

Randall C. Budge (ISB# 1949)
Thomas J. Budge (ISB# 7465)
RACINE OLSON NYE BUDGE & BAILEY, CHARTERED
201 E Center St. / P.O. Box 1391
Pocatello, Idaho 83204
(208) 232-6101 – phone
(208) 323-6109 – fax
rcb@racinelaw.net
tjb@racinelaw.net

Attorneys for IGWA

**DISTRICT COURT OF THE STATE OF IDAHO
FIFTH JUDICIAL DISTRICT
GOODING COUNTY**

IDAHO GROUND WATER APPROPRIATORS, Inc.

Petitioner,

vs.

CITY OF POCATELLO,

Petitioner,

vs.

TWIN FALLS CANAL COMPANY, NORTH SIDE CANAL COMPANY, A&B IRRIGATION DISTRICT, AMERICAN FALLS RESERVOIR DISTRICT #2, BURLEY IRRIGATION DISTRICT, MILNER IRRIGATION DISTRICT, and MINIDOKA IRRIGATION DISTRICT,

Petitioners,

vs.

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

Respondents.

Consolidated Case No. CV-2010-382

Gooding County Cases:

CV-2010-382

CV-2010-383

CV-2010-384

CV-2010-387

CV-2010-388

Twin Falls County Cases:

CV-2010-3403

CV-2010-5520

CV-2010-5946

IGWA's Petition for Rehearing

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

Idaho Ground Water Appropriators, Inc. (IGWA), acting for and on behalf of its members, hereby petitions the Court, pursuant to I.R.C.P. 84(t)(2)(b) and 84(r) and I.A.R. 42, for rehearing in response to the *Memorandum Decision and Order on Petitions for Judicial Review* issued September 26, 2014. The issues for which IGWA seeks rehearing will be set forth in detail in a brief to be filed within 14 days pursuant to I.A.R. 42(b).

RESPECTFULLY SUBMITTED this 17th day of October, 2014.

RACINE OLSON NYE BUDGE
& BAILEY, CHARTERED

A handwritten signature in blue ink, appearing to read "Thomas J. Budge", is written over a horizontal line.

Randall C. Budge
Thomas J. Budge

CERTIFICATE OF SERVICE

I certify that on this 17th day of October, 2014, a true and correct copy of the foregoing document was served on the following persons in the manner indicated:


Thomas J. Budge

Clerk of the Court SRBA Deputy Clerk 253 3 rd Ave. North P.O. Box 2707 Twin Falls, ID 83303-2707	<input type="checkbox"/> U.S. Mail <input checked="" type="checkbox"/> Facsimile: 208-736-2121 <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Email
Deputy Attorney General Garrick L. Baxter IDAHO DEPT. OF WATER RESOURCES P.O. Box 83720 Boise, Idaho 83720-0098 Fax: 208-287-6700 garrick.baxter@idwr.idaho.gov kimi.white@idwr.idaho.gov	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
W. Kent Fletcher FLETCHER LAW OFFICE P.O. Box 248 Burley, Idaho 83318-0248 wkf@pmt.org	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email
John K. Simpson Travis L. Thompson Paul L. Arrington BARKER, ROSHOLT & SIMPSON 195 River Vista Place, Suite 204 Twin Falls, Idaho 83301-3029 jks@idahowaters.com tlt@idahowaters.com pla@idahowaters.com	<input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email

<p>Sarah Klahn Mitra Pemberton WHITE JANKOWSKI, LLP 511 16th Street, Suite 500 Denver, Colorado 80202 sarahk@white-jankowski.com mitrap@white-jankowksi.com</p>	<p><input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email</p>
<p>A. Dean Tranmer CITY OF POCATELLO P.O. Box 4169 Pocatello, Idaho 83205 dtranmer@pocatello.us</p>	<p><input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> Email</p>