

IN THE MATTER OF THE PETITION FOR)
DELIVERY CALL OF A&B IRRIGATION)
DISTRICT FOR THE DELIVERY OF)
GROUND WATER AND FOR THE CREA-)
TION OF A GROUND WATER MANAGE-)
MENT AREA)
_____)

COMES NOW, Petitioner A&B Irrigation District (“A&B”), by and through its counsel of record, and pursuant to I.A.R. 13(b)(13) hereby files this *Motion to Enforce Orders*. This motion is supported by the *Memorandum in Support of A&B Irrigation District’s Motion to Enforce Orders* and the *Affidavit of Travis L. Thompson* filed together herewith.

MOTION TO ENFORCE ORDERS

A&B moves the Court to issue an order and/or writ of mandate compelling the Idaho Department of Water Resources (“IDWR”) and its Interim Director, Gary Spackman, to comply with this Court’s ordered remand. See November 23, 2010 *Judgment* and November 2, 2010 *Memorandum Decision and Order Denying Petitions for Rehearing*. A&B further moves the Court to order the Director to consider A&B’s proposed “interconnection” feasibility study in conjunction with the ordered remand. A&B further requests the Court to order IDWR to assist and lend its expertise to the study as recommended by Hearing Officer Schroeder and previously accepted by the former Director.

MOTION FOR EXPEDITED HEARING

A&B requests an expedited hearing and consideration of the *Motion to Enforce*. Since IDWR and the Interim Director have failed to take any action on the ordered remand, continue to refuse to take any action as evidenced in their counsel’s January 12, 2011 letter (Ex. B to *Thompson Aff.*), and the 2011 irrigation season is fast approaching, A&B requests the Court to consider the present motion on an expedited basis.

Accordingly, A&B hereby moves the Court to shorten the time limit for filing and hearing the *Motion to Enforce Orders* pursuant to I.R.C.P. (7)(b)(3) (“unless otherwise ordered by the court . . .”). A&B requests the Court to hear the motion for expedited hearing and the motion to enforce orders on Monday February 7, 2011 at 1:30 p.m. A&B is serving its motions upon counsel for the other parties on this day by electronic mail, ten (10) days prior to the proposed date for hearing on both motions.

DATED this 21st day of January, 2011.

BARKER ROSHOLT & SIMPSON LLP



Travis L. Thompson

Attorneys for Petitioner A&B Irrigation District

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 28th day of January, 2011, I served true and correct copies of the *A&B Irrigation District's Motion to Enforce Orders* upon the following by the method indicated:

Deputy Clerk
 Minidoka County District Court
 715 G Street
 P.O. Box 368
 Rupert, Idaho 83350
 Fax: (208) 436-5272

- U.S. Mail, Postage Prepaid
- Hand Delivery
- Overnight Mail
- Facsimile
- Email

Courtesy Copy:
 Hon. Eric J. Wildman
 SRBA District Court
 253 3rd Ave. North
 P.O. Box 2707
 Twin Falls, Idaho 83303-2707
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 Travis L. Thompson