

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

District Court - FRBA  
Fourth Judicial District  
In Re: Administrative Appeals  
County of Twin Falls - State of Idaho

**SEP-29 2015**

By \_\_\_\_\_

**ORDER TREATING  
APPEARANCES AS  
MOTIONS TO  
INTERVENE AND  
GRANTING SAME**

Clerk  
Deputy Clerk

CITY OF HAILEY, an Idaho municipal corporation,  
and CITY OF BELLEVUE, an Idaho municipal  
corporation,

Petitioners,

vs.

GARY SPACKMAN in his official capacity as the  
Director of the Idaho Department of Water Resources;  
and the IDAHO DEPARTMENT OF WATER  
RESOURCES,

Respondents,

and

CITY OF KETCHUM, CITY OF FAIRFIELD,  
WATER DISTRICT 37-B GROUNDWATER  
GROUP, BIG WOOD & LITTLE WOOD WATER  
USERS ASSOCIATION, SUN VALLEY  
COMPANY, SOUTH VALLEY GROUND WATER  
DISTRICT, ANIMAL SHELTER OF WOOD RIVER  
VALLEY, DENNIS J. CARD and MAUREEN E.  
MCCANTY, EDWARD A LAWSON, FLYING  
HEART RANCH II SUBDIVISION OWNERS  
ASSOCIATION, INC., HELIOS DEVELOPMENT,  
LLC, SOUTHERN COMFORT HOMEOWNER'S  
ASSOCIATION, THE VILLAGE GREEN AT THE  
VALLEY CLUB HOMEOWNERS ASSOCIATION,  
INC., AIRPORT WEST BUSINESS PARK  
OWNERS ASSN INC., ANNE L. WINGATE  
TRUST, AQUARIUS SAW LLC, ASPEN HOLLOW  
HOMEOWNERS, DON R. and JUDY H.  
ATKINSON, BARRIE FAMILY PARTNERS,  
BELLEVUE FARMS LANDOWNERS ASSN,  
BLAINE COUNTY RECREATION DISTRICT,  
BLAINE COUNTY SCHOOL DISTRICT #61,  
HENRY and JANNE BURDICK, LYNN H.  
CAMPION, CLEAR CREEK LLC, CLIFFSIDE  
HOMEOWNERS ASSN INC, THE COMMUNITY

SCHOOL INC, JAMES P. and JOAN CONGER, )  
DANIEL T. MANOOGIAN REVOCABLE TRUST, )  
DONNA F. TUTTLE TRUST, DAN S. FAIRMAN )  
MD and MELYNDA KIM STANDLEE FAIRMAN, )  
JAMES K. and SANDRA D. FIGGE, FLOWERS )  
BENCH LLC, ELIZABETH K. GRAY, R. THOMAS )  
GOODRICH and REBECCA LEA PATTON, )  
GREENHORN OWNERS ASSN INC, GRIFFIN )  
RANCH HOMEOWNERS ASSN and GRIFFIN )  
RANCH PUD SUBDIVISION HOMEOWNERS )  
ASSN INC, GULCH TRUST, IDAHO RANCH LLC, )  
THE JONES TRUST, LOUISA JANE H. JUDGE, )  
RALPH R. LAPHAM, LAURA L. LUCERE, )  
CHARLES L. MATTHIESEN, MID VALLEY )  
WATER CO LCC, MARGO PECK, PIONEER )  
RESIDENTIAL & RECREATIONAL PROPERTIES )  
LLC, RALPH W. & KANDI L. GIRTON 1999 )  
REVOCABLE TRUST, RED CLIFFS )  
HOMEOWNERS ASSOCIATION, F. ALFREDO )  
REGO, RESTATED MC MAHAN 1986 )  
REVOCABLE TRUST, RHYTHM RANCH )  
HOMEOWNERS ASSN, RIVER ROCK RANCH )  
LP, ROBERT ROHE, MARION R. and ROBERT M. )  
ROSENTHAL, SAGE WILLOW LLC, SALIGAO )  
LLC, KIRIL SOKOLOFF, STONEGATE )  
HOMEOWNERS ASSN INC, SANDOR and TERI )  
SZOMBATHY, THE BARKER LIVING TRUST, )  
CAROL BURDZY THIELEN, TOBY B. LAMBERT )  
LIVING TRUST, VERNON IRREVOCABLE )  
TRUST, CHARLES & COLLEEN WEAVER, )  
THOMAS W. WEISEL, MATS and SONYA )  
WILANDER, MICHAEL E. WILLARD, LINDA D. )  
WOODCOCK, STARLITE HOMEOWNERS )  
ASSOCIATION, GOLDEN EAGLE RANCH )  
HOMEOWNERS ASSN INC, TIMBERVIEW )  
TERRACE HOMEOWNERS ASSN, and )  
HEATHERLANDS HOMEOWNERS )  
ASSOCIATION INC., )

Intervenors. )

