

**Cefalo, James**

---

**From:** Cefalo, James  
**Sent:** Wednesday, September 9, 2020 11:17 AM  
**To:** 'boydnjill@msn.com'; 'wildhorsenv@yahoo.com'  
**Subject:** Application for Permit 74-16229 (Foster)

Dear Parties:

I would like to schedule a hearing for this contested case sometime in February 2021. Please respond to this email with your availability. At this point, it appears that we will have to conduct the hearing by telephone or by video conference. We will set aside one day for the hearing. Once we establish the hearing date, I will issue a scheduling order establishing deadlines for other documents. For example, the deadline for filing expert reports will be approximately two months prior to the hearing. The deadline for filing rebuttal expert reports will be approximately one month before hearing. All other exhibits must be disclosed two weeks prior to the hearing. As hearing officer, I plan on taking official notice of the 1976 report from Sherl Chapman titled "Lemhi River Basin Geology Hydrology and Irrigation Efficiency." I also plan on taking official notice of the streamflow records for the Lemhi River, water right 74-14993 (minimum streamflow water right for the Lemhi River held by the Idaho Water Resource Board), and some of the delivery records for Water District 74.

Please let me know by the end of this week the dates that work for you in February. If I don't receive a response by the end of the week, I will assume that you are available anytime in February.

James Cefalo  
Regional Manager  
IDWR Eastern Region  
(208) 525-7161