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Attorneys for Respondents

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

IDAHO GROUND WATER
APPROPRIATORS, INC., BONNEVILLE-
JEFFERSON GROUND WATER DISTRICT,
and BINGHAM GROUND WATER
DISTRICT,

Petitioners,

vs.

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

Respondents,

and

CITY OF POCATELLO, CITY OF BLISS,
CITY OF BURLEY, CITY OF CAREY, CITY
OF DECLO, CITY OF DIETRICH, CITY OF
GOODING, CITY OF HAZELTON, CITY OF
HEYBURN, CITY OF JEROME, CITY OF
PAUL, CITY OF RICHFIELD, CITY OF
RUPERT, CITY OF SHOSHONE, CITY OF
WENDELL, A&B IRRIGATION DISTRICT,
BURLEY IRRIGATION DISTRICT,
MILNER IRRIGATION DISTRICT, NORTH

Case No. CV01-23-08187

**DEPARTMENT'S
MEMORANDUM OF COSTS**

SIDE CANAL COMPANY, TWIN FALLS CANAL COMPANY, AMERICAN FALLS RESERVOIR DISTRICT #2, MINIDOKA IRRIGATION DISTRICT, and MCCAIN FOODS USA, INC.,

Intervenors.

IN THE MATTER OF THE DISTRIBUTION OF WATER TO VARIOUS WATER RIGHTS HELD BY AND FOR THE BENEFIT OF A&B IRRIGATION DISTRICT, AMERICAN FALLS RESERVOIR DISTRICT #2, BURLEY IRRIGATION DISTRICT, MILNER IRRIGATION DISTRICT, MINIDOKA IRRIGATION DISTRICT, NORTH SIDE CANAL COMPANY, AND TWIN FALLS CANAL COMPANY

Respondents, the Idaho Department of Water Resources and its Director, Gary Spackman (collectively, “Department”), file *Department’s Memorandum of Costs*. The total combined dollar amount sought by Respondents in this matter is \$8,440.00.

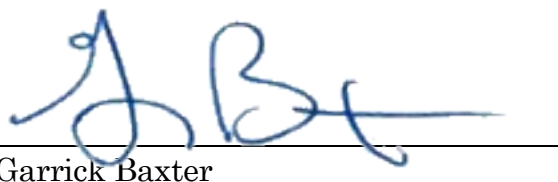
Memorandum of Costs: Attorney Fees of Garrick L. Baxter

Date	Description of time spent	Hours	Rate	Total
5/19/2023	Review Petition for Judicial Review and various motions filed in support; begin research on response.	2.0	\$250	\$500.00
5/22/2023	Review Petition for Judicial Review and various motions filed in support; continued research related to filings.	2.5	\$250	\$875.00
	Communicate with the Department and legal staff re: filings.	1.0		
5/24/2023	Review Ground Water Districts’ Motion to Shorten Time and Notice of Hearing; Discuss with the Department and DAG Pete Wood.	0.5	\$250	\$125.00

5/29/2023	Draft Motion to Dismiss Petition for Judicial Review and Motion to Vacate Hearing.	4.0	\$250	\$1000.00
5/30/2023	Review comments by DAG Pete Wood; Finalize Motion to Dismiss; Draft Response to Ground Water Districts' Motions and Application for Order to Show Cause.	4.0	\$250	\$1000.00
5/31/2023	Finalize Response to Ground Water Districts' Motions and Application for Order to Show Cause; Prepare for oral argument. [Total time was 4 hours, 2 hours billed to Ground Water Districts and 2 hours billed to Cities.]	2.0 4.0	\$250	\$1500.00
6/01/2023	Travel to, attend, return from oral argument. [Total time was 8 hours, 4 hours billed to Ground Water Districts and 4 hours billed to Cities.]	4.0	\$250	\$1000.00
		Total Hours: 24.0		Total Fees: \$6000.00

I, Garrick Baxter, am the undersigned attorney who represented the Respondents in this matter. I compiled the above Garrick Baxter portion of the *Department's Memorandum of Costs*, and hereby declare, under penalty of perjury pursuant to the law of the State of Idaho, that the above memorandum of costs is true, correct, and complies with I.R.C.P. 54.

Dated this 15th day of June 2023.



Garrick Baxter

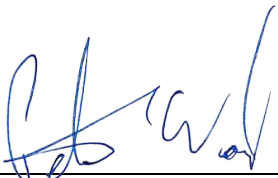
Attorney for Respondents

Memorandum of Costs: Attorney Fees of Pete Wood

Date	Description of time spent	Time	Rate	Total
5/30/2023	Review and comment regarding motion to dismiss and response prepared by DAG Garrick Baxter.	1.5	\$200	\$300.00
5/31/2023	Draft and research arguments for DAG Garrick Baxter.	7.0	\$200	\$1400.00
6/1/2023	Draft and research arguments for DAG Garrick Baxter.	2.0	\$200	\$400.00
6/1/2023	Virtually attend hearing, take notes, and conduct research as needed for issues arising during the hearing. [Hearing was 3.5 hours in total, 1.7 billed to Ground Water Districts and 1.7 to Cities.]	1.7	\$200	\$340.00
		Total Hours: 12.2		Total Fees: \$2,440

I, Pete Wood, am an attorney who assisted Garrick Baxter in his representation of the Respondents in this matter. I have been a licensed attorney for 6 years. I compiled the above Pete Wood portion of the *Department’s Memorandum of Costs*, and hereby declare, under penalty of perjury pursuant to the law of the State of Idaho, that the above memorandum of costs is true, correct, and complies with I.R.C.P. 54.

Dated this 15th day of June 2023.



 Pete Wood

Attorney for Respondents

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 15th day of June 2023, I caused to be served a true and correct copy of the foregoing *Department's Memorandum of Costs*, via iCourt E-File and Serve, upon the following:

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