

AUG 01 2024

TRENT TRIPPLE, Clerk
By ERIC ROWELL
DEPUTY

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

IDAHO GROUND WATER
APPROPRIATORS, INC,

Petitioner,

vs.

THE IDAHO DEPARTMENT OF WATER
RESOURCES and MATHEW WEAVER in
his official capacity as Director of the Idaho
Department of Water Resources,

Respondents,

and

CITY OF POCA TELLO, 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, A&B
IRRIGATION DISTRICT, BURLEY
IRRIGATION DISTRICT, MILNER
IRRIGATION DISTRICT, NORTH SIDE
CANAL COMPANY, TWIN FALLS CANAL
COMPANY, AMERICAN FALLS
RESERVOIR DISTRICT #2, MINIDOKA
IRRIGATION DISTRICT, BONNEVILLE-
JEFFERSON GROUND WATER DISTRICT,
and BINGHAM GROUNDWATER
DISTRICT

Intervenors.

) Case No. CV01-23-7893
)
) **ORDER GRANTING**
) **STIPULATED MOTION TO**
) **AUGMENT RECORD**

ORDER GRANTING STIPULATED REQUEST TO AUGMENT RECORD

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)
 RESERVOIRS DISTRICT NO. 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)
 _____)

On July 1, 2024, the *Clerk's Record on Appeal* ("*Clerk's Record*") was lodged with the District Court the above-captioned matter. On July 23, 2024, parties filed a *Stipulated I.A.R. 29 Objection to the Clerk's Record*, requesting the *Clerk's Record* be augmented to include Excel documents that were filed with the Ada County District Court as part of the *Settled Agency Record*, lodged with the District Court on July 11, 2023. The *Clerk's Certificate of Exhibits* states:

That the following documents will be submitted as EXHIBITS to the record.

....

3. Agency Record Excel Documents-Copy of 000435
4. Agency Record Excel Documents-Copy of 000840
5. Agency Record Excel Documents-Copy of 000841
6. Agency Record Excel Documents-Copy of 000842
7. Agency Record Excel Documents-Copy of 000843
8. Agency Record Excel Documents-Copy of 000844
9. Agency Record Excel Documents-Copy of 000845

However, the supporting documents that were served with the clerk's record do not include documents formatted for an Excel spreadsheet program and instead included a single-page PDF conversion of the first worksheet of each file. The parties represent that due to each spreadsheet file containing multiple worksheets with significant amounts of data, they could not reasonably be converted into PDF files. Therefore, the parties request that the original Excel spreadsheet program files lodged with the District Court as part of the Agency Record, produced


ORDER GRANTING STIPULATED REQUEST TO AUGMENT RECORD

as 000435.xlsx, 000840.xlsx, 00841.xlsx, 000842.xlsx, 00843.xlsx, 000844.xlsx and 000845.xlsx, be included as exhibits to the Clerk's Record to ensure the record is complete and accurate.

Therefore, based on the stipulation of the parties, THE FOLLOWING ARE HEREBY ORDERED:

1. The *Stipulated Motion to Augment the Record* is hereby granted.
2. The Clerk's Record lodged in this matter, is hereby augmented to include as exhibits the original Excel Spreadsheet program files lodged with the District Court as part of the agency record as 000435.xlsx, 000840.xlsx, 000841.xlsx, 000842.xlsx, 00843.xlsx, 000844.xlsx and 000845.xlsx.

Dated 7/31/24



ERIC J. WILDMAN
District Judge

CERTIFICATE OF SERVICE

I certify that on this day I served a copy of the attached to:

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Date: 8/1/2024

Trent Tripple
Clerk of the Court

By *Eric Powell*
Deputy Clerk

