

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

IN THE MATTER OF THE)	THIRD AMENDED NOTICE OF
ADMINISTRATION AND ACCOUNTING)	STATUS CONFERENCE; ORDER
OF THE PRACTICE OF ROTATING)	REGARDING WATERMASTER
NATURAL FLOW WATER RIGHTS INTO)	INSTRUCTIONS
<u>MACKAY RESERVOIR FOR STORAGE</u>)	

BACKGROUND

On April 7, 2017, the Idaho Department of Water Resources (“Department”) issued the *Interlocutory Order Regarding Instructions to Water District 34 Watermaster; Order Vacating Deadline and Hearing Dates; Notice of Status Conference* (“Watermaster Instructions”), setting a status conference in this matter for November 14, 2017. The stated purpose of the status conference was “to evaluate how the watermaster instructions regarding rotation for credit in [Water District 34] worked for the 2017 irrigation season.” *Watermaster Instructions* at 9.

In October of 2017, the watermaster responsible for implementing the Watermaster Instructions informed the Department that no rotation for credit occurred during the 2017 irrigation season. As a result, the Director rescheduled the status conference to November 13, 2018.

On October 17, 2018, the watermaster reported that no rotation for credit occurred during the 2018 irrigation season. Accordingly, the Director rescheduled the status conference again to November 13, 2019. The Director also ordered that the Watermaster Instructions remain in full force and effect for the 2019 irrigation season or until further order of the Director.

On October 15, 2019, the watermaster reported that no rotation for credit occurred during the 2019 irrigation season. On November 13, 2019, the parties participated in the scheduled status conference. At the request of its attorney, the Director agreed to allow Nelson Mackay Ranch, LLC approximately 30 days to request that a status conference be set prior to November 2020. No response or request was filed by Nelson Mackay. Accordingly, the Director will reschedule the status conference again. The Director will also order that the Watermaster Instructions remain in full force and effect for the 2020 irrigation season or until further order of the Director.

THIRD AMENDED NOTICE OF STATUS CONFERENCE

The Director hereby notifies the parties that a status conference in this matter will be held on Friday, **November 13, 2020, at 11:00 a.m. (MST)**, at the offices of the Department located at

322 E. Front Street, 6th Floor, Boise, Idaho. The purpose of the status conference will be to evaluate how the Watermaster Instructions worked for the 2020 irrigation season.

All parties to the matter must be represented at the status conference in person or by telephone (please dial **1-720-279-0026** and enter guest code when prompted: **234278**).

The status conference will be held in accordance with 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 or at: <https://adminrules.idaho.gov/rules/current/37/0101.pdf>.

The status 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 Kimberle English at (208) 287-4815, no later than five (5) days before the conference.

ORDER

IT IS HEREBY ORDERED that the Watermaster Instructions shall remain in full force and effect for the 2020 irrigation season and until further order of the Director.

Dated this 18th day of December 2019.


GARY SPACKMAN
Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 18th day of December 2019, the above and foregoing was served on the following by the method(s) indicated below:

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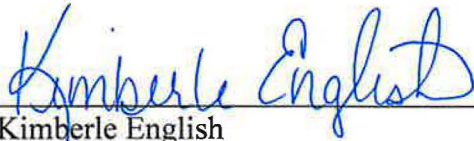
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Kimberle English