

Albert P. Barker, ISB No. 2867  
Travis L. Thompson, ISB No. 6168  
Michael A. Short, ISB No. 10554  
**BARKER ROSHOLT & SIMPSON LLP**  
1010 W. Jefferson St., Ste. 102  
P.O. Box 2139  
Boise, ID 83701-2139  
Telephone: (208) 336-0700  
Facsimile: (208) 344-6034  
*Attorneys for Cross Appellant South Valley Ground Water District*

James R. Laski, ISB No. 5429  
Heather E. O'Leary, ISB No. 8693  
**LAWSON LASKI CLARK, PLLC**  
675 Sun Valley Road, Suite A  
P.O. Box 3310  
Ketchum, Idaho 83340  
Telephone 208.725.0055  
Facsimile 208.725.0076  
*Attorneys for Cross Appellant Galena Ground Water District*

**IN THE SUPREME COURT FOR THE STATE OF IDAHO**

SOUTH VALLEY GROUND WATER  
DISTRICT and GALENA GROUND  
WATER DISTRICT,

Petitioners-Respondents-Cross  
Appellants,

vs.

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

Respondents-Appellants-Cross  
Respondents,

and

SUN VALLEY COMPANY, CITY OF  
BELLEVUE, BIG WOOD CANAL  
COMPANY, BIG WOOD & LITTLE  
WOOD WATER USERS ASSOCIATION,

**Supreme Court Docket No. 49632-2022**

**AFFIDAVIT OF TRAVIS L. THOMPSON**

CITY OF POCA TELLO, CITY OF  
KETCHUM, and CITY OF HAILEY,

Intervenors-Respondents.

STATE OF IDAHO            )  
  ) ss.  
County of Twin Falls        )

Travis L. Thompson, being first duly sworn, deposes and states as follows:

1. I am duly licensed to practice law in the State of Idaho and before this Court, and I am an attorney with the firm Barker Rosholt & Simpson LLP. I am over the age of 18 and make this declaration based upon my personal knowledge.

2. I am one of the attorneys representing the Respondent-Cross Appellant South Valley Ground Water District in this matter.

3. This declaration is submitted in support of the Stipulated Joint Motion to Modify the Briefing Schedule, filed concurrently herewith.

4. Other than the Joint Motion filed with regards to the Appellants-Cross Respondents' opening brief deadline, no extension has been previously requested, granted, or denied in this appeal.

5. Currently, the Respondents-Cross Appellants' response to the Department's opening brief and cross-appeal opening brief is due on September 16, 2022. In addition, IGWA's amicus brief and a brief of any Intervenor-Respondent who supported the Districts in the district court is due September 16, 2022 as well.

6. A one-week extension of the Respondents-Cross Appellants' brief is necessary due to unforeseen out-of-town meetings required for counsel, additional litigation deadlines that have arisen this week, a recent death/funeral service for counsel's family, and sufficient time for

coordination with counsel for co-Respondent-Cross Appellant Galena Ground Water District for completing and filing the brief.

7. I have conferred via email with counsel for the Department, counsel for the other Intervenor-Respondents, and amicus curiae Idaho Ground Water Appropriators, Inc., who all stipulate to the following schedule, provided the extension applies to all parties as set forth below:


**September 23, 2022** – the Districts’ (a) response to the Department’s opening brief and (b) cross-appeal opening brief; IGWA’s amicus brief; brief of any Intervenor-Respondent that supported the Districts in the district court.

**October 28, 2022** – the Department’s combined (a) reply brief and (b) cross-appeal response brief; brief of any Intervenor-Respondent that supported the Department in the district court.

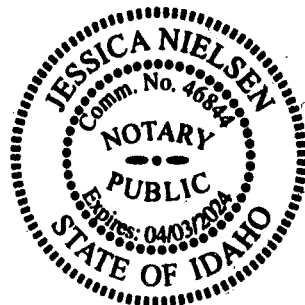
**November 21, 2022** – the Districts’ cross-appeal reply brief.

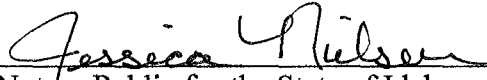
8. All parties to the stipulated motion agree on the proposed schedule and timely filed their briefs and other filings in the proceedings below, so there is reasonable assurance that the briefs will be filed in accordance with the stipulated briefing schedule.

DATED this 12<sup>th</sup> day of September, 2022

  
\_\_\_\_\_  
Travis L. Thompson

SUBSCRIBED AND SWORN before me this 12 day of September, 2022.



  
\_\_\_\_\_  
Notary Public for the State of Idaho  
Residing at: Twin Falls  
My commission expires: 4/3/24

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12<sup>th</sup> day of September 2022, the foregoing was filed electronically using the Court's e-file system, and upon such filing the following parties were served electronically.

Garrick L. Baxter Sean H. Costello IDAHO DEPARTMENT OF WATER RESOURCES <a href="mailto:garrick.baxter@idwr.idaho.gov">garrick.baxter@idwr.idaho.gov</a> <a href="mailto:sean.costello@idwr.idaho.gov">sean.costello@idwr.idaho.gov</a>	James R. Laski Heather O'Leary LAWSON LASKI CLARK PLLC <a href="mailto:jrl@lawsonlaski.com">jrl@lawsonlaski.com</a> <a href="mailto:heo@lawsonlaski.com">heo@lawsonlaski.com</a> <a href="mailto:efiling@lawsonlaski.com">efiling@lawsonlaski.com</a>
Candice McHugh Chris Bromley MCHUGH BROMLEY, PLLC <a href="mailto:cmchugh@mchughbromley.com">cmchugh@mchughbromley.com</a> <a href="mailto:cbromley@mchughbromley.com">cbromley@mchughbromley.com</a>	W. Kent Fletcher FLETCHER LAW OFFICE <a href="mailto:wkf@pmt.org">wkf@pmt.org</a>
Sarah A. Klahn SOMACH SIMMONS & DUNN <a href="mailto:sklahn@somachlaw.com">sklahn@somachlaw.com</a>	Joseph F. James JAMES LAW OFFICE, PLLC <a href="mailto:efile@jamesmvlaw.com">efile@jamesmvlaw.com</a>
Jerry R. Rigby Chase Hendricks RIGBY THATCHER <a href="mailto:jrigby@rex-law.com">jrigby@rex-law.com</a> <a href="mailto:chendricks@rex-law.com">chendricks@rex-law.com</a>	Michael Lawrence GIVENS PURSLEY <a href="mailto:mpl@givenspursley.com">mpl@givenspursley.com</a>
Brian O'Bannon Matthew Johnson WHITE PETERSON <a href="mailto:icourt@whitepeterson.com">icourt@whitepeterson.com</a>	

/s/ Travis L. Thompson  
Travis L. Thompson