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DEPARTMENT OF WATER RESOURCES

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*Attorneys for Petitioner Blue Lakes Trout Farm, Inc.*

**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,

vs.

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

Respondents.

CASE NO. CV

~~CV 00 1012080~~

Fee Category L.3 - \$88.00

BLUE LAKES TROUT FARM,  
INC.'S PETITION FOR JUDICIAL  
REVIEW

IN THE MATER OF DISTRIBUTION OF  
WATER TO WATER RIGHT NOS. 36-  
02356A, 36-07210, AND 36-07427.

(Blue Lakes Delivery Call)

COMES NOW, Petitioner Blue Lakes Trout Farm, Inc. ("Blue Lakes"), by and through  
its undersigned counsel, and hereby files this Petition as follows:

J. D. V.  
S. B. F.

## PETITION FOR JUDICIAL REVIEW

1. This Petition seeks judicial review pursuant to Idaho Code § 67-5270 and I.R.C.P. 84(a) of the December 22, 2009 Order Granting Motion to Limit Scope of Hearing issued by the Director of the Idaho Department of Water Resources, which became a final order subject to judicial review when the Director issued an Order Denying petition for Reconsideration of Order Approving Mitigation Plans in the above-captioned administrative proceeding.

2. No hearing was held in this matter.

3. Blue Lakes intends to assert the following issue on judicial review:

a. Whether the Director erred in precluding Blue Lakes from presenting evidence of updated, improved and/or new data, analysis and methods for determining the impact of junior ground water diversions on Blue Lakes' water rights.

4. Pursuant to I.R.C.P. 84(d)(5), Blue Lakes reserves the right to assert additional issues and/or clarify or further specify the issues for judicial review stated in this petition or which become later discovered.

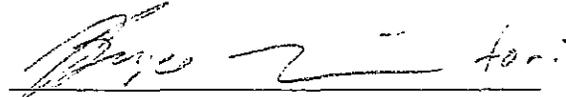
5. Jurisdiction over this action is with the Snake River Basin Adjudication District Court of the Fifth Judicial District pursuant to Administrative Order of the Idaho Supreme Court, dated December 9, 2009.

6. Blue Lakes anticipates that it can reach a stipulation regarding the agency record with the other parties, and will pay its necessary share of the fee for preparation of the record at such time.

7. Service of this Petition for Judicial Review has been made on the other parties at the time of the filing of this Petition.

DATED this 9<sup>th</sup> day of July, 2010.

**RINGERT LAW CHARTERED**

A handwritten signature in black ink, appearing to read "Daniel V. Steenson", is written over a horizontal line.

Daniel V. Steenson

Attorneys for Petitioner Blue Lakes Trout Farm, Inc.

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on the 9<sup>th</sup> day of July, 2010, I served true and correct copies of the *Blue lakes Trout Farm, Inc.'s Petition for Judicial Review* upon the following by the method indicated:

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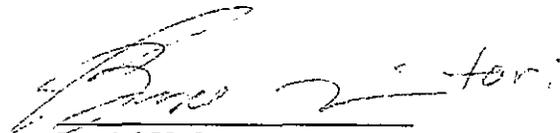
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