

OCT 19 2009

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The grounds for this motion are as follows:

1. The deposition of the State of Idaho in the above-captioned subcases is set to commence on October 23, 2009;
2. On October 15, 2009, counsel for the State informed the parties that its deponent was not available on October 23rd. On that same date, the State requested that the deposition of the State take place at the time set for the IDWR Director, and vice versa;
3. On October 15, 2009, Mr. C. Thomas Arkoosh and Mr. Travis L. Thompson indicated to the State that the Surface Water Coalition (SWC) was unwilling to accommodate the proposed change; and
4. With the time set for depositions fast approaching, the interests of justice and judicial economy are best served by the Court's consideration of the State's *Motion to Amend Deposition Schedule* expeditiously.

Oral argument is requested on this matter.

PRAYER FOR RELIEF

1. That the Court enter an order providing that the State's *Motion to Amend Deposition Schedule* be heard before Special Master Dolan on October 16, 2009 at 9:00 a.m. at the Snake River Basin Adjudication Courthouse, 235 3rd Street Avenue North, Twin Falls, Idaho and that the parties may participate by telephone by dialing 1-225-383-1099 and when prompted entering participant code 65440; and

2. That the Court grant such other or further relief as it deems proper and just.

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RESPECTFULLY SUBMITTED this 15th day of October 2009.

LAWRENCE G. WASDEN
Attorney General

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

A handwritten signature in black ink, appearing to read 'D. Stanish', written over a horizontal line.

DAVID I. STANISH
Deputy Attorney General

CERTIFICATE OF SERVICE

I certify that on this 15th day of October 2009, I caused to be served the original and copies of the **MOTION FOR EXPEDITED HEARING** on the following persons by the methods indicated:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
PO BOX 2707
TWIN FALLS, ID 83303-2707

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☒ Facsimile: (208) 736-2121
- ☒ Email: ddelaney@srba.state.id.us

2. Copies to:

SPECIAL MASTER DOLAN
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
PO BOX 2707
TWIN FALLS, ID 83303-2707

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☐ Facsimile:
- ☒ Email: tdolan@srba.state.id.us

IDAHO POWER COMPANY
Represented by:
JAMES C TUCKER
IDAHO POWER CO
PO BOX 70
BOISE, ID 83707

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☒ Facsimile: (208) 388-6935
- ☒ Email: jamestucker@idahopower.com

IDAHO POWER COMPANY
Represented by:
JIM LOCHHEAD
BROWNSTEIN HYATT ET AL
410 17TH STREET, SUITE 2200
DENVER, CO 80202

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☒ Facsimile: (970) 945-4921
- ☒ Email: jlochhead@bhfs.com

AMERICAN FALLS RESERVOIR
Represented by:
C THOMAS ARKOOSH
301 MAIN ST
PO BOX 32
GOODING, ID 83330

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☒ Facsimile: (208) 424-8874
- ☒ Email: tarkoosh@capitolawgroup.net

ABERDEEN AMERICAN FALLS GWD
BINGHAM GWD
BONNEVILLE JEFFERSON GWD
CAREY VALLEY GWD
IGWA INC
JEFFERSON CLARK GWD
MADISON GWD
MAGIC VALLEY GWD
NORTH SNAKE GWD

Represented by:
CANDICE MCHUGH
201 E CENTER, STE A2
PO BOX 1391
POCATELLO, ID 83204-1391

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☒ Facsimile: (208) 433-0167
- ☒ Email: cmm@racinelaw.net

CITY OF POCATELLO
Represented by:
JOSEPHINE P BEEMAN
409 W JEFFERSON ST
BOISE, ID 83702

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☒ Facsimile: (208) 331-0954
- ☒ Email: jo.beeman@beemanlaw.com

CITY OF POCATELLO
Represented by:
SARAH A KLAHN
WHITE & JANKOWSKI LLP
KITTREDGE BUILDING
511 16TH ST STE 500
DENVER, CO 80202

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☒ Facsimile: (303) 825-5632
- ☒ Email: sarahk@white-jankowski.com

A&B IRRIGATION DISTRICT
BURLEY IRRIGATION DISTRICT
FALLS IRRIGATION DISTRICT
Represented by:
ROGER D LING
615 H ST
PO BOX 396
RUPERT, ID 83350-0396

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☒ Facsimile: (208) 436-6804
- ☒ Email: rdl@idlawfirm.com

MILNER IRRIGATION DIST
NORTH SIDE CANAL COMPANY
TWIN FALLS CANAL COMPANY
Represented by:
JOHN SIMPSON
113 MAIN AVE W, STE 303
PO BOX 485
TWIN FALLS, ID 83303-0485

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☒ Facsimile: (208) 344-6034
- ☒ Email: jks@idahowaters.com

MINIDOKA IRRIGATION DISTRICT

Represented by:
W KENT FLETCHER
1200 OVERLAND AVE
PO BOX 248
BURLEY, ID 83318

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☒ Facsimile: (208) 878-2548
- ☒ Email: wkf@pmt.org

NEW SWEDEN IRRIGATION DISTRICT
FREMONT-MADISON IRR DIST

Represented by:
JERRY R. RIGBY
25 N 2ND E
PO BOX 250
REXBURG, ID 83440-0250

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☒ Facsimile: (208) 356-0768
- ☒ Email: jrigby@rex-law.com

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

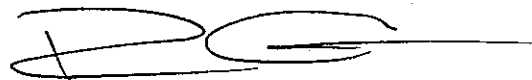
- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☒ Facsimile: (303) 844-1350
- ☒ Email: David.Gehlert@usdoj.gov

UNITED STATES OF AMERICA
REGIONAL DIRECTOR PN REGION
BUREAU OF RECLAMATION PN-3100
1150 N CURTIS RD STE 100
BOISE, ID 83706-1234

- ☒ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☐ Facsimile: (208) 378-5129
- ☐ Statehouse Mail

IDWR DOCUMENT DEPOSITORY
PO BOX 83720
BOISE, ID 83720-0098

- ☐ U.S. Mail, postage prepaid
- ☐ Hand Delivery
- ☐ Federal Express
- ☐ Facsimile: 287-6700
- ☒ Statehouse Mail



DAVID I. STANISH
Deputy Attorney General