

BEFORE THE DEPARTMENT OF WATER RESOURCES
FOR THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)	
FOR TRANSFER NO. 78356 ¹ (SHEKINAH)	
INDUSTRIES); APPLICATION FOR)	
TRANSFER NO. 78355 ² (ORCHARD)	
RANCH); APPLICATION FOR PERMIT)	
NO. 63-32499 (MAYFIELD TOWNSITE);)	NOTICE OF PROPOSED
APPLICATION FOR PERMIT NO.)	DEFAULT ORDER
61-12095 (NEVID-CORDER);)	
APPLICATION FOR PERMIT NO.)	
61-12096 (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))	
_____)	

On October 6, 2011, the Idaho Department of Water Resources (“Department”) served all parties to this matter, including Protestant G3 LLC, a *Notice of Pre-Hearing Conference*. On October 14, 2011, the Department served all parties to this matter, including Protestant G3 LLC, a *Notice of Pre-Hearing Conference Correction*. The notices contained a certificate of mailing showing the parties were duly served. The notices scheduled a pre-hearing conference to begin on October 25, 2011.

On October 25, 2011, beginning at 1:30 p.m., Gary Spackman, Hearing Officer, conducted a pre-hearing conference to discuss holding a single, consolidated hearing to take evidence regarding the water supply available for eight pending applications: Transfer nos. 73811 and 73834, and application for permit nos. 61-12095, 61-12096, 61-12256, 63-32499, 63-32703, and 63-33344. Protestant G3 LLC did not appear at the pre-hearing conference.

Based upon these facts, the Department notifies Protestant G3 LLC that the following default order is proposed to be issued because of the failure of the protestant to appear at the time and place set for the pre-hearing conference pursuant to IDAPA 37.01.01.700.

¹ Transfer no. 78356 was renumbered from Transfer no. 73811.

² Transfer no. 78355 was renumbered from Transfer no. 73834.

PROPOSED DEFAULT ORDER

Based upon Protestant G3 LLC's failure to appear at the time and place set for pre-hearing conference, it is ORDERED that the Protestant G3 LLC is dismissed as parties to the contested case.

RIGHT TO CHALLENGE

Pursuant to IDAPA 37.01.01.701, Protestant G3 LLC has seven (7) days after the service of this *Notice of Proposed Default Order* to file a written petition requesting that a default order not be entered. The petition must state the grounds why the petitioning party believes that default should not be entered.

Dated this 13th day of May, 2013.


GARY SPACKMAN
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13th day of May, 2013, a true and correct copy of the document described below was served by placing the same in the United States mail, certified with return receipt, postage prepaid and properly addressed to the following:

Document(s) Served: NOTICE OF PROPOSED DEFAULT ORDER

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Deborah J. Gibson
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