

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

IN RE: PETITIONS OF NORTH SIDE CANAL)
COMPANY, TWIN FALLS CANAL COMPANY,)
AND CLEAR SPRINGS FOODS, INC., FOR)
ESTABLISHMENT OF GROUND WATER)
MANAGEMENT AREAS IN ADMINISTRATIVE)
BASINS 35 AND 36)
_____)

**ORDER AUTHORIZING
DISCOVERY**

This matter was commenced through the filing of petitions by the North Side Canal Company, the Twin Falls Canal Company, and Clear Springs Foods, Inc. ("Petitioners") requesting the Department of Water Resources ("Department") to establish ground water management areas, pursuant to Idaho Code § 42-233b, in the areas encompassed by Administrative Basins 35 and 36.

On August 10, 2001, Respondents Idaho Ground Water Appropriators, Inc., Jerome Cheese Company, Milk Producers of Idaho, Inc., Unit Three Water Users Association, Aberdeen-American Falls Ground Water District, and Bingham Ground Water District ("Respondents"), through their attorneys, Givens Pursley LLP, filed with the Department pleadings titled "Ground Water Users' Response To Surface Water Users' Petitions To Establish Ground Water Management Areas," and "Respondent Ground Water Users' Motion For Discovery Order," ("Motion"). Respondents filed the Motion pursuant to Rules 520 and 521 of the Department's Rules of Procedure, IDAPA 37.01.01.520 and 37.01.01.521.

The Director hereby authorizes the parties to engage in discovery commencing with the date of this order. Because the hearing in this matter presently is set for August 28, 2001, any discovery conducted by the parties must be completed on an expedited schedule. The parties shall serve any discovery requests in this proceeding by August 17, 2001. All discovery, including answers to any discovery requests served, shall be completed by August 24, 2001.

In accordance with Rule 520, the scope of discovery shall be governed by Rule 26(b) of the Idaho Rules of Civil Procedure, unless otherwise provided by statute, rule or order of the Director.

DATED this 12th day of August 2001.



KARL J. DREHER
Director

ORDER AUTHORIZING DISCOVERY

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13th day of August 2001, I caused a true and correct copy of the foregoing Order Authorizing Discovery to be sent by U.S. Mail, postage paid to the following:

Jeffrey C. Fereday, Esq.
Michael C. Creamer, Esq.
John M. Marshall, Esq.
Givens, Pursley, LLP
277 N. 6th Street, Suite 200
P.O. Box 2720
Boise, ID 83701-2720

John A. Rosholt, Esq.
Barker Rosholt & Simpson LLP
142 3rd Avenue North
P.O. Box 1906
Twin Falls, ID 83303-1906

Ronald D. Carlson, Manager
Department of Water Resources
Eastern Regional Office
900 North Skyline Drive
Idaho Falls, ID 83402-6105

Allen D. Merritt, Manager
Department of Water Resources
Southern Regional Office
1341 Fillmore Street, Suite 20
Twin Falls, ID 83301

Lisa Hall

Lisa Hall
Administrative Assistant