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**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF JEROME**

IDAHO GROUNDWATER APPROPRIATORS, INC.,

Petitioner,

vs.

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

Respondents.

Case No. CV27-22-00945

NOTICE OF APPEARANCE

Fee Category: Exempt
(Idaho Code § 67-2301)

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

IN THE MATTER OF IGWA'S SETTLEMENT
AGREEMENT MITIGATION PLAN

COMES NOW CITY OF POCA TELLO ("City"), by and through counsel of record,
Somach Simmons & Dunn, P.C., and hereby gives notice that the City intends to participate in
this judicial review proceeding. The City is a party to the underlying administrative proceedings
but is not named as a party in the Petition. The City is a Respondent in Case No. CM-DC-2010-

001 (*see Order Designating City of Pocatello a Respondent*, Case No. CM-DC-2010-001 (May 15, 2012)). The City was a protestant in Case No. CM-MP-2016-001 (*see* April 13, 2016 letter from IDWR Director Gary Spackman; *Final Order Approving Stipulated Mitigation Plan*, Case No. CM-MP-2016-001, at ¶¶ 6-7 (May 2, 2016). Accordingly, pursuant to this Court’s October 26, 2022 *Procedural Order*, the City enters its appearance in the above-captioned matter.

Dated this 2nd day of November, 2022.

CITY OF POCATELLO



Sarah Klahn

Attorney for City of Pocatello

CERTIFICATE OF SERVICE

I hereby certify that on November 2, 2022, I served the foregoing document on the persons below via email or as otherwise indicated.

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| Clerk of the Court JEROME COUNTY DISTRICT COURT 233 West Main Street Jerome, ID 83338 | iCourt |
| Director Gary Spackman Garrick L. Baxter IDAHO DEPT. OF WATER RESOURCES P.O. Box 83720 Boise, Idaho 83720-0098 | file@idwr.idaho.gov gary.spackman@idwr.idaho.gov garrick.baxter@idwr.idaho.gov |
| Kathleen Marion Carr US DEPT. INTERIOR 960 Broadway Ste 400 Boise, ID 83706 | kathleenmarion.carr@sol.doi.gov |
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