

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

|                                      |   |                           |
|--------------------------------------|---|---------------------------|
| IN THE MATTER OF LICENSING WATER     | ) |                           |
| RIGHT PERMIT NO. 01-7011 IN THE NAME | ) | <b>ORDER DESIGNATING</b>  |
| OF TWIN FALLS CANAL COMPANY AND      | ) | <b>CONTESTED CASE AND</b> |
| NORTH SIDE CANAL COMPANY             | ) | <b>APPOINTING HEARING</b> |
| _____                                | ) | <b>OFFICER</b>            |

A timely request for hearing having been filed by the Twin Falls Canal Company and the North Side Canal Company in response to the October 20, 2008 Final Order issuing a license for the above referenced water right, the Director of the Idaho Department of Water Resources ("Department") makes the following Order:

**ORDER**

IT IS HEREBY ORDERED that the above-captioned matter is designated a contested case before the Department.

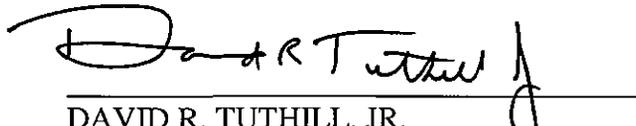
IT IS FURTHER ORDERED that Gerald F. Schroeder is hereby appointed to serve as hearing officer, and is authorized to conduct a hearing in this matter on behalf of the Department and to issue a recommended order pursuant to IDAPA Rule 37.01.01.410 and -413 and the provisions of chapter 52, title 67, Idaho Code.

IT IS FURTHER ORDERED that any petition for intervention in this proceeding shall be considered only if the persons or entities seeking intervention agree to accept the appointed hearing officer.

IT IS FURTHER ORDERED that the Director maintains jurisdiction over the ongoing administration of water right no. 01-7011.

IT IS FURTHER ORDERED that the original of all documents and pleadings filed in this matter shall be served upon the Department % Victoria Wigle, Administrative Assistant to the Director, with a copy served upon the Hearing Officer.

Dated this 12<sup>th</sup> day of November, 2008.

  
\_\_\_\_\_  
DAVID R. TUTHILL, JR.  
Director

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 13<sup>th</sup> day of November, 2008, 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:

IDAHO DEPT OF WATER RESOURCES  
c/o VICTORIA WIGLE  
ASSISTANT TO THE DIRECTOR  
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BOISE ID 83720-0098  
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HONORABLE GERALD F SCHROEDER  
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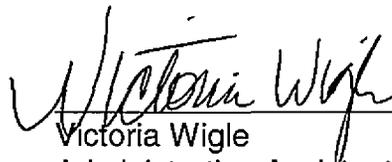
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Victoria Wigle  
Administrative Assistant to the Director  
Idaho Department of Water Resources