

**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

CITY OF POCA TELLO )  
 )  
                   Petitioner, )  
vs. )  
Idaho GROUND WATER APPROPRIATORS, INC. )  
 )  
                   Petitioner, )  
vs. )  
A&B IRRIGATION DISTRICT )  
 )  
                   Cross-Petitioner, )  
vs. )  
THE IDAHO DEPARTMENT OF WATER )  
RESOURCES and GARY SPACKMAN in his )  
official capacity as Interim Director of the Idaho )  
Department of Water Resources, )  
 )  
                   Respondents. )

Case No. CV 2011-14409  
(consolidated Minidoka County  
Case No. 2011-0604)

**ORDER GRANTING STAY**

---

IN THE MATTER OF THE PETITION FOR  
DELIVERY CALL OF A&B IRRIGATION  
DISTRICT FOR THE DELIVERY OF GROUND  
WATER AND FOR THE CREATION OF A  
GROUND WATER MANAGEMENT AREA

---

This matter is before the Court on the City of Pocatello's and Idaho Ground Water User's unopposed Motion to Stay filed September 2, 2010. Upon review of all filings in this matter the Court hereby GRANTS the Motion, and ORDERS that the above-captioned matter be stayed until disposition by the Idaho Supreme Court of *A&B Irr. Dist. v. IDWR et al* (Minidoka County Dist. Ct, Case No. 2009-647) (appeals consolidated under Docket No. 38382-2010) and in and *A&B Irr. Dist. et al v. IDWR et al* (Gooding County Dist. Ct. Case No. 2008-551) (appeals consolidated under Docket No. 38191-2010).

Dated: \_\_\_\_\_

\_\_\_\_\_  
ERIC J. WILDMAN  
District Judge