

RAÚL R. LABRADOR
ATTORNEY GENERAL

SCOTT L. CAMPBELL
Chief of Energy and Natural Resources Division

GARRICK L. BAXTER, ISB No. 6301
KAYLEEN R. RICHTER, ISB No. 11258

Deputy Attorneys General
Idaho Department of Water Resources
P.O. Box 83720
Boise, Idaho 83720-0098
Telephone: (208) 287-4800
Facsimile: (208) 287-6700
garrick.baxter@idwr.idaho.gov
kayleen.richter@idwr.idaho.gov

Attorneys for Respondents

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF

THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IDAHO GROUND WATER
APPROPRIATORS, INC.,

Petitioner,

vs.

IDAHO DEPARTMENT OF WATER
RESOURCES, and MATHEW WEAVER in
his capacity as the Director of the Idaho
Department of Water Resources,

Respondents,

and

AMERICAN FALLS RESERVOIR
DISTRICT #2, MINIDOKA IRRIGATION
DISTRICT, A&B IRRIGATION DISTRICT,
BURLEY IRRIGATION DISTRICT,
MILNER IRRIGATION DISTRICT, NORTH
SIDE CANAL COMPANY, TWIN FALLS
CANAL COMPANY, CITY OF
POCATELLO, CITY OF BLISS, CITY OF
BURLEY, CITY OF CAREY, CITY OF
DECLO, CITY OF DIETRICH, CITY OF
GOODING, CITY OF HAZELTON, CITY OF

Case No. CV01-23-13173

**UNCONTESTED MOTION TO RESET
BRIEFING SCHEDULE**

HEYBURN, CITY OF JEROME, CITY OF PAUL, CITY OF RICHFIELD, CITY OF RUPERT, CITY OF SHOSHONE, CITY OF WENDELL, BONNEVILLE-JEFFERSON GROUND WATER DISTRICT, and BINGHAM GROUNDWATER DISTRICT,

Intervenors.

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

COME NOW Respondents, the Idaho Department of Water Resources, and Mathew Weaver in his capacity as the Director of the Idaho Department of Water Resources, by and through their attorneys of record, and move the Court, pursuant to paragraph 10 of the Court's *Procedural Order* dated August 16, 2023, I.A.R. 34(d), I.R.C.P. 84(r), and I.A.R. 32(d), to reset the remaining briefing dates set forth in the Court's November 17, 2023 *Order Granting Unopposed Motion; Order Vacating and Resetting Hearing*. In accordance with I.A.R. 34(d), this uncontested motion is supported by the *Declaration of Kayleen R. Richter in Support of Uncontested Motion to Reset Briefing Schedule* filed contemporaneously herewith.

Respondents respectfully request that the remaining briefing deadlines be reset to the following:

1. Respondents'/Intervenors' Response due January 19, 2023.
2. Petitioner's Reply due February 15, 2023.

CERTIFICATE OF UNCONTESTED MOTION

The undersigned does hereby certify that she has contacted counsel for Idaho Ground Water Appropriators, Inc., American Falls Reservoir District #2, Minidoka Irrigation District, A&B Irrigation District, Burley Irrigation District, Milner Irrigation District, North Side Canal Company, Twin Falls Canal Company, the cities of Pocatello, Bliss, Burley, Carey, Declo, Dietrich, Gooding, Hazelton, Heyburn, Jerome, Paul, Richfield, Rupert, Shoshone, and Wendell, Bonneville-Jefferson Ground Water District, and Bingham Ground Water District, and is authorized to represent that counsel for the petitioner and intervenors have no objection to this motion.

DATED and CERTIFIED this 11th day of January 2024.

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL



KAYLEEN R. RICHTER
Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of January 2024, I caused to be served a true and correct copy of the foregoing *Uncontested Motion to Reset Briefing Schedule*, via iCourt E-File and Serve, upon the following:

Thomas J. Budge
Elisheva M. Patterson
RACINE OLSON, PLLP
tj@racineolson.com
elisheva@racineolson.com

Dylan Anderson
DYLAN ANDERSON LAW
dylan@dylanandersonlaw.com


Skyler C. Johns
Nathan M. Olsen
Steven L. Taggart
OLSEN TAGGART PLLC
johns@olsentaggart.com
nolsen@olsentaggart.com
staggart@olsentaggart.com

Candice M. McHugh
Chris M. Bromley
MCHUGH BROMLEY, PLLC
cbromley@mchughbromley.com
cmchugh@mchughbromley.com

W. Kent Fletcher
FLETCHER LAW OFFICE
wkf@pmt.org

John K. Simpson
Travis L. Thompson
MARTEN LAW LLP
jsimpson@martenlaw.com
tthompson@martenlaw.com

Sarah A. Klahn
Maximilian C. Bricker
sklahn@somachlaw.com
mbricker@somachlaw.com



KAYLEEN R. RICHTER
Deputy Attorney General