

**LAWRENCE G. WASDEN**  
ATTORNEY GENERAL

**CLIVE J. STRONG**  
Deputy Attorney General  
Chief, Natural Resources Division

**GARRICK L. BAXTER, ISB #6301**  
**EMMI L. BLADES, ISB #8682**  
**Deputy Attorneys General**  
Idaho Department of Water Resources  
P.O. Box 83720  
Boise, Idaho 83720-0098  
Telephone: (208) 287-4800  
Facsimile: (208) 287-6700  
[garrick.baxter@idwr.idaho.gov](mailto:garrick.baxter@idwr.idaho.gov)  
[emmi.blades@idwr.idaho.gov](mailto:emmi.blades@idwr.idaho.gov)

Attorneys for Respondents

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

RANGEN, INC.,

Petitioner,

vs.

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

Respondents,

IDAHO GROUND WATER  
APPROPRIATORS, INC., FREMONT  
MADISON IRRIGATION DISTRICT,  
BURLEY IRRIGATION DISTRICT,  
MILNER IRRIGATION DISTRICT,  
AMERICAN FALLS RESERVOIR  
DISTRICT #2, MINIDOKA IRRIGATION  
DISTRICT, NORTH SIDE CANAL  
COMPANY, TWIN FALLS CANAL

Case No. CV-2014-1338  
(Consolidated Gooding County Case No.  
CV-2014-179)

**IDWR'S OBJECTION TO THE  
CLERK'S RECORD**

Supreme Court Docket Nos. 42772-2015,  
42775-2015, and 42863-2015

COMPANY, AND THE CITY OF  
POCATELLO,

Intervenors.

COME NOW Respondents, the Idaho Department of Water Resources (“IDWR”) and Gary Spackman in his capacity as Director of IDWR, by and through their undersigned attorneys of record and object to the February 5, 2015 *Clerk’s Record on Appeal* (“Record”). In a letter (“Letter”) included with the Record, the Clerk of the Court stated that objections to the Record must be filed no later than March 5, 2015. IDWR’s objection is therefore timely. *See* Idaho Appellate Rule 29. Furthermore, the Letter stated that any objection must be filed “together with a Notice of Hearing . . . .” *Letter* at 1.

IDWR requests that the documents listed below be included in the Record:

- *Petition for Judicial Review*, dated March 28, 2014 (CV-2014-179)
- *Notice of Reassignment*, dated March 28, 2014 (CV-2014-179)
- *Notice of Appearance* (Rangen, Inc.), dated April 3, 2014 (CV-2014-179)
- *Cross-Petition for Judicial Review*, dated April 3, 2014 (CV-2014-179)
- *Notice of Appearance* (FMID), dated April 7, 2014 (CV-2014-179)
- *Notice of Appearance* (SWC), dated April 9, 2015 (CV-2014-179)
- *Notice of Appearance* (Pocatello), dated April 10, 2015 (CV-2014-179)
- *Order Treating Appearances as Motions to Intervene and Granting Same*, dated April 22, 2014 (CV-2014-179)
- Rangen, Inc.’s Opening Brief, dated July 11, 2014 (CV-2014-1338)
- IGWA’s Opening Brief, dated July 14, 2014 (CV-2014-1338)
- Rangen, Inc.’s Reply Brief, dated August 21, 2014 (CV-2014-1338)

A Notice of Hearing is being filed contemporaneously herewith.

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DATED this 4<sup>TH</sup> day of March 2015.

LAWRENCE G. WASDEN  
ATTORNEY GENERAL  
CLIVE J. STRONG  
Chief, Natural Resources Division  
Deputy Attorney General

A handwritten signature in black ink, appearing to read "G. Baxter", written over a horizontal line.

GARRICK L. BAXTER  
EMMI L. BLADES  
Deputy Attorneys General  
Idaho Department of Water Resources

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 4<sup>th</sup> day of March 2015, I caused a true and correct copy of the foregoing document to be filed with the Court and served on the following parties by the indicated methods:

*Original to:*  
SRBA District Court  
253 3<sup>rd</sup> Ave. North  
P.O. Box 2707  
Twin Falls, ID 83303-2707  
Facsimile: (208) 736-2121

U.S. Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

RANDALL C. BUDGE  
T.J. BUDGE  
RACINE OLSON  
P.O. BOX 1391  
POCATELLO, ID 83204-1391  
[rcb@racinelaw.net](mailto:rcb@racinelaw.net)  
[tjb@racinelaw.net](mailto:tjb@racinelaw.net)

U.S. Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

J. JUSTIN MAY  
MAY BROWNING  
1419 W. WASHINGTON  
BOISE, ID 83702  
[jmay@maybrowning.com](mailto:jmay@maybrowning.com)

U.S. Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

ROBYN BRODY  
BRODY LAW OFFICE  
P.O. BOX 554  
RUPERT, ID 83350  
[robynbrody@hotmail.com](mailto:robynbrody@hotmail.com)

U.S. Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

FRITZ HAEMMERLE  
HAEMMERLE & HAEMMERLE  
P.O. BOX 1800  
HAILEY, ID 83333  
[fxh@haemlaw.com](mailto:fxh@haemlaw.com)

U.S. Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

SARAH KLAHN  
MITRA PEMBERTON  
WHITE & JANKOWSKI, LLP  
511 16TH ST., STE 500  
DENVER, CO 80202  
[sarahk@white-jankowski.com](mailto:sarahk@white-jankowski.com)  
[mitrap@white-jankowski.com](mailto:mitrap@white-jankowski.com)

U.S. Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

JOHN K. SIMPSON  
TRAVIS L. THOMPSON  
PAUL L. ARRINGTON  
BARKER, ROSHOLT & SIMPSON  
195 RIVER VISTA PLACE, STE. 204  
TWIN FALLS, ID 83301-3029  
[tlt@idahowaters.com](mailto:tlt@idahowaters.com)  
[jks@idahowaters.com](mailto:jks@idahowaters.com)  
[pla@idahowaters.com](mailto:pla@idahowaters.com)

U.S. Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

W. KENT FLETCHER  
FLETCHER LAW OFFICE  
P.O. BOX 248  
BURLEY, ID 83318  
[wkf@pmt.org](mailto:wkf@pmt.org)


U.S. Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

JERRY R. RIGBY  
HYRUM ERICKSON  
ROBERT H. WOOD  
RIGBY, ANDRUS & RIGBY, CHTD  
25 NORTH SECOND EAST  
REXBURG, ID 83440  
[jrigby@rex-law.com](mailto:jrigby@rex-law.com)  
[herickson@rex-law.com](mailto:herickson@rex-law.com)  
[rwood@rex-law.com](mailto:rwood@rex-law.com)

U.S. Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

A. DEAN TRANMER  
CITY OF POCATELLO  
P.O. BOX 4169  
POCATELLO, ID 83205  
[dtranmer@pocatello.us](mailto:dtranmer@pocatello.us)

U.S. Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

  
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Garrick L. Baxter  
Deputy Attorney General