

From: Andy Waldera [mailto:andy@sawtoothlaw.com]

Sent: Tuesday, July 6, 2021 3:19 PM

To: Costello, Sean <Sean.Costello@idwr.idaho.gov>; Amy Johnson <ajohnson@idl.idaho.gov>; Ann Vonde <ann.vonde@ag.idaho.gov>; Bryce Farris <bryce@sawtoothlaw.com>; Candice McHugh <cmchugh@mchughbromley.com>; Charlie Baser <charliebaser@givenspursley.com>; Chris Bromley <cbromley@mchughbromley.com>; Chris Meyer <chrismeyer@givenspursley.com>; Dan Condren <dcondren@somachlaw.com>; Debby Long <debby@sawtoothlaw.com>; Dylan Lawrence <dylanlawrence@varinwardwell.com>; Jared Fluckiger <jared@racineolson.com>; Jerry Rigby <jrigby@rex-law.com>; Johanna Bell <jbelle@idahocities.org>; John Murdock <john.murdock@sol.doi.gov>; Kent Fletcher <wkf@pmt.org>; Marie Callaway Kellner <mkellner@idahoconservation.org>; Mike Lawrence <mpl@givenspursley.com>; Norm Semanko <nsemanko@parsonsbehle.com>; Paul Arrington <paul@iwua.org>; Rebecca Moon <rebecca.moon@simplot.com>; Ron Miller <leggett1946@gmail.com>; Sarah Higer <swh@idahowaters.com>; Sarah Klahn <sklahn@somachlaw.com>; Scott Pugrud <spugrud2@idahopower.com>; Tessa <tessa@racineolson.com>; TJ Budge <tj@racineolson.com>; Vic Conrad <vic.conrad@simplot.com>

Cc: Weaver, Mathew <Mathew.Weaver@idwr.idaho.gov>; Baxter, Garrick <Garrick.Baxter@idwr.idaho.gov>; Anderson, Peter <Peter.Anderson@idwr.idaho.gov>; Cefalo, James <James.Cefalo@idwr.idaho.gov>

Subject: RE: IDWR Procedural Negotiated Rulemaking Meeting Summary

Good afternoon, Sean (and All).

Attached are a few suggested revisions and comments embedded within the Word document you sent out. Please forgive us for being late to the party, particularly if my margin comments were the subject of prior discussion amongst the group and decided accordingly. We've just been unable to better participate until now.

It looks like my proposed revisions show up in light blue text (at least when I open the attachment on my end).

If you have any questions, please feel free to give me a call.

Regards,
Andy

Andrew J. Waldera

SAWTOOTH LAW OFFICES, PLLC

andy@sawtoothlaw.com

www.sawtoothlaw.com

Telephone: (208) 629-7447 ext. 216

Facsimile: (208) 629-7559

P.O. Box 7985, Boise, Idaho, 83707

NOTICE: This e-mail, including attachments, constitutes a confidential attorney-client communication. It is not intended for transmission to, or receipt by, any unauthorized persons. If you have received this communication in error, do not read it. Please delete it from your system without copying it, and notify the sender by reply e-mail or by calling (208) 629-7447, so that our address record can be corrected. Thank you.

From: Costello, Sean <Sean.Costello@idwr.idaho.gov>

Sent: Thursday, June 24, 2021 11:23 AM

To: Amy Johnson <ajohnson@idl.idaho.gov>; Andy Waldera <andy@sawtoothlaw.com>; Ann Vonde <ann.vonde@ag.idaho.gov>; Bryce Farris <bryce@sawtoothlaw.com>; Candice McHugh <cmchugh@mchughbromley.com>; Charlie Baser <charliebaser@givenspursley.com>; Chris Bromley <cbromley@mchughbromley.com>; Chris Meyer <chrismeyer@givenspursley.com>; Dan Condren <dcondren@somachlaw.com>; Debby Long <debby@sawtoothlaw.com>; Dylan Lawrence <dylanlawrence@varinwardwell.com>; Jared Fluckiger <jared@racineolson.com>; Jerry Rigby <jrigby@rex-law.com>; Johanna Bell <jbelle@idahocities.org>; John Murdock <john.murdock@sol.doi.gov>; Kent Fletcher <wkf@pmt.org>; Marie Callaway Kellner <mkellner@idahoconservation.org>; Mike Lawrence <mpl@givenspursley.com>; Norm Semanko <nsemanko@parsonsbehle.com>; Paul Arrington <paul@iwua.org>; Rebecca Moon <rebecca.moon@simplot.com>; Ron Miller <leggett1946@gmail.com>; Sarah Higer <swh@idahowaters.com>; Sarah Klahn <sklahn@somachlaw.com>; Scott Pugrud <spugrud2@idahopower.com>; Tessa <tessa@racineolson.com>; TJ Budge <tj@racineolson.com>; Vic Conrad <vic.conrad@simplot.com>

Cc: Weaver, Mathew <Mathew.Weaver@idwr.idaho.gov>; Baxter, Garrick <Garrick.Baxter@idwr.idaho.gov>; Anderson, Peter <Peter.Anderson@idwr.idaho.gov>; Cefalo, James <James.Cefalo@idwr.idaho.gov>

Subject: IDWR Procedural Negotiated Rulemaking Meeting Summary

All – As promised I've attached a Word version of Strawman 2.0 to this email. The meeting audio will be available on the [Procedural Rulemaking webpage](#) later today.

Here is our anticipated schedule:

1. Second round of written comments due **July 7, 2021**;
2. *Notice of Rulemaking – Proposed Rule & Proposed Text* submitted **July 30** for publication **September 1**;
3. Around the time of the submission to OAR, IDWR will provide a second response document to stakeholders;
4. Comment period on *Proposed Text* and *Notice* will be **September 1 – September 22**; and
5. I will send out a specific link to the *Notice* and *Proposed Text* to the group once the Bulletin publishes.

Thanks again,

Sean Costello | Deputy Attorney General
Idaho Department of Water Resources
322 E. Front St., P.O. Box 83720
Boise, Idaho 83720-0098
Direct: (208) 287-4809
sean.costello@idwr.idaho.gov

NOTICE: The e-mail may be confidential, privileged, and exempt from public disclosure, and the sender intends that it be used only by the individual or entity named above. If you are not the intended recipient, then you may not use, disclose, copy, or distribute the e-mail or its contents. If you believe you have received this e-mail in error, please immediately notify the sender and delete the copy you received