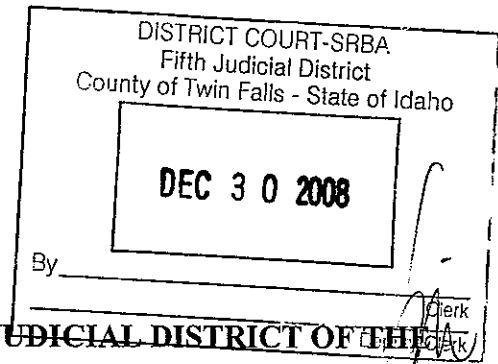


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DEC 31 2008

DEPARTMENT OF
WATER RESOURCES



IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) Water Right Claim: 63-33148

) NOTICE SETTING HEARING
) ON MOTION TO FILE LATE
) NOTICE OF CLAIM

On December 30, 2008, The Terteling Company, Inc., by and through counsel, Charles L. Honsinger, filed a *Motion to File Late Notice of Claim* for the above-captioned water right.

NOTICE IS GIVEN that hearing on the *Motion to File Late Notice of Claim* is set for **Tuesday, March 17, 2009, at 1:30 p.m. (Mountain Time), at the Snake River Basin Adjudication District Court, 253 - 3rd Avenue North, Twin Falls, Idaho.** Parties may participate by telephone by dialing the number 1-918-583-3445 and when prompted entering code 406128.

Failure to appear at the hearing, either in person or by telephone, may result in dismissal of your *Motion to File Late Notice of Claim*.

Dated December 30, 2008.


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the NOTICE SETTING HEARING ON MOTION TO FILE LATE NOTICE OF CLAIM was mailed on December 30, 2008, with sufficient first-class postage to the following:

THE TERTELING CO INC

Represented by:

CHARLES L. HONSINGER

455 S THIRD ST

PO BOX 2773

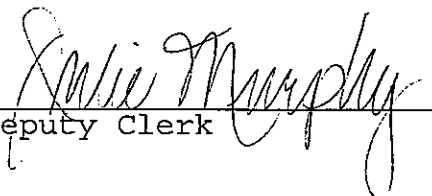
BOISE, ID 83701-2773

Phone: 208-342-4591

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

A handwritten signature in cursive script, appearing to read "Julie Murphy", is written over a horizontal line. The signature is in dark ink and is positioned to the right of the printed text "Deputy Clerk".