

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

IDAHO GROUNDWATER APPROPRIATORS, INC.,)

Petitioner,)

vs.)

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

Respondents,)

and)

A&B IRRIGATION DISTRICT, AMERICAN FALLS)
RESERVOIR DISTRICT #2, BURLEY IRRIGATION)
DISTRICT, MILNER IRRIGATION DISTRICT,)
MINIDOKA IRRIGATION DISTRICT, NORTH SIDE)
CANAL COMPANY, TWIN FALLS CANAL)
COMPANY, 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, AND CITY OF POCA TELLO,)

Intervenors-Respondents.)

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)

IN THE MATTER OF IGWA'S SETTLEMENT)
AGREEMENT MITIGATION PLAN)

Case No. CV27-22-00945

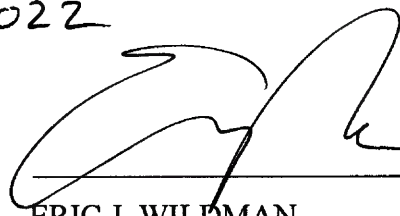
**ORDER TREATING
APPEARANCES AS MOTIONS
TO INTERVENE AND
GRANTING SAME**


On October 24, 2022, the Petitioner filed a *Petition for Judicial Review* in the above-captioned matter. *Notices of Appearance* were subsequently filed by A&B Irrigation District, American Falls Reservoir District #2, Burley Irrigation District, Milner Irrigation District, Minidoka Irrigation District, North Side Canal Company, Twin Falls Canal Company, 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, and City of Pocatello. Pursuant to the ***Procedural Order*** issued by the Court, the Court will treat these *Notices of Appearance* as a *Motions to Intervene*. The Court finds that the *Motions to Intervene* are unopposed, as no party has objected to the movants participating in this proceeding. This Court thus finds that the movants are real parties in interest to this proceeding and have interests that could be affected by the outcome of this proceeding. Therefore, in exercising its discretion, this Court finds that the movants are entitled to leave to intervene as parties to this proceeding.

THEREFORE, THE FOLLOWING ARE HEREBY ORDERED:

1. The *Motions to Intervene* filed in the above-captioned proceeding are hereby granted.
2. All further captions used in this proceeding shall include movants as Intervenors as shown above.
3. All further service in this case shall be in accordance with the Certificate of Service attached hereto.

DATED November 18, 2022


ERIC J. WILDMAN
District Judge



CERTIFICATE OF SERVICE

I certify that on this day I served a copy of the foregoing document to:

<p>Garrick L Baxter Mark Cecchini-Beaver Idaho Department of Water Resources PO Box 83720 Boise, ID 83720-0098 mark.cecchini-beaver@idwr.idaho.gov garrick.baxter@idwr.idaho.gov sarah.tschohl@idwr.idaho.gov</p>	<p><input checked="" type="checkbox"/> By E-mail <input type="checkbox"/> By mail <input type="checkbox"/> By fax (number) <input type="checkbox"/> By overnight deliver / FedEx <input type="checkbox"/> By personal delivery</p>
<p>Thomas J Budge Elisheva M Patterson Racine Olson, PLLP 201 E Center St PO Box 1319 Pocatello, ID 83204 tj@racineolson.com elisheva@racineolson.com</p>	<p><input checked="" type="checkbox"/> By E-mail <input type="checkbox"/> By mail <input type="checkbox"/> By fax (number) <input type="checkbox"/> By overnight deliver / FedEx <input type="checkbox"/> By personal delivery</p>
<p>John K Simpson Travis L Thompson Michael A Short Barker Rosholt & Simpson, LLP PO Box 63 Twin Falls, ID 83303-0063 jks@idahowaters.com tlt@idahowaters.com mas@idahowaster.com</p>	<p><input checked="" type="checkbox"/> By E-mail <input type="checkbox"/> By mail <input type="checkbox"/> By fax (number) <input type="checkbox"/> By overnight deliver / FedEx <input type="checkbox"/> By personal delivery</p>
<p>W Kent Fletcher Fletcher Law Office PO Box 248 Burley, ID 83318 wkf@pmt.org</p>	<p><input checked="" type="checkbox"/> By E-mail <input type="checkbox"/> By mail <input type="checkbox"/> By fax (number) <input type="checkbox"/> By overnight deliver / FedEx <input type="checkbox"/> By personal delivery</p>
<p>Sarah A Klahn Somach Simmons & Dunn 2033 11th Street, Ste 5 Boulder, CO 80302 sklahn@somachlaw.com dthompson@somachlaw.com</p>	<p><input checked="" type="checkbox"/> By E-mail <input type="checkbox"/> By mail <input type="checkbox"/> By fax (number) <input type="checkbox"/> By overnight deliver / FedEx <input type="checkbox"/> By personal delivery</p>

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DATED: 11/21/2022

Clerk of the Court

By Traci Brandebourg
Deputy Clerk