



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

March 14, 2014

Re: IGWA's Mitigation Plan, Docket No. CM-MP-2014-001

Dear Interested Parties:

On February 11, 2014, the Idaho Ground Water Appropriators, Inc. ("IGWA") filed a mitigation plan with the Idaho Department of Water Resources ("Department") in response to the Department's *Final Order Regarding Rangen, Inc.'s Petition for Delivery Call; Curtailing Ground Water Rights Junior to July 13, 1962* dated January 29, 2014. The Department published notice of the mitigation plan. Protests against the mitigation plan were due on or before March 10, 2014.

On March 10, 2014, Rangen, Inc. ("Rangen") submitted to the Department a document titled *Rangen, Inc.'s Protest to IGWA's Mitigation Plan*. On March 12, 2013, Rangen paid a \$25 filing fee for the protest.

Rule 58 of the Department's Rules of Procedure states: "Filings required to be accompanied by a fee shall not be complete until the fee is paid."

Because the filing fee was paid after March 10, 2014, the protest document submitted by Rangen to the Department on March 10 without the required filing fee was not timely filed. As a result, Rangen is not a protestant/party to IGWA's mitigation plan case pending before the Department, and presently cannot participate in the hearing scheduled to begin on March 17, 2014.

Please consider this prehearing notice as you prepare for the upcoming hearing on March 17, 2014.

Sincerely,

A handwritten signature in black ink that reads "Gary Spackman".

Gary Spackman
Director