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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 POCATELLO,

Plaintiff,

vs.

IDAHO WATER RESOURCES BOARD,
IDAHO DEPARTMENT OF WATER
RESOURCES, MAT WEAVER, 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 JOINDER IN
DEFENDANTS' CROSS MOTION FOR
SUMMARY JUDGMENT**

Intervenors Burley Irrigation District, Fremont-Madison Irrigation District, and Idaho Irrigation District (hereafter collectively referred to as the "Spaceholders") hereby provide notice that they join in the *State of Idaho's Cross Motion for Summary Judgment* filed in this matter on November 2, 2023. The Spaceholders reserve the right to file a reply and argue in support of the motion at the hearing scheduled for November 30, 2023.

DATED this 8th day of November, 2023.

MARTEN LAW LLP



Travis L. Thompson

Attorneys for Burley Irrigation District

RIGBY, ANDRUS & RIGBY LAW, PLLC



for

Jerry R. Rigby

*Attorneys for Fremont-Madison Irrigation
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CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of November, 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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