



State of Idaho

## DEPARTMENT OF WATER RESOURCES

WESTERN REGION • 2735 W AIRPORT WAY • BOISE ID 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: [idwr.idaho.gov](http://idwr.idaho.gov)

Brad Little  
Governor

GARY SPACKMAN  
Director

April 24, 2019

MICHAEL & MARY BETH FAUTT  
25121 MARINA CT  
WILDER ID 83676

ALBERT P BARKER  
BARKER ROSHOLT & SIMPSON LLP  
PO BOX 2139  
BOISE ID 83701-2139

**RE: Contested Application for Permit No. 2-10573- Fautt**

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.

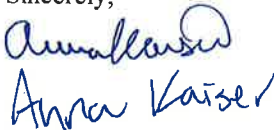
Please consider with the protestant the best option for resolution of the contested application.

The Department of Water Resources may prepare to schedule a prehearing conference in the matter of the above referenced application for permit, which has been protested.

Please use the enclosed calendars to identify all days you would be available for a potential prehearing conference by phone or in office for this protested application. Please provide your calendar response by **May 15, 2019**.

If you would like additional information, or need to further discuss the process, feel free to contact the Western Regional Office, phone 334-2190.

Sincerely,

  
Nick Miller

For  
Western Regional Manager

Enclosures: (1) Protest  
(1) Prehearing Availability Calendar