

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

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

**NOTICE
OF HEARING**

On September 13, 2007, Mud Lake Water Users Inc, filed an Application for Transfer No. 73951 with the Idaho Department of Water Resources. Protests were filed by US Fish & Wildlife Service, Lyle R Shupe, Perry Woodard and Sid Ashcraft.

On June 6, 2008, a Prehearing Conference was held and the parties requested that a formal hearing be held to resolve this protested matter.

On July 16, 2008 the parties were provided with a Pre-hearing Order Authorizing Discovery that set out deadlines for discovery and the hearing.

PLEASE TAKE NOTICE that a formal hearing will be held on January 27, 2008, beginning at 10:00 a.m. at, located at 900 N Skyline Dr. Ste A, Idaho Falls, Idaho.

The presiding officer at the hearing will be Gary Spackman, whose mailing address is PO Box 83720, Boise ID 83720-0098.

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 each party and to the presiding officer.

The hearing will be held in accordance with the provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, and the adopted Rules of Procedure of the department. IDAPA 37.01.01. A copy of the rules may be obtained from the department upon request.

The hearing will be conducted in accordance with the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the department within ten (10) days prior to the hearing. Inquires about scheduling, hearing facilities, etc., should be directed to Sharla Cox, Administrative Assistant, Idaho Department of Water Resources, 900 N Skyline Dr, Ste A, Idaho Falls, Idaho 83402, telephone: (208) 525-7161, fax: (208) 525-7177.

All parties appearing in this matter will have the opportunity to present information, examine witnesses, and provide argument on issues related to the appropriation of water this application has bearing on, during the course of this hearing.

Dated this 17 day of November 2008.


ERNEST CARLSEN
Project Manager

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 18th day of November 2008, a true and correct copy of the document(s) described below were served by placing a copy of the same in the United States mail, certified with return receipts, postage prepaid and properly addressed to the following:

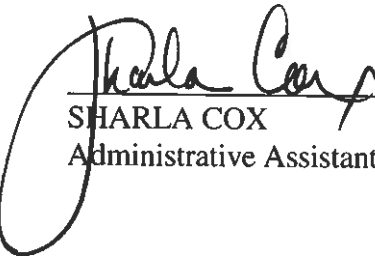
US Fish & Wildlife Service
Barbara Scott-Brier
911 NE 11th Ave, 2W-EN
Portland OR 97232

Holden Kidwell Hahn & Crapo
Rob Harris
PO Box 50130
Idaho Falls ID83405-0130

Lyle R Shupe
2296 E 1950 N
Hamer ID 83425

Perry Woodard
Box 85
Hamer ID 83425

Sid Ashcraft
2504 N Lennox
Mesa AZ 85207



SHARLA COX
Administrative Assistant