

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

**IN THE MATTER OF APPLICATIONS)
FOR TRANSFER NO. 78387 AND 78390)
IN THE NAME OF EUNICE TYLER)**

NOTICE OF HEARING

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On April 2, 2013, Eunice Tyler, filed Applications for Transfer No. 78387, 78389 and 78390 with the Idaho Department of Water Resources (department). Application for Transfer 78387, was protested by Steven Johnson. Application for Transfer 78390, was protested by Ed Peterson. Application for Transfer 78389 was not protested.

On June 25, 2013, a joint pre-hearing conference was conducted and the parties requested that a formal hearing be held to resolve the protested matters.

The department has scheduled the matters for hearing on July 23, 2013 beginning at 10:00 AM, at the Leadore Community Center in the Leadore Community Library, Leadore, Idaho. The hearing for Application for Transfer No. 78387 will be held first, followed by the hearing for Application for Transfer No. 78390.

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 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 adopted Rules of Procedure of the department, IDAPA 37.01.01, and Water Appropriation Rules 40 and 45. A copy of the code/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.

Dated this 9th day of July 2013.


James Cefalo
Hearing Officer

CERTIFICATE OF SERVICE

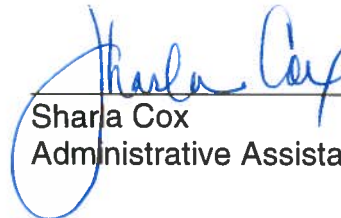
I HEREBY CERTIFY that on this 9th day of July, 2013, true and correct copies of the documents described below were served by placing a copy of the same with the United States Postal Service, certified mail with return receipt requested, postage prepaid and properly addressed to the following:

Document Served: Notice Of Hearing

Eunice Tyler
762 Lee Creek Rd
Leadore ID 83464

Steven Johnson
1019 Lee Creek Rd
Leadore Id 83464

Ed Peterson
Box 85
Leadore ID 83464


Sharla Cox
Administrative Assistant