

Before the Court's Pre-trial Conference, Gerald Bertagnole, William Bertagnole, Shirley Collingwood, Joyce Carolyn Meyer, and Nancy M. Eckert were not given notice or copies of the just-mentioned documents. City Development, Inc., The Boyer Company, and CrossLand Savings also were not given notice and copies of those documents.

To assure full notice, the Court ordered the Attorney General's Office to write to the apparent owners of the stockwatering rights, to notify them that the Protest asserts a forfeiture of their water rights, and that the Protest would be granted against them upon their failure to give timely, written notice of their intent to defend against the Protest.

By the Court's Order, they were to have 10 days to mail to the Attorney General's Office written notice of their intent to defend. If they failed to give timely notice, they would be in default, the Protest would be granted against their particular interests, and by virtue of this Order (and without further notice) their particular stockwatering rights would be deemed forfeited. Upon notice of intent to defend, the forfeiture issue would be set for trial (see section VII below).

The Attorney General has now given those parties notice in accordance with the Court's Order. The following have responded that they will participate in this adjudication: Bertagnole Investment Company; Gerald Bertagnole, William Bertagnole,