



prehearing conference be set in this matter as provided for in Department Rules of Procedure 510 – 513.

In consideration of the foregoing and good cause appearing therefor, the Director enters the following order in response to Clear Springs' *Motion*:

### ORDER

#### IT IS HEREBY ORDERED that

1. The hearing previously scheduled for September 3 and 5, 2008 in this matter is vacated.
2. The mitigation plan, the two applications for permit, and the application for transfer included in the caption for this order are consolidated for hearing before the Department.
3. A prehearing conference in the consolidated matter is scheduled for September 8, 2008, as noticed below for the purposes cited in Department Procedural Rule 510.
4. The request to authorize discovery in this matter shall be addressed following the prehearing conference.

#### NOTICE OF PREHEARING CONFERENCE

**PLEASE TAKE NOTICE** that a prehearing conference is scheduled for **September 8, 2008, beginning at 10:00 a.m. (MDT)** at the office of the **Idaho Department of Water Resources, 322 East Front Street, Boise, Idaho**. Parties provided with notice must be represented at the conference in person or by telephone. If participating by telephone, please dial 713-577-1201 and provide participant code 260503. The conference will be recorded.

The prehearing conference will be conducted in accordance with the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the hearing, please advise the Department within five (5) days prior to the conference. Inquires about scheduling, hearing facilities, etc., should be directed to Victoria Wigle, Administrative Assistant to the Director, Idaho Department of Water Resources, 322 East Front Street, P.O. Box 83720, Boise, Idaho 83720-0098, telephone: (208) 287-4803, fax: (208) 287-6700.

Dated this 21<sup>st</sup> day of August, 2008.

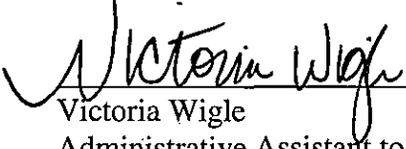
  
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DAVID R. TUTHILL, JR.  
Director

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on this 21<sup>st</sup> day of August 2008, the above and foregoing, was served by the method indicated below, and addressed to the following:

<p>RANDY BUDGE                  CANDICE M. MCHUGH                  RACINE OLSON                  PO BOX 1391                  POCATELLO ID 83204-1391  <a href="mailto:rcb@racinelaw.net">rcb@racinelaw.net</a>  <a href="mailto:cmm@racinelaw.net">cmm@racinelaw.net</a></p>	<p>(x) U.S. Mail, Postage Prepaid                  ( ) Facsimile                  (x) E-mail</p>
<p>JOHN SIMPSON                  TRAVIS L. THOMPSON                  PAUL L. ARRINGTON                  BARKER ROSHOLT                  PO BOX 2139                  BOISE ID 83701-2139                  (208) 344-6034  <a href="mailto:jks@idahowaters.com">jks@idahowaters.com</a>  <a href="mailto:tlt@idahowaters.com">tlt@idahowaters.com</a>  <a href="mailto:pla@idahowaters.com">pla@idahowaters.com</a></p>	<p>(x) U.S. Mail, Postage Prepaid                  ( ) Facsimile                  (x) E-mail</p>
<p>DANIEL V. STEENSON                  CHARLES L. HONSINGER                  S. BRYCE FARRIS                  RINGERT CLARK                  PO BOX 2773                  BOISE ID 83701-2773  <a href="mailto:dvs@ringertclark.com">dvs@ringertclark.com</a>  <a href="mailto:clh@ringertclark.com">clh@ringertclark.com</a></p>	<p>(x) U.S. Mail, Postage Prepaid                  ( ) Facsimile                  (x) E-mail</p>
<p>Tracy Harr, President                  CLEAR LAKE COUNTRY CLUB                  403 CLEAR LAKE LANE                  BUHL, ID 83316</p>	<p>(x) U.S. Mail, Postage Prepaid                  ( ) Facsimile                  ( ) E-mail</p>
<p>Stephen P. Kaatz, Vice President                  CLEAR LAKE HOMEOWNERS ASSOC                  223 CLEAR LAKE LANE                  BUHL, ID 83316</p>	<p>(x) U.S. Mail, Postage Prepaid                  ( ) Facsimile                  ( ) E-mail</p>

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Victoria Wigle  
Administrative Assistant to the Director  
Idaho Department of Water Resources