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**STATE OF IDAHO**

**DEPARTMENT OF WATER RESOURCES**

IN THE MATTER OF GROUND WATER DISTRICT'S STORAGE WATER MITIGATION PLAN FOR THE SURFACE WATER COALITION; IN THE MATTER OF BONNEVILLE-JEFFERSON GROUND WATER DISTRICT'S CONSERVATION MITIGATION PLAN FOR THE SURFACE WATER COALITION; IN THE MATTER OF NORTH SNAKE GROUND WATER DISTRICT'S MITIGATION PLAN FOR THE SURFACE WATER COALITION; IN THE MATTER OF MAGIC VALLEY GROUND WATER DISTRICT'S MITIGATION PLAN FOR THE SURFACE WATER COALITION; IN THE MATTER OF BINGHAM GROUND WATER DISTRICT'S MITIGATION PLAN FOR THE SURFACE WATER COALITION

Docket No. CM-MP-2023-001  
Docket No. CM-MP-2023-002  
Docket No. CM-MP-2023-003  
Docket No. CM-MP-2023-004  
Docket No. CM-MP-2023-005  
Docket No. CM-MP-2024-001

**JOINT STIPULATED MOTION TO STAY**

IN THE MATTER OF THE DISTRIBUTION OF WATER TO VARIOUS WATER RIGHTS HELD BY AND 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

Petitioners Bonneville-Jefferson Ground Water District, North Snake Ground Water District, Magic Valley Ground Water District, Bingham Ground Water District, Bonneville-Jefferson Ground Water District, Jefferson-Clark Ground Water District, Madison Ground Water District, and Henry's Fork Ground Water District (collectively referred to as "Groundwater Districts") and Protestants Aberdeen-American Falls Ground Water District (hereafter "AFA"),

Twin Falls Canal Company, North Side Canal Company, American Falls Reservoir District No. 2, Milner Irrigation District, Burley Irrigation District, A&B Irrigation District, and Minidoka Irrigation District (collectively, the “SWC”), the City of Pocatello (hereafter “Pocatello”), and the cities of Bliss, Burley, Carey, Declo, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert, Shoshone, and Wendell (hereafter “Coalition of Cities”), hereby stipulate and move as follows:

1. Between December 18, 2023, and January 2, 2024, the Groundwater Districts individually petitioned the Director of the Idaho Department of Water Resources for approval of proposed mitigation plans in the above-referenced matters.
2. On or before February 5, 2024, AFA, SWC, Pocatello, and Coalition of Cities filed protests to the Ground Water Districts’ proposed mitigation plans.
3. On April 25, 2024, the Hearing Officer issued a *Notice of Continued Prehearing Conference* setting a conference for June 24, 2024. The Hearing Officer has yet to set a date for hearing or a pre-hearing schedule.
4. On June 19, 2024, the Groundwater Districts entered into a “2024 Stipulation” with AFA and SWC, whereby they agreed, *inter alia*, to stay the above referenced actions until October 1, 2024.
5. The Groundwater Districts, AFA, SWC, Pocatello, and Coalition of Cities hereby move the Hearing Officer to stay these proceedings until further notification as described above.

[See next page for signatures]

OLSEN TAGGART PLLC

DATED this 24<sup>th</sup> day of June 2024.

/s/Skyler C. Johns

Skyler C. Johns

*Attorney for Bonneville-Jefferson Ground Water District*

SOMACH SIMMONS & DUNN, P.C.

DATED this 24<sup>th</sup> day of June 2024.

/s/ Maximilian C. Bricker

Sarah A. Klahn or

Maximilian C. Bricker

*Attorneys for Aberdeen-American Falls Ground Water District & City of Pocatello*

DYLAN ANDERSON LAW PLLC

DATED this 24<sup>th</sup> day of June 2024.

/s/ Dylan Anderson

Dylan Anderson

*Attorneys for Bingham Ground Water District*

SAWTOOTH LAW OFFICES, PLLC

DATED this 24<sup>th</sup> day of June 2024.

/s/ Andrew Waldera

Andrew J. Waldera

*Attorneys for Magic Valley Ground Water District & North Snake Ground Water District*

RIGBY, ANDRUS & RIGBY LAW, PLLC

DATED this 24<sup>th</sup> day of June 2024.

/s/ Hyrum Erickson

Jerry R. Rigby or Hyrum Erickson

*Attorneys for Henry's Fork Ground Water District, Jefferson Clark Ground Water District & Madison Ground Water District*

FLETCHER LAW OFFICE

DATED this 24<sup>th</sup> day of June 2024.

/s/ Kent Fletcher

W. Kent Fletcher

*Attorney for American Falls Reservoir District No. 2 & Minidoka Irrigation District*

MARTEN LAW LLP

DATED this 24<sup>th</sup> day of June 2024.

/s/ Travis Thompson

John K. Simpson, Travis L. Thompson

or Abby R. Bitzenburg

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MCHUGH BROMLEY, PLLC

DATED this 24<sup>th</sup> day of June 2024.

/s/ Chris M. Bromley

Candice McHugh or

Chris M. Bromley

*Attorneys for Cities of Bliss, Burley, Carey, Declo, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert, Shoshone & Wendell*

JOINT STIPULATED MOTION FOR STAY

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## CERTIFICATE OF SERVICE

I hereby certify that on this 24<sup>th</sup> day of June 2024, I served the foregoing document on the persons below via email as indicated:

/s/ Skyler C. Johns  
Skyler C. Johns

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