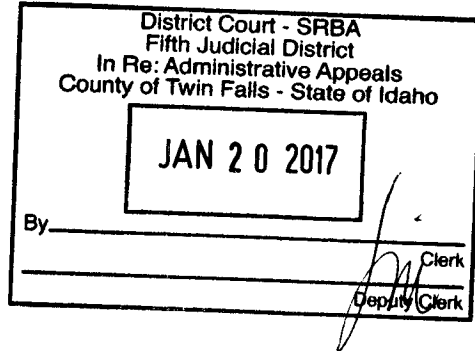


A. Dean Tranmer, I.B. #2793
City of Pocatello
 P. O. Box 4169
 Pocatello, ID 83201
 (208) 234-6149
 (208) 234-6297 (Fax)
 dtranmer@pocatello.us

Sarah A. Klahn, I.B. #7928
 Mitra M. Pemberton
White & Jankowski, LLP
 511 Sixteenth Street, Suite 500
 Denver, CO 80202
 (303) 595-9441
 (303) 825-5632 (Fax)
 sarahk@white-jankowski.com
 mitrap@white-jankowski.com



Attorneys for the City of Pocatello

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

CITY OF POCATELLO,)	Case No. CV-01-17-00067
)	
Petitioner,)	CITY OF POCATELLO'S
)	MOTION TO DETERMINE
vs.)	JURISDICTION
)	
GARY SPACKMAN, Director of the Idaho)	
Department of Water Resources, and IDAHO)	
DEPARTMENT OF WATER RESOURCES)	
)	
Respondent.)	
)	


COMES NOW the City of Pocatello (“Pocatello”), by and through its undersigned counsel, and moves the Court to determine that it has jurisdiction to review Pocatello’s appeal of the November 2, 2016 Order Designating the Eastern Snake Plain Aquifer Ground Water Management Area, *In the Matter of Designating the Eastern Snake Plain Aquifer Ground Water Management Area*, Docket No. AA-GWMA-2016-001, by the Director of the Idaho Department

of Water Resources. A Memorandum in Support of Motion to Determine Jurisdiction is filed contemporaneously herewith.

Pocatello requests oral argument if it would be helpful to the Court.

Respectfully submitted this 20th day of January, 2017.

CITY OF POCA TELLO ATTORNEY'S OFFICE

By  FOR _____
A. Dean Tranmer

WHITE & JANKOWSKI, LLP

Attorneys for the City of Pocatello

By  _____
Sarah A. Klahn

By  _____
Mitra M. Pemberton

CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of January, 2017 a true and correct copy of the foregoing **CITY OF POCA TELLO'S MOTION TO DETERMINE JURISDICTION** in **Docket No. CV-01-17-000067** was served on the following by the method indicated below:



Sarah A. Klahn
White & Jankowski, LLP

<p>Gary Spackman, Director IDWR 322 East Front St P.O. Box 83720 Boise ID 83720-0098 gary.spackman@idwr.idaho.gov kimi.white@idwr.idaho.gov</p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail – Federal Express <input type="checkbox"/> Facsimile 208-287-6700 Phone 208-287-4800 <input checked="" type="checkbox"/> Email</p>
<p>Garrick Baxter IDWR P.O. Box 83720 Boise ID 83720-0098 garrick.baxter@idwr.idaho.gov</p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail – Federal Express <input type="checkbox"/> Facsimile 208-287-6700 Phone 208-287-4800 <input checked="" type="checkbox"/> Email</p>
<p>Scott L. Campbell Matthew J. McGee Sarah A. McCormack Moffatt, Thomas, Barrett, Rock & Fields, Chartered 101 S Capitol Blvd, 10th Floor P.O. Box 829 Boise, ID 83701 slc@moffatt.com mjm@moffatt.com sam@moffatt.com</p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Federal Express Overnight <input type="checkbox"/> Facsimile 280-385-5384 Phone 208-345-2000 <input checked="" type="checkbox"/> Email</p>
<p>Randall C. Budge Thomas J. Budge Racine Olson Nye Budge & Bailey Chartered 201 E Center St P.O. Box 1391 Pocatello ID 83204-1391 rcb@racinelaw.net tjb@racinelaw.net bjh@racinelaw.net</p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Federal Express Overnight <input type="checkbox"/> Facsimile 208-232-6109 Phone 208-232-6101 <input checked="" type="checkbox"/> Email</p>
<p>Chris Bromley McHugh Bromley PLLC 380 S 4th St Ste 103 Boise ID 83702 cbromley@mchughbromley.com</p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail – Federal Express <input type="checkbox"/> Facsimile 208-287-0864 Phone 208-287-0991 <input checked="" type="checkbox"/> Email</p>

<p>A. Dean Tranmer City of Pocatello P.O. Box 4169 Pocatello ID 83201 dtranmer@pocatello.us</p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail – Federal Express <input type="checkbox"/> Facsimile 208-234-6297 Phone 208-234-6149 <input checked="" type="checkbox"/> Email</p>
<p>John K. Simpson Travis L. Thompson Paul L. Arrington Barker Rosholt & Simpson 163 2nd Ave. West P.O. Box 63 Twin Falls ID 83303-0063 tlt@idahowaters.com jks@idahowaters.com pla@idahowaters.com</p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail – Federal Express <input type="checkbox"/> Facsimile 208-735-2444 Phone 208-733-0700 <input checked="" type="checkbox"/> Email</p>
<p>W. Kent Fletcher Fletcher Law Office P.O. Box 248 Burley, ID 83318 wkf@pmt.org</p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail – Federal Express <input type="checkbox"/> Facsimile 208-878-2548 Phone 208-678-3250 <input checked="" type="checkbox"/> Email</p>
<p>Robert E. Williams Williams, Meservy & Lothspeich, LLP P.O. Box 168 Jerome, ID 83338 rewilliams@wmlattys.com</p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail – Federal Express <input type="checkbox"/> Facsimile 208-324-3135 Phone 208-324-2303 <input checked="" type="checkbox"/> Email</p>
<p>Candice McHugh McHugh Bromley, PLLC 380 S. 4th St., Suite 103 Boise, ID 83702 cmchugh@mchughbromley.com</p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail – Federal Express <input type="checkbox"/> Facsimile 208-287-0864 Phone 208-287-0991 <input checked="" type="checkbox"/> Email</p>
<p>Albert P. Barker Barker Rosholt & Simpson, LLP P.O. Box 2139 Boise, ID 83701-2139 apb@idahowaters.com</p>	<p><input checked="" type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail – Federal Express <input type="checkbox"/> Facsimile 208-344-6034 Phone 208-733-0700 <input checked="" type="checkbox"/> Email</p>