

RECEIVED

OCT 21 2014

DEPARTMENT OF
WATER RESOURCES

Andrew J. Waldera, ISB No. 6608
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
ajw@moffatt.com
18946.0146

Attorneys for Pioneer Irrigation District

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF ACCOUNTING FOR
DISTRIBUTION OF WATER TO THE
FEDERAL ON-STREAM RESERVOIRS IN
WATER DISTRICT 63

**PIONEER IRRIGATION DISTRICT'S NOTICE
OF INTENT TO PARTICIPATE**

Pioneer Irrigation District ("Pioneer"), by and through undersigned counsel of record and pursuant to the Idaho Department of Water Resources' *Scheduling Order; Notice of Hearing; Order Authorizing Discovery*, dated October 14, 2014, hereby submits this Notice of Intent to Participate in the above-captioned matter.

Pioneer supplies irrigation water to approximately 34,000 acres located in Ada and Canyon Counties. A portion of Pioneer's water supply is comprised of storage water stored and released from Arrowrock, Anderson Ranch, and Lucky Peak Reservoirs in Basin 63 under contract with the United States Bureau of Reclamation. Pursuant to *U.S. v. Pioneer Irrigation District*, 144 Idaho 106, 157 P.3d 600 (2007), Pioneer possesses a beneficial ownership interest

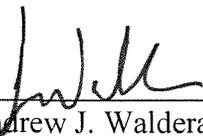
in the storage water rights at issue. Consequently, the outcome of this proceeding has the potential to greatly affect Pioneer's storage water supplies and, in turn, its irrigation operations.

Because of its interest in protecting the integrity of its stored water supplies, Pioneer has participated in pertinent litigation related to this subject matter from its inception before the Snake River Basin Adjudication Court (*Basin-Wide Issue No. 17*), subsequent appeal to the Idaho Supreme Court (*Basin-Wide Issue No. 17*), and the Idaho Department of Water Resources (this contested case proceeding). With respect to this administrative contested case proceeding in particular, Pioneer filed a *Statement of Concern* on December 4, 2013, and has participated in all status/scheduling conferences held since that time.

For the foregoing, Pioneer requests that the Department continue to recognize Pioneer's full-party status in this matter. Pioneer further requests that the Hearing Officer issue an Order confirming the District's ongoing party status.

DATED this 21st day of October, 2014.

MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED

By  _____
Andrew J. Waldera – Of the Firm
Attorneys for Pioneer Irrigation District

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 21st day of October, 2014, I caused a true and correct copy of the foregoing **PIONEER IRRIGATION DISTRICT'S NOTICE OF INTENT TO PARTICIPATE** to be served by the method indicated below, and addressed to the following:

Director
IDAHO DEPARTMENT OF WATER RESOURCES
322 E. Front Street, 6th Floor
P.O. Box 83720
Boise, ID 83720
Facsimile: (208) 287-6700

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

Erika E. Malmen
PERKINS COIE, LLP
1111 W. Jefferson Street, Suite 500
P.O. Box 737
Boise, ID 83701-0737
Facsimile: 343-3232
E-Mail: emalmen@perkinscoie.com

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

Peter R. Anderson
TROUT UNLIMITED
910 W. Main St., Suite 342
Boise, ID 83702
Facsimile: (208) 345-6766
E-Mail: panderson@tu.org

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

David W. Gehlert
U.S. DEPARTMENT OF JUSTICE
999 18th Street
South Terrace - Suite 370
Denver, CO 80202
Facsimile: (303) 844-1350
E-Mail: David.Gehlert@usdoj.gov

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

James C. Tucker
IDAHO POWER COMPANY
1221 W. Idaho St.
P.O. Box 70
Boise, ID 83707
Facsimile: (208) 433-2807
E-Mail: jamestucker@idahopower.com

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

Daniel V. Steenson
S. Bryce Farris
SAWTOOTH LAW OFFICES PLLC
1101 W. River Street, Suite 110
P.O. Box 7985
Boise, ID 83707
Facsimile: (208) 629-7559
E-Mail: dan@sawtoothlaw.com
bryce@sawtoothlaw.com

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

Albert P. Barker
Shelley M. Davis
BARKER ROSHOLT & SIMPSON LLP
195 River Vista Place, Suite 204
Twin Falls, ID 83301-3029
Facsimile: (208) 735-2444
E-Mail: apb@idahowaters.com
smd@idahowaters.com

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

Charles F. McDevitt
Celeste K. Miller
MCDEVITT & MILLER, LLP
420 W. Bannock
P.O. Box 2564
Boise, ID 83701
Facsimile: (208) 336-6912
E-Mail: chas@mcdevitt-miller.com
ck@mcdevitt-miller.com

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

Jerry A. Kiser
Attorney at Law
P.O. Box 8389
Boise, ID 83707
E-Mail: jkiser@cableone.net

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

John K. Simpson
Travis L. Thompson
Paul L. Arrington
BARKER ROSHOLT & SIMPSON LLP
195 River Vista Place, Suite 204
Twin Falls, ID 83301-3029
Facsimile: (208) 735-2444
E-Mail: jks@idahowaters.com
tlt@idahowaters.com
pla@idahowaters.com

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

W. Kent Fletcher
FLETCHER LAW OFFICE
1200 Overland Ave.
P.O. Box 248
Burley, ID 83318
Facsimile: (208) 878-2548
E-Mail: wkf@pmt.org

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

Rex R. Barrie
WATERMASTER WATER DISTRICT 63
10769 West State Street
P.O. Box 767
Star, ID 83669
Facsimile: (208) 908-5481

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

Ron Shurtleff
WATERMASTER WATER DISTRICT 65
102 N. Main Street
Payette, ID 83661
Facsimile: 642-1042
E-Mail: waterdist65@srvinet.com

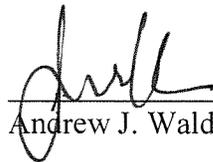
- U.S. Mail, Postage Prepaid
- Hand Delivered
- Overnight Mail
- Facsimile
- Email

Michael P. Lawrence
GIVENS PURSLEY, LLP
601 W. Bannock St.
P.O. Box 2720
Boise, ID 83701-2720
Facsimile: (208) 388-1300
E-Mail: mpl@givenspursley.com

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

Bruce M. Smith
MOORE SMITH BUXTON & TURCKE, CHTD.
950 W. Bannock, Suite 520
Boise, ID 83702
Facsimile: (208) 331-1202
E-Mail: bms@msbtlaw.com

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



Andrew J. Waldera