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DEPARTMENT OF
WATER RESOURCES

LAWRENCE G. WASDEN
Attorney General

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

SHASTA KILMINSTER-HADLEY (ISB #7889)
Deputy Attorney General
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Boise, Idaho 83711-4449
Telephone: (208) 334-2400
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IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	Subcase Nos. 29-00271, <i>et al.</i> (see attached Exhibit A)
	)	
	)	
	)	
Case No. 39576	)	STATE OF IDAHO'S MOTION FOR
	)	EXTENSION OF TIME
	)	
	)	
	)	

The State of Idaho respectfully moves for an extension of time to file its brief in response to the City of Pocatello's Opening Brief on Challenge. The State's brief is currently due June 19, 2009. For the Reasons stated in the accompanying Affidavit of Shasta Kilminster-Hadley, the State requests that the due date be extended until July 3, 2009, and that the City of Pocatello's Reply due date be extended by two weeks to July 17, 2009.

//

RESPECTFULLY SUBMITTED this 18th day of June 2009.

STATE OF IDAHO
LAWRENCE G. WASDEN
ATTORNEY GENERAL

CLIVE J. STRONG
DEPUTY ATTORNEY GENERAL
CHIEF, NATURAL RESOURCES DIVISION

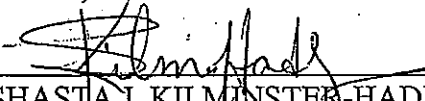

SHASTA J. KILMINSTER-HADLEY
Deputy Attorney General
Natural Resources Division

EXHIBIT A

Subcase Numbers

29-00271
29-00272
29-00273
29-02274
29-02338
29-02354
29-02382
29-02401
29-02499
29-04221
29-04222
29-04223
29-04224
29-04225
29-04226
29-07106
29-07118
29-07119
29-07222
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29-13558
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29-13560
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29-13636
29-13637
29-13638
29-13639

CERTIFICATE OF SERVICE

I certify that on this 18th day of June 2009, I caused to be served the original and/or copy of the STATE OF IDAHO'S MOTION FOR EXTENSION OF TIME on each of the following persons by the indicated method:

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Snake River Basin Adjudication
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Twin Falls, ID 83303-2707

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c/o Josephine P. Beeman
BEEMAN & ASSOCIATES, P.C.
409 West Jefferson Street
Boise, ID 83702

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United States Department of Justice
Environment and Natural Resource
Division
550 West Fort Street, MSC 033
Boise, ID 83724

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United Water Idaho
City of Nampa
City of Blackfoot
c/o C. Thomas Arkoosh
David Heida
310 Main Street
PO Box 32
Gooding, ID 83330

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c/o W. Kent Fletcher
1200 Overland Ave.
PO Box 248
Burley, ID 83318

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- ☐ Statehouse Mail

A & B Irrigation District
Burley Irrigation District
c/o Roger D. Ling
PO Box 396
Rupert, ID 83350-0396

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Milner Irrigation District
Northside Canal Company
Twin Falls Canal Company
c/o Travis L. Thompson
113 Main Ave., W., Ste. 303
PO Box 485
Twin Falls, ID 83303-0485

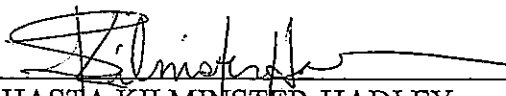
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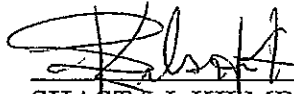
Not Applicable


SHASTA KILMINSTER-HADLEY
Deputy Attorney General

3. The State requests an extension because the undersigned attorney has been unable to devote adequate time to completing the brief due to having only recently been assigned the case by former counsel in this matter, David Barber.
4. The State believes that an extension of fourteen days is necessary to adequately complete the responsive brief in this matter, so that the brief would be due on July 3, 2009.
5. There is no formal stipulation of the parties regarding the requested extension, but the undersigned counsel has spoken with opposing counsel Josephine Beeman on this matter, and Ms. Beeman has consented to the requested extension, provided that the City of Pocatello also be granted a fourteen day extension for its reply brief.
6. The undersigned attorney is reasonably assured that a fourteen day extension is sufficient to complete the responsive brief, should this request be granted.

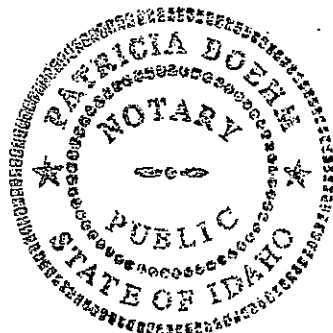
Further your affiant sayeth naught.

Dated this 18th day of June 2009.


SHASTA J. KILMINSTER-HADLEY

Subscribed and sworn to before me this 18th day of June, 2009.

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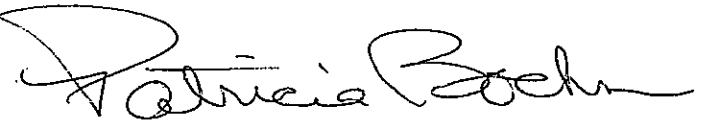

Notary Public
Residing in Boise, Idaho
My Commission Expires on 11/6/09

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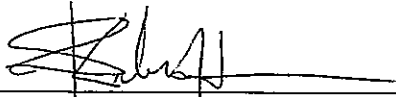
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Not Applicable



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Deputy Attorney General