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Attorneys for Respondents-Respondents on Appeal

IN THE SUPREME COURT FOR THE STATE OF IDAHO

IN THE MATTER OF THE DISTRIBUTION
OF WATER TO WATER RIGHT NOS.
36-02551 & 36-07694 (RANGEN, INC.)
IDWR DOCKET NO. CM-DC-2011-004.

CITY OF POCATELLO,

Intervenor-Appellant,

v.

RANGEN, INC.,

Petitioner-Respondent,

and

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

Supreme Court Docket No. 42836-2015

Snake River Basin Adjudication
No. CV-2014-1338
(Consolidated Gooding County
Case No. CV-2014-179)

**AFFIDAVIT OF GARRICK L. BAXTER
IN SUPPORT OF UNOPPOSED
MOTION FOR EXTENSION OF TIME
FOR FILING RESPONDENTS' BRIEFS**

Respondent-Respondent,

and

IDAHO GROUND WATER
APPROPRIATORS, INC., FREMONT
MADISON IRRIGATION DISTRICT, A&B
IRRIGATION DISTRICT, BURLEY
IRRIGATION DISTRICT, MILNER
IRRIGATION DISTRICT, AMERICAN
FALLS RESERVOIR DISTRICT #2,
MINIDOKA IRRIGATION DISTRICT,
NORTH SIDE CANAL COMPANY, and
TWIN FALLS CANAL COMPANY,

Intervenors.

STATE OF IDAHO)
) ss.
County of Ada)

I, GARRICK L. BAXTER, being first duly sworn upon oath, depose and say:

1. That I am a deputy attorney general and represent the Respondents-Respondents on Appeal, the Idaho Department of Water Resources (“Department”) and Gary Spackman, in his capacity as Director of the Department, in the above captioned matter.

2. That the Respondents’ brief is due June 2, 2015.

3. That the Department has not previously requested an extension of time in this matter.

4. That due to other urgent intervening matters related to water rights administration and orders of the Department requiring counsel’s attention, counsel will not be able to complete the Respondents’ brief by the due date.

5. That I believe an extension of six (6) days, to and including June 8, 2015, is a reasonable and necessary extension.

6. That the undersigned counsel contacted counsel for the other parties to request an extension of time for filing its Respondents' brief. Counsel stipulated to the request upon the condition that the Department broaden its request to apply to all Respondents' briefs so that there will be uniformity in the briefing schedule. Accordingly, the Department requests an extension of time for the filing of all Respondents briefs in this appeal to June 8, 2015, thereby extending the deadline for filing reply briefs to June 29, 2015.

7. I am reasonably assured that the Respondents' brief will be timely filed on or before June 8, 2015, should this request be granted.

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DATED this 1st day of June, 2015.

LAWRENCE G. WARDEN
ATTORNEY GENERAL

CLIVE J. STRONG
Chief, Natural Resources Division
Deputy Attorney General



GARRICK L. BAXTER
Deputy Attorney General
Department of Water Resources

SUBSCRIBED AND SWORN to before me this 1st day of June, 2015.





NOTARY PUBLIC FOR IDAHO
Residing at Boise, Idaho
Commission Expires: 04/01/16

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I am a duly licensed attorney in the state of Idaho, employed by the Attorney General of the state of Idaho and residing in Boise, Idaho; and that, unless otherwise noted, I served a true and correct copy of the foregoing document on the persons listed below by electronic mail and by United States mail, first class, with the correct postage affixed thereto on this 1st day of June 2015.

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