

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF DISTRIBUTION OF)	CM-DC-2011-004
WATER TO WATER RIGHT NOS. 36-02551)	
AND 36-07694)	ORDER SHORTENING TIME
)	TO FILE RESPONSES TO
(RANGEN, INC.))	IGWA'S SECOND PETITION
_____)	TO STAY CURTAILMENT

On April 17, 2014, the Idaho Ground Water Appropriators, Inc. (“IGWA”) filed *IGWA’s Second Petition to Stay Curtailment, and Request for Expedited Decision* (“Second Petition to Stay”). The petition asks the Director (“Director”) of the Idaho Department of Water Resources (“Department”) to issue a stay of the implementation of the *Final Order Regarding Rangen, Inc.’s Petition for Delivery Call; Curtailing Ground Water Rights junior to July 13, 1962* (“Curtailment Order”) issued on January 29, 2014 and the *Notice of Violation and Cease and Desist Order* (“Cease & Desist Order”) entered January 31, 2014, until the judiciary completes its review of the Curtailment Order in *IGWA v. IDWR*, Gooding County Case No. CV-2014-179, and *Rangen v. IDWR*, Twin Falls County Case No. CV-2014-1338.

IGWA states “[t]he Curtailment Order and the Cease & Desist Order should be stayed during judicial review because a stay will (1) provide more water to Rangen than enforcing the Orders, (2) avoid severe and irreparable harm to the curtailed groundwater users and the economies of the Magic Valley and the State of Idaho, (3) allow judicial review of critical issues of first impression, avoiding mistaken curtailment, and (4) serve the public interest.” *Second Petition to Stay* at 5.

Further, IGWA states “[i]f the IDWR does not grant this motion, IGWA must file a similar motion with the Idaho judiciary asking to stay the Curtailment Order and the Cease and Desist Order, which must be heard and decided prior to May 5, 2014.” *Second Petition to Stay* at 6

The Department agrees that resolution of the petition should be expedited. Under the Department’s rules of procedure, responses to petitions are normally due fourteen days after the filing of the petition. Pursuant to IDAPA 37.01.01.270.02, it is proper to deviate from the fourteen-day time period, and that the time to file an answer to the petition should be shortened.

ORDER

IT IS THEREFORE ORDERED, that the time for a party to this matter to respond to IGWA's Petition to Stay is shortened. **Responses are due Friday, April 25, 2014.**

Dated this 21st day of April, 2014.


GARY SPACKMAN
Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 21st day of April, 2014, the above and foregoing document was served on the following by providing a copy of the *ORDER SHORTENING TIME TO FILE RESPONSES TO IGWA'S SECOND PETITION TO STAY CURTAILMENT* in the manner selected:

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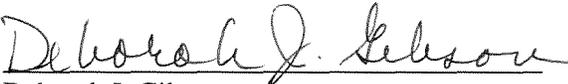
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