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Attorneys for Respondent

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

TANNER LANE RANCH, LLLP, an Idaho  
limited liability limited partnership,

Petitioner,

vs.

THE IDAHO DEPARTMENT OF WATER  
RESOURCES,

Respondent.

**Case No. CV-2017-458**

**AFFIDAVIT IN SUPPORT OF  
STIPULATED MOTION FOR  
EXTENSION OF TIME TO FILE  
RESPONSE BRIEF**

IN THE MATTER OF PERMIT NO 27-7549  
IN THE NAME OF TANNER LANE  
RANCH, LLLP

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 Respondent, the Idaho Department of Water Resources, in the above-captioned matter.
2. That the Petitioner's opening brief was served on the Respondent on June 14, 2017. Thus, Respondent's response brief is due July 12, 2017. *See Procedural Order Governing Judicial Review of Final Order of Director of Idaho Department of Water Resources, CV-2017-458, 4 (March 16, 2017).*
3. That Respondent has not previously requested an extension of time in this matter.
4. That, due to other urgent intervening matters related to pending Idaho Supreme Court appeals and water rights administration matters, counsel will not be able to complete the Respondent's response brief by the due date.
5. That I believe an extension of two (2) days, to and including July 14, 2017, is a reasonable and necessary extension.
6. That I have communicated this request to counsel for the Petitioner and that counsel does not oppose the requested extension of time.
7. That the parties do not request alteration of the August 10, 2017, oral argument date.
8. I am reasonably assured that the Respondent's response brief will be timely filed on or before July 14, 2017, should this request be granted.

DATED this 6<sup>TH</sup> day of July 2017.

LAWRENCE G. WASDEN  
Attorney General

DARRELL G. EARLY  
Chief, Natural Resources Division



GARRICK L. BAXTER  
Deputy Attorney General  
Idaho Department of Water Resources

SUBSCRIBED AND SWORN TO before me this 6<sup>TH</sup> day of July 2017.



NOTARY PUBLIC FOR IDAHO  
Residing at Boise, Idaho  
Commission Expires: 04/01/22

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 6<sup>TH</sup> day of July 2017, I caused a true and correct copy of the foregoing document to be filed with the Court and served on the following parties by the indicated methods:

*Original to:*

SRBA DISTRICT COURT  
253 3<sup>RD</sup> AVENUE NORTH  
PO BOX 2707  
TWIN FALLS ID 83303-2707  
Facsimile: (208) 736-2121

- U.S. Mail, postage prepaid
- Hand Delivery
- Overnight Mail
- Facsimile
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Garrick L. Baxter  
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