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**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

CITY OF POCATELLO, CITY OF IDAHO  
FALLS, 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, CITY OF WENDELL,  
BINGHAM GROUND WATER DISTRICT,  
BONNEVILLE-JEFFERSON GROUND  
WATER DISTRICT, and MCCAIN FOODS  
USA, INC.,

Petitioners,

vs.

IDAHO DEPARTMENT OF WATER  
RESOURCES and GARY SPACKMAN, in his

**Case No. CV01-23-08258**

IDWR Docket No. CM-DC-2010-001

**SECOND AMENDED NOTICE OF  
HEARING TO SHOW CAUSE**

capacity as Director of the Idaho Department of Water Resources,

Respondents.

IN THE MATTER OF DISTRIBUTION OF WATER TO VARIOUS WATER RIGHTS HELD BY 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

**NOTICE IS HEREBY PROVIDED** that the City of Pocatello (“Pocatello”), by and through its attorneys of record Somach Simmons & Dunn, P.C., the Cities of Bliss, Burley, Carey, Declo, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert, Shoshone, and Wendell (“Coalition of Cities”), by and through their attorneys of record Candice M. McHugh and Chris M. Bromley, the City of Idaho Falls (“Idaho Falls”), by and through its attorney of record Robert L. Harris (collectively the “Cities”); Bingham Ground Water District (“Bingham”), by and through its attorney Dylan Anderson; Bonneville-Jefferson Ground Water District (“Bonneville-Jefferson”), by and through its attorney Skyler Jones; and McCain Foods USA, Inc. (“McCain”), by and through its attorney of record Candice M. McHugh, (collectively the “Petitioners”) will call up for hearing their *Motion for Order to Show Cause* in the above-referenced matter on **June 1, 2023, at 1:30 p.m.** at the **Snake River Basin Adjudication District Court of the Fifth Judicial District** located at 253 3<sup>rd</sup> Avenue North, Twin Falls, Idaho. **The hearing will be conducted via Zoom.** Please use the link below to attend the hearing by Zoom:

<https://zoom.us/j/94474640727?pwd=dmlISXhlUTFFS1JhKy9QV2syMEhKUT09>

Meeting ID: 944 7464 0727

Passcode: 948436

DATED this 24th day of May, 2023.

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| <p><b>SOMACH SIMMONS &amp; DUNN, P.C.</b></p> <p>By <u>/s/ Sarah A. Klahn</u><br/>Sarah A. Klahn (ISB # 7928)<br/>Maximilian C. Bricker (ISB #12283)</p> <p><i>Attorneys for City of Pocatello</i></p>  | <p><b>OLSEN TAGGART PLLC</b></p> <p>By <u>/s/ Skyler C. Johns</u><br/>Skyler C. Johns (ISB# 11033)<br/>Nathan M. Olsen (ISB# 7373)<br/>Steven L. Taggart (ISB# 8551)</p> <p><i>Attorneys for Bonneville-Jefferson Ground Water District</i></p> |
| <p><b>HOLDEN KIDWELL HAHN &amp; CRAPO</b></p> <p>By <u>/s/ Robert L. Harris</u><br/>Robert L. Harris (ISB# 7018)</p> <p><i>Attorneys for City of Idaho Falls</i></p>  | <p><b>DYLAN ANDERSON LAW</b></p> <p>By <u>/s/ Dylan Anderson</u><br/>Dylan Anderson (ISB# 9676)</p> <p><i>Attorney for Bingham Groundwater District</i></p>   |
| <p><b>MCHUGH BROMLEY, PLLC</b></p> <p>By <u>/s/ Candice M. McHugh</u><br/>Candice M. McHugh (ISB# 5908)<br/>Chris M. Bromley (ISB # 6530)</p> <p><i>Attorneys for the Cities of Bliss, Burley, Carey, Declo, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert, Shoshone, and Wendell, and McCain Foods USA, Inc.</i></p> |   |

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 24th day of May, 2023, I caused to be filed a true and correct copy of the foregoing document via iCourt E-File and Serve, and upon such filing, the following parties were served via electronic mail:

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