



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

June 26, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

WEST MOUNTAIN WATER ASSN INC
PO BOX 388
CASCADE ID 83611

JOYCE FORD
GLENN FORD
569 BRENDA LN
CASCADE ID 83611

ALLEN RANCH LLP
C/O MOORE SMITH BUXTON & TURCKE
ATTN: BRUCE SMITH
950 W BANNOCK ST STE 520
BOISE ID 83702

RE: Application for Permit No. 65-23457 and Transfer Application No. 77209

Dear Parties:

In January of 2012 the Department of Water Resources (IDWR) issued orders scheduling hearings for Application for Transfer No. 77209, filed by West Mountain Water Association, and Application for Permit No. 65-23457, filed by Joyce Ford and Glenn Ford. The two applications involve diversions from the same source of water in close proximity to each other. Consequently, the hearings for the two applications were scheduled for the same dates, July 17 & 18, 2012. The orders did not indicate whether the hearings would be held consecutively or whether they would be consolidated into a single proceeding.

After some deliberation, I believe the least complicated option would be to hold separate hearings back-to-back on the scheduled dates. I plan to begin the hearing for Application for Permit No. 65-23457 (Ford) at 9:00 on Tuesday, July 17, 2012. I will hold the hearing for Application for Transfer No. 77209 (West Mountain Water Association) after concluding the hearing on the Ford application. Depending on the length of the Ford hearing, the West Mountain Water Association hearing could begin on either July 17 or July 18. Please be in attendance and prepared to commence on either date.

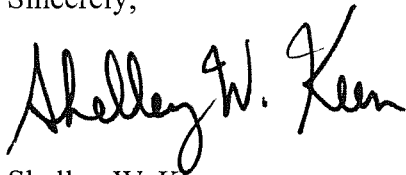
I have enclosed a memorandum prepared by John Westra of IDWR on April 1, 2012. It appears this memorandum has not previously been made available to the parties. Pursuant to Rule 602 of IDWR's Rules of Procedure (IDAPA 37.01.01), John Westra will be available for cross-examination at the hearings if any party submits a request to me in writing by July 3, 2012.

Letter to Contested Case Parties
June 25, 2012
Page 2

Finally, just a reminder that for each application the *Notice of Hearing and Pre-Hearing Order* set July 3, 2012, as the deadline for:

- Disclosing the identities of expert witnesses who will or may testify at the hearing.
- Completing depositions.
- Serving copies of proposed exhibits to the other parties and to the Hearing Officer.

Sincerely,

A handwritten signature in black ink that reads "Shelley W. Keen". The signature is written in a cursive, flowing style.

Shelley W. Keen
Hearing Officer

cc: John Westra, IDWR Western Region
Vicky Music, IDWR Western Region

CERTIFICATE OF SERVICE

I hereby certify that on June 26, 2012, I mailed a true and correct copy, postage prepaid, of the foregoing NOTICE OF SEPARATE HEARINGS to the person(s) listed below:

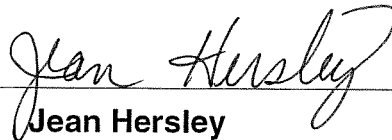
RE: **Transfer No.: 77041 65-3111A**

Application for Permit No. 65-23457

**WEST MOUNTAIN WATER ASSN INC
PO BOX 388
CASCADE ID 83611**

**GLENN & JOYCE FORD
569 BRENDA LN
CASCADE ID 83611**

**ALLEN RANCH LLP
C/O MOORE SMITH BUXTON & TURCKE
ATTN BRUCE SMITH
950 W BANNOCK ST STE 520
BOISE ID 83702**

A handwritten signature in cursive script, reading "Jean Hersley", is written over a horizontal line.

Jean Hersley

Technical Records Specialist I