

Christopher H. Meyer [ISB No. 4461]
Michael P. Lawrence [ISB No. 7288]
GIVENS PURSLEY LLP
601 W Bannock St
Boise, Idaho 83702
PO Box 2720
Boise, Idaho 83701-2720
Office: (208) 388-1200
Fax: (208) 388-1300
www.givenspursley.com
Attorneys for Applicant SUEZ Water Idaho Inc.

RECEIVED
DEC 01 2017
DEPARTMENT OF
WATER RESOURCES

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF INTEGRATED
MUNICIPAL APPLICATION PACKAGE
("IMAP") OF SUEZ WATER IDAHO INC.,
BEING A COLLECTION OF INDIVIDUAL
APPLICATIONS FOR TRANSFERS OF
WATER RIGHTS AND APPLICATIONS
FOR AMENDMENT OF PERMITS.

**SUEZ'S NOTICE OF WITHDRAWAL OF
WATER RIGHT NOS. 63-2892 AND
63-12055 (CORRECTED)**

TABLE OF CONTENTS

WITHDRAWAL OF WATER RIGHTS FROM IMAP 3

DISCUSSION 3

 I. Ranney Collector Rights 3

 II. Surface Rights 4

CONCLUSION..... 4

CERTIFICATE OF SERVICE 6

CORRECTION

Please take notice that the previous filing of this notice dated November 28, 2017 contained an error in the caption and footer. Water Right No. 63-2892 was correctly referenced in the body of the filing, but the caption and header incorrectly referenced that right as No. 63-2829. The prior filing dated November 28, 2017 is hereby withdrawn. Except for this correction, today's filing is identical to the filing of November 28, 2017.

WITHDRAWAL OF WATER RIGHTS FROM IMAP

Pursuant to the Department's Rule of Procedure 305, IDAPA 37.01.01.305, Applicant SUEZ Water Idaho Inc. ("SUEZ") provides this notice of withdrawal of the transfer application for decreed ground water right No. 63-2892 (Ranney collectors at Marden Treatment Plant) and the permit amendment application for surface water permit No. 63-12055 (Boise River at Marden Treatment Plant) from the IMAP.

DISCUSSION

I. RANNEY COLLECTOR RIGHT NO. 63-2892

The Ranney collectors¹ at Suez's Marden Treatment Plant² are served by four water rights. These are discussed in section V(C)(3) at page 12 of the *2017 Update* and in section VI at page 7 of *Suez's 2017 Supplement to the Update Report, Addressing APODs*. As noted previously, only one of the Ranney collector rights (No. 63-2892) is included in the IMAP. The other three were excluded to moot an issue regarding the need to re-advertise the IMAP.

Having one of the Ranney collector rights in the IMAP and others excluded has led to confusion. Confusion also has resulted from how the three "mini-APODs" sought for the

¹ Ranney is a company/brand name for a type of ground water collector well employing screens driven radially and horizontally from the well.

² The Marden Treatment Plant and the Columbia Treatment Plant (referenced below) treat raw surface water before it enters SUEZ's municipal delivery system.

Ranney collector rights interact with the 81 “global APODs” sought for SUEZ’s other ground water rights. Accordingly, in order simplify and streamline the IMAP proceeding, SUEZ had elected to withdraw this decreed ground water right from the package of transfers and permit amendment applications that make up the IMAP.

II. SURFACE RIGHT NO. 63-12055

SUEZ holds two permits for surface water (Nos. 63-12055 and 63-31409). No. 63-12055 is included in the IMAP. No. 63-31409 is not included in the IMAP because the permit was not issued at the time the IMAP was filed.

In the IMAP, SUEZ has sought another set of “mini-APODs” for No. 63-12055 allowing water to be diverted at either the Marden Treatment Plant or the Columbia Treatment Plant. As with the Ranney collector right discussed above, these “mini-APODs” have led to some confusion. Accordingly, in order to streamline and simplify the IMAP, SUEZ has determined to withdraw this application for permit amendment from the IMAP.

CONCLUSION

As a result of the withdrawal of these water rights, the IMAP no longer seeks any “mini-APODs.” The IMAP will consist solely of 101 ground water rights. Eleven ground water rights and 13 surface water rights (including exchanges and storage contracts) in SUEZ’s water right portfolio are excluded from the IMAP, but continue to be displayed and evaluated for purposes of the gap analysis.

Respectfully submitted this 1st day of December, 2017.

