

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF THE PETITION)	
OF McCAMMON DITCH COMPANY FOR)	NOTICE OF PREHEARING
THE ENFORCEMENT OF DECREE AND)	CONFERENCE
ORDER)	
_____)	

On February 14, 1995, McCammon Ditch Company (McCammon) filed a Petition for Enforcement of Decree and Order with the Department of Water Resources (Department). The petition states that an order requiring installation and maintenance of headgates, controlling works and measuring devices, was issued by the Director on October 5, 1990, and alleges waterusers diverting water from the Portneuf River and its tributaries have not complied with the order, and that the Department has failed to enforce the order. The petition specifically alleges: (1) Portneuf Marsh Valley Canal Co. (PMV) has failed to develop a stage-storage relationship as required by the October 5, 1990 order; (2) Portneuf Irrigating Company (PIC) and PMV have failed to install adequate measuring devices to properly regulate the division of the PIC and PMV water; and (3) PMV has expanded its storage and irrigation rights, and the expanded storage and irrigation rights have and are being improperly delivered without loss down the Portneuf River channel.

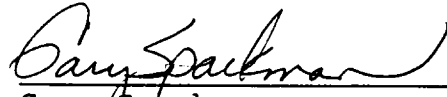
The Department has scheduled a prehearing conference regarding the petition which will be conducted on May 2, 1996 at the hour of 9:00 a.m. at Victoria's Crossing (the old Chuckwagon Cafe), 211 East Main, Lava Hot Springs, Idaho. Please plan to attend this meeting. Any resolution of the issues stated above may affect the scheme of water delivery on the Portneuf River.

Rule 270.01 of the Department's Rules of Procedure (IDAPA 37.01.01.270.01) states that answers to a petition must be filed with the Department and served on all the parties within twenty-one (21) days of the date of service of the initial petition "unless order or notice modifies the time within which answer may be made" The time for filing an answer is extended to twenty-one days following the prehearing conference, or service of the petition on a party, whichever is later.

Please come prepared to discuss and attempt to resolve issues of law and fact. Please also be prepared to discuss the need for discovery, the exchange of exhibits and witness lists, the procedures of the hearing, and dates for scheduling a hearing.

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 at least five (5) days prior to the conference.

Dated this 15th day of April, 1996.



Gary Spackman

CERTIFICATE OF MAILING

I do hereby certify, that on this 15th day of April, 1996, I mailed a true and correct copy, postage prepaid of the foregoing **NOTICE OF PREHEARING CONFERENCE** to the following:

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Allan Christensen
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Nyle Crump
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King Creek Grazing
C/O Steve Hebdon
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