

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE

STATE OF IDAHO

**IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 73-12167IN THE) NOTICE OF
NAME OF BUREAU OF LAND MANAGEMENT) PRE-HEARING CONFERENCE**

The Department has scheduled this matter for a pre-hearing conference at 1:00 P.M. on May 18, 2010, at Challis Courthouse, 801 E Main, Challis, ID, in accordance with the provisions of the adopted Rules of Procedure of the Department of Water Resources.

Agenda items for this pre-hearing conference will include:

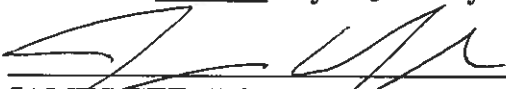
- 1. Identify spokesman and/or counsel representing the protestant.**
- 2. Review of the application.**
- 3. Identify issues of protest.**
- 4. Designate date for identifying witnesses.**
- 5. Designate target date for conducting administrative hearing if resolution is not possible during the pre-hearing conference. Please come prepared to discuss available dates for hearing.**

Although informal resolution of a contested case is encouraged, the prehearing conference is often the first time the parties meet to discuss the contested case. The conference provides a good opportunity for the parties to explain their positions and concerns. The Department's rules provide that a prehearing conference may be held "...for the purposes of formulating or simplifying the issues, obtaining concessions of fact or identification of documents to avoid unnecessary proof, scheduling discovery (when discovery is allowed),

arranging for the exchange of proposed exhibits or prepared testimony, limiting witnesses, discussing settlement offers or making settlement offers, scheduling hearings, establishing procedure at hearings, and addressing other matters that may expedite orderly conduct and disposition of the proceeding or its settlement." It is worthwhile for all parties to give considerable thought to each of these matters before appearing at the conference, and to make the most of the opportunity to resolve the contested case informally.

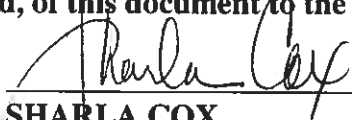
The pre-hearing conference will be conducted in a facility, which meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend, participate in or understand the pre-hearing conference, please advise the Department within ten (10) days prior to the pre-hearing conference.

Dated this 13th day of January 2010.



JAMES CEFALO
Eastern Regional Hearing Officer

I hereby certify that on the 13th day of January 2010, I mailed a true and correct copy, postage prepaid, of this document to the applicant(s) and protestant(s) listed below:



SHARLA COX
Administrative Assistant

U.S. MAIL

Bureau of Land Management
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Western Watersheds Project
Jon Marvel
PO Box 1770
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