

**BEFORE THE DEPARTMENT OF WATER RESOURCES**

**FOR THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION )  
FOR TRANSFER NO. 73811 (SHEKINAH )  
INDUSTRIES); APPLICATION FOR )  
TRANSFER NO. 73834 (ORCHARD )  
RANCH); APPLICATION FOR PERMIT )  
NO. 63-32499 (MAYFIELD TOWNSITE); )  
APPLICATION FOR PERMIT NO. )  
61-12095 (NEVID-CORDER); )  
APPLICATION FOR PERMIT NO. )  
61-12096 (NEVID); APPLICATION FOR )  
PERMIT NO. 63-32703 (ORCHARD )  
RANCH); APPLICATION FOR PERMIT )  
NO. 61-12256 (INTERMOUNTAIN )  
SEWER AND WATER); APPLICATION )  
FOR PERMIT NO. 63-33344 (ARK )  
PROPERTIES-MAYFIELD TOWNSITE) )  
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**PREHEARING SCHEDULING ORDER**

On January 24, 2012, the Director issued an Order Creating Contested Case and Consolidating Protested and Unprotested Applications.

On February 15, 2012, the Director conducted a scheduling conference with the parties to the contested case. Based on discussions at the scheduling conference, the following is an order governing the schedule for hearing preparation and the hearing.

**ORDER**

IT IS HEREBY ORDERED that the parties may immediately commence discovery as authorized in the Idaho Rules of Civil Procedure.

IT IS FURTHER ORDERED that the parties to the above matter shall provide all ground water and surface water data in their possession to the Idaho Department of Water Resources on or before May 1, 2012. Upon submittal of the information, the Department will place the information on its website at the following webpage:  
[www.idwr.idaho.gov/news/Issues/EADA\\_2012/Default.htm](http://www.idwr.idaho.gov/news/Issues/EADA_2012/Default.htm).

**IT IS FURTHER ORDERED that the parties and the Department shall complete the following components of hearing preparation by the stated deadlines:**

- May 31, 2012 – Submittal of staff memorandum to Director by Department staff regarding the sufficiency of water supply
- August 15, 2012 – Review by the parties of the Department’s files and documents, including staff memorandum, and deposition of Department employees
- November 15, 2012 – File expert technical reports and disclose expert witnesses
- January 31, 2013 – Respond to and rebut expert technical reports
- February 28, 2013 – Depose experts and lay witnesses and complete all remaining discovery
- March 31, 2013 – Exchange exhibits and file any dispositive motions
- April 15-30, 2013 – Conduct contested case hearing

DATED this 13<sup>th</sup> day of April, 2012.

  
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GARY SPACKMAN  
Interim Director

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13<sup>th</sup> day of April, 2012, a true and correct copy of the document(s) described below were served by placing the same in the United States mail, postage prepaid and properly addressed to the following:

Document Served: **Prehearing Scheduling Order**

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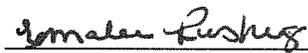
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