

BEFORE THE DEPARTMENT OF WATER RESOURCES

FOR THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 73951 IN THE NAME)
OF MUD LAKE WATER USERS INC)

**NOTICE OF PROPOSED
DEFAULT ORDER**

On November 18, 2008, the Idaho Department of Water Resources ("Department") served all parties to this matter, including U.S Fish & Wildlife Service, Holden Kidwell Hahn & Crapo, Lyle R Shupe, Perry Woodard and Sid Ashcraft, a *Notice of Hearing*. The notice contained a certificate of mailing showing the parties were duly served. The notice scheduled a hearing for January 27, 2009.

On January 27, 2009, beginning at 10:00 a.m., at the Idaho Department of Water Resources office located at 900 N Skyline Dr, Ste A, Idaho Falls, Idaho, the Hearing Officer conducted a hearing for settlement of the protests filed against application for transfer no. 73951. Protestant Sid Ashcraft did not appear at the hearing.

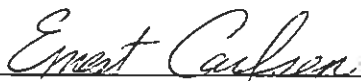
PROPOSED DEFAULT ORDER

Based upon Protestant Sid Ashcraft, failure to appear at the time and place set for hearing, it is ORDERED that Sid Ashcraft is dismissed as a party to the contested case.

RIGHT TO CHALLENGE

Pursuant to IDAPA 37.01.01.701, Protestant Sid Ashcraft have seven (7) days after the service of this *Notice of Proposed Default Order* to file a written petition requesting that a default order not be entered. The petition must state the grounds why the petitioning party believes that default should not be entered.

Dated this 27 day of August 2009.



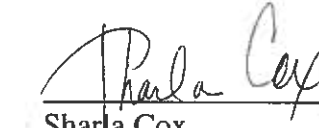
ERNEST CARLSEN
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 27th day of August, 2009, a true and correct copy of the above and foregoing document described below was served on the following by placing a copy of the same in the United States mail, postage prepaid and properly addressed to the following:

Document(s) Served: Notice of Proposed Default Order

Sid Ashcraft
2504 N Lennox
Mesa AZ 85207



Sharla Cox
Administrative Assistant