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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 BLAINE**

SOUTH VALLEY GROUND WATER
DISTRICT and GALENA GROUND
WATER DISTRICT,

Petitioners,

vs.

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

Respondents,

and

SUN VALLEY COMPANY, CITY OF
BELLEVUE, BIG WOOD CANAL
COMPANY, BIG WOOD & LITTLE
WOOD WATER USERS ASSOCIATION,

Case No. CV07-21-00243

**RESPONDENTS' UNOPPOSED
MOTION AND SUPPORTING
POINTS FOR LEAVE TO FILE
OVERLENGTH BRIEF**

CITY OF POCA TELLO, CITY OF
KETCHUM, and CITY OF HAILEY,

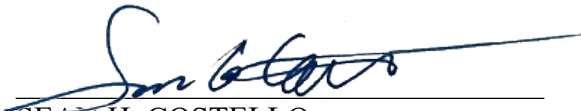
Intervenors.

TO: THE DISTRICT COURT AND THE PARTIES OF RECORD

COME NOW, Respondents, THE IDAHO DEPARTMENT OF WATER
RESOURCES and GARY SPACKMAN, by and through their counsel of record, SEAN H.
COSTELLO, Deputy Attorney General of the Idaho Department of Water Resources,
pursuant to I.R.C.P. 84(o) and 84(r), and hereby respectfully move this court for leave to
file a response brief in excess of the 50-page limitation imposed by I.A.R. 34(b).

Respondents' counsel set out to keep the brief within the I.A.R.'s prescribed page limit,
however, appropriately responding to the legal issues and arguments Petitioners asserted in
their overlength opening brief (87 pages of primary content), resulted in an overlength
response brief. Counsel expects that the final response brief will be between 60–65 pages
of primary content. Counsel for Respondents has contacted counsel for Petitioners and
Intervenors and there is no opposition to this motion. Therefore, Respondents respectfully
request that they be allowed to file a brief in excess of the I.A.R. 34(b) page limitation.

Dated the 18th day of November 2021.


SEAN H. COSTELLO
Deputy Attorney General
Idaho Department of Water Resources

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 18th day of November 2021, I caused to be served a true and correct copy of the foregoing *Respondents' Unopposed Motion and Supporting Points for Leave to File Overlength Brief* via iCourt E-File and Serve, upon the following:

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