BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATIONS) **FOR PERMIT 74-16468 AND 74-16469)** **IN THE NAME OF RONALD E BYERS)** **)**	**AMENDED NOTICE OF HEARING**

AMENDED NOTICE OF HEARING

On May 25, 2023, Ronald E. Byers filed Applications for Permit 74-16468 and 74-16469 with the Idaho Department of Water Resources ("department"). A protest was filed against each application by Rohn and Lori Nelson. An informal settlement conference was held on October 3, 2023. A prehearing conference was held on December 5, 2023.

The parties have requested that an administrative hearing be held to decide these protested matters. Pursuant to Rule 555 of the Department's Rules of Procedure (IDAPA 37.01.01), these applications have been consolidated for hearing. The department originally scheduled these consolidated applications for hearing to be held at the Idaho Department of Fish and Game office in Salmon. The applicant requested that the department hold the hearing by video conference. Upon confirmation of support from the protestant, the department has decided to change the venue for the hearing. The date and time remain the same.

The department has scheduled these consolidated applications for hearing on **April 11, 2024, beginning at 9:00 am**

Please use the following numbers to participate via Webex. Participation options are detailed on a separate document included with this notice.

Meeting number (access code): 2634 417 0283
Meeting password: 2024

The presiding officer at the hearing will be James Cefalo, whose mailing address is 900 N Skyline Dr, Ste A, Idaho Falls, ID 83402.

The hearing will be held in accordance with the provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, the department's Rules of Procedure (IDAPA 37.01.01), and the department's Water Appropriation Rules (IDAPA 37.03.08). A copy of the code and rules may be obtained from the department's website, www.idwr.idaho.gov, or upon request.

All parties appearing in the matter will have the opportunity to present information, examine witnesses, and provide argument on issues related to the contested application.

The hearing will be conducted in a facility that satisfies 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 notify the department at least (10) days prior to the hearing. Inquiries about scheduling or hearing facilities should be directed to Christina Henman at (208) 525-7161.

Dated this 8th day of March, 2024

James Cefalo
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 8th day of March, 2024, true and correct copies of the documents described below were served by placing a copy of the same with the United States Postal Service, certified mail with return receipt requested, postage prepaid and properly addressed to the following:

Document Served: Notice of Hearing and Scheduling Order

CERTIFIED MAIL

RONALD E BYERS
1044 LEMHI RD
SALMON, ID 83467
Rb57-47@hotmail.com

ROHN & LORI NELSON
3800 E RUTH DRIVE
WASILLA, AK 99654
fullcurl@mtaonline.net

Christina Henman
Administrative Assistant

TO USE WEBEX

Meeting number (access code): 2634 417 0283
Meeting password: 2024

Using Your Computer:

- Calendar invitations were sent to email addresses provided. Simply click the link included to join the meeting, and follow on-screen instructions.

Using the Mobile app:

- Download WebEx Meetings to your mobile device. (App is free.)
- Click Join Meeting.
- Enter Meeting Number, name, and email address.
- Click 'join'.
    - If you intend to share documents, maps, images, etc. please ensure that you have granted the WebEx app the appropriate permissions to access those documents before the meeting.

Using Your Telephone: (No video or internet required)

- Call 1-415-655-0001
- Follow Prompts

More options are included in the emailed link. If you have any questions, need a copy of the invitation sent to another email address, or otherwise need the link, feel free to contact Christina Henman at (208) 525-7161 or christina.henman@idwr.idaho.gov.