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Attorney for Bingham Groundwater District. (BGWD)

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF THE DISTRIBUTION OF WATER TO VARIOUS WATER RIGHTS HELD BY AND 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

BINGHAM GROUND WATER DISTRICT'S REQUEST FOR HEARING

The Bingham Ground Water District (hereafter "Bingham"), acting for and on behalf of its respective members, through counsel, submits this Request for Hearing pursuant to Idaho Code § 42-1701(A)(3), Idaho Code § 67-5246(4), and Rule 740.02.b. of the Rules of Procedure of the Idaho Department of Water Resources, requesting a hearing on the Department's *Fifth Amended Final Order Regarding Methodology for Determining Material Injury to Reasonable In-Season Demand and Reasonable Carryover* ("Fifth Methodology Order")

and Final Order Regarding April 2023 Forecast Supply ("April 2023 As-Applied Order") issued

April 21, 2023.

Bingham is in the process of reviewing the Fifth Methodology Order and the April 2023

As-Applied Order, but plans to address the issues identified in the Coalitions of Cities' Amended

Request for Hearing, Pocatello's Request for Hearing filed April 28, 2023, and Bonneville-

Jefferson Ground Water District's Request for Hearing filed May 4, 2023. Bingham reserves the

right to present additional issues that may be revealed through the discovery process. Bingham

reserves the right to identify additional ground for contesting the Director's action once it

completes a thorough review of the Fifth Methodology Order and the As- Applied Order.

Respectfully submitted this the 5th day of May 2023.

DATED:

May 5, 2023

DYLAN ANDERSON LAW PLLC

Dylan Anderson

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 5 day of May, 2023, a true and correct copy of the foregoing document was served via email to the following:

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DATED: May 5, 2023

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/s/

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