Electronically Filed 8/18/2023 9:19 AM Fourth Judicial District, Ada County Trent Tripple, Clerk of the Court By: Eric Rowell, Deputy Clerk

John K. Simpson, ISB #4242 Travis L. Thompson, ISB #6168 **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

Attorneys for A&B Irrigation District, Burley Irrigation District, Milner Irrigation District, North Side Canal Company and Twin Falls Canal Company

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 POCATELLO, CITY OF BLISS, CITY OF BURLEY, CITY OF CAREY, CITY OF DECLO, CITY OF DIETRICH, CITY OF GOODING, 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

Petitioners,

vs.

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

Respondents.

Case No. CV01-23-13238

NOTICE OF APPEARANCE

Fee Category L3a – Water Administrative Appeals: \$136.00 IN THE MATTER OF DISTRIBUTION OF WATER TO VARIOUS WATER RIGHTS HELD BY AND FOR THE BENEFIT OF A&B IRRIGATION DISTRICT, AMERICAN FALLS RESERVOIR DISTRICT NO. 2, BURLEY IRRIGATION DISTRICT, MILNER IRRIGATION DISTRICT, MINIDOKA IRRIGATION DISTRICT, NORTH SIDE CANAL COMPANY, AND TWIN FALLS CANAL COMPANY.

TO: CLERK OF THE COURT AND TO ALL COUNSEL OF RECORD

YOU ARE HEREBY NOTIFIED THAT Marten Law LLP enters an appearance as attorneys of record for and on behalf of A&B Irrigation District, Burley Irrigation District, Milner Irrigation District, North Side Canal Company, and Twin Falls Canal Company (hereafter collectively referred to as the "Clients"). The Clients were parties and participated in the underlying administrative case. All papers in this action shall be served upon the respective counsel at the addresses and emails listed above. This *Notice of Appearance* is filed pursuant to the Court's August 17, 2023 *Procedural Order*.

DATED this 18th day of August, 2023.

MARTEN LAW LLP

Travis L. Thompson

Attorneys for A&B Irrigation District, Burley Irrigation District, Milner Irrigation District, North Side Canal Company, and Twin Falls Canal Company

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of August, 2023, the foregoing was filed electronically using the Court's e-file system, and upon such filing the following parties were served electronically.

		1
Director Gary Spackman	Corey Skinner	Tony Olenichak
Garrick Baxter	IDWR – Southern Region	IDWR – Eastern Region
Sarah Tschohl	650 Addison Ave. W., Ste. 500	900 N. Skyline Drive, Ste. A
Idaho Dept. of Water Resources	Twin Falls, ID 83301	Idaho Falls, ID 83402
322 E Front St.	*** service by electronic mail only	*** service by electronic mail only
Boise, ID 83720-0098		
*** service by electronic mail	corey.skinner@idwr.idaho.gov	Tony.olenichak@idwr.idaho.gov
file@idwr.idaho.gov		
gary.spackman@idwr.idaho.gov		
garrick.baxter@idwr.idaho.gov		
sarah.tschohl@idwr.idaho.gov		
Matt Howard	Sarah A. Klahn	David Gehlert
U.S. Bureau of Reclamation	Dylan Thompson	ENRD – DOJ
1150 N. Curtis Rd.	Somach Simmons & Dunn	999 18 th St.
Boise, ID 83706-1234	2033 11 th Street, Ste. 5	South Terrace, Ste. 370
*** service by electronic mail only	Boulder, CO 80302	Denver, CO 80202
	*** service by electronic mail only	*** service by electronic mail only
mhoward@usbr.gov		
emcgarry@usbr.gov	sklahn@somachlaw.com	david.gehlert@usdoj.gov
<u>8</u>	dthompson@somachlaw.com	
Robert L. Harris	Robert E. Williams	Rich Diehl
Holden, Kidwell PLLC	Williams, Meservy & Larsen LLP	City of Pocatello
P.O. Box 50130	P.O. Box 168	P.O. Box 4169
Idaho Falls, ID 83405	Jerome, ID 83338	Pocatello, ID 83201
*** service by electronic mail only	*** service by electronic mail only	*** service by electronic mail only
		service of creedonic mail only
rharris@holdenlegal.com	rewilliams@wmlattys.com	rdiehl@pocatello.us
marris@nordenregut.com	<u>rewinnanis(a) winnarty s.com</u>	<u>rulen(wpocateno.us</u>
T.J. Budge	Dylan Anderson	Kathleen Carr
Elisheva M. Patterson	Dylan Anderson Law PLLC	US Dept Interior, Office of
Racine Olson, PLLP	P.O. Box 35	Solicitor
P.O. Box 1391	Rexburg, ID 83440	Pacific Northwest Region, Boise
Pocatello, ID 83204-1391	***service by electronic mail only	960 Broadway, Ste. 400
*** service by electronic mail only	service of electronic man only	Boise, ID 83706
tj@racineolson.com	dylan@dylanandersonlaw.com	*** service by electronic mail only
elisheva@racineolson.com		service of creationic mail only
		kathleenmarion.carr@sol.doi.gov
		<u>Kauncennarion.eart(a, sor.a01.gov</u>

Candice McHugh	Randall D. Fife	Skyler Johns
Chris Bromley	City Attorney, City of Idaho Falls	Nathan Olsen
McHugh Bromley, PLLC	P.O. Box 50220	Steven Taggart
380 South 4 th Street, Ste. 103	Idaho Falls, ID 83405	Olsen Taggart, PLLC
Boise, ID 83702	*** service by electronic mail only	P.O. Box 3005
*** service by electronic mail only		Idaho Falls, ID 83404
	rfife@idahofallsidaho.gov	*** service by electronic mail only
cbromley@mchughbromley.com		
cmchugh@mchughbromley.com		sjohns@olsentaggart.com
		nolsen@olsentaggart.com
		staggart@olsentaggart.com
W. Kent Fletcher	COURTESY COPY TO:	
Fletcher Law Office		
P.O. Box 248	William A. Parsons	
Burley, ID 83318	Parsons Smith & Stone	
*** service by electronic mail only	P.O. Box 910	
	Burley, ID 83318	
wkf@pmt.org	*** service by electronic mail only	
	wparsons@pmt.org	

2 1

Travis L. Thompson