

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

**IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 35-14402 IN THE NAME)
OF KARL T. COOK OR JEFFREY M. COOK)**

**NOTICE OF HEARING AND
DISCLOSURE ORDER**

NOTICE OF HEARING

On August 29, 2014, Karl T. Cook and Jeffrey M. Cook filed Application for Permit No. 35-14402 with the Idaho Department of Water Resources (department). A joint protest was filed against the application by A&B Irrigation District, Burley Irrigation District, Milner Irrigation District, North Side Canal Company and Twin Falls Canal Company represented by Barker Rosholt & Simpson, LLP and by American Falls Reservoir District #2 and Minidoka Irrigation District represented by Fletcher Law Office.

On December 3, 2014, a pre-hearing conference was conducted. Additional status conferences were conducted on February 2, 2015 and March 4, 2015. The parties have determined that a formal hearing should be held to resolve the protested matter.

The department has scheduled the matter for hearing on **April 24, 2015 beginning at 9:00 AM, at the Idaho Department of Water Resources, 900 N Skyline Dr., Ste A, Idaho Falls, Idaho.**

The presiding officer at the hearing will be James Cefalo, whose mailing address is 900 N. Skyline Dr., Ste A, Idaho Falls, ID 83402-1718.

The hearing will be held in accordance with the provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, the department's Rules of Procedure (IDAPA 37.01.01), and the department's Water Appropriation Rules (IDAPA 37.03.08). A copy of the code and rules may be 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 or hearing facilities should be directed to Sharla Cox at (208) 525-7161.

DISCLOSURE ORDER

1. Expert reports, if any are prepared, shall be served on all parties and the hearing officer on or before March 27, 2015.
2. On or before April 10, 2015, each party must disclose to all other parties and the hearing officer, in writing, the identity of all witnesses that may testify for the party at the hearing. Further, on or before April 10, 2015, each party seeking to offer exhibits at the hearing must serve on all parties, including the hearing officer, copies of exhibits may be offered at the hearing.
3. Rebuttal expert reports, if any are prepared, shall be served on all parties and the hearing officer on or before April 17, 2015.
4. Service of the proposed exhibits will be the method of providing copies of exhibits to the parties as required by Rule 606 of the Rules of Procedure. All parties shall review the proposed exhibits prior to the hearing, and come to the hearing prepared to discuss whether each of the proposed exhibits should be admitted into evidence.

Dated this 6th day of March, 2015.



James Cefalo
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 6th day of March, 2015, 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 requested, postage prepaid and properly addressed to the following:

Document Served: Notice of Hearing and Disclosure Order

CERTIFIED MAIL

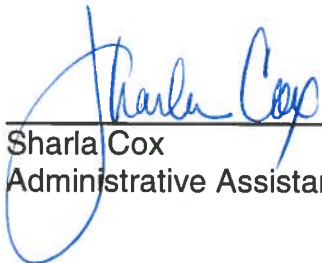
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Sharla Cox
Administrative Assistant