

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

IN THE MATTER OF JERRY D. AND VALERIE
H. BINGHAM’S MITIGATION PLAN FOR THE
SURFACE WATER COALITION

Docket No. CM-MP-2025-003

**NOTICE OF CONTINUED
STATUS CONFERENCE**

BACKGROUND

On August 19, 2025, Jerry D. Bingham and Valerie H. Bingham (“Binghams”) submitted a *Mitigation and Curtailment Plan* (“*Proposed Mitigation Plan*”) with the Idaho Department of Water Resources (“Department”), pursuant to Rule 43 of the Department’s Rules for Conjunctive Management of Surface and Ground Water Resources (“CM Rules”), IDAPA 37.03.11.043. The Surface Water Coalition (“SWC”), American Falls-Aberdeen Ground Water District, Carey Valley Ground Water District, and the Coalition of Cities protested the *Proposed Mitigation Plan*, and Idaho Ground Water Appropriators, Inc. (“IGWA”) was granted intervention.

A status conference on this matter was held on February 20, 2026. During the conference, and at the parties’ request, the Hearing Officer vacated the hearing scheduled for March 16–18, 2026.

On March 5, 2026, the Binghams and the SWC submitted an *Amended Stipulation to Interim Mitigation Plan* (“*Amended Interim Plan*”) to the Department. The *Amended Interim Plan* was not signed by American Falls-Aberdeen Ground Water District, Carey Valley Ground Water District, the Coalition of Cities, or IGWA.

On March 6, 2026, Hearing Officer Burdick held another status conference on this matter. All parties appeared represented by counsel. A request was made to not advance this matter until additional time was provided to consider the *Amended Interim Plan*. American Falls-Aberdeen Ground Water District, Carey Valley Ground Water District, the Coalition of Cities, and IGWA agreed to review the *Amended Interim Plan* and either execute it or file a notice of non-opposition with the Department by March 12, 2026, if they do not oppose the plan. Additionally, the parties agreed to continue the status conference to March 13, 2026. The Hearing Officer finds the request to continue appropriate and, pursuant to Rules 511 and 512 of the Department’s Rules of Procedure (IDAPA 37.01.01), will continue the status conference.

NOTICE OF CONTINUED STATUS CONFERENCE

NOTICE IS HEREBY GIVEN that a continued status conference in this matter will be held on **March 13, 2026 at 2:00 p.m. (MT)**, at the Department’s State Office, located at 322 E. Front Street, 6th Floor, Conference Rooms 602C–D, Boise, Idaho. All parties must be represented at the status conference, whether in person or remote. The parties shall come

prepared to discuss settlement progress, scheduling and procedural requests, and any other matters that could aid in the fair and efficient resolution of this contested case.

To join the conference via computer or smartphone, please click the following Webex link and follow the prompts:
<https://idahogov.webex.com/idahogov/j.php?MTID=m3fb345a76e91c7c84dbd7c1a1293e394>.

To join the conference via telephone, please dial 1(415) 655-0001 (US Toll) and enter the following meeting access code when prompted: 2870 052 2255.

The conference will be held in accordance with the provisions of Chapter 17, Title 42, and Chapter 52, Title 67, Idaho Code, and the Department's Rules of Procedure, IDAPA 37.01.01. A copy of the Rules of Procedure may be obtained from the Department upon request or at <https://adminrules.idaho.gov/rules/current/37/370101.pdf>.

The status conference will be conducted in a facility that meets the accessibility requirements of the Americans with Disabilities Act. If you require reasonable accommodation to attend, participate in, or understand the conference, please advise the Department no later than one (1) day before the conference. Inquiries for reasonable accommodations should be directed to Sarah Tschohl, Idaho Department of Water Resources, PO Box 83720, Boise, Idaho 83720-0098, telephone (208) 287-4815, or email sarah.tschohl@idwr.idaho.gov.

DATED this 9th day of March 2026.

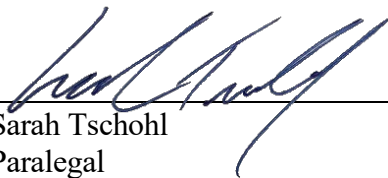


ROGER S. BURDICK
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 9th day of March 2026, the above and foregoing, was served by the method indicated below, and addressed to the following:

Reed W. Larsen COOPER & LARSEN, CHARTERED reed@cooper-larsen.com	<input checked="" type="checkbox"/> Email
Sarah A. Klahn Maximilian C. Bricker SOMACH SIMMONS & DUNN, P.C. sklahn@somachlaw.com mbricker@somachlaw.com	<input checked="" type="checkbox"/> Email
Chris M. Bromley Candice McHugh MCHUGH BROMLEY, PLLC cbromley@mchughbromley.com cmchugh@mchughbromley.com	<input checked="" type="checkbox"/> Email
Thomas J. Budge RACINE OLSON, PLLP PO Box 1391 Pocatello, Idaho 83204 tj@racineolson.com	<input checked="" type="checkbox"/> Email
Travis L. Thompson Abby R. Bitzenburg PARSONS BEHLE & LATIMER tthompson@parsonsbehle.com abitzenburg@parsonsbehle.com	<input checked="" type="checkbox"/> Email
Norman M. Semanko Garrett M. Kitamura PARSONS BEHLE & LATIMER nsemanko@parsonsbehle.com gkitamura@parsonsbehle.com	<input checked="" type="checkbox"/> Email



Sarah Tschohl
Paralegal