

SEP 19 2014

CHRISTOPHER D. RICH, Clerk
By SANTIAGO BARRIOS
DEPUTY

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

D.L. EVANS BANK,

Plaintiff,

vs.

BALLENTYNE DITCH COMPANY,
LIMITED; THOMAS MECHAM RICKS,
GARY SPACKMAN, IN HIS OFFICIAL
CAPACITY AS THE DIRECTOR OF THE
IDAHO DEPARTMENT OF WATER
RESOURCES; AARON RICKS, DIRECTOR
OF BALLENTYNE DITCH COMPANY;
SHAUN BOWMAN, DIRECTOR OF
BALLENTYNE DITCH COMPANY; JOE
KING, DIRECTOR OF BALLENTYNE
DITCH COMPANY; STEVE SNEAD,
DIRECTOR OF BALLENTYNE DITCH
COMPANY

Defendants.

Case No. CV-OC-2013-17406

**ORDER GRANTING MOTION
FOR CHANGE IN VENUE AND
REASSIGNMENT OF CASE**

WHEREAS Idaho Supreme Court Administrative Order dated December 9, 2009,
declares that all petitions for judicial review made pursuant to I.C. § 42-1701A of any decision
from the Department of Water Resources be assigned to the presiding judge of the Snake River
Basin Adjudication District Court of the Fifth Judicial District, and

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WHEREAS Idaho Supreme Court Administrative Order dated December 9, 2009, vests in the Snake River Basin Adjudication District Court the authority to adopt procedural rules necessary to implement said Order, and

WHEREAS on July 1, 2010, the Snake River Basin Adjudication District Court issued an Administrative Order regarding the Rule of Procedure Governing Petitions for Judicial Review or Actions for Declaratory Relief of Decisions from the Idaho Department of Water Resources.

THEREFORE THE FOLLOWING ARE HEREBY ORDERED:

1. The above-matter is hereby assigned to the presiding judge of the Snake River Basin Adjudication District Court of the Fifth Judicial District for disposition and further proceedings.

2. All further documents filed or otherwise submitted in this matter, and all further filing fees filed or otherwise submitted in this matter, shall be filed with the Snake River Basin Adjudication District Court of the Fifth Judicial District at P.O. Box 2707, Twin Falls, Idaho 83303-2707, provided that checks representing further filing fees shall be made payable to the county where the original petition for judicial review or action for declaratory judgment was filed.

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DATED this ____ day of September, 2014.

LYNN NORTON

The Honorable Lynn G. Norton
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this SEP 19 2014 day of September, 2014, I caused a true and correct copy of the foregoing document to be filed with the Court and served on the following parties by the indicated methods:

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SEAL

**CHRISTOPHER D. RICH
SANTIAGO BARRIOS**

Deputy Clerk