

HEARING ROSTER OF ATTENDANCE

**IN THE MATTER OF APPLICATION TO)
AMEND PERMIT NO. 95-9045, IN THE)
NAME OF BLACK ROCK UTILITIES, INC.)
_____)**

February 27, 2007
Hearing Officer: Gary Spackman

NAME _____

ADDRESS

REPRESENTING

Rev. PACE

TAYLOR ENGINEERING, INC
W. 106 MISSION, SPOKANE WA

Black Rock

Kyle Capps

25309 100% Bay rd; CDA, ITD

Black Rock Utilities

John Layman

110 WILLOCK AVE COA CO.

Black Activities

Joel Nelson

15197 Gate 7 Ridge Rd

Coalition for Positive Rural Impact.

TESTIMONY LOG

IN THE MATTER OF APPLICATION TO
AMEND PERMIT NO. 95-9045, IN THE
NAME OF BLACK ROCK UTILITIES, INC.

February 27, 2007
Hearing Officer: Gary Spackman

TAPE NUMBER 1

TAPE TO	LOCATION FROM	TESTIMONY DESCRIPTION
3.6	14.5	Gary Intro.
14.6	29.5	Mr. Layman → Presentation
29.6	30.3	Gary → Ask Nelson if she wanted to make presentation
30.4	71.4	Mr. Layman → First wit. Mr. Capps of Black Box explained the workings of the golf course.
71.6	108.8	Ms. Nelson → Cross Mr. Capps.
109.0	109.7	Mr. Layman → one question to Capps
110.1	118.1	Gary → questions for Capps
118.1	118.9	Mr. Layman → to Mr. Capps Re: Fire Protection
119.5	138.0	Ms. Nelson → to Mr. Capps on water falls, etc., Ponds golfing season
138.5	166.1	Layman → Mr. Pace background civil work for Black Box North

TAPE TO	LOCATION FROM	TESTIMONY DESCRIPTION
166.5	180.8	Ms. Nelson → Cross Mr. Pace Pumps & injury to other water rights
185.1	183.5	Mr. Layman → more questions to Mr. Pace
183.5	200.9	Gary → questions to Mr. Pace
201.3	215.8	Ms. Nelson → Mr. Pace, Fire system v.s. irrigation
215.9	220.5	Gary → discuss rebuttal issues.
220.5	227.9	Mr. Layman → to Mr. Gapps on Fire Protection issues.
228.3	247.2	Ms. Nelson → to Gapps Re: O&A hearing & Worldly Fire Dist. issues. History Permit
247.2	267.5	Gary → to Mr. Gapps, on the ponds being used, & Black Rock North fire protection
268.9.		Break - Stopped Tape
269.1	283.9	Gary → to talk with both Parties about proposed uses. Pond storage
284.0		Ms. Nelson testimony: & Gary talked about Public Interest - read a statement, Exhibit I, Exhibit B & F went off record
376.1		Back on record.

TAPE TO	LOCATION FROM	TESTIMONY DESCRIPTION
376.1		Ms. Nelson's testimony Cont'd.
	435.4	Went off Record so Gary could review Ms. Nelson's exhibits.
435.5	457.8	Back on record; Ms. Nelson's conclusion.
457.9	490.9	Gary → Mr. Hayman's cross Ms. Nelson.
491.5	493.8	Gary asked Ms. Nelson a few questions
495.9	stop	(break for lunch)
496.0	520.6	Resumed hearing @ 1:40 pm Ms. Nelson gave description of her property in relation to Black Rock.
520.6	526.1	Gary discussion & reviewing submitted documents.
526.2	571.7	Back on Record: summary
		Stopped

HEARING EXHIBIT LIST

IN THE MATTER OF APPLICATION TO
AMEND PERMIT NO. 95-9045, IN THE
NAME OF BLACK ROCK UTILITIES, INC.

February 27, 2007

Hearing Officer: Gary Spackman

EXHIBIT NUMBER	EXHIBIT DESCRIPTION	STATUS OF EVIDENCE EXHIBIT NUMBERED	
1	Original Permit	✓	✓ OK
2	App. For Amend.	✓	✓ OK
3	Irrigated Ac. Sum. Map.	✓	✓ OK
4	Settlement with KEA	✓	✓ OK
5	Pump Performance Sum.	✓	✓ OK
B	Interests of Petitioners	✓	✓ OK
I	Request for Moratorium	✓	✓ OK
F	Black Rock Project	✓	✓ OK
O	Notice of adjacent owners	✓	✓ OK
E	Notice of Public Hearing	✓	✓ OK
G	Water Features	✓	✓ OK
H	News Paper Article	✓	NO
D-1-D-20	Exhibits	✓	NO
E-1 to E-7		✓	NO
CB-1	Correspondence from Comm. Board	✓	OK
CB-2	Letter	✓	NO
CB-3	Letter from Residence	✓	OK

[illegible]