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WATER RESOURCES
WESTERN REGION

Attorney for Allen Ranch LLP

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
TRANSFER NO. 78252 IN THE NAME OF) **MOTION FOR ORDER**
ALLEN RANCH LLP) **AUTHORIZING DISCOVERY**
_____)

COMES NOW Allen Ranch LLP, by and through its counsel of record, Bruce M. Smith, of Moore Smith Buxton & Turcke, Chtd., and in accordance with Rule 521 of the Idaho Department of Water Resources' Rules of Procedure (IDAPA 31-01.01.520), hereby moves the Department of an order authorizing it to conduct discovery in the above-captioned matter:

Rule 521 provides, in pertinent part:

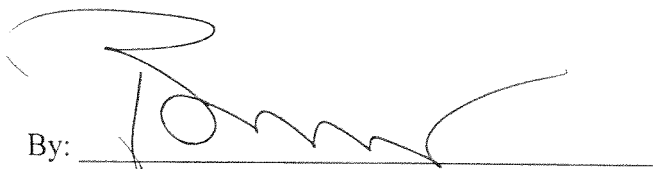
No party before the agency is entitled to engage in discovery unless the party moves for an order authorizing discovery and the agency issues an order authorizing the requested discovery, or upon agreement of all parties to the discovery that discovery may be conducted. The presiding officer shall provide a schedule for discovery in the order authorizing discovery, but the order authorizing and scheduling discovery need not conform to the timetables of the Idaho Rules of Civil Procedure.

IDAPA 31.01.01.521.

Allen Ranch LLP requests that the presiding officer issue an order allowing Allen Ranch to take discovery in any form set forth in Rule 520, and that answers to discovery be provided as required by Idaho Rules of Civil Procedure. Allen Ranch intends to pursue approval of its Application for Permit with all due speed, and obtaining information from the protestants in this matter is a necessary component of that process.

Respectfully submitted this 25 day of September, 2013.

MOORE SMITH BUXTON & TURCKE, CHTD.

By: 

Bruce M. Smith

Attorney for Allen Ranch LLP

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 24 day of September, 2013, I caused to be served a true and correct copy of the foregoing MOTION FOR ORDER AUTHORIZING DISCOVERY to the following:

Original to: (Via Facsimile)

Idaho Department of Water Resources
322 E. Front Street
P.O. Box 83720
Boise, ID 83720-0098

Copies to: (Via First Class U.S. Mail)

John Westra
Regional Manager, Western Region
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

West Mountain Water Association Inc.
c/o Charles Honsinger
Honsinger Law, PLLC
PO Box 517
Boise, ID 83701

Randy and Cris McClintock
PO Box 7
Orvada, NV 89425

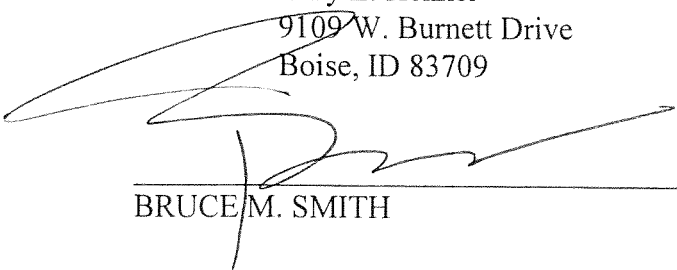
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