

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

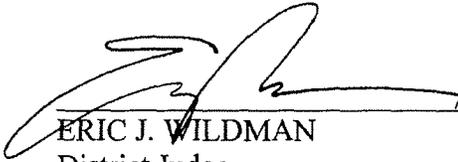
A & B IRRIGATION DISTRICT)	Case No. CV 2011-512
)	
Petitioner,)	ORDER GRANTING JOINT
)	MOTION FOR
vs.)	RECONSIDERATION
)	
)	
THE IDAHO DEPARTMENT OF WATER)	
RESOURCES and GARY SPACKMAN in his)	
official capacity as Interim Director of the)	
Idaho Department of Water Resources,)	
)	
Respondents,)	
)	
and)	
)	
THE IDAHO GROUND WATER)	
APPROPRIATORS, INC., and THE CITY OF)	
POCATELLO,)	
)	
Respondents-Intervenors.)	
_____)	
)	
IN THE MATTER OF THE PETITION FOR)	
DELIVERY CALL OF A&B IRRIGATION)	
DISTRICT FOR THE DELIVERY OF)	
GROUND WATER AND FOR THE)	
CREATION OF A GROUND WATER)	
MANAGEMENT AREA)	
_____)	

On January 27, 2014, this Court entered a *Remittitur* in the above-captioned action. On February 7, 2014, the A&B Irrigation District, the Idaho Department of Water Resources and Gary Spackman, and the Idaho Ground Water Appropriators, Inc. (collectively, "Movants") filed a *Joint Motion for Reconsideration* ("*Joint Motion*") of the *Remittitur*. The *Joint Motion* requests that this Court alter and amend its *Remittitur* consistent with the Movants' *Stipulation to Dismiss Appeal* entered in Idaho Supreme Court Docket No. 41069-2013. A copy of the *Stipulation to Dismiss Appeal* is presented to this Court as an attachment to the *Joint Motion*. The Court in an exercise of its discretion, having reviewed the file and the *Stipulation to Dismiss Appeal*, and for good cause appearing, grants the *Joint Motion*.

THEREFORE, THE FOLLOWING ARE HEREBY ORDERED:

1. The *Joint Motion for Reconsideration* is hereby granted.
2. The Court will alter and amend its *Remittitur* consistent with the *Stipulation to Dismiss Appeal* in an *Amended Remittitur* issued contemporaneously herewith.

Dated: 2 / 10 / 2014.


ERIC J. WILDMAN
District Judge

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING JOINT MOTION FOR RECONSIDERATION was mailed on February 10, 2014, with sufficient first-class postage to the following:

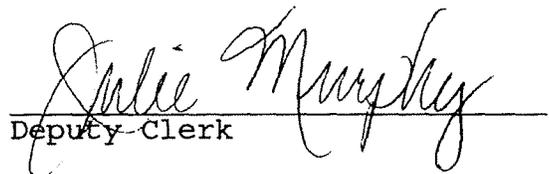
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Handwritten signature of Julie Murphy over a horizontal line.

