

Document Overview

The *Scheduling Order; Notice of Hearing; Order Authorizing Discovery* (Oct. 15, 2014) stated that the staff memorandum requested by the Director would “provide an overview of the documents the Department believes are relevant to this proceeding and will explain how the documents may be reviewed.” *Id.* at 3.

This proceeding was initiated “to address and resolves concerns with and/or objections to how water is counted or credited toward the fill of water rights for the federal on-stream reservoirs pursuant to existing procedures of accounting in Water District 63.” *Notice of Contested Case and Formal Proceedings, and Notice of Status Conference* (Oct. 24, 2013). The federal on-stream reservoirs to which water is distributed in Water District 63’s existing water right accounting system are: Lucky Peak, Arrowrock, and Anderson Ranch (collectively, “the federal reservoirs”).

Documents that may be relevant to this proceeding include the documents identified below. This listing is not intended to restrict the parties to these documents but rather to notify the parties of potentially relevant documents.

1. The water right licenses and decrees for the federal reservoirs, under the following water right numbers: 63-3618 (Lucky Peak), 63-303, 63-3613, (Arrowrock), 63-3614 (Anderson Ranch). These documents can be accessed through the Department’s online “Water Right Research” webpage.¹ SRBA partial decrees can be accessed through the SRBA website.²
2. The SRBA water right claims, recommendations, and (if applicable) disallowal orders or decrees for the federal reservoirs, under the following water right claim numbers: 63-3618 (Lucky Peak), 63-303, 63-3613, 63-2158, 63-5261, 63-5262(Arrowrock), 63-3614, 63-5261 (Anderson Ranch). These documents can be accessed through the Department’s online “Water Right Research” webpage, and/or through the SRBA website.
3. Filings made by the parties and all orders entered by the Court in the SRBA proceedings for the above-listed water rights and water rights claims. These documents can be accessed through the SRBA website; many can also be accessed through the Department’s online “Water Right Research” webpage.
4. Documents in the Department’s files for each of the above-listed water rights and water rights claims. Most of these documents are available online at the Department’s website, through the “Water Right Research” webpage. The Department’s hard copy water right files can be reviewed at the Department’s state office in Boise.

¹ The Department’s online water right database can be accessed at the following URL: <http://www.idwr.idaho.gov/apps/ExtSearch/WRAJSearch/WRADJSearch.aspx>.

² The SRBA website URL is: <http://www.srba.state.id.us/>.

5. Filings and orders in non-SRBA judicial proceedings regarding or implicating the federal reservoirs, including but not limited to *Pioneer Irr. Dist. v. American Ditch Ass'n., et al.* (7th Jud. Dist.)(Feb. 14, 1929) ("Bryan Decree"); *Farmers' Cooperative Ditch Co., Inc. v. Riverside Irr. Dist., Ltd., et al.* (7th Jud. Dist.)(Jan. 18, 1906) ("Stewart Decree").

The Department has copies of some of these documents and will make these copies available on the Department's website.

6. The annual watermaster reports for Water District 63 (the "Black Books"). Hard copies can be reviewed at the Water District 63 office in Star and/or at the Department's state office in Boise upon request.
7. All other Water District 63 records of water distribution, water accounting, and/or reservoir operations, including but not limited to reports, analyses, manuals, printouts, correspondence, memoranda, presentations, advisory committee minutes, etc. These can be reviewed at the Water District 63 offices in Star upon request. The Department has copies of some of these documents and will make these copies available on the Department's website.
8. The transcripts and exhibits of the *Deposition of Robert J. Sutter, SRBA Subcase No. 63-3618 (Lucky Peak Reservoir) (Volume I)* (Mar. 28, 2008) and the *Deposition of Robert J. Sutter, SRBA Subcase No. 63-3618 (Lucky Peak Reservoir) (Volume II)* (Apr. 16, 2008). While many parties to these subcases already have copies of these transcripts and exhibits, the Department will make copies available on the Department's website.
9. The federal legislation authorizing the federal reservoirs, including legislative history such as reports, hearing transcripts, etc., and any subsequent amendatory legislation. Also any federal regulations, reports, manuals, operating procedures, correspondence, contracts, agreements, etc., pertaining to the operation of the federal reservoirs. The Department has copies of some of these documents and will make these copies available on the Department's website.