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Attorneys for Clear Springs Foods, Inc.

District Court - SRBA Fifth Judicial District In Re: Administrative Appeals County of Twin Falls - State of Idaho	
OCT 13 2010	
By _____	Clerk
_____	Deputy Clerk

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

BLUE LAKES TROUT FARM, INC.,)	
)	
Petitioner/Plaintiffs,)	Case No. CV WA 2010-19823
)	Fee Category I: \$58.00
v.)	
)	CLEAR SPRINGS FOODS, INC.'S
GARY SPACKMAN, in his official capacity as)	MOTION TO INTERVENE
Interim Director of the Idaho Department of)	PURSUANT TO I.R.C.P. 24
Water Resources; and THE IDAHO)	
DEPARTMENT OF WATER RESOURCES,)	NOTICE OF HEARING
)	
Respondents/Defendants.)	
_____)	

COMES NOW, Clear Springs Foods, Inc. ("Clear Springs"), by and through its counsel of record, Barker Rosholt & Simpson, LLP, and hereby seeks leave to intervene in the above-captioned case pursuant to Idaho Rule of Civil Procedure 24. This motion is supported by the *Memorandum in Support of Motion to Intervene*, filed concurrently herewith.

Clear Springs is a party to the underlying administrative proceedings and, like Blue Lakes Trout Farm, Inc. ("Blue Lakes"), is prejudiced by the Director's refusal to consider information

relevant to the material injury being suffered by Clear Springs' senior surface water rights. Since no other parties will adequately represent Clear Springs' interests, intervention is necessary. Accordingly, Clear Springs requests the Court to grant its motion to intervene as a matter of right. Alternatively, Clear Springs requests the Court to grant its motion for permissive intervention.

Clear Springs will call up its motion for hearing on **October 28, 2010 at 1:30 p.m.** at the **Snake River Basin Adjudication (SRBA) courtroom**, located at 253 3rd Ave. North, Twin Falls, Idaho.

DATED this 13th day of October, 2010.

BARKER ROSHOLT & SIMPSON LLP



John K. Simpson
Travis L. Thompson
Paul L. Arrington

Attorneys for Clear Springs Foods, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 13th of October, 2010, I served a true and correct copy of the foregoing **CLEAR SPRINGS FOODS, INC.'S MOTION TO INTERVENE PURSUANT TO CIVIL RULE 24** upon the following by U.S. Mail, postage prepaid:

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