GIVENS PURSLEY LLP

By 
Christopher H. Meyer

By 
Michael P. Lawrence

Attorneys for SUEZ Water Idaho Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 1st day of December, 2017, the foregoing was filed, served, and copied as shown below. Service by email is authorized by the Hearing Officer's Order of September 11, 2017 at page 3.

DOCUMENT FILED:

IDAHO DEPARTMENT OF WATER RESOURCES	<input type="checkbox"/>	U. S. Mail
P.O. Box 83720	<input checked="" type="checkbox"/>	Hand Delivered
Boise, ID 83720-0098	<input type="checkbox"/>	Overnight Mail
Hand delivery or overnight mail:	<input type="checkbox"/>	Facsimile
322 East Front Street	<input type="checkbox"/>	E-mail
Boise, ID 83702		

SERVICE COPIES TO IDWR, PROTESTANTS, INTERVENORS, AND INTERESTED PARTIES:

Stephan L. Burgos	<input type="checkbox"/>	U. S. Mail
Director	<input type="checkbox"/>	Hand Delivered
Public Works Department	<input type="checkbox"/>	Overnight Mail
CITY OF BOISE	<input type="checkbox"/>	Facsimile
PO Box 500	<input checked="" type="checkbox"/>	E-mail
Boise, ID 83701-0500		
Facsimile: (208) 433-5650		
sburgos@cityofboise.org		
Hand delivery or overnight mail:		
150 N Capitol Blvd, City Hall #1		
Boise, ID 83702		
<i>(For the City of Boise, intervenor in support)</i>		

Abigale R. Germaine, Esq.	<input type="checkbox"/>	U. S. Mail
Assistant City Attorney	<input type="checkbox"/>	Hand Delivered
City Attorney's Office	<input type="checkbox"/>	Overnight Mail
CITY OF BOISE	<input type="checkbox"/>	Facsimile
PO Box 500	<input checked="" type="checkbox"/>	E-mail
Boise, ID 83701-0500		
Facsimile: (208) 384-4454		
agermaine@cityofboise.org		
Hand delivery or overnight mail:		
150 N Capitol Blvd		
Boise, ID 83702		
<i>(For the City of Boise, intervenor in support)</i>		

Warren Stewart, P.E.
City Engineer
Public Works Department
CITY OF MERIDIAN
33 E Broadway Ave, Ste 200
Meridian, ID 83642
Facsimile: (208) 898-9551
wstewart@meridiancity.org
(For the City of Meridian, intervenor in support)

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Kyle Radek, P.E.
Assistant City Engineer, Engineering Division
Public Works Department
CITY OF MERIDIAN
33 E Broadway Ave, Ste 200
Meridian, ID 83642
Facsimile: (208) 898-9551
kradek@meridiancity.org
(For the City of Meridian, intervenor in support)

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Charles L. Honsinger, Esq.
HONSINGER LAW, PLLC
PO Box 517
Boise, ID 83701
Facsimile: (208) 908-8065
honsingerlaw@gmail.com
(For the City of Meridian, intervenor in support)

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Brent Orton, P.E., MSC
Public Works Director, City Engineer
CITY OF CALDWELL
621 East Cleveland Blvd.
Caldwell, ID 83605
Facsimile: (208) 455-3012
borton@cityofcaldwell.org
(For the City of Caldwell, intervenor in support)

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Christopher E. Yorgason, Esq.
Middleton City Attorney
YORGASON LAW OFFICES, PLLC
6200 N Meeker Pl
Boise, ID 83713
Facsimile: (208) 375-3271
chris@yorgasonlaw.com
(For the City of Middleton, protestant)

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Cherese D. McLain, Esq.
MOORE, SMITH, BUXTON & TURCKE, CHARTERED
950 W Bannock St, Ste 520
Boise, ID 83702
Facsimile: (208) 331-1202
cdm@msbtlaw.com
*(For the Star Water & Sewer District, protestant
and for the City of Eagle, interested party)*

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

S. Bryce Farris, Esq.
Andrew J. Waldera, Esq.
SAWTOOTH LAW OFFICES, PLLC
PO Box 7985
Boise ID 83707
Facsimile: (208) 629-7559
bryce@sawtoothlaw.com
andy@sawtoothlaw.com

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Hand delivery or overnight mail:
1101 W River St, Ste 110
Boise ID 83702
*(For Nampa Meridian Irrigation District and
Settlers Irrigation District, protestants)*

Albert P. Barker, Esq.
Shelley M. Davis, Esq.
BARKER, ROSHOLT & SIMPSON, LLP
PO Box 2139
Boise, ID 83701-2139
Facsimile: (208) 344-6034
apb@idahowaters.com
smd@idahowaters.com

