



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

February 23, 2017

LAURIN SCARCELLO
22389 N KEVIN RD
RATHDRUM ID 83858

RE: Letter dated February 13, 2017, regarding Clark's Request for Removal of the Water District
No. 95C Watermaster, Laurin Scarcello

Dear Laurin:

On February 15, 2017, IDWR received your February 13, 2017, letter addressed to me. Rule 302 of IDWR's Rules of Procedure (IDAPA 37.01.01) states that all documents intended to be part of the agency record in a contested case must be served on all the parties in the case. In addition, IDWR's Rule of Procedure 417 prohibits a party to a contested proceeding from communicating directly or indirectly with the hearing officer regarding any substantive issue in the case without notice and opportunity for all parties to participate in the communication. Pursuant to these requirements, I have mailed a copy of this letter and a copy of your letter to each of the parties.

In the future, please bear in mind that it is the responsibility of the party originating the communication to send a copy to all the parties. For details regarding compliance with this requirement, see Rules 302, 303, and 417 of IDWR's Rules of Procedure.

Sincerely,

A handwritten signature in black ink that reads "Shelley W. Keen". The signature is written in a cursive style with a large, sweeping 'S' at the beginning.

Shelley W. Keen
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on 24th day of February, 2017, I mailed a true and correct copy, postage prepaid, of the foregoing **LETTER DATED FEBRUARY 13, 2017 RE: CLARK'S REQUEST FOR REMOVAL OF THE WATER DISTRICT NO 95C WATERMASTER, LAURIN SCARCELLO** to the person(s) listed below:

PAUL FINMAN
764 S CLEARWATER LOOP
POST FALLS ID 83854

SUSAN ELLIS
PO BOX 25487
YUMA AZ 85367

SUSAN GOODRICH
8626 W SYLTE RD
RATHDRUM ID 83858

DON ELLIS
PO BOX 25487
YUMA AZ 85367

COLBY CLARK
30701 N CLAGSTONE RD
ATHOL ID 83801

GORDON STEPHENSON
21228 N CIRCLE RD
RATHDRUM ID 83858

JOHN SYLTE
8419 W SYLTE RANCH RD
RATHDRUM ID 83858

CURRAN C DEMPSEY
5011 S CHENEY PLAZA RD
ROSALIA WA 99170

MICHAEL C DEMPSEY
3224 S WHIPPLE RD
SPOKANE VALLEY WA
99206

LAURIN SCARCELLO
22389 N KEVIN RD
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MICHAEL P LAWRENCE
GIVENS PURSLEY LLP
601 W BANNOCK ST
PO BOX 2720
BOISE ID 83701-2720

TERRY KEIFER
16846 N RESERVOIR RD
RATHDRUM ID 83858



Jean Hersley
Technical Records Specialist II