

John K. Simpson, ISB #4242
Travis L. Thompson, ISB #6168
Sarah W. Higer, ISB #8012
MARTEN LAW LLP
163 Second Ave. West
P.O. Box 63
Twin Falls, Idaho 83303-0063
Telephone: (208) 733-0700
Email: jsimpson@martenlaw.com
tthompson@martenlaw.com
shiger@martenlaw.com

Attorneys for Burley Irrigation District

Jerry Rigby, ISB #2470
Hyrum Erickson, ISB #7688
RIGBY, ANDRUS & RIGBY LAW, PLLC
P.O. Box 250
Rexburg, Idaho 83440
Telephone: (208) 356-3633
Email: jrigby@rex-law.com
herickson@rex-law.com

*Attorneys for Fremont Madison Irrigation
District and Idaho Irrigation District*

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

CITY OF POCA TELLO,

Plaintiff,

vs.

IDAHO WATER RESOURCES BOARD,
IDAHO DEPARTMENT OF WATER
RESOURCES, GARY SPACKMAN, in his
capacity as Director of the Idaho Department
of Water Resources, and TONY
OLENICHAK, in his capacity as Water
District 01 Watermaster,

Defendants.

Case No. CV42-23-1668

**NOTICE OF HEARING ON
SPACEHOLDERS' MOTION TO
INTERVENE**

NOTICE IS HEREBY PROVIDED, that Burley Irrigation District, Fremont-Madison Irrigation District and Idaho Irrigation District (“Spaceholders”), by and through their counsel of record, will call up for hearing their *Motion to Intervene* in the above-referenced matter on **Thursday June 8, 2023 at 1:30 P.M.** at the Snake River Basin Adjudication District Courthouse

located at 253 3rd Ave. North, Twin Falls, Idaho. The hearing will be conducted via Zoom with instructions to be provided to the parties from the Court at a later date.

DATED this 17th day of May, 2023.

MARTEN LAW LLP

/s/ Travis L. Thompson

Travis L. Thompson

Attorneys for Burley Irrigation District

RIGBY, ANDRUS & RIGBY LAW, PLLC

/s/ Jerry Rigby

Jerry Rigby

*Attorneys for Fremont Madison Irrigation
District and Idaho Irrigation District*

CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of May, 2023, the foregoing was filed electronically using the Court's e-file system, and upon such filing the following parties were served electronically.

Garrick L. Baxter
Ann N. Yribar
Deputy Attorneys General
IDAHO DEPARTMENT OF WATER RESOURCES
IDAHO WATER RESOURCE BOARD
garrick.baxter@idwr.idaho.gov
ann.yribar@ag.idaho.gov

Sarah A. Klahn
Maximilian C. Bricker
SOMACH SIMMONS & DUNN, P.C.
sklahn@somachlaw.com
mbricker@somachlaw.com

Richard A. Diehl
Deputy City Attorney
CITY OF POCA TELLO
rdiehl@pocatello.gov

/s/ Travis L. Thompson
Travis L. Thompson