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Attorneys for North Snake and Magic Valley Ground Water Districts

**BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO**

IN THE MATTER OF THE MITIGATION  
PLAN OF THE NORTH SNAKE AND MAGIC  
VALLEY GROUND WATER DISTRICTS  
IMPLEMENTED BY APPLICATIONS FOR  
PERMIT NOS. 02-10405 AND 36-16645 AND  
APPLICATION FOR TRANSFER NO. 74904  
TO PROVIDE REPLACEMENT WATER FOR  
CLEAR SPRINGS SNAKE RIVER FARM

(Water District Nos. 130 and 140)

**GROUND WATER DISTRICTS'  
MOTION FOR PARTIAL  
RECONSIDERATION OF  
NOVEMBER 26, 2008, ORDER**

COME NOW Magic Valley Ground Water District and North Snake Ground Water District ("Ground Water Districts"), by and through counsel, and hereby Motions the Director for Partial Reconsideration of the November 26, 2008 Order that dismisses the Ground Water Districts' pump-back proposal.

This Motion is supported by the Memorandum in Support, direct testimony of Terry Scanlan, Ray Eldridge, Chuck Brendecke and exhibits to direct testimony filed contemporaneously herewith, along with the affidavit of Terry Scanlan.

DATED this 5<sup>th</sup> day of December, 2008.

RACINE OLSON NYE BUDGE  
& BAILEY, CHARTERED



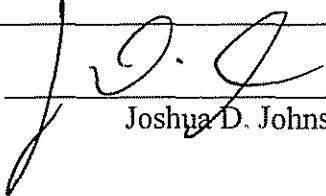
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JOSHUA D. JOHNSON  
*Attorneys for Idaho Ground Water Appropriators*

**CERTIFICATE OF MAILING**

I hereby certify that on this 5<sup>th</sup> day of December, 2008, the above and foregoing was sent to the following by U.S. Mail, proper postage prepaid and by e-mail for those with listed e-mail addresses:

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