BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF DISTRIBUTION OF WATER TO VARIOUS WATER RIGHTS HELD BUY OR FOR THE BENEFIT OF A&B IRRIGATION DISTRICT, AMERICAN FALLS RESERVOIR DISTRICT #2, BURLEY IRRIGATION DISTRICT, MILNER IRRIGATION DISTRICT, MINIDOKA IRRIGATION DISTRICT, NORTH SIDE CANAL COMPANY, AND TWIN FALLS CANAL COMPANY

POCATELLO’S MOTION FOR RECONSIDERATION OF THE DIRECTOR’S SIXTH SUPPLEMENTAL ORDER AMENDING REPLACEMENT WATER REQUIREMENTS AND ORDER APPROVING IGWA’S 2007 REPLACEMENT WATER PLAN

The City of Pocatello hereby files its Petition for Reconsideration of the Director’s Sixth Supplemental Order Amending Replacement Water Requirements and Order Approving IGWA’s 2007 Replacement Water Plan ("Sixth Supplemental Order").
1. The Director of the Idaho Department of Water Resources issued an amended order on May 2, 2005 ("May 2005 Order") in response to the Surface Water Coalition’s January 14, 2005 letter requesting a delivery call. The Sixth Supplemental Order is a "supplement" to the May 2005 Order.

2. Pocatello has previously detailed its objections to the May 2005 Order (and its predecessor order of April 19, 2005) in various pleadings and expert reports previously filed in this matter. As the Sixth Supplemental Order is a continuation of the May 2005 Order, no party need state objections to the Sixth Supplemental Order or restate objections to the May 2005 Order. However, to the extent the Sixth Supplemental Order relies on the same legal, factual, and engineering deficiencies as the May 2005 Order, Pocatello restates its previous concerns, objections, and legal arguments, and incorporates them herein by reference.

Respectfully submitted this 20th day of July 2007.

WHITE & JANKOWSKI, LLP

By, 

Sarah A. Klahn

Attorneys for the City of Pocatello
CERTIFICATE OF SERVICE

I hereby certify that on this 20th day of July, 2007, I caused to be served a true and correct copy of the foregoing **Pocatello's Motion for Reconsideration of the Director's Sixth Supplemental Order Amending Replacement Water Requirements and Order Approving IGWA's 2007 Replacement Water Plan** by email and or facsimile to:

Sarah Klahn, White & Jankowski, LLP

<table>
<thead>
<tr>
<th></th>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td>C. Tom Arkoosh Arkoosh Law Office PO Box 32 Burley ID 83330 *** service by facsimile – 208-934-8873 <a href="mailto:aloo@cableone.net">aloo@cableone.net</a></td>
<td>J. Dee May May Sudweeks &amp; Browning PO Box 1846 Twin Falls ID 83303 facsimile – 208-733-7180 <a href="mailto:jdmay@tflaw.com">jdmay@tflaw.com</a></td>
<td>Michael Gilmore Attorney General's Office PO Box 83720 Boise ID 83720-0010 **** service by U.S. mail facsimile – 208-334-2830 <a href="mailto:mike.gilmore@ag.idaho.gov">mike.gilmore@ag.idaho.gov</a></td>
</tr>
<tr>
<td>W. Kent Fletcher Fletcher Law Office PO Box 248 Burley, ID 83318-0248 facsimile – 208-878-2548 <a href="mailto:wkf@pmnt.org">wkf@pmnt.org</a></td>
<td>Scott Campbell Moffatt Thomas PO Box 829 Boise ID 83701 facsimile – 208-385-5384 <a href="mailto:slc@moffatt.com">slc@moffatt.com</a></td>
<td>Terry Uhling I.R. Simplot Co 999 Main St Boise ID 83702 <a href="mailto:tuhling@simplot.com">tuhling@simplot.com</a></td>
</tr>
<tr>
<td>Roger D. Ling Ling Robinson PO Box 396 Rupert ID 83350-0396 facsimile – 208-436-6804 <a href="mailto:jnl@pmnt.org">jnl@pmnt.org</a></td>
<td>Kathleen Carr US Dept Interior 960 Broadway Ste 400 Boise ID 83706 facsimile – 208-334-1918 <a href="mailto:kmarioncarr@yahoo.com">kmarioncarr@yahoo.com</a></td>
<td>James Tucker Idaho Power Co 1221 W Idaho St Boise ID 83702 <a href="mailto:jamestucker@idahopower.com">jamestucker@idahopower.com</a></td>
</tr>
<tr>
<td>John Rosholt Travis Thompson Barker Rosholt 113 Main Ave West Ste 303 Twin Falls ID 83301-6167 facsimile – 208-735-2444 <a href="mailto:jar@idahowaters.com">jar@idahowaters.com</a> <a href="mailto:dtr@idahowaters.com">dtr@idahowaters.com</a></td>
<td>Matt Howard U.S. Bureau of Reclamation 1150 N Curtis Road Boise ID 83706-1234 facsimile – 208-378-5003 <a href="mailto:mhoward@usbr.gov">mhoward@usbr.gov</a></td>
<td>James Lochhead Adam DeVoe Brownstein Hyatt 410 – 17th St 22nd Floor Denver CO 80202 <a href="mailto:jlochhead@bhf-law.com">jlochhead@bhf-law.com</a> <a href="mailto:adevoe@bhf-law.com">adevoe@bhf-law.com</a></td>
</tr>
</tbody>
</table>