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Attorneys for Petitioner

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

BOISE RIVER OUTDOOR
OPPORTUNITIES, LLC, an Idaho limited
liability company,

Petitioner,

v.

THE IDAHO DEPARTMENT OF WATER
RESOURCES,

Respondent,

and

CITY OF BOISE,

Intervenor.

Case No. CV01-24-04576

**OPPOSITION TO THE IDAHO
DEPARTMENT OF WATER
RESOURCES' MOTION TO
DISMISS**

IN THE MATTER OF APPLICATION FOR
PERMIT NO. S63-21092 IN THE NAME OF
BOISE RIVER OUTDOOR
OPPORTUNITIES

COMES NOW the Petitioner, BOISE RIVER OUTDOOR OPPORTUNITIES, LLC,
through its agent ADAM BASS (“Adam” or “BROO”), by and through its attorney of record, C.

Tom Arkoosh and Jeremy C. Rausch of Arkoosh Law Offices, and hereby requests this Court deny the Idaho Department of Water Resources' ("IDWR" or "Respondent") *Motion to Dismiss*, filed May 16, 2024.

This Opposition is supported by the pleadings herein, including the *Memorandum in Support of Opposition to IDWR's Motion to Dismiss*, *Declaration of Jeremy C. Rausch in Support of Opposition to IDWR's Motion to Dismiss*, and *Declaration of Adam Bass in Support of Opposition to IDWR's Motion to Dismiss*.

DATED this 30th day of May 2024.

ARKOOSH LAW OFFICES

/s/ Jeremy C. Rausch
Jeremy C. Rausch
Attorney for Petitioner

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 30th day of May 2024, I served a true and correct copy of the foregoing document(s) upon the following person(s), in the manner indicated:

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/s/ Jeremy C. Rausch
Jeremy C. Rausch