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**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

SUN VALLEY COMPANY,

Petitioner,

vs.

**GARY SPACKMAN, Director of the Idaho
Department of Water Resources.**

Respondent.

Case No. CV-01-16-23173

**CITY OF BELLEVUE'S
NOTICE OF APPEARANCE**

COMES NOW the City of Bellevue, by and through its attorney of record, McHugh Bromley, PLLC, and hereby files this *Notice of Appearance* in response to this Court's *Procedural Order*, dated January 6, 2017. The *Procedural Order* was issued in response to the Sun Valley Company's December 23, 2016 *Petition for Judicial Review*, seeking judicial review of the Director of the Idaho Department of Water Resources' November 3, 2016 *Order Denying Petition for Declaratory Ruling* ("Final Order"). The Director's Final Order was issued in response to the Sun Valley Company's July 25, 2016 *Petition for Declaratory Ruling Regarding Creation of ESPA Ground Water Management Area*, as amended by Sun Valley Company on

October 19, 2016. On October 5, 2016, the City of Bellevue timely petitioned to intervene in the underlying administrative proceeding, and was served with the Final Order. While the Director did not address intervention in the Final Order, the Director subsequently granted intervention to the City of Bellevue on December 27, 2016 in his *Order Granting Petitions to Intervene* (IDWR Docket No. P-DR-2016-001).

The *Procedural Order* states that “a party to the underlying administrative proceeding is not made a named party . . . may file a *Notice of Appearance* in this matter within fourteen (14) days from the issuance of the *Procedural Order*. This Court will treat the *Notice of Appearance* as a *Motion to Intervene* and will treat the party filing the *Notice of Appearance* as an Intervenor.” *Procedural Order* at 2 (footnote omitted).

The City of Bellevue hereby respectfully notices the Court of its appearance in this proceeding.

DATED this 10th day of January, 2017.

MCHUGH BROMLEY, PLLC



Chris M. Bromley
Attorneys for City of Bellevue

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 9th day of January 2017, I served a true and correct copy of the above and foregoing document by placing a copy of the same in the United States mail, postage prepaid and properly addressed and by e-mail to the following persons:

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