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IDWR / NORTH

John Andrews
PO Box 384
RATHDRUM ID 83858
724-553-9939
Water Right # 95-010981

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

	Docket No. P-DR-2017-001
IN THE MATTER OF SYTLE'S PETITION FOR DECLARATORY RULING REGARDING DISTRIBUTION OF WATER TO WATER RIGHT NO. 95-0734	**PETITION TO INTERVENE**

COMES NOW the undersigned water user in Water District 95-C (Petitioner), and submits this PETITION TO INTERVENE in the above captioned matter, pursuant to Rules 350 through 354 of the Rules of Procedure of the Idaho Department of Water Resources (IDWR), and in response to the *Notice of Prehearing Conference; Order Setting Deadline for Petitions to Intervene and Appointing Hearing Officer* (Order), issued by the Director of IDWR on April 14, 2017.

1. The Petition to Intervene is Timely.

The Order sets a deadline of May 8 for petitions to intervene in this matter. This petition has been filed on or before that deadline, with the required filing fee of $25. Therefore, the petition is timely.

2. The Petitioner has a Direct and Substantial Interest.

The Petitioner's name and address is set forth above.

The Petitioner is a water user in Water District 95-C. IDWR's decision on Sylte's Petition for Declaratory Ruling may adversely impact other water users in the water district, including the Petitioner. Therefore, the Petitioner has a direct and substantial interest in the matter.

3. The Petition Does not Unduly Broaden the Issues.

The Petitioner does not seek to broaden the issues beyond those set forth in Sylte's Petition for Declaratory Ruling, involving the proper administration of water rights and the distribution of water in Water District 95-C. Therefore, the petition does not unduly broaden the issues in this matter.

4. The Petitioner is Not Adequately Represented by Existing Parties.

Sylte does not represent the interests of the Petitioner water user. The individual Petitioner water user cannot be adequately represented by other individual water users in Water District 95-C, who have their own particular interests. Therefore, the Petitioner is not adequately represented by existing parties to this matter.

For the reasons set forth above, the Petition to Intervene should be granted.

DATED this 20 day of April, 2017.

By_____

Name: John Andrews

Water District 95-C Water User

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 5 day of May, 2017, I caused a true and correct copy of the foregoing **PETITION TO INTERVENE** to be served by the method indicated below, and addressed to the following:

MICHAEL P. LAWRENCE JACK W. RELF GIVENS PURSLEY LLP 601 WEST BANNOCK ST PO BOX 2720 BOISE, ID 83701-2720 mpl@givenspursley.com	(X) U.S. Mail, Postage Prepaid ( ) Hand Delivered ( ) Overnight Mail ( ) Facsimile
Original mailed (or hand delivered) to: IDWR NORTHERN REGIONAL OFFICE 7600 MINERAL DRIVE, SUITE 100 COEUR D'ALENE, ID 83815-7763 <u>with $25.00 filing fee</u>	( ) U.S. Mail, Postage Prepaid (✓) Hand Delivered ( ) Overnight Mail ( ) Facsimile

By _____

Name: John Andrews