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Attorneys for Buckeye Farms, Inc.

RECEIVED

APR 23 2013

DEPT. OF WATER RESOURCES
SOUTHERN REGION

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR
TRANSFER, NO. 66354, IN THE NAME OF
BUCKEYE FARMS, INC.

**REQUEST FOR JOINT
STATUS/SCHEDULING
CONFERENCE**

COMES NOW, the Applicant, Buckeye Farms, Inc., by and through its counsel of record, and hereby request a joint status and scheduling conference in the above captioned matter.

Buckeye Farms filed this application for transfer on January 25, 1995 seeking to change the place of use for two water rights, 36-15 and 36-18. Protests to the transfer were filed by Aqua Life, Inc., Michael Branchflower, Western Legends, LC and Verl C. Bell. To date, all protests, except the one filed by Mr. Bell, have been resolved.

This matter was originally filed in 1995 and has not been process for nearly 20 years. This matter should proceed forward so that the parties may resolve the protests and the Department issue a decision on the Transfer. To that extent, a joint status and scheduling conference should be set so that the parties and Department can identify a schedule to facilitate the resolution of the protest and issuance of a final decision.

For the convenience of the Hearing Officer, below are the Applicant's available dates through the end of May:

REQUEST FOR JOINT STATUS/SCHEDULING CONFERENCE

1

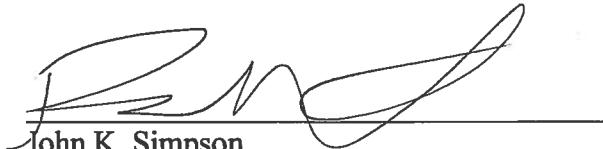
Transfer app. was
renumbered to 78283

May 6-9, 13, 15-17, 20-24, 28-31

A request for availability should be made to the Protestant, Mr. Bell.

Dated this 23rd day of April, 2013.

BARKER RSHOLT & SIMPSON LLP



John K. Simpson
Paul L. Arrington

Attorneys for Buckeye Farms, Inc.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 23rd day of April, 2013, I caused to be served a true and correct copy of the foregoing to be served on the following via first class mail, postage prepaid:

Verl C. Bell
853 East 2830 South
Hagerman, ID 83332


John K. Simpson