BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF DISTRIBUTION OF WATER TO VARIOUS WATER RIGHTS HELD BY OR FOR THE BENEFIT OF A&B IRRIGATION DISTRICT, AMERICAN FALLS RESERVOIR DISTRICT #2, BURLEY IRRIGATION DISTRICT, MILNER IRRIGATION DISTRICT, MINIDOKA IRRIGATION DISTRICT, NORTH SIDE CANAL COMPANY, AND TWIN FALLS CANAL COMPANY	)	**ORDER EXTENDING TIME FOR FILING EXPERT REPORTS AND FOR HEARING**

On July 22, 2005, the Director of the Department of Water Resources ("Director" or "Department") entered a *Scheduling Order* in this matter. On September 1, 2002, the Director issued an *Order Amending the Scheduling Order of July 22, 2005*. On October 7, 2005, the Director received a motion from the Surface Water Coalition ("SWC") requesting more time for the preparation of expert reports and requesting a continuation of the scheduled hearing date for six months. On October 14, 2005, the Director received a motion from the City of Pocatello ("Pocatello") to extend the existing deadline for the disclosure of expert reports and to postpone the hearing for a short period. The Idaho Ground Water Appropriators, Inc. ("IGWA") filed a response to SWC's motion on October 13, 2005, opposing a delay in the hearing, but agreeing that it could be appropriate to extend the deadlines for expert reports by three to four weeks.

Expert reports are due on November 4, 2005, under the scheduling order presently in effect. Because of the short period of time before the expert reports are due, the Director is providing this abbreviated response to the relief requested by the parties and will issue a more detailed response and a second amended scheduling order at a later date.

ORDER

Based upon initial consideration of the motions filed by the Surface Water Coalition and the City of Pocatello and the response by the Idaho Ground Water Appropriators, Inc., the Director enters the following Order:

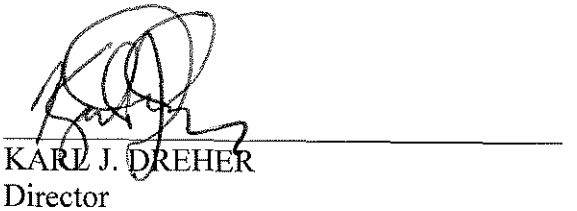
IT IS HEREBY ORDERED as follows:

1. The time for submission of expert witness reports is extended to December 30, 2005.

2. The date for commencement of the hearing is extended to March 6, 2006.

IT IS FURTHER ORDERED that the Director will issue a Seconded Amended Scheduling Order in the near future.

DATED this 17th day of October, 2005.



KARL J. DREHER
Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 17th day of October, 2005, the above and foregoing, was served by the method indicated below, and addressed to the following:

TOM C. ARKOOSH ARKOOSH LAW OFFICES PO BOX 32 GOODING ID 83330 (208) 934-8873 alo@cableone.net	(x) U.S Mail, Postage Prepaid ( ) Facsimile (x) E-mail
W. KENT FLETCHER FLETCHER LAW OFFICE PO BOX 248 BURLEY ID 83318-0248 (208) 878-2548 wkf@pmt.org	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail
ROGER D. LING LING ROBINSON & WALKER PO BOX 396 RUPERT ID 83350-0396 (208) 436-6804 lnrlaw@pmt.org	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail
JOHN A. ROSHOLT TRAVIS L. THOMPSON BARKER ROSHOLT 113 MAIN AVENUE WEST, SUITE 303 TWIN FALLS ID 83301-6167 (208) 735-2444 jar@idahowaters.com tlt@idahowaters.com	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail
JOHN K. SIMPSON BARKER ROSHOLT PO BOX 2139 BOISE ID 83701-2139 (208) 344-6034 jks@idahowaters.com	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail

JEFFREY C. FEREDAY MICHAEL C. CREAMER GIVENS PURSLEY PO BOX 2720 BOISE ID 83701-2720 (208) 388-1200 cf@givenspursley.com mcc@givenspursley.com	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail
SCOTT L. CAMPBELL MOFFATT THOMAS PO BOX 829 BOISE ID 83701 (208) 385-5384 slc@moffatt.com	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail
KATHLEEN M. CARR OFFICE OF THE FIELD SOLICITOR 550 WEST FORT STREET MSC 020 BOISE ID 83724 (208) 334-1378	(x) U.S. Mail, Postage Prepaid ( ) Facsimile ( ) E-mail
MATT HOWARD PN-3130 US BUREAU OF RECLAMATION PACIFIC NORTHWEST REGION 1150 NORTH CURTIS ROAD BOISE ID 83706-1234 (208) 378-5012 mhoward@pn.usbr.gov	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail
JOSEPHINE P. BEEMAN BEEMAN & ASSOCIATES 409 WEST JEFFERSON STREET BOISE ID 83702 (208) 331-0954 jo.beeman@beemanlaw.com	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail
SARAH A. KLAHN WILLIAM A HILLHOUSE II AMY W BEATIE WHITE & JANKOWSKI 511 16TH STREET, SUITE 500 DENVER CO 80202 sarahk@white-jankowski.com billh@white-jankowski.com amyb@white-jankowski.com	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail

MICHAEL S. GILMORE ATTORNEY GENERAL'S OFFICE PO BOX 83720 BOISE ID 83720-0010 (208) 334-2830 mike.gilmore@ag.idaho.gov	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail
TERRY T. UHLING J.R. SIMPLOT COMPANY 999 MAIN STREET BOISE ID 83702 (208) 336-2110 tuhling@simplot.com	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail
JAMES C. TUCKER IDAHO POWER COMPANY 1221 WEST IDAHO STREET BOISE ID 83702 (208) 388-2112 jamestucker@idahopower.com	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail
JAMES S. LOCHHEAD ADAM T. DeVOE BROWNSTEIN HYATT & FARBER 410 17TH STREET, 22ND FLOOR DENVER CO 80202 (303) 223-1100 jlochhead@bhf-law.com	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail
RON CARLSON LEWIS ROUNDS IDWR 900 NORTH SKYLINE DRIVE IDAHO FALLS ID 83402-6105 (208) 525-7177 ron.carlson@idwr.idaho.gov lewis.rounds@idwr.idaho.gov	(x) U.S. Mail, Postage Prepaid ( ) Facsimile (x) E-mail

ALLEN MERRITT
CINDY YENTER
IDWR
1341 FILLMORE STREET, SUITE 200
TWIN FALLS ID 83301-3033
(208) 736-3037
allen.merritt@idwr.idaho.gov
cindy.yenter@idwr.idaho.gov

(x) U.S. Mail, Postage Prepaid
( ) Facsimile
(x) E-mail

Victoria Wigle

Victoria Wigle
Administrative Assistant to the Director
Idaho Department of Water Resources