

Travis L. Thompson, ISB #6168
Sarah W. Higer, ISB #8012
BARKER ROSHOLT & SIMPSON LLP
163 Second Avenue West
P.O. Box 63
Twin Falls, Idaho 83303-0063
Telephone: (208) 733-0700
Email: tlh@idahowaters.com
swh@idahowaters.com

W. Kent Fletcher, ISB #2248
FLETCHER LAW OFFICE
P.O. Box 248
Burley, Idaho 83318
Telephone: (208) 678-3250
Email: wkf@pmt.org

*Attorneys for American Falls Reservoir
District #2 and Minidoka Irrigation District*

*Attorneys for A&B Irrigation District, Burley
Irrigation District, Milner Irrigation District,
North Side Canal Company, and Twin Falls Canal
Company*

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF	)	
APPLICATION FOR TRANSFER	)	
NOS. 84488 AND 84490 IN THE	)	
NAME OF LCSC ENTERPRISES	)	SURFACE WATER COALITION'S
LLC	)	PROPOSED LEGAL ISSUES
	)	
	)	
	)	

COMES NOW, Protestant Surface Water Coalition (SWC), pursuant to the hearing officer's request to identify legal issues, and files this pleading in response. LCSC Enterprises filed transfer nos. 84488 and 84490 which were protested by SWC and Idaho Power Company. At the most recent pre-hearing conference, held on September 15, 2021, the hearing officer requested that the parties submit legal questions to be framed and briefed in order to expedite the hearing. SWC hereby identifies the following legal issues for consideration by the hearing officer:

1. Whether the IDWR Transfer Memorandum (dated December 21, 2009), and any policy interpretation of the Transfer Memorandum, complies with the no injury standard under Idaho Code §42-

**SURFACE WATER COALITION'S PROPOSED LEGAL
ISSUES**

222?

2. To what level of deference, if any, is the Transfer Memorandum entitled?

The Surface Water Coalition reserves the right to identify additional legal issues and to participate in any legal questions identified by the other parties, including the right to brief the issues raised.

DATED this 29th day of September, 2021.

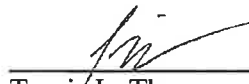
FLETCHER LAW OFFICE



W. Kent Fletcher

*Attorneys for American Falls Reservoir
District #2 & Minidoka Irrigation District*

BARKER ROSHOLT & SIMPSON LLP



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Irrigation District, Milner Irrigation District,
North Side Canal Company, and Twin Falls
Canal Company*

CERTIFICATE OF SERVICE

I certify that on September 29, 2021, I served true and correct copies of the foregoing *Surface Water Coalition's Proposed Legal Issues* upon the following by the method indicated:

James Cefalo
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718
james.cefalo@idwr.idaho.gov

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile
☒ Email

Robert L. Harris
Holden, Kidwell, Hahn & Crapo,
PLLC
P.O. Box 50130
Idaho Falls, Idaho 83405
rharris@holdenlegal.com

☐ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile
☒ Email

LCSC Enterprises LLC
433 Las Colinas Blvd. E., Ste. 1290
Irving Texas 75039-5058
jasoncivil@alumni.nd.edu

☐ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile
☒ Email

Scott Pugrud
Idaho Power Company
P.O. Box 70
Boise, Idaho 83707
spugrud2@idahopower.com

☐ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile
☒ Email

John K. Simpson
Barker Rosholt & Simpson LLP
1010 Jefferson, Suite 102
P.O. Box 2139
Boise, Idaho 83701-2139
jks@idahowaters.com

☐ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile
☒ Email



Sarah W. Higer