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District #2 and Minidoka Irrigation District*

**BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO**

IN THE MATTER OF THE SURFACE WATER  
COALITION'S AND THE GROUND WATER  
DISTRICTS' 2024 STIPULATED MITIGATION  
PLAN

Docket No.: CM-MP-2024-003

**JOINT MOTION TO APPROVE  
STIPULATION TO STAY CURTAILMENT IN  
THE BIG LOST RIVER BASIN AND THE  
LITTLE LOST RIVER BASIN**

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, the entities that comprise the Surface Water Coalition<sup>1</sup>, the Existing Ground

<sup>1</sup>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.

Water Districts<sup>2</sup>, and the Joining Districts<sup>3</sup>, by and through their respective undersigned counsel of record, and hereby file the following stipulation and jointly request the Director to stay curtailment in the Big Lost River and Little Lost River Basins through May 4, 2026.

Counsel for the parties, upon authority from the parties, have held conferences and have stipulated to the following:

- 1) The parties will continue to negotiate in good faith with the goal of reaching acceptable terms of the proposed *First Addendum* to authorize the Joining Districts to join in and participate in 2024 Stipulated Mitigation Plan on or before May 4, 2026;
- 2) The parties will continue to negotiate in good faith with the goal of reaching acceptable terms to resolve protests to the *Joint Motion for Order Approving 2026-27 Interim Stipulation* (CM-MP-2015-003) on or before May 4, 2026,<sup>4</sup> and
- 3) The parties will continue to negotiate in good faith with the goal of reaching acceptable terms on the other matters discussed at the counsel conferences; and

The parties recognize time is of the essence for farmers in the Big Lost and Little Lost River Basins and respectfully request the Director to stay curtailment as of the filing of this stipulation. Unless other documents are filed to memorialize the culmination of the negotiations in advance, the parties agree to report back to the Director at the May 4, 2026 status conference on the status of the negotiations.

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<sup>2</sup> American Falls-Aberdeen Ground Water District, Bingham Ground Water District, Bonneville-Jefferson Ground Water District, Carey Valley Ground Water District, Henry's Fork Ground Water District, Jefferson-Clark Ground Water District, Madison Ground Water District, Magic Valley Ground Water District, and North Snake Ground Water District.

<sup>3</sup> Big Lost River Ground Water District, Little Lost River Ground Water District, Upper Big Lost River Ground Water District.

<sup>4</sup> The Idaho Ground Water Appropriators, Inc. ("IGWA") is not a party to this proceeding, but did file *IGWA's Response in Opposition to Joint Motion for Order Approving 2026-27 Interim Stipulation; Notice of Protest* (Apr. 2, 2026) on behalf of its members. T.J. Budge, counsel for IGWA, participated in the above-referenced conferences and communicated IGWA's support and agreement with the parties' stipulation here.

DATED this 17<sup>th</sup> day of April, 2026.

PARSONS BEHLE LATIMER

/s/ Travis L. Thompson  
Travis L. Thompson

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

RIGBY ANDRUS & RIGBY LAW, PLLC

/s/ Michelle Mortimer  
Michelle Mortimer

*Attorneys for Henry's Fork Ground Water Dist., Jefferson Clark Ground Water Dist., Little Lost River Ground Water Dist., and Madison Ground Water Dist.*

SOMACH SIMMONS & DUNN, P.C.

/s/ Sarah A. Klahn  
Sarah A. Klahn

*Attorneys for American Falls-Aberdeen Ground Water Dist.*

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/s/ Skyler C. Johns  
Skyler C. Johns

*Attorneys for Bonneville-Jefferson Ground Water Dist.*

HOLDEN KIDWELL HAHN & CRAPO PLLC

/s/ Robert L. Harris  
Skyler C. Johns

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/s/ Dylan Anderson  
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MCHUGH BROMLEY PLLC

/s/ Candice M. McHugh  
Candice M. McHugh

*Attorneys for Carey Valley Ground Water Dist. and Upper Big Lost River Ground Water Dist.*

## CERTIFICATE OF SERVICE

I hereby certify that on this 17<sup>th</sup> day of April, 2026, I served a copy of the foregoing by electronic mail to the following:

<p>Director Mat Weaver Garrick Baxter Sarah Tschohl State of Idaho Dept. of Water Resources 322 E Front St. Boise, ID 83720-0098 *** service by electronic mail</p> <p><a href="mailto:garrick.baxter@idwr.idaho.gov">garrick.baxter@idwr.idaho.gov</a> <a href="mailto:sarah.tschohl@idwr.idaho.gov">sarah.tschohl@idwr.idaho.gov</a> <a href="mailto:file@idwr.idaho.gov">file@idwr.idaho.gov</a></p>	<p>Jerry R. Rigby Michelle Mortimer Rigby, Andrus &amp; Rigby Law, PLLC P.O. Box 250 Rexburg, ID 83440 *** service by electronic mail only</p> <p><a href="mailto:jrigby@rex-law.com">jrigby@rex-law.com</a> <a href="mailto:mmortimer@rex-law.com">mmortimer@rex-law.com</a></p>	<p>John K. Simpson IdaH20, PLLC P.O. Box 152 Boise, ID 83701-0152 *** service by electronic mail only</p> <p><a href="mailto:jks@idahowaters.com">jks@idahowaters.com</a></p>
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/s/ Travis L. Thompson  
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