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DEPARTMENT OF
WATER RESOURCES

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ATTORNEYS FOR IDAHO GROUND WATER
APPROPRIATORS

BEFORE DEPARTMENT OF WATER RESOURCES

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

**IGWA'S NOTICE OF
STORAGE WATER SUPPLY
RE 2013 METHODOLOGY ORDER
(STEP 10)**

COMES NOW the Idaho Ground Water Appropriators, Inc., acting for and on behalf of its members ("IGWA"), through counsel and in response to the Director's December 16, 2013 *Final Order Establishing 2013 Reasonable Carryover (Methodology Step 10)* ("2013 Step 10 Order"), submits this Notice of Storage Water Supply re 2013 Methodology Order (Step 10). The Director's 2013 Step 10 Methodology Order establishes a reasonable carryover shortfall for 2013 of 11,924 acre-feet, then states at Conclusion of Law No. 4:

- "4. Therefore, junior ground water users represented by IGWA have fourteen days to establish, to the satisfaction of the Director, of their ability to provide 10,583 acre-feet of storage water to AFRD2 and 1,341 acre-feet to TFCC to satisfy Methodology Step 10. If IGWA fails to do so, the Department will issue an Order curtailing ground water rights junior to July 1, 1985."

Petitions for Reconsideration of the 2013 Step 10 Order were filed on December 30, 2013, by IGWA and also by the Surface Water Coalition ("SWC") and remain pending. The

final resolution of these Petitions for Reconsideration may affect and change IGWA's reasonable carryover shortfall for 2013 established by the 2013 Step 10 Order to be a total of 11,924 acre-feet, apportioned 10,583 acre-feet to AFRD2 and 1,341 acre-feet to TFCC.

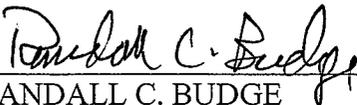
IGWA has 10,879 acre-feet of storage water remaining from its 2013 leases and available to meet the reasonable carryover shortfall for 2013. Additionally, IGWA has a verbal commitment from Fremont-Madison Irrigation District to lease the shortfall of 1,045 acre-feet which will satisfy the full 2013 reasonable carryover obligation. This commitment is being reduced to a writing which will be provided to the Director shortly. Accordingly, IGWA's storage water supply to fully meet the 2013 Step 10 Order is met by the following supplies:

6,500 acre-feet –	State of Wyoming
4,379 acre-feet –	TFCC
<u>1,045 acre-feet</u> --	Fremont-Madison Irrigation District
11,924 acre-feet	Total

IGWA has also proposed to AFRD2 the same Stipulation to meet the 2013 carryover storage obligation that was entered into December 10, 2012, to meet the 2012 reasonable carryover storage obligation. If approved by AFRD2, the Stipulation would provide for the delivery of the 2013 obligation at the time of the 2014 allocation to storage space holders' accounts, to the extent that AFRD2 storage space does not fill.

RESPECTFULLY SUBMITTED this 31st day of December, 2013.

RACINE OLSON NYE BUDGE & BAILEY



RANDALL C. BUDGE
Attorneys for the Ground Water Users

CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of December, 2013, I served a true and correct copy of the foregoing by delivering it to the following individuals by the method indicated below, addressed as stated:

<p>Gary Spackman, Director - Original c/o Deborah Gibson Idaho Department of Water Resources P.O. Box 83720 Boise, Idaho 83720-0098 Fax: 208-287-6700 Deborah.gibson@idwr.idaho.gov garrick.baxter@idwr.idaho.gov chris.bromley@idwr.idaho.gov</p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>W. Kent Fletcher Fletcher Law Office P.O. Box 248 Burley, Idaho 83318-0248 wkf@pmt.org</p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>John A. Rosholt Travis L. Thompson Paul L. Arrington Barker, Rosholt & Simpson 195 River Vista Pl., Suite 204 Twin Falls, ID 83301-3029 jar@idahowaters.com tlt@idahowaters.com pla@idahowaters.com</p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>Kathleen Marion Carr U.S. Department of the Interior 960 Broadway, Ste 400 Boise, Idaho 83706 kathleenmarion.carr@sol.ioi.gov</p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email

<p>David W. Gehlert Natural Resources Section Environment and Natural Resources Division U.S. Dept of Justice 999 18th St. South Terrace, Suite 370 Denver, CO 80202 david.gehlert@usdoj.gov</p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>Matt J. Howard U.S. Bureau of Reclamation Pacific Northwest Region 1150 N. Curtis Road Boise, ID 83706-1234 mhoward@pn.usbr.gov</p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>Sarah H. Klahn Mitra Pemberton White & Jankowski 511 16th Street, Ste 500 Denver, CO 80202 sarahk@white-jankowski.com</p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>Michael C. Creamer Jeffrey C. Fereday Givens Pursley P.O. Box 2720 Boise, Idaho 83701-2720 mcc@givenspursley.com jcf@givenspursley.com</p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>Dean Tranmer City of Pocatello P.O. Box 4169 Pocatello, Idaho 83205 dtranmer@pocatello.us</p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
<p>William A. Parsons Parsons Smith & Stone PO Box 910 Burley, ID 83318 wparsons@pmt.org</p>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email



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