



Brad Little
Governor

State of Idaho

DEPARTMENT OF WATER RESOURCES

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GARY SPACKMAN
Director

March 25, 2020

BLACK & BECKER LLC
29458 WHITSON LN
BRUNEAU, ID 83604-5020

RE: Application for Transfer No(s). 83773

Dear Applicant:

Enclosed is a copy of the protest filed against the issuance of the above-referenced application. As part of the application process, the following are options available for resolution of contested (protested) applications:

-Direct contact with the protestant to determine what is being disputed in the application and parties attempting to resolve the protest. Sincere conversation between the parties prior to initiation of formal proceedings can often resolve protest.

-Formal Proceedings consist of a pre-hearing conference & hearing through the water appropriation statute/rule process. A pre-hearing conference identifies the protest issues and reviews the resolution possibilities with the parties. If the issues cannot be resolved, a formal hearing will be scheduled.

-Mediation through a certified professional mediator. The advantages can include: reduced costs and time that are associated with formal proceedings, the ability to address non-water concerns, more influence over a final settlement, and fast track processing by the Department for parties reaching a mediated agreement. If you are interested in this option, please contact our office for details.

Please consider with the protestant the best option for resolution of the contested application.

The Department acknowledges that the parties are in communication about this protest and are discussing settlement, so it will not schedule a prehearing conference at this time. Please contact the Department if the parties would like a pre-hearing conference scheduled or if the parties reach a settlement. If we do not hear from you, the Department will reach out again in a few weeks to ensure this matter continues to move forward. Please feel free to contact this office if you have questions about this process.

Sincerely,

Kensie Thorneycroft
Administrative Assistant

Enclosures: (1) Protest

CC: USDI BUREAU OF LAND MANAGEMENT