

**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

**ORDER EXTENDING DEADLINE  
FOR PETITIONS TO INTERVENE;  
NOTICE OF CONTINUED  
PREHEARING CONFERENCE**

**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 the 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.

The Director held the prehearing conference on January 12, 2017. All parties were present at the prehearing conference. For reasons stated on the record at the prehearing conference, the parties and Director agreed that the prehearing 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 would extend the time for filing petitions to intervene to March 22, 2017, and would accept and potentially address such petitions during the stay.

On March 20, 2017, SVC filed a *Notice of Withdrawal of Request for Hearing* ("Withdrawal").

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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*.

On March 22, 2017, the Director held the continued prehearing conference. All parties except SVC were present at the prehearing conference. The Director requested input from the parties regarding SVC's Withdrawal. For the reasons stated on the record at the continued prehearing conference, the parties and the Director agreed that the prehearing conference should be continued to April 20, 2017. The Director also agreed to extend the time for filing petitions to intervene to April 20, 2017.

### ORDER

Based upon and consistent with the foregoing, IT IS HEREBY ORDERED that, pursuant to the Department's Rule of Procedure 352, the deadline for filing petitions to intervene is extended through April 20, 2017.

### NOTICE OF CONTINUED PREHEARING CONFERENCE

The Director hereby notifies the parties that the prehearing conference is continued to **April 20, 2017, at 11:00 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 prehearing conference in person or by telephone. If participating by telephone, please dial **1-720-279-0026** and enter guest code when prompted: **581193#**.

The 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 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 or at: <https://adminrules.idaho.gov/rules/current/37/0101.pdf>.

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

DATED this 30<sup>th</sup> day of March 2017.



Gary Spackman  
Director

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 30<sup>th</sup> day of March 2017, the above and foregoing was served on the following by the method(s) indicated below:

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