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Department of Water Resources

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APR 01 2003

WATER RESOURCES
WESTERN REGION

March 28, 2003

Mr. Gary Spackman
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

Re: In The Matter Of Application To Transfer No. 67055 and Application For
Amendment In The Name Of The State Of Idaho, Department Of Correction.

Dear Mr. Spackman:

This letter is in response to the Prehearing Order entered on March 5, 2003. The State of Idaho, Department of Correction, would like to proceed to hearing in the above-entitled matter. Enclosed is a proposed schedule that accommodates our need to collect and analyze data prior to the hearing. The proposed schedule only includes a specific date for the first three items listed. The dates for the later events would be a matter for discussion at the next Pre-Hearing Conference. I listed the other events to provide all parties an opportunity to think about appropriate dates for those events. Finally, Mr. Ed Squires, an expert retained by the Department of Correction, recently sent a letter dated March 15, 2003, to Mr. Steve Lester about some of the wells involved in the transfer. I ask that the Department include this letter in the hearing record.

Sincerely,

A handwritten signature in black ink, reading "David J. Barber".

DAVID J. BARBER
Deputy Attorney General

DJB/pb
Enclosures 2
cc w/enclosures: United Water Idaho (Roger Dittus)
John Marshall

PROPOSED SCHEDULE

Event	Date
Entry of Pre-hearing Order that sets date for next Pre-Hearing Conference	April 8, 2003
Complete analysis of proposed Transfer & Amendment and complete a needs analysis of prison	May 30, 2003
Pre-hearing Conference to discuss resolution of Protest and dates for resolution of matter	June 30, 2003
Entry of Pre-Hearing Order that governs discovery, designation of witnesses, submission of prepared expert testimony, and other dates related to a hearing on the merits.	
Designation of all witnesses to be used in a party's case in chief	
Discovery Commences	
Designation of all rebuttal witnesses	
Discovery closes	
Submission of dispositive motions	
Submission of responses to dispositive motions	
Hearing on dispositive motions	
Submission of written prepared expert testimony for a party's case-in-chief	
Hearing on the merits	
Submission of post-hearing opening briefs	
Submission of post-hearing response briefs	