

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

IN THE MATTER OF SUN VALLEY  
COMPANY'S PETITION FOR DECLARATORY  
RULING REGARDING CREATION OF ESPA  
GROUND WATER MANAGEMENT AREA

Docket No. P-DR-2016-001

**NOTICE OF CONTINUED  
PRE-HEARING CONFERENCE;  
ORDER STAYING  
PROCEEDINGS EXCEPT  
INTERVENTION**

**BACKGROUND**

On July 25, 2016, Sun Valley Company ("SVC") filed with the Idaho Department of Water Resources ("Department") a *Petition for Declaratory Ruling Regarding Creation of ESPA Ground Water Management Area*.<sup>1</sup> On November 4, 2016, the Director ("Director") of Department issued an *Order Denying Petition for Declaratory Ruling*.

On November 16, 2016, SVC filed a *Petition Requesting a Hearing on Order Denying Petition for Declaratory Ruling*. On December 2, 2016, the Director issued an *Order Granting Request for Hearing; Notice of Pre-Hearing Conference*, granting SVC's request for hearing and scheduling a pre-hearing conference for January 12, 2017.

Timely petitions to intervene were filed by the Water District 37-B Ground Water Association; the Idaho Ground Water Appropriators, Inc.; the City of Pocatello; the City of Hailey; the Big Wood and Little Wood Water Users Association; the City of Bellevue; the Surface Water Coalition; Fremont Madison Irrigation District; Madison Ground Water District; Idaho Irrigation District; South Valley Ground Water District; and the Basin 33 Water Users. The Director issued orders granting these petitions to intervene.

The Director held the pre-hearing conference on January 12, 2017. All parties were present at the pre-hearing conference represented by counsel. For reasons stated on the record at the pre-hearing conference, the parties and Director agreed that the pre-hearing conference should be continued to March 22, 2017. The parties and Director also agreed that proceedings in this matter should be stayed until March 22, 2017, except that the Director will extend the time

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<sup>1</sup> On July 29, 2016, SVC filed an *Amended Petition for Declaratory Ruling Regarding Creation of ESPA Ground Water Management Area*. On October 19, 2016, SVC filed a *Second Amended Petition for Declaratory Ruling Regarding Creation of ESPA Ground Water Management Area*.

for filing petitions to intervene to March 22, 2017, and will accept and potentially address such petitions during the stay.

### NOTICE OF CONTINUED PRE-HEARING CONFERENCE

The Director hereby notifies the parties that the pre-hearing conference is continued to **March 22, 2017, at 10:00 a.m. (MDT)**, at the offices of the Department located at 322 E. Front Street, 6<sup>th</sup> Floor, Boise, Idaho. The presiding officer will be Director Gary Spackman.

All parties to the matter must be represented at the pre-hearing conference in person or by telephone and be prepared to discuss availability for the purpose of identifying a hearing date. If participating by telephone, please dial **1-720-279-0026** and enter guest code when prompted: **321188#**.

The pre-hearing conference will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, and the adopted Rules of Procedure of the Department, IDAPA 37.01.01. A copy of the Rules of Procedure may be obtained from the Department upon request.

The pre-hearing 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 Kimi White at (208) 287-4815, no later than five (5) days prior to the hearing.

### ORDER

Based upon and consistent with the foregoing, IT IS HEREBY ORDERED that proceedings in this matter are STAYED until the continued pre-hearing conference on March 22, 2017.

IT IS FURTHER ORDERED that, pursuant to the Department's Rule of Procedure 352, the deadline for filing petitions to intervene is extended until March 22, 2017. The Director will accept and may address petitions to intervene during the stay of these proceedings in accordance with the Department's Rules of Procedure.

DATED this 17<sup>th</sup> day of January 2017.

  
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Gary Spackman  
Director

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 17<sup>th</sup> day of January 2017, the above and foregoing was served on the following by the method(s) indicated below:

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