

Candice M. McHugh, Bar No. ~~5809~~ 5908
McHugh Bromley, PLLC
Attorneys at Law
380 S. 4th St., Ste. 103
Boise, ID 83702
Telephone: (208) 287-0991
Facsimile: (208) 287-0864
cmchugh@mchughbromley.com

Attorney for the City of Bellevue

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BLAINE**

SOUTH VALLEY GROUND WATER
DISTRICT and GALENA GROUND
WATER DISTRICT,

Petitioners,

vs.

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

Respondents.

Case No.: CV 07-21-00243

NOTICE OF APPEARANCE

TO: CLERK OF THE ABOVE-ENTITLED COURT AND TO ALL COUNSEL OF
RECORD

YOU ARE HEREBY NOTIFIED THAT Candice McHugh, of the firm, McHugh
Bromley PLLC, enters an appearance as attorney of record on behalf of the City of Bellevue. All
papers in this action should be served on counsel as indicated above.

The City is a party to the underlying administrative action in Idaho Department of Water
Resources (“IDWR”) Docket No. AA-WRA-2021-001. The City also filed a request to postpone

the underlying administrative action for due process and counsel unavailability reasons, similar to the issues raised by the South Valley Ground Water District but was denied. See attached Declaration of Candice McHugh filed with the Department on May 18, 2021.

Based on past practice of the Court, the City understands the Court will treat this Notice of Appearance as a motion to intervene and will automatically grant Intervenor status.

DATED this 26th day of May, 2021.

/s/ Candice M. McHugh
Candice M. McHugh
Attorney for City of Bellevue

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 26th day of May, 2021, I served a true and correct copy of the foregoing document was served through iCourt on the person(s) whose names and addresses appear below and on any other persons who have entered notices of appearance through iCourt:

Albert P. Barker
Travis L. Thompson
Michael A. Short
BARKER ROSHOLT & SIMPSON
195 River Vista Place, Ste. 204
Twin Falls, ID 83301-3029
apb@idahowaters.com
tlt@idahowaters.com
mas@idahowaters.com

Garrick L. Baxter
Deputy Attorney General
Idaho Department Of Water Resources
PO Box 83720
Boise, ID 83720-0098
garrick.baxter@idwr.idaho.gov

Heather O’Leary
James R. Laski
LAWSON LASKI CLARK PLLC
PO Box 3310
Ketchum, ID 83340
heo@lawsonlaski.com
jrl@lawsonlaski.com

/s/ Chris M. Bromley
CHRIS M. BROMLEY

Candice McHugh, ISB No. 5908
 McHugh Bromley, PLLC
 Attorneys at Law
 380 S. 4th St., Ste. 103
 Boise, ID 83702
 Telephone: (208) 287-0991
 Facsimile: (208) 287-0864
cbromley@mchughbromley.com

Attorney for the City of Bellevue

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF BASIN 37
 ADMINISTRATIVE PROCEEDING

Docket No. AA-WRA-2021-001

**DECLARATION OF CANDICE M.
 MCHUGH IN SUPPORT OF MOTION
 FOR MORE DEFINITE STATEMENT,
 MOTION FOR CLARIFICATION AND
 MOTION TO POSTPONE HEARING**

I, Candice McHugh hereby declare and state as follows:

1. I am over the age of 18 and state the following based upon my own personal knowledge.
2. I am the attorney who represents the City of Bellevue in the above captioned matter scheduled for hearing June 7-11, 2021 in Boise Idaho. I am a partner in a two partner firm, McHugh Bromley, PLLC, we have no staff except for a file clerk who does our filing for a couple hours each week.
3. I am the main attorney for the City of Bellevue for their water rights related work and have been for the past several years. The City of Bellevue has been an active participant in IDWR administrative proceedings to protect its interests and water rights in Basin 37, defending itself in the last two delivery calls. I was the city's lead attorney in those cases.

4. My partner Chris Bromley is the lead attorney for Sun Valley Company, who is a party to the above action as well. Sun Valley Company has been an active participant to protect its interest and water rights in Basin 37. Mr. Bromley has been the Company's lead attorney for the past three years.
5. While the City of Bellevue and Sun Valley Company have consistent and complimentary interests, they each have a right to have the attorney who knows their issues best in order to represent them in any action that threatens their property and due process rights. They each have a right to have the law firm of McHugh Bromley, PLLC have its full resources available to assist them in protecting their property and due process interests. As attorneys, we have a duty to protect our practice and assist each other as necessary in order to protect the interests of all of our clients.
6. As set forth in my *Motion For More Definite Statement, Motion For Clarification And Motion To Postpone Hearing*, I will be out of the country starting June 1, 2021, on a trip that has been scheduled and for the past few months. I will not be arriving back in the United States until late night on June 7, 2021. I arrive in Las Vegas at approximately 10:00 p.m. June 7, 2021. I will not be able to reasonably be in Boise until the early afternoon of June 8, 2021.
7. I am out of the country in Mexico, with two other people who will not be able to continue on the trip without me and we cannot get a refund of our money.
8. I will be unable to properly prepare for any hearing that starts June 7, 2021 as I will not have email or cell coverage for most of the week prior. I will be unable to assist Mr. Bromley in preparing for any unique issues with the City of Bellevue or work with our

expert and witnesses in order to fairly prepare for the hearing. I will miss the first two days of the hearing.

