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RECEIVED

APR 05 2017

DEPARTMENT OF
WATER RESOURCES

Attorneys for Galena Ground Water District

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF THE PETITION FOR
ADMINISTRATION BY BIG WOOD &
LITTLE WOOD WATER USERS
ASSOCIATION

Docket No. CM-DC-2017-001

**GALENA GROUND WATER
DISTRICT'S PETITION TO
INTERVENE**

COMES NOW Galena Ground Water District ("GGWD"), by and through its counsel of record, Lawson Laski Clark & Pogue, PLLC ("LLCP"), and moves to intervene in the above-captioned proceeding pursuant to IDAPA 37.01.01.350 to .354.

FACTS

On March 6, 2017, the Big Wood and Little Wood Water Users Association ("BWLWWUA") filed a Petition for Administration with the Idaho Department of Water Resources ("IDWR") pursuant to IDAPA 37.03.11.30, 37.03.11.41 and 37.01.01.230 requesting that the Director take such action as is necessary to insure the delivery of the BWLWWUA's surface water rights, "including administration of junior priority ground water rights diverted within the boundary of the Wood River Model study area." Although IDWR has scheduled a pre-hearing conference on May 11, 2017, the Director has not issued an order directing administration.

STANDARD OF REVIEW

IDWR's Rules of Procedure provide:

Petitions to intervene must comply with Rules 200, 300, and 301. The petition must set forth the name and address of the potential intervenor and must state the direct and substantial interest of the potential intervenor in the proceeding. If affirmative relief is sought, the petition must state the relief sought and the basis for granting it.

IDAPA 37.01.01.351.

Petitions to intervene must be filed at least fourteen (14) days before the date set for the formal hearing, or the date of the pre-hearing conference. IDAPA 37.01.01.352.

ARGUMENT

I. Galena Ground Water District's Petition is Timely.

The prehearing is scheduled to take place on May 11, 2017. Therefore, pursuant to IDAPA 37.01.01.352, GGWD's petition is timely.

II. Interest in Petition.

GGWD has a direct and substantial interest in the outcome of this matter because its members hold ground water rights in the Wood River Valley area of Blaine County, Idaho which are within the boundary area of the Wood River Valley Aquifer Model. The Wood River Valley Aquifer Model is the area implicated by BWLWWUA as an area of common ground water supply which it seeks to have the IDWR regulate and curtail junior-priority ground water diversions.

Any regulation and/or curtailment by the IDWR of the Wood River Valley will have an impact on the GGWD's members' ability to utilize the water allowed under their individual water rights. Therefore, GGWD seeks to participate in this matter, on behalf of its members, to

protect its members' interests and address any arguments or positions advanced in this proceeding by others that would affect its members' water rights.

III. Galena Ground Water District's Petition Does Not Broaden the Issues.

Given the early stages of this proceeding and the scope of the issues raised, GGWD's participation will not broaden the issues.

CONCLUSION

Based on the foregoing, GGWD meets the standards for intervention and respectfully requests that the Director grant its *Petition to Intervene* in this proceeding and fully participate in all matters that may arise.

DATED THIS ^{5th} day of April, 2017.

LAWSON LASKI CLARK & POGUE, PLLC

By



Heather E. O'Leary

Attorneys for Galena Ground Water District

CERTIFICATE OF SERVICE

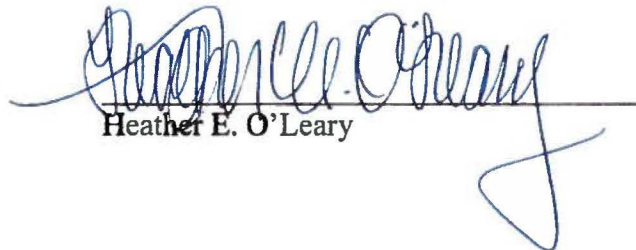
I hereby certify that on this 5th day of April, 2017, I caused a true and correct copy of the above and foregoing document to be served by the method indicated below, and addressed to the following:

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