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Attorneys for the Respondents

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

AMERICAN FALLS RESERVOIR
DISTRICT #2,

Petitioners,

vs.

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

Respondents,

IDAHO GROUND WATER
APPROPRIATORS, INC.

Respondent/Intervenor.

CASE NO. CV-2013-155

STIPULATED MOTION FOR STAY

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

COME NOW, Respondents Gary Spackman and the Idaho Department of Water Resources, (“IDWR”), the Petitioner (“American Falls Reservoir District #2”), and the Respondent/Intervenor (“Idaho Ground Water Appropriators, Inc.”), and hereby move this Court for an order staying the appeal in the above-captioned matter.

In light of the agreement and for the purposes of judicial economy, IDWR and the other parties to this proceeding request that this Court stay all proceedings in the above-captioned matter. The parties reserve all rights with respect to this case and pending requests, and nothing in this motion or the terms of the stay shall be used against any party in any future proceedings.

The parties request that this matter remain stayed until a decision has been issued by the Idaho Supreme Court in the Surface Water Coalition (“SWC”) Supreme Court Appeal, Case No. 38193-2010. Within thirty (30) days of a decision in the SWC Supreme Court Appeal, the parties will contact this Court regarding a status and scheduling conference.

Counsel for IDWR has communicated with counsel for the parties regarding this Motion and is authorized to file said Motion on behalf of the parties.

DATED this 21st day of August, 2013.



Chris M. Bromley
Deputy Attorney General
Idaho Department of Water Resources

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 21st day of August, 2013, I caused to be served a true and correct copy of the foregoing document upon the following by the method(s) indicated:

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