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IN THE SUPREME COURT OF THE STATE OF IDAHO

IN THE MATTER OF ACCOUNTING FOR
THE DISTRIBUTION OF WATER TO THE
FEDERAL ON-STREAM RESERVOIRS IN
WATER DISTRICT 63 BEFORE THE IDAHO
DEPARTMENT OF WATER RESOURCES.

Supreme Court Docket No. 44745-2017

Ada County District Court No. CVWA-
2015-21376 (Consolidated Ada County No.
CVWA-2015-21391)

BALLENTYNE DITCH COMPANY; BOISE
VALLEY IRRIGATION DITCH COMPANY;
CANYON COUNTY WATER COMPANY;
EUREKA WATER COMPANY; FARMERS'
CO-OPERATIVE DITCH COMPANY;
MIDDLETON MILL DITCH COMPANY;
MIDDLETON IRRIGATION ASSOCIATION,
INC.; NAMPA & MERIDIAN IRRIGATION
DISTRICT; NEW DRY CREEK DITCH
COMPANY; PIONEER DITCH COMPANY;
PIONEER IRRIGATION DISTRICT;
SETTLERS IRRIGATION DISTRICT;
SOUTH BOISE WATER COMPANY; and
THURMAN MILL DITCH COMPANY;

Petitioners-Respondents,

vs.

BOISE PROJECT BOARD OF CONTROL,
and NEW YORK IRRIGATION DISTRICT,

Petitioners-Respondents,

vs.

**BOISE PROJECT BOARD OF
CONTROL AND DITCH COMPANIES'
I.A.R. 34(f)(1) NOTICE OF
ADDITIONAL AUTHORITY**



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

Respondents-Appellants,

and

SUEZ WATER IDAHO, INC.,

Intervenor-Respondent

I.A.R. 34(f)(1) NOTICE OF ADDITIONAL AUTHORITY

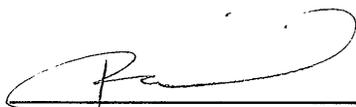
Petitioner-Respondents the Boise Project Board of Control and the Ditch Companies, by and through their respective counsel of record, Barker Rosholt & Simpson, LLP, and Sawtooth Law Offices, PLLC, and pursuant to Idaho Appellate Rule 34(f)(1), hereby provide notice to this Court and all parties of additional legal authority, cited herein to supplement the Boise Project Board of Control and Ditch Companies' briefing in this appeal.

On November 28, 2017, this Court issued its' opinion in *Schweitzer Basin Water Company v. Schweitzer Fire District*, docket no. 44249. *Schweitzer Basin Water Co. v. Schweitzer Fire District*, 163 Idaho 186, 408 P.3d 1258 (2017). The decision rendered in *Schweitzer* pertains to an issue on appeal: Whether the Petitioner-Respondents are entitled to an award of attorney's fees pursuant to Idaho Code § 12-117. The relevant arguments are addressed by the Court in the opinion at pp. 163 Idaho 192-194, 408 P.3d 1264-1266.

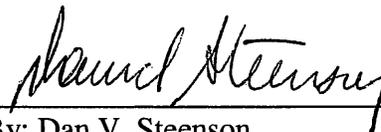
Dated this 12th day of April, 2018.

BARKER ROSHOLT & SIMPSON LLP

SAWTOOTH LAW OFFICES, PLLC



By: Rochelle M. Davis
Attorneys for Boise Project Board of Control



By: Dan V. Steenson
Attorneys for Ditch Companies

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of April, 2018, I caused a true and correct copy of the foregoing **BOISE PROJECT BOARD OF CONTROL AND DITCH COMPANIES' I.A.R. 34(f)(1) NOTICE OF ADDITIONAL AUTHORITY** to be served by the method indicated below, and addressed to the following:

Original to:

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