

SEP 28 2018

DEPT OF WATER RESOURCES
SOUTHERN REGION

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

**IN THE MATTER OF APPLICATION
FOR TRANSFER 81940 IN THE NAME
OF EAST VALLEY CATTLE LLC**

AMENDED SCHEDULING ORDER

BACKGROUND

On September 22, 2017, East Valley Cattle LLC, filed Application for Transfer No. 81940 ("Application") with the Idaho Department of Water Resources ("Department"). Nolan K. Branch and Kirtland Yates filed protests against the Application.

On September 13, 2018, the hearing office issued an *Order Authorizing Discovery; Scheduling Order; Notice of Hearing* ("Scheduling Order") in the above-captioned matter. On September 24, 2018, the parties requested that the hearing officer amend the Scheduling Order's deadlines regarding dispositive motions. The hearing officer will amend the Scheduling Order consistent with the parties' request. The January 29, 2019, hearing date is not altered by this order.

AMENDED SCHEDULING ORDER

IT HEREBY ORDERED that the following schedule is ADOPTED:

- September 28, 2018** Deadline to serve written discovery requests. Answers to discovery are due within 30 days of the service date of the request.
- November 20, 2018** Deadline for parties to file dispositive motions. Responses to dispositive motions are due December 4, 2018. Replies to responses are due December 11, 2018.
- January 15, 2019** Deadline for parties to submit a list of expert witnesses they intend to rely upon at the hearing, including the expert's name, address, and phone number.
- January 15, 2019** Deadline for parties to submit copies of exhibits they intend to rely upon at the hearing. Please provide three copies of the proposed exhibits to the hearing officer. One of these three copies will be placed on the witness stand, so there is no need to bring extra copies of exhibits for the witnesses. Please also provide an electronic copy of the proposed exhibits to the hearing officer, if possible. Proposed exhibits for the hearing officer

should be submitted to the Department's State Office in Boise and to mathew.weaver@idwr.idaho.gov.

DATED this 25 day of September 2018.



MATHEW WEAVER
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 25th day of September 2018, I served a true and correct copy of the foregoing document on the following by the method(s) indicated below:

East Valley Cattle LLC
471 N 300 W
Jerome, Idaho 83338
lisa@millenkamp.com

Applicant

- ☒ U.S. Mail, postage prepaid
- ☐ Hand Delivery
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- ☐ Facsimile
- ☒ Email

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For East Valley Cattle LLC, Applicant

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For East Valley Cattle LLC, Applicant

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Protestant

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Protestant

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*For Nolan K Branch and Kirtland Yates,
Protestants*



Kimberle English