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DEPARTMENT OF WATER RESOURCES

DISTRICT COURT GOODING CO. IDAHO FILED

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GOODING COUNTY CLERK

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

BY: [Signature] DEPUTY

CLEAR SPRINGS FOODS, INC., )

Petitioner, )

vs. )

BLUE LAKES TROUT FARM, INC., )

Cross-Petitioner, )

vs. )

IDAHO GROUND WATER )  
APPROPRIATIONS, INC., NORTH )  
SNAKE GROUND WATER DISTRICT )  
and MAGIC VALLEY GROUND WATER )  
DISTRICT, )

Cross-Petitioner, )

vs. )

IDAHO DAIRYMEN'S ASSOCIATION, )  
INC. )

Cross-Petitioner, )

vs. )

RANGEN, INC. )

Cross-Petitioner, )

vs. )

Case No. 2008-0000444

ORDER DENYING MOTION FOR TEMPORARY STAY

<sup>1</sup> Director David Tuthill retired as Director of Idaho Department of Water Resources effective June 30, 2009. Gary Spackman was appointed as Interim Director. I.R.C.P. 25 (d) and (e).

GARY SPACKMAN,<sup>1</sup> in his capacity as  
Director of the Idaho Department of Water  
Resources, and THE DEPARTMENT OF  
WATER RESOURCES,

Respondents.

IN THE MATTER OF DISTRIBUTION  
OF WATER TO WATER RIGHTS NOS.  
36-0413A, 36-04013B, and 36-07148.


(Clear Springs Delivery Call)

IN THE MATTER OF DISTRIBUTION  
OF WATER TO WATER RIGHTS NOS.  
36-02356A, 36-07210, and 36-07427.

(Blue Lakes Delivery Call)

On July 12, 2010, the Idaho Ground Water Appropriators, Inc. ("IGWA") filed a *Motion for Temporary Stay* in the above-captioned matter. Having reviewed the *Motion* and IGWA's *Reply Brief in Support of the Motion for Stay*, also filed on July 12, 2010, IT IS HEREBY ORDERED that IGWA's *Motion for Temporary Stay* is denied.

Dated July 15, 2010

  
\_\_\_\_\_  
JOHN M. MELANSON  
District Judge, *Pro Tem*.

**NOTICE OF ORDERS**  
I.R.C.P. 77(d)

I, Cynthia R. Eagle-Ervin, Deputy Clerk of Gooding County do hereby certify that on the 15<sup>th</sup> day of July 2010, pursuant to Rule 77(d) I.R.C.P., I have filed this day and caused to be delivered a true and correct copy of the within and foregoing instrument: Order Denying Motion for Temporary Stay to the parties listed below via US Mail postage prepaid:

✓  
Garrick Baxter  
Chris Bromley  
Idaho Department of Water Resources  
P.O. Box 83720  
Boise, ID 83720-0098

Randy Budge  
Candace McHugh  
RACINE OLSON  
P.O. Box 1391  
Pocatello, ID 83204-1391

Michael Creamer  
GIVENS PURSLEY  
P.O. Box 2720  
Boise, ID 83701-2720

John Simpson  
Travis Thompson  
BARKER ROSHOLT & SIMPSON  
P.O. Box 485  
Twin Falls, ID 83303-0485

Daniel Steenson  
RINGERT CLARK  
P.O. Box 2773  
Boise, ID 83701-2773

Josephine Beeman  
BEEMAN & ASSOCIATES  
409 W. Jefferson  
Boise, ID 83702

Justin May  
MAY SUDWEEKS & BROWNING  
1419 W. Washington  
Boise, ID 83702

CLERK OF THE DISTRICT COURT

BY   
Deputy Clerk