

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)	
FOR TRANSFER NO. 81800 IN THE)	NOTICE OF HEARING AND
<u>CASA DEL NORTE LP</u>)	SCHEDULING ORDER

NOTICE OF HEARING

On July 12, 2017, Casa Del Norte, L.P. filed Application for Transfer No. 81800 with the Idaho Department of Water Resources ("Department"). Double Anchor Ranches, Inc. protested the application on July 31, 2017. The application was amended on July 2, 2018 and was protested by the Bureau of Land Management on August 17, 2018. The application was again amended on December 3, 2018 and was protested by Kelly Riggs on January 25, 2019. A prehearing conference was held by the Department on June 20, 2019. The parties have now requested a formal hearing to resolve the protested matter.

The department has scheduled the matter for a hearing beginning at 9:00 a.m. on February 25, 2020, and continuing through February 26, 2020, as necessary, at the Department's State Office located at 322 E Front St, 6th Floor, Boise, ID 83720.

If you plan to offer exhibits for the record at the hearing, note that Rule 606 of the department's Rules of Procedure requires that a copy be provided to the presiding officer.

The presiding officer at the hearing will be James Cefalo, whose mailing address is 900 North Skyline Drive, Suite A, Idaho Falls, ID 83402-1718 and whose email address is James.Cefalo@idwr.idaho.gov.

The hearing will be held in accordance with the provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, and the adopted Rules of Procedure of the department, IDAPA 37.01.01. Copies of the code/rules are obtained from the department's website, www.idwr.idaho.gov, or upon request.

All parties appearing in the matter will have the opportunity to present information, examine witnesses, and provide argument on issues related to the contested application.

The hearing will be conducted in a facility that satisfies the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in, or understand the conference, please notify the department at least (10) days prior to the hearing. Inquiries about scheduling, hearing facilities etc, should be directed to Anna Kaiser, at (208) 334-2190.

SCHEDULING ORDER

1. General discovery may begin immediately and shall end on January 24, 2020.
2. Responses to discovery must be served on the requesting party within 30 days of the request.
3. Written requests for discovery are limited to interrogatories or requests for documents.
4. Expert reports shall be served on opposing parties and the hearing officer on or before December 23, 2019. Rebuttal reports, if prepared, shall be served on opposing parties and the hearing officer on or before January 10, 2020.
5. Depositions must be completed on or before January 24, 2020.
6. On or before February 10, 2020, each party must disclose to all other parties and the hearing officer, in writing, the identity of all witnesses that will or may testify for the party at the hearing.
7. On or before February 10, 2020, each party seeking to offer exhibits at the hearing must physically serve on all other parties and the hearing officer copies of the proposed exhibits. Service of the proposed exhibits will satisfy Rule 606 of the Rules of Procedure. Applicant's exhibits shall be numbered between 1 and 100. Protestant Double Anchor's exhibits shall be numbered between 101 and 200. Protestant Riggs' exhibits shall be numbered between 201 and 300.
8. To avoid duplication of exhibits, pursuant to Rule 602 of the department's Rules of Procedure (IDAPA 37.01.01), the hearing officer will take official notice of the following documents from the application file and department records. For ease of reference, these documents have been assigned the following exhibit numbers:

IDWR1	Amended Application for Transfer 81800 (July 2, 2018)
IDWR2	Notice of Protest – Double Anchor Ranches, Inc.
IDWR3	Notice of Protest – Bureau of Land Management
IDWR4	Notice of Protest – Kelly Riggs
IDWR5	Proof reports for water rights 61-301A, 61-301B, 61-2111, 61-11885, 61-323, 61-326, 61-327, 61-330, 61-331, 61-2038, 61-4147, 61-10349, 61-341, 61-342 and 61-10299

Dated this 8th day of July 2019.



James Cefalo
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 8th day of July 2019, true and correct copies of the documents described below were served by placing a copy of the same with the United States Postal Service, certified mail with return receipt, postage prepaid and properly addressed to the following:

NOTICE OF HEARING AND SCHEDULING ORDER

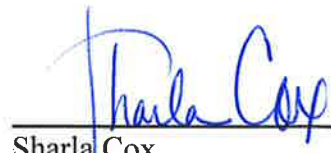
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BOISE ID 83706-6660



Sharla Cox
Administrative Assistant