

NED C. WILLIAMSON
ATTORNEY AT LAW
115 SECOND AVENUE SOUTH
HAILEY, IDAHO 83333
(208) 788-6688
FAX (208) 788-7901

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JAN 02 2002

**Department of Water Resources
Southern Region**

December 31, 2001

Allen Merritt, P.E.
Southern Region Manager
State of Idaho
Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

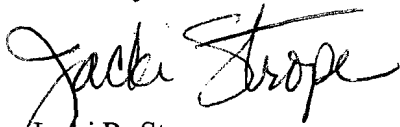
Re: In the Matter of Applications for Transfer Applications for Transfer Nos. 4983, 4984, 4988, 4989 and 4990 in the Name of W. Bruce Willis

Dear Mr. Merritt:

Please file the enclosed original Petition Challenging Proposed Default Order. This document was faxed to you today.

Thank you.

Sincerely,



Jacki R. Strobe
Assistant to Ned C. Williamson

encl.

Ned C. Williamson, Esq.
WILLIAMSON LAW OFFICE, PLLC
115 Second Avenue South
Hailey, Idaho 83333
Tel: 208/788-6688
Fax: 208/788-7901
ISB# 3131

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Department of Water Resources
Southern Region

Attorney for Applicant

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATIONS	)	
FOR TRANSFER NOS. 4983, 4984,	)	PETITION CHALLENGING PROPOSED
4988, 4989 AND 4990 IN THE NAME	)	DEFAULT ORDER
OF W. BRUCE WILLIS	)	
_____	)	

COMES NOW, the Applicant, W. Bruce Willis, by and through his attorney, Ned C. Williamson of Williamson Law Office, PLLC, and pursuant to I.D.A.P.A Rule 37.01.01701, petitions the Agency and requests that a default order not be entered as requested by the presiding officer in the Notice of Proposed Default Order dated December 24, 2001 for Application Nos. 4988, 4989 and 4990.

Basis of Petition:

1. The Applicant filed Applications for Transfer Nos. 4983, 4984, 4988, 4989 and 4990 with the Department of Water Resources.
2. Application Nos. 4983 and 4984 are applications to transfer the point of diversion and place of use of a water right from Camas County to the Applicant's property north of Hailey, Idaho. These applications involve a groundwater license appurtenant to property in Camas County.

3. Application No. 4988 is an application to delete an unused point of diversion, change a place of use and delete fish propagation as a use and involves a surface water decree for the Big Wood River.

4. Application Nos. 4989 and 4990 are applications to correct points of diversion and to modify places of use and involve a ground water licenses appurtenant to Flying Heart Subdivision Lots 34 and 37.

5. Protests have only been filed in Application Nos. 4983 and 4984. There have been no protests in Application Nos. 4988, 4989 and 4990.

6. As stated in paragraph 4 of the Findings of Fact in the Notice of Proposed Default Order, the Department of Water Resources denied applications for transfer filed in the names of Dennis Baker and Huf-N-Puf Trust. Application Nos. 4988, 4989 and 4990 involve substantially different issues than those raised in the Baker and Huf-N-Puf applications.

7. There will be no prejudice in proceeding with Application Nos. 4988, 4989 and 4990.

Based on the foregoing, the Applicant wishes to proceed with Application Nos. 4988, 4989 and 4990, and requests that default not be entered in Application Nos. 4988, 4989 and 4990.

DATED this 31st day of December, 2001.

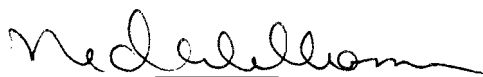
WILLIAMSON LAW OFFICE, PLLC

By Ned C. Williamson
Ned C. Williamson
Attorney for Applicant

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 31st day of December, 2001, I served a true and correct filed copy of the within and foregoing document upon the parties named below, in the manner noted:

☒	U.S. Mail	Blaine County Prosecuting Attorney
☐	Via Facsimile	201 2 nd Ave. S., Ste. 100
☐	Hand Delivered	Hailey, ID 83333
☒	U.S. Mail	James P. Speck, Esq.
☐	Via Facsimile	Speck & Aanestad, P.A.
☐	Hand Delivered	P.O. Box 987
		Ketchum, ID 83340
☒	U.S. Mail	Wood River Valley Irrigation District #45
☐	Via Facsimile	c/o James Eakin, Director
☐	Hand Delivered	P.O. Box 296
		Bellevue, ID 83313


Ned C. Williamson