---

IN THE MATTER OF DISTRIBUTION OF WATER )  
TO WATER RIGHTS HELD BY MEMBERS OF )  
THE BIG WOOD & LITTLE WOOD WATER )  
USERS ASSOCIATION DIVERTING FROM THE )  
BIG WOOD AND LITTLE WOOD RIVERS )

---

On August 19, 2015, the Petitioners filed a *Petition for Judicial Review* in the above-captioned matter. *Notices of Appearance* were subsequently filed by the City of Ketchum and City of Fairfield, Water District 37-B Groundwater Group, Big Wood & Little Wood Water Users Association, Sun Valley Company, South Valley Ground Water District, Animal Shelter of Wood River Valley, et al,<sup>1</sup> and Airport West Business Park Owners Assn Inc., et al.<sup>2</sup> Pursuant to the *Procedural Order* issued by the Court in the above-captioned matter, 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.

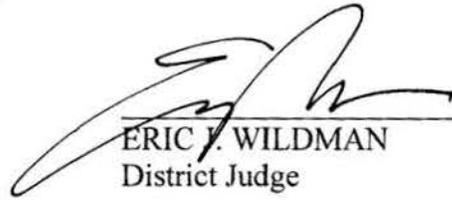
---

<sup>1</sup> On September 16, 2015, a *Notice of Appearance* was filed collectively by Animal Shelter of Wood River Valley, Dennis J. Card and Maureen E. McCanty, Edward A. Lawson, Flying Heart Ranch II Subdivision Owners Association, Inc., Helios Development, LLC, Southern Comfort Homeowner's Association, and The Village Green at the Valley Club Homeowners Association, Inc.

<sup>2</sup> On September 17, 2015, a *Notice of Appearance* was filed collectively by Airport West Business Park Owners Assn Inc., Anne L. Wingate Trust, Aquarius Saw LLC, Aspen Hollow Homeowners, Don R. and Judy H. Atkinson, Barrie Family Partners, Bellevue Farms Landowners Assn, Blaine County Recreation District, Blaine County School District #61, Henry and Janne Burdick, Lynn H. Champion, Clear Creek LLC, Cliffside Homeowners Assn Inc, The Community School INC, James P. and Joan Conger, Daniel T. Manoogian Revocable Trust, Donna F. Tuttle Trust, Dan S. Fairman MD and Melynda Kim Standlee Fairman, James K. and Sandra D. Figge, Flowers Bench LLC, Elizabeth K. Gray, R. Thomas Goodrich and Rebecca Lea Patton, Greenhorn Owners Assn Inc, Griffin Ranch Homeowners Assn and Griffin Ranch PUD Subdivision Homeowners Assn Inc, Gulch Trust, Idaho Ranch LLC, The Jones Trust, Louisa Jane H. Judge, Ralph R. Lapham, Laura L. Lucere, Charles L. Matthiesen, Mid Valley Water Co. LLC, Margo Peck, Pioneer Residential & Recreational Properties LLC, Ralph W. & Kandi L. Girton 1999 Revocable Trust, Red Cliffs Homeowners Association, F. Alfredo Rego, Restated Mc Mahan 1986 Revocable Trust, Rhythm Ranch Homeowners Assn, River Rock Ranch LP, Robert Rohe, Marion R. and Robert M. Rosenthal, Sage Willow LLC, Saligao LLC, Kiril Sokoloff, Stonegate Homeowners Assn Inc, Sandor and Teri Szombathy, The Barker Living Trust, Carol Burdzy Thielen, Toby B. Lambert Living Trust, Vernoy Irrevocable Trust, Charles & Colleen Weaver, Thomas W. Weisel, Mats and Sonya Wilander, Michael E. Willard, Linda D. Woodcock, Starlite Homeowners Association, Golden Eagle Ranch Homeowners Assn Inc., Timberview Terrace Homeowners Assn, and Heatherlands Homeowners Association Inc.

3. All further service in this case shall be in accordance with the Certificate of Service attached hereto.

Dated: September 29, 2015.



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 September 29, 2015, with sufficient first-class postage to the following:

SOUTH VALLEY GROUND WATER  
Represented by:  
ALBERT P BARKER  
1010 W JEFFERSON ST STE 102  
PO BOX 2139  
BOISE, ID 83701-2139  
Phone: 208-336-0700

CITY OF BELLEVUE, AN IDAHO  
Represented by:  
CANDICE M MC HUGH  
PO BOX 554  
MERIDIAN, ID 83680  
Phone: 208-879-3911

CITY OF BELLEVUE, AN IDAHO  
Represented by:  
CHRIS M BROMLEY  
380 S 4TH STREET STE 103  
BOISE, ID 83702  
Phone: 208-287-0991

WASTER DISTRICT 37-B  
Represented by:  
DYLAN B LAWRENCE  
VARIN WARDWELL LLC  
242 N 8TH ST STE 220  
PO BOX 1676  
BOISE, ID 83701-1676  
Phone: 208-922-7060

IDAHO DEPARTMENT OF WATER  
Represented by:  
GARRICK L BAXTER  
DEPUTY ATTORNEY GENERAL  
STATE OF IDAHO - IDWR  
PO BOX 83720  
BOISE, ID 83720-0098  
Phone: 208-287-4800

