

RECEIVED
JUN 26 2009
DEPARTMENT OF
WATER RESOURCES

W. Kent Fletcher, ISB #2248
FLETCHER LAW OFFICE
P.O. Box 248
Burley, Idaho 83318
Telephone: (208) 436-4717
Facsimile: (208) 878-2548

Attorneys for Minidoka Irrigation District

C. Thomas Arkoosh, ISB #2253
CAPITOL LAW GROUP, PLLC
P.O. Box 32
Gooding, Idaho 83330
Telephone: (208) 934-8872
Facsimile: (208) 934-8873

*Attorneys for American Falls
Reservoir District #2*

John K. Simpson, ISB #4242
Travis L. Thompson, ISB #6168
Paul L. Arrington, ISB #7198
BARKER ROSHOLT & SIMPSON LLP
113 Main Avenue West, Suite 303
P.O. Box 485
Twin Falls, Idaho 83303-0485
Telephone: (208) 733-0700
Facsimile: (208) 735-2444

*Attorneys for A&B Irrigation District,
Burley Irrigation District, Milner Irrigation
District, North Side Canal Company, and
Twin Falls Canal Company*

**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	)	Subcase Nos. 01-23B, 01-297, 35-2543 & 35-4246
	)	(Aberdeen-Springfield Canal Co.)
Case No. 39576	)	
	)	MOTION FOR RECONSIDERATION
_____	)	

COME NOW, Objectors, American Falls Reservoir District #2, A&B Irrigation District, Burley Irrigation District, Milner Irrigation District, Minidoka Irrigation District, North Side Canal Company, and Twin Falls Canal Company, by and through counsel of record, and move the Court to reconsider its *Order Partially Granting Aberdeen-Springfield's Motion for Summary*

MOTION FOR RECONSIDERATION

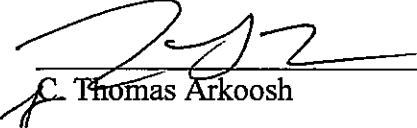
Judgment and Denying Surface Water Coalition's Motion for Summary Judgment and Motion to Strike Affidavits dated June 11, 2009. The grounds for this Motion are that the Court did not rule on Objectors' request pursuant to I.R.C.P. 56(f), that the granting and denial of the summary judgment motions would need to be set aside pending completion of discovery, that the Court misinterpreted the plain and direct language of Idaho Code § 42-1425, and such other grounds as may be stated in the brief to be lodged by the Objectors in support of this motion.

This motion is brought pursuant to I.R.C.P. 11 (a)(2)(B) and other applicable law. A brief in support of this motion will be lodged within 14 days pursuant to the provisions of I.R.C.P. 7(b)(3)(C).

ORAL ARGUMENT IS REQUESTED.

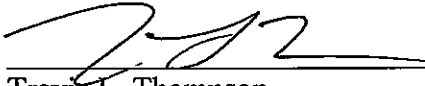
DATED this 25th day of June, 2009.

CAPITOL LAW GROUP PLLC


C. Thomas Arkoosh

*Attorneys for American Falls Reservoir
District #2*

BARKER ROSHOLT & SIMPSON LLP


Travis L. Thompson

*Attorneys for A&B Irrigation District, Burley
Irrigation District, Milner Irrigation District,
North Side Canal Company and Twin Falls
Canal Company*

FLETCHER LAW OFFICE


W. Kent Fletcher

Attorneys for Minidoka Irrigation District

CERTIFICATE OF MAILING

I certify that on the 25th day of June, 2009, I mailed the original and copies of the foregoing notice to the following persons:

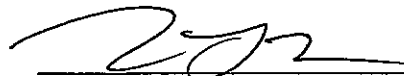
Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, Idaho 83303-2707

Randy Budge
Racine Olson
P.O. Box 1391
Pocatello, Idaho 83204-1391

IDWR Document Depository
P.O. Box 83720
Boise, Idaho 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

United States Department of Justice
Environment & Natural Resources Division
550 West Fort Street, MSC 033
Boise, Idaho 83724



Travis L. Thompson