

Party's Name: Faulkner Land & Livestock

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ATTORNEY GENERAL

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Department of Water Resources
Adjudication Bureau

Attorneys for Respondent Faulkner Land & Livestock

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

In Re: SRBA	)	Subcase No. 36-00049
	)	(McFaddan)
Case No. 39576	)	AMENDED
	)	MOTION FOR PROTECTIVE ORDER
	)	MOTION TO SHORTEN TIME
_____	)	REQUEST FOR EXPEDITED HEARING

Faulkner Land & Livestock ("Faulkner") moves this court pursuant to Rule 26(c) of the Idaho Rules of Civil Procedure for protective order preventing Objector, Dan H. & Irma R. McFaddan ("McFaddan") from proceeding with the following discovery: (i) a deposition of Sand Springs Ranch Partnership scheduled for 9:00 o'clock a.m., November 14th, 1995, pursuant to Notice filed 4:10 p.m., November 10th, 1995; amended to 10:15 a.m., Thursday, November 16th, 1995, pursuant to Notice filed 10:20 a.m., November 13th, 1995; and (ii) obtaining those documents identified in the duces tecum portion of the notice of taking deposition.

Faulkner specifically requests that discovery not be had.

Faulkner further requests an expedited hearing on this matter and an order from the court shortening the time of notice to McFaddan. This motion is necessary, since

McFaddan's original notice to Faulkner was 1 day and the amended notice of less than 3 days.

Respondent further requests a supporting award of costs and attorney fees.

This motion is supported by the Affidavit and Supplemental Affidavit of C. A. Daw and the Affidavit of Josephine P. Beeman.

Dated: 11/11/95

DILLION, BOSCH, DAW & BOCK
CHARTERED
By: [Signature]
C. A. DAW, of the firm

CERTIFICATE OF SERVICE

I certify that on the 11th day of November, 1995, I caused a true and correct copy of the foregoing document to be served on the following person(s) in the manner designated:

Patrick D. Brown
Hepworth, Lezamiz & Hohnhorst
Chartered
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C. A. Daw