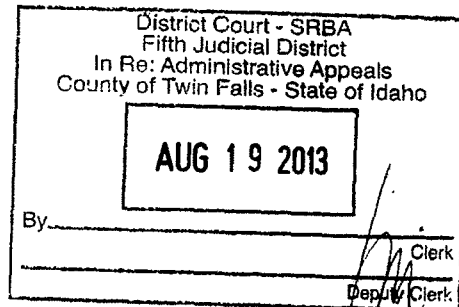


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Attorneys for the Idaho Ground Water Appropriators, Inc.

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF LINCOLN**

AMERICAN FALLS RESERVOIR
DISTRICT #2,

Petitioner,

vs.

GARY SPACKMAN, in his capacity as
Director of the Idaho Department of Water
Resources, and THE IDAHO
DEPARTMENT OF WATER
RESOURCES,

Respondents.

Case No. CV- 2013-155

Fee Category: I.1
\$58.00

**NOTICE OF APPEARANCE AND
MOTION TO BE DESIGNATED AS A
RESPONDENT/INTERVENOR**

(Methodology Step 5)

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,

**TO: CLERK OF THE ABOVE-ENTITLED COURT AND TO ALL COUNSEL
OF RECORD:**

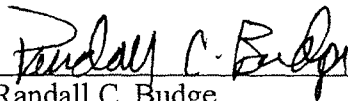
YOU ARE HERBY NOTIFIED THAT Randall C. Budge and Thomas J. Budge of Racine, Olson, Nye, Budge & Bailey, Chtd., hereby enter an appearance as attorneys of record for and on behalf of the Respondent/Intervenor, Idaho Ground Water Appropriators, Inc. ("IGWA"), acting for and on behalf of its members, who was a party/respondent to the underlying administrative action.

Additionally, IGWA hereby moves this Court to be designated as a Respondent-Intervenor since IGWA has been actively involved in the proceedings, is a real party in interest and was a party to the underlying administrative proceeding from which judicial review is being requested.

IGWA represents the interests of the owners of water rights that are junior in priority to American Falls Reservoir District #2's ("AFRD#2) water rights, could potentially be subject to curtailment and required to provide mitigation for predicted reasonable carryover shortfalls to AFRD#2. As such, IGWA is directly and substantially interested and involved in this proceeding, for and on behalf of its members.

For the foregoing reasons, IGWA respectfully requests that the Court designate IGWA, Inc. as a Respondent-Intervenor and amend the caption to indicate same on this appeal.

Dated this th~~15~~ day of August, 2013.



Randall C. Budge
Thomas J. Budge

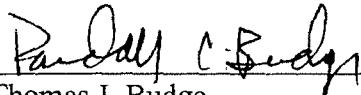
CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of August, 2013, I served a true and correct copy of the foregoing was served by the method indicated below, and addressed as stated:

<p><i>Original to:</i> Clerk of the Court SRBA Deputy Clerk 253 3rd Ave. North PO Box 2707 Twin Falls, ID 83303-2707</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile – 208-736-2121 <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email</p>
<p><i>Courtesy copy to:</i> Clerk of the Court Lincoln County Court 111 West B Street, Suite C Shoshone, ID 83352</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email</p>
<p>Deputy Attorneys General Garrick L. Baxter Chris M. Bromley Kimi White Idaho Department of Water Resources P.O. Box 83720 Boise, Idaho 83720-0098 Fax: 208-287-6700 garrick.baxter@idwr.idaho.gov chris.bromley@idwr.idaho.gov kimi.white@idwr.idaho.gov</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email</p>
<p>W. Kent Fletcher Fletcher Law Office P.O. Box 248 Burley, Idaho 83318-0248 wkf@pmt.org</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email</p>
<p>John K. Simpson Travis L. Thompson Paul L. Arrington Barker, Rosholt & Simpson 195 River Vista Place, Suite 204 Twin Falls, ID 83301-3029 jks@idahowaters.com</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email</p>

<p>tlt@idahowaters.com pla@idahowaters.com</p>	
<p>Sarah Klahn Mitra Pemberton 511 16th Street, Suite 500 Denver, CO 80202 sarahk@white-jankowski.com mitrap@white-jankowksi.com</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email</p>
<p>A. Dean Tranmer City of Pocatello PO Box 4169 Pocatello, ID 83205 dtranmer@pocatello.us</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email</p>
<p>David. W. Gehlert Natural Resources Section Environment and Natural Resources Division U.S. Department of Justice 999 18th Street South Terrace, Suite 370 Denver, CO 80202 david.gehlert@usdoj.gov</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email</p>
<p>Kathleen M. Carr U.S. Dept. of Interior 960 Broadway, Suite 400 Boise, ID 83706 Kathleenmarioncarr@sol.doj.gov</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email</p>
<p>William A. Parsons Parsons, Smith & Stone, LLP PO Box 910 Burley, ID 83318 wparsons@pmt.org</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email</p>
<p>Michael C. Creamer Jeffrey C. Fereday Givens Pursley LLP PO Box 2720 Boise, ID 83701-2720 mcc@givenspursley.com jcf@givenspursley.com</p>	<p><input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email</p>

<p><i>Courtesy copy to:</i> Lyle Swank IDWR – Eastern Region 900 N. Skyline Drive, Suite A Idaho Falls, ID 83402 lyle.swank@idwr.idaho.gov</p>	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email
<p><i>Courtesy copy to:</i> Allen Merritt Cindy Yenter IDWR – Southern Region 1341 Fillmore Street, Suite 200 Twin Falls, ID 83301-3033 allen.merritt@idwr.idaho.gov cindy.yenter@idwr.idaho.gov</p>	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email



Thomas J. Budge