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Department of Water Resources

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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF DISTRIBUTION OF WATER TO VARIOUS WATER RIGHTS HELD BY OR FOR THE BENEFIT OF A & B IRRIGATION DISTRICT, AMERICAN FALLS RESERVOIR DISTRICT #2, BURLEY IRRIGATION DISTRICT, MILNER IRRIGATION DISTRICT, MINIDOKA IRRIGATION DISTRICT, NORTH SIDE CANAL COMPANY, and TWIN FALLS CANAL COMPANY	**IGWA'S REQUEST FOR ISSUANCE OF AMENDED SCHEDULING ORDER AND CLARIFICATION OF DEADLINES**

Idaho Ground Water Appropriators, Inc., through its counsel, Givens Pursley LLP, and on behalf of its ground water district members, Aberdeen-American Falls Ground Water District, Magic Valley Ground Water District, Bingham Ground Water District, North Snake Ground Water District, Bonneville-Jefferson Ground Water District, Southwest Irrigation District, and Madison Ground Water District (the "Ground Water Districts" or "IGWA"), hereby requests the Director of the Idaho Department of Water Resources ("Director") issue a revised scheduling order in this matter resetting and clarifying the deadlines for discovery and pre-hearing motions in this matter.

On July 22, 2005 the Director issued the *Scheduling Order* setting forth discovery and motion deadlines for the hearing in this matter. On September 1, 2005 the Director issued the *Order Amending Scheduling Order of July 22, 2005* ("*Amended Scheduling Order*"). On October 17, 2005 the Director issued the *Order Extending Time for Filing Expert Reports and for Hearing* ("*Order Extending Time*"). The *Order Extending Time* states that "the Director will issue a Second Amended Scheduling Order in the near future." The second amended scheduling order referenced in *Order Extending Time* has yet to be issued and deadlines currently in effect are fast approaching.

IGWA proposes the following schedule be set for this matter. This schedule has been calculated consistent with the *Scheduling Order*, *Amended Scheduling Order* and the new dates for hearing and expert witness reports set forth in the *Order Extending Time*.

DEADLINE	DATE
Last Day to Serve Discovery Requests & Motions to Compel	December 23, 2005
Expert Witness Reports	December 30, 2005
Dispositive Motions	January 5, 2006
Last Day for Discovery and Responses to Discovery	January 9, 2006
Rebuttal Expert Witness Reports	January 13, 2006
Response to Dispositive Motions	January 19, 2006
Exhibit Disclosure	January 23, 2006
Replies to Responses to Dispositive Motions	February 2, 2006
Proposed Orders Governing Procedures at Hearing	February 7, 2006
Pre-hearing Conference	February 13, 2006
Written Opening Argument and Trial Brief	February 20, 2006
Hearing	March 6, 2006

IGWA respectfully requests the Director issue an amended scheduling order at the earliest possible time.

DATED this 15th day of November 2005.

GIVENS PURSLEY LLP

Jeffrey C. Fereday
Michael C. Creamer
John M. Marshall
Brad V. Sneed
Attorneys for Idaho Ground Water Appropriators, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of November 2005, I served a true and correct copy of the foregoing by delivering it to the following individuals by the method indicated below, addressed as stated.

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