

Senate Judiciary Committee,

SB977-1 would eliminate an irrigator's ability to secure a stay while defending against frivolous, invalid, or erroneous final orders. The rules that have been in place since the mid-80's recognizes that orders may have been obtained with poorly developed evidence, inconsistent application or nefarious purposes. The importance of the statute as it is ensures irrigator's rights are preserved before their water use is needlessly curtailed and their property right unjustly taken.

SB977-1 would be economically devastating to the water right holder, harm private property rights, and tip the balance of power. I am a farmer with water rights that I depend on to raise food for people all over the world. Oppose SB 977-1 because it would allow the default taking of a citizen's property right while stripping away the property owners access to effectual redress by creating a lop-sided legal process.

Thank you for considering my testimony,

Janice Flegel

Sent from my iPad