

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

**IN THE MATTER OF APPLICATION)
TO TRANSFER NO. 67055 AND)
APPLICATION FOR AMENDMENT)
IN THE NAME OF THE STATE OF)
IDAHO, DEPARTMENT OF)
CORRECTIONS)
_____)**

PREHEARING ORDER

On February 18, 2003, a prehearing conference was conducted concerning the above contested matter. During the prehearing conference, the parties confirmed that the parties had exchanged some technical information, and that additional data needed to be gathered, exchanged, and analyzed. The Idaho Attorney General's Office has retained a professional hydrogeologist to review the applications and existing data. This review should be complete within approximately one month of the date of the prehearing conference. The hydrogeologist will estimate what additional data must be gathered and analyzed, and also estimate the cost of his services.

Following completion of the initial review by the hydrogeologist, Idaho Department of Corrections and the Attorney General's Office will review their budgets to determine whether there are sufficient funds to complete the data gathering and analysis.

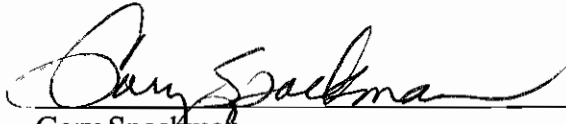
ORDER

IT IS HEREBY ORDERED that on or before April 1, 2003, the Idaho Department of Corrections shall submit a letter to the Idaho Department of Water Resources (IDWR) stating one of the following alternatives:

- (1) It has insufficient funds to conduct the study, and requests that IDWR suspend processing of its applications, or

(2) It has contracted with the hydrogeologist to conduct the work, and is requesting that IDWR continue to process the applications. The request to continue processing shall suggest a timeline for data gathering; coordination between the parties related to data gathering, compilation, and analysis; and also an approximate date for a hearing.

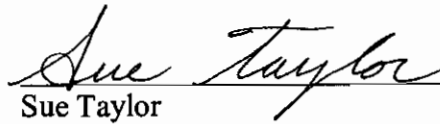
Dated this 5th day of March 2003.



Gary Spackman
Hearing Officer

CERTIFICATE OF MAILING

I hereby certify that on this 5th day of March, 2003 I mailed a true and correct copy, postage prepaid, of this Prehearing Order to those listed below:



Sue Taylor
Senior Secretary

STATE OF IDAHO
DEPT OF CORRECTIONS
1299 N ORCHARD STE 110
BOISE ID 83706

JOHN MARSHALL
GIVENS PURSLEY
PO BOX 2720
BOISE ID 83701

UNITED WATER IDAHO
ROGER DITTUS
8248 W VICTORY RD
BOISE ID 83709

DAVID J BARBER
DEPUTY ATTY GENERAL
PO BOX 83720
BOISE ID 83720-0010