

District Court - SRBA  
 Fifth Judicial District  
 In Re: Administrative Appeals  
 County of Twin Falls - State of Idaho

**MAY - 8 2014**

By \_\_\_\_\_ Clerk  
 \_\_\_\_\_ Deputy Clerk

**DISTRICT COURT OF THE STATE OF IDAHO  
 FIFTH JUDICIAL DISTRICT  
 GOODING COUNTY**

Idaho Ground Water Appropriators, Inc.,  
 Petitioner,

vs.

City of Pocatello,  
 Petitioner,

vs.

Twin Falls Canal Company, North Side  
 Canal Company, A&B Irrigation District,  
 American Falls Reservoir District #2,  
 Burley Irrigation District, Milner Irriga-  
 tion District, and Minidoka Irrigation Dis-  
 trict,  
 Petitioners,

vs.

Gary Spackman, in his official capacity  
 as Director of the Idaho Department of  
 Water Resources, and the Idaho Depart-  
 ment of Water Resources,  
 Respondents.

Case No. CV-2010-382

(consolidated Gooding County cases  
 CV-2010-382, CV-2010-383, CV-  
 2010-384, CV-2010-387, CV-2010-  
 388; Twin Falls County cases CV-  
 2010-3403, CV-2010-5520, CV-  
 2010-5946, CV-2012-2096, CV-  
 2013-2305, CV-2013-4417; and Lin-  
 coln County case CV-2013-155)

**Joint Motion to Amend Oral  
 Argument and Briefing Schedule**

In the matter of distribution of water to  
 various water rights held by and for the  
 benefit of A&B Irrigation District, Amer-  
 ican Falls Reservoir District #2, Burley  
 Irrigation District, Milner Irrigation Dis-  
 trict, Minidoka Irrigation District, North  
 Side Canal Company, and Twin Falls Ca-  
 nal Company.

Idaho Ground Water Appropriators, Inc., City of Pocatello, Twin Falls Canal Company, North Side Canal Company, A&B Irrigation District, American Falls Reservoir District #2, Burley Irrigation District, Milner Irrigation District, Minidoka Irrigation District, Director Gary Spackman, and the Idaho Department of Water Resources—constituting all of the parties to this consolidated case—jointly move the Court pursuant to rules 84(o) and 84(p) of the Idaho Rules of Procedure to reschedule the oral argument in this case from July 9, 2014, to August 13, 2014, at 1:30 p.m., and to revise the briefing schedule as follows:

Friday, June 13 – Petitioners' briefs due

Friday, July 11 – Respondents' briefs due

Friday, August 1 – Reply briefs due

DATED May 7, 2014.

RACINE OLSON NYE BUDGE & BAILEY,  
CHARTERED

By: T. J. Budge

Randall C. Budge

T.J. Budge

*Attorneys for Idaho Ground Water  
Appropriators, Inc.*

WHITE & JANKOWSKI, LLP

By: \_\_\_\_\_

Sarah Klahn

Mitra Pemberton

*Attorneys for City of Pocatello*

BARKER ROSHOLT & SIMPSON, LLP

By: John K. Simpson

John K. Simpson

Travis Thompson

Paul Arrington

*Attorneys for Twin Falls Canal Company,*

Idaho Ground Water Appropriators, Inc., City of Pocatello, Twin Falls Canal Company, North Side Canal Company, A&B Irrigation District, American Falls Reservoir District #2, Burley Irrigation District, Milner Irrigation District, Minidoka Irrigation District, Director Gary Spackman, and the Idaho Department of Water Resources—constituting all of the parties to this consolidated case—jointly move the Court pursuant to rules 84(o) and 84(p) of the Idaho Rules of Procedure to reschedule the oral argument in this case from July 9, 2014, to August 13, 2014, at 1:30 p.m., and to revise the briefing schedule as follows:

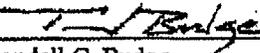
Friday, June 13 – Petitioners’ briefs due

Friday, July 11 – Respondents’ briefs due

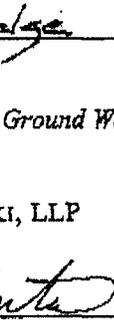
Friday, August 1 – Reply briefs due

DATED May 7, 2014.

