

Skyler C. Johns, ISB No. 11033
Steven L. Taggart, ISB No. 8551
Nathan M. Olsen, ISB No. 7373
OLSEN TAGGART PLLC
P.O. Box 3005
Idaho Falls, Idaho 83403
Telephone: (208) 552-6442
Facsimile: (208) 524-6095
Email: sjohns@olsentaggart.com
staggart@olsentaggart.com
nolsen@olsentaggart.com

*Attorneys for Petitioner Bonneville-Jefferson
Ground Water District*

Sarah A. Klahn (ISB# 7928)
Maximilian C. Bricker (ISB# 12283)
SOMACH SIMMONS & DUNN, P.C.
1155 Canyon St., Suite 110
Boulder, Colorado 80302
(916) 446-7979 – phone
sklahn@somachlaw.com
mbricker@somachlaw.com

*Attorneys for Aberdeen-American Falls
Ground Water District*

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF BONNEVILLE**

BONNEVILLE JEFFERSON GROUND
WATER DISTRICT,

Petitioner,

vs.

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 (COLLECTIVELY THE
“SURFACE WATER COALITION”), THE
IDAHO GROUND WATER
APPROPRIATORS, INC., an Idaho non-
profit corporation, FREMONT-MADISON
IRRIGATION DISTRICT, JEFFERSON-
CLARK GROUND WATER DISTRICT,
BINGHAM GROUND WATER DISTRICT,
AMERICAN FALLS-ABERDEEN
GROUND WATER DISTRICT, MAGIC
VALLEY GROUND WATER DISTRICT,

Case No. CV10-24-2909

**JOINT STIPULATION TO STAY CASE
AND MOTION FOR ORDER
APPROVING STIPULATION AND
STAYING PROCEEDINGS**

NORTH SNAKE GROUND WATER
DISTRICT, CAREY VALLEY GROUND
WATER DISTRICT, JOHN AND JANE
DOES 1-50,

Respondents.

COME NOW, Petitioner BONNEVILLE-JEFFERSON GROUND WATER DISTRICT and Respondent AMERICAN FALLS ABERDEEN GROUND WATER DISTRICT (hereinafter referred to as “AFA”) by and through counsel of record, pursuant to I.R.C.P. 12(a)(1)(A) and other applicable law, and hereby stipulate and move as follows:

1. Petitioner filed its *Petition for Declaratory Judgment, Equitable and Injunctive Relief, and Breach of Contract* on May 23, 2024.
2. AFA filed a *Notice of Appearance* on or about June 28, 2024, and an *Acceptance of Service* on or about July 2, 2024.
3. Members of the Surface Water Coalition filed a *Motion to Disqualify Honorable Judge Dane H. Watkins Jr. Without Cause* and a *Motion to Change Venue* (and related documents) on or about June 10, 2024, and the Honorable Judge Watkins issued his *Order of Self-Disqualification* on June 27, 2024.
4. On June 28, 2024, the Idaho Supreme Court issued its *Order, In Re: Assignment of District Judge Eric Wildman* to preside over this matter.
5. The Petitioner, SWC, and AFA have engaged in settlement negotiations and in the interests of continued negotiations and judicial economy, hereby stipulate to stay this case until October 1, 2024.
6. The Petitioner and AFA hereby move the Court to stay these proceedings until further notification as described above. Petitioner further hereby stipulates that AFA shall

have 21 days following the expiration of the stay, upon notice of the Petitioner and AFA, to answer the *Petition* or file a responsive pleading.

7. The Petitioner and AFA agree that the stay requested herein will be effective upon signing by counsel for Petitioner and AFA and agree to request that the Court enter an order adopting the terms of this stipulation.
8. Not all other parties have been served a copy of the summons and complaint nor have all named parties appeared in this matter.

DATED this 2nd day of July, 2024.

DATED this 2nd day of July, 2024.

OLSEN TAGGART PLLC

SOMACH SIMMONS & DUNN, P.C.

/s/ Skyler C. Johns
Skyler C. Johns
*Attorneys for Bonneville-Jefferson
Ground Water District*

/s/ Maximilian C. Bricker
Sarah A. Klahn
Maximilian C. Bricker
*Attorneys for Aberdeen-American Falls
Ground Water District*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this July 3, 2024, the foregoing was filed electronically using the Court's e-file system, and upon such filing the following parties were served electronically:

Sarah A. Klahn Maximilian C. Bricker SOMACH SIMMONS & DUNN, P.C. <i>Attorneys for American Falls-Aberdeen Ground Water District</i>	sklahn@somachlaw.com mbricker@somachlaw.com
Andrew J. Waldera SAWTOOTH LAW OFFICES, PLLC <i>Attorneys for Magic Valley Ground Water District and North Snake Ground Water District</i>	andy@sawtoothlaw.com
Thomas J. Budge Elisheva M Patterson RACINE OLSON, PLLP <i>Attorneys for The Idaho Ground Water Appropriators, Inc..</i>	tj@racineolson.com elisheva@racineolson.com
Travis L. Thompson Abby R. Bitzenburg Bryce Brown John K. Simpson MARTEN LAW LLP <i>Attorneys for A&B Irrigation District, Burley Irrigation District, Milner Irrigation District, North Side Canal Company, and Twin Falls Canal Company (Collectively the "Surface Water Coalition")</i>	tthompson@martenlaw.com abitzenburg@martenlaw.com bbrown@martenlaw.com jsimpson@martenlaw.com
W. Kent Fletcher FLETCHER LAW OFFICE <i>Attorney for American Falls Reservoir District #2 and Minidoka Irrigation District</i>	wkf@pmt.org
Jerry R. Rigby RIGBY, ANDRUS & RIGBY LAW, PLLC <i>Attorneys for Fremont-Madison Irrigation District and Jefferson-Clark Ground Water District</i>	jrigby@rex-law.com
Dylan Anderson DYLAN ANDERSON LAW <i>Attorney for Bingham Ground Water District</i>	dylan@dylanandersonlaw.com

/s/ Skyler C. Johns

Skyler C. Johns