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DEPT. OF WATER RESOURCES
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BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT NO. 37-22252 and TRANSFER NO. 74449 (In the Name of Dry Lot LLC)	)	**NOTICE OF DELAYED FILING OF BROCKWAY REPORT AND MODIFIED TRANSFER APPLICATION**

COMES NOW, DRY LOT LLC (hereinafter "Dry Lot"), by and through their attorneys of record, BARKER ROSHOLT & SIMPSON LLP, and hereby provides notice that Brockway Engineering PLLC, on behalf of Dry Lot, intends to have a preliminary model scenario completed for IDWR by Friday, November 14, 2008. Any modifications to the existing transfer application will not be completed until the scenario is finalized as well.

As discussed at the pre-hearing conference, it was not certain that the Brockway Report would be completed by November 10, 2008, the date identified in the *Pre-Hearing Order*. Brockway Engineering is continuing its work and intends to have the preliminary model scenario available by Friday November 14, 2008. Accordingly, this notice is being provided to the Hearing Officer and the Protestant (Indian Creek HOA) to advise of this change in schedule.

DATED this 10th day of November 2008.

BARKER ROSHOLT & SIMPSON LLP

Travis L. Thompson
Attorneys for Dry Lot LLC

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of November, 2008, I served a true and correct copy of the foregoing by email and depositing same in the United States mail, postage prepaid, addressed to the following:

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