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*Attorneys for Kurt W. Bird & Janet E. Bird*



**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. CV01-20-09661

**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, Cross Petitioners, Kurt W. Bird and Janet E. Bird (the “Birds”), 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 9, 2020: Respondent IDWR files response brief; Cross Petitioners Bird file combined response brief on appeal and opening brief on cross appeal
2. December 2, 2020: Petitioners IWRB/FG file reply brief on appeal
3. December 9, 2020: Petitioners IWRB/FG file response brief on cross appeal; Respondent IDWR files response brief on cross appeal
4. December 30, 2020: Cross Petitioners Bird file reply brief on cross appeal
5. January 14, 2021: Oral argument at 1:30

Counsel for the Birds has conferred with counsel for all parties in the matter, who have all indicated their support for this motion. As set forth above, the January 14, 2021 hearing date will not change.

Dated this 28<sup>th</sup> day of October 2020.



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Robert L. Harris  
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

## CERTIFICATE OF SERVICE

I hereby certify that on the 28<sup>th</sup> day of October 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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