

Thomas J. Budge (ISB# 7465)  
Elisheva M. Patterson (ISB# 11746)  
RACINE OLSON, PLLP  
201 E. Center St. / P.O. Box 1391  
Pocatello, Idaho 83204  
(208) 232-6101 – phone  
(208) 232-6109 – fax  
tj@racineolson.com  
elisheva@racineolson.com

*Attorneys for Idaho Ground Water Appropriators, Inc. (IGWA)*

**DISTRICT COURT OF THE STATE OF IDAHO  
FOURTH JUDICIAL DISTRICT  
ADA COUNTY**

IDAHO GROUND WATER  
APPROPRIATORS, INC.,

Petitioner,

vs.

IDAHO DEPARTMENT OF WATER  
RESOURCES, and MATHEW WEAVER in  
his capacity as the Director of the Idaho  
Department of Water Resources.

Respondents,

and

AMERICAN FALLS RESERVOIR  
DISTRICT #2, MINIDOKA IRRIGATION  
DISTRICT, A&B IRRIGATION DISTRICT,  
BURLEY IRRIGATION DISTRICT,  
MILNER IRRIGATION DISTRICT, NORTH  
SIDE CANAL COMPANY, TWIN FALLS  
CANAL COMPANY, 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, BONNEVILLE-JEFFERSON  
GROUND WATER DISTRICT, and

Case No. CV01-23-13173

**IGWA'S PETITION FOR REHEARING**


BINGHAM GROUND WATER DISTRICT,  
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

Idaho Ground Water Appropriators, Inc. (IGWA), acting for and on behalf of its members, hereby petitions the court pursuant to Rule 84(r) of the Idaho Rules of Civil Procedure and Rule 42 of the Idaho Appellate Rules for rehearing of the *Memorandum Decision and Order* and the *Judgment* issued May 31, 2024. This petition will be supported by IGWA's *Brief in Support of Petition for Rehearing* filed within 14 days of this petition, pursuant to Idaho Appellate Rule 42(b).

Respectfully submitted this 21st day of June, 2024.

RACINE OLSON, PLLP

By:   
Thomas J. Budge  
Attorneys for IGWA

**CERTIFICATE OF SERVICE**

I hereby certify that on this 21st day of June, 2024, I filed the foregoing document via iCourt and served it upon the persons below via email as indicated:

  
Thomas J. Budge

Clerk of the Court ADA COUNTY DISTRICT COURT	iCourt
Garrick L. Baxter Kayleen Richter Sarah Tschohl Deputy Attorney General Idaho Department of Water Resources garrick.baxter@idwr.idaho.gov Kayleen.richter@idwr.idaho.gov sarah.tschohl@idwr.idaho.gov	iCourt
Dylan Anderson DYLAN ANDERSON LAW PO Box 35 Rexburg, Idaho 83440 dylan@dylanandersonlaw.com	iCourt
Skyler C. Johns Nathan M. Olsen Steven L. Taggart OLSEN TAGGART PLLC 1449 E 17th St, Ste A PO Box 3005 Idaho Falls, ID 83403 sjohns@olsentaggart.com nolsen@olsentaggart.com staggart@olsentaggart.com icourt@olsentaggart.com mcastro@olsentaggart.com	iCourt

<p>John K. Simpson  Travis L. Thompson  MARTEN LAW  P. O. Box 63  Twin Falls, ID 83303-0063  tthompson@martenlaw.com  jsimpson@martenlaw.com  jnielsen@martenlaw.com</p>	<p>iCourt</p>
<p>W. Kent Fletcher  FLETCHER LAW OFFICE  P.O. Box 248  Burley, ID 83318  wkf@pmt.org  brd@pmt.org</p>	<p>iCourt</p>
<p>Sarah A Klahn  Maximilian Bricker  SOMACH SIMMONS &amp; DUNN  2033 11<sup>th</sup> Street, Ste 5  Boulder, CO 80302  sklahn@somachlaw.com  mbricker@somachlaw.com</p>	<p>iCourt</p>
<p>Candice McHugh  Chris Bromley  MCHUGH BROMLEY, PLLC  380 South 4<sup>th</sup> Street, Suite 103  Boise, ID 83702  cbromley@mchughbromley.com  cmchugh@mchughbromley.com</p>	<p>iCourt</p>
<p>Robert Harris  HOLDEN KIDWELL HAHN &amp; CRAPO, PLLC  1000 Riverway Drive, Suite 200  Idaho Falls, ID 83405  rharris@holdenlegal.com  efiling@holdenlegal.com</p>	<p>iCourt</p>