

**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 Nos. CM-DC-2010-001  
CM-MP-2016-001

**ORDER GRANTING JOINT  
MOTION TO EXTEND STAY**

IN THE MATTER OF IGWA’S SETTLEMENT  
AGREEMENT MITIGATION PLAN

**BACKGROUND**

On July 3, 2024, the Ground Water Users<sup>1</sup> and the Surface Water Coalition (“SWC”)<sup>2</sup> filed a *Stipulation and Joint Motion Regarding SWC Delivery Call and 2016 Plan* (“*Joint Stay Motion*”). In the *Joint Stay Motion*, the Ground Water Users and the SWC moved for a stay of litigation in the above captioned matters until October 1, 2024. *Joint Stay Motion*, at 3; IDAPA 37.01.01.220; IDAPA 37.01.01.560. The Director granted the stay.

On October 1, 2024, the parties filed a *Stipulation and Joint Motion to Extend Stay*. In their motion, the parties represent that they “are currently working through final details of [a] long-term mitigation plan that can be submitted to their respective boards for approval, and they desire to extend the stay of litigation in this matter until November 1, 2024, to enable them to complete that process.” *Stipulation and Joint Motion to Extend Stay*, at 3.

**ANALYSIS**

Based on the parties’ stipulation, in an exercise of the Director’s discretion pursuant to the Department’s Rules of Procedure (IDAPA 37.01.01), the Department’s Rules for Conjunctive Management of Surface and Ground Water (IDAPA 37.03.11), and the Idaho Administrative Procedure Act (Idaho Code §§ 67-5201–5292), the Director GRANTS the *Stipulation and Joint Motion to Extend Stay*.

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<sup>1</sup> “Ground Water Users” refers to Idaho Ground Water Appropriators, Inc., American Falls-Aberdeen Ground Water District, Bingham Ground Water District, Bonneville-Jefferson Ground Water District, Carey Valley Ground Water District, Henry’s Fork Ground Water District, Jefferson Clark Ground Water District, Madison Ground Water District, Magic Valley Ground Water District, and North Snake Ground Water District, collectively.

<sup>2</sup> The SWC is comprised 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.

## ORDER

Based upon and consistent with the foregoing, IT IS HEREBY ORDERED that the following are STAYED until November 1, 2024:

1. Hearing and consideration of *IGWA's Petition for Reconsideration and Request for Hearing* and the *Surface Water Coalition's Petition for Reconsideration/Request for Hearing*, both filed May 17, 2024, in response to the Director's *Final Order Specifying Additional Actions*, issued May 3, 2024, in Docket No. CM-MP-2016-001.
2. The parties' deadlines for petitions for reconsideration, exceptions and briefs, and appeal regarding Hearing Officer Burdick's June 20, 2024 *Recommended Order* in Docket No. CM-MP-2016-001.
3. The parties' response deadlines and decision deadlines regarding IGWA's July 31, 2024 petition for clarification of the Director's July 17, 2024 *Order Revising April 2024 Forecast Supply and Amending Curtailment Order (Methodology Steps 5 & 6)* in Docket No. CM-DC-2010-001.

IT IS FURTHER ORDERED that any additional non-specified deadlines in Docket Nos. CM-DC-2010-001 and CM-MP-2016-001 are likewise STAYED in the interim. All deadlines will begin to run when the stay concludes on November 1, 2024.

Dated this 4th day of October 2024.



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MATHEW WEAVER  
Director

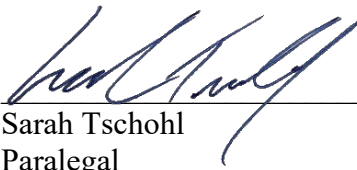
## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 4th day of October 2024, the above and foregoing, was served by the method indicated below, and addressed to the following:

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