

Robert L. Harris, Esq.
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.
1000 Riverwalk Dr., Ste. 200
P.O. Box 50130
Idaho Falls, Idaho 83405
Telephone: (208) 523-0620
Facsimile: (208) 523-9518
Idaho State Bar Number 7018

COPY

BEFORE THE DEPARTMENT OF WATER RESOURCES
STATE OF IDAHO

IN THE MATTER OF APPLICATION
FOR TRANSFER NO. 73951 (in the
name of Mud Lake Water Users, Inc.)

**REQUEST FOR EXTENSION OF
DISCOVERY CUTOFF**

COMES NOW Mud Lake Water Users, Inc. (hereafter "MLWU"), by and through its counsel of record, Robert L. Harris of the law firm Holden, Kidwell, Hahn & Crapo, PLLC, hereby requests that the discovery cutoff be extended from September 6, 2008, to September 20, 2008.

Due to a scheduling mistake by MLWU's counsel, it was believed that the discovery cutoff was September 20, 2008, the same date witness and exhibit lists would be due to the other party. MLWU's counsel recently discovered that the cutoff date had been set two weeks previous to that time, and while discovery requests are being mailed to the protestants before that date, the time frame in which they have to respond to the discovery requests will be after the September 6, 2008, deadline.

There is no prejudice to the other parties as to this request, as it is currently set for a hearing in January 2009. As such, there is ample time to complete the discovery we have requested.

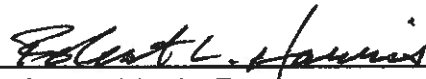
RECEIVED

AUG 18 2008

Department of Water Resources
Eastern Region

DATED this 15th day of August, 2008.

HOLDEN, KIDWELL, HAHN & CRAPO, PLLC


Robert L. Harris, Esq.
Attorneys for Mud Lake Water Users, Inc.

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the following described pleading or document on the attorneys listed below by hand delivering, by mailing or by facsimile, with the correct postage thereon, on this 15th day of August, 2008.

DOCUMENT SERVED: REQUEST FOR EXTENSION OF DISCOVERY CUTOFF

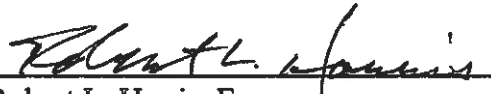
ATTORNEYS AND/OR INDIVIDUALS SERVED:

Gary Spackman, Hearing Officer
Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720-0098

(☒) First Class Mail
(☐) Hand Delivery
(☐) Facsimile
(☐) Overnight Mail

Ernie Carlsen
Idaho Department of Water Resources
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402

(☒) First Class Mail
(☐) Hand Delivery
(☐) Facsimile
(☐) Overnight Mail


Robert L. Harris, Esq.
Holden, Kidwell, Hahn & Crapo, PLLC

G:\WPDATA\RLH\1047 MLWU03, Transfer\Motion for Extension.wpd:cdv