

MEMORANDUM

TO: File

FROM: Steve Lester 

DATE: December 11, 2003

RE: Prehearing Conference for Application for Exchange 65-3222 & 65-8290

I conducted a prehearing conference today for the exchange application involving the above referenced Scriver Creek rights. Attorneys represented the parties.

Considerable discussion took place regarding details of the rights, condition of the diversion ditch from the creek, planned pump operation from the river, amount of water currently capable of being carried by the ditch, continuous use ("24/7") vs. rotations, ditch easements held by the applicant on the protestant's land and so forth.

The parties expressed a desire to settle the protest rather than continuing towards a hearing. They felt a settlement is at hand. The conference concluded after two hours of such discussion.

The applicant and protestant will meet and work out settlement details. The parties will provide something in writing to IDWR by mid-February 2004. A hearing will be scheduled if the protest is not resolved by then or if the parties do not request more time to settle everything.

ROSTER OF ATTENDANCE

IDAHO DEPARTMENT OF WATER RESOURCES 2735 AIRPORT WAY, BOISE, IDAHO 83705

Re: Application for Exchange in the Name of PTR Inc.

Place: IDWR Western Region, 2735 Airport Wy, Boise, Idaho 83705

Date: December 11, 2003

Conducted by: Steve Lester

NAME

ADDRESS

* Bryce Farris P.O. Box 2773 Boise ID 83701
Jack Kane 9949 W. Edna Boise 83704
Bruce Kilgore 2532 N. Armstrong Pl. 83704
* Matt Howard P.O. Box 190012 Boise 83719
Stuart Weiner 19 Spring Gulch Rd Garden Valley 83622

NOTES

* Attorneys B. Farris for PTR Inc. (re J. Kane)
M. Howard for Protestant J. Weiner

Bruce Kilgore is user of PTR system, attended as
observer w/o standing. OK. ✓