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JUN 04 2013

**DEPARTMENT OF
WATER RESOURCES**

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Attorneys for City of Pocatello

**BEFORE THE DEPARTMENT OF WATER RESOURCES
FOR STATE OF IDAHO**

IN THE MATTER OF APPLICATION)	
FOR TRANSFER No. 78356)	
(SHEKINAH INDUSTRIES);)	
APPLICATION FOR TRANSFER No.)	CITY OF POCATELLO'S RESPONSE TO
78355 (ORCHARD RANCH);)	NOTICE OF DEFAULT
APPLICATION FOR PERMIT No. 63-)	
32499 (MAYFIELD TOWNSIDE);)	
APPLICATION FOR PERMIT No. 61-)	
12095 (NEVID-CORDER);)	
APPLICATION FOR PERMIT No. 61-)	
19096 (NEVID); APPLICATION FOR)	
PERMIT No. 63-32703 (ORCHARD)	
RANCH); APPLICATION FOR)	
PERMIT No. 61-12256)	
(INTERMOUNTAIN SEWER AND)	
WATER); APPLICATION FOR)	
PERMIT No. 63-33344 (ARK)	
PROPERTIES-MAYFIELD)	
TOWNSITE))	

The City of Pocatello (City or Pocatello), by and through its counsel of record, Josephine P. Beeman of Beeman & Associates, P.C., advises the Idaho Department of Water Resources (IDWR), that it wants to remain active in the proceeding and not to be subject to default.

A primary reason supporting this response to default is that the City of Pocatello has been working in this proceeding with ERO Resources, the same expert used by Idaho Power Company in this proceeding. The purpose of working with ERO Resources has been to examine the availability of water both as changes in the availability would affect existing senior rights (such as Idaho Power) and the financial/hydrogeologic factors affecting long-term municipal water supplies (the interest of the City of Pocatello).

The City will listen to the hearing tapes and review the evidence from the hearing.

The City of Pocatello wishes to remain an active party.

Dated this 3rd day of June 2013.

BEEMAN & ASSOCIATES, P.C.
Attorneys for the City of Pocatello

By Josephine P. Beeman
Josephine P. Beeman

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 3rd day of June 2013, I caused a true and correct copy of the foregoing document to be served on the following by U.S. Mail:

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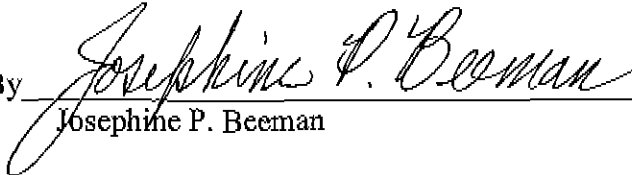
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By 
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