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Attorneys for Respondents

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

RICHARD PARROTT,

Petitioner,

vs.

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

Respondents,

and

CEDAR RIDGE DAIRY LLC,

Intervenor.

Case No. CV-42-2015-4552

**ORDER SETTLING THE
TRANSCRIPT AND DENYING LATE
OBJECTION TO THE RECORD**

On March 25, 2016, the Idaho Department of Water Resources ("Department") served upon the parties a *Notice of Lodging Transcript with the Agency* ("Notice"). The Notice gave the parties fourteen (14) days from the date of the Notice to file any objections to the transcript.

On April 7, 2016, Petitioner Richard Parrott ("Parrott") filed with the Department a document titled *Request Director to include and fulfill the record as it exists* ("Request"). Parrott asks the Director to "add [a] 47 page document supporting the transfer to J-3 Dairy." *Request* at 1.

Parrott's Request appears to be an objection to the record in this proceeding, not an objection to the transcript. Because Parrott's Request does not state an objection to the transcript, the transcript is deemed settled pursuant to I.R.C.P. 84(j).

The deadline to file objections to the agency record in this matter was February 3, 2016. No objections to the agency record were filed with the Department and the agency record was deemed settled by the *Order Settling the Agency Record* issued on February 17, 2016. To the extent Parrott is now seeking to object to the agency record, the objection is untimely.

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that, with no objections to the transcript having been filed, the transcript is now deemed settled.

IT IS FURTHER ORDERED that Parrott's untimely objection to the agency record is DENIED.

IT IS FURTHER ORDERED that, pursuant to I.R.C.P. 84(j), the Request and this order shall be included in the record on the petition for judicial review. The Department shall provide the parties with copies of the settled transcript and supplemental agency record on one (1) DVD consistent with this order.

DATED this 22nd day of April 2016.



GARY SPACKMAN

Director

Idaho Department of Water Resources

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 22nd day of April, 2016, 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:

Original to:

SRBA DISTRICT COURT
253 3RD AVENUE NORTH
PO BOX 2707
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