



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
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August 16, 2011

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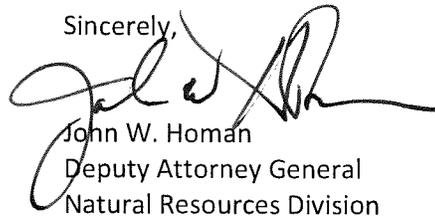
RE: Notice of Deposition Opportunity – M3 Eagle/City of Eagle application no. 63-32573

Dear Parties:

On August 2, 2011 the Hearing Officer issued an order entitled *Notice of Hearing, Prehearing Conference and Scheduling Order* In the Matter of Application for Permit no. 63-32573 in the Name of M3 Eagle Assigned to the City of Eagle in which two Department witnesses were designated to testify in the upcoming hearing on October 18 through October 20, 2011. As a convenience for parties wishing to take the deposition of the Department witnesses, the Department intends to tentatively make available Mat Weaver on September 8, 2011 at 9:00 and Don Reading September 8, 2011 at 2:00 pm. The hearing officer is presently unavailable until August 29, 2011 and unable to issue an order or subpoenas for the witnesses. Given the extended delay and the limited time before the hearing, this email is intended to provide reasonable notice of the deposition opportunity to all parties. Upon his return the

hearing officer will hold the Prehearing Conference on September 2, 2011 and at that time he may elect to revisit the availability of the witnesses and the date and time for the depositions.

Sincerely,

A handwritten signature in black ink, appearing to read "John W. Homan", written over the typed name and title.

John W. Homan
Deputy Attorney General
Natural Resources Division

cc. Official Water Right File
Parties of Record