

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

IN THE MATTER OF THE AMENDED THIRD  
MITIGATION PLAN FILED BY THE IDAHO  
GROUND WATER APPROPRIATORS FOR THE  
DISTRIBUTION OF WATER TO WATER RIGHT  
NOS. 36-02551 & 36-07694 IN THE NAME OF  
RANGEN, INC., AND OTHER WATER RIGHTS IN  
WATER DISTRICT 36A.

Docket No. CM-MP-2014-005

**NOTICE OF STATUS  
CONFERENCE AND  
HEARING**

On June 10, 2014, the Idaho Ground Water Appropriators, Inc. (“IGWA”) filed *IGWA’s Amended Third Mitigation Plan and Request for Hearing* (“Third Mitigation Plan”) with the Idaho Department of Water Resources (“Department”).

Notice of the Third Mitigation Plan was published in the newspapers of the Idaho Mountain Express and the Mountain Home News on June 18 and 25, 2014, and the Times-News on June 19 and 26, 2014. Protests were filed by Ruth Musser-Lopez, Hope I. Musser Trustee, Little Sky Farms, Thousand Springs Water Users Association, Inc., Rangen, Inc., Kathleen McKenzie, Bret McKenzie, Vaughn McKnight, Jamie & Katherine Martin, Blind Canyon Aquaranch, Inc., U.S. Fish & Wildlife Service, Buckeye Farms, and Robert & Susan Gisler.

**NOTICE OF STATUS CONFERENCE**

The Director of the Department hereby notifies the parties that a status conference in this matter will be held on July 23, 2014, at 10:00 a.m., at the Department’s State Office, located at 322 E. Front Street, 6<sup>th</sup> Floor Conference Rooms C and D, Boise, Idaho.

All parties to the matter must be represented at the status conference in person or by telephone. If participating by telephone, please dial 215-446-0193 and provide participant code: 275568#.

The purpose of the status conference will be to discuss IGWA’s Third Mitigation Plan and preparation for hearing.

## NOTICE OF HEARING

The Director also hereby provides notice that a hearing on IGWA's Third Mitigation Plan is set for September 8-10, 2014, beginning at 9:00 a.m., at the Department's State Office, located at 322 E. Front Street, 6th Floor Conference Rooms B, C and D, Boise, Idaho. The presiding officer at the hearing will be Director Gary Spackman.

If you plan to offer exhibits for the record at the hearing, note that Rule 606 of the Department's Rules of Procedure requires that a copy be provided to each party and the presiding officer whose mailing address is P.O. Box 83720, Boise, Idaho 83720-0098.

The status conference and the hearing 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 status conference and the hearing 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 Deborah Gibson at (208) 287-4803, no later than five (5) days prior to the hearing.

During the course of the hearing, all parties appearing in this matter will have the opportunity to present information, examine witnesses, and provide argument on issues related to IGWA's Third Mitigation Plan.

DATED this 9<sup>th</sup> day of July, 2014.



GARY SPACKMAN  
Director

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 9<sup>th</sup> day of July, 2014, the above and foregoing document was served on the following by providing a copy of the *NOTICE OF STATUS CONFERENCE AND HEARING*, in the manner(s) selected:

Randall C. Budge  
Thomas J. Budge  
RACINE OLSON NYE BUDGE &  
BAILEY CHARTERED  
201 E. Center St.  
P.O. Box 1391  
Pocatello, ID 83204  
[rcb@racinelaw.net](mailto:rcb@racinelaw.net)  
[tjb@racinelaw.net](mailto:tjb@racinelaw.net)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

Fritz X. Haemmerle  
Haemmerle Haemmerle  
P.O. Box 1800  
Hailey, ID 83333-1800  
[fxh@haemlaw.com](mailto:fxh@haemlaw.com)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

Robyn Brody  
Brody Law Office, PLLC  
P.O. Box 554  
Rupert, ID 83350-0554  
[robynbrody@hotmail.com](mailto:robynbrody@hotmail.com)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

J. Justin May  
May Browning & May PLLC  
1419 W Washington  
Boise, ID 83702-5039  
[jmay@maybrowning.com](mailto:jmay@maybrowning.com)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

John K. Simpson  
Travis L. Thompson  
Paul L. Arrington  
BARKER ROSHOLT & SIMPSON, LLP  
195 River Vista Place, Suite 204  
Twin Falls, Idaho 83301-3029  
[jks@idahowaters.com](mailto:jks@idahowaters.com)  
[tlt@idahowaters.com](mailto:tlt@idahowaters.com)  
[pla@idahowaters.com](mailto:pla@idahowaters.com)  
[jlw@idahowaters.com](mailto:jlw@idahowaters.com)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

Ruth Musser-Lopez  
420 E. Street  
Needles, CA 92363  
[RUTH@RiverAHA.org](mailto:RUTH@RiverAHA.org)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

C. Tom Arkoosh  
Arkoosh Law  
P.O. Box 2900  
Boise, ID 83701  
[tom.arkoosh@arkoosh.com](mailto:tom.arkoosh@arkoosh.com)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

Marjorie M. Mikels  
201 N. First Ave., Ste 100  
Upland, CA 91786  
[m4justice@verizon.net](mailto:m4justice@verizon.net)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

Kathleen McKenzie  
P.O. Box 109  
Hagerman, ID 83332  
[knbmac@q.com](mailto:knbmac@q.com)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

Bret McKenzie  
P.O. Box 472  
Hagerman, ID 83332  
[knbmac@q.com](mailto:knbmac@q.com)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail

Vaughn McKnight  
18011 N. Hwy 30  
Hagerman, ID 83332

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 E-mail

Jamie & Katherine Martin  
2561 Vineyard Alley  
Hagerman, ID 83332

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 E-mail

Blind Canyon Aquaranch, Inc.  
c/o Gary Lemmon  
27257 South 1050 East  
Hagerman, ID 83332  
[glemmon@northrim.net](mailto:glemmon@northrim.net)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 E-mail

U.S. Fish & Wildlife Service  
c/o Tim Mayer  
911 NE 11<sup>th</sup> Ave.  
Portland, OR 97232-4181  
[tim.mayer@fws.gov](mailto:tim.mayer@fws.gov)

U.S. Certified Mail, Postage Prepaid  
 Hand Delivery  
 Facsimile  
 E-mail



Deborah Gibson  
Administrative Assistant for the Director