

IN THE SUPREME COURT OF THE STATE OF IDAHO

IDAHO GROUND WATER
APPROPRIATORS, INC.

Intervenor / Appellant,

v.

IDAHO DEPARTMENT OF WATER
RESOURCES,

Respondent / Respondent,

v.

RANGEN, INC.

Petitioner / Respondent,

v.

FREMONT-MADISON IRRIGATION
DISTRICT, 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, and CITY OF
POCATELLO,

Intervenors / Respondents.

IN THE MATTER OF DISTRIBUTION OF
WATER TO WATER RIGHT NOS. 36-
02551 & 36-07694 (Rangen, Inc.)
IDWR Docket No. CM-DC-2011-004

Docket No. 42775-2015

**IGWA's Motion for Consent to File
Brief Exceeding 50 Pages**

Idaho Ground Water Appropriators, Inc. (IGWA), acting for and on behalf of its members, hereby moves the Court pursuant to I.A.R. 34(b) for consent to file a brief exceeding 50 pages.

On May 4, 2015, IGWA filed *IGWA's Opening Brief* in this matter. The brief itself, including caption, table of contents, and table of authorities, is 50 pages. On May 5, 2015, IGWA's counsel learned from Court staff the 50 page limit set forth in I.A.R. 34(b) includes the front and back covers as well as the certificate of service. The front and back covers add two pages to *IGWA's Opening Brief*, and the certificate of service adds three pages, bringing the total to 55.

IGWA respectfully requests consent from the Court to accept *IGWA's Opening Brief* as filed on May 4, 2015. IGWA will limit the length of its reply brief to be filed in this matter to 45 pages to off-set the additional pages in *IGWA's Opening Brief*.

Alternatively, should the Court decline to accept *IGWA's Opening Brief* as presently filed, IGWA requests leave to amend *IGWA's Opening Brief* to meet the 50 page limit set forth in I.A.R. 50(b).

RESPECTFULLY SUBMITTED this 5th day of May, 2015.

RACINE OLSON NYE BUDGE &
BAILEY, CHARTERED



Thomas J. Budge

Attorneys for IGWA

CERTIFICATE OF SERVICE

I CERTIFY that on this 5th day of May, 2015, the above document was served on the following persons in the manner indicated:


THOMAS J. BUDGE

Idaho Supreme Court P.O. Box 87320 Boise, Idaho 83720-0101 sctfilings@idcourts.net	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile - 208-736-2121 <input type="checkbox"/> Overnight Mail <input checked="" type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
Deputy Attorney General Garrick L. Baxter IDAHO DEPT. OF WATER RESOURCES P.O. Box 83720 Boise, Idaho 83720-0098 Fax: 208-287-6700 garrick.baxter@idwr.idaho.gov kimi.white@idwr.idaho.gov emmi.blades@idwr.idaho.gov	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
Robyn M. Brody BRODY LAW OFFICE, PLLC P.O. Box 554 Rupert, ID 83350 robynbrody@hotmail.com	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
Fritz X. Haemmerle HAEMMERLE & HAEMMERLE, PLLC P.O. Box 1800 Hailey, ID 83333 fxh@haemlaw.com	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email

<p>J. Justin May MAY, BROWNING & MAY, PLLC 1419 West Washington Boise, ID 83702 jmay@maybrowning.com</p>	<p><input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email</p>
<p>Sarah Klahn Mitra Pemberton WHITE JANKOWSKI, LLP 511 16th St., Suite 500 Denver, Colorado 80202 sarahk@white-jankowski.com mitrap@white-jankowski.com</p>	<p><input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email</p>
<p>Dean Tranmer CITY OF POCATELLO P.O. Box 4169 Pocatello, ID 83201 dtranmer@pocatello.us</p>	<p><input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email</p>
<p>John K. Simpson Travis L. Thompson Paul L. Arrington BARKER ROSHOLT & SIMPSON 195 River Vista Place, Suite 204 Twin Falls, ID 83301-3029 tlt@idahowaters.com jks@idahowaters.com pla@idahowaters.com</p>	<p><input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email</p>
<p>W. Kent Fletcher FLETCHER LAW OFFICE P.O. Box 248 Burley, ID 83318 wkf@pmt.org</p>	<p><input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email</p>

Jerry Rigby
RIGBY ANDRUS & RIGBY
25 N. 2nd East
Rexburg, ID 83440
jrigby@rex-law.com

- U.S. Mail
- Facsimile
- Overnight Mail
- Hand Delivery
- Email

William A. Parsons
PARSONS, SMITH, STONE, LOVELAND &
SHIRLEY, LLP
PO Box 910
Burley, ID 83318
wparsons@pmt.orgc
courtesy copy

- U.S. Mail
- Facsimile
- Overnight Mail
- Hand Delivery
- Email