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DEPARTMENT OF  
WATER RESOURCES

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A.M. 9:45 P.M. \_\_\_\_\_

MAR 20 2015

CHRISTOPHER D. RICH, Clerk  
By JANINE KORSEN  
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 THE BALLENTYNE DITCH  
COMPANY; SHAUN BOWMAN,  
DIRECTOR OF THE BALLENTYNE  
DITCH COMPANY; JOE KIND,  
DIRECTOR OF THE BALLENTYNE  
DITCH COMPANY; STEVE SNEAD,  
DIRECTOR OF THE BALLENTYNE  
DITCH COMPANY,

Defendants.

Case No. CV-OC-2013-17406

JUDGMENT

JUDGMENT IS ENTERED AS FOLLOWS:

Counts IV and Count V of the Amended Complaint are dismissed with prejudice. Gary Spackman, In His Official Capacity as The Director Of The Idaho Department Of Water Resources, and The Idaho Department Of Water Resources are dismissed as defendants.

Dated this 19<sup>th</sup> day of March, 2015.

  
Lynn G. Norton  
District Judge

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## CERTIFICATE OF MAILING

I hereby certify that on this 20<sup>th</sup> day of March, 2015, I mailed (served) a true and correct copy of the within instrument to:

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CHRISTOPHER D. RICH  
Clerk of the District Court

By:   
Deputy Court Clerk



CERTIFICATE OF MAILING