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Seventh Judicial District, Bingham County
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Attorneys for Respondent

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM

JERRY D. BINGHAM and VALERIE H. BINGHAM, Petitioners, vs. IDAHO DEPARTMENT OF WATER RESOURCES, Respondent, and IDAHO GROUND WATER APPROPRIATORS, INC., CITY OF POCATELLO, AMERICAN FALLS RESERVOIR DISTRICT #2, MINIDOKA IRRIGATION DISTRICT A&B IRRIGATION DISTRICT, BURLEY IRRIGATION DISTRICT, MILNER IRRIGATION DISTRICT, NORTH SIDE CANAL COMPANY, TWIN FALLS CANAL COMPANY, Intervenors.	Case No. CV06-26-1801 **NOTICE OF LODGING THE SETTLED AGENCY RECORD AND TRANSCRIPT WITH THE DISTRICT COURT**

On October 7, 2026, the Idaho Department of Water Resources ("Department") served its *Notice of Lodging the Agency Record and Transcript with the Agency* ("*Notice*") in this matter pursuant to I.R.C.P. 84(j)(1). The *Notice* gave the parties fourteen (14) days from the date of the *Notice* to file any objection to the agency record. On October 21, 2026, Jerry and Valerie

Bingham filed *Petitioners' Objections to the Lodged Agency Record*. No other objections were filed. On November 4, 2026, the Director issued his *Agency Decision on Objection and Order Settling the Agency Record and Transcript*. The agency record and transcript are now deemed settled.

YOU ARE HEREBY NOTIFIED that the settled agency record and transcript are being filed with the District Court pursuant to I.R.C.P. 84(k) and the Court's September 23, 2026 *Procedural Order*, through iCourt e-filing. However, pursuant to I.R.E.F.S. 5(o), the data files and officially noticed file folders included in the agency record have been placed on a USB flash drive and mailed to the Bingham County District Court for conventional filing.

A copy of the settled agency record and transcript filed with the Court, including the data files and officially noticed file folders, has been uploaded to the Department's website. The parties may visit https://idwr.idaho.gov/court-action/cv06-26-1801/ and follow their browser's document download procedure to obtain a copy of the settled agency record and transcript after clicking on the PDFs titled "Settled Agency Record on Appeal" and "Settled Agency Transcript on Appeal," and the zipped file titled "Settled Record Files."

DATED 4th day of November 2026.

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL

GARRICK L. BAXTER
Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 5th day of November 2026, I caused to be served a true and correct copy of the foregoing *Notice of Lodging the Settled Agency Record and Transcript with the District Court*, via iCourt E-File and Serve, upon the following:

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