

BEFORE THE IDAHO WATER RESOURCE BOARD

**IN THE MATTER OF APPLICATION
FOR STREAM CHANNEL ALTERATION
PERMIT NOS. S82-20066 and S82-20067**

Docket No. P-WRA-2017-002

**NOTICE OF CONTINUED
PREHEARING CONFERENCE**

BACKGROUND

On August 2, 2017, the Idaho Department of Water Resources (“Department”) denied Joint Application for Permit No. S82-20066 in the name of Gay Richardson (“Richardson”) for suction dredge mining within the Red River, a tributary of the South Fork Clearwater River.

On August 2, 2017, the Department denied Joint Application for Permit No. S82-20067 in the name of John Stickley (“Stickley”) for suction dredge mining within the Red River, a tributary of the South Fork Clearwater River.

Richardson and Stickley had fifteen days from August 2, 2017, to notify the Department, in writing, of their request for hearing before the Idaho Water Resource Board (“IWRB”) on the denial of their respective Joint Applications for Permit.

The Department received a letter from Richardson on August 15, 2017, requesting a hearing on the denial of Joint Application for Permit No. S82-20066. The Department received a letter from Stickley on August 17, 2017, requesting a hearing on the denial of Joint Application for Permit No. S82-20067.

On September 15, 2017, the IWRB appointed Hon. John M. Melanson as the hearing officer to preside over the hearings requested by Richardson and Stickley and issue a recommended order or recommended orders in accordance with Idaho Code §§ 67-5243(1)(a) and 67-5248.

On October 2, 2017, the hearing officer issued the *Notice of Prehearing Conference* notifying Richardson and Stickley of a prehearing conference scheduled for October 18, 2017. The hearing officer held the prehearing conference on October 18, 2017. Richardson and Stickley attended the prehearing conference by telephone.

On October 18, 2017, based upon and consistent with discussion at the prehearing conference, the hearing officer issued the *Prehearing Order* authorizing discovery, adopting a schedule, and notifying the parties that a hearing would be held on December 11 and 12, 2017.

On November 9, 2017, due to medical conditions the hearing officer issued the *Amended Prehearing Order* to reschedule the hearing dates set in this matter to February 8 and 9, 2018, and to amend the deadlines in this matter accordingly.

On January 19, 2018, the hearing officer issued the *Notice of Hearing Officer Resignation; Order Vacating Deadline and Hearing Dates*, vacating the hearing dates and upcoming deadline due to medical issues.

On March 3, 2018, the IWRB appointed Nick Miller as the hearing officer to preside over the hearings requested by Richardson and Stickley and issue a recommended order or recommended orders in accordance with Idaho Code §§ 67-5243(1)(a) and 67-5248.

NOTICE OF CONTINUED PREHEARING

The hearing officer hereby notifies Richardson and Stickley that a continued prehearing conference will be held in this matter on **April 27, 2018, at 11:00 a.m. (MDT)**, at the Department's Western Regional Office, located at 2735 W. Airport Way, Boise, Idaho 83705.

Richardson and Stickley must be represented at the continued prehearing conference in person or by telephone. If participating by telephone, **please dial 1-720-279-0026 and enter the following guest code when prompted: 126664#.**

The prehearing conference will be held in accordance with provisions of Chapters 2 and 17, Title 42 and Chapter 52, Title 67, Idaho Code, and the adopted Rules of Procedure of the Department, IDAPA 37.01.01. A copy of the Rules of Procedure may be obtained from the Department or at <https://adminrules.idaho.gov/rules/current/37/0101.pdf>.

The prehearing conference 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 conference, please contact Kimi White at (208) 287-4815, no later than five (5) days prior to the conference.

DATED this 13th day of April 2018.



NICK MILLER
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13th day of April 2018, I served a true and correct copy of the foregoing document by the methods indicated to the following:

GAY RICHARDSON
PO BOX 314
ELK CITY, ID 83525
gayrichardson@idaho.net

- U.S. Mail, postage prepaid
- Hand Delivery
- Overnight Mail
- Facsimile
- Email

JOHN STICKLEY
1900 WOODWORTH ROAD
GRANDVIEW WA 98930
goldfinder2013@hotmail.com

- U.S. Mail, postage prepaid
- Hand Delivery
- Overnight Mail
- Facsimile
- Email

Courtesy Copies to:

AARON GOLART
STREAM CHANNEL COORDINATOR
ID DEPT OF WATER RESOURCES
PO BOX 83720
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BRIAN PATTON
WATER PLANNING & PROJECTS
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- Facsimile
- Email



Rachel Neely
Administrative Assistant