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Dave
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SEP 10 2007
DEPARTMENT OF
WATER RESOURCES

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

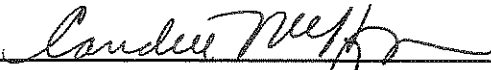
In Re: SRBA	)	Subcases 01-01J, <i>et al.</i> (See Attachment A)
	)	
	)	MOTION FOR RECONSIDERATION
Case No. 39576	)	OF ORDER DENYING IGWA'S
	)	MOTION TO PARTICIPATE
_____	)	

COMES NOW Idaho Ground Water Appropriators, Inc., Magic Valley Ground Water District, and North Snake Ground Water District, acting for and on behalf of their members (collectively "IGWA"), through counsel, and hereby move the Special Master pursuant to Rule 1.a. of the SRBA Administrative Order 1 and Rule 11(a)(2)(B) of the Idaho Rules of Civil Procedure to reconsider his August 28, 2007, Order denying IGWA's *Motion to Participate* in SRBA Case No. 39576; Subcases 01-1J, *et al.* The Order denied IGWA participation on the basis that IGWA was deemed to not be a "party to the adjudication." (Order at 3.) IGWA respectfully moves the Special Master to reconsider IGWA's standing to participate on the basis that (a) IGWA was previously served or joined in the SRBA, and (b) IGWA has standing under Idaho law to represent its members

who indisputably qualify as a proper party to the adjudication. This Motion is made upon the grounds and for the reasons set forth in IGWA's Supporting Brief to be filed herein. IGWA desires to present oral argument in support of this motion.

DATED this 6th day of September, 2007.

RACINE, OLSON, NYE, BUDGE &
BAILEY, CHARTERED

By, 
CANDICE M. McHUGH

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 6th day of September, 2007, the above and foregoing document was served in the following manner:

Milner Irrigation District
North Side Canal Company
Twin Falls Canal Company

Represented by:

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A & B Irrigation District
Burley Irrigation District
Falls Irrigation District

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United States of American
USDI Bureau of Reclamation

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CANDICE M. McHUGH

ATTACHMENT A

Subcase Nos:

01-00001J	01-10046
01-00002A	01-10048
01-00047E	01-10049
01-00048	01-10050
01-00052A	01-10057
01-00052B	01-10060
01-00053A	01-10062
01-00092A	01-10091
01-00092B	01-10092
01-00116BB	01-10471
01-00131A	01-10472
01-00132A	01-10474
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01-00146B	
01-00147	
01-00148	
01-00157A	
01-00157B	
01-00158B	
01-00193A	
01-00193B	
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01-04061	