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OCT 21 2009
DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____
2009 OCT 20 PM 2 38

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

	)	Subcases:
	)	01-217, 01-218, 01-4024 & 01-4025
In Re SRBA	)	[Minidoka Power Rights]
	)	and
	)	01-2068 & 01-4054
	)	[Palisades Power Rights]
Case No. 39576	)	(USDI / BUREC)
	)	
	)	ORDER GRANTING MOTION TO
	)	RECONSIDER

On October 16, 2009, the Special Master entered an *Order granting Motion to Amend Deposition Schedule*. The same date the Surface Water Coalition¹ filed its *Motion to Reconsider* because the parties have agreed to amend the deposition schedule and certain pre-hearing settings.

An expedited hearing was held by telephone on October 20, 2009. C. Thomas Arkoosh appeared for the Surface Water Coalition; David I. Stanish appeared for the State; Josephine P. Beeman appeared for the City of Pocatello; Scott J. Smith appeared for the Ground Water Districts; Jerry R. Rigby appeared for the Upper Valley Irrigators; and Garrick L. Baxter appeared for IDWR. The parties, EXCEPT THE Ground Water Districts, agreed to amend the deposition schedule and pre-hearing settings as follows:

THEREFORE, IT IS ORDERED that the following schedule shall apply:

October 22, 2009, Thursday
8:00 a.m.

Deposition of Gary Spackman, Interim IDWR Director

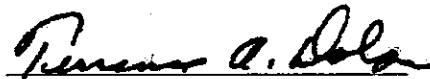
10:30 a.m.

Deposition of State of Idaho, represented by former IDWR Director David R. Tuthill

¹ The Surface Water Coalition is often described as including: American Falls Reservoir, Milner Irrigation District, North Side Canal Company, Minidoka Irrigation District, Burley Irrigation District, Twin Falls Canal Company, Falls Irrigation District and A&B Irrigation District.

1:00 p.m.	Deposition of Lyle Swank, District 1 Water Master
October 27, 2009, Tuesday 9:00 a.m.	Deposition of USDI / BUREC (Rich Rigby?)
November 3, 2009 Tuesday	Responses to motions for summary judgment due
November 10, 2009 Tuesday	Replies due
November 12, 2009, Thursday 10:00 a.m.	Hearing on motions for summary judgment: SRBA Courthouse 253 3 rd Avenue North Twin Falls, Idaho

DATED October 20, 2009.



TERRENCE A. DOLAN
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO RECONSIDER was mailed on October 20, 2009, with sufficient first-class postage to the following:

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MILNER IRRIGATION DISTRICT

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AMERICAN FALLS RESERVOIR

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ORDER

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STATE OF IDAHO

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ABERDEEN AMERICAN FALLS

BINGHAM GROUND WATER DISTRICT
BONNEVILLE JEFFERSON GROUND
BONNEVILLE JEFFERSON GROUND
CAREY VALLEY GROUND WATER DIST
JEFFERSON CLARK GROUND WATER
MADISON GROUND WATER DISTRICT
MAGIC VALLEY GROUND WATER DIST
NORTH SNAKE GROUND WATER DIST

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(Certificate of mailing continued)

A & B IRRIGATION DISTRICT
BURLEY IRRIGATION DISTRICT
FALLS IRRIGATION DISTRICT

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DIRECTOR OF IDWR
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ORDER

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Deputy Clerk

