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Attorneys for Idaho Ground Water Appropriators, Inc. (IGWA)

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

IDAHO GROUND WATER
APPROPRIATORS, INC.,

Petitioner,

vs.

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

Respondents,

vs.

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

Intervenors.

Case No. CV01-23-13173

**STIPULATED
MOTION TO EXTEND STAY**

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
RESERVOIR DISTRICT #2, BURLEY
IRRIGATION DISTRICT, MILNER
IRRIGATION DISTRICT, MINIDOKA
IRRIGATION DISTRICT, NORTH SIDE
CANAL COMPANY, AND TWIN FALLS
CANAL COMPANY

Petitioner Idaho Ground Water Appropriators, Inc. (“IGWA”), Respondents Mathew Weaver and the Idaho Department of Water Resources (“IDWR”), and the Intervenor American Falls Reservoir District No. 2, Minidoka Irrigation District, A&B Irrigation District, Burley Irrigation District, Milner Irrigation District, North Side Canal Company, and Twin Falls Canal Company (the “SWC”), Bonneville-Jefferson Ground Water District and Bingham Ground Water District (“Ground Water Districts”), Cities of Bliss, Burley, Carey, Delco, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert, Shoshone and Wendell (collectively, “Coalition of Cities”), and City of Pocatello, jointly hereby move this Court for an order extending the stay of the appeal in the above-captioned matter until December 1, 2024.

On July 8, 2024, the parties filed a *Stipulated Motion to Extended Stay* requesting a stay of proceedings in this appeal until October 1, 2024. The motion was granted pursuant to the *Order Granting Stipulated Motion for Stay* entered July 16, 2024.

On October 1, 2024, the parties filed a *Stipulation and Joint Motion to Extend Stay* requesting an extension of the stay until November 1, 2024. The motion was granted pursuant to the *Order Granting Stipulated Motion to Extend Stay* entered October 8, 2024.

The stay was requested to enable the parties to focus their attention on cooperative negotiations regarding a stipulated multi-year mitigation plan, and for the purpose of judicial economy. The parties have a proposed stipulated mitigation plan and memorandum of agreement which are in the process of being reviewed and formally approved by all the parties. The parties desire to extend the stay of litigation in this matter until December 1, 2024, to enable them to complete that process.

Therefore, the parties respectfully move the court to extend the stay of this appeal until December 1, 2024.

RACINE OLSON, PLLP

<u>November 1, 2024</u>	<u>/s/ Thomas J. Budge</u>
Date	Thomas J. Budge <i>Attorneys for Petitioner Idaho Ground Water Appropriators, Inc. (IGWA)</i>

OFFICE OF THE ATTORNEY GENERAL

<u>November 1, 2024</u>	<u>/s/ Garrick L. Baxter</u>
Date	Garrick L. Baxter Deputy Attorney General <i>Attorneys for Respondents Idaho Department of Water Resources and Mathew Weaver, in his capacity as Director of the Department of Water Resources</i>

MCHUGH BROMLEY, PLLC

<u>November 1, 2024</u>	<u>/s/ Candice M. McHugh</u>
Date	Candice M. McHugh Chris M. Bromley <i>Attorneys for Intervenor Coalition of Cities</i>

SOMACH SIMMONS & DUNN

<u>November 1, 2024</u>	<u>/s/ Maximilian C. Bricker</u>
Date	Sarah A. Klahn Maximilian C. Bricker <i>Attorneys for Intervenor City of Pocatello</i>

OLSEN TAGGART PLLC

November 1, 2024

Date

/s/ Skyler C. Johns

Skyler C. Johns

*Attorneys for Intervenor Bonneville-Jefferson
Ground Water District*

DYLAN ANDERSON LAW PLLC

November 1, 2024

Date

/s/ Dylan Anderson

Dylan Anderson

*Attorneys for Intervenor Bingham Ground Water
District*

FLETCHER LAW OFFICE

November 1, 2024

Date

/s/ W. Kent Fletcher

W. Kent Fletcher

*Attorneys for Intervenor American Falls
Reservoir District No. 2 and Minidoka Irrigation
District*

MARTEN LAW LLP

November 1, 2024

Date

/s/ Travis L. Thompson

Travis L. Thompson

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

CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of November, 2024, I caused the foregoing document to be filed and served on the persons below via iCourt:


Thomas J. Budge

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