

APR 14 2009

DEPARTMENT OF
WATER RESOURCES

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Attorneys for M3 Eagle LLC

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

IN THE MATTER OF APPLICATION
FOR PERMIT NO. 63-32573 IN THE
NAME OF M3 EAGLE LLC

**NOTICE OF SERVICE OF M3 EAGLE'S
CORRECTED PROPOSED WITNESS LIST**

M3 Eagle LLC ("M3 Eagle"), through its counsel Givens Pursley LLP, hereby gives notice that on April 14, 2009 it served on all parties a copy of the corrected list of potential witnesses attached hereto to replace the list included as Attachment B to its April 8, 2009 *Notice of Service of Proposed Exhibits and Witness List*. Potential witness Loren Pearson (geophysicist with Hydro Logic, Inc.) was originally duly identified as an expert in this matter on October 15, 2008, but was inadvertently omitted from the list served on April 8.¹

¹ This Notice also serves to supplement M3 Eagle's April 3, 2009 *Responses to Alan Smith's Interrogatory Nos. 7 through 10*, in which Mr. Pearson's name also was inadvertently omitted from a list of M3 Eagle's experts/consultants.

DATED this 14th day of April, 2009.

Respectfully submitted,

GIVENS PURSLEY LLP

By

A handwritten signature in black ink, appearing to be "JCF" followed by a flourish, and "ML" followed by another flourish, written over a horizontal line.

Jeffrey C. Fereday
Michael P. Lawrence

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 14th of April, 2009, the foregoing was filed, served, or copied as follows:

Idaho Department of Water Resources
Attn: Gary L. Spackman
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

U. S. Mail
 Hand Delivered
 Overnight Mail
 Facsimile
 E-mail

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

U. S. Mail
 Hand Delivered
 Overnight Mail
 Facsimile
 E-mail

North Ada County Groundwater Users Association
c/o David Head
855 Stillwell Drive
Eagle, ID 83616

U. S. Mail
 Hand Delivered
 Overnight Mail
 Facsimile
 E-mail

Bill Lawton, Spokesman for
Robert L. Wood
M. Howard Goldman
Timothy R. Milburn
3145 Osprey Road
Eagle, ID 83616

U. S. Mail
 Hand Delivered
 Overnight Mail
 Facsimile
 E-mail

North Ada County Groundwater Users Association
c/o John Thornton
5264 N. Sky High Lane
Eagle, ID 83616

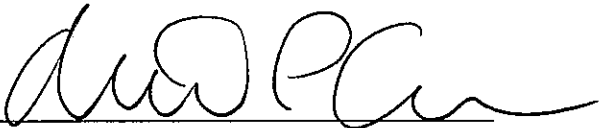
U. S. Mail
 Hand Delivered
 Overnight Mail
 Facsimile
 E-mail

Norman Edwards
884 W. Beacon Light Road
Eagle, ID 83616

U. S. Mail
 Hand Delivered
 Overnight Mail
 Facsimile
 E-mail

Alan Smith
3135 N. Osprey Road
Eagle, ID 83616

U. S. Mail
 Hand Delivered
 Overnight Mail
 Facsimile
 E-mail



Michael P. Lawrence

ATTACHMENT B

**M3 Eagle - List of Potential Witnesses
(in alphabetical order)**

Phil Bandy
Bill Brownlee
Dr. John Church
Roger Dittus
Richard Glanzman
Steve Holt
David Koeppen
Joan Langdon
Mike McVay
Dr. James Osiensky
Dennis Owsley
Loren Pearson
Gerry Robbins
Peter Schwartzman
Logan Schirmer
Ed Squires
Mark Utting
Sean Vincent
Rob Whitney
Scott Wonders
Dr. Spencer Wood
Allan Wylie