

Fasten

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

IN THE MATTER OF PRELIMINARY ORDER TO)
CEASE AND DESIST DIVISION OF WATER)
FROM TOPONCE CREEK BY KING CREEK GRAZING)

**ORDER GRANTING
PETITION TO INTERVENE**

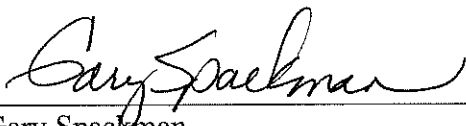
On July 27, 2005, Shoshone-Bannock Tribes ("petitioner") by and through its attorney of record Jeanette Wolfley, submitted to the Department of Water Resources ("Department") a petition for an order to intervene in the matter of Preliminary Order To Cease And Desist Diversion of water from Toponce Creek by King Creek Grazing Association as authorized in Rule of Procedure IDAPA 37.01.01.350 (Rule 350).

Petitioner has shown sufficient direct and substantial interest in the above captioned matter without unduly broadening the issues for the department to grant the petitioner intervention into the matter.

ORDER

IT IS THEREFORE HEREBY ORDERED that the petition of Shoshone-Bannock Tribes, requesting intervention is **GRANTED**.

DATED 11th day of October, 2005.



Gary Spackman
Hearing Officer

RECEIVED
OCT 14 2005
Department of Water Resources
Eastern Region

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of October, 2005, the above and 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:

Jeanette Wolfley
Attorney at Law
202 N Arthur
Pocatello ID 83204

Idaho Dept of Water Resources
Eastern Region
900 N Skyline Dr Ste A
Idaho Falls ID 83402

A handwritten signature in cursive script that reads "Deborah J. Gibson". The signature is written in dark ink and is positioned above the printed name and title.

Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau