Exhibit C
Daho Conjunctive Management Rules & Ground Water District Formation

Bailey, Idaho

March 7, 2014

Tim Luke, IDWR
Conjunctive Management of Surface and Ground Water Resources

- Conjunctive Management Rules
  - IDAPA 37.03.11
  - Authorized by I.C. § 42-603

- IDWR Adopted 1994
  - (approved by Legislature 1995)
Delivery Calls and Mitigation in a Water District (process/timeframe)

- Senior must submit petition alleging injury by junior users and identify senior rights being injured

- Initial investigation by Water District watermaster and IDWR
  - Director may request additional information from Senior (senior does not bear burden to determine/prove injury)
Delivery Calls and Mitigation in a Water District (process/timeframe)

- IDWR Director considers factors to determine material injury
  - Matter generally handled as contested case as per IDAPA Rules
  - Pre-hearing schedule
    - Information gathered/provided by both senior and junior right holders; expert reports/analyses; motions; depositions etc.
  - Hearing scheduled and held
Delivery Calls and Mitigation in a Water District (process/timeframe)

- Time from Delivery Call Petition to Hearing
  - May take up to one year or more:
    - May depend on complexity of case and parties
    - May depend on availability of ground water model

- Post Hearing
  - Director review and consideration
  - May require use of ground water model
    - Injury determination does not require model but model may be necessary to determine extent of injury & complete order