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Hand delivery or overnight mail:
1010 W Jefferson, Ste 102
Boise, ID 83702
*(For Boise Project Board of Control, Big Bend
Irrigation District, Boise-Kuna Irrigation District,
and Wilder Irrigation District, protestants)*

Richard T. Roats, Esq.
City Attorney
CITY OF KUNA
PO Box 13
Kuna, ID 83634
Facsimile: (208) 922-5989
rroats@kunaID.gov
kunaattorney@icloud.com
(For the City of Kuna, interested party)

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

COURTESY COPIES TO:

James Cefalo
Hearing Officer
Eastern Regional Office
Idaho Department of Water Resources
900 North Skyline Dr., Ste. A
Idaho Falls ID 83402-6105
Facsimile: (208) 525-7177
james.cefalo@idwr.idaho.gov

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Kimi White
Paralegal
IDAHO DEPARTMENT OF WATER RESOURCES
PO Box 83720
Boise, ID 83720-0098
Facsimile: (208) 287-6700
kimi.white@idwr.idaho.gov
Hand delivery or overnight mail:
322 E Front St
Boise, ID 83702

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Garrick L. Baxter, Esq.
Deputy Attorney General
IDAHO DEPARTMENT OF WATER RESOURCES
PO Box 83720
Boise, ID 83720-0098
Facsimile: (208) 287-6700
garrick.baxter@idwr.idaho.gov
Hand delivery or overnight mail:
322 E Front St
Boise, ID 83702

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Emmi Blades, Esq.
Deputy Attorney General
IDAHO DEPARTMENT OF WATER RESOURCES
PO Box 83720
Boise, ID 83720-0098
Facsimile: (208) 287-6700
emmi.blades@idwr.idaho.gov
Hand delivery or overnight mail:
322 E Front St
Boise, ID 83702

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Nick Miller, P.E.
Manager
Western Regional Office
IDAHO DEPARTMENT OF WATER RESOURCES
2735 Airport Way
Boise, ID 83705-5082
Facsimile: (208) 334-2348
nick.miller@idwr.idaho.gov

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Chris M. Bromley, Esq.
McHugh Bromley PLLC
380 S 4th St, Ste 103
Boise, ID 83702
Facsimile: (208) 287-0864
cbromley@mchughbromley.com
(For the City of Boise, intervenor in support)

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

John Roldan, P.E.
Strategic Water Resources Manager
Public Works Department
CITY OF BOISE
PO Box 500
Boise, ID 83701-0500
Facsimile: (208) 433-5650
jroldan@cityofboise.org
Hand delivery or overnight mail:
150 N Capitol Blvd
Boise, ID 83702
(For the City of Boise, intervenor in support)

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Garrick Nelson, P.E.
Staff Engineer II
Public Works Department
CITY OF MERIDIAN
33 E Broadway Ave, Ste 200
Meridian, ID 83642
Facsimile: (208) 898-9551
gnelson@meridiancity.org
(For the City of Meridian, intervenor in support)

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Bob Bachman
Public Works Director
CITY OF KUNA
PO Box 13
Kuna, ID 83634
Facsimile: None
bbachman@kunaID.gov
Hand delivery or overnight mail:
6950 S Ten Mile Rd
Meridian, ID 83634
(For the City of Kuna, interested party)

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Kathleen Marion Carr, Esq.
Office of the Field Solicitor
U.S. DEPARTMENT OF THE INTERIOR
960 Broadway Ave, Ste 400
Boise, ID 83706
Facsimile: (208) 334-1918
kathleenmarion.carr@sol.doi.gov

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

E. Gail McGarry
Program Manager, Water Rights & Acquisitions
U.S. BUREAU OF RECLAMATION
Pacific Northwest Regional Office
1150 N Curtis Rd
Boise, ID 83706-1234
Facsimile: (208) 378-5305
emcgarry@usbr.gov

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Matt J. Howard, Esq.
Water Rights Analyst
U.S. BUREAU OF RECLAMATION
Pacific Northwest Regional Office
1150 N Curtis Rd
Boise, ID 83706-1234
Facsimile: (208) 378-5305
mhoward@usbr.gov

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail

Paul L. Arrington, Esq.
Director
Idaho Water Users Association
1010 W Jefferson St, Ste 101
Boise, ID 83702
Facsimile: (208) 344-2744
paul@iwua.org

- U. S. Mail
- Hand Delivered
- Overnight Mail
- Facsimile
- E-mail



Christopher H. Meyer