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Attorneys for Defendant

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

JOHN HASTINGS, Jr.,

Plaintiff,

vs.

THE STATE OF IDAHO DEPARTMENT  
OF WATER RESOURCES, a Political  
Subdivision of the STATE OF IDAHO,

Defendant.

Case No. CV01-21-17825


**DEFENDANT’S CROSS-MOTION  
FOR SUMMARY JUDGMENT**

Defendant, the STATE OF IDAHO DEPARTMENT OF WATER RESOURCES,  
through its counsel of record, MEGHAN M. CARTER and GARRICK L. BAXTER,  
Deputy Attorneys General for the Idaho Department of Water Resources (“Department”),  
pursuant to the *Scheduling Order* filed in this matter on February 9, 2022, I.R.C.P. 56 and  
7(b), Local Rule 8.1, and the *Order for Scheduling Conference and Order Re: Motion*

*Practice* filed in this matter on December 15, hereby cross-moves for summary judgment against Plaintiff, John Hastings, Jr. Filed concurrently, in support of *Defendant's Cross-Motion for Summary Judgment*, is *Defendant's Memorandum in Support of Cross-Motion for Summary Judgment and in Opposition to Plaintiff's Motion for Summary Judgment* and *Defendant's Statement of Facts in Support of Cross-Motion for Summary Judgment and in Opposition to Plaintiff's Motion for Summary Judgment*.

Pursuant to I.R.C.P. 7(b)(3)(D), Defendant does not request oral argument on its cross-motion.

DATED this 5th day of April 2022.



MEGHAN M. CARTER  
Deputy Attorney General  
Idaho Department of Water Resources

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 5th day of April 2022, I caused to be served a true and correct copy of the foregoing *Defendant's Cross-Motion for Summary Judgment* via iCourt E-File and Serve, upon the following:

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*Attorney for Plaintiff John Hastings*

- U.S. Mail, postage prepaid
- Hand Delivery
- Overnight Mail
- Facsimile
- iCourt E-File and Serve



MEGHAN M. CARTER  
Deputy Attorney General  
Idaho Department of Water Resources