Electronically Filed 5/30/2023 9:29 PM Fourth Judicial District, Ada County Trent Tripple, Clerk of the Court By: Eric Rowell, Deputy Clerk

Dylan Anderson (ISB# 9676) Dylan Anderson Law PLLC P.O. Box 35 Rexburg, Idaho 83440

Phone - (208) 684-7701

Email - dylan@dylanandersonlaw.com

Attorney for Bingham Groundwater District. (BGWD)

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IDAHO GROUND WATER APPROPRIATORS, INC.,

Petitioners,

VS.

IDAHO DEPARTMENT OF WATER RESOURCES and GARY SPACKMAN, in his capacity as Director of the Idaho Department of Water Resources,

Respondents.

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

IN THE MATTER OF IGWA'S SETTLEMENT AGREEMENT MITIGATION PLAN

Case No. CV01-23-07893

BINGHAM GROUNDWATER
DISTRICT'S NOTICE OF
APPEARANCE AND MOTION
FOR JOINDER WITH IDAHO
GROUND WATER
APPROPRIATORS, INC
PETITION FOR JUDICIAL
REVIEW

Filing Fee: Exempt (I.C. § 67-2301)

Dylan Anderson of the law firm Dylan Anderson Law, PLLC, hereby enters an appearance on behalf of Bingham Ground Water District (BGWD), and moves to join as a Permissive Joinder Plaintiff under I.R.C.P. 20. Bingham Ground Water District is a member of Idaho Groundwater Appropriators and was a party to the underlining administrative case. BGWD asserts the right to relief with respect to the same transaction, occurrence, and the question of law or fact is common to all plaintiffs in this action. All papers in this action shall be served upon the respective counsel at the address and email listed above.

Dated May 30, 2023

Dylan Anderson Law, PLLC

__/s/ Dylan Anderson____ Dylan Anderson, Attorney for Bingham Groundwater District

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 30th day of May, 2023, I caused to be filed a true and correct copy of the foregoing document via iCourt E-File and Serve, and upon such filing, the following parties were served via electronic mail:

Idaho Dept. of Water Resources

file@idwr.idaho.gov

Kathleen Marion Carr US Dept. Interior 960 Broadway Ste 400 Boise, ID 83706

kathleenmarion.carr@sol.doi.gov

John K. Simpson MARTEN LAW LLP P.O. Box 2139 Boise, ID 83701-2139

isimpson@martenlaw.com

David W. Gehlert Natural Resources Section Environment and Natural Resources Division U.S. Department of Justice 999 18th St., South Terrace, Suite 370 Denver, CO 80202 david.gehlert@usdoj.gov

Travis L. Thompson Twin Falls, ID 83303-0063 tthompson@martenlaw.com

MARTEN LAW LLP P.O. Box 63 inielsen@martenlaw.com

W. Kent Fletcher FLETCHER LAW OFFICE P.O. Box 248 Burley, ID 83318 wkf@pmt.org

Matt Howard US Bureau of Reclamation 1150 N Curtis Road Boise, ID 83706-1234 mhoward@usbr.gov

Thomas J. Budge Elisheva M. Patterson RACINE OLSON P.O. Box 1391 Pocatello, ID 83204-1391 tj@racineolson.com elisheva@racineolson.com

Candice McHugh Chris Bromley MCHUGH BROMLEY, PLLC 380 South 4th Street, Suite 103 Boise, ID 83702 cbromley@mchughbromley.com cmchugh@mchughbromley.com

Robert L. Harris HOLDEN, KIDWELL, HAHN & CRAPO, **PLLC** P.O. Box 50130 Idaho Falls, ID 83405 rharris@holdenlegal.com

Robert E. Williams WILLIAMS, MESERVY, & LOTHSPEICH, LLP P.O. Box 168 Jerome, ID 83338 rewilliams@wmlattys.com

Randall D. Fife City Attorney CITY OF IDAHO FALLS P.O. Box 50220 Idaho Falls, ID 83405 rfife@idahofallsidaho.gov

Tony Olenichak
IDWR—Eastern Region
900 N. Skyline Drive, Ste. A
Idaho Falls, ID 83402
Tony.Olenichak@idwr.idaho.gov

Rich Diehl City of Pocatello P.O. Box 4169 Pocatello, ID 83205 rdiehl@pocatello.us Skyler C. Johns
Nathan M. Olsen
Steven L. Taggart
OLSEN TAGGART PLLC
P.O. Box 3005
Idaho Falls, ID 83403
sjohns@olsentaggart.com
nolsen@olsentaggart.com
staggart@olsentaggart.com

Corey Skinner
IDWR—Southern Region
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3033
corey.skinner@idwr.idaho.gov

William A. Parsons
PARSONS SMITH & STONE
P.O. Box 910
Burley, ID 83318
wparsons@pmt.org

Sarah A Klahn Somach Simmons & Dunn 1155 Canyon Blvd, Ste. 110 Boulder, CO 80302 sklahn@somachlaw.com dthompson@somachlaw.com

<u>/s/ Dylan Anderson</u>
Dylan Anderson

Attorney for Bingham Groundwater District