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SEP 14 2009

DEPARTMENT OF WATER RESOURCES

DISTRICT COURT  
GOODING CO. IDAHO  
FILED

2009 SEP 10 PM 4:30

GOODING COUNTY CLERK

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

NORTH SNAKE GROUND WATER )  
DISTRICT and MAGIC VALLEY )  
GROUND WATER DISTRICT, )

Petitioners, )

vs. )

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

Respondents. )

vs. )

CLEAR SPRINGS FOODS, INC. )

IN THE MATTER OF DISTRIBUTION )  
OF WATER TO WATER RIGHTS NOS. )  
36-0-113A, 36-04013B, and 36-07148. )

(Clear Springs Delivery Call) )

Case No. 2009-0000431

ORDER SETTING  
SCHEDULING CONFERENCE  
AND HEARING ON PETITION  
FOR CLARIFICATION

On August 11, 2009, North Snake Ground Water District and Magic Valley  
Ground Water District filed a *Petition for Judicial Review*, seeking judicial review of a  
final order issued by the Director of the Idaho Department of Water Resources, and a  
*Motion for Stay*.

*Carl D. ...*

On August 24, 2009, this court issued its *Order Conditionally Granting Motion for Stay Upon Compliance with Proposed Alternative*.

On August 31, 2009, Clear Springs Foods, Inc. filed a *Petition for Clarification of the Court's Order Conditionally Granting Motion for Stay Upon Compliance with Proposed Alternative*.

Therefore, THE FOLLOWING IS HEREBY ORDERED:

1. Notice is hereby given that a scheduling conference is set for the *Petition for Judicial Review* to be heard on **Tuesday, September 29, 2009 at 3:00 pm (Mountain Time)**, at the **Gooding County Courthouse, 624 Main Street, in Gooding, Idaho**. Telephone participation will be available by dialing 1-918-583-3445 and entering 406128 when prompted.

2. Also on **Tuesday, September 29, 2009 at 3:00 pm (Mountain Time)**, at the **Gooding County Courthouse, 624 Main Street, in Gooding, Idaho**, a hearing will be held on the *Petition for Clarification*. Telephone participation will also be available for this hearing.

Dated

9-10-09

*John M. Melanson*

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JOHN M. MELANSON  
District Judge

**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 11th day of September, 2009, 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 Setting Scheduling Conference and Hearing on Petition for Clarification to the parties listed below via US Mail postage prepaid:

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

✓ Gary Spackman, Interim Director  
Department of Water Resources  
P.O. Box 83720  
Boise, ID 83720

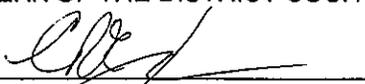
Randy Budge  
Candace McHugh  
RACINE OLSON  
P.O. Box 1391  
Pocatello, ID 83204-1391

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

CLERK OF THE DISTRICT COURT

BY 

Deputy Clerk

Notice of Orders  
Certificate of Mailing  
IRCP 77(d)