

Scott L. Campbell, ISB No. 2251
 Norman M. Semanko, ISB No. 4761
 Matthew J. McGee, ISB No. 7979
 MOFFATT, THOMAS, BARRETT, ROCK &
 FIELDS, CHARTERED
 101 S. Capitol Blvd., 10th Floor
 Post Office Box 829
 Boise, Idaho 83701
 Telephone (208) 345-2000
 Facsimile (208) 385-5384
 slc@moffatt.com
 nms@moffatt.com
 mjm@moffatt.com
 16845.0025

Attorneys for Petitioner

District Court - SRBA Fifth Judicial District In Re: Administrative Appeals County of Twin Falls - State of Idaho	
<div style="border: 1px solid black; padding: 5px; width: fit-content; margin: 0 auto;"> DEC 10 2015 </div>	
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

SUN VALLEY COMPANY, a Wyoming
 corporation,

Petitioner,

vs.

GARY SPACKMAN, in his official capacity
 as 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, SOUTH VALLEY
 GROUND WATER DISTRICT, ANIMAL

Case No. CV-WA-2015-14500

MOTION TO AUGMENT

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, VERNY 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

COMES NOW, Sun Valley Company ("Sun Valley"), and moves in this Court pursuant to Idaho Appellate Rule 30 and Idaho Rule of Procedure 84(l), for an order augmenting the appellate record in the above-entitled appeal with:

A copy of the transcript of the following hearing:

Hearing date: June 3, 2015 at 1 p.m.

Name of hearing: Pre-Hearing Conference

Has a transcript been made?: No

Name of Reporter: M&M Court Reporting Services

Estimate of Pages: 65

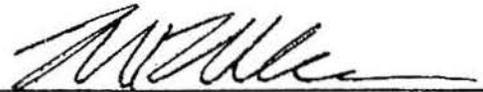
The specific grounds for the request are as follows:

On October 28, 2015, the Director filed a motion to augment the agency record with, among other documents, the Order Denying Motion to Revise Interlocutory Order (the "Order Denying Motion to Revise"). The motion was opposed by Sun Valley, but ultimately granted on November 16, 2015. The augmented record, filed November 19, 2015, which included findings of fact made by the Director in the Order Denying Motion to Revise, broadened the scope of the above-captioned petition for judicial review. Therefore, matters discussed and objections raised at the pre-hearing conference—specifically matters related to the Department's preparation of staff memoranda that form the basis of findings of fact made by the Director in the Order Denying Motion to Revise—may now be relevant and should be included in the record before the Court.

DATED this 10th day of December, 2015.

MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED

By



Matthew J. McGee – Of the Firm
Attorneys for Petitioner

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of December, 2015, I caused a true and correct copy of the foregoing **MOTION TO AUGMENT** to be served by the method indicated below, and addressed to the following:

<p>Joseph F. James BROWN & JAMES 130 Fourth Ave. W. Gooding, ID 83330 Facsimile (208) 934-4101 <i>Attorneys for Big Wood/Little Wood Water Users Association</i></p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivered <input type="checkbox"/> Overnight Mail <input checked="" type="checkbox"/> Facsimile</p>
--	--

<p>Garrick L. Baxter Emmi Blades Deputy Attorneys General IDAHO DEPARTMENT OF WATER RESOURCES P.O. Box 83720 Boise, ID 83720-0098 Facsimile (208) 287-6700 <i>Attorneys for Idaho Department of Water Resources</i></p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivered <input type="checkbox"/> Overnight Mail <input checked="" type="checkbox"/> Facsimile</p>
---	--

<p>Dylan B. Lawrence VARIN WARDWELL LLC 242 N. 8th St., Suite 220 P.O. Box 1676 Boise, ID 83701-1676 Facsimile (866) 717-1758 <i>Attorneys for Water District 37-B Groundwater Group</i></p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivered <input type="checkbox"/> Overnight Mail <input checked="" type="checkbox"/> Facsimile</p>
--	--

<p>Susan E. Buxton Cherese McLain MOORE SMITH BUXTON & TURCKE, CHTD. 950 W. Bannock St., Suite 520 Boise, ID 83702 Facsimile (208) 331-1202 <i>Attorneys for the City of Ketchum and City of Fairfield</i></p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivered <input type="checkbox"/> Overnight Mail <input checked="" type="checkbox"/> Facsimile</p>
--	--

James R. Laski
 Heather E. O'Leary
 LAWSON LASKI CLARK & POGUE, PLLC
 675 Sun Valley Rd., Suite A
 P.O. Box 3310
 Ketchum, ID 83340
 Facsimile (208) 725-0076
*Attorneys for Intervenors Animal Shelter of
 Wood River, Dennis J. Card, Edward A Lawson
 and Maureen E. McCanty*

U.S. Mail, Postage Prepaid
 Hand Delivered
 Overnight Mail
 Facsimile

Albert P. Barker
 Paul L. Arrington
 BARKER, ROSHOLT & SIMPSON, LLP
 1010 W. Jefferson St., Suite 102
 P.O. Box 2139
 Boise, ID 83701-2139
 Facsimile (208) 344-6034
*Attorneys for South Valley Ground Water
 District*

U.S. Mail, Postage Prepaid
 Hand Delivered
 Overnight Mail
 Facsimile

James P. Speck
 SPECK & AANESTAD
 120 E. Ave.
 P.O. Box 987
 Ketchum, ID 83340
 Facsimile (208) 726-0752
Attorneys for Intervenors

U.S. Mail, Postage Prepaid
 Hand Delivered
 Overnight Mail
 Facsimile

Director of the Idaho Department of Water
 Resources
 P.O. Box 83720
 Boise, ID 83720-0098

U.S. Mail, Postage Prepaid
 Hand Delivered
 Overnight Mail
 Facsimile



Matthew J. McGee