

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

**IN THE MATTER OF APPLICATIONS
FOR TRANSFER 89232 AND 90102 AND
APPLICATION FOR PERMIT 22-14667
IN THE NAME OF GOOD TIMBER
RANCH LLC**

**ORDER CONSOLIDATING
PROCEEDINGS**

On August 2, 2024, Good Timber Ranch LLC (“Good Timber”) filed Application for Transfer 89232 with the Idaho Department of Water Resources (“Department”), proposing to change the points of diversion, places of use, and nature of use for certain irrigation water rights to create a recreation storage pond. Good Timber amended the application on December 31, 2024, and January 8, 2025. Protests were filed by Georgie Stanley, Susan Miller, Maguire Family Trust, Rafe and Ainsley Rivers, Gregory Collins, Richard Gebhardt, and Fremont-Madison Irrigation District (“FMID”). FMID withdrew its protest on February 5, 2025. Gebhardt withdrew his protest on September 5, 2025.

On June 10, 2025, Good Timber filed Application for Permit 22-14667 with the Department, proposing to capture ground water in the recreation storage pond described in Application 89232. Protests were filed by Georgie Stanley, Maguire Family Trust (Brian and Elizabeth Maguire), Rafe and Ainsley Rivers, Susan Miller and Gregory G Collins, Friends of the Teton River, Henry's Fork Foundation, Jannine Fitzgerald, Cynthia Riegel, and American Falls-Aberdeen Ground Water District. A joint protest was filed by A&B Irrigation District, Burley Irrigation District, Milner Irrigation District, North Side Canal Company, Twin Falls Canal Company, American Falls Reservoir District #2, and Minidoka Irrigation District. The protest filed by Henry’s Fork Foundation was resolved through a *Stipulation for Resolution of Protest* filed with the Department on October 27, 2025.

On September 29, 2025, Good Timber filed Application for Transfer 90102 with the Department, proposing to change the point of diversion, place of use and nature of use for a ground water irrigation right to offset the evaporative losses in the recreation storage pond described in Application 89232. Protests were filed by Georgie Stanley, Maguire Family Trust (Brian and Elizabeth Maguire), Rafe and Ainsley Rivers, Susan Miller and Gregory G Collins.

Pursuant to Rule 555 of the Department’s Rules of Procedure (IDAPA 37.01.01) the Department may consolidate two or more proceedings for hearing “upon a finding that they present issues that are related and that the rights of the parties will not be prejudiced.” Applications 89232, 90102 and 22-14667 present issues that are related because they describe the same proposed recreation storage pond. The contested cases include many of the same parties. On September 26, 2025, the hearing officer for the Department issued a *Notice of Hearing and Scheduling Order*, scheduling a hearing for the consolidated case for Applications

89232 and 22-14667 for February 2-4, 2026. Some of the prehearing deadlines have already passed in that consolidated contested case. However, all the parties to Application 90102 are already parties to the consolidated contested case for Applications 89232 and 22-14667. Therefore, the parties were already preparing for the scheduled hearing and will not be prejudiced if Applications 89232, 90102 and 22-14667 are consolidated for hearing.

ORDER

IT IS HEREBY ORDERED that Applications 89232, 90102 and 22-14667 are consolidated for the purpose of conducting an administrative hearing. All deadlines established in the *Notice of Hearing and Scheduling Order*, issued on September 26, 2025, remain in effect and now apply to Application 90102.

This is an interlocutory order issued pursuant to IDAPA 37.01.01.710.

Dated this 31st day of October, 2025.

A handwritten signature in black ink, appearing to read 'J. Cefalo', is written over a horizontal line.

James Cefalo
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 31st day of October 2025, true and correct copies of the documents described below were served by the method indicated upon the following:

Document Served: Order Consolidating Proceedings

GOOD TIMBER RANCH LLC C/O NATHAN GODFREY 1300 GOOD TIMBER RANCH RD VICTOR, ID 83455 nathan@coldwaterpaint.com <i>Applicant</i>	☒ Email
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Christina Henman
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