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BEFORE THE DEPARTMENT OF WATER RESOURCES  
 OF THE STATE OF IDAHO

IN THE MATTER OF THE PETITION  
 DELIVERY CALL OF RANGEN, INC.'S  
 WATER RIGHT NOS. 36-02551 & 36-  
 7694

Docket No. CM-DC-2011-004

**STIPULATION AND JOINT  
 MOTION TO AMEND  
 SCHEDULING ORDER**

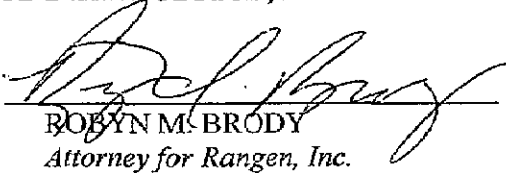
Rangen, Inc., the Surface Water Coalition, Idaho Ground Water Appropriators, Inc., the City of Pocatello and Fremont-Madison Irrigation District hereby stipulate and agree to modify the litigation schedule as set forth below, and jointly move the Director to issue a Fourth Amended Scheduling Order in accordance with this stipulation:

Rebuttal Expert Reports Exchanged	2/8/13
IDWR Staff Memo Due	2/27/13
Expert Witness Depositions	Week of 2/19 – 2/22 at Racine Law Office in Boise (trailing docket with order of witnesses as follows: Hinckley, Brendecke, Sullivan, Woodling (Woodling's deposition will take place on 2/22))

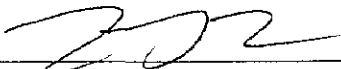
Expert Witness Depositions	2/25 – 2/26 at Racine Law Office in Boise (Green and Church) 2/27 at 9:00 a.m. at Barker Rosholt office in Twin Falls (Contor)
Expert Witness Depositions	Week of 3/4 -3/8 at Racine Law Office in Boise (trailing docket with order of witnesses as follows: Brannon, Colvin, Brockway, Smith, Rogers)
IDWR Staff Depositions	Week of 3/11 at IDWR office (IDWR staff depositions)

DATED this 29th day of January, 2013.

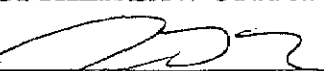
**BRODY LAW OFFICE, PLLC**

By:   
 ROBYN M. BRODY  
 Attorney for Rangen, Inc.

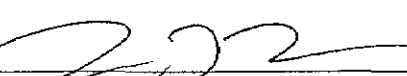
**BARKER, ROSHOLT & SIMPSON,  
L.L.P.**

By:   
 TRAVIS L. THOMPSON  
 Attorneys for A&B Irrigation  
 District, Milner Irrigation District,  
 North Side Canal Company, Twin  
 Falls Canal Company

**FLETCHER LAW OFFICE**


By:   
 W. KENT FLETCHER  
 Attorney for Minidoka Irrigation  
 District

**ARKOOSH EIGUREN**


By:   
 T. TOM ARKOOSH  
 Attorney for American Falls  
 Reservoir District #2

STIPULATION AND JOINT MOTION TO AMEND SCHEDULING ORDER - 2

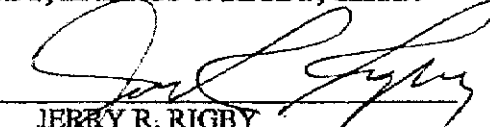
**RACINE, OLSON, NYE, BUDGE & BAILEY, CHARTERED**

By:   
**CANDICE M. McHUGH**  
*Attorney for IGWA*

**WHITE & JANKOWSKI, LLP**

By:   
**SARAH A. KLAHN**  
*Attorney for City of Pocatello*

**RIGBY, ANDRUS & RIGBY, CHTD.**

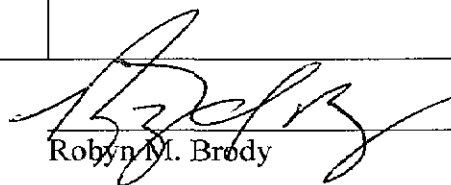
By:   
**JERRY R. RIGBY**  
*Attorney for Fremont-Madison Irrigation District*

