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DEPARTMENT OF WATER RESOURCES

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Irrigation District, Milner Irrigation District,
North Side Canal Company, and Twin Falls
Canal Company*

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF THE PETITION
REGARDING STORAGE RESET IN
WATER DISTRICT 01 FILED BY MILNER
IRRIGATION DISTRICT

Docket No. P-WRA-2017-002
STIPULATED MOTION FOR STAY

COME NOW, all parties to this proceeding, by and through their respective counsel of record, pursuant to the Department’s Rules of Procedure (IDAPA 37.01.01 *et seq.*), and hereby move the Director for a temporary stay.

¹ Mr. Reagan is currently practicing under a legal intern limited license (I.B.C.R. 226). Mr. Reagan also recently passed the bar exam and is the process of being admitted to the Idaho State Bar.

Various parties have filed opening briefs and responses addressing the Director's legal question posed in the *Order re: Statements of Issues and Responses; Order Adopting Deadlines; Amended Notice of Status Conference* ("Order") dated January 3, 2018. Pursuant to the *Order* the Director is expected to issue a decision by Friday February 9, 2018.

The parties have agreed to request a thirty day (30) stay in this matter, from the date of the scheduling February 14, 2018 status conference, to continue recent settlement discussions that have the potential resolve this matter without further litigation. As part of that stay, the parties would request the Director to delay issuing the decision on the outstanding briefing referenced above to allow the parties an opportunity to further that settlement dialogue. The parties would also request the Director to keep the upcoming status conference on February 14, 2018 and schedule a follow-up conference following the scheduled Intergovernmental Board Meeting on March 14, 2018. The parties would be in a position to report on settlement discussions at that time.

Counsel for the parties have represented to the undersigned counsel that they stipulate to this request and jointly move the Director for an order granting the same.

DATED this 7th day of February, 2018.

BARKER ROSHOLT & SIMPSON LLP



Travis L. Thompson

*Attorneys for A&B Irrigation District,
Burley Irrigation District, Milner Irrigation,
North Side Canal Company, and Twin Falls
Canal Company*

FLETCHER LAW OFFICE

 for

W. Kent Fletcher

*Attorneys for Minidoka Irrigation
District and American Falls
Reservoir District #2*

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 7th day of February, 2018, I caused to be served a true and correct copy of the foregoing **STIPULATED MOTION FOR STAY** by email and U.S. mail to IDWR, and by electronic mail to the parties:

<p>Director Gary Spackman c/o Kimi White IDWR 322 E Front St Boise, ID 83720-0098 *** service by U.S. Mail and electronic mail gary.spackman@idwr.idaho.gov kimi.white@idwr.idaho.gov garrick.baxter@idwr.idaho.gov</p>	<p>Sarah A. Klahn White & Jankowski, LLP 511 Sixteenth Street, Suite 500 Denver, Colorado 80202 sarahk@white-jankowski.com</p>	<p>William Bacon Shoshone-Bannock Tribes P.O. Box 306 Fort Hall, Idaho 83203 bbacon@sbtribes.com</p>
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<p>Robert L. Harris D. Andrew Rawlings Holden, Kidwell, Hahn & Crapo, PLLC P.O. Box 50130 Idaho Falls, Idaho 83405 rharris@holdenlegal.com arawlings@holdenlegal.com</p>	<p>Duane Mecham U.S. Dept. of the Interior Bureau of Indian Affairs 805 SW Broadway, Suite 600 Portland, Oregon 97205 duane.mecham@sol.doi.gov</p>	<p>Lyle Swank Water District 01 900 N. Skyline Drive, Suite A Idaho Falls, Idaho 83402-1718 lyle.swank@idwr.idaho.gov</p>



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