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DEPARTMENT OF
WATER RESOURCES

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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF DISTRIBUTION OF WATER TO VARIOUS WATER RIGHTS HELD BY OR 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	~~Docket No. CM-DC-2010-001~~ ~~Docket No. CM-MP-2015-003~~ Docket No. CM-MP-2026-003 **JOINT MOTION FOR ORDER APPROVING AMENDED 2026-2027 INTERIM STIPULATION**
IN THE MATTER OF THE MITIGATION PLAN FILED BY A&B IRRIGATION DISTRICT FOR THE DISTRIBUTION OF WATER TO WATER RIGHTS HELD BY THE SURFACE WATER COALITION	

COME NOW, A&B Irrigation District ("A&B"), as applicant, the Surface Water Coalition ("SWC")[1], Idaho Ground Water Appropriators, Inc. ("IGWA")[2], and the American Falls-Aberdeen Ground Water District ("AFA"), by and through their undersigned attorneys of record, and jointly move the Director for an order approving the *2026-2027 Interim Stipulation* previously filed in this matter (the "2026-27 Stipulation") with the amendment below as A&B's approved mitigation plan for the 2026 and 2027 irrigation seasons.

A&B and the SWC entered into the 2026-27 Stipulation to define A&B's mitigation obligation for the 2026 and 2027 irrigation seasons. On March 24, 2026 A&B and the SWC filed a joint motion for an order approving that stipulation. On April 2, 2026 IGWA filed its *Response in Opposition to Joint Motion for Order Approving 2026-27 Interim Stipulation; Notice of Protest*. On April 3, 2026 A&B and the SWC filed a *Reply in Support of Joint Motion for Order Approving 2026-27 Interim Stipulation*. On April 7, 2026, AFA filed its *Joinder in Support of IGWA's Response to Joint Motion for Order Approving 2026-27 Interim Stipulation; Notice of Protest*.

Since that time, the parties have executed a term sheet agreeing to the interim stipulation for the 2026 and 2027 irrigation seasons with the amendment that A&B will deliver 1,252 acre-feet of storage to injured SWC members instead of the previously stipulated amount of 120 acre-feet. Additionally, the parties agree that A&B's delivery of 1,252 acre-feet of storage is subject to the reasonable carryover shortfall adjustment described in the *Joint Motion for Approval of First Addendum to the 2024 Stipulated Mitigation Plan and for Related Relief* filed concurrently

[1] 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.

[2] IGWA's members consist of North Snake Ground Water District, Carey Valley Ground Water District, Magic Valley Ground Water District, American Falls-Aberdeen Ground Water District, Bingham Ground Water District, Bonneville-Jefferson Ground Water District, Jefferson-Clark Ground Water District, Madison Ground Water District, Henry's Fork Ground Water District, Little Lost River Ground Water District, Big Lost River Ground Water District, and Upper Big Lost River Ground Water District. American Falls-Aberdeen Ground Water District is participating separately in this proceeding, with IGWA acting on behalf of its other members.

herewith. The parties reserve all rights and arguments concerning the previously filed stipulation and responses and protests thereto. The parties are filing this joint motion to avoid continued litigation over this matter.

The parties jointly request the Director to issue an order accepting and approving the *2026-2027 Interim Stipulation* for the 2026 and 2027 irrigation seasons with the amendment of the storage volume as noted above.

DATED this 1st day of May, 2026.

PARSONS BEHLE & LATIMER

/S/: Travis L. Thompson

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CERTIFICATE OF SERVICE

I hereby certify that on this 1st day of May, 2026, I served a true and correct copy of the foregoing *Joint Motion for Order Approving 2026-2027 Amended Interim Stipulation* on the following by the method indicated:

Director Mat Weaver Garrick Baxter Sarah Tschohl State of Idaho Dept. of Water Resources 322 E Front St. Boise, ID 83720-0098 *** service by electronic mail mat.weaver@idwr.idaho.gov garrick.baxter@idwr.idaho.gov sarah.tschohl@idwr.idaho.gov file@idwr.idaho.gov	Gail McGarry U.S. Bureau of Reclamation 1150 N. Curtis Rd. Boise, ID 83706-1234 *** service by electronic mail only emcgarry@usbr.gov	T.J. Budge Racine Olson P.O. Box 1391 Pocatello, ID 83204-1391 *** service by electronic mail only tj@racineolson.com tessa@racineolson.com
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/s/ Jessica Nielsen

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