

Roger D. Ling, ISB #1018
LING ROBINSON & WALKER
P.O. Box 396
Rupert, Idaho 83350
Telephone: (208) 436-4717
Facsimile: (208) 436-6804

C. Tom Arkoosh, ISB #2253
ARKOOSH LAW OFFICES, CHTD.
P.O. Box 32
Gooding, Idaho 83330
Telephone: (208) 934-8872
Facsimile: (208) 934-8873

Attorneys for A & B Irrigation District and
Burley Irrigation District

Attorneys for American Falls
Reservoir District #2

John A. Rosholt, ISB #1037
John K. Simpson, ISB #4242
Travis L. Thompson, ISB #6168
BARKER ROSHOLT & SIMPSON LLP
113 Main Ave. West, Suite 303
Twin Falls, Idaho 83301-6167
Telephone: (208) 733-0700
Facsimile: (208) 735-2444

W. Kent Fletcher, ISB #2248
FLETCHER LAW OFFICE
P.O. Box 248
Burley, Idaho 83318
Telephone: (208) 678-3250
Facsimile: (208) 878-2548

Attorneys for Minidoka Irrigation District

Attorneys for Milner Irrigation District,
North Side Canal Company, and
Twin Falls Canal Company

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF THE REQUEST FOR)
ADMINISTRATION IN WATER DISTRICT)
120 AND THE REQUEST FOR DELIVERY)
OF WATER TO SENIOR SURFACE WATER) **PETITION FOR REVIEW OF**
RIGHTS BY A&B IRRIGATION DISTRICT,) **ORDERS REGARDING**
AMERICAN FALLS RESERVOIR DISTRICT #2,) **REPLACEMENT WATER PLANS**
BURLEY IRRIGATION DISTRICT, MILNER)
IRRIGATION DISTRICT, MINIDOKA)
IRRIGATION DISTRICT, NORTH SIDE CANAL)
COMPANY, AND TWIN FALLS CANAL)
COMPANY)
_____)

This Petition for Review of Orders Regarding Replacement Water Plans is filed on behalf of A & B Irrigation District, American Falls Reservoir District No. 2, Burley Irrigation District, Milner Irrigation District, Minidoka Irrigation District, North Side Canal Company, and Twin Falls Canal Company (Coalition) in response to the Order Regarding IGWA Replacement Water Plan filed May 6, 2005, Order Regarding Simplot Replacement Water Request filed May 6, 2005, and Order Regarding Water Resource Coalition Replacement Water Plan filed May 6, 2005 (collectively referred to as "Replacement Water Plans Orders").

PROCEDURAL BACKGROUND

In response to that Order issued by the Idaho Department of Water Resources (Department) on April 19, 2005, as amended by that Amended Order issued May 2, 2005 (Order), the following "Replacement Water Plans" were filed: Idaho Ground Water Appropriators' Initial Plan for Replacing Water, J.R. Simplot Mitigation Plan, Water Resource Coalition Application for Approval of a Mitigation Plan (Amended May 5, 2005). In response to the Replacement Water Plans, on May 5, 2005, the Coalition filed the Surface Water Coalition's Protest, Objection, and Motion to Dismiss "Replacement Water Plans", the United States, Department of Interior, Bureau of Reclamation filed the Bureau of Reclamation's Protest to Idaho Ground Water Appropriators' Initial Plan for Providing Replacement Water on May 6, 2005 and Idaho Power Company filed Idaho Power Company's Protest to IGWA's Initial Plan for Providing Replacement Water on May 4, 2005 (Protests).

On May 6, 2005, the Department issued the Replacement Water Plan Orders. The Replacement Water Plan Orders do not address the Protests or the matters set forth in the Protests.

REQUEST FOR RELIEF

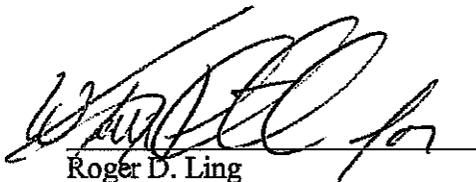
The Coalition requests that the Department review the Replacement Water Plan Orders and the Protests, amend the Replacement Water Plan Orders to acknowledge receipt of the Protests, and address the matters set forth in the Protests in an amended order.

This Petition is brought pursuant to Procedure Rule 711(IDAPA 37.01.01.711).

DATED this 16th day of May, 2005.

LING ROBINSON & WALKER

ARKOOSH LAW OFFICES CHTD.



Roger D. Ling



C. Tom Arkoosh

Attorneys for A & B Irrigation District
and Burley Irrigation District

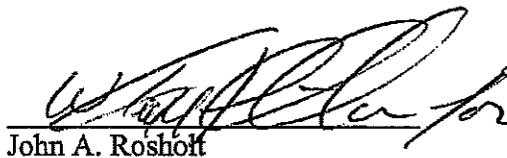
Attorneys for American Falls
Reservoir District #2

FLETCHER LAW OFFICES

BARKER ROSHOLT & SIMPSON LLP



W. Kent Fletcher



John A. Rosholt
John K. Simpson
Travis L. Thompson

Attorneys for Minidoka Irrigation District

Attorneys for Milner Irrigation District,
North Side Canal Company, and
Twin Falls Canal Company

CERTIFICATE OF SERVICE

I hereby certify that on May 16, 2005, I served a true and correct copy of the foregoing **PETITION FOR REVIEW OF ORDERS REGARDING REPLACEMENT WATER PLANS** on the following by the method indicated:

Via Email and U.S. Mail

Director Karl Dreher
Idaho Department of Water Resources
322 E. Front St.
Boise, Idaho 83720-0098
Victoria.Wigle@idwr.idaho.gov

Via U.S. Mail

Jeffrey C. Fereday
Michael C. Creamer
Givens Pursley LLP
601 Bannock St., Suite 200
P.O. Box 2720
Boise, Idaho 83701-2720

IDWR – Southern Region
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301-3380

James C. Tucker
Idaho Power Company
1221 West Idaho St.
Boise, Idaho 83702

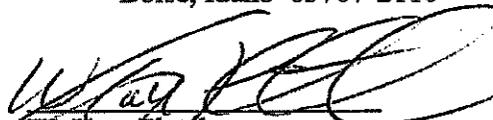
Kathleen Marion Carr
U.S. Department of Interior
550 West Fort St., MSC-020
Boise, Idaho 83724

James S. Lochhead
Adam T. DeVoe
Brownstein, Hyatt & Farber P.C.
410 17th St., 22nd Floor
Denver, Colorado 80202

IDWR – Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, Idaho 83402-1718

Scott L. Campbell
Moffatt Thomas Chtd.
101 S. Capitol Blvd., 10th Floor
P.O. Box 829
Boise, Idaho 83701

Vic Conrad
Land, Water & Asset Recovery
J.R. Simplot Company
P.O. Box 27
Boise, Idaho 83707-2110



W. Kent Fletcher

PETITION FOR REVIEW OF ORDERS REGARDING REPLACEMENT WATER PLANS