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DEC 31 2013

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.

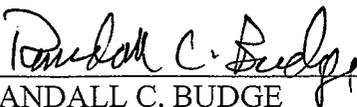
IGWA has 10,879 acre-feet of storage water remaining from its 2013 leases and available to meet the reasonable carryover shortfall for 2013. Additionally, IGWA has a verbal commitment from Fremont-Madison Irrigation District to lease the shortfall of 1,045 acre-feet which will satisfy the full 2013 reasonable 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 31<sup>st</sup> day of December, 2013.

RACINE OLSON NYE BUDGE & BAILEY

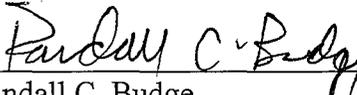
  
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RANDALL C. BUDGE  
Attorneys for the Ground Water Users

## CERTIFICATE OF SERVICE

I hereby certify that on this 31<sup>st</sup> 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 - <b>Original</b>  c/o Deborah Gibson  Idaho Department of Water Resources  P.O. Box 83720  Boise, Idaho 83720-0098  Fax: 208-287-6700  <a href="mailto:Deborah.gibson@idwr.idaho.gov">Deborah.gibson@idwr.idaho.gov</a>  <a href="mailto:garrick.baxter@idwr.idaho.gov">garrick.baxter@idwr.idaho.gov</a>  <a href="mailto:chris.bromley@idwr.idaho.gov">chris.bromley@idwr.idaho.gov</a></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  <a href="mailto:wkf@pmt.org">wkf@pmt.org</a></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 &amp; Simpson  195 River Vista Pl., Suite 204  Twin Falls, ID 83301-3029  <a href="mailto:jar@idahowaters.com">jar@idahowaters.com</a>  <a href="mailto:tlt@idahowaters.com">tlt@idahowaters.com</a>  <a href="mailto:pla@idahowaters.com">pla@idahowaters.com</a></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  <a href="mailto:kathleenmarion.carr@sol.ioi.gov">kathleenmarion.carr@sol.ioi.gov</a></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 18<sup>th</sup> St.  South Terrace, Suite 370  Denver, CO 80202  <a href="mailto:david.gehlert@usdoj.gov">david.gehlert@usdoj.gov</a></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  <a href="mailto:mhoward@pn.usbr.gov">mhoward@pn.usbr.gov</a></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 &amp; Jankowski  511 16<sup>th</sup> Street, Ste 500  Denver, CO 80202  <a href="mailto:sarahk@white-jankowski.com">sarahk@white-jankowski.com</a></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  <a href="mailto:mcc@givenspursley.com">mcc@givenspursley.com</a>  <a href="mailto:jcf@givenspursley.com">jcf@givenspursley.com</a></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  <a href="mailto:dtranmer@pocatello.us">dtranmer@pocatello.us</a></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 &amp; Stone  PO Box 910  Burley, ID 83318  <a href="mailto:wparsons@pmt.org">wparsons@pmt.org</a></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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Randall C. Budge