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DEPARTMENT OF  
WATER RESOURCES

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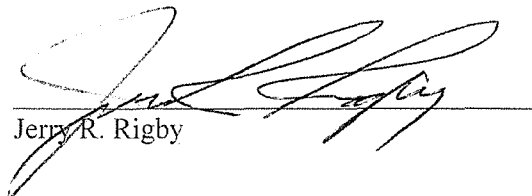
BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO

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IN THE MATTER OF THE PETITION	)	Docket No. CM-DC-2011-004
DELIVERY CALL OF RANGEN,	)	
INC.'S WATER RIGHT NOS. 36-02551	)	<b>FREMONT MADISON IRRIGATION</b>
& 36-7694	)	<b>DISTRICT'S BRIEF IN SUPPORT OF</b>
	)	<b>IGWA'S PRETRIAL BRIEF</b>
	)	
	)	

Comes now Fremont-Madison Irrigation District, by and through their counsel, Jerry R. Rigby, of Rigby, Andrus & Rigby, Chartered, submit this reply brief in support of the *IGWA's Pretrial Brief*, dated April 22, 2013, insofar as IGWA's position as to Rangen's burden of proof and material injury when weighed with junior ground water right's constitutional right to appropriate water.

DATED this 22<sup>nd</sup> day of April, 2013.




Jerry R. Rigby

CERTIFICATE OF SERVICE BY MAIL, HAND DELIVERY  
OR FACSIMILE TRANSMISSION

I hereby certify that a true and correct copy of the foregoing document was on this date served upon the persons named below, at the addresses set out below their name, either by mailing, hand delivery or by telecopying to them a true and correct copy of said document in a properly addressed envelope in the United States mail, postage prepaid; by hand delivery to them; or by facsimile transmission.

DATED this 22<sup>nd</sup> day of April, 2013.

RIGBY ANDRUS & RIGBY, Chartered

  
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Jerry R. Rigby

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