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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,

Petitioner,

vs.

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

Respondents.

**Case No. CV07-21-00243**

**DECLARATION OF MICHAEL C. ORR**

I, MICHAEL C. ORR, certify and declare under penalty of perjury pursuant to the laws  
of the State of Idaho, that the following is true and correct:

1. I am over the age of eighteen (18) and am an attorney of record for Respondents the Idaho Department of Water Resources (“Department”) and its Director Gary Spackman, in his official capacity as Director of the Department, in the above-captioned matter. I make this declaration pursuant to Idaho Code Section 9-1406, and based on my own personal knowledge.
2. Attached hereto as “**Exhibit A**” is a true and correct copy of the *Prehearing Order; Scheduling Order* issued on May 25, 2021, in the contested case pending before the Department under Docket No. AA-WRA-2021-001;
3. Attached hereto as “**Exhibit B**” is a true and correct copy of the *Memorandum Decision and Order* issued by this Court on November 6, 2020, in the judicial review proceeding *Basin 33 Water Users, et al. v. Surface Water Coalition v. the Idaho Department of Water Resources, et al. (In the Matter of Designating the Eastern Snake Plain Aquifer Ground Water Management Area)*, Ada County Case No. CV01-20-8069.

DATED this 28<sup>th</sup> day of May, 2021.

/s/ MICHAEL C. ORR  
MICHAEL C. ORR  
Deputy Attorney General  
Idaho Department of Natural Resources

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 28<sup>th</sup> day of May, 2021, I caused to be served a true and correct copy of the foregoing document by ICourts e-filing delivery to each party listed as following:

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