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

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:

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