Ву.

District Court - SRBA Fifth Judicial District In Re: Administrative Appeals County of Twin Falls - State of Idaho

JAN 1 3 2017

Clert

Deputy Clerk

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Attorneys for Sun Valley Company

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

SUN VALLEY COMPANY,

Petitioner,

VS.

GARY SPACKMAN, Director of the Idaho Department of Water Resources, and IDAHO DEPARTMENT OF WATER RESOURCES,

Respondents.

Case No. CV01-16-23185

MOTION TO DETERMINE JURISDICTION

MOTION TO DETERMINE JURISDICTION - 1

Client:4330357.1

COMES NOW Petitioner Sun Valley Company, by and through undersigned counsel, and pursuant to Rule 84(0), Idaho Rules of Civil Procedure, moves the Court to determine that the Court has jurisdiction to review the issues set forth in the Petition for Judicial Review in the above-captioned matter.

This motion is supported by a Memorandum in Support of Motion to Determine Jurisdiction, filed contemporaneously herewith.

Sun Valley Company respectfully requests that the Court order oral argument.

DATED this 13th day of January, 2017.

CAMPBELL LAW, CHARTERED

By /s/ Scott L. Campbell
Scott L. Campbell - Of the Firm
Attorneys for Sun Valley Company

MOFFATT, THOMAS, BARRETT, ROCK & FIELDS, CHARTERED

Matthew J. McGee – Of the Firm Attorneys for Sun Valley Company

MOTION TO DETERMINE JURISDICTION - 2

Client:4330357.1

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13th day of January, 2017, I caused a true and correct copy of the foregoing MOTION TO DETERMINE JURISDICTION 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	(Y) U.S. Mail. Postage Prepaid () Hand Delivered () Overnight Mail () Facsimile () F-mail () iCourt
Robert E. Williams WILLIAMS, MESERVY & LOTHSPEICH, LLP P.O. Box 168 Jerome, ID 83338 Facsimile (208) 324-3135 Attorneys for Petitioner Cities of Bliss, Buhl, Burley, Carey, Declo, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert, and Wendell	(x) U.S. Mail, Postage Prepaid () Hand Delivered () Overnight Mail () Facsimile () E-mail () iCourt
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A. Dean Tranmer POCATELLO CITY ATTORNEY'S OFFICE 911 N. 7th Ave. (83201) P.O. Box 4169 Pocatello, ID 83205 Facilitie (200) 239-0980 Attorneys for Petitioner City of Pocatello	(A) U.S. Mail, Postage Prepaid () Hand Dolivered () Overnight Mail () Facsimile () E-mail () iCourt

MOTION TO DETERMINE JURISDICTION - 3

Client:4330357.1

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