

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 76286)
IN THE NAME OF)
TELFORD LANDS LLC)

**NOTICE OF HEARING AND ORDER
SETTING PRE-HEARING DEADLINES**

NOTICE OF HEARING

On February 2, 2010, Telford Lands LLC, filed an Application for Transfer No. 76286 with the Idaho Department of Water Resources (department). Protests were filed by Nathan D. Carpenter, Wade Waddoups, Jeffrey Allen, Jerry L. Brown, Jim L. Scouten, Kim W. Baldwin, Reuben H. Babcock and Russell Babcock, all represented by James P. Speck of Speck & Aanestad. Protests were also filed by Kirby A. Jensen, Fred Burt, Heather Camille Shosted and Moore Water & Sewer Association. A Default Order has been issued in this case dismissing Fred Burt and Moore Water and Sewer Association for failure to appear at a prehearing conference. Heather Camille Shosted has withdrawn her protest.

On October 20, a pre-hearing conference was conducted and the parties requested that a formal hearing be held to resolve the protested matter.

The department has scheduled the matter for hearing on **Friday, May 13, 2011 beginning at 9:00 AM**, at Arco Butte Business Center, 159 N Idaho, Arco, Idaho.

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 presiding officer at the hearing will be James Cefalo, whose mailing address is 900 N. Skyline Dr., Ste A, Idaho Falls, ID 83402-1718.

The hearing will be held in accordance with the provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, the adopted Rules of Procedure of the department, IDAPA 37.01.01, and Water Appropriation Rules 40 and 45. 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

IT IS HEREBY ORDERED that on or before April 29, 2011, each party shall provide to all other parties a list of potential witnesses for the hearing and a copy of all exhibits to be offered into evidence at the hearing, including any expert reports.

Dated this 5th day of April, 2011.


James Cefalo
Hearing Officer

CERTIFICATE OF SERVICE

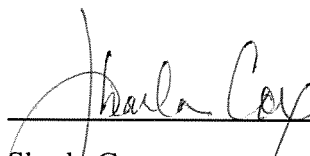
I HEREBY CERTIFY that on this 5th day of April, 2011, true and correct copies of the documents described below were served by placing a copy of the same with the United States Postal Service, certified mail with return receipt requested, postage prepaid and properly addressed to the following:

Document Served: Notice Of Hearing and Order Setting Pre-Hearing Deadlines

Robert L. Harris
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Sharla Cox
Administrative Assistant