

District Court - SRBA  
Fifth Judicial District  
In Re: Administrative Appeals  
County of Twin Falls - State of Idaho

MAY - 5 2016

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

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

BALLENTYNE DITCH COMPANY; BOISE ) Case No. CV-WA-2015-21376  
VALLEY IRRIGATION DITCH COMPANY; ) (Consolidated Ada County Case  
CANYON COUNTY WATER COMPANY; ) No. CV-WA-2015-21391  
EUREKA WATER COMPANY; FARMERS' )  
CO-OPERATIVE DITCH COMPANY; )

**ORDER GRANTING  
MOTIONS TO FILE  
OVERLENGTH BRIEF**

MIDDLETON MILL DITCH COMPANY; )  
MIDDLETON IRRIGATION ASSOCIATION, )  
INC.; NAMPA & MERIDIAN IRRIGATION )  
DISTRICT; NEW DRY CREEK DITCH )  
COMPANY; PIONEER DITCH COMPANY; )  
PIONEER IRRIGATION DISTRICT; )  
SETTLERS IRRIGATION DISTRICT; SOUTH )  
BOISE WATER COMPANY; and THURMAN )  
MILL DITCH COMPANY, )

Petitioners,

vs.

BOISE PROJECT BOARD OF CONTROL, and  
NEW YORK IRRIGATION DISTRICT,

Petitioners,

vs.

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

Respondents,

and

SUEZ WATER IDAHO INC.,

Intervenor.

\_\_\_\_\_  
IN THE MATTER OF ACCOUNTING FOR  
DISTRIBUTION OF WATER TO THE  
FEDERAL ON-STREAM RESERVOIRS IN  
WATER DISTRICT 63  
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On May 5, 2016, Petitioners Boise Project Board of Control, New York Irrigation District and Ballentyne Ditch Co., *et al.* filed *Motions* seeking leave to file a reply brief in excess of the applicable 50-page limitation. The Court following its review of the *Motions*, and for good cause shown, will in an exercise of its discretion grant the *Motions*.

THEREFORE, BASED ON THE FOREGOING, THE FOLLOWING ARE HEREBY ORDERED:

1. The *Motion for Leave to File Overlength Brief* filed by Petitioners Boise Project Board of Control and New York Irrigation District **is hereby granted**.
2. The *Motion for Leave to File Overlength Brief* filed by Petitioners Ballentyne Ditch Co., *et al.* **is hereby granted**.
3. The Petitioners may file reply briefs in this matter that exceeds the 50-page limitation imposed by Idaho Appellate Rule 34(b).

IT IS SO ORDERED.

Dated May 5, 2016



\_\_\_\_\_  
ERIC J. WILDMAN  
District Judge

**CERTIFICATE OF MAILING**

I certify that a true and correct copy of the ORDER GRANTING MOTIONS TO FILE OVERLENGTH BRIEF was mailed on May 05, 2016, with sufficient first-class postage to the following:

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