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DEPARTMENT OF
WATER RESOURCES

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ATTORNEYS FOR CITY OF POCATELLO

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

IN THE MATTER OF DISTRIBUTION) Docket No. CM-DC-2011-004
OF WATER TO WATER RIGHT NOS.)
36-02551 AND 36-07694) **STIPULATION AND JOINT MOTION TO**
) **AMEND SCHEDULING ORDER**
(RANGEN, INC.))
_____)


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

Dispositive motions response briefs due	March 22, 2013
Responses to staff memo due	April 5, 2013
Dispositive motions reply briefs due	March 29, 2013


Hearing on dispositive motions	April 3, 2013
Witness lists and exhibit lists exchanged	April 15, 2013
Pre-hearing briefs due	April 19, 2013
Pre-hearing conference	April 22, 2013
Hearing begins	May 1, 2013
Hearing ends	May 15, 2013

Respectfully submitted this ^{19th}~~18th~~ day of March, 2013.


WHITE & JANKOWSKI

By 
 Sarah A. Klahn
 Attorney for City of Pocatello


RACINE, OLSON, NYE, BUDGE & BAILEY,
 CHARTERED

By 
 Candice M. McHugh
 Attorney for IGWA

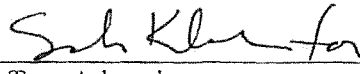
BARKER, ROSHOLT & SIMPSON, L.L.P.

By 
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 Attorney for A&B Irrigation District, Milner
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 Company, Twin Falls Canal Company

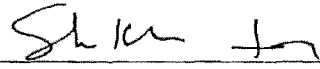
FLETCHER LAW OFFICE

By 
 W. Kent Fletcher
 Attorney for Minidoka Irrigation District

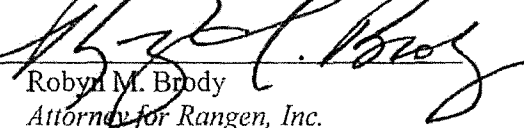
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By 
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RIGBY, ANDRUS & RIGBY, CHTD.

By 
Jerry R. Rigby
*Attorney for Fremont-Madison Irrigation
District*

BRODY LAW OFFICE, PLLC

By 
Robyn M. Brody
Attorney for Rangen, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of March, 2013, I caused to be served a true and correct copy of the foregoing **Stipulation and Joint Motion to Amend Scheduling Order with Proposed Order** for **Docket No. CM-DC-2011-004** upon the following by the method indicated:



Sarah Klahn, White & Jankowski, LLP

<p>Gary Spackman, Director State of Idaho, Dept of Water Resources 322 E Front St PO Box 83720 Boise ID 83720-0098 deborah.gibson@idwr.idaho.gov</p>	<p><input checked="" type="checkbox"/> Original sent via U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail – Federal Express <input type="checkbox"/> Facsimile – 208-287-6700 = Phone – 208-287-4803 <input checked="" type="checkbox"/> Email</p>
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<p>Fritz Haemmerle Haemmerle Haemmerle PO Box 1800 Hailey ID 83333 fxh@haemlaw.com</p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile – 208-578-0564 <input checked="" type="checkbox"/> Email</p>
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<p>C. Thomas Arkoosh Arkoosh Law Offices PO Box 2900 Boise ID 83701 tom.arkoosh@arkoosh.com erin.cecil@arkoosh.com</p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-343-5456 <input checked="" type="checkbox"/> Email</p>
<p>John K. Simpson Travis L. Thompson Paul L. Arrington Barker Rosholt & Simpson 195 River Vista Place Ste 204 Twin Falls ID 83301-3029 tlt@idahowaters.com jks@idahowaters.com pla@idahowaters.com jf@idahowaters.com</p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-735-2444 <input checked="" type="checkbox"/> Email</p>
<p>W. Kent Fletcher Fletcher Law Office PO Box 248 Burley, ID 83318 wkf@pmt.org</p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-878-2548 <input checked="" type="checkbox"/> Email</p>
<p>Jerry R. Rigby Hyrum Erickson Robert H Wood Rigby Andrus & Rigby PO Box 250 Rexburg ID 83440-0250 jrigby@rex-law.com herickson@rex-law.com rwood@rex-law.com</p>	<p><input type="checkbox"/> U.S. Mail, Postage Prepaid <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Facsimile 208-356-0768 <input checked="" type="checkbox"/> Email</p>

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

IN THE MATTER OF DISTRIBUTION)
 OF WATER TO WATER RIGHT NOS.) Docket No. CM-DC-2011-004
 36-02551 AND 36-07694)
) **ORDER ENTERING FIFTH AMENDED**
 (RANGEN, INC.)) **SCHEDULE AND GRANTING JOINT MOTION**
) **TO AMEND SCHEDULING ORDER**

On March 19, 2013, the parties in the Rangen, Inc. Delivery Call stipulated and agreed to modify certain dates presently outlined in the Fourth Amended Scheduling Order, dated January 29th 2013. The following schedule shall now govern this proceeding:

Dispositive motions response briefs due	March 22, 2013
Responses to staff memo due	April 5, 2013
Dispositive motions reply briefs due	March 29, 2013
Hearing on dispositive motions	April 3, 2013
Witness lists and exhibit lists exchanged	April 15, 2013
Pre-hearing briefs due	April 19, 2013
Pre-hearing conference	April 22, 2013
Hearing begins	May 1, 2013
Hearing ends	May 15, 2013

ORDER

Based upon the foregoing, IT IS HEREBY ORDERED that the above amended schedule is ADOPTED.

Dated this ____ day of March, 2013.

 GARY SPACKMAN
 Director