

NOV 16 2015

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

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

CITY OF HAILEY, an Idaho municipal corporation,  
and CITY OF BELLEVUE, an Idaho municipal  
corporation,

Petitioners,

vs.

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

Respondents,

and

CITY OF KETCHUM, CITY OF FAIRFIELD,  
WATER DISTRICT 37-B GROUNDWATER  
GROUP, BIG WOOD & LITTLE WOOD WATER  
USERS ASSOCIATION, SUN VALLEY  
COMPANY, SOUTH VALLEY GROUND WATER  
DISTRICT, ANIMAL SHELTER OF WOOD RIVER  
VALLEY, DENNIS J. CARD and MAUREEN E.  
MCCANTY, EDWARD A LAWSON, FLYING  
HEART RANCH II SUBDIVISION OWNERS  
ASSOCIATION, INC., HELIOS DEVELOPMENT,  
INC., SOUTHERN COMFORT HOMEOWNER'S  
ASSOCIATION, THE VILLAGE GREEN AT THE  
VALLEY CLUB HOMEOWNERS ASSOCIATION,  
INC., AIRPORT WEST BUSINESS PARK  
OWNERS ASSN INC., ANNE L. WINGATE  
TRUST, AQUARIUS SAW LLC, ASPEN HOLLOW  
HOMEOWNERS, DON R. and JUDY H.  
ATKINSON, BARRIE FAMILY PARTNERS,  
BELLEVUE FARMS LANDOWNERS ASSN,  
BLAINE COUNTY RECREATION DISTRICT,  
BLAINE COUNTY SCHOOL DISTRICT #61,  
HENRY and JANNE BURDICK, LYNN H.  
CAMPION, CLEAR CREEK LLC, CLIFFSIDE  
HOMEOWNERS ASSN INC, THE COMMUNITY

) Case No. CV-WA-2015-  
) 14419

) **ORDER AMENDING**  
) **BRIEFING SCHEDULE**  
) **AND ORAL ARGUMENT**  
) **DATE**

SCHOOL INC, JAMES P. and JOAN CONGER, )  
DANIEL T. MANOOGIAN REVOCABLE TRUST, )  
DONNA F. TUTTLE TRUST, DAN S. FAIRMAN )  
MD and MELYNDA KIM STANDLEE FAIRMAN, )  
JAMES K. and SANDRA D. FIGGE, FLOWERS )  
BENCH LLC, ELIZABETH K. GRAY, R. THOMAS )  
GOODRICH and REBECCA LEA PATTON, )  
GREENHORN OWNERS ASSN INC, GRIFFIN )  
RANCH HOMEOWNERS ASSN and GRIFFIN )  
RANCH PUD SUBDIVISION HOMEOWNERS )  
ASSN INC, GULCH TRUST, IDAHO RANCH LLC, )  
THE JONES TRUST, LOUISA JANE H. JUDGE, )  
RALPH R. LAPHAM, LAURA L. LUCERE, )  
CHARLES L. MATTHIESEN, MID VALLEY )  
WATER CO LCC, MARGO PECK, PIONEER )  
RESIDENTIAL & RECREATIONAL PROPERTIES )  
LLC, RALPH W. & KANDI L. GIRTON 1999 )  
REVOCABLE TRUST, RED CLIFFS )  
HOMEOWNERS ASSOCIATION, F. ALFREDO )  
REGO, RESTATED MC MAHAN 1986 )  
REVOCABLE TRUST, RHYTHM RANCH )  
HOMEOWNERS ASSN, RIVER ROCK RANCH )  
LP, ROBERT ROHE, MARION R. and ROBERT M. )  
ROSENTHAL, SAGE WILLOW LLC, SALIGAO )  
LLC, KIRIL SOKOLOFF, STONEGATE )  
HOMEOWNERS ASSN INC, SANDOR and TERI )  
SZOMBATHY, THE BARKER LIVING TRUST, )  
CAROL BURDZY THIELEN, TOBY B. LAMBERT )  
LIVING TRUST, VERNON IRREVOCABLE )  
TRUST, CHARLES & COLLEEN WEAVER, )  
THOMAS W. WEISEL, MATS and SONYA )  
WILANDER, MICHAEL E. WILLARD, LINDA D. )  
WOODCOCK, STARLITE HOMEOWNERS )  
ASSOCIATION, GOLDEN EAGLE RANCH )  
HOMEOWNERS ASSN INC, TIMBERVIEW )  
TERRACE HOMEOWNERS ASSN, and )  
HEATHERLANDS HOMEOWNERS )  
ASSOCIATION INC., )

Intervenors. )

