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email</p>
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Deborah Gibson  
Administrative Assistant to the Director