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Attorneys for A&B Irrigation District

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

A&B IRRIGATION DISTRICT

Petitioner,

vs.

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

Respondents.

Case No. CV34-26-00462

**AMENDED STIPULATED MOTION
FOR STAY**

IN THE MATTER OF DISTRIBUTION OF
WATER TO VARIOUS WATER RIGHTS
HELD BY AND FOR THE BENEFIT OF
A&B IRRIGATION DISTRICT,
AMERICAN FALLS RESERVOIR
DISTRICT NO. 2, BURLEY IRRIGATION
DISTRICT, MILNER IRRIGATION
DISTRICT, MINIDOKA IRRIGATION
DISTRICT, NORTH SIDE CANAL
COMPANY, AND TWIN FALLS CANAL
COMPANY.

COME NOW, the Petitioner, A&B Irrigation District (“A&B” or “District”), the Respondents, the Idaho Department of Water Resources and Mathew Weaver, in his capacity as Director of the Department (collectively “IDWR”), Intervenors American Falls-Aberdeen Ground Water District (“AFA”), the Coalition of Cities, and the Idaho Ground Water Appropriators, Inc. (“IGWA”), by and through their undersigned counsel of record, and hereby jointly move this Court for an order staying the appeal in the above-captioned matter, with the stay to commence after the filing of the settled agency record with the Court.

Earlier this spring, A&B, AFA, and other ground water districts represented by IGWA reached a resolution over a dispute concerning the ground water districts’ 2024 Stipulated Plan and the addition of three new districts to that mitigation plan. As part of those negotiations, A&B agreed to stay this appeal until December 31, 2027, consistent with the stipulated stay entered in *IGWA v. IDWR*, Ada County Dist. Ct. Case No. CV01-23-13173. *See Order Granting Stipulated Motion to Extend Stay* (Jan. 21, 2025).

A&B, AFA, the other ground water districts, and IGWA continue to implement stipulated mitigation plans through this year and 2027. *See Order Approving First Addendum and Granting Related Relief* (CM-MP-2024-003; May 7, 2026); *Order Approving A&B Irrigation District’s Interim Stipulated Plan for 2026 & 2027* (CM-MP-2026-003; May 14, 2026). Staying this litigation is in the best interests of the parties at this time and will allow for continued negotiations and implementation of those mitigation plans for the next two years. IDWR and the Coalition of Cities agree with this proposed stipulated stay and join the other parties in requesting this stay consistent with the background set forth above.

The parties reserve all rights with respect to this case, and nothing in this motion or the terms of the stay shall be used against any party in any future proceeding. The parties request

that this matter remain stayed until December 31, 2027, after which time the parties will either (1) stipulate to dismissal of the above-captioned matter, or (2) will file a notice with the Court asking the Court to move forward with considering A&B's petition for judicial review.

DATED this 28th day of May 2026.

PARSONS BEHLE & LATIMER

/s/ Travis L. Thompson

Travis L. Thompson

*Attorneys for Petitioner A&B Irrigation
District*

OFFICE OF THE ATTORNEY GENERAL

/s/ Garrick L. Baxter

Garrick L. Baxter

*Attorneys for Respondents Idaho
Department of Water Resources and
Mathew Weaver, in his capacity as Director
of the Department of Water Resources*

RACINE OLSON, PLLP

/s/ Thomas J. Budge

Thomas J. Budge

*Attorneys for Intervenor Idaho Ground
Water Appropriators, Inc.*

SOMACH SIMMONS & DUNN, P.C.

/s/ Maximilian Bricker

Maximilian Bricker

*Attorneys for Intervenor American Falls-
Aberdeen Ground Water District*

MCHUGH BROMLEY, PLLC

/s/ Chris M. Bromley _____

Chris M. Bromley

Attorneys for Intervenor Coalition of Cities

CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of May, 2026, the foregoing was filed electronically using the Court’s e-file system, and upon such filing the following parties were served electronically.

<p>Deputy Clerk Minidoka Conty Dist. Ct. 715 G Street P.O. Box 368 Rupert, Idaho 83350</p> <p>Via iCourt</p>	<p>Skyler Johns Nathan Olsen Steven Taggart Olsen Taggart, PLLC P.O. Box 3005 Idaho Falls, ID 83404 *** service by electronic mail only</p> <p>sjohns@olsentaggart.com nolsen@olsentaggart.com staggart@olsentaggart.com</p>	<p>T.J. Budge Racine Olson, PLLP P.O. Box 1391 Pocatello, ID 83204-1391 *** service by electronic mail only tj@racineolson.com tessa@racineolson.com</p>
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/s/ Travis L. Thompson

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