

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)	
FOR TRANSFER NO. 78362)	NOTICE OF HEARING AND ORDER
(FORMERLY TRANSFER NO. 77970))	SETTING DISCLOSURE DEADLINES
<u>NAME OF THE SALLY JOHNSON)</u>	

NOTICE OF HEARING

On May 30, 2012, Sally Johnson filed Application for Transfer No. 77970 (which has been renumbered as Transfer No. 78362) with the Idaho Department of Water Resources (department). The application was protested by Logan E. Williams, Churndasher Ranch (Jake Johnson) and Dwight Simmons. The department conducted pre-hearing conferences for this case on August 14, 2012 and January 17, 2013. At the 2nd prehearing conference, the parties requested that a hearing be scheduled to resolve the contested case.

The department has now scheduled the matter for hearing on **March 6th and 7th, 2013 at 10:00 a.m. at the Fire Station Training Room, 105 Cedar Street in Mackay, 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. 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 hearing will be held in accordance with the provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, and the adopted Rules of Procedure of the department, IDAPA 37.01.01. 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.

ORDER SETTING DISCLOSURE DEADLINES

IT IS HEREBY ORDERED that on or before February 8, 2013 each party seeking to offer exhibits at the hearing must serve on all parties and the hearing officer copies of the exhibits, including any expert reports. Service of the proposed exhibits will be the method of providing copies of the exhibits to the parties as required by Rule 606 of the Rules of Procedure. The parties should review the proposed exhibits prior to the hearing, and come to the hearing prepared to discuss whether they should be admitted into evidence.

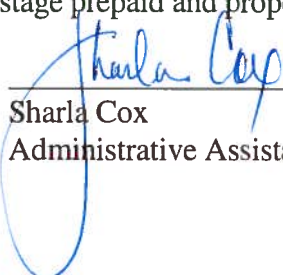
IT IS FURTHER ORDERED that on or before February 8, 2013 each party must disclose to all other parties and the hearing officer, in writing, the identity of all witnesses that may testify for the party at the hearing, including any expert witnesses.

Dated this 18th day of January 2013.


James Cefalo
Water Resources Program Manager

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 18th day of January 2013, a true and correct copy of the document(s) described below were served by placing a copy of the same in the United States mail, certified with return receipts, postage prepaid and properly addressed to the following:


Sharla Cox
Administrative Assistant

Dwight Simmons
5457 Fish Hatchery Rd
Mackay ID 83251

Sally Johnson
6222 Bartlett Point Rd
Mackay ID 83251

Churndasher Ranch
Jake Johnson
5366 Fish Hatchery Rd
Mackay ID 83251

Holden Kidwell Hahn & Crapo
Robert Harris
PO Box 50130
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Logan E Williams
PO Box 96
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