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Burley, Carey, Declo, Dietrich,
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Paul, Richfield, Rupert, Shoshone, and
Wendell*

**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

**CITIES' JOINT REQUEST FOR
HEARING**

COME NOW the City of Pocatello, City of Idaho Falls, and the Coalition of Cities¹
(collectively, the "Cities")², by and through their respective undersigned counsel of record,
pursuant to Idaho Code section 42-1701A(3) and the *Notice of Opportunity for Hearing*

¹ The Coalition of Cities is composed of the Cities of Bliss, Burley, Carey, Declo, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert, Shoshone, and Wendell.

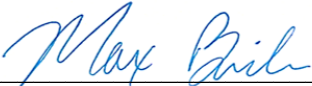
² For purposes of economy, the Cities file these requests jointly; however, each party reserves the right to amend, supplement, or withdraw its request individually without prejudice to the requests of another party to this filing.

Pursuant to Idaho Code § 42-1701A(5) dated August 25, 2026 (“Notice of Opportunity”), and hereby request a hearing on the following issues:

1. Whether the values for maximum historical diversions and maximum historical diversion potentials in proposed ¶ 44 in the *Notice of Opportunity* properly reflect the Surface Water Coalition members’ historical operations; and
2. Whether the phrase “under reported” in ¶ 2 on p. 42 of the *Sixth Final Order Regarding Methodology for Determining Material Injury to Reasonable In-Season Demand and Reasonable Carryover* (“*Sixth Methodology Order*”) should be changed to “misreported.”³
3. Other issues that may be discovered in the course of litigation.

Respectfully submitted this 1st day of September 2026.

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By 
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³ The Cities acknowledge that the *Notice of Opportunity* solicits requests for hearing with regard to the paragraphs the Department proposes to add to the *Sixth Methodology Order*. The Cities do not wish to unduly broaden the scope of the hearing but seek the ability to address this apparent misstatement in the *Sixth Methodology Order* via concise briefing or testimony. The Cities reserve their right to present evidence and argument on other issues involving the *Sixth Methodology Order* in future proceedings.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 1st day of September 2026, the foregoing document was served via email to the following:

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