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DEPARTMENT OF
WATER RESOURCES

LAWRENCE G. WASDEN
ATTORNEY GENERAL

DAVID G. HIGH, ISB No. 1820
Chief of Civil Litigation

MICHAEL S. GILMORE, ISB No. 1625
Deputy Attorney General
Statehouse, Room 210
Boise, ID 83720
Telephone: (208) 334-4130
Telefax: (208) 334-2830
Attorneys for State Agency Ground Water Users
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ORIGINAL

BEFORE THE DEPARTMENT OF WATER RESOURCES OF THE STATE OF IDAHO

IN THE MATTER OF THE PETITION FOR ADMINISTRATION BY A&B IRRIGATION DISTRICT, AMERICAN FALLS RESERVOIR DISTRICT # 2, BURLEY IRRIGATION DISTRICT, MILNER IRRIGATION DISTRICT, MINIDOKA IRRIGATION DISTRICT, NORTH SIDE CANAL COMPANY, AND TWIN FALL CANAL COMPANY	)	**STATE AGENCY GROUND WATER USERS' MOTION TO DESIGNATE PERSON RESPONSIBLE FOR DISCOVERY REQUESTS TO IDWR STAFF**

The Idaho Department of Fish & Game, the Idaho Department of Health & Welfare, the Idaho Department of Juvenile Corrections, and the Idaho Transportation Department, who have intervened as the State Agency Ground Water Users (SAGWU), by and through their counsel of record, Michael S. Gilmore, Deputy Attorney General, file this Motion to Designate Person Responsible for Discovery Requests to IDWR Staff.

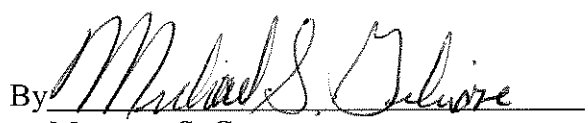
Today the SAGWU have moved to conduct discovery to the IDWR Staff to the extent that the presiding officer in this proceeding may take official notice of (i) "any facts that could be judicially noticed in the courts of this state," Idaho Code § 67-5251(4)(a), (ii) any "generally recognized technical or scientific facts within [IDWR's] specialized knowledge," § 67-5251(4)(b), or (iii) "specific facts or materials noticed and the source thereof, including any [IDWR] staff memoranda and data," § 67-5251(4).

In order to facilitate this discovery, the SAGWU move the Department to designate one

person, either a member of the IDWR staff or a member of the Attorney General's Office familiar with IDWR and its Staff, through whom all requests for discovery to IDWR Staff shall be directed and through whom all answers to requests for discovery shall be served upon the party making discovery and other parties (or, in the case of voluminous answers, through whom parties will be notified of the availability of the voluminous answers).

DATED this 29th day of June, 2005.

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL

By 
MICHAEL S. GILMORE
Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 29th day of June, 2005, I caused to be served a true and correct copy of the foregoing by regular U.S. Mail, postage prepaid, to:

Roger D. Ling
LING ROBINSON & WALKER
PO Box 396
Rupert, Idaho 83330

C. Tom Arkoosh
ARKOOSH LAW OFFICES, CHTD.
PO Box 32
Gooding, Idaho 83330

John A. Rosholt
Travis L. Thompson
BARKER ROSHOLT & SIMPSON LLP
113 Main Ave. West, Suite 303
Twin Falls, Idaho 83301-6167

W. Kent Fletcher
FLETCHER LAW OFFICE
PO Box 248
Burley, Idaho 83318

John Simpson
BARKER ROSHOLT & SIMPSON LLP
PO Box 2139
Boise, Idaho 83301-6167

Scott L. Campbell
MOFFATT, THOMAS, BARRETT, ROCK & FIELDS, CHTD
101 S. Capitol Blvd., 10th Floor
PO Box 829
Boise, Idaho 83701

Jeffrey C. Feredey
Michael C. Creamer
GIVENS PURSLEY LLP
601 Bannock Street, Suite 200
PO Box 2720
Boise, Idaho 83701-2729

Josephine P. Beeman
BEEMAN & ASSOCIATES, P.C.
409 West Jefferson Street
Boise, Idaho 83702

Kathleen Marion Carr
OFFICE OF THE FIELD SOLICITOR
550 W. Front Street, MSC 020
Boise, Idaho 83724

Sarah A. Klahn
WHITE & JANKOWSKI, LLP
511 16th St. Suite 500
Denver, Colorado 80202

James S. Lochhead
Adam T. DeVoe
BROWNSTEIN HYATT & FARBER, P.C.
410 17th Street, 22nd Floor
Denver, Colorado 80202

James Tucker
Senior Attorney
Idaho Power Company, Legal Department
1221 West Idaho Street
Boise, Idaho 83702

Michael S. Gilmore
Deputy Attorney General