

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 89440 IN THE)
NAME OF FRANK POWELL)
_____)

**NOTICE OF PROPOSED
DEFAULT ORDER**

On October 18, 2024, Frank Powell (Applicant) filed application for transfer no. 89440 (Application), with the Idaho Department of Water Resources (Department). On March 10, 2025, Applicant filed an amended Application. Rodney and Veronica Borgeman (Borgemans) and Jeffrey and Linda Bass (Basses) each filed a protest against the Application.

On September 5, 2025, the Department served a *Notice of Informal Settlement Conference* to all parties in these matters. The notice scheduled a settlement conference for September 22, 2025.

On September 22, 2025, beginning at 1:00 p.m., the Department conducted a settlement conference for the Application. Rodney Borgeman or Veronica Borgeman did not appear at the conference.

On September 29, 2025, Western Region Manager Nick Miller sent an email to all parties reminding them of a second settlement conference scheduled for October 1, 2025.

On October 1, 2025, beginning at 1:00 p.m., the Department conducted a second settlement conference for the Application. Rodney Borgeman or Veronica Borgeman did not appear at the conference.

Pursuant to Rule 700 of the Department's Rules of Procedure (IDAPA 37.01.01), the presiding officer may serve notice of a proposed default order if a protestant fails to appear at the time and place set for an informal settlement conference.

PROPOSED DEFAULT ORDER

Pursuant to Rule 700 of the Department's Rules of Procedure (IDAPA 37.01.01), the Department notifies Rodney and Veronica Borgeman that the following default order is proposed to be issued because of their failure to appear at the conference:

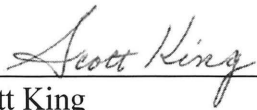
IT IS HEREBY ORDERED that Rodney and Veronica Borgeman are dismissed as a party and all further proceedings for application for transfer no. 89440 will be conducted without Rodney and/or Veronica Borgeman.

RIGHT TO CHALLENGE

Pursuant to Rule 701 of the Department's Rules of Procedure (IDAPA 37.01.01.701), protestants Rodney and Veronica Borgeman have seven (7) days after the service of this *Notice of Proposed Default*

Order to file a written petition requesting that a default order not be issued. The petition must state the grounds why the petitioning party believes that a default order should not be issued.

Dated this 11th day of November 2025.



Scott King
Manager, IDWR Western Region

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 11th day of November, 2025, I served a true and correct copy of the foregoing document on the following by the method(s) indicated below:

FRANK POWELL
1069 W APPLE PINE ST
MERIDIAN ID 83646-6563
(208) 685-9897
frankpowell17@gmail.com
Applicant

- ☐ U.S. Mail, Certified, postage prepaid
- ☒ U.S. Mail, postage prepaid
- ☐ Overnight Mail
- ☒ Email

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Attorneys for Applicant

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RODNEY AND VERONICA BORGEMAN
352 MIDDLEFORK RD
GARDEN VALLEY ID 83622-5022
(208) 849-2330
borgemanr@gmail.com
Protestants

- ☐ U.S. Mail, Certified, postage prepaid
- ☒ U.S. Mail, postage prepaid
- ☐ Overnight Mail
- ☒ Email



Lynne Evans
Administrative Assistant I