

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

**IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 70663)
IN THE NAME OF ANDREW E POVEY)** **NOTICE OF HEARING**

On May 14, 2004, Application for Transfer No. 70663 in the name of ANDREW E POVEY was filed with the Idaho Department of Water Resources (Department). The application was protested by BARKER ROSHOLT & SIMPSON LLP on November 10, 2003 and a petition to intervene by A & B IRRIGATION DIST and one by the US DEPT OF INTERIOR was filed on February 18, 2004.

The Department has scheduled the matter for hearing at 9:00 AM on July 1, 2004 at Pocatello Airport Conference Room at 1950 Airport Way, Pocatello ID, if necessary, a second day has been schedule for July 12, 2004 at 9:00 AM at the same location.

The conference will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, and the adopted Rules of Procedure of the Department. A copy of the rules may be obtained from the Department upon request.

The conference will be conducted in a facility, which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the conference, please advise the Department within ten (10) days prior to the conference.

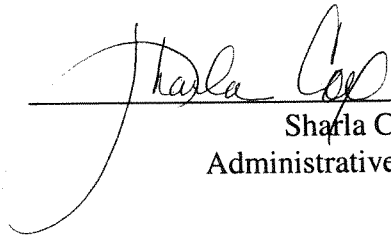
All parties to the matter will have the opportunity to respond and present information and argument on all issues involved.

Dated this 14th day of May, 2004.



Ronald D Carlson
Regional Manager

I hereby certify that on the 14th day of May, 2004, I mailed a true and correct copy, postage prepaid, of this document to the party(ies) listed below:



Sharla Cox
Administrative Assistant

Certified Mail

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AMERICAN FALLS ID 83211

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BOISE ID 83701-2139

A & B IRRIGATION DIST
C/O ROGER LING
PO BOX 396
RUPERT ID 83350

US DEPT OF INTERIOR
BUREAU OF RECLAMATION
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BOISE ID 83706-1234

RANDY BUDGE
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