

**BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO**

IN THE MATTER OF RIVERSIDE'S  
PETITION FOR DECLARATORY RULING  
REGARDING NEED FOR A WATER  
RIGHT TO DIVERT WATER UNDER  
REUSE PERMIT NO. M-225-01

Docket No. P-DR-2020-001

**SCHEDULING ORDER; NOTICE OF  
CONTINUED PREHEARING  
CONFERENCE**

**BACKGROUND**

On July 8, 2020, the Director of the Idaho Department of Water Resources ("IDWR" or "Agency") held a continued prehearing conference in the above referenced matter. All parties were represented either in person or by phone. Based upon discussion at the prehearing conference, the Director adopts the schedule set forth below. The parties also agreed to a continued prehearing conference on August 20, 2020.

**SCHEDULING ORDER**

IT IS HEREBY ORDERED that the following schedule is ADOPTED:

**September 29, 2020** Deadline for Petitioner Riverside to submit its opening brief.

**October 27, 2020** Deadline for parties to submit response briefs to Riverside's opening brief.

**November 17, 2020** Deadline for Riverside to reply to party response briefs.

**December 8, 2020** Deadline for party sur-replies to Riverside's reply brief.

**NOTICE OF CONTINUED PREHEARING CONFERENCE**

A prehearing conference will be held in the above-captioned matter on **August 20, 2020, at 10:00 a.m.** at the Department's state office, located at 322 E. Front Street, 6th Floor Conference Rooms, Boise, Idaho.

The purpose of the prehearing conference will be to discuss whether a hearing needs to be set, a review of the briefing schedule set forth above, and other items listed in the Department's Rule of Procedure 510. *See* IDAPA 37.01.01.510.

The parties must be represented at the continued prehearing conference, either by video or in person. IDWR will arrange a video conference for those who choose not to appear in person. Within one week prior to the prehearing conference, IDWR will communicate video and telephonic conference links to the parties enabling them to join the video prehearing conference.

The continued prehearing conference will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, and the Department's Rules of Procedure, IDAPA 37.01.01. A copy of the Rules of Procedure may be obtained from the Department or at <https://adminrules.idaho.gov/rules/current/37/370101.pdf>.

The continued prehearing conference will be conducted in a facility which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference, please contact Kimberle English at (208) 287-4815, no later than five (5) days prior to the conference.

DATED this 15<sup>th</sup> day of July 2020.



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GARY SPACKMAN  
Director

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 15<sup>th</sup> day of July 2020, I served a true and correct copy of the foregoing document on the following by the method(s) indicated:

<p>Albert Barker                  BARKER, ROSHOLT &amp; SIMPSON LLP                  1010 W. Jefferson, Ste. 102                  P.O. Box 2139                  Boise, ID 83701-2139  <a href="mailto:apb@idahowaters.com">apb@idahowaters.com</a></p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid  <input checked="" type="checkbox"/> Email</p>
<p>Christopher H. Meyer (ISB No. 4461)                  Michael P. Lawrence (ISB No. 7288)                  GIVENS PURSLEY LLP                  601 W. Bannock Street                  P.O. Box 2720                  Boise, ID 83701-2720  <a href="mailto:chrismeyer@givenspursley.com">chrismeyer@givenspursley.com</a>  <a href="mailto:mpl@givenspursley.com">mpl@givenspursley.com</a></p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid  <input checked="" type="checkbox"/> Email</p>
<p>Robert L. Harris                  HOLDEN, KIDWELL, HAHN &amp; CRAPO. PLLC                  P.O. Box 50130                  1000 Riverwalk Drive, Ste. 200                  Idaho Falls, ID 83405  <a href="mailto:rharris@holdenlegal.com">rharris@holdenlegal.com</a></p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid  <input checked="" type="checkbox"/> Email</p>
<p>Abigail R. Germaine                  Jayme B. Sullivan                  Deputy City Attorney                  BOISE CITY ATTORNEY'S OFFICE                  150 N. Capitol Blvd.                  P.O. Box 500                  Boise, ID 83701-0500  <a href="mailto:agermaine@cityofboise.org">agermaine@cityofboise.org</a></p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid  <input checked="" type="checkbox"/> Email</p>
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<p>Andrew J. Waldera  SAWTOOTH LAW OFFICES, PLLC  1101 W. River Street, Suite 110  P.O. Box 7985  Boise, Idaho 83707  <a href="mailto:andy@sawtoothlaw.com">andy@sawtoothlaw.com</a></p>	<input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input checked="" type="checkbox"/> Email
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Kimberle English  
Paralegal