**CERTIFICATE OF SERVICE**

The undersigned, a resident attorney of the State of Idaho, hereby certifies that on the <sup>29<sup>th</sup></sup> ~~28<sup>th</sup>~~ day of January, 2013 she caused a true and correct copy of the foregoing document to be served upon the following using the methods shown:

<b>Original:</b> Director Gary Spackman Idaho Department of Water Resources P.O. Box 83720 Boise, ID 83720-0098 Deborah.Gibson@idwr.idaho.gov	Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input checked="" type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/>
Garrick Baxter Chris Bromley Idaho Department of Water Resources P.O. Box 83720 Boise, Idaho 83720-0098 garrick.baxter@idwr.idaho.gov chris.bromley@idwr.idaho.gov	Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/> E-Mail <input checked="" type="checkbox"/>
Randall C. Budge Candice M. McHugh Thomas J. Budge RACINE, OLSON, NYE, BUDGE &	Hand Delivery <input type="checkbox"/> U.S. Mail <input type="checkbox"/> Facsimile <input type="checkbox"/> Federal Express <input type="checkbox"/>

<p>BAILEY, CHARTERED  P.O. Box 1391  101 South Capitol Blvd, Ste 300  Boise, ID 83704-1391  Fax: 208-433-0167  rcb@racinelaw.net  cmm@racinelaw.net  tjb@racinelaw.net</p>	<p>E-Mail <input checked="" type="checkbox"/></p>
<p>Sarah Klahn  Mitra Pemberton  WHITE &amp; JANKOWSKI  Kittredge Building,  511 16th Street, Suite 500  Denver, CO 80202  sarahk@white-jankowski.com  mitrap@white-jankowski.com</p>	<p>Hand Delivery <input type="checkbox"/>  U.S. Mail <input type="checkbox"/>  Facsimile <input type="checkbox"/>  Federal Express <input type="checkbox"/>  E-Mail <input checked="" type="checkbox"/></p>
<p>Dean Tranmer  City of Pocatello  P.O. Box 4169  Pocatello, ID 83201  dtranmer@pocatello.us</p>	<p>Hand Delivery <input type="checkbox"/>  U.S. Mail <input type="checkbox"/>  Facsimile <input type="checkbox"/>  Federal Express <input type="checkbox"/>  E-Mail <input type="checkbox"/></p>
<p>John K. Simpson  Travis L. Thompson  Paul L. Arrington  Barker Rosholt &amp; Simpson, L.L.P.  195 River Vista Place, Suite 204  Twin Falls, ID 83301-3029  Facsimile: (208) 735-2444  tlt@idahowaters.com  jks@idahowaters.com</p>	<p>Hand Delivery <input type="checkbox"/>  U.S. Mail <input type="checkbox"/>  Facsimile <input type="checkbox"/>  Federal Express <input type="checkbox"/>  E-Mail <input checked="" type="checkbox"/></p>
<p>C. Thomas Arkoosh  Arkoosh Eiguren  P.O. Box 2900  Boise, ID 83702  Tom.arkoosh@aelawlobby.com</p>	<p>Hand Delivery <input type="checkbox"/>  U.S. Mail <input type="checkbox"/>  Facsimile <input type="checkbox"/>  Federal Express <input type="checkbox"/>  E-Mail <input checked="" type="checkbox"/></p>
<p>W. Kent Fletcher  Fletcher Law Office  P.O. Box 248  Burley, ID 83318  wkf@pmt.org</p>	<p>Hand Delivery <input type="checkbox"/>  U.S. Mail <input type="checkbox"/>  Facsimile <input type="checkbox"/>  Federal Express <input type="checkbox"/>  E-Mail <input checked="" type="checkbox"/></p>
<p>Jerry R. Rigby  Hyrum Erickson  Robert H. Wood  Rigby, Andrus &amp; Rigby, Chartered  25 North Second East  Rexburg, ID 83440  jrigby@rex-law.com  herickson@rex-law.com  rwood@rex-law.com</p>	<p>Hand Delivery <input type="checkbox"/>  U.S. Mail <input type="checkbox"/>  Facsimile <input type="checkbox"/>  Federal Express <input type="checkbox"/>  E-Mail <input checked="" type="checkbox"/></p>

  
Robyn M. Brody