

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

IN THE MATTER OF THE
ADMINISTRATION AND ACCOUNTING
OF THE PRACTICE OF ROTATING
NATURAL FLOW WATER RIGHTS INTO
MACKAY RESERVOIR FOR STORAGE

**NOTICE OF STATUS CONFERENCE
FOR THE 2022 IRRIGATION
SEASON; ORDER REQUIRING
STAFF MEMORANDUM**

On February 9, 2022, the parties to the above-captioned contested case participated in a status conference. At the status conference, the parties heard a summary of the IDWR staff memorandum evaluating the 2021 implementation of the watermaster instructions. The parties also discussed refinements to the watermaster instructions identified in the staff memorandum. Consistent with the process used for the 2021 irrigation season, the parties, Water District 34 Watermaster, Lucas Yockey, and IDWR staff will collaboratively evaluate the 2022 implementation of the watermaster instructions.¹ Following this cooperative effort, IDWR staff will prepare a staff memorandum containing recommended amendments to the watermaster instructions regarding rotation into storage that will be circulated to the parties before the status conference for the 2022 irrigation season.

NOTICE OF STATUS CONFERENCE

The Director hereby notifies the parties that a status conference will be held on **February 9, 2023, at 10:30 a.m. (MST)**, at the offices of the Department located at 322 E. Front Street, 6th Floor, Boise, Idaho. The purpose of the status conference will be to evaluate how the watermaster instructions regarding rotation for credit in WD34 worked for the 2022 irrigation season. The presiding officer will be the Director, Gary Spackman.

All parties to the matter must be represented at the status conference in person or by telephone (please dial **1-720-279-0026** and enter the guest code followed by the pound sign when prompted: **432976#**).

The status conference 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 or at: <https://adminrules.idaho.gov/rules/current/37/370101.pdf>.

The status conference 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 Sarah Tschohl at (208) 287-4815, no later than five (5) days prior to the conference.

¹ Concurrent with this notice and order, the Director is issuing the *Second Amended Interlocutory Order Regarding Instructions to Water District 34 Watermaster*, which shall govern the administration and accounting of rotation for credit unless and until they are modified by the Director.

ORDER

IT IS HEREBY ORDERED that IDWR staff, the Water District 34 Watermaster, Lucas Yockey, and the parties shall collaboratively evaluate the 2022 implementation of the Director's *Second Amended Interlocutory Order Regarding Instructions to Water District 34 Watermaster*.

IT IS FURTHER ORDERED that, following the cooperative analysis, IDWR staff shall prepare a staff memorandum evaluating the 2022 implementation of the *Second Amended Interlocutory Order Regarding Instructions to Water District 34 Watermaster* and recommending refinements to the watermaster instructions.

IT IS FURTHER ORDERED that the staff memorandum shall be circulated to all parties no later than **February 2, 2023**.

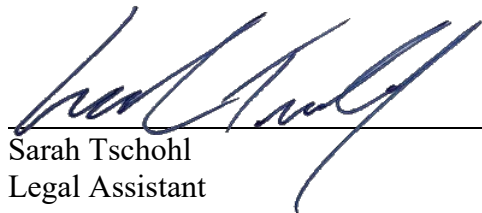
Dated this 14th day of February 2022.


GARY SPACKMAN
Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 14th day of February 2022, I caused to be served a true and correct copy of the foregoing *Notice of Status Conference for the 2022 Irrigation Season; Order Requiring Staff Memorandum*, by the method indicated below, upon the following:

Lucas Yockey P.O. Box 53 Mackay, Idaho 83251 watermaster34@atcnet.net	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email
Fritz X. Haemmerle Haemmerle Law, PLLC P.O. Box 1800 Hailey, Idaho 83333 fxh@haemlaw.com	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email
W. Kent Fletcher Fletcher Law Offices P.O. Box 248 Burley, Idaho 83318 wkf@pmt.org	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email
Mitchell D. Sorensen 3871 W. 2500 N. Moore, Idaho 83255 soremd@gmail.com	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email
Young Harvey Walker 2338 N. 2930 W. Arco, Idaho 83213 why@atcnet.net	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Email



 Sarah Tschohl
 Legal Assistant