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Attorneys for Respondents

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

RANGEN, INC.,

Petitioner,

vs.

THE IDAHO DEPARTMENT OF WATER
RESOURCES and GARY SPACKMAN, in
his capacity as Director of the Idaho
Department of Water Resources,

Respondents,

IDAHO GROUND WATER
APPROPRIATORS, INC., FREMONT
MADISON IRRIGATION DISTRICT,
BURLEY IRRIGATION DISTRICT,
MILNER IRRIGATION DISTRICT,
AMERICAN FALLS RESERVOIR
DISTRICT #2, MINIDOKA IRRIGATION
DISTRICT, NORTH SIDE CANAL
COMPANY, TWIN FALLS CANAL

Case No. CV-2014-1338
(Consolidated Gooding County Case No.
CV-2014-179)

**IDWR'S OBJECTION TO THE
CLERK'S RECORD**

Supreme Court Docket Nos. 42772-2015,
42775-2015, and 42863-2015

COMPANY, AND THE CITY OF
POCATELLO,

Intervenors.

COME NOW Respondents, the Idaho Department of Water Resources (“IDWR”) and Gary Spackman in his capacity as Director of IDWR, by and through their undersigned attorneys of record and object to the February 5, 2015 *Clerk’s Record on Appeal* (“Record”). In a letter (“Letter”) included with the Record, the Clerk of the Court stated that objections to the Record must be filed no later than March 5, 2015. IDWR’s objection is therefore timely. *See* Idaho Appellate Rule 29. Furthermore, the Letter stated that any objection must be filed “together with a Notice of Hearing” *Letter* at 1.

IDWR requests that the documents listed below be included in the Record:

- *Petition for Judicial Review*, dated March 28, 2014 (CV-2014-179)
- *Notice of Reassignment*, dated March 28, 2014 (CV-2014-179)
- *Notice of Appearance* (Rangen, Inc.), dated April 3, 2014 (CV-2014-179)
- *Cross-Petition for Judicial Review*, dated April 3, 2014 (CV-2014-179)
- *Notice of Appearance* (FMID), dated April 7, 2014 (CV-2014-179)
- *Notice of Appearance* (SWC), dated April 9, 2015 (CV-2014-179)
- *Notice of Appearance* (Pocatello), dated April 10, 2015 (CV-2014-179)
- *Order Treating Appearances as Motions to Intervene and Granting Same*, dated April 22, 2014 (CV-2014-179)
- Rangen, Inc.’s Opening Brief, dated July 11, 2014 (CV-2014-1338)
- IGWA’s Opening Brief, dated July 14, 2014 (CV-2014-1338)
- Rangen, Inc.’s Reply Brief, dated August 21, 2014 (CV-2014-1338)

A Notice of Hearing is being filed contemporaneously herewith.

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DATED this 4TH day of March 2015.

LAWRENCE G. WASDEN
ATTORNEY GENERAL
CLIVE J. STRONG
Chief, Natural Resources Division
Deputy Attorney General

A handwritten signature in black ink, appearing to read 'G. Baxter', written over a horizontal line.

GARRICK L. BAXTER
EMMI L. BLADES
Deputy Attorneys General
Idaho Department of Water Resources

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 4th day of March 2015, I caused a true and correct copy of the foregoing document to be filed with the Court and served on the following parties by the indicated methods:

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