



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

February 2, 2018

Transmitted by E-mail

Shelley Davis
Barker Rosholt & Simpson, LLP
P.O. Box 2139
Boise, Idaho 83701-2139
smd@idahowater.com

Re: In the Matter of Integrated Municipal Application Package ("IMAP") of Suez Water Idaho for Applications for Transfer of Water Rights and Applications for Amendments of Permits

Dear Ms. Davis,

This letter is to notify you that documents gathered as a courtesy in response to your December 27, 2017 *First Discovery Requests to Idaho Department of Water Resources* in the above-referenced matter are now posted in a zipped file on the Idaho Department of Water Resources' website at the following location: <https://idwr.idaho.gov/legal-actions/administrative-actions/suez-water-idaho-inc-IMAP.html>.

For your reference, your requests and documents responsive to the requests are listed below.

REQUEST NO. 1: Please produce or make available for inspection and photocopying any and all guidance documents, guidance memoranda, policy statements, policy memoranda, or other rules that IDWR relies upon to evaluate the completeness and merits of an application by a municipality or water delivery entity for water rights to serve reasonably anticipated future needs.

RESPONSE TO REQUEST NO. 1: The documents listed below are saved in the folder titled Response No. 1.

1. Administrator's Memorandum Application Processing No. 74 – RAFN Municipal Water Right Handbook (March 16, 2015, version supersedes November 13, 2013, version).
2. Administrator's Memorandum Application Processing No. 63 – Municipal Water Rights (Issued June 15, 1999, and repealed November 15, 2013)
3. Administrator's Memorandum Transfer Processing No. 24 – Transfer Processing Policies & Procedures (December 21, 2009, version superseded January 21, 2009, and October 30, 2002, versions)
4. Workflow Approval Condition Search (search by RAFN keyword) – has some usage guidance included
5. IDWR Population Forecast Tool and Residential Demand Calculator (two spreadsheet tools)
6. Municipal Water Right Application Checklist form
7. Outdated Guidance-Western Region folder
 - a. RAFN
 - i. Licensing RAFN_files folder
 1. Email-Licensing RAFN
 - ii. Administrator's Memorandum Application Processing No. 74 – RAFN Municipal Water Right Handbook (March 16, 2015, version supersedes November 13, 2013 version).
 - iii. RAFN Evaluation for the City of Eagle in Connection with Application for Permit NO. 63-32573, dated June 1, 2011
 - iv. RAFN Rights & Permits 1-2014
 - v. Summary 6-2012
 - b. Municipal Rights & Forfeiture, June 2011
 - c. Municipal Water Right Application Checklist, 2013
 - d. Municipal Appls for Permit processing outline, October 2010

REQUEST NO. 2: Please produce or make available for inspection and photocopying any and all guidance documents, guidance memoranda, policy statements, policy memoranda, or other rules that IDWR relies upon to evaluate whether to approve the use of alternative points of diversion for existing rights of a municipality or water delivery entity.

RESPONSE TO REQUEST NO. 2: The documents listed below are saved in the folder titled Response No. 2.

1. Administrator's Memorandum Transfer Processing No. 24 – Transfer Processing Policies & Procedures (December 21, 2009, version superseded January 21, 2009, and October 30, 2002 versions)
2. Workflow Approval Condition Search (search by PD keyword, export to Excel, and then manually filter to include alternate point of diversion) – has some usage guidance included
3. Adjudication 706 report related to Pocatello case
4. Ketchum and Meridian APOD decisions (transfer 80621 and 79778)

5. Preparation of SRBA Water Right Recommendations for Municipal Claims in the Treasure Valley by Dave Tuthill, May 14, 2004

REQUEST NO. 3: Please produce or make available for inspection and photocopying any non-duplicative documents relied upon, referred to, or referenced in your response to Interrogatory nos. 1 through 8 above.

RESPONSE TO REQUEST NO. 3: N/A.

REQUEST NO. 4: Please produce or make available for inspection and photocopying any notes, letters, e-mails, memoranda, and/or any other documents generated by IDWR or requested to be produced to IDWR from Suez IN THE MATTER INTEGRATED MUNICIPAL APPLICATION PACKAGE ("IMAP") OF UNITED WATER IDAHO INC., now Suez Water Idaho, Inc., that have not previously been produced or made available to those parties participating in the IMAP proceedings.

RESPONSE TO REQUEST NO. 4: The documents listed below are saved in the folder titled Response No. 4.

1. Gary Spackman folder of email correspondence
2. Jeff Peppersack folder of email correspondence

REQUEST NO. 5: If you have withheld any document(s) on the basis of a claimed privilege, please produce a privilege log in conjunction with these responses in conformance with Idaho Rule of Civil Procedure 26(5).

RESPONSE TO REQUEST NO. 5: Please see the Privilege Log saved in the folder titled Response No. 5.

Please contact me if you have any questions.

Sincerely,



Kimi White
Paralegal

cc: All parties listed on the Certificate of Service in this matter (via e-mail)