AIRPORT WEST BUSINESS PARK  
ANNE L WINGATE TRUST  
AQUARIUS SAW LLC  
ASPEN HOLLOW HOMEOWNERS  
BARRIE FAMILY PARTNERS  
BELLEVUE FARMS LANDOWNERS ASSN  
ORDER

BLAINE COUNTY RECREATION DIST  
BLAINE COUNTY SCHOOL DIST #61  
CAROL BURDZY THIELEN  
CHARLES & COLLEEN WEAVER  
CHARLES L MATTHIESEN  
CLEAR CREEK LLC  
CLIFFSIDE HOMEOWNERS ASSN INC  
DAN S FAIRMAN MD  
DANIEL T MANOOGIAN REVOCABLE  
DON R & JUDY H ATKINSON  
DONNA F TUTTLE TRUST  
ELIZABETH K GRAY  
F ALFREDO REGO  
FLOWERS BENCH LLC  
GOLDEN EAGLE RANCH HOMEOWNERS  
GREENHORN OWNERS ASSN INC  
GRIFFIN RANCH HOMEOWNERS ASSN  
GRIFFIN RANCH PUD SUBDIVISION  
GULCH TRUST  
HEATHERLANDS HOMEOWNERS ASSN  
HENRY AND JANNE BURDICK  
IDAHO RANCH LLC  
JAMES K AND SANDRA D FIGGE  
JAMES P & JOAN CONGER  
KIRIL SOKOLOFF  
LAURA L LUCERE  
LINDA D WOODCOCK  
LOUISA JANE H JUDGE  
LYNN H CAMPION  
MARGO PECK  
MATS & SONYA WILANDER  
MELYNDA KIM STANDLEE FAIRMAN  
MICHAEL E WILLARD  
MID VALLEY WATER CO LLC  
PIONEER RESIDENTIAL &  
R THOMAS GOODRICH  
RALPH R LAPHAM  
RALPH W & KANDI L GIRTON 1999  
REBECCA LEA PATTON  
RED CLIFFS HOMEOWNERS ASSN  
RESTATED MC MAHAN 1986  
RHYTHM RANCH HOMEOWNERS ASSN  
RIVER ROCK RANCH LP  
ROBERT M & MARION R ROSENTHAL  
ROBERT ROHE  
SAGE WILLOW LLC  
SALIGAO LLC  
SANDOR & TERI SZOMBATHY

(Certificate of mailing continued)

STARLITE HOMEOWNERS ASSN  
STONEGATE HOMEOWNERS ASSN INC  
THE BARKER LIVING TRUST  
THE COMMUNITY SCHOOL INC  
THE JONES TRUST  
THOMAS W WEISEL  
TIMBERVIEW TERRACE HOMEOWNERS  
TOBY B LAMBERT LIVING TRUST  
VERNOY IRREVOCABLE TRUST

Represented by:  
JAMES P SPECK  
120 EAST AVENUE  
PO BOX 987  
KETCHUM, ID 83340-0987  
Phone: 208-726-4421

ANIMAL SHELTER OF WOOD RIVER  
DENNIS J CARD  
EDWARD A LAWSON  
MAUREEN E MCCANTY

Represented by:  
JAMES R. LASKI  
LAWSON LASKI CLARK POGUE PLLC  
675 SUN VALLEY RD STE A  
PO BOX 3310  
KETCHUM, ID 83340  
Phone: 208-725-0055

BIG WOOD & LITTLE WOOD WATER

Represented by:  
JOSEPH F. JAMES  
733 4 AVE E  
GOODING, ID 83330  
Phone: 208-736-4340

CITY OF HAILEY, AN IDAHO

Represented by:  
MICHAEL C CREAMER  
601 W BANNOCK ST  
PO BOX 2720  
BOISE, ID 83701-2720  
Phone: 208-388-1200

CITY OF HAILEY, AN IDAHO

Represented by:  
MICHAEL P LAWRENCE  
601 W BANNOCK ST  
PO BOX 2720

BOISE, ID 83701-2720  
Phone: 208-388-1200

ANIMAL SHELTER OF WOOD RIVER  
DENNIS J CARD  
EDWARD A LAWSON  
MAUREEN E MCCANTY

Represented by:  
O'LEARY, HEATHER E  
LAWSON LASKI CLARK & POGUE  
675 SUN VALLEY RD STE A  
PO BOX 3310  
KETCHUM, ID 83340  
Phone: 208-725-0055

SUN VALLEY COMPANY

Represented by:  
SCOTT L CAMPBELL  
101 S CAPITOL BLVD 10TH FL  
PO BOX 829  
BOISE, ID 83701-0829  
Phone: 208-345-2000

CITY OF FAIRFIELD  
CITY OF KETCHUM

Represented by:  
SUSAN E. BUXTON  
950 W BANNOCK ST STE 520  
BOISE, ID 83702  
Phone: 208-331-1800

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

