

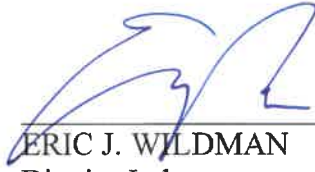
IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

CITY OF POCA TELLO,)	Case No: CV42-23-1668
)	
Plaintiff,)	ORDER
)	
vs.)	
)	
IDAHO WATER RESOURCES BOARD,)	
IDAHO DEPARTMENT OF WATER)	
RESOURCES, GARY SPACKMAN in his)	
capacity as Director of the Idaho)	
Department of Water Resources, and)	
TONY OLENICHAK in his capacity as)	
Water District 01 Watermaster,)	
)	
Defendants.)	
)	
_____)	

This case originated in the Sixth Judicial District when the Plaintiff filed a *Complaint for Declaratory Relief* in Bannock County. On May 1, 2023, the Honorable Robert Naftz entered an *Order* transferring venue over this matter from the Sixth Judicial District to the Fifth Judicial District, Twin Falls County. Thereafter, the Idaho Supreme Court entered an *Order* directing that all further proceedings in this case be transferred to Twin Falls, County, Fifth Judicial District, and that the Honorable Eric Wildman shall be assigned the case. A copy of the Idaho Supreme Court *Order* is attached hereto as Exhibit A. On May 3, 2023, the clerk of the court assigned the following Twin Falls County case number to this proceeding: CV42-23-1668.

THEREFORE, BASED ON THE FOREGOING, IT IS HEREBY ORDERED that all future pleadings and filings in this matter shall be filed in Twin Falls, County, Fifth Judicial District under case number CV42-23-1668.

Dated: May 4, 2023.



ERIC J. WILDMAN
District Judge

CERTIFICATE OF SERVICE

I certify that on this day I served a copy of the attached to:

Garrick Baxter
Ann Yribar
garrick.baxter@idwr.idaho.gov
ann.yribar@ag.idaho.gov

By E-mail

Sarah Klahn
Maximilian Bricker
sklahn@somachlaw.com
mbricker@somachlaw.com

By E-mail

Richard A. Diehl
rdiehl@pocatello.gov

By E-mail

Clerk of the Court

Dated: 5/4/2023 10:49:08 AM

By *Pam Schulz*
Deputy Clerk
Pam Schulz

In the Supreme Court of the State of Idaho

IN THE MATTER OF
CHANGE OF VENUE

)
) ORDER
)

An Order was entered in the District Court wherein venue was transferred from BANNOCK County, SIXTH Judicial District to TWIN FALLS County, FIFTH Judicial District in the case listed below:

**City of Pocatello v. Idaho Water Resources Board, Idaho Department of Water Resources, Gary Spackman in his capacity as Director of the Idaho Department of Water Resources and Tony Olenichak, in his capacity as Water District 01 Watermaster
Bannock County Case No. CV03-23-00876**

Therefore, after due consideration and good cause appearing,

IT IS ORDERED that venue for all further proceedings in this case are transferred from BANNOCK County, SIXTH Judicial District to TWIN FALLS County, FIFTH Judicial District.

IT FURTHER IS ORDERED that Administrative District Judge Eric Wildman shall be assigned this case for further reassignment within the FIFTH Judicial District for the purpose of the determination and disposition of all matters, including trial.

IT FURTHER IS ORDERED that the District Court Clerk for BANNOCK County shall file and serve this order upon the parties or their counsel and take any action necessary to transfer venue of this case to TWIN FALLS County.

DATED this 3rd day of May, 2023.

By Order of the Supreme Court



G. Richard Bevan, Chief Justice

ATTEST:



Melanie Gagnepain, Clerk

cc: DC Clerk Jason C. Dixon, Bannock County
DC Clerk Kristina Glascock, Twin Falls County

