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*Attorneys for Idaho Ground Water Appropriators, Inc.*

**DISTRICT COURT OF THE STATE OF IDAHO  
FIFTH JUDICIAL DISTRICT  
GOODING COUNTY**

IDAHO GROUND WATER  
APPROPRIATORS, INC.,

Inteviewer / Appellant,

vs.

IDAHO DEPARTMENT OF WATER  
RESOURCES,

Respondent / Respondent,

vs.

RANGEN, INC.,

Petitioner / Respondent,

vs.

FREMONT MADISON IRRIGATION  
DISTRICT, A&B IRRIGATION DIS-  
TRICT, BURLEY IRRIGATION DIS-  
TRICT, MILNER IRRIGATION DIS-  
TRICT, NORTH SIDE CANAL COM-  
PANY, TWIN FALLS CANAL COM-  
PANY, AMERICAN FALLS RESER-  
VOIR DISTRICT #2, MINIDOKA IR-  
RIGATION DISTRICT, and THE  
CITY OF POCA TELLO,

Intervenors / Respondents.

Case No. CV-2014-179

(Consolidated with Twin Falls  
County Case No. CV-2014-1338)

**IGWA's NOTICE OF  
APPEAL**

**Fee Category: L.4**

**Fee Amount: \$129.00**

IN THE MATTER OF DISTRIBUTION OF WATER TO WATER RIGHT NOS. 36-02551 & 36-07694 (RANGEN, INC.), IDWR DOCKET NO. CM-DC-2011-004

TO THE ABOVE-NAMED RESPONDENTS, THE CLERK OF THE ABOVE-ENTITLED COURT, AND THE PARTIES' ATTORNEYS AS IDENTIFIED ON THE CERTIFICATE OF SERVICE BELOW:

1. Idaho Ground Water Appropriators, Inc. (IGWA), acting for and on behalf of its members, appeals the *Memorandum Decision and Order on Petition for Judicial Review* issued October 24, 2014, and the *Order Denying Petitions for Rehearing* issued December 5, 2014..
2. IGWA has a right to appeal to the Idaho Supreme Court pursuant to rule 11(f) of the Idaho Appellate Rules.
3. The following is a preliminary statement of the issues IGWA intends to assert on appeal:
  - a) Did the Director err in concluding that Rangen's means of appropriation/diversion is reasonable?
  - b) Did the Director err in his application of Conjunctive Management Rule 20.03.
4. No order has been entered sealing any portion of the record.
5. IGWA does not request a transcript of hearings before this Court, but does request a copy of the transcript from the agency proceedings before the Idaho Department of Water Resources, which were previously included in the record before this Court.
6. IGWA request that all pleadings, exhibits, briefs, attachments, and orders that are part of the agency record in this case, plus all documents automatically included in the clerk's record under Rule 28 of the Idaho Appellate Rules, be made a part of the clerk's record on appeal.

7. I certify that:

- a) A copy of this notice of appeal has been served on the reporter.
- b) The fee required to prepare the reporter's transcript was paid in conjunction with the District Court's judicial review of this action.
- c) The estimated fee to prepare the clerk's record has been paid.
- d) Service has been made upon all parties required to be served pursuant to Rule 20.

DATED December, 2014.

RACINE OLSON NYE BUDGE  
& BAILEY, CHARTERED



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Randall C. Budge  
Thomas J. Budge  
*Attorneys for IGWA*

## CERTIFICATE OF MAILING

I certify that on this 23rd day of December, 2014, the foregoing document was served on the following persons in the manner indicated.

  
 \_\_\_\_\_  
 Signature of person serving document

Clerk of the Court SRBA DEPUTY CLERK 253 3 <sup>rd</sup> Ave. North PO Box 2707 Twin Falls, ID 83303-2707	<input checked="" type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile - 208-736-2121 <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email
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