

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

IN THE MATTER OF APPLICATION FOR	)	FOURTH PREHEARING
PERMIT TO APPROPRIATE WATER NO.	)	ORDER
95-9244 IN THE NAME OF NORTH	)	
KOOTENAI WATER DISTRICT	)	
_____	)	

On January 28, 2009, the hearing officer for the above titled contested case conducted a telephonic status conference. Peter G. Scott, counsel for applicant, North Kootenai Water District, and Richard Eichstaedt and Rachael Osborn, counsel for protestants, Sierra Club and Friends of the Aquifer, participated.

The parties agreed that the hearing should be rescheduled and that a prehearing order should establish deadlines for hearing preparation.

PREHEARING ORDER

IT IS FURTHER ORDERED that, on or before February 13, 2009, the parties shall disclose to each other prospective witnesses who may testify at the hearing.

IT IS FURTHER ORDERED that the deadline for completing depositions is extended. The parties shall be complete depositions on or before April 10, 2009.

IT IS FURTHER ORDERED that the parties shall file any dispositive prehearing motions on or before April 20, 2009.

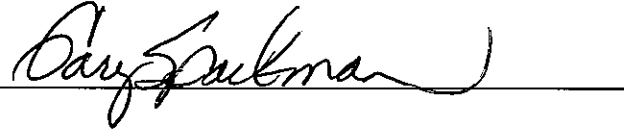
IT IS FURTHER ORDERED that the parties shall exchange exhibits on or before May 18, 2009.

IT IS FURTHER ORDERED that the parties shall file any optional prehearing briefs on or before May 20, 2009.

IT IS FURTHER ORDERED that service may be completed by electronic submission on the dates identified, either by email or by facsimile with a hard copy to follow.

IT IS FURTHER ORDERED that the hearing will be conducted on May 27, 28 & 29, 2009, and a hearing notice will be subsequently sent to the parties.

Dated this 9th day of February, 2009.

A handwritten signature in cursive script, reading "Gary Spackman", is written over a horizontal line.

Gary Spackman
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 10th day of February, 2009, a true and correct copy of the above and foregoing document was served on the following by placing a copy of the same in the United States mail, postage prepaid and properly addressed to the following

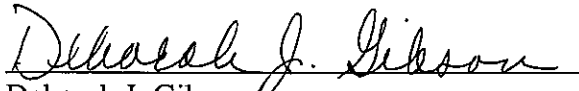
Document(s) Served: Prehearing Order

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Deborah J. Gibson
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