

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO**

**IN THE MATTER OF APPLICATION FOR)
EXCHANGE NO. 75007 IN THE NAME OF) NOTICE OF HEARING
IDAHO WATER RESOURCE BOARD &)
US BUREAU OF RECLAMATION)
_____)**

On June 12, 2008, Idaho Water Resource Board and US Bureau of Reclamation filed with the Idaho Department of Water Resources (IDWR) Application for Exchange no.75007. The application was protested by Minidoka Irrigation District, Tamarack Resort, American Falls Reservoir Dist #2, A& B Irrigation District, Burley Irrigation District, Twin Falls Canal Company, North Side Canal Company, and Milner Irrigation District. Settlement of the protests has not been made.

PLEASE TAKE NOTICE that a formal hearing will be held on **Tuesday, June 9, 2009 thru Thursday June 11, 2009 beginning at 9:30 AM at the Idaho Department of Water Resources State Office, Idaho Water Center, 322 E Front ST , Boise, Idaho.**

The presiding officer at the hearing will be Gary Spackman.

The hearing will be held in accordance with the provisions of Idaho Code, Chapters 2 and 17, Title 42, Chapter 52, Title 67 and Department Rules of Procedure IDAPA37.01.01. A copy of the code/rules may be obtained from the Department's website www.idwr.state.id.us. or upon request. Parties appearing in this matter will have opportunity to present information, examine witnesses, and provide argument relating to the contested application.

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 or participate in the hearing, please advise the Department within 10 days prior of the hearing date.

Dated this th16 day of March, 2009.



John Westra, Manager Western Region

Order Authorizing Discovery

At the prehearing conference held on March 5, 2009 the applicants and protestants requested a Discovery Period be order for contested Application for Exchange #75007.

ORDER

IT IS HEREBY ORDERED that parties to this matter are authorized to engage in discovery beginning on the date of this order.

IT IS FURTHER ORDERED that parties shall complete discovery on or before **May 26, 2009**.

IT IS FURTHER ORDERED that discovery shall be governed by the Idaho Rules of Civil Procedure. Specifically, depositions of expert witnesses must be taken according to the Idaho Rules of Civil Procedure, and any appropriate fees must be paid as set forth in the Rules of Procedure.

IT IS FURTHER ORDERED that parties shall exchange exhibits and witness lists, and provide a copy of proposed exhibits to the hearing officer on or before **June 2, 2009**.

Dated this 16th day of March, 2009


John Westra, Manager Western Region.

CERTIFICATE OF MAILING

I hereby certify that on the 20th day of March 2009, I mailed a true and correct copy, certified mail, postage prepaid, of these documents to those on the attached list.



Denise Buffington
Administrative Assistant

Documents Sent

-Notice of Hearing & Discovery Order

Mailings

Tamarck Resort LLC
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A& B Irrigation District
Burley Irrigation District
Twin Falls Canal Company
North Side Canal Company
Milner Irrigation District
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