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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,)	Case No. CV-01-16-23173
)	
Petitioner,)	CITY OF POCATELLO’S NOTICE
)	OF APPEARANCE
vs.)	
)	
GARY SPACKMAN, Director of the Idaho)	Fee Category: Exempt per § 67- 2301
Department of Water Resources, and IDAHO)	
DEPARTMENT OF WATER RESOURCES)	
)	
Respondent.)	
_____)	

COMES NOW the City of Pocatello (“Pocatello” or “City”), through its undersigned attorneys, and hereby files this *Notice of Appearance* in response to this Court’s *Procedural Order Governing Judicial Review of Final Order of Director of the Idaho Department of Water Resources*, dated January 6, 2017.

The above-captioned matter involves Sun Valley Company's appeal the Director of the Idaho Department of Water Resources' ("Director") November 3, 2016 *Order Denying Petition for Declaratory Ruling* (Docket No. P-DR-2016-001). On December 27, 2016, the Director granted Pocatello's *Petition to Intervene* in the underlying administrative proceeding. The *Procedural Order* states that when

a party to the underlying administrative proceeding is not made a named party in the Petition for Judicial Review . . . such person or entity 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).

Pocatello is authorized to state that Sun Valley Company does not oppose this Notice of Appearance. Pocatello hereby respectfully notices the Court of its appearance in this proceeding and requests the caption be amended accordingly.

Respectfully submitted this 13th day of January, 2017.

CITY OF POCATELLO ATTORNEY'S OFFICE

By  _____
A. Dean Tranmer

WHITE & JANKOWSKI, LLP
Attorneys for the City of Pocatello

By  _____
Sarah A. Klahn

By  _____
Mitra M. Pemberton

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of January, 2017 a true and correct copy of the foregoing **CITY OF POCATELLO’S NOTICE OF APPEARANCE** in **Case No. CV-01-16-23173** was served on the following by the method indicated below:



Sarah A. Klahn
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