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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.

Case No. CV01-24-10821

**STIPULATED
MOTION FOR 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

IN THE MATTER OF IGWA’S SETTLEMENT
AGREEMENT MITIGATION PLAN

Petitioner Idaho Ground Water Appropriators, Inc. (“IGWA”) and Respondents Mathew Weaver and the Idaho Department of Water Resources (“IDWR”) hereby move this Court for an

order staying the appeal in the above-captioned matter. This *Stipulated Motion to Stay* is requested pursuant to a 2024 Stipulation between IGWA and the SWC to allow for negotiations between the parties concerning the SWC delivery call, as identified in IDWR Docket No. CM-DC-2010-001, and the parties' stipulated 2016 mitigation plan ("2016 Plan"), as identified in IDWR Docket No. CM-MP-2016-001.

In light of the 2024 Stipulation, which requires the parties to "stay all litigation between them related to the SWC delivery call [and 2016 Plan] until October 1, 2024" to "enable the parties to focus their attention on cooperative negotiations [in an effort to determine groundwater management and mitigation measures for 2025 and future years]," and for the purpose of judicial economy, Petitioner and Respondents request that this Court stay all proceedings in the above-captioned matter, including any deadlines for possible intervention or appearance by interested parties and lodging of the agency record with the agency and the Court. While Respondents are not parties to the 2024 Stipulation, Respondents consent to a stay. The parties reserve all rights, arguments, and defenses with respect to this case and pending requests, and nothing in this motion or the terms of the stay shall be used against any party in this proceeding or any future proceedings.

The parties request that this matter remain stayed until October 1, 2024, after which the parties will either (1) stipulate to dismissal of the above-captioned matter, or (2) will file a stipulation concerning the scheduling of pending deadlines.

RACINE OLSON, PLLP

July 8, 2024

Date



Thomas J. Budge

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

OFFICE OF THE ATTORNEY GENERAL

July 8, 2024

Date

/s/ Garrick L. Baxter

Garrick L. Baxter

*Deputy Attorney General
Attorneys for Respondents Idaho Department of Water Resources and Mathew Weaver, in his capacity as Director of the Idaho Department of Water Resources*

MARTEN LAW LLP

July 8, 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*

FLETCHER LAW OFFICE

July 8, 2024

Date

/s/ W. Kent Fletcher

W. Kent Fletcher
*Attorneys for American Falls Reservoir District
No. 2 and Minidoka Irrigation District*

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of July, 2024, I filed the foregoing document via iCourt and served it upon the persons below via email as indicated:


Thomas J. Budge

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