RACINE OLSON NYE BUDGE & BAILEY,  
CHARTERED

By:   
Randall C. Budge  
T.J. Budge  
*Attorneys for Idaho Ground Water  
Appropriators, Inc.*

WHITE & JANKOWSKI, LLP

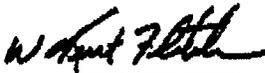
By:   
Sarah Klahn  
◀ Mitra Pemberton  
*Attorneys for City of Pocatello*

BARKER ROSHOLT & SIMPSON, LLP

By: \_\_\_\_\_  
John K. Simpson  
Travis Thompson  
Paul Arrington  
*Attorneys for Twin Falls Canal Company,*

*North Side Canal Company, A&B Irrigation  
District, Burley Irrigation District, and  
Milner Irrigation District*

FLETCHER LAW OFFICE

By:  \_\_\_\_\_

W. Kent Fletcher  
*Attorneys for American Falls Reservoir Dis-  
trict No. 2 and Minidoka Irrigation District*

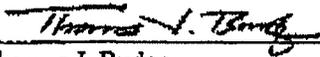
LAWRENCE G. WARDEN, Idaho Attorney Gen-  
eral

By:  \_\_\_\_\_

Garrick Baxter  
Deputy Attorney General  
*Attorneys for Director Gary Spackman and  
the Idaho Department of Water Resources*

**CERTIFICATE OF SERVICE**

I certify that on this 8th day of May, 2014, I served a true and correct copy of the foregoing document on the following persons in the manner indicated:

  
 Thomas J. Budge

Clerk of the Court SRBA Deputy Clerk 253 3 <sup>rd</sup> Ave. North PO Box 2707 Twin Falls, ID 83303-2707	<input type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> Facsimile: 208-736-2121 <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email
Deputy Attorneys General Garrick L. Baxter IDAHO DEPT. OF WATER RESOURCES P.O. Box 83720 Boise, Idaho 83720-0098 Fax: 208-287-6700 <a href="mailto:garrick.baxter@idwr.idaho.gov">garrick.baxter@idwr.idaho.gov</a> <a href="mailto:kimi.white@idwr.idaho.gov">kimi.white@idwr.idaho.gov</a>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
W. Kent Fletcher FLETCHER LAW OFFICE P.O. Box 248 Burley, Idaho 83318-0248 <a href="mailto:wkf@pmt.org">wkf@pmt.org</a>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
John K. Simpson Travis L. Thompson Paul L. Arrington BARKER, ROSHOLT & SIMPSON 195 River Vista Place, Suite 204 Twin Falls, ID 83301-3029 <a href="mailto:jks@idahowaters.com">jks@idahowaters.com</a> <a href="mailto:tlt@idahowaters.com">tlt@idahowaters.com</a> <a href="mailto:pla@idahowaters.com">pla@idahowaters.com</a>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
Sarah Klahn Mitra Pemberton 511 16 <sup>th</sup> Street, Suite 500 Denver, CO 80202 <a href="mailto:sarahk@white-jankowski.com">sarahk@white-jankowski.com</a> <a href="mailto:mitrap@white-jankowski.com">mitrap@white-jankowski.com</a>	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email

<p>A. Dean Tranmer CITY OF POCATELLO PO Box 4169 Pocatello, ID 83205 <a href="mailto:dtranmer@pocatello.us">dtranmer@pocatello.us</a></p>	<table><tr><td><input type="checkbox"/></td><td>U.S. Mail</td></tr><tr><td><input type="checkbox"/></td><td>Facsimile</td></tr><tr><td><input type="checkbox"/></td><td>Overnight Mail</td></tr><tr><td><input type="checkbox"/></td><td>Hand Delivery</td></tr><tr><td><input checked="" type="checkbox"/></td><td>Email</td></tr></table>	<input type="checkbox"/>	U.S. Mail	<input type="checkbox"/>	Facsimile	<input type="checkbox"/>	Overnight Mail	<input type="checkbox"/>	Hand Delivery	<input checked="" type="checkbox"/>	Email
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