

Jerry R. Rigby, Esq. (ISB No. 2470)
of RIGBY, ANDRUS & RIGBY LAW, PLLC
Attorneys at Law
25 North Second East
Rexburg, Idaho 83440
Telephone: 208 356-3633

RECEIVED
OCT 15 2014
DEPARTMENT OF
WATER RESOURCES

Attorneys for Fremont Madison Irrigation District, United Canal Company and Blackfoot
Irrigation Company, all as representative clients designated as "Upper Valley Storage Users"

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	Subcase Nos.: 01-10614, 01-10615, 01-10616,
	)	01-10617, 01-10618, 01-10620, 01-10621, 01-
Case No. 39576	)	10622, 01-10623, 21-13161, 37-22806, 63-33732,
	)	63-33733, 63-33734, 63-33737, 63-33738, 65-
	)	23531 and 65-23532
	)	
	)	UPPER VALLEY STORAGE USERS
	)	RESPONSE TO THE COURT'S
	)	SEPTEMBER 9, 2014 ORDER REQUESTING
	)	SCHEDULING PROPOSALS
	)	
	)	

COMES NOW, Fremont Madison Irrigation District, United Canal Company and
Blackfoot Irrigation Company (Upper Valley Storage Users) to respond to the Court's September
9, 2014 Order: Re Scheduling Proposals, which requested that the parties propose schedules for
the resolution of the sub-cases identified in Appendix A. Upper Valley Storage Users are only a
party to the sub-cases in Appendix A indicated with an asterisk.

Upper Valley Storage Users have reviewed the Surface Water Coalition's ("SWC")
Proposed Trial Schedule/Motion for Settlement Conference & Court Ordered Mediation filed on

**Upper Valley Storage Users Response to the Court's September 9, 2014 Order Requesting
Scheduling Proposals - Page - 1**

sb/fremad2ndfill.res

October 7, 2014. Upper Valley Storage Users have also reviewed the State of Idaho's scheduling proposal. The SWC and the State propose fundamentally different approaches to resolution of the sub-cases in Appendix A. However, Upper Valley Storage Users agree with the State's approach (or schedule).

DATED this 10th day of October, 2014.



Jerry R. Rigby

Appendix A

01-10614*
01-10615*
01-10616*
01-10617*
01-10618*
01-10620*
01-10621*
01-10622*
01-10623*
21-13161
37-22806
63-33732
63-33733
63-33734
63-33737
63-33738
65-23531
65-23532

CERTIFICATE OF SERVICE BY MAIL, HAND DELIVERY
OR FACSIMILE TRANSMISSION

I hereby certify that a true and correct copy of the foregoing document was on this date served upon the persons named below, at the addresses set out below their name, either by mailing, hand delivery or by telecopying to them a true and correct copy of said document in a properly addressed envelope in the United States mail, postage prepaid; by hand delivery to them; or by facsimile transmission.

DATED this 10th day of October, 2014.

RIGBY ANDRUS & RIGBY LAW, PLLC


Hyrum Erickson

Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303
208-736-2121

☐ Mail
☐ Hand Delivery
☒ Facsimile

US Dept. Of Justice
Environment & Natural Resource
550 West Fort St., MSC 033
Boise, ID 83724

☒ Mail
☐ Hand Delivery
☐ Facsimile

Clive Strong
Michael Orr
Natural Resource Division
State of Idaho
P.O. Box 44449
Boise, ID 83711
clive.strong@ag.idaho.gov
michael.orr@ag.idaho.gov

☐ Mail
☐ Hand Delivery
☐ Facsimile
☒ Electronic Mail

Dean Tranmer
City of Pocatello
P.O. Box 4169
Pocatello, ID 83201
dtranmer@pocatello.us

☐ Mail
☐ Hand Delivery
☐ Facsimile
☒ Electronic Mail

Garrick Baxter
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720
garrick.baxter@idwr.idaho.gov
kimi.white@idwr.idaho.gov
emmi.blades@idwr.idaho.gov

☐ Mail
☐ Hand Delivery
☐ Facsimile
☒ Electronic Mail

David Gehlert
US Dept. Of Justice
999 - 18th St.
South Terrace, Ste. 370
Denver, CO 80202
david.gehlert@usdoj.gov

☐ Mail
☐ Hand Delivery
☐ Facsimile
☒ Electronic Mail

John K. Simpson
Travis L. Thompson
Paul L. Arrington
Barker, Rosholt & Simpson, LLP
195 River Vista Place, Ste. 204
Twin Falls, ID 83301
tlr@idahowaters.com
jks@idahowaters.com
pla@idahowaters.com

☐ Mail
☐ Hand Delivery
☐ Facsimile
☒ Electronic Mail

W. Kent Fletcher
Fletcher Law Office
P.O. Box 248
Burley, ID 83318
wkf@pmt.org

☐ Mail
☐ Hand Delivery
☐ Facsimile
☒ Electronic Mail

Roger D. Ling
P.O. Box 623
Rupert, ID 83350
rdl@idlawfirm.com

☐ Mail
☐ Hand Delivery
☐ Facsimile
☒ Electronic Mail

Matt Howard
US Bureau of Reclamation
1150 N. Curtis Rd.
Boise, ID 83706
mhoward@usbr.gov

☐ Mail
☐ Hand Delivery
☐ Facsimile
☒ Electronic Mail

Sarah Klahn
Mitra Pemberton
WHITE & JANKOWSKI
Kittredge Building
511 16th Street, Ste. 500
Denver, CO 80202
sarahk@white-jankowski.com
mitrap@white-jankowski.com

☐ Mail
☐ Hand Delivery
☐ Facsimile
☒ Electronic Mail

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720

☒ Mail
☐ Hand Delivery
☐ Facsimile
☐ Electronic Mail