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Attorneys for Respondent

**IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF THE STATE  
OF IDAHO, IN AND FOR THE COUNTY OF ADA**

The IDAHO WATER RESOURCE BOARD,  
and the IDAHO DEPARTMENT OF FISH  
AND GAME,

Petitioners,

v.

KURT W. BIRD and JANET E. BIRD,

Cross-Petitioners,

v.

THE IDAHO DEPARTMENT OF WATER  
RESOURCES,

Respondent.

**Case No. CV01-20-9661**

**UNOPPOSED MOTION TO MODIFY  
BRIEFING SCHEDULE**

IN THE MATTER OF APPLICATION FOR  
PERMIT NO. 74-16187 IN THE NAME OF  
KURT W. BIRD OR JANET E. BIRD

COMES NOW Respondent, the Idaho Department of Water Resources (“IDWR”), by and through its undersigned attorney of record, and moves the Court for an *Order Granting Unopposed Motion to Modify Briefing Schedule*, adopting the following briefing schedule:

1. November 2, 2020: Respondent IDWR files response brief; Cross Petitioners Bird file combined response brief on appeal and opening brief on cross appeal
2. November 23, 2020: Petitioners IWRB/FG file reply brief on appeal
3. December 2, 2020:: Petitioners IWRB/FG file response brief on cross appeal; Respondent IDWR files response brief on cross appeal
4. December 23, 2020: Cross Petitioners Bird file reply brief on cross appeal
5. January 14, 2021: Oral argument at 1:30

Counsel for IDWR has conferred with counsel for all parties in the matter, who have all indicated their support for this motion.

DATED this 7<sup>th</sup> day of October 2020.

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### CERTIFICATE OF SERVICE

I hereby certify that on October <sup>7<sup>th</sup></sup>, 2020, I served a true and correct copy of the foregoing *UNOPPOSED MOTION TO MODIFY BRIEFING SCHEDULE* to be filed with the Court and served on the persons listed below by the methods indicated below:

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