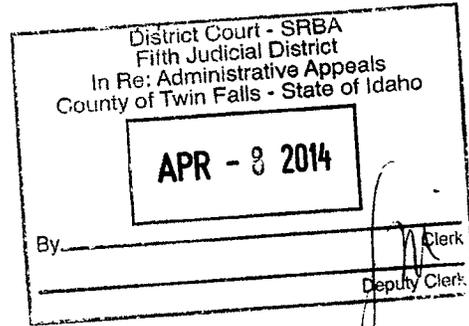


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Attorneys for Respondents

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

RANGEN, INC.,

Petitioner,

vs.

THE IDAHO DEPARTMENT OF WATER
RESOURCES and GARY SPACKMAN, in
his capacity as Director of the Idaho
Department of Water Resources,

Respondents.

Case No. CV-2014-1338

**MOTION FOR EXTENSION OF
TIME TO LODGE THE AGENCY
RECORD AND TRANSCRIPT**

COME NOW Respondents, the Idaho Department of Water Resources ("IDWR") and Gary Spackman, in his capacity as Director of IDWR, by and through their undersigned attorney

of record, and move this Court pursuant to I.R.C.P. 84(f)(5) for an extension of time to lodge the agency record and transcript. Oral argument is not requested.

This motion is based upon the following:

1. Pursuant to I.R.C.P. 84(j) and this Court's March 28, 2014, *Procedural Order Governing Judicial Review of Final Order of Director of Idaho Department of Water Resources*, the agency record and transcript in this matter are due to be lodged with the Agency on or before April 11, 2014.
2. IDWR has commenced preparation of the record. However, given that the record in this proceeding is extensive and the short timeframe allotted to prepare the record, it is unlikely that IDWR will be able to lodge the record with the Agency by April 11, 2014.
3. IDWR reasonably expects that it will be able to lodge the agency record and transcript with the Agency on or before April 30, 2014.
4. Pursuant to I.R.C.P. 84(j), the parties have a period of fourteen (14) days from the date of mailing of the notice of lodging of the record for the parties to file objections with the Agency. Rule 84(j) further provides that any objection made shall be determined by the Agency within fourteen (14) days of receipt thereof.
5. The March 28, 2014, *Procedural Order Governing Judicial Review of Final Order of Director of Idaho Department of Water Resources* directs that the settled agency record and transcript shall be lodged with the District Court no later than May 9, 2014. IDWR reasonably expects that it will be able to lodge the settled agency record and transcript with the Court on or before May 28, 2014.

6. IDWR contacted the SRBA Court to obtain a new date and time for the oral argument to be heard in this matter should the Court grant its motion and was provided with the date of August 28, 2014, at 1:30 p.m. (Mountain Time).

7. Counsel for IDWR has contacted counsel for Petitioner Rangen, Inc. ("Rangen") regarding this motion. Rangen does not oppose this motion.

Accordingly, Respondents request an order from the Court extending the time to lodge the agency record and transcript consistent with the foregoing.

DATED this 8th day of April, 2014.

LAWRENCE G. WASDEN
Attorney General
CLIVE R. J. STRONG
Chief, Natural Resources Division



GARRICK L. BAXTER
EMMI L. BLADES
Deputy Attorneys General
Idaho Department of Water Resources

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 8th day of April, 2014, I caused a true and correct copy of the foregoing **MOTION FOR EXTENSION OF TIME TO LODGE THE AGENCY RECORD AND TRANSCRIPT** to be filed with the Court and served on the following parties by the indicated methods:

Original to:
 SRBA District Court
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 Facsimile: (208) 736-2121

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