

**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA**

MCCAIN FOODS USA, INC.,)	Case No. CV-01-16-21480
)	
Petitioner,)	ORDER GRANTING JOINT
)	MOTION TO STAY
vs.)	PROCEEDING
)	
)	
GARY SPACKMAN in his capacity as)	
Director of the Idaho Department of Water)	
Resources, and the IDAHO DEPARTMENT)	
OF WATER RESOURCES.)	
)	
Respondents.)	
)	

On November 2, 2016, the Director of the Idaho Department of Water Resources issued an *Order Designating the Eastern Snake Plain Aquifer Ground Water Management Area* (“*Order*”). On November 17, 2016, the Petitioner filed a *Petition* seeking judicial review of the *Order*. The case was reassigned by the clerk of the court to this Court on November 28, 2016. On December 5, 2016, the Petitioner and the Respondents filed a *Joint Motion to Stay Proceedings*. The *Joint Motion* asserts that other parties to the underlying administrative proceeding have moved the Director for a hearing on his *Order* and that the Director has granted that request. The parties therefore ask the Court to stay this proceeding pending issuance of a final order by the Director following his hearing on the *Order*. The *Joint Motion* is unopposed. The Court having reviewed the *Joint Motion* and in an exercise of its discretion will so stay this proceeding.

THEREFORE, THE FOLLOWING ARE HEREBY ORDERED:

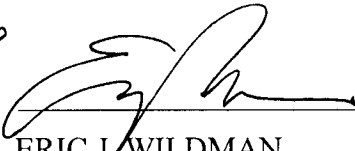
1. The *Joint Motion* is hereby granted.
2. The above-captioned proceeding is hereby stayed pending issuance of a final order by the Director following his hearing on his *Order*.

3. The Petitioner shall move the Court to lift the stay within 28 days of the Director's issuance of the final order.

4. The Court will issue its procedural order in this proceeding after the stay has been lifted.

IT IS SO ORDERED.

Dated December 7, 2016


ERIC J. WILDMAN
District Judge

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING JOINT MOTION TO STAY was mailed on December 07, 2016, with sufficient first-class postage to the following:

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