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**IN THE SUPREME COURT OF THE STATE OF IDAHO**

IN THE MATTER OF ACCOUNTING FOR  
DISTRIBUTION OF WATER TO THE  
FEDERAL ON-STREAM RESERVOIRS IN  
WATER DISTRICT 63 BEFORE THE IDAHO  
DEPARTMENT OF WATER RESOURCES.

BALLENTYNE DITCH COMPANY, BOISE  
VALLEY IRRIGATION DITCH COMPANY,  
CANYON COUNTY WATER COMPANY,  
EUREKA WATER COMPANY, FARMERS' CO-  
OPERATIVE DITCH COMPANY, MIDDLETON  
MILL DITCH COMPANY, MIDDLETON  
IRRIGATION ASSOCIATION, 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/Respondents,  
and

BOISE PROJECT BOARD OF CONTROL and  
NEW YORK IRRIGATION DISTRICT,

Petitioners/Appellants-Cross Respondents,  
v.

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

Supreme Court Docket No. 44745-2017

Ada County District Court No. CVWA-  
2015-21376 (Consolidated Ada County  
No. CVWA-2015-21391)

**SUEZ'S MOTION FOR LEAVE TO FILE  
OVERLENGTH BRIEF**

Water Resources,  
Respondents/Respondents,  
and  
SUEZ WATER IDAHO INC.,  
Intervenor-Respondent/Respondent-Cross  
Appellant.


Intervenor-Respondent/Respondent-Cross-Appellant, Suez Water Idaho Inc. (“Suez”), by and through its attorneys of record, and pursuant to Idaho Appellate Rule 32, hereby moves this Court, for the reasons set forth in the accompanying memorandum, for leave to file a response to the opening brief in this appeal in excess of the 50 page limit set forth in Idaho Appellate rule 34(b). Suez estimates that the text of the brief would not exceed 110 pages.

#### **CERTIFICATE OF UNCONTESTED MOTION**

Counsel for Suez does hereby certify that he has discussed the matter with opposing counsels and is authorized to represent that opposing counsels have no objection to this motion.

Respectfully submitted this 10th day of July, 2017.

GIVENS PURSLEY LLP

By   
Christopher H. Meyer  
Michael P. Lawrence  
*Attorneys for Suez Water Idaho Inc.*

### CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of July, 2017, I caused to be filed and served true and correct copies of the foregoing document to the persons listed below by the method indicated:

Original to:  
Clerk of the court  
Idaho Supreme Court  
451 W. State Street  
Boise, ID 83702

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