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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 TO COMPEL  
DISCOVERY RESPONSES**

TO: CLEAR SPRINGS FOODS, INC.

COME NOW Magic Valley Ground Water District and North Snake Ground Water District (collectively "GWD"), by and through counsel, pursuant to IDAPA 37.01.01 Rules 520 - 528 of the Rules of Practice and Procedure of IDWR, and the *Scheduling Order* authorizing discovery dated September 25, 2008 and hereby move to compel Clear Springs to respond fully and fairly to the Ground Water Districts First Discovery Requests. This Motion is supported by the Memorandum in Support and Affidavit of Joshua D. Johnson submitted herewith.

DATED this 18<sup>th</sup> day of November, 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 18<sup>th</sup> day of November, 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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Tracy Harr, President Clear Lake Country Club 403 Clear Lake Lane Buhl, Idaho 83316	<input checked="" type="checkbox"/> U.S. Mail, postage prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> E-Mail
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 Joshua D. Johnson