

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION
FOR TRANSFER NO. 5194

USDA-FOREST SERVICE,

Applicant

EARL L. WARTHEN,

Protestant

NOTICE OF
PRE-HEARING CONFERENCE

SOURCE: Springs
Tributary to Howell Creek
COUNTY: Cassia

On January 05, 1998 the USDA-Forest Service, applicant, filed with the Department of Water Resources an application to transfer the public waters of the State of Idaho. The Department has received a protest against the approval of said application from the above captioned protestant.

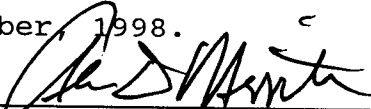
The Department has set the matter of protest for conference on **Tuesday-December 1, 1998 at 10:00 a.m.** in the University of Idaho Conference Room 2, Cassia County Extension Office, 1451 Overland; Burley, ID.

The purpose of the conference is to formulate and simplify the issues, obtain admissions of fact and of documents which will avoid unnecessary proof, arrange for the exchange of proposed exhibits or prepared expert testimony prior to the hearing, limit the number of witnesses, consolidate the examination of witnesses, and advise the parties of the procedure which will be followed at any subsequent hearing.

The conference will be held in accordance with Chapter 2, Title 42, of the Idaho Code and the adopted Rules of Practice and Procedure of the Department of Water Resources.

The 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 conference, please advise the department within (10) days prior to the conference.

Dated this 30th day of October, 1998.


Allen D. Merritt, P.E.
Regional Manager

CERTIFICATE OF MAILING

I hereby certify that on the 30th day of October, 1998 a true and correct copy of the foregoing Notice of Pre-Hearing Conference was forwarded with all required charges prepared, by the method(s) indicated below, to the parties listed:

Mary Baldwin
Secretary

ATTN ED WALDAPFEL
USDA-FOREST SERVICE
2647 KIMBERLY RD EAST
TWIN FALLS ID 83301

Hand delivered _____
U.S. Mail-Regular x
U.S. Mail-Certified _____
Fax _____

ATTN STEVE SPENCER
AJ BAT TEAM
380 PARK CENTER - STE 330
BOISE ID 83706

Hand delivered _____
U.S. Mail-Regular x
U.S. Mail-Certified _____
Fax _____

EARL L WARTHEN
PO BOX 145
ALBION ID 83311

Hand delivered _____
U.S. Mail-Regular x
U.S. Mail-Certified _____
Fax _____