



BENEFIT OF A&B IRRIGATION )  
 DISTRICT, AMERICAN FALLS )  
 RESERVOIR DISTRICT #2, BURLEY )  
 IRRIGATION DISTRICT, MILNER )  
 IRRIGATION DISTRICT, MINDOKA )  
 IRRIGATION DISTRICT, NORTH SIDE )  
 CANAL COMPANY, AND TWIN FALLS )  
 CANAL COMPANY. )

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On July 24, 2009, this Court issued its *Order on Petition for Judicial Review* in the above-captioned matter. In its *Order*, this Court held that the Director of the Idaho Department of Water Resources (“Director” or “IDWR”) abused discretion by issuing two *Final Orders* in response to Hearing Officer Schroeder’s *Recommended Order* of April 29, 2008. Specifically, this Court held that the Director failed to apply new methodologies for determining material injury to reasonable in-season demand and reasonable carryover. Thereafter, parties to this matter filed *Petitions for Rehearing*.

After a hearing on *Petitions for Rehearing*, this Court issued its *Order Staying Decision on Petition for Rehearing Pending Issuance of Revised Final Order*, on March 4, 2010. In its *Order*, the Court ordered the Director to issue a revised *Final Order*, determining material injury to reasonable in-season demand and reasonable carryover by March 31, 2010. The Court ordered a stay of its decision on rehearing until such an order was issued and the time period for filing motions for reconsideration or petitions for judicial review had expired.

On March 29, 2010, IDWR filed an *Unopposed Motion for Extension of Time to File Order on Remand*, requesting that this Court extend the deadline for issuing the new *Final Order* from March 31, 2010 to April 7, 2010. IDWR stated that the parties do not oppose IDWR’s request to extend the deadline.

Therefore, IT IS HEREBY ORDERED that the deadline for the Director to issue a new *Final Order* determining material injury to reasonable in-season demand and reasonable carryover is extended to April 7, 2010. Pursuant to the Court’s *Order Overruling Objection to Order Staying Decision*, the Court shall continue to hold in abeyance any final decision on rehearing in this matter until the Director issues a *Final*

*Order* and the time periods for filing motions for reconsideration and petitions for judicial review of the new order have expired.

IT IS SO ORDERED.

Dated March 29, 2010.



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JOHN M. MELANSON  
District Judge, *Pro Tem.*

**NOTICE OF ORDERS**  
I.R.C.P. 77(d)

I, Cynthia R. Eagle-Ervin, Deputy Clerk of Gooding County do hereby certify that on the 29 of March 2010, pursuant to Rule 5(e)(1) the District Court filed in chambers the foregoing instrument and further pursuant to Rule 77(d) I.R.C.P., I have this day caused to be delivered a true and correct copy of the within and foregoing instrument: Order Granting Unopposed Motion for Extension of Time to File Order on Remand to the parties listed below via the U.S. Postal Service, postage prepaid:

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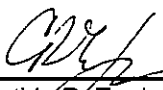
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Dated: March 29, 2010

  
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Cynthia R. Eagle-Ervin, Deputy Clerk