

District Court - SRBA  
Fifth Judicial District  
In Re: Administrative Appeals  
County of Twin Falls - State of Idaho

**MAY - 5 2016**

By \_\_\_\_\_ Clerk  
 \_\_\_\_\_ Clerk

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

BALLENTYNE DITCH COMPANY; BOISE ) Case No. CV-WA-2015-21376  
 VALLEY IRRIGATION DITCH COMPANY; ) (Consolidated Ada County Case  
 CANYON COUNTY WATER COMPANY; ) No. CV-WA-2015-21391)  
 EUREKA WATER COMPANY; FARMERS' )  
 CO-OPERATIVE DITCH COMPANY; ) **ORDER GRANTING**  
 MIDDLETON MILL DITCH COMPANY; ) **MOTIONS TO FILE**  
 MIDDLETON IRRIGATION ASSOCIATION, ) **OVERLENGTH BRIEF**  
 INC.; NAMPA & MERIDIAN IRRIGATION )  
 DISTRICT; NEW DRY CREEK DITCH )  
 COMPANY; PIONEER DITCH COMPANY; )  
 PIONEER IRRIGATION DISTRICT; )  
 SETTLERS IRRIGATION DISTRICT; SOUTH )  
 BOISE WATER COMPANY; and THURMAN )  
 MILL DITCH COMPANY, )

Petitioners, )

vs. )

BOISE PROJECT BOARD OF CONTROL, and )  
 NEW YORK IRRIGATION DISTRICT, )

Petitioners, )

vs. )

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

Respondents, )

and )

SUEZ WATER IDAHO INC., )

Intervenor. )

\_\_\_\_\_  
IN THE MATTER OF ACCOUNTING FOR  
DISTRIBUTION OF WATER TO THE  
FEDERAL ON-STREAM RESERVOIRS IN  
WATER DISTRICT 63  
\_\_\_\_\_

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On May 5, 2016, Petitioners Boise Project Board of Control, New York Irrigation District and Ballentyne Ditch Co., *et al.* filed *Motions* seeking leave to file a reply brief in excess of the applicable 50-page limitation. The Court following its review of the *Motions*, and for good cause shown, will in an exercise of its discretion grant the *Motions*.

THEREFORE, BASED ON THE FOREGOING, THE FOLLOWING ARE HEREBY ORDERED:

1. The *Motion for Leave to File Overlength Brief* filed by Petitioners Boise Project Board of Control and New York Irrigation District **is hereby granted.**
2. The *Motion for Leave to File Overlength Brief* filed by Petitioners Ballentyne Ditch Co., *et al.* **is hereby granted.**
3. The Petitioners may file reply briefs in this matter that exceeds the 50-page limitation imposed by Idaho Appellate Rule 34(b).

IT IS SO ORDERED.

Dated May 5, 2016



\_\_\_\_\_  
ERIC J. WILDMAN  
District Judge

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTIONS TO FILE OVERLENGTH BRIEF was mailed on May 05, 2016, with sufficient first-class postage to the following:

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ORDER

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