



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

January 26, 2012

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

JR Allen
Allen Ranch LLP
2624 S Inglenook PL
Meridian ID 83642

Bruce Smith Atty
Moore Smith Buxton & Turcke Chtd
950 W Bannock ST Ste 520
Boise ID 83702

RE: Hearing Date-Contested Applications for Transfer No. 77121 & Permit No. 65-23451

Dear Mr. Smith & Mr. Allen:

This letter is in response to Mr. Smith's letter received on January 23, 2012 regarding Mr. Allen's unavailability on the hearing date. The contested cases have numerous protests and it is very difficult to find a time acceptable to all parties. We have set the hearing over 4 months out to enable parties to adjust their schedules.

Please provide the following for consideration by **February 8, 2012**:

- An explanation why Mr. Allen is not available for the hearing dates of May 8th and 9th.*
- Calendars for May, June, and July 2012 showing the availability of both parties (Mr. Smith & Mr. Allen) for the hearing.*

Should you have questions, please contact me at the Western Regional Office, phone 334-2190.

Sincerely,

John Westra
For Hearing Officer Shelley Keen

Cc: e-mail-B. Smith.