

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

**IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 75916 IN THE) NOTICE OF
NAME OF WESTERN HERITAGE HOMES) PRE-HEARING CONFERENCE**

The Department has scheduled this matter for a pre-hearing conference at 10:00 A.M. on March 18, 2010, at Ag Extension Room at 30 N 100 W, Malad ID, in accordance with the provisions of the adopted Rules of Procedure of the Department of Water Resources.

Agenda items for this pre-hearing conference will include:

- 1. Identify spokesman and/or counsel representing the protestant.**
- 2. Review of the application.**
- 3. Identify issues of protest.**
- 4. Designate date for identifying witnesses.**
- 5. Designate target date for conducting administrative hearing if resolution
is not possible during the pre-hearing conference. Please come prepared
to discuss available dates for hearing.**

Although informal resolution of a contested case is encouraged, the prehearing conference is often the first time the parties meet to discuss the contested case. The conference provides a good opportunity for the parties to explain their positions and concerns. The Department's rules provide that a prehearing conference may be held "...for the purposes of formulating or simplifying the issues, obtaining concessions of fact or identification of documents to avoid unnecessary proof, scheduling discovery (when discovery is allowed),

arranging for the exchange of proposed exhibits or prepared testimony, limiting witnesses, discussing settlement offers or making settlement offers, scheduling hearings, establishing procedure at hearings, and addressing other matters that may expedite orderly conduct and disposition of the proceeding or its settlement." It is worthwhile for all parties to give considerable thought to each of these matters before appearing at the conference, and to make the most of the opportunity to resolve the contested case informally.

The pre-hearing conference will be conducted in a facility, which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the pre-hearing conference, please advise the Department within ten (10) days prior to the pre-hearing conference.

Dated this 11 day of December 2009.

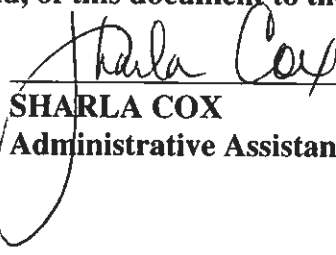
A handwritten signature in cursive script, appearing to read "Ernest Carlsen", is written over a horizontal line.

ERNEST CARLSEN

Eastern Regional Program Manager

CERTIFICATE OF SERVICE

I hereby certify that on the 11th day of December 2009, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed below:


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Administrative Assistant

U.S. MAIL

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