

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF LICENSED WATER	)	ORDER DENYING
RIGHT NO. 03-7018 IN THE NAME	)	PETITION FOR APPOINTMENT
OF IDAHO POWER COMPANY	)	OF INDEPENDENT
	)	PRESIDING/HEARING
_____	)	OFFICER

On January 24, 2008, Counsel for Idaho Power Company ("IPCO") filed a Petition for Appointment of Independent Presiding/Hearing Officer in response to a Notice of Prehearing Conference issued by the Idaho Department of Water Resources ("Department").

IPCO requested appointment of an independent hearing officer for the hearing pursuant to Rules 410 through 412 of the Department's Rules of Procedure. IPCO also requested disqualification of the Director of the Department as a presiding officer.

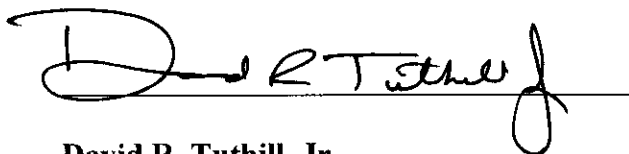
Rules 410 through 412 of the Departments Rules of Procedure do not create a right to request an independent hearing officer.

The Idaho Administrative Procedure Act (Chapter 52, Title 67 of the Idaho Code) and the Department's Rules of Procedure do not authorize disqualification of the Director of the Department as sought by IPCO's petition.

ORDER

Based upon the foregoing, IT IS HEREBY ORDERED that IPCO's Request for Appointment of an Independent Hearing Officer is **DENIED**.

DATED this 2nd day of March, 2008.



David R. Tuthill, Jr.
Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 3rd day of March, 2008 the foregoing document 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:

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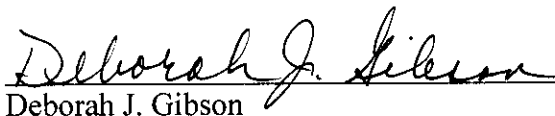
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