

John K. Simpson, ISB #4242
 Travis L. Thompson, ISB #6168
 Abigail R. Bitzenburg, ISB #12198
MARTEN LAW LLP
 163 Second Avenue West
 P.O. Box 63
 Twin Falls, Idaho 83303-0063
 Telephone: (208) 733-0700
 Email: jsimpson@martenlaw.com
thompson@martenlaw.com
abitzenburg@martenlaw.com

W. Kent Fletcher, ISB #2248
FLETCHER LAW OFFICE
 P.O. Box 248
 Burley, Idaho 83318
 Telephone: (208) 678-3250
 Email: wkf@pmt.org

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

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

**BEFORE THE DEPARTMENT OF WATER RESOURCES
 OF THE STATE OF IDAHO**

IN THE MATTER OF MADISON GROUND
 WATER DISTRICT AND HENRY’S FORK
 GROUND WATER DISTRICT’S
 MITIGATION PLAN FOR THE SURFACE
 WATER COALITION

Docket No.: CM-MP-2023-001

**STIPULATED MOTION TO VACATE
 AND RESCHEDULE PREHEARING
 CONFERENCE**

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

COME NOW, the Applicant Madison Ground Water District and Henry’s Fork Ground Water District, and the Protestants A&B Irrigation District et al., American Falls-Aberdeen Ground Water District, the City of Pocatello, and the Cities of Bliss et al. (“Coalition of Cities”) by and through their respective undersigned counsel of record, and hereby file this *Stipulated Motion to*

Vacate and Reschedule the PreHearing Conference in this matter. This motion is joined by counsel for the Applicant, Jerry Rigby, and counsel for the protestants American Falls-Aberdeen Ground Water District and the City of Pocatello, Sarah Klahn, and the Coalition of Cities, Candice McHugh.

The parties hereby request the Hearing Officer to vacate the prehearing conference set for March 11, 2024 and reschedule the conference within 10-14 business days (no earlier than April 5, 2024) following a decision from the Hearing Officer (Justice Roger Burdick) in contested case no. CM-MP-2016-001 (presently set for hearing on March 14 and 15, 2024 at IDWR's state office). If this motion is granted counsel will coordinate with IDWR staff regarding re-scheduling the pre-hearing conference.

DATED this 27th day of February, 2024.

MARTEN LAW LLP

/s/ Travis L. Thompson
Travis L. Thompson

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

RIGBY ANDRUS & RIGBY PLLC

/s/ Jerry R. Rigby
Jerry R. Rigby

Attorneys for Madison Ground Water District and Henry's Fork Ground Water District

FLETCHER LAW OFFICE

/s/ W. Kent Fletcher
W. Kent Fletcher

Attorney for American Falls Reservoir District #2 & Minidoka Irrigation District

SOMACH SIMMONS & DUNN P.C.

/s/ Sarah A. Klahn
Sarah A. Klahn

Attorneys for American Falls-Aberdeen Ground Water District and City of Pocatello

MCHUGH & BROMLEY PLLC

/s/ Candice M. McHugh _____
Candice M. McHugh

*Attorneys for Cities of Bliss et al. (“Coalition of
Cities”)*

CERTIFICATE OF SERVICE

I hereby certify that on this 27th day of February, 2024, I served a copy of the foregoing by electronic mail to the following:

Hearing Officer Gerald F. Schroeder Garrick Baxter Sarah Tschohl State of Idaho Dept. of Water Resources 322 E Front St. Boise, ID 83720-0098 *** service by electronic mail gerald_23107@msn.com garrick.baxter@idwr.idaho.gov sarah.tschohl@idwr.idaho.gov file@idwr.idaho.gov	Jerry R. Rigby Rigby Andrus & Rigby PLLC P.O. Box 250 Rexburg, ID 83440 *** service by electronic mail only jrigby@rex-law.com	W. Kent Fletcher Fletcher Law Offices P.O. Box 248 Burley, ID 83318 *** service by electronic mail only wkf@pmt.org
Candice McHugh Chris M. Bromley McHugh Bromley, PLLC 380 South 4 th Street, Ste. 103 Boise, ID 83702 *** service by electronic mail only cbromley@mchughbromley.com cmchugh@mchughbromley.com	Sarah A. Klahn Max C. Bricker Veva Francisco Somach Simmons & Dunn 2033 11th St., Ste. 5 Boulder, CO 80302 *** service by electronic mail only sklahn@somachlaw.com mbricker@somachlaw.com vfrancisco@somachlaw.com	

/s/ Travis L. Thompson

Travis L. Thompson