

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

IN THE MATTER OF APPLICATION)	
FOR TRANSFER NOS. 72177 & 72178)	
IN THE NAME OF DIAMOND A)	NOTICE OF PROPOSED
LIVESTOCK, INC.)	DEFAULT ORDER
_____)	

On March 28, 2006, the Idaho Department of Water Resources ("Department") served a *Notice of Hearing* on all parties to this matter by certified mail, including protestants Christine Davis, Steve Paulin, and Nicole Reed. The notice contained a certificate of mailing showing the parties were duly served. The notice scheduled a hearing for June 13, 2006.

On June 13, 2006, beginning at 9:00 a.m., Gary Spackman conducted a hearing for protested applications for transfer nos. 72177 and 72178. Protestants Christine Davis, Steve Paulin, and Nicole Reed did not appear at the hearing.

Based upon these facts, the Department notifies protestants Christine Davis, Steve Paulin, and Nicole Reed that a default order will be issued dismissing them as parties to the contested case because of the failure of the protestants to appear at the time and place set for hearing pursuant to IDAPA 37.01.01.700.

PROPOSED DEFAULT ORDER

The following is a portion of the proposed default order:

Based upon Protestants failure to appear at the time and place set for hearing, it is ORDERED that Christine Davis, Steve Paulin, and Nicole Reed are dismissed as parties to the contested case.

RIGHT TO CHALLENGE

Pursuant to IDAPA 37.01.01.701, Protestants Christine Davis, Steve Paulin, and Nicole Reed have seven (7) days after the service of this *Notice of Proposed Default Order* to

file a written petition requesting that a default order not be issued. The petition must state the grounds why the petitioning party believes that a default order should not be issued.

Dated this 20th day of November, 2006.


GARY SPACKMAN
Hearing Officer

CERTIFICATE OF SERVICE

I FURTHER CERTIFY that on this 21st day of November, 2006, a true and correct copy of the document described below was served on the following by placing a copy of the same in the United States mail, as certified mail with return receipt requested, postage prepaid and properly addressed to the following:

Document(s) Served: Notice of Proposed Default Order

DIAMOND A LIVESTOCK
1997 S 1875 E
GOODING ID 83330

POLLY ANN HUGGINS
PO BOX 382
GOODING ID 83330

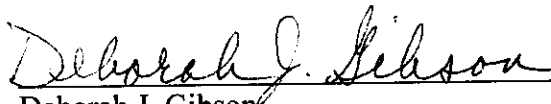
ROBERT E WILLIAMS
FREDERICKSEN WILLIAM &
MESERVY
PO BOX 168
JEROME ID 83338

NICHOLE REED
LE ANN REED
2094 HWY 46
GOODING ID 83330

HEIDI OLSON
2154 B HWY 46
GOODING ID 83330

STEVE PAULIN
2185 S 1800 E
GOODING ID 83330

CHRISTINE DAVIS
2726 S 850 E
HAGERMAN ID 83332


Deborah J. Gibson
Administrative Assistant