

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PROTESTED	)	
TRANSFER NO. 83058	)	ORDER GRANTING
IN THE NAME OF OTIS BOOTH	)	PETITION TO INTERVENE
RESIDENCE TRUST	)	
_____	)	

On May 22, 2019, South Valley Groundwater District submitted to the Department a petition to intervene in the contested case for Application for Transfer No. 83058. The petition claims a substantial interest in this matter.

Rule of Procedure IDAPA 37.01.01.353 (Rule 353) provides that if a timely filed petition to intervene shows direct and substantial interest in any part of the subject matter of a proceeding and does not unduly broaden the issues, the presiding officer will grant intervention, subject to reasonable conditions, unless the applicant's interest is adequately represented by existing parties. If it appears that the intervenor has no direct or substantial interest in the proceeding, the presiding officer may dismiss the intervenor from the proceeding.

ANALYSIS

The transfer proposes changing the point of diversion and place of use of a portion of water right 37-20900. South Valley Groundwater District claims a direct and substantial interest in the subject matter of the proceedings. Issues are similar but not the same as the other protestant to this contested case.

CONCLUSIONS

The petitioner has shown sufficient direct and substantial interest in the above captioned matter and their intervention may meaningfully add to the record for a decision. The Department should conditionally grant the petition.

ORDER

IT IS HEREBY ORDERED that the petition of South Valley Groundwater District for intervention in the contested case for Application for Transfer No. 83058 is **GRANTED** conditioned as follows:

1. South Valley Groundwater District shall not broaden the issues to be heard at hearing on these proceedings.
2. South Valley Groundwater District's intervention and participation shall not be a basis for any delay or extension of time in these proceedings.

DATED 2nd day of July 2019.



COREY SKINNER, P.E.
Southern Region Manager

CERTIFICATE OF SERVICE

I hereby certify that on this 3rd day of July, 2019 true and correct copies of the document described below were served by placing a copy of the same with the United States Postal Service, postage prepaid and properly addressed to the following:

Document served: Order Granting Petition to Intervene, Application for Transfer No. 83058,
Water Right No. 37-20900

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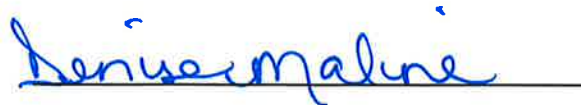
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