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Attorneys for City of Pocatello

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

CITY OF POCATELLO,

Petitioner,

vs.

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

Respondents.

IN THE MATTER OF THE ALLOCATION OF
STORED WATER TO THE CITY OF POCATELLO
BY WATER DISTRICT 01

Case No. CV01-25-19039

**DECLARATION OF
COUNSEL IN SUPPORT OF
UNOPPOSED MOTION TO
MODIFY BRIEFING
SCHEDULE**

Fee Category: Exempt
Idaho Code § 67-2301

Case Type: L.3.a

I, Maximilian C. Bricker, declare as follows:

1. I am an attorney representing Petitioner City of Pocatello (“Pocatello”) in the above-captioned matter.

2. Pursuant to this Court’s October 20, 2025 *Procedural Order*, because the settled record was lodged with the Court on November 14, 2025, Pocatello’s opening brief is due December 19, 2025, with Respondents’ response brief due January 16, 2026, and Pocatello’s reply brief due February 6, 2026. Oral argument has been set for March 12, 2026.

3. Counsel for the parties have conferred via email regarding the proposed briefing schedule that is contained in the *Unopposed Motion to Modify Briefing Schedule* (“*Motion*”), filed herewith, which is displayed below:

Action	Current Date	Proposed Date
Petitioner’s opening brief due	December 19, 2025	December 19, 2025
Respondents’ response brief due	January 16, 2026	January 30, 2025
Petitioner’s reply brief due	February 6, 2026	February 20, 2025
Oral argument	March 12, 2025	March 12, 2025

4. This is the first request to modify the briefing schedule in this matter.

5. There is good cause to grant this *Motion*, as counsel for multiple parties have a preexisting hearing in mid-January and the proposed modification will not affect the date set for oral argument.

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6. Pocatello assures the Court that the proposed deadlines will be met. The parties are known entities to the Court, having brought judicial review before it numerous times in the past. To the best of my knowledge all parties have complied with the Court's deadlines and have submitted briefs timely.

I declare under penalty of perjury pursuant to the law of the State of Idaho that the foregoing is true and correct.

DATED this 17th day of November 2025.

SOMACH SIMMONS & DUNN, P.C.



Maximilian C. Bricker, (ISB #12283)

CERTIFICATE OF SERVICE

I hereby certify that on this 17th day of November 2025, I served the foregoing document on the persons below via iCourt and email:

IDAHO DEPARTMENT OF WATER RESOURCES Director Mathew Weaver Christina Henman Sarah Tschohl Mathew.weaver@idwr.idaho.gov Christina.Henman@idwr.idaho.gov sarah.tschohl@idwr.idaho.gov file@idwr.idaho.gov	COALITION OF CITIES Candice M. McHugh Chris M. Bromley MCHUGH BROMLEY, PLLC cbromley@mchughbromley.com cmchugh@mchughbromley.com
WATER DISTRICT 01 Craig Chandler Craig.chandler@idwr.idaho.gov	FREMONT MADISON IRRIGATION DISTRICT; IDAHO IRRIGATION DISTRICT Jerry Rigby Hyrum Erickson RIGBY ANDRUS & RIGBY LAW PPLC jrigby@rex-law.com herickson@rex-law.com
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