

Scott L. Campbell, ISB No. 2251
Matthew J. McGee, ISB No. 7979
Sarah A. McCormack, ISB No. 9683
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
slc@moffatt.com
mjm@moffatt.com
sam@moffatt.com
26671.0000

Attorneys for Michael and Eulla ("Sissy") Wallace

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF CONTESTED
WATER RIGHT TRANSFER
APPLICATION NO. 81039 IN THE NAME
OF WALLACE

Docket No. _____

**STIPULATION TO CONSOLIDATE
CONTESTED CASE PROCEEDINGS**

Pursuant to Rule 556 of the Idaho Department of Water Resources Rules of Procedure (IDAPA 37.01.01), Michael and Eulla "Sissy" Wallace, Edward Kalinowski, and James and Sandra Henley, by and through their undersigned counsel, hereby stipulate and move for an order consolidating the contested case proceedings for the Application for Transfer No. 81039 in the name of Michael and Eulla Wallace, the Application for Permit No. 78-12439 in the name of Edward Kalinowski, and the Application for Permit No. 78-12447 in the name of James and Sandra Henley. The foregoing proceedings involve the same parties, will involve similar

**STIPULATION TO CONSOLIDATE CONTESTED
CASE PROCEEDINGS- 1**

Client:4303484.1

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and related questions of fact and law, and no rights of the parties will be prejudiced by consolidation.

Respectfully submitted,

DATED this 2nd day of December, 2016,

MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED

By 

Matthew J. McGee – Of the Firm
Attorneys for Michael and Eulla
("Sissy") Wallace

DATED this 2nd day of December, 2016.

BARKER ROSHOLT & SIMPSON LLP

By 

Shelley M. Davis – Of the Firm
Attorneys for Edward Kalinowski and
James and Sandra Henley

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2nd day of December, 2016, I caused a true and correct copy of the foregoing **STIPULATION TO CONSOLIDATE CONTESTED CASE PROCEEDINGS** to be served by the method indicated below, and addressed to the following:

Gary Spackman
Director
IDAHO DEPARTMENT OF WATER RESOURCES
322 E. Front St.
P.O. Box 83720
Boise, ID 83720-0098

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

Shelley M. Davis
BARKER RSHOLT & SIMPSON LLP
1010 W. Jefferson St., Suite 102
P.O. Box 2139
Boise, ID 83701-2139
Facsimile (208) 344-6034
Attorneys for Protestants

☒ U.S. Mail, Postage Prepaid
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☐ Overnight Mail
☐ Facsimile


Matthew J. McGee

MOFFATT THOMAS

Attorneys at Law

Mark S. Prusynski
Stephen R. Thomas
Gerald T. Husch
Scott L. Campbell
Patricia M. Olsson
Christine E. Nicholas
Bradley J. Williams
Lee Radford
James L. Martin

C. Clayton Gill
David P. Gardner
Julian E. Gabiola
Cynthia A. Melillo
Jon A. Stenquist
C. Edward Cather III
Mark C. Peterson
Tyler J. Anderson
Benjamin C. Ritchie

Matthew J. McGee
Mindy M. Muller
Jetta Hatch Mathews
Andrea J. Rosholt
Jamie K. Moon
Jerry T. Stenquist
Sarah A. McCormack
Aleksandra N. Semanko

Senior Counsel:
Robert L. Bilow

Of Counsel:
Larry C. Hunter
Gary T. Dance
John S. Simko
David B. Lincoln
Norman M. Semanko

MAILING ADDRESS:
PO Box 829
Boise ID 83701-0829

www.moffatt.com

PHYSICAL ADDRESS:
101 S Capitol Blvd 10th Fl
Boise ID 83702-7710

208.345.2000 MAIN
800.422.2889 TOLL FREE
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December 2, 2016
via U.S. Mail

Director Gary Spackman
Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098

RE: Application for Transfer No. 81039 in the Name of Michael and Eulla Wallace
MTBR&F File No. 26671.0000

Dear Director Spackman:

Please find enclosed an executed Stipulation for Consolidation of Contested Case Proceedings in the above mentioned contested case proceeding.

Please contact me with any questions or concerns.

Sincerely,

Sarah A. McCormack

SAM/kam
Enclosure