

Jul 27, 2026

DEPARTMENT OF
WATER RESOURCES

Travis L. Thompson, ISB #6168
Abby R. Bitzenburg, ISB #12198
PARSONS BEHLE & LATIMER
P.O. Box 63
Twin Falls, Idaho 83303-0063
Telephone: (208) 733-0700
Email: tthompson@parsonsbehle.com
abitzenburg@parsonsbehle.com

Norman M. Semanko, ISB #4761
Garrett M. Kitamura, ISB #11502
PARSONS BEHLE & LATIMER
800 W. Main St. Suite 1300
Boise, Idaho 83702
Telephone: (208) 562-4900
Email: nsemanko@parsonsbehle.com
gkitamura@parsonsbehle.com

*Attorneys for A&B Irrigation District,
Burley Irrigation District, Milner Irrigation
District, North Side Canal Company, and
Twin Falls Canal Company*

*Attorneys for American Falls Reservoir
District #2 and Minidoka Irrigation District*

**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, MINIDOKA IRRIGATION
DISTRICT, NORTH SIDE CANAL
COMPANY, AND TWIN FALLS CANAL
COMPANY

Docket No. CM-DC-2010-001

**SURFACE WATER COALITION'S
REQUEST FOR HEARING ON
DIRECTOR'S *ORDER SETTING
DEADLINE FOR SUBMISSION OF
TECHNICAL WORKING GROUP
REPORT***

COME NOW, A&B IRRIGATION DISTRICT, AMERICAN FALLS RESERVOIR
DISTRICT #2, BURLEY IRRIGATION DISTRICT, MILNER IRRIGATION DISTRICT,
MINIDOKA IRRIGATION DISTRICT, NORTH SIDE CANAL COMPANY, and TWIN
FALLS CANAL COMPANY (the "Coalition" or "SWC"), by and through their undersigned
attorneys of record, and pursuant to I.C. § 42-1701(A)(3) hereby request a hearing on the
Director's *Order Setting Deadline for Submission of Technical Working Group Report* ("Order")
(July 14, 2026).

The initial bases for the request are as follows:

1. The Director's *Order* does not comply with the methodology ordered and set forth in the *Sixth Final Order Regarding Methodology for Determining Material Injury to Reasonable In-Season Demand and Reasonable Carryover* ("Methodology Order") (July 19, 2023).
2. The Director's *Order* does not comply with the District Court's *Memorandum Decision and Order* in Case No. CV01-23-13173 (issued May 31, 2024).
3. The Director's *Order* and proposed report process from the Technical Working Group on this issue violates the Idaho Constitution, Idaho statutes, Conjunctive Management Rules (37.03.11 et seq.), and controlling Idaho law regarding conjunctive administration, including the Director's required roles and responsibilities.
4. For other and further reasons as may be discovered prior to hearing. The Coalition reserves the right to identify additional issues as necessary in this proceeding.

DATED this 27th day of July, 2026.

PARSONS BEHLE & LATIMER



Travis L. Thompson
Abby R. Bitzenburg

*Attorneys for A&B Irrigation District,
Burley Irrigation District, Milner Irrigation
District, North Side Canal Company, and
Twin Falls Canal Company*

PARSONS BEHLE & LATIMER

/S/: Norman M. Semanko

Norman M. Semanko
Garrett M. Kitamura

*Attorneys for American Falls Reservoir
District #2 and Minidoka Irrigation District*

CERTIFICATE OF SERVICE

I hereby certify that on this 27th day of July, 2026, I served a true and correct copy of the foregoing *Surface Water Coalition's Request for Hearing on Order* on the following by the method indicated:

Director Mat Weaver Garrick Baxter Sarah Tschohl State of Idaho Dept. of Water Resources 322 E Front St. Boise, ID 83720-0098 *** service by electronic mail mat.weaver@idwr.idaho.gov garrick.baxter@idwr.idaho.gov sarah.tschohl@idwr.idaho.gov file@idwr.idaho.gov	Gail McGary U.S. Bureau of Reclamation 1150 N. Curtis Rd. Boise, ID 83706-1234 *** service by electronic mail only emcgarry@usbr.gov	John K. Simpson IdaH20, PLLC 4354 N. Hackberry Way Boise, ID 83702-1667 *** service by electronic mail only jks@idahowaters.com
T.J. Budge Racine Olson P.O. Box 1391 Pocatello, ID 83204-1391 *** service by electronic mail only tj@racineolson.com	Sarah A. Klahn Maximillian C. Bricker Somach Simmons & Dunn 1155 Canyon Blvd., Ste. 110 Boulder, CO 80302 *** service by electronic mail only sklahn@somachlaw.com vfrancisco@somachlaw.com mbricker@somachlaw.com	David Gehlert ENRD – DOJ 999 18th St. South Terrace, Ste. 370 Denver, CO 80202 *** service by electronic mail only david.gehlert@usdoj.gov
Rich Diehl City of Pocatello P.O. Box 4169 Pocatello, ID 83201 *** service by electronic mail only rdiehl@pocatello.us	Candice McHugh Chris M. Bromley McHugh Bromley, PLLC 380 South 4th Street, Ste. 103 Boise, ID 83702 *** service by electronic mail only cbromley@mchughbromley.com cmchugh@mchughbromley.com	Robert E. Williams William, Meservy & Lothspeich, LLP P.O. Box 168 Jerome, ID 83338 *** service by electronic mail only rewilliams@wmlattys.com
Dylan Anderson Dylan Anderson Law PLLC P.O. Box 35 Rexburg, ID 83440 *** service by electronic mail only dylan@dylanandersonlaw.com	Robert L. Harris Holden, Kidwell, Hahn & Crapo, PLLC P.O. Box 50130 Idaho Falls, ID 83405 *** service by electronic mail only rharris@holdenlegal.com	Zachary H. Jones City Attorney, City of Idaho Falls P.O. Box 50220 Idaho Falls, ID 83405 *** service by electronic mail only zjones@idahofalls.gov

Skyler C. Johns Nathan M. Olsen Steven L. Taggart Olsen Taggart PLLC P.O. Box 3005 Idaho Falls, ID 83403 *** service by electronic mail only sjohns@olsentaggart.com nolsen@olsentaggart.com staggart@olsentaggart.com	Tanner F. Crowther Chief Counsel, Office of Chief Counsel US Dept. of Energy – Idaho Operations Office 1955 Fremont Ave. Idaho Falls, ID 83402 Mailstop 1209 *** service by electronic mail only crowthtf@id.doe.gov	
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COURTESY COPY TO:

William A. Parsons Parsons, Loveland, Shirley & Lindstrom LLP P.O. Box 910 Burley, ID 83318 *** service by electronic mail only wparsons@pmt.org wparsons@magicvalley.law	Corey Skinner IDWR – Southern Region 650 Addison Ave W, Ste. 500 Twin Falls, ID 83301-5858 *** service by electronic mail only corey.skinner@idwr.idaho.gov	Craig Chandler IDWR – Eastern Region 900 N. Skyline Drive, Ste. A Idaho Falls, ID 83402 *** service by electronic mail only craig.chandler@idwr.idaho.gov
Jerry R. Rigby Rigby, Andrus & Rigby Law, PLLC P.O. Box 250 Rexburg, ID 83440 *** service by electronic mail only jrigby@rex-law.com	Andrew J. Waldera Sawtooth Law Offices, PLLC 1101 W. River Street, Ste. 110 Boise, ID 83702 *** service by electronic mail only andy@sawtoothlaw.com	

/s/ Jessica Nielsen
Jessica Nielsen
Legal Assistant for Travis L. Thompson &
Abby Bitzenburg