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IN THE MATTER OF DISTRIBUTION OF WATER )  
TO WATER RIGHTS HELD BY MEMBERS OF )  
THE BIG WOOD & LITTLE WOOD WATER )  
USERS ASSOCIATION DIVERTING FROM THE )  
BIG WOOD AND LITTLE WOOD RIVERS )

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On September 1, 2015, this Court entered a *Procedural Order* in the above-captioned matter. Among other things, the *Procedural Order* set forth the briefing schedule and oral argument date on the *Petition for Judicial Review* filed in this matter. However, on November 16, 2015, the Court entered an *Order* granting a motion to augment in this case. As a result of the *Order*, and the inclusion of additional documents into the record, the Court finds it necessary to amend the briefing schedule and oral argument date previously set in this matter.

THEREFORE THE FOLLOWING ARE HEREBY ORDERED:

1. Briefing Deadlines: The parties shall abide by the following briefing schedule in this matter:


- a. Appellant's Brief due: January 7, 2016
- b. Respondents' Brief due: February 4, 2016
- c. Reply Brief, if any, due: February 25, 2016

2. Separate Brief Requirement: If a party to this proceeding is also appearing as a party in Ada County Case No. CV-WA-2015-14419, the Court hereby requires that party to file a brief in this matter, and a separate brief in Ada County Case No. CV-WA-2015-14419. The Court will not accept the filing of one joint brief by such a party addressing the issues raised in both cases.

3. Oral Argument: Oral argument will be heard **March 3, 2016, at 9:30 a.m. (Mountain Time)** at the Snake River Basin adjudication District Court, 253 3rd Avenue North, Twin Falls, Idaho. Telephone participation will be available by dialing 1-720-279-0026 and entering 786692# when prompted. **However, no cell phones or speaker phones will be permitted as they interfere with our sound system making the proceeding difficult to accurately record.** Video teleconferencing ("VTC") will also be available by appearing at either (1) the Idaho Department of Water Resources, Idaho Water Center, 322 E. Front St., Conference Rm. B, Boise, Idaho, or (2) the Idaho Department of Water Resources, Eastern Regional Office, 900 N. Skyline Drive, Ste. A, Idaho Falls, Idaho. The hearing previously set in this matter for January 14, 2016, is hereby vacated.

IT IS SO ORDERED.

Dated November 16, 2015

  
ERIC J. WILDMAN  
District Judge

**CERTIFICATE OF MAILING**

I certify that a true and correct copy of the ORDER AMENDING BRIEFING SCHEDULE AND ORAL ARGUMENT DATE was mailed on November 16, 2015, with sufficient first-class postage to the following:

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CITY OF BELLEVUE, AN IDAHO  
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ANIMAL SHELTER OF WOOD RIVER  
DENNIS J CARD  
EDWARD A LAWSON  
FLYING HEART RANCH II  
HELIOS DEVELOPMENT LLC  
MAUREEN E MCCANTY  
ORDER

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AQUARIUS SAW LLC  
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BELLEVUE FARMS LANDOWNERS ASSN  
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CHARLES & COLLEEN WEAVER  
CHARLES L MATTHIESEN  
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DAN S FAIRMAN MD  
DANIEL T MANOOGIAN REVOCABLE  
DON R & JUDY H ATKINSON  
DONNA F TUTTLE TRUST  
ELIZABETH K GRAY  
F ALFREDO REGO  
FLOWERS BENCH LLC  
GOLDEN EAGLE RANCH HOMEOWNERS  
GREENHORN OWNERS ASSN INC  
GRIFFIN RANCH HOMEOWNERS ASSN  
GRIFFIN RANCH PUD SUBDIVISION  
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JAMES K AND SANDRA D FIGGE  
JAMES P & JOAN CONGER  
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LAURA L LUCERE  
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LOUISA JANE H JUDGE  
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(Certificate of mailing continued)

MICHAEL E WILLARD  
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RALPH W & KANDI L GIRTON 1999  
REBECCA LEA PATTON  
RED CLIFFS HOMEOWNERS ASSN  
RESTATED MC MAHAN 1986  
RHYTHM RANCH HOMEOWNERS ASSN  
RIVER ROCK RANCH LP  
ROBERT M & MARION R ROSENTHAL  
ROBERT ROHE  
SAGE WILLOW LLC  
SALIGAO LLC  
SANDOR & TERI SZOMBATHY  
STARLITE HOMEOWNERS ASSN  
STONEGATE HOMEOWNERS ASSN INC  
THE BARKER LIVING TRUST  
THE COMMUNITY SCHOOL INC  
THE JONES TRUST  
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Page 2 11/16/15

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