

MEMORANDUM

DATE: August 16, 2012

TO: Water Right File 63-12447

FROM: Shelley W. Keen *SWK*

RE: Conversation with Bruce Smith concerning the requested meeting

This morning I spoke on the telephone with Bruce Smith concerning his request for oral argument or a meeting with the Department in connection with his petition for reconsideration of the license issued for Right 63-12447. I inquired specifically whether Mr. Smith and his client were requesting a hearing pursuant to Idaho Code § 42-1701A or whether they had something else in mind. Mr. Smith explained that he intentionally used the language in his request because his client's preferred alternative is a meeting rather than a formal hearing.