

CITY OF PRESTON

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RECEIVED

DEC 12 1994

Department of Water Resources

TELEPHONE
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December 9, 1994

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RECEIVED

DEC 12 1994

Department of Water Resources

Mr. Kent Foster
HOLDEN, KIDWELL, HAHN & CRAPO
Attorneys at Law
P. O. Box 50130
Idaho Falls, ID 83405

Re: Petition for Extension of Term of Water Master/
District 13-A

Dear Kent:

I was contacted by Jo Beeman's secretary late this afternoon and advised that the Department of Water Resources wished to set a hearing on a petition which you had filed requesting extension of water master's term of service. I advised Ms. Beeman's secretary that I was unaware of any such petition. I had the secretary fax me a copy of this petition which indicates that you forwarded a copy of the same to me by mail on November 30, 1994. Please be advised that I did not receive a copy of this petition. I have reviewed all files that we have in relation the City of Preston water rights, and neither my secretaries nor I recall receiving such a document. I am sure that this was an oversight, and of course, I would appreciate receiving copies of any documents relating to water rights on District 13-A which would affect the City of Preston, Idaho.

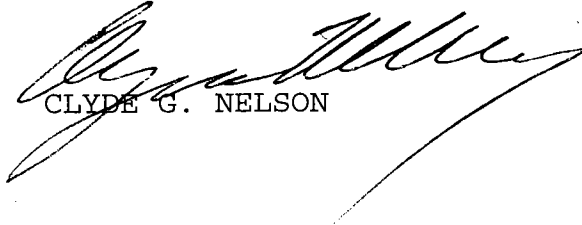
You are aware that Jo Beeman is also counseling the city on its water rights. I would also request that you forward copies of all documents which you submit on behalf of Preston-Whitney Irrigation Company which may affect the City of Preston, Idaho, to Ms. Beeman.

Ms. Beeman's secretary indicated that the Department of Water Resources wished to set an expedited hearing on your petition for next Tuesday. She also advised me that Ms. Beeman is unavailable on that date. You should also be advised that I am unavailable on that date. In fact, I will not be available for hearings of that nature until January, 1995. In any case, I do not see any rush for such a hearing to be held. In fact, I can see no reason why the meeting in March could not dispose of this matter.

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December 9, 1994
Mr. Kent Foster

I have left a message with Tim Luke's office at the Department of Water Resources advising him that neither Ms. Beeman nor I would be available on Tuesday of next week. Consequently, I assume that the hearing, if scheduled, will be canceled for that date.

Sincerely,



CLYDE G. NELSON

CGN:js

c: Tim Luke
Arlene Nash