



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

February 21, 2014

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

IDAHO DEPT OF FISH & GAME
99 HWY 93 NORTH
SALMON, ID 83467

IDAHO DEPT OF FISH & GAME
4279 COMMERCE CIRCLE
IDAHO FALLS, ID 83401

LEMHI IRRIGATION DISTRICT
260 WITHINGTON CREEK RD
SALMON, ID 83467

IDAHO WATER RESOURCE BOARD
PO BOX 83720
BOISE, ID 83720-0098

RE: Application for Permit No(s). 74-16008

Dear Protestant(s):

This office acknowledges receipt of your protest to the issuance of Permit No(s). 74-16008. As part of the application process, the following options are available for the resolution of contested (protested) applications:

- Direct contact with the applicant(s) to determine the nature of the protest(s) and to attempt to resolve the protest. Sincere conversation between the parties prior to initiation of formal proceedings can often resolve protest(s).

- Formal proceedings administered by the Department pursuant to the Department's Rule of Procedure (IDAPA 37.01.01). A pre-hearing conference identifies the protestant's concerns and reviews the resolution possibilities with the parties. If the concerns cannot be resolved, a formal hearing will be scheduled.

- Mediation through a certified professional mediator can reduce costs and time that are associated with formal proceedings, present the opportunity to address non-water concerns, provide influence over a final settlement, and fast track the processing of the application if a mediated agreement is reached. If you are interested in this option, please contact our office for details.

Please consider with the applicant the best option(s) for resolution of the contested application and forward your choice to the Department's regional manager. If no response is received within a few weeks, you may be notified that a pre-hearing conference will be scheduled.

You may contact this office if you have any questions regarding the procedure discussed in this letter or additional information about water rights and other matters administered by this agency is available on the Internet at www.idwr.idaho.gov.

Sincerely,



James Cefalo
Water Resources Program Manager

JC:sc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

February 21, 2014

GARY SPACKMAN
Director

LYNN A HERBST
PO BOX 21
TENDON, ID 83468

RE: Application for Permit No(s). 74-16008

Dear Applicant(s):

Enclosed is a copy of a protest(s) filed against the issuance of Permit No(s). 74-16008. As part of the application process, the following options are available for the resolution of contested (protested) applications:

- Direct contact with the protestant(s) to determine the nature of the protest(s) and to attempt to resolve the protest. Sincere conversation between the parties prior to initiation of formal proceedings can often resolve protest(s).

- Formal proceedings administered by the department pursuant to the Department's Rule of Procedure (IDAPA 37.01.01). A pre-hearing conference identifies the protestant's concerns and reviews the resolution possibilities with the parties. If the concerns cannot be resolved, a formal hearing will be scheduled.

- Mediation through a certified professional mediator can reduce costs and time that are associated with formal proceedings, present the opportunity to address non-water concerns, provide influence over a final settlement, and fast track the processing of the application if a mediated agreement is reached. If you are interested in this option, please contact our office for details.

Please consider with the protestant the best option(s) for resolution of the contested application and forward your choice to the Department's regional manager. If no response is received within a few weeks, you may be notified that a pre-hearing protest conference will be scheduled.

You may contact this office if you have any questions regarding the procedure discussed in this letter or additional information about water rights and other matters administered by this agency is available on the Internet at www.idwr.idaho.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read 'James Cefalo', is written over the printed name.

James Cefalo
Water Resources Program Manager

Enclosures: Copy of Protests



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N Skyline Dr., Ste A, Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 FAX: (208) 525-7177 www.idwr.idaho.gov

February 21, 2014

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

LYNN HERBST
PO BOX 21
TENDON ID 83468

IDAHO DEPT OF FISH & GAME
99 HWY 93 NORTH
SALMON, ID 83467

IDAHO DEPT OF FISH & GAME
4279 COMMERCE CIRCLE
IDAHO FALLS, ID 83401

LEMHI IRRIGATION DISTRICT
260 WITHINGTON CREEK RD
SALMON, ID 83467

IDAHO WATER RESOURCE BOARD
PO BOX 83720
BOISE, ID 83720-0098

RE: Application for Permit No. 74-16008

Dear Applicant and Protestants:

We need to schedule a pre-hearing conference on the above matters. I am requesting you to let me know your **UNAVAILABLE** dates for March and April, 2014. **Please list your unavailable dates during March and April, 2014 on the calendars that are enclosed. Please return your calendars no later than March 5, 2014 (note, you may scan and email the calendars to: sharla.cox@idwr.idaho.gov .**

If you have any questions or concerns, please feel free to contact me at your earliest convenience.

Respectfully Submitted,

Sharla Cox
Water Rights Administrative Assistant

Enclosure: Blank Calendar