

Maline, Denise

From: Maline, Denise
Sent: Thursday, March 3, 2022 3:07 PM
To: mayor@hagermanidaho.us; ghaderlie@jub.com; Erik Bush
Cc: Keen, Shelley; Skinner, Corey
Subject: Pre-hearing Conference for City of Hagerman Transfer No. 85491
Attachments: Notice of Prehearing Conference for City of Hagerman, Transfer No. 85491.pdf

Good afternoon,

Attached please find a *Notice of Pre-hearing Conference* for the above referenced matter. This conference has been scheduled for Thursday, March 17th, 2022 beginning at 10:00 a.m. Please note, this conference will be held via Zoom. Further details are on the attached Notice, as well as shown below.

Please feel free contact me or Hearing Officer Shelley Keen if you have any questions regarding this information.

Sincerely,

Denise Maline, IDWR Twin Falls

- Join Zoom Meeting
<https://us02web.zoom.us/j/83130359048?pwd=eWNzV2M2QUd1NnBibEdiUW5mbzhyQT09>
- Meeting ID: 831 3035 9048
- Passcode: 548872
- Dial by your location: 1 253 215 8782 US (Tacoma)

Denise Maline, Administrative Assistant
Idaho Dept of Water Resources, Southern Region
650 Addison Ave W Ste 500
Twin Falls ID 83301-5858
(208) 293-9908
denise.maline@idwr.idaho.gov

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

IN THE MATTER OF TRANSFER	)	
NO. 85491 IN THE NAME OF	)	NOTICE OF PRE-HEARING
THE CITY OF HAGERMAN	)	CONFERENCE
_____	)	

On October 26, 2021, CITY OF HAGERMAN ("City"), filed Application for Transfer No. 85491 ("Application") with the Idaho Department of Water Resources ("Department"). On December 2 and 9, 2021, the *Times News* published notice of Transfer No. 85491. No protests were filed against the application.

On February 1, 2022, the Department issued a preliminary order approving Transfer No. 85491 ("Order") with conditions. The Department sent copies of the Order to the City, J-U-B Engineers Inc., and Water District 130.

On February 15, 2022, the Department received the City's letter "*contesting the preliminary order*" and requesting a hearing pursuant to Idaho Code § 42-1701A(3) to review the Order ("Hearing Request"). The Hearing Request was filed timely.

The Department has scheduled the matter for pre-hearing conference on Thursday, March 17, 2022, beginning at 10:00 AM. This conference will be held as a videoconference via Zoom. Participation by telephone is also possible.

- Join Zoom Meeting
<https://us02web.zoom.us/j/83130359048?pwd=eWNzV2M2QUd1NnBibEdiUW5mbzhzYT09>
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- Passcode: 548872
- Dial by your location: 1 253 215 8782 US (Tacoma)

The presiding officer at the status conference and the hearing will be Shelley Keen, whose mailing address is 322 E. Front St, PO Box 83720, Boise, ID, 83720-0098, and whose email address is shelley.keen@idwr.idaho.gov.

Agenda items for the pre-hearing conference will include:

1. Identify spokesman and/or counsel representing the City.
2. Review of the Application and the Order.

3. Identify issues or reasons for the Hearing Request.
4. Discuss possibilities for resolving the matter without a formal hearing.
5. Set a date for the administrative hearing if resolution is not possible during the pre-hearing conference.
6. Establish a schedule for discovery and expert reports in preparation for the hearing.

The pre-hearing conference is an informal opportunity to discuss issues and possibly resolve the matter prior to a formal hearing. If a formal hearing is needed, the pre-hearing conference serves as an opportunity to formulate or simplify the issues, obtain concessions of fact or identification of documents to avoid unnecessary proof, schedule discovery (when discovery is allowed), arrange for the exchange of proposed exhibits or prepared testimony, limit witnesses, schedule hearings, establish procedure at hearings, and address other matters that may expedite orderly conduct and disposition of the proceeding.

It is important for all participants to give considerable thought to each of these matters before appearing at the pre-hearing conference and to make the most of the opportunity to resolve the dispute informally.

The pre-hearing conference will be conducted in a manner that satisfies the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations to attend, participate in, or understand the pre-hearing conference, please notify the Department at least (5) days prior to the conference. Inquiries about scheduling, hearing facilities, etc., should be directed to Denise Maline at (208) 736-3033.

Dated this ^{3rd}~~4th~~ day of March, 2022.



Shelley Keen
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 3rd day of March, 2022, true and correct copies of the documents described below were served by placing a copy of the same with the United States Postal Service, postage prepaid and properly addressed to the following:

Document Served: Notice Of Pre-Hearing Conference

CITY OF HAGERMAN
MAYOR ALAN JAY
PO BOX 158
HAGERMAN, ID 83332-0158

J U B ENGINEERS INC
C/O GARY HADERLIE
2114 VILLAGE PARK AVE STE 100
TWIN FALLS, ID 83301-4172

IDAHO DEPARTMENT OF PARKS & RECREATION
ERIK BUSH
PO BOX 83720
BOISE ID 83720-0065



Denise Maline
Administrative Assistant