

NOV 17 2023

TRENT TRIPPLE, Clerk  
By ERIC ROWELL  
DEPUTY

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

CITY OF IDAHO FALLS, CITY OF ) Case No. CV01-23-13238  
POCATELLO, CITY OF BLISS, CITY OF )  
BURLEY, CITY OF CAREY, CITY OF ) **ORDER GRANTING**  
DECLO, CITY OF DIETRICH, CITY OF ) **UNOPPOSED MOTION**  
GOODING, CITY OF HAZELTON, CITY )  
OF HEYBURN, CITY OF JEROME, CITY ) **ORDER VACATING AND**  
OF PAUL, CITY OF RICHFIELD, CITY OF ) **RESETTING HEARING**  
RUPERT, CITY OF SHOSHONE, and CITY )  
OF WENDELL, )

Petitioners, )

vs. )

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

Respondents, )

and )

IDAHO GROUND WATER )  
APPROPRIATORS INC., )  
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 )  
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. )

On November 13, 2023, the Petitioners filed an *Unopposed Motion to Set Briefing Schedule and Extend Time for Oral Argument*. The Court in an exercise of its discretion will grant the *Unopposed Motion* on the basis it is unopposed.

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

1. The an *Unopposed Motion to Set Briefing Schedule and Extend Time for Oral Argument* is hereby granted.
2. The parties shall abide by the following briefing schedule as set forth in the *Unopposed Motion*:
  - Petitioners' Opening Brief due December 22, 2023.
  - Respondents' and Intervenors' Response due January 26, 2024.
  - Petitioners' Reply due February 15, 2024.
3. The oral argument presently set for January 11, 2024, at 1:30 p.m. is hereby vacated.
4. Oral argument will be reset for **February 22, 2024, at 10:00 a.m. (Mountain Time)** at the Snake River Basin Adjudication District Court, 253 3rd Avenue North, Twin Falls, Idaho. Participation may be in person or via Zoom (instructions attached). The form and order of argument shall be governed by I.A.R. 37.

IT IS SO ORDERED:

Dated: November 17, 2024



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ERIC J. WILDMAN  
District Judge

## CERTIFICATE OF SERVICE

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

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Date: 11/17/2023

Trent Tripple  
Clerk of the Court

By Eric Rowell  
Deputy Clerk



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Oral Argument: Ada County Cases: CV01-23-13173  
CV01-23-13238

**February 22, 2024 at 10:00 a.m. (MT)**

Join Zoom Meeting

<https://zoom.us/j/95966810904?pwd=U2VVRkF0NFBMWHZFMzAvcEZCTzk2Zz09>

Meeting ID: 959 6681 0904

Passcode: 095947

One tap mobile

8778535247,,95966810904#,,,,\*095947# US Toll-free

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Meeting ID: 959 6681 0904

Password: 095947