

DELIVERY CALL OF A&B IRRIGATION)
DISTRICT FOR THE DELIVERY OF GROUND)
WATER AND FOR THE CREATION OF A)
GROUND WATER MANAGEMENT AREA)
_____)

COMES NOW the Idaho Department of Water Resources (IDWR) and hereby moves this Court, pursuant to Idaho Appellate Rule 30, to augment the record with the transcript of the underlying administrative hearing.

On December 10, 2012, IDWR lodged the settled record and transcript with the Court. Because of the voluminous nature of the record, and the fact that the Court already had the bulk of the record on file in CV-2009-647, IDWR provided the Court and the parties with two (2) compact disks “containing the entire record and transcript” *Notice of Lodging Agency Transcripts and Record with the District Court*, CV-2011-512 (Dec. 12; 2012).

On February 14, 2013, it came to IDWR’s attention that while the compact disks did contain the date-stamped documents and the exhibits, the transcript from the agency hearing was not included. Based on communications with the parties and the Court, IDWR understands that none of the compact disks that were filed or served contain the transcript.

Because the label on the compact disks that were previously filed with the Court and served on the parties state that the transcript is included, IDWR has prepared new compact disks for filing and service. Furthermore, because the label on the compact disks also incorrectly stated they were filed on December 10, 2011, not December 10, 2012, IDWR is correcting the labels to reflect when the disks were originally filed. The compact disks will now state that the record was filed on December 10, 2012 and augmented on February 15, 2013.

Consistent with IAR 30, the filing of this motion “shall not suspend or stay the appellate process or the briefing schedule.” This motion is filed based on stipulation of the parties.

Attached with this Motion are the corrected compact disks for filing and service.

DATED this 15th day of February, 2013.



CHRIS M. BROMLEY
Deputy Attorney General
Idaho Department of Water Resources

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am a duly licensed attorney in the State of Idaho, employed by the Attorney General of the State of Idaho and residing in Boise, Idaho; and that I served one (1) true and correct copy of the following described document on the persons listed below by mailing in the United States mail, first class, with the correct postage affixed thereto on this 15th day of February, 2013.

Document(s) served: IDWR's Stipulated Motion to Augment the Record

Person(s) served:

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