

JAN 22 2024

TRENT TRIPPLE, Clerk
By CATERINA MORITZ GUTIERREZ
DEPUTY

**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,)

Petitioner,)

vs.)

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

Respondents,)

and)

CITY OF POCA TELLO, CITY OF BLISS,)
CITY OF BURLEY, CITY OF CAREY,)
CITY OF DECLO, CITY OF DIETRICH,)
CITY OF GOODING, CITY OF)
HAZELTON, CITY OF HEYBURN, CITY)
OF JEROME, CITY OF PAUL, CITY OF)
RICHFIELD, CITY OF RUPERT, CITY OF)
SHOSHONE, CITY OF WENDELL, A&B)
IRRIGATION DISTRICT, BURLEY)
IRRIGATION DISTRICT, MILNER)
IRRIGATION DISTRICT, NORTH SIDE)
CANAL COMPANY, TWIN FALLS CANAL)
COMPANY, AMERICAN FALLS)
RESERVOIR DISTRICT #2, MINIDOKA)
IRRIGATION DISTRICT, BONNEVILLE-)
JEFFERSON GROUND WATER DISTRICT,)
and BINGHAM GROUNDWATER)
DISTRICT)

Intervenors.)

IN THE MATTER OF THE DISTRIBUTION)
OF WATER TO VARIOUS WATER)

Case No. CV01-23-7893

**NOTICE OF HEARING ON
PETITION FOR REHEARING**

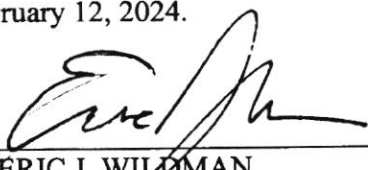
RIGHTS HELD BY AND FOR THE)
 BENEFIT OF A&B IRRIGATION)
 DISTRICT, AMERICAN FALLS)
 RESERVOIRS DISTRICT NO. 2, BURLEY)
 IRRIGATION DISTRICT, MILNER)
 IRRIGATION DISTRICT, MINIDOKA)
 IRRIGATION DISTRICT, NORTH SIDE)
 CANAL COMPANY, AND TWIN FALLS)
 CANAL COMPANY.)
 _____)
)
 IN THE MATTER OF IGWA'S)
 SETTLEMENT AGREEMENT)
 MITIGATION PLAN)
 _____)

The Court entered its Memorandum Decision and Order on November 16, 2023. The Court entered its Judgment on that same date. On November 29, 2023, Idaho Ground Water Appropriators, Inc. ("IGWA") filed a Petition for Rehearing under Idaho Rule of Civil Procedure 84(r) and Idaho Appellate Rule 42. IGWA filed a brief in support on that same date. On December 12, 2023, Intervenor Bingham Groundwater District filed a brief in support of the Petition. The Court in an exercise of its discretion will order oral argument and briefing on the on the Petition as set forth below.

THEREFORE, BASED ON THE FOREGOING, THE FOLLOWING ARE HEREBY ORDERED:

1. Oral argument on the Petition for Rehearing will be heard on **February 15, 2024, at 9:00 a.m. (Mountain Time)** at the Snake River Basin Adjudication District Court, 253 3rd Avenue North, Twin Falls, Idaho. Oral argument will be conducted via Zoom pursuant to the attached instructions.
2. Any party that wishes to file a response to the Petition for Rehearing shall do so on or before February 5, 2024.
3. IGWA and Intervenor Bingham Groundwater District may, if they so choose, file a reply to any filed response on or before February 12, 2024.

Dated 1/16/24



 ERIC J. WILDMAN
 District Judge

HOW TO ACCESS YOUR HEARING USING ZOOM:

You are receiving a notice for a Court Hearing that allows remote participation using the Zoom meeting application. **You may appear at this hearing using a telephone or online with a video or audio connection.**

Case NO. CV01-023-7893 – Oral Argument

February 15, 2024 @ 9:00 am (MT)

How to Attend:

Online

<https://zoom.us/join>

Meeting ID: 916 4460 5302

Password: 767567

By Telephone

Toll free: (877) 853-5247 or (888) 788-0099

Meeting ID: 916 4460 5302

Password: 767567

1. How to join the meeting by telephone

- Dial the telephone number listed above.
- When prompted, enter the meeting ID provided above, followed by #.
- When prompted for a participant code (you will not have one), just enter #
- When prompted, enter the meeting password provided above, followed by #.
- More information on how to use a telephone when connecting to a Zoom meeting can be found here: <https://suppohbrt.zoom.us/jc/en-us/articles/201362663-Joining-a-meeting-by-phone>

2. How to join the meeting online

- In your browser enter the link <https://www.zoom.us/join>
- Enter the meeting ID provided above. You may see a spinning wheel while the connection is made.
- Follow the instructions on the screen to either download and install the Zoom client, or to join the meeting via your web browser.
- When prompted, enter the meeting password provided above.
- Once the connection is made, you will be placed in a Waiting Room. A message will appear "Please wait, the meeting host will let you in soon."
- When court begins, you will be brought into the meeting from the Waiting Room.

3. Video (when joining online)

- Start your video by clicking **Start Video**, located in the lower-left corner of the window.

4. Audio

- Your sound will be on mute upon entry.
- Remain muted unless you are asked to speak to the court. Please be sure you have no background noise while speaking. You may be muted or removed from the hearing if causing a disruption.
- To unmute yourself, click the **Unmute** button, located in the lower-left corner of the window.
- If joining only by telephone, press *6 to toggle between unmute/mute.

5. Assistance

- Additional resources on how to use Zoom to participate in a remote court hearing can be found at <http://isc.idaho.gov/isc-zoom>.
- For questions regarding this remote hearing or the steps above, contact the Deputy Clerk of the Snake River Basin Adjudication District Court at 208-736-3011.

CERTIFICATE OF SERVICE

I certify that on this day I served a copy of the attached to:

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W. Kent Fletcher
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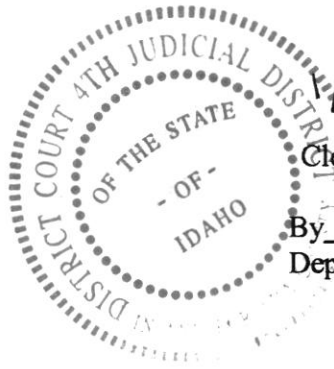
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1/22/2024

Clerk of the Court

By Caterina Moniz Gutierrez

Deputy Clerk