

District Court - SRBA  
Fifth Judicial District  
In Re: Administrative Appeals  
County of Twin Falls - State of Idaho

JAN 31 2017

By \_\_\_\_\_ Clerk  
\_\_\_\_\_ Deputy Clerk

**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

CITY OF POCATELLO, )  
)  
Petitioner, )  
)  
vs. )  
)  
)  
)  
GARY SPACKMAN in his capacity as )  
Director of the Idaho Department of Water )  
Resources, and the IDAHO DEPARTMENT )  
OF WATER RESOURCES. )  
)  
Respondents, )  
)  
and )  
)  
SOUTH VALLEY GROUND WATER )  
DISTRICT, SUN VALLEY COMPANY, )  
MCCAIN FOODS USA, INC., A&B )  
IRRIGATION DISTRICT, BURLEY )  
IRRIGATION DISTRICT, MILNER )  
IRRIGATION DISTRICT, NORTH SIDE )  
CANAL COMPANY, TWIN FALLS CANAL )  
COMPANY, AMERICAN FALLS )  
RESERVOIR DISTRICT #2, MINIDOKA )  
IRRIGATION DISTRICT, CITY OF BLISS, )  
CITY OF BUHL, CITY OF BURLEY, CITY )  
OF CAREY, CITY OF DECLO, CITY OF )  
DIETRICH, CITY OF GOODING, CITY OF )  
HAZELTON, CITY OF HEYBURN, CITY )  
OF JEROME, CITY OF PAUL, CITY OF )  
RICHFIELD, CITY OF RUPERT, CITY OF )  
WENDELL, and THE IDAHO GROUND )  
WATER APPROPRIATORS, INC. )  
)  
Intervenors. )  
)  
\_\_\_\_\_ )

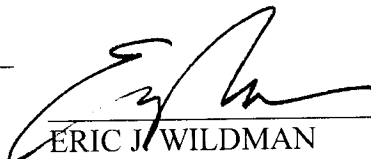
Case No. CV-01-17-67  
**ORDER TREATING  
APPEARANCES AS MOTIONS  
TO INTERVENE AND  
GRANTING SAME**

On January 4, 2017, the Petitioner filed a *Petition for Judicial Review* in the above-captioned matter. *Notices of Appearance* were subsequently filed by the South Valley Ground Water District, Sun Valley Company, McCain Foods USA, Inc., A&B Irrigation District, Burley Irrigation District, Milner Irrigation District, North Side Canal Company, Twin Falls Canal Company, American Falls Reservoir District #2, Minidoka Irrigation District, City of Bliss, City of Buhl, City of Burley, City of Carey, City of Declo, City of Dietrich, City of Gooding, City of Hazelton, City of Heyburn, City of Jerome, City of Paul, City of Richfield, City of Rupert, City of Wendell, and the Idaho Ground Water Appropriators, Inc. Pursuant to the *Procedural Order* issued by the Court, the *Notices of Appearance* will be treated as *Motions to Intervene*. The Court finds that the *Motions to Intervene* are unopposed, as no party has objected to the movants participating in this proceeding. This Court thus finds that the movants are real parties in interest to this proceeding and have interests that could be affected by the outcome of this proceeding. Therefore, in exercising its discretion, this Court finds that the movants are entitled to leave to intervene as parties to this proceeding.

THEREFORE THE FOLLOWING ARE HEREBY ORDERED:

1. The *Motions to Intervene* filed in the above-captioned proceeding are hereby granted.
2. All further captions used in this proceeding shall include the movants as Intervenors as shown above.
3. All further service in this case shall be in accordance with the Certificate of Service attached hereto.

Dated: January 31, 2017

  
ERIC J. WILDMAN  
District Judge

**CERTIFICATE OF MAILING**

I certify that a true and correct copy of the ORDER TREATING APPEARANCES AS MOTIONS TO INTERVENE AND GRANTING SAME was mailed on January 31, 2017, with sufficient first-class postage to the following:

A. DEAN TRANMER CITY OF POCATELLO PO BOX 4169 POCATELLO, ID 83201 Phone: 208-234-6148	Phone: 208-345-2000	PAUL L ARRINGTON 163 2ND AVENUE WEST PO BOX 63 TWIN FALLS, ID 83303-0063 Phone: 208-733-0700
ALBERT P BARKER 1010 W JEFFERSON ST STE 102 PO BOX 2139 BOISE, ID 83701-2139 Phone: 208-336-0700		RANDALL C BUDGE 201 E CENTER ST STE A2 PO BOX 1391 POCATELLO, ID 83204-1391 Phone: 208-232-6101
CANDICE M MCHUGH 380 S 4TH STREET STE 103 BOISE, ID 83702 Phone: 208-287-0991		ROBERT E WILLIAMS FREDERICKSEN WILLIAMS ET AL PO BOX 168 JEROME, ID 83338 Phone: 208-324-2303
CHRIS M BROMLEY 380 S 4TH STREET STE 103 BOISE, ID 83702 Phone: 208-287-0991		SARAH A KLAHN WHITE & JANKOWSKI LLP KITTREDGE BUILDING 511 16TH ST STE 500 DENVER, CO 80202 Phone: 303-595-9441
GARRICK L BAXTER DEPUTY ATTORNEY GENERAL STATE OF IDAHO - IDWR PO BOX 83720 BOISE, ID 83720-0098 Phone: 208-287-4800		SCOTT L CAMPBELL 101 S CAPITOL BLVD 10TH FL PO BOX 829 BOISE, ID 83701-0829 Phone: 208-345-2000
JOHN K SIMPSON 1010 W JEFFERSON ST STE 102 PO BOX 2139 BOISE, ID 83701-2139 Phone: 208-336-0700		THOMAS J BUDGE 201 E CENTER ST PO BOX 1391 POCATELLO, ID 83204-1391 Phone: 208-232-6101
MATTHEW J MC GEE 101 S CAPITOL BLVD, 10TH FL PO BOX 829 BOISE, ID 83701-0829 Phone: 208-345-2000		TRAVIS L THOMPSON 163 2ND AVENUE WEST PO BOX 63 TWIN FALLS, ID 83303-0063 Phone: 208-733-0700
MCCORMACK, SARAH A MOFFATT THOMAS 101 S CAPITOL BLVD 10TH FLOOR PO BOX 829 BOISE, ID 83701 ORDER		W KENT FLETCHER 1200 OVERLAND AVE PO BOX 248

(Certificate of mailing continued)

BURLEY, ID 83318-0248  
Phone: 208-678-3250

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

A handwritten signature in cursive script, reading "Julie Murphy", is written over a horizontal line. The signature is positioned to the right of the printed text "Deputy Clerk".