

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 |) Case No. CV01-20-9661 |
|---|---|
| AND GAME, |) ORDER GRANTING MOTION |
| Petitioners, |) TO MODIFY BRIEFING) SCHEDULE AND RESETTING) ORAL ARGUMENT |
| vs. |) |
| KURT W. BIRD and JANET E. BIRD, |) |
| Cross Petitioners, |) |
| VS. |) |
| THE IDAHO DEPARTMENT OF WATER RESOURCES, |))) |
| Respondent. |) |
| IN THE MATTER OF APPLICATION FOR PERMIT NO. 74-16187 IN THE NAME OF KURT W. BIRD OR JANET E. BIRD |))) |

On October 14, 2020, the Respondent filed a *Motion* requesting that the Court adopt a modified briefing schedule and reschedule the hearing set in this matter to January 14, 2021, at 1:30 p.m. (Mountain Time). The proposed modified briefing schedule set forth in the Respondent's *Motion* is incorporated herein by reference. In the *Motion*, counsel for the Respondent represents he has conferred with counsel for all parties in this matter, and that none oppose the *Motion*. Therefore, the Court in an exercise of its discretion will grant the *Motion*.

THEREFORE THE FOLLOWING ARE HEREBY ORDERED:

1. The Respondent's *Motion to Modify Briefing Schedule* is hereby granted.

- 2. The Court hereby adopts the briefing schedule set forth in the Respondent's *Motion to Modify Briefing Schedule*.
- 3. Oral argument will be reset to **January 14, 2021, at 1:30 p.m.** (**Mountain Time**) at the Snake River Basin adjudication District Court, 253 3rd Avenue North, Twin Falls, Idaho. Oral argument will be conducted via Zoom.

Dated: Octobu 17, 2021

ERIC J. WILDMAN
District Judge

HOW TO ACCESS YOUR HEARING USING ZOOM:

You are receiving an invitation for a Court Hearing that uses the remote Zoom meeting application. You may appear at this hearing using a telephone or online with a video or audio connection.

The details for your hearing are below:

Oral Argument

Time: Jan 14, 2021 01:30 PM Mountain Time (US)

Join Zoom Meeting

https://zoom.us/j/94012465322?pwd=NTNqdUcvckt0UjZWc1FsV20xTmVkZz09

Meeting ID: 940 1246 5322

Passcode: 951450 One tap mobile

+12133388477,,94012465322#,,,,,0#,,951450# US (Los Angeles)

Dial by your location

+1 213 338 8477 US (Los Angeles)

Meeting ID: 940 1246 5322

Passcode: 951450

Find your local number: https://zoom.us/u/abw3YiBN81

1. How to join the meeting by telephone

- Dial the toll-free number listed above.
- When prompted, enter the meeting ID provided above, followed by #.
- When prompted, enter the meeting password provided above.
- More information on how to use a telephone when connecting to a Zoom meeting can be found here:

https://support.zoom.us/hc/en-us/articles/201362663-Joining-a-meeting-by-phone

2. How to join the meeting online

- In your browser enter the link https://ww.zoom.us/join
- Enter the meeting ID provided above. You may see a spinning wheel while the connection is made.
- Follow the instructions on the screen to either download and install the Zoom client, or to join the meeting via your web browser.
- When prompted, enter the meeting password provided above.
- Once the connection is made, you will be placed in a Waiting Room. A message will appear "Please wait, the meeting host will let you in soon."
- When court begins, you will be brought into the meeting from the Waiting Room.

3. Video (when joining online)

• Start your video by clicking **Start Video**, located in the lower-left corner of the window.

4. Audio

- Your sound will be on mute upon entry.
- Remain muted unless you are asked to speak to the court. Please be sure you have no background noise while speaking. You may be muted or removed from the hearing if causing a disruption.
- To unmute yourself, click the **Unmute** button, located in the lower-left corner of the window.
- If joining only by telephone, press *6 to toggle between unmute/mute.

5. Courtroom standards

- Participants should dress and act as if they were physically in the courtroom.
- Do not talk over others.
- If joining online, you may raise your hand from the **Participants** tab at the bottom of the window if you would like to speak with the court or if you need to have a conversation with your counsel.

6. Assistance

• Additional resources on how to use Zoom to participate in a remote court hearing can be found at http://isc.idaho.gov/isc-zoom

If you have questions regarding this remote hearing or the steps above, please contact the Deputy Clerk of the Snake River Basin Adjudication District Court at 208-736-3011.

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO MODIFY BRIEFING SCHEDULE AND RESETTING ORAL ARGUMENT was mailed on October 14, 2020, with sufficient first-class postage to the following:

IDAHO DEPARTMENT OF FISH AND IDAHO WATER RESOURCE BOARD Represented by: ANN Y VONDE DEPUTY ATTORNEY GENERAL PO BOX 83720 BOISE, ID 83720-0010 Phone: 208-334-2400

IDAHO DEPARTMENT OF WATER Represented by: GARRICK L BAXTER DEPUTY ATTORNEY GENERAL STATE OF IDAHO - IDWR PO BOX 83720 BOISE, ID 83720-0098 Phone: 208-287-4800

IDAHO DEPARTMENT OF FISH AND IDAHO WATER RESOURCE BOARD Represented by: MICHAEL C ORR DEPUTY ATTORNEY GENERAL PO BOX 83720 BOISE, ID 83720-0010

KURT W & JANET E BIRD Represented by: ROBERT L HARRIS 1000 RIVERWALK DR, STE 200 PO BOX 50130 IDAHO FALLS, ID 83405 Phone: 208-523-0620

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Deputy

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