

AUG 13 2015

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF IDAHO, CLERK
BY JENNIFER ROBERTSON
CLERK

THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

D.L. EVANS BANK,

Plaintiff,

Case No. CV-OC-2013-17406

vs.

FINAL JUDGMENT

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.

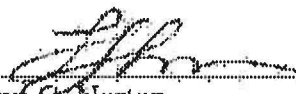
JUDGMENT IS ENTERED AS FOLLOWS:

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.

Plaintiff DL Evans Bank is to pay Idaho Department of Water Resources attorney fees of \$4,963.75.

All remaining counts of the Amended Complaint are dismissed with prejudice; with each party bearing its own fees and costs.

Dated this 3rd day of August, 2015.


Lynn G. Norton
District Judge

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 3rd day of August, 2015, I caused a true and correct copy of the ORDER TO DISMISS CASE to be served upon the following person(s) in the following manner:

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Christopher D. Rich
Clerk of the District Court


Deputy Clerk

