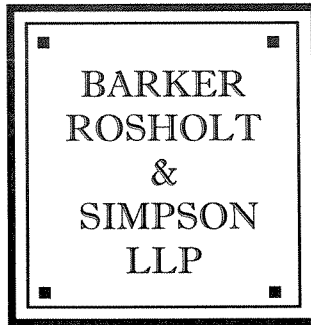


John A. Rosholt
Albert P. Barker
John K. Simpson
Amy D. Chestnut
Travis L. Thompson



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May 4, 2004

RECEIVED
MAY 07 2004
Department of Water Resources
Eastern Region

Roger Warner
Idaho Department of Water Resources
900 N. Skyline Drive
Idaho Falls, Idaho 83402

Re: Protest to Application for Transfer No. 70663, Andrew Povey

Dear Mr. Warner:

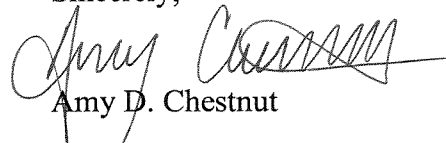
In response to the letter sent by Randall Budge of April 29, 2004, requesting a hearing date be scheduled, the corresponding dates to Mr. Budge's that we are available are as follows:

June 24-5
July 1, 2, 7, 12, 15
August 25

John Simpson
NOV -
DEC -

We anticipate that a similar schedule will be set as previously agreed upon and that discovery will be authorized as all parties also agreed to at the prehearing conference. Please let me know if you have any questions.

Sincerely,


Amy D. Chestnut

cc: Randall Budge
Gary Spackman, IDWR
Gail McGarry, USBR
Roger Ling
Ted Diehl
Vince Alberdi