

Randall C. Budge (ISB# 1949)
Thomas J. Budge (ISB# 7465)
RACINE OLSON NYE BUDGE
& BAILEY, CHARTERED
201 E. Center St. / P.O. Box 1391
Pocatello, Idaho 83204
(208) 232-6101 - phone
(208) 232-6109 - fax
rcb@racinelaw.net
tjb@racinelaw.net

Attorneys for Idaho Ground Water Appropriators, Inc.

Supreme Court No. 42775

District Court - SRBA Fifth Judicial District In Re: Administrative Appeals County of Twin Falls - State of Idaho	
DEC 24 2014	
By _____	Clerk
_____	Deputy Clerk

**DISTRICT COURT OF THE STATE OF IDAHO
FIFTH JUDICIAL DISTRICT
GOODING COUNTY**

IDAHO GROUND WATER
APPROPRIATORS, INC.,

Inteviewer / Appellant,

vs.

IDAHO DEPARTMENT OF WATER
RESOURCES,

Respondent / Respondent,

vs.

RANGEN, INC.,

Petitioner / Respondent,

vs.

FREMONT MADISON IRRIGATION
DISTRICT (A&B IRRIGATION DIS-
TRICT, BURLEY IRRIGATION DIS-
TRICT, MILNER IRRIGATION DIS-
TRICT, NORTH SIDE CANAL COM-
PANY, TWIN FALLS CANAL COM-
PANY, AMERICAN FALLS RESER-
VOIR DISTRICT #2, MINIDOKA IR-
RIGATION DISTRICT, and THE
CITY OF POCATELLO,

Intervenors / Respondents.

Case No. CV-2014-179

(Consolidated with Twin Falls
County Case No. CV-2014-1338)

**IGWA's NOTICE OF
APPEAL**

Fee Category: L.4

Fee Amount: \$129.00

FILED - ORIGINAL	
DEC 31 2015	
Supreme Court _____	County _____
Entered on ATS by _____	

IN THE MATTER OF DISTRIBUTION OF WATER TO WATER RIGHT NOS. 36-02551 & 36-07694 (RANGEN, INC.), IDWR DOCKET NO. CM-DC-2011-004

TO THE ABOVE-NAMED RESPONDENTS, THE CLERK OF THE ABOVE-ENTITLED COURT, AND THE PARTIES' ATTORNEYS AS IDENTIFIED ON THE CERTIFICATE OF SERVICE BELOW:

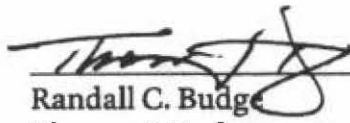
1. Idaho Ground Water Appropriators, Inc. (IGWA), acting for and on behalf of its members, appeals the *Memorandum Decision and Order on Petition for Judicial Review* issued October 24, 2014, and the *Order Denying Petitions for Rehearing* issued December 5, 2014..
2. IGWA has a right to appeal to the Idaho Supreme Court pursuant to rule 11(f) of the Idaho Appellate Rules.
3. The following is a preliminary statement of the issues IGWA intends to assert on appeal:
 - a) Did the Director err in concluding that Rangen's means of appropriation/diversion is reasonable?
 - b) Did the Director err in his application of Conjunctive Management Rule 20.03.
4. No order has been entered sealing any portion of the record.
5. IGWA does not request a transcript of hearings before this Court, but does request a copy of the transcript from the agency proceedings before the Idaho Department of Water Resources, which were previously included in the record before this Court.
6. IGWA request that all pleadings, exhibits, briefs, attachments, and orders that are part of the agency record in this case, plus all documents automatically included in the clerk's record under Rule 28 of the Idaho Appellate Rules, be made a part of the clerk's record on appeal.

7. I certify that:

- a) A copy of this notice of appeal has been served on the reporter.
- b) The fee required to prepare the reporter's transcript was paid in conjunction with the District Court's judicial review of this action.
- c) The estimated fee to prepare the clerk's record has been paid.
- d) Service has been made upon all parties required to be served pursuant to Rule 20.

DATED December, 2014.

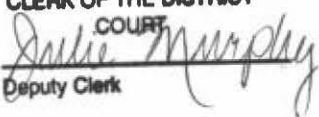
RACINE OLSON NYE BUDGE
& BAILEY, CHARTERED



Randall C. Budge
Thomas J. Budge
Attorneys for IGWA

State of Idaho
County of Twin Falls ss.
I hereby certify the foregoing to be a
full, true and correct copy of the
original on file in the above entitled
action.

KRISTINA GLASCOCK
CLERK OF THE DISTRICT
COURT

By 
Deputy Clerk



CERTIFICATE OF MAILING

I certify that on this 23rd day of December, 2014, the foregoing document was served on the following persons in the manner indicated.



 Signature of person serving document

Clerk of the Court SRBA DEPUTY CLERK 253 3 rd Ave. North PO Box 2707 Twin Falls, ID 83303-2707	<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
Deputy Attorney General Garrick L. Baxter IDAHO DEPT. OF WATER RESOURCES P.O. Box 83720 Boise, Idaho 83720-0098 Fax: 208-287-6700 garrick.baxter@idwr.idaho.gov kimi.white@idwr.idaho.gov emmi.blades@idwr.idaho.gov	<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
Robyn M. Brody BRODY LAW OFFICE, PLLC P.O. Box 554 Rupert, ID 83350 robynbrody@hotmail.com	<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
Fritz X. Haemmerle HAEMMERLE & HAEMMERLE, PLLC P.O. Box 1800 Hailey, ID 83333 fxh@haemlaw.com	<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
J. Justin May MAY, BROWNING & MAY, PLLC 1419 West Washington Boise, ID 83702 jmay@maybrowning.com	<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 Klahn Mitra Pemberton WHITE JANKOWSKI, LLP 511 16th St., Suite 500 Denver, Colorado 80202 sarahk@white-jankowski.com mitrap@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>Dean Tranmer CITY OF POCATELLO P.O. Box 4169 Pocatello, ID 83201 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>John K. Simpson Travis L. Thompson Paul L. Arrington BARKER ROSHOLT & SIMPSON 195 River Vista Place, Suite 204 Twin Falls, ID 83301-3029 tlt@idahowaters.com jks@idahowaters.com pla@idahowaters.com jf@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>W. Kent Fletcher FLETCHER LAW OFFICE P.O. Box 248 Burley, ID 83318 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>Jerry Rigby RIGBY ANDRUS & RIGBY 25 N. 2nd East Rexburg, ID 83440 jrigby@rex-law.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>William A. Parsons PARSONS, SMITH, STONE, LOVE- LAND & SHIRLEY, LLP PO Box 910 Burley, ID 83318 wparsons@pmt.org <i>courtesy copy only</i></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

Sabrina Vasquez
Court Reporter
PO Box 2707
Twin Falls, ID 83303-2707

- U.S. Mail
- Facsimile
- Overnight Mail
- Hand Delivery
- Email