BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT NO. 37-22459 and APPLICATION FOR TRANSFER NOS. 75849, 75850, 75851, 75852, 75853 FILED IN THE NAME OF SUN VALLEY RANCH LLC, Applicant And APPLICATION FOR TRANSFER NOS. 75838, 75839, 75840, 75854, 75855, 75856 FILED IN THE NAME OF SPRING CREEK IDAHO RANCH LLC, Applicant BLAINE COUNTY, BIG WOOD CANAL CO, LAKESIDE INDUSTRIES, Protestants	NOTICE OF **JOINT** HEARING SOURCES: Surface Water/Groundwater County: BLAINE

The Joint Pre-Hearing Conference held on October 20, 2010 did not resolve the matters of protest. THEREFORE, The Department has set the matters for Hearing to commence on **Wednesday - February 16, 2011 at 9:00 a.m. in the Downstairs Meeting Room, Kramer Judicial Building, 206 Second Avenue South; Hailey ID.**

The hearing will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, the adopted Rules of Procedure of the department and Water Appropriation Rules 40 and 45. A copy of the rules may be obtained from the department upon request.

The hearing will be conducted in a facility that meets 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 advise the department within (10) days prior to the conference.

PRE-HEARING ORDER

IT IS HEREBY ORDERED, pursuant to Rule of Procedure 37.01.01510 (Rule of Procedure 510) that each party will mail to the **Hearing Officer, Jeff Peppersack, whose address is IDAHO WATER RESOURCES, PO BOX 83720; BOISE ID 83720-0098** and to the other parties of record the following information as prescribed below:

The parties are authorized to engage in Discovery commencing with the date of this order and complete on or before **January 26, 2011.**

Discovery shall be conducted pursuant to IDAPA Rules 37.01.01520-532 (Rules of Procedure 520 through 532). The parties are directed to answer or otherwise respond to discovery in accordance with the department's Rules of Procedure and the Idaho Rules of Civil Procedure, as appropriate.

In accordance with Rule 520, the scope of discovery shall be governed by Rule 26(b) of the Idaho Rules of Civil Procedure, unless otherwise provided by statute, rule or order of the Director.

On or before February 6, 2011 the parties shall exchange exhibit and witness lists.

Failure to comply with this Pre-Hearing Order is cause for the hearing officer to issue a Notice of Proposed Default to dismiss a party's pleading as provided in IDAPA 37.01.01700 (Rule of Procedure 700).

All parties to the matter will have the opportunity to respond and present information and argument on all issues involved. **Only witnesses or exhibits properly disclosed will be considered at the hearing.**

Dated this 27th day of October, 2010.

Allen D. Merritt, P.E.
Regional Manager

CERTIFICATE OF MAILING

I hereby certify that on the 27th day of October, 2010 a true and correct copy of the above and foregoing Notice of Joint Hearing was forwarded with all required charges prepared, by U.S. Certified Mail to the parties listed:

SUN VALLEY RANCH, LLC
SPRING CREEK IDAHO RANCH LLC
PO BOX 4380
KETCHUM ID 83340

JAMES R LASKI
LAWSON LASKI & ASSOC
PO BOX 3310
KETCHUM ID 83340

BROCKWAY ENGINEERING PLLC
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301

TIMOTHY K GRAVES
201 2ND AVE SO STE 100
HAILEY ID 83333

CRAIG HOBDEY
PO BOX 176
GOODING ID 83330

ALBERT P BARKER
BARKER ROSHOLT SIMPSON LAW FIRM
PO BOX 2139
BOISE ID 83701-2139

Via regular U.S. mail:

ATTN Debbie Gibson
ID DEPT OF WATER RESOURCES
PO BOX 83720
BOISE ID 83720-0098

Mary Baldwin

Mary A. Baldwin
Administrative Assistant