

**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-MP-2016-001

**ORDER APPOINTING HEARING  
OFFICER**

IN THE MATTER OF IGWA'S SETTLEMENT  
AGREEMENT MITIGATION PLAN

**BACKGROUND**

On August 2, 2023, the Director of the Idaho Department of Water Resources issued his *Final Order Regarding IGWA's 2022 Mitigation Plan Compliance* ("2022 Compliance Order"). On August 16, 2023, 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 filed *Surface Water Coalition's Petition for Reconsideration and Request for Hearing* ("SWC's Petition") with the Department. Pursuant to Idaho Code § 42-1701A(3), the *SWC's Petition* requested a hearing on the *2022 Compliance Order*. *SWC's Petition* at 6.

On September 6, 2023, the Director issued an *Order Granting Request for Hearing; Notice of Scheduling Conference*. On November 7, 2023, the Director held a scheduling conference in the above-captioned matter. The parties and the Director discussed continuing the scheduling conference to allow time for the Director to appoint an independent hearing officer .

The Department contacted Roger S. Burdick, former Idaho Supreme Court Justice, and he has agreed to serve as the independent hearing officer in this matter.

**ORDER**

IT IS HEREBY ORDERED that Roger S. Burdick is appointed to serve as hearing officer in this matter and is authorized to hear this contested case on behalf of the Department pursuant to IDAPA 37.01.01.410–414 and the provisions of chapter 52, title 67, Idaho Code. Hearing Officer Burdick’s contact information is as follows:

Roger S. Burdick  
[roburd47@gmail.com](mailto:roburd47@gmail.com)

DATED this 12th day of December 2023.



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MATHEW WEAVER  
Director

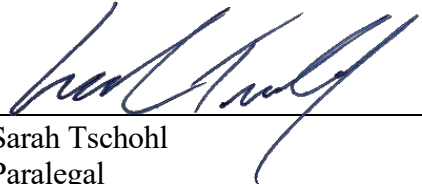
## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of December 2023, the above and foregoing, was served by the method indicated below, and addressed to the following:

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