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Attorneys for Petitioner South Valley Ground Water District and Galena Ground Water District

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

SOUTH VALLEY GROUND WATER)
DISTRICT and GALENA GROUND WATER) CASE NO. CV07-21-00243
DISTRICT,)
)
Petitioners,) **PETITIONERS’ SECOND**
) **APPLICATION FOR ORDER TO**
vs.) **SHOW CAUSE**
)
)
THE IDAHO DEPARTMENT OF WATER)
RESOURCES and GARY SPACKMAN in his)
official capacity as Director of the Idaho)
Department of Water Resources,)
)

Respondents.)
)
)
)
_____)

COMES NOW Petitioner SOUTH VALLEY GROUND WATER DISTRICT, by and through counsel of record, BARKER ROSHOLT & SIMPSON LLP, and makes application to the Court pursuant to Rule 72, I.R.C.P., for an Order to Show Cause compelling the Respondents to appear before the Court at a time and place certain and show cause, if any they have, why a preliminary injunction should not be issued against Respondents restraining and enjoining Respondents from enforcing the Director's *Final Order* of June 28, 2021, and the curtailment of Petitioners' ground water rights as requested in Petitioner's *Amended Petition for Judicial Review, Complaint for Declaratory Relief, Temporary Restraining Order and Preliminary Injunction, or Alternatively, Writ of Prohibition* so as to prevent immediate and irreparable harm to Petitioner and its members and maintain the status quo during the pendency of this action.

This Application is supported by Petitioner's *Amended Petition for Judicial Review, Complaint for Declaratory Relief, Temporary Restraining Order and Preliminary Injunction, or Alternatively, Writ of Prohibition*, the *Memorandum in Support of Amended Petition*, together with the supporting *Declaration of Michael A. Short*, setting forth the facts and grounds upon which the Application is based.

DATED this 29th day of June, 2021.

BARKER ROSHOLT & SIMPSON LLP

/s/ ALBERT P. BARKER
Albert P. Barker

*Attorneys for South Valley Ground Water
District*

LAWSON LASKI CLARK, PLLC

/s/ HEATHER E. O'LEARY
Heather E. O'Leary

Attorneys for Galena Ground Water District

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 29th day of June, 2021, the foregoing was filed, served, and copied as shown below.

IDAHO DEPARTMENT OF WATER RESOURCES P.O. Box 83720 Boise, ID 83720-0098	<input type="checkbox"/> <input type="checkbox"/> <input type="checkbox"/> <input checked="" type="checkbox"/>	U. S. Mail Hand Delivered Overnight Mail iCourt
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/s/ Albert P. Barker
Albert P. Barker