

Kira Weston

From: Kira Weston
Sent: Tuesday, October 6, 2026 10:28 AM
To: 'brittanysand@micron.com'; Lori.Graves@hdrinc.com; 'dylan@varinthomas.com'
Cc: Scott King
Subject: Protest Acknowledgement: Application for Amendment No(s). 63-34614 & 63-34615; Application for Transfer No(s). 90564
Attachments: Protest Acknowledgement Letter and Calendar Request for Amendment No(s). 63-34614 & 63-34615; Transfer No(s). 90564.pdf

Please see the attached *Protest Acknowledgement Letter & Calendar Request*.

Best,
Kira Weston

Administrative Assistant 1
IDWR | Western Region
P: (208) 605-4622





IDAHO DEPARTMENT OF
WATER RESOURCES

Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

October 06, 2026

MICRON TECHNOLOGY INC
PO BOX 6
BOISE, ID 83707-0006

EDWARDS FAMILY LLC
C/O DYLAN B LAWRENCE
VARIN THOMAS LLC
242 N 8TH ST STE 220
BOISE, ID 83701-1676

HDR ENGINEERING INC
412 E PARKCENTER BLVD STE 100
BOISE ID 83706-6659

RE: Application for Amendment of Permit No(s). 63-34614 & 63-34615; Application for Transfer No(s). 90564

Dear Parties:

This letter acknowledges receipt of a protest(s) filed against Application for Permit No(s). 63-34614 & 63-34615; Application for Transfer No(s). 90564. The following options are available for the resolution of protested applications:

- Direct contact between the parties to determine the nature of the protest(s) and to attempt to resolve the protest. Sincere conversation between the parties prior to initiation of formal proceedings can often resolve protest(s).
- Discussions at an informal settlement conference between Department staff, the applicant(s), and the protestant(s). The enclosed document summarizes the informal settlement conference purpose and procedure.
- Formal proceedings administered by the Department after the informal settlement conference. If formal proceedings are necessary, the Department will schedule a prehearing conference to begin the process.

Please consider the best option(s) for resolution of the protested application.

Meanwhile, the Department will schedule an informal settlement conference pursuant to the Department's Rules of Procedure (IDAPA 37.01.01). **Please notify the Department within 14 days of any dates you are UNAVAILABLE to participate in an informal settlement conference in the next three months.** You may provide unavailable dates via mail or via email to the email address below. If you do not notify the Department of unavailable dates, the Department will assume you are available for the informal settlement conference on any date selected. The Department may schedule the informal settlement conference as a conference phone call or in-person. The Department will send notice of the informal settlement conference once it is scheduled.

You may contact this office if you have any questions regarding the procedure discussed in this letter or additional information regarding the application, protest(s), water rights, and other matters administered by the Department is available on the Internet at www.idwr.idaho.gov.
Sincerely,

A handwritten signature in black ink, reading "Kira Weston". The signature is fluid and cursive, with the first name "Kira" and last name "Weston" clearly distinguishable.

Kira Weston
Administrative Assistant I
208-605-4622
kira.weston@idwr.idaho.gov

Enclosure(s)
Informal Settlement Conference Procedure

PREHEARING CONFERENCE AND/OR HEARING PROCEDURE APPLICATION FOR AMENDMENT OF PERMIT

ISSUES

Applications for amendment of a permit to appropriate the water of the state of Idaho are referred to as applications for amendment of permit and are for to modify the elements of approved permits authorizing the development of new water rights. Section 42-211, Idaho Code, requires the Idaho Department of Water Resources (Department) to consider the following issues in connection with an application for amendment of a permit:

1. Will the proposed amendment injury existing water rights?
2. Will the proposed amendment enlarge the use of water over that originally permitted?
3. Will the proposed use conflict with the local public interest, where local public interest is defined as interests that the people in the area directly affected by a proposed water use have in the effects of such use on the public water resource?

BURDEN OF PROOF

The applicant has the initial burden of proof for issues 1 and 2 above and must provide evidence for the Department to evaluate these criteria.

The initial burden of proof on issue 3 lies with both the applicant and protestant as to factors of which they are most knowledgeable and cognizant. The applicant has the ultimate burden of persuasion, however, for all of these issues.

