LAWRENCE G. WASDEN
ATTORNEY GENERAL

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

GARRICK L. BAXTER, ISB #6301
CHRIS M. BROMLEY, ISB #6530
Deputy Attorneys General
Idaho Department of Water Resources
P. O. Box 83720
Boise, Idaho 83720-0098
Telephone: (208) 287-4800
Facsimile: (208) 287-6700

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF MINIDOKA

A & B IRRIGATION DISTRICT, Petitioner, vs. THE IDAHO DEPARTMENT OF WATER RESOURCES and GARY SPACKMAN in his official capacity as Director of the Idaho Department of Water Resources, Respondents, and THE IDAHO GROUND WATER APPROPRIATORS, INC., and THE CITY OF POCATELLO, Respondents-Intervenors.	)	**Case No. CV-2011-512** **NOTICE OF LODGING AGENCY TRANSCRIPTS AND RECORD WITH THE DISTRICT COURT**

IN THE MATTER OF THE PETITION FOR)
DELIVERY CALL OF A&B IRRIGATION)
DISTRICT FOR THE DELIVERY OF)
GROUND WATER AND FOR THE)
CREATION OF A GROUND WATER)
MANAGEMENT AREA)
_____)

TO: THE DISTRICT COURT AND PARTIES OF RECORD:

On November 13, 2012, the Idaho Department of Water Resources ("IDWR") provided notice to the parties via correspondence that it believed the agency transcript and record in this matter were lodged with the Court in 2009 in related case CV-2009-647. IDWR stated its understanding of the record in case CV-2011-512, and provided the parties the opportunity for confirmation or objection to the record.

An objection was filed by the A&B Irrigation District on November 26, 2012. As described in the *Order Settling Agency Record and Transcript*, IDWR has reviewed the objection and incorporated the necessary documents to settle the agency record.

The record in case CV-2009-647 is voluminous. Because the Court received a hard copy of the complete record and transcripts which comprise the bulk of the record in case no. CV-2011-512 via the lodging of the 2009 record in case CV-2009-647, IDWR is not providing the Court with a hard copy of the complete record of this case. Rather, IDWR is providing compact disks containing the entire record and transcripts to parties and the Court, and hard copies to the Court alone of the additional documents / exhibits added in the settling of the record in the CV-2011-512 case.

DATED this 10th day of December, 2012.

LAWRENCE G. WASDEN
Attorney General
CLIVE R. J. STRONG
Chief, Natural Resources Division

CHRIS M. BROMLEY
Deputy Attorneys General
Idaho Department of Water Resources

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of December, 2012, I caused a true and correct copy of the foregoing NOTICE OF LODGING AGENCY TRANSCRIPTS AND RECORD WITH THE DISTRICT COURT to be filed with the Court and served on the following parties by the indicated methods:

SRBA Court 253 3rd Ave. North P.O. Box 2707 Twin Falls, ID 83303-2707 Facsimile: (208) 736-2121	☐ U.S. Mail, postage prepaid ☒ Hand Delivery ☐ Overnight Mail ☐ Facsimile ☐ Email
John K. Simpson Travis Thompson Paul L. Arrington Sarah W. Higer BARKER ROSHOLT & SIMPSON LLP 195 River Vista Place, Ste 204 Twin Falls, ID 83303-0485 jks@idahowaters.com tlt@idahowaters.com pla@idahowaters.com swh@ idahowaters.com	☒ U.S. Mail, postage prepaid ☐ Hand Delivery ☐ Overnight Mail ☐ Facsimile ☐ Email
Randy C. Budge Candice M. McHugh RACINE OLSON NYE BUDGE BAILEY P.O. Box 1391 Pocatello, ID 83201 rcb@racinelaw.net cmm@racinelaw.net	☒ U.S. Mail, postage prepaid ☐ Hand Delivery ☐ Overnight Mail ☐ Facsimile ☐ Email
A. Dean Tranmer City of Pocatello P.O. Box 4169 Pocatello, ID 83201 dtranmer@pocatello.us	☒ U.S. Mail, postage prepaid ☐ Hand Delivery ☐ Overnight Mail ☐ Facsimile ☐ Email

Sarah A. Klahn Mitra M. Pemberton WHITE & JANKOWSKI LLP 511 Sixteenth Street, Suite 500 Denver, CO 80202 sarahk@white-jankowski.com mitrap@white-jankowski.com	☒ U.S. Mail, postage prepaid ☐ Hand Delivery ☐ Overnight Mail ☐ Facsimile ☐ Email
Jerry R. Rigby Rigby Andrus and Moeller 25 N 2nd East Rexburg, ID 83440 jrigby@rex-law.com	☒ U.S. Mail, postage prepaid ☐ Hand Delivery ☐ Overnight Mail ☐ Facsimile ☐ Email

Chris M. Bromley