9. Not only will Mr. Bromley now have to prepare for hearing on behalf of two clients without any assistance, but he will be the sole attorney in our office to provide legal assistance to all of our other clients during the week leading up to and including the first two days of hearing.
10. The hearing as currently schedule conflicts with my schedule and if the hearing goes on as scheduled prejudices the interest of my practice, the practice of our law firm and most especially our clients.

I declare under penalty of perjury under the laws of the State of Idaho that the foregoing is true and correct.

Dated this 18th, day of May, 2021

MCHUGH BROMLEY, PLLC



Candice M. McHugh
Attorney for the City of Bellevue

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 18th day of May, 2021, I served a true and correct copy of the foregoing document on the person(s) whose names and addresses appear below by the method indicated:

Director Gary Spackman
Idaho Department Of Water Resources
PO Box 83720
Boise, ID 83720

Via US Mail, Postage Paid
 Via Facsimile 208-287-6700
 Hand-Delivered
 Via Electronic Mail

Garrick L. Baxter
Deputy Attorney General
Idaho Department Of Water Resources
PO Box 83720
Boise, ID 83720-0098
garrick.baxter@idwr.idaho.gov

Via US Mail, Postage Paid
 Via Facsimile 208-287-6700
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Travis L. Thompson
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BARKER ROSHOLT & SIMPSON
195 River Vista Place, Ste. 204
Twin Falls, ID 83301-3029
tlt@idahowaters.com
apb@idahowaters.com
mas@idahowaters.com

Via US Mail, Postage Paid
 Via Facsimile
 Hand-Delivered
 Via Electronic Mail

W. Kent Fletcher
FLETCHER LAW OFFICE
P.O. Box 248
Burley, ID 83318
wkf@pmt.org

Via US Mail, Postage Paid
 Via Facsimile
 Hand-Delivered
 Via Electronic Mail

Sarah A. Klahn
SOMACH SIMMONS & DUNN
2033 11th St., #5
Boulder, CO 80302
sklahn@somachlaw.com

Via US Mail, Postage Paid
 Via Facsimile
 Hand-Delivered
 Via Electronic Mail

Robert L. Harris
HOLDEN, KIDWELL, HAHN & CRAPO, PLLC
P.O. Box 50130
1000 Riverwalk Drive, Suite 200
Idaho Falls, ID 83405
rharris@holdenlegal.com

Via US Mail, Postage Paid
 Via Facsimile
 Hand-Delivered
 Via Electronic Mail

Chris Bromley
MCHUGH BROMLEY, PLLC
Attorneys at Law
380 S. 4th St., Ste. 103
Boise, ID 83702
cbromley@mchughbromley.com

Via US Mail, Postage Paid
 Via Facsimile
 Hand-Delivered
 Via Electronic Mail

Michael P. Lawrence
GIVENS PURSLEY LLP
601 W. Bannock Street
P.O. Box 2720
Boise, ID 83701-2720
mpl@givenspursley.com

Via US Mail, Postage Paid
 Via Facsimile
 Hand-Delivered
 Via Electronic Mail

Matthew A. Johnson
Brian O'Bannon
WHITE PETERSON GIGRAY & NICHOLS, P.A.
Canyon Park at the Idaho Center
5700 E. Franklin Rd., Ste. #200
Nampa, ID 83687-7901
mjohnson@whitepeterson.com
bobannon@whitepeterson.com

Via US Mail, Postage Paid
 Via Facsimile
 Hand-Delivered
 Via Electronic Mail

Evan Robertson
Robertson & Slette, PLLC
PO Box 1906
Twin Falls, ID 83303-1906
erobertson@rsidaholaw.com

Via US Mail, Postage Paid
 Via Facsimile
 Hand-Delivered
 Via Electronic Mail

Courtesy copy

James R. Laski
Heather O'Leary
LAWSON LASKI CLARK PLLC
PO Box 3310
Ketchum, ID 83340
jrl@lawsonlaski.com
heo@lawsonlaski.com

Via US Mail, Postage Paid
 Via Facsimile
 Hand-Delivered
 Via Electronic Mail

Norman Semanko
PARSONS BEHLE & LATIMER
800 W. Main St., Ste. 1300
Boise, ID 83702
nsemanko@parsonsbehle.com

Via US Mail, Postage Paid
 Via Facsimile
 Hand-Delivered
 Via Electronic Mail

Dylan Lawrence
VARIN WARDWELL
PO Box 1676
Boise, ID 83701
dylanlawrence@varinwardwell.com

- Via US Mail, Postage Paid
- Via Facsimile
- Hand-Delivered
- Via Electronic Mail

Courtesy copy

Laird B. Stone
STEPHEN, KVANIVIG, STONE & TRAINOR
PO Box 83
Twin Falls, ID 83303-0083
Sks&ct@idaho-law.com

- Via US Mail, Postage Paid
- Via Facsimile
- Hand-Delivered
- Via Electronic Mail

Randall C. Budge
Thomas J. Budge
RACINE OLSON, PLLP
201 E Center St.
PO Box 1391
Pocatello, ID 83204
randy@racineolson.com
tj@racineolson.com

- Via US Mail, Postage Paid
- Via Facsimile
- Hand-Delivered
- Via Electronic Mail



Candice McHugh