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Attorneys for Defendants Idaho Water Resource Board, Idaho Department of Water Resources, Gary Spackman in his official capacity as the Director of the Idaho Department of Water Resources, and Tony Olenichak in his capacity as Water District 01 Watermaster.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE

STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

CITY OF POCATELLO,

Plaintiff,

&

CITY OF BLISS, CITY OF BURLEY, CITY
OF CAREY, CITY OF DECLO, CITY OF
DIETRICH, CITY OF HAZELTON, CITY OF
HEYBURN, CITY OF JEROME, CITY OF
PAUL, CITY OF RICHFIELD, CITY OF
RUPERT, CITY OF SHOSHONE, and CITY
OF WENDELL

Intervenors.

Case No. CV42-23-1668

**NOTICE OF NON-OPPOSITION
TO SPACEHOLDERS' MOTION
TO INTERVENE**

vs.

IDAHO WATER RESOURCE 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.

COMES NOW the Idaho Water Resource Board, Idaho Department of Water Resources, Gary Spackman in his official capacity as the Director of the Idaho Department of Water Resources, and Tony Olenichak in his capacity as Water District 01 Watermaster (collectively “the State”), by and through its attorneys of record, hereby represents that it does not oppose the *Spaceholders’ Motion to Intervene* (“Spaceholders’ Motion”) filed May 17, 2023. The State further does not oppose vacating the hearing on the Spaceholders’ Motion set for June 28, 2023.

DATED this 27th day of June, 2023.

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL



ANN N. YRIBAR
Deputy Attorney General

CERTIFICATE OF SERVICE

I hereby certify that on this 27th day of June, 2023, the foregoing was filed electronically using the Court's e-file system, and upon such filing the following parties were served electronically:


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