

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF DISTRIBUTION OF WATER)	Docket No. CM-DC-2014-004
TO WATER RIGHTS HELD BY RANGEN, INC.,)	
WATER RIGHT NOS. 36-00134B, 36-00135A,)	ORDER DESIGNATING
AND 36-15501)	UPPER VALLEY PUMPERS
_____)	A RESPONDENT
)	

On November 24, 2014, the Director (“Director”) of the Idaho Department of Water Resources (“Department”) received the *Upper Valley Pumpers Petition to be Designated a Respondent or Alternatively to Intervene* (“Petition”) in the above-referenced matter. The Petition requests that the Director designate Fremont Madison Irrigation District, Madison Ground Water District, Brigham Cook, and Clark Hamilton (“Upper Valley Pumpers”) as a respondent pursuant to the Department’s *Rules of Procedure*, IDAPA 37.01.01 *et seq.*, in response to Rangen, Inc.’s (“Rangen”) June 27, 2014, *Petition for Delivery Call* (“Rangen’s Petition”). *Petition* at 1-2. Alternatively, the Upper Valley Pumpers request to intervene. *Id.*

A respondent is defined as: “Persons against whom complaints are filed or about whom investigations are initiated” IDAPA 37.01.01.154. Under the Department’s *Rules for Conjunctive Management of Surface and Ground Water Resources*, IDAPA 37.03.11 *et seq.*, the Director is authorized to curtail junior ground water rights for the benefit of senior surface or ground water rights. Rangen’s Petition asserts that, due to pumping by juniors from the Eastern Snake Plain Aquifer (“ESPA”), its senior surface water rights have been materially injured. Rangen’s Petition requests curtailment of ground water rights that pump from the ESPA bearing priority dates junior to October 9, 1884. The Upper Valley Pumpers hold water rights bearing priority dates junior to October 9, 1884, that could be subject to curtailment if Rangen’s Petition is successful. *Petition* at 2-3. No objections have been filed in response to the Petition.

ORDER

Based upon and consistent with the foregoing, IT IS HEREBY ORDERED that the Upper Valley Pumpers are designated a respondent in the above-captioned proceeding.

Dated this 2nd day of February 2015.


GARY SPACKMAN
Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2nd day of February 2015, I served a true and correct copy of the *Order Designating Upper Valley Pumpers a Respondent* on the parties listed below by the method(s) indicated.

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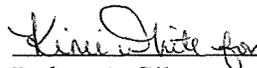
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