

**IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT  
OF THE STATE OF IDAHO, IN AND FOR THE  
COUNTY OF BINGHAM**

THE CITY OF BLACKFOOT, )

Petitioner/Appellant, )

v. )

GARY SPACKMAN, in his capacity )

as Director of the Idaho Department )

of Water Resources, and THE IDAHO )

DEPARTMENT OF WATER )

RESOURCES, )

Respondents / Respondents. )

A&B IRRIGATION DISTRICT, BURLEY )

IRRIGATION DISTRICT, MILNER )

IRRIGATION DISTRICT, AMERICAN )

FALLS RESERVOIR DISTRICT #2, )

MINIDOKA IRRIGATION DISTRICT, )

NORTH SIDE CANAL COMPANY and )

TWIN FALLS CANAL COMPANY, )

Intervenors / Respondents. )

IN THE MATTER OF APPLICATION )

FOR PERMIT NO. 27-12261 )

In the name of the City of Blackfoot. )

**Supreme Court**  
**Docket No. \_\_\_\_\_**

**Case No. CV-2015-1687**

**CLERK'S CERTIFICATE  
OF APPEAL**

**APPEAL FROM:** Fifth Judicial District, Twin Falls County  
Honorable Eric J. Wildman, presiding<sup>1</sup>

**CASE NUMBER FROM COURT:** CV-2015-1687

**ORDER OR JUDGMENT  
APPEALED FROM:** *Memorandum Decision and Order*  
(filed April 6, 2016) and  
*Judgment* (filed April 6, 2016)

**APPEALED BY:** CITY OF BLACKFOOT

**ATTORNEYS FOR  
PETITIONER / APPELLANT:** Garrett H. Sandow  
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Blackfoot, ID 83221  
  
Robert L. Harris  
D. Andrew Rawlings  
HOLDEN KIDWELL HAHN & CRAPO, PLLC  
PO Box 50130  
Idaho Falls, ID 83405

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

**ATTORNEY FOR RESPONDENTS /  
RESPONDENTS:** Garrick Baxter  
Deputy Attorney General  
Idaho Department of Water Resources  
PO Box 83720  
Boise, ID 83720-0098

**ATTORNEYS FOR INTERVENORS /  
RESPONDENTS:** Paul L. Arrington  
Travis L. Thompson  
John K. Simpson  
BARKER ROSHOLT & SIMPSON LLP

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<sup>1</sup> This matter was reassigned to this Court on October 26, 2015, by the Clerk of the Court for Bingham County, pursuant to *Idaho Supreme Court Administrative Order*, dated December 9, 2009.

195 River Vista Pl Ste 204  
Twin Falls, ID 83301-3029

**ATTORNEY FOR INTERVENOR /  
RESPONDENT:**

W. Kent Fletcher  
FLETCHER LAW OFFICE  
1200 Overland Ave  
PO Box 248  
Burley, ID 83318-0248

**NOTICE OF APPEAL FILED:**

May 16, 2016

**APPELLATE FEE PAID:**

\$129.00

**WAS A DISTRICT COURT  
REPORTER'S TRANSCRIPT  
REQUESTED?**

Yes

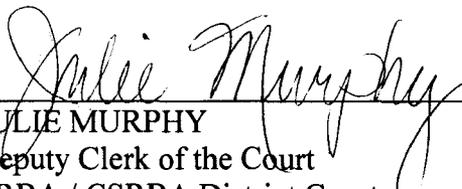
**NUMBER OF PAGES:**

Unknown

**COURT REPORTER:**

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**DATED:** May 18, 2016.

  
\_\_\_\_\_  
JULIE MURPHY  
Deputy Clerk of the Court  
SRBA / CSRBA District Court  
PO Box 2707  
Twin Falls, ID 83303