

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS


CITY OF POCATELLO,) Case No: CV42-23-1668
)
Plaintiff,) **ORDER GRANTING UNOPPOSED**
) **MOTION TO INTERVENE**
)
vs.)
)
IDAHO WATER RESOURCES BOARD,)
IDAHO DEPARTMENT OF WATER)
RESOURCES, GARY SPACKMAN in his)
capacity as Director of the Idaho)
Department of Water Resources, and)
TONY OLENICHAK in his capacity as)
Water District 01 Watermaster,)
)
Defendants,)
)
&)
)
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, and CITY OF)
WENDELL)
)
Intervenors.)
_____)

On June 21, 2023, the Coalition of Cities filed an *Unopposed Motion to Intervene* under Idaho Rule of Civil Procedure 24(a) and 24(b).¹ In the *Motion* counsel for the Coalition of Cities represents the parties do not oppose the *Motion*. The Court in an exercise of its discretion will grant the *Motion* on the grounds it is unopposed. The Court additionally notes that this case is in its early stages and that no substantive ruling has been made. It also notes the Coalition of Cities own surface and groundwater rights on the Eastern Snake River Plain which may be affected by this proceeding.

THEREFORE, BASED ON THE FOREGOING, THE FOLLOWING IS HEREBY ORDERED:

1. The Coalition of Cities' *Unopposed Motion to Intervene* is hereby granted.
2. All further captions used in this proceeding shall include the following entities as intervenors as shown above: 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, and City of Wendell.

Dated: June 27, 2023.


ERIC J. WILDMAN
District Judge

¹ The term "Coalition of Cities" refers collectively to 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, and City of Wendell.

CERTIFICATE OF SERVICE

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

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Clerk of the Court

Dated: 6/27/2023 9:48:32 AM

By *Pam Schuey*
Deputy Clerk