PROCEDURE

The Department conducts a formal prehearing conference with the parties to determine discovery and/or disclosure needs, schedule these deadlines and the administrative hearing, and discuss other matters that may expedite orderly conduct and disposition of the hearing. The applicant and protestant(s) can continue to discuss settlement of this matter before the hearing. If a hearing is held, the Department will issue a written decision based on the hearing record.

CONFERENCE

The purpose of a prehearing conference is to provide the opportunity for the parties and the Department to familiarize themselves with a protested matter, discuss discovery and/or disclosure needs, and schedule these deadlines and the administrative hearing. At the conference, the Department may also formulate and simplify the issues to avoid unnecessary proof, identify documents, schedule discovery, exchange proposed exhibits or prepared testimony, limit witnesses, discuss settlement or make settlement offers, schedule hearings, establish procedure at hearing, and address other matters that may expedite orderly conduct and disposition of the proceeding or its settlement. When attending the conference, please bring a calendar with your schedule for the next two–six month period from the date of the prehearing conference for the purpose of scheduling a hearing. Parties will be expected to discuss their availability at the prehearing conference for the purpose of scheduling the hearing.

HEARING

The scheduled hearing will be conducted according to Sections 42-1701A(1) and (2), Idaho Code and the Department's Rules of Procedure. Copies of Idaho Code and the Department's rules are available upon request or by accessing the Department's website at: www.idwr.idaho.gov. The Department records formal hearings. Copies of a hearing recording are available upon request. There may be a charge for reproducing the recording.

The hearing will likely be conducted by a hearing officer appointed by the Director rather than by the Director himself. If so, the hearing officer will prepare a recommended or preliminary order. Parties can petition for reconsideration of a decision or file exceptions. A brief to support exceptions may request oral argument. Parties may seek judicial review of any final order issued by the Director.

EXHIBITS

A party who plans to offer an exhibit as part of the hearing record must provide a copy of the proposed exhibit to the parties and to the hearing officer.

AMERICANS WITH DISABILITIES ACT

Any hearing scheduled 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 hearing, please notify the Department no later than ten (10) days prior to the hearing.

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 6th day of October 2026 I served a true and correct copy of the foregoing document on the following by the method(s) indicated below:

MICRON TECHNOLOGY INC
PO BOX 6
BOISE ID 83707-0006
208-363-2152
brittanysand@micron.com
Applicant

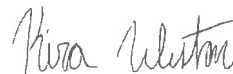
- ☒ U.S. Mail, Certified, postage prepaid
- ☐ U.S. Mail, postage prepaid
- ☐ Overnight Mail
- ☐ Facsimile
- ☒ Email

HDR ENGINEERING INC
412 E PARKCENTER BLVD STE 100
BOISE ID 83706-6659
208-872-9519
lori.graves@hdrinc.com
Attorney for Applicant

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

EDWARDS FAMILY LLC
C/O DYLAN B LAWRENCE
VARIN THOMAS LLC
242 N 8TH ST STE 220
BOISE ID 83701-1676
208-345-6021
dylan@vantinthomas.com
Protestant

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



Kira Weston
Administrative Assistant 1

Name: _____

“X” = UnAvailable

**INFORMAL SETTLEMENT CONFERENCE FOR APPLICATION FOR AMENDMENT OF PERMIT NO. 63-34614 & 63-34615;
TRANSFER NO. 90564**

November 2026						
Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
1	2	3	4	5	6	7
			11 IDWR Offices Closed	12	13	14
8	9	10				
15	16	17	18	19	20	21
22	23	24	25	26 IDWR Offices Closed	27	28
29	30					

Name: _____

“X” = UnAvailable

**INFORMAL SETTLEMENT CONFERENCE FOR APPLICATION FOR AMENDMENT OF PERMIT NO. 63-34614 & 63-34615;
TRANSFER NO. 90564**

December 2026

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
		1	2	3	4	5
		8	9	10	11	12
6	7					
13	14	15	16	17	18	19
20	21	22	23	24	25 IDWR Offices Closed	26

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31

Name: _____

“X” = UNAVAILABLE

**INFORMAL SETTLEMENT CONFERENCE FOR APPLICATION FOR AMENDMENT OF PERMIT NO. 63-34614 & 63-34615;
TRANSFER NO. 90564**

January 2027

Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
					1 IDWR Offices Closed	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18 IDWR Offices Closed	19	20	21	22	23
24	25	26	27	28	29	30

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