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

BIG WILLOW RANCH LLC,

Petitioner,

vs.

THE IDAHO DEPARTMENT OF
WATER RESOURCES,

Respondent.

IN THE MATTER OF A.L. CATTLE,
INC.'S WATER RIGHT NOS. 65-1985,
65-3124X, AND 65-10537

Case No. CV01-24-09674

**MOTION AND SUPPORTING
POINTS FOR AN ORDER
EXTENDING TIME TO LODGE
AGENCY RECORD AND VACATING
AND RESETTING ORAL
ARGUMENT**

Respondent, the Idaho Department of Water Resources (the “Department”), by and through its attorneys of record, moves this Court pursuant to its June 10, 2024 *Procedural Order* and I.A.R. 46 for an extension of time to lodge the agency record and I.R.C.P. 84(o) for an order vacating and resetting oral argument.

The Department’s motion is based upon the following:

1. Pursuant to the *Procedural Order*, the agency record in this matter is due to be lodged with the agency on or before June 21, 2024.
2. Due to staff workload, the Department requires additional time to lodge the record with the agency.
3. The Department reasonably expects that it will be able to lodge the agency record with the agency on or before July 19, 2024.
4. If the requested four-week extension is granted to lodge the record with the agency, then, in accordance with the *Procedural Order*, the settled agency record will be due to be lodged with the Court on the same day.
5. Pursuant to the *Procedural Order* and I.R.C.P. 84(j)(1)(C), the parties are allowed 14 days from the date of mailing of the notice of lodging the record with the agency in which to file any objections to the record.
6. If the requested four-week extension is granted to lodge the agency record with the agency, then the Department estimates that it will need an additional four weeks to lodge the settled agency record with the Court. The Department estimates that four additional weeks will provide enough time to allow the Department to review and respond to any objections.

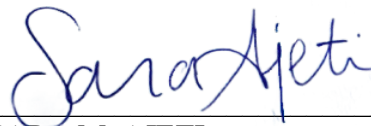
7. If the deadline to lodge the settled agency record is moved four weeks to August 16, 2024, and the parties use the full time allowed to file their briefs, Petitioner's reply brief would be due November 8, 2024.

8. Should the deadline to lodge the settled agency record be moved, the oral argument date currently scheduled for October 24, 2024, will need to be vacated and reset to allow enough time for briefing in accordance with paragraph 9 of the *Procedural Order*.

Accordingly, the Department respectfully requests an order from the Court (1) extending the time to lodge the record with the agency to July 19, 2024; (2) extending the time to lodge the settled agency record with the Court to August 16, 2024; and (3) vacating and resetting oral argument in this matter for a date and time on or after November 15, 2024, that is convenient for the Court.

DATED this 20th day of June 2024.

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL

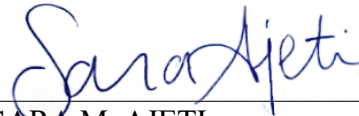


SARA M. AJETI
Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 20th day of June 2024, I caused to be served a true and correct copy of the foregoing *Motion and Supporting Points for an Order Extending Time to Lodge Agency Record and Vacating and Resetting Oral Argument* via iCourt E-File and Serve, upon the following:

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