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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF DISTRIBUTION OF  
WATER TO WATER RIGHTS HELD BY  
MEMBERS OF THE BIG WOOD & LITTLE  
WOOD WATER USERS ASSOCIATION  
DIVERTING FROM THE BIG WOOD  
RIVER

Docket No. CM-DC-2015-001

IN THE MATTER OF DISTRIBUTION OF  
WATER TO WATER RIGHTS HELD BY  
MEMBERS OF THE BIG WOOD & LITTLE  
WOOD WATER USERS ASSOCIATION  
DIVERTING FROM THE LITTLE WOOD  
RIVER

Docket No. CM-DC-2015-002

**OBJECTION TO AGENCY RECORD**  
*In Re: CITY OF HAILEY AND*  
*BELLEVUE v. SPACKMAN, et al.,*  
**ADA COUNTY DISTRICT COURT**  
**CASE NO. CV-WA-2015-14419**

COMES NOW Sun Valley Company and the Cities of Hailey, Bellevue, Ketchum and Fairfield, by and through undersigned counsel of record, and pursuant to Rule 84(j), Idaho Rules of Civil Procedure and the Notice of Lodging Agency Record with the Agency, dated September 9, 2015, objects to the Agency Record lodged in the matter of *In Re: CITY OF HAILEY AND BELLEVUE v. SPACKMAN, et al.*, ADA COUNTY DISTRICT COURT CASE NO. CV-WA-2015-14419. The lodged Agency Record is comprised of each and every filing or pleading generated by every party in the above-captioned administrative actions. Many of the filings and pleadings are not relevant to the issues on appeal before the District Court, and in the interest of efficiency and judicial economy, Sun Valley Company and the Cities of Hailey, Bellevue, Ketchum and Fairfield submit that the Agency Record on appeal should be narrowed accordingly. Attached hereto as Exhibits A and B are copies of the table of contents of the Agency Record in each of the above-captioned administrative actions, respectively, which Exhibits have been highlighted with the filings Sun Valley Company and the Cities of Hailey, Bellevue, Ketchum and Fairfield propose should comprise the Agency Record on appeal.

DATED this 23rd day of September 2015.

MOFFATT, THOMAS, BARRETT, ROCK &  
FIELDS, CHARTERED

By   
Matthew J. McGee – Of the Firm  
Attorneys for Sun Valley Company

DATED this 23rd day of September 2015.

GIVENS PURSLEY LLP

By:  /for  
Michael C. Creamer  
Attorneys for City of Hailey

DATED this 23rd day of September 2015.

MOORE SMITH BUXTON & TURCKE,  
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By:  /for  
Susan E. Buxton  
Attorneys for Cities of Ketchum and Fairfield

DATED this 23rd day of September 2015.

MCHUGH BROMLEY, PLLC

By:  /for  
Chris M. Bromley  
Attorneys for City of Bellevue

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 23rd day of September 2015, I caused a true and correct copy of the foregoing **OBJECTION TO AGENCY RECORD** *In Re: CITY OF HAILEY AND BELLEVUE v. SPACKMAN, et al.*, ADA COUNTY DISTRICT COURT CASE NO. CV-WA-2015-14419 to be served by the method indicated below, and addressed to the following:

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Matthew J. McGee

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### **AGENCY RECORD**

Prepared by the Idaho Department of Water Resources  
City of Hailey, et al. v. IDWR; CV-WA-2015-14419  
Filed August 18, 2015

In the Matter of Distribution of Water to Water Rights Held by Members of the  
Big Wood & Little Wood Water Users Association Diverting from the Big Wood River  
(Big Wood Delivery Call) IDWR Docket No. CM-DC-2015-001

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