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Attorneys for Idaho Ground Water Appropriators, Inc. (IGWA)

IDAHO DEPARTMENT OF WATER RESOURCES

IN RE IGWA’S AMENDED THIRD PLAN TO MITIGATE MATERIAL INJURY TO WATER RIGHT NOS. 36-02551 & 36-07694 HELD BY RANGEN, INC., AND OTHER WATER RIGHTS IN WATER DISTRICT 36A.	Docket No. CM-MP-2014-005 IGWA’s Request for Hearing on Sandy Ponds / Sandy Pipe Component of Plan
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IGWA’s Third Mitigation Plan originally contained five components: 1) Sandy Ponds recharge and Sandy Pipe delivery; 2) improvements to the Curren Tunnel diversion; 3) direct delivery of water right no. 36-16976; 4) recirculation of Rangen water rights; and 5) the Aqualife Project. The third component (direct delivery of water right 36-16976) was dismissed by the *Order Limiting Scope of Mitigation Plan; Limiting Scope of Hearing; Setting Deadline to Submit Engineering Plans* issued July 25, 2014. There is presently no hearing set on the remaining components of the Plan.

IGWA respectfully asks the Director to schedule a hearing on the first component (Sandy Ponds/Sandy Pipe) of the Plan, thereby bifurcating it from any hearing that may be held on the remaining components. IGWA will file a motion requesting a hearing on the remaining components if and when IGWA attempts to proceed with such components.

In anticipation of this request, the Director scheduled a status conference Tuesday, October 21, 2014, at 10:00 a.m. at the IDWR State Office in Boise. IGWA asks that all parties to this matter appear at the status conference in person or by telephone to declare whether they intend to partici-

pate in the hearing on the first component (Sandy Ponds recharge and Sandy Pipe delivery) of the Third Mitigation Plan. Those who intend to participate should be prepared to discuss hearing dates. A copy of the Director's availability calendar for this hearing is attached hereto as **Exhibit A**.

RESPECTFULLY SUBMITTED this 7th day of October, 2014.

RACINE OLSON NYE BUDGE &
BAILEY, CHARTERED

By: 
Randall C. Budge
Thomas J. Budge

CERTIFICATE OF MAILING

I certify that on this 7th day of October, 2014, the foregoing document was served on the following persons in the manner indicated.



Signature of person mailing form

Director, Gary Spackman Idaho Department of Water Resources PO Box 83720 Boise, ID 83720-0098 Deborah.Gibson@idwr.idaho.gov	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input checked="" type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
Garrick Baxter Chris Bromley Idaho Department of Water Resources P.O. Box 83720 Boise, Idaho 83720-0098 garrick.baxter@idwr.idaho.gov	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
Robyn M. Brody Brody Law Office, PLLC PO Box 554 Rupert, ID 83350 rbrody@cableone.net robynbrody@hotmail.com	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
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J. Justin May May, Browning & May, PLLC 1419 West Washington Boise, ID 83702 jmay@maybrowning.com	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail

<p>John K. Simpson Travis L. Thompson Paul Arrington BARKER ROSHOLT & SIMPSON, LLP 195 River Vista Place, Suite 204 Twin Falls, Idaho 83301-3029 jks@idahowaters.com pla@idahowaters.com jlw@idahowaters.com tlt@idahowaters.com jf@idahowaters.com</p>	<p><input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail</p>
<p>Patrick D. Brown P.O. Box 125 Twin Falls, Idaho 83303 pat@pblaw.co</p>	<p><input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-Mail</p>
<p>Tim Mayer, Branch Chief Water Resources Branch U.S. Fish and Wildlife Service 911 NE 11th Ave Portland, OR 97232-4181 tim_mayer@fws.gov</p>	<p><input checked="" type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-Mail</p>
<p>Bret McKenzie P.O. Box 472 Hagerman, Idaho 83332 knbmac@q.com</p>	<p><input checked="" type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-Mail</p>
<p>Kathleen McKenzie P.O. Box 109 Hagerman, Idaho 83332 knbmac@q.com</p>	<p><input checked="" type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-Mail</p>
<p>Jamie & Katherine Martin 2561 Vineyard Alley Hagerman, ID 83332</p>	<p><input checked="" type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-Mail</p>

Gary & Linda Lemmon 2757 South 1050 East Hagerman, Idaho 83332 glemmon@northrim.net	<input checked="" type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-Mail
Jerry Rigby RIGBY, ANDRUS & RIGBY LAW, PLLC 25 North Second East Rexburg, Idaho 83440	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-Mail

Exhibit A

November 2014

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

Director's Unavailable Dates

December 2014

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

Director's Unavailable Dates

January 2015

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

Director's Unavailable Dates