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DEPARTMENT OF
WATER RESOURCES

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**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF DISTRIBUTION OF
WATER TO VARIOUS WATER RIGHTS
HELD BY OR FOR THE BENEFIT OF
A&B IRRIGATION DISTRICT,
AMERICAN FALLS RESERVOIR
DISTRICT #2, BURLEY IRRIGATION
DISTRICT, MILNER IRRIGATION
DISTRICT, NORTH SIDE CANAL
COMPANY, AND TWIN FALLS CANAL
COMPANY

Docket No. CM-DC-2010-001

**U.S. DEPARTMENT OF ENERGY
MOTION TO FILE AMENDED
PETITION FOR RECONSIDERATION**

**UNITED STATES DEPARTMENT OF ENERGY’S SPECIAL APPEARANCE AND
REQUEST TO ACCEPT AMENDED PETITION FOR RECONSIDERATION**

The United States Department of Energy (hereinafter “DOE”), appearing specially and only for the limited purpose of contesting the Idaho Department of Water Resources’ (IDWR) ability to exercise jurisdiction over DOE and seeking reconsideration of the Director’s *Final Order* dated May 14, 2026, respectfully requests that IDWR accept the attached Amended Petition for Reconsideration. This amendment is submitted in connection with DOE’s original petition which was filed on May 28, 2026. This limited amendment corrects typos in certain references to DOE’s water right number and adds specific factual detail related to the Naval

Nuclear Propulsion Program. The Amendment does not broaden the issues and does not change the requested relief. Acceptance will aid development of a more complete and accurate record in advance of any hearing.

This request is made pursuant to IDAPA 37.01.01.303 (Amendments), and IDAPA 37.01.01.220 (Motions). DOE's petition for reconsideration was filed pursuant to Idaho Code § 67-5246(4); acceptance of the limited amendment is consistent with IDAPA 37.01.01.051, and furthers the goals of ensuring a just, speedy, and economical determination of all issues.

A clean copy of the Amended Petition for Reconsideration is provided contemporaneously. A courtesy redline version is also provided to facilitate IDWR's review of all changes included in the Amended Petition.

DATED this 3rd day of June 2026.

**TANNER
CROWTHER** Digitally signed by TANNER
CROWTHER
Date: 2026.06.03 13:13:19
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TANNER F. CROWTHER
Chief Counsel
U.S. Department of Energy
Idaho Operations Office

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 3rd day of June 2026, I caused a true and correct copy of the foregoing Petition for Reconsideration and Request for Hearing to be served upon the following individuals by the designated method:

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Anna M.
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