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Attorney for Idaho Department of Lands, Navigable Waterways Program

BEFORE THE STATE BOARD OF LAND COMMISSIONERS
STATE OF IDAHO

IN THE MATTER OF

Encroachment Permit Application No.
L95S3036N

414 PF Hospitality, LLC

Applicants.

Agcy Case No. PH-2024-NAV-22-004
OAH

OAH Case No. 24-320-09

**IDAHO DEPARTMENT OF LANDS’
WITNESS AND EXHIBIT LIST**

The Idaho Department of Lands (IDL), by and through its counsel of record John Richards, and in accordance with the *Amended Scheduling Order* issued November 25, 2024, hereby submits the following Witness and Exhibit List for the above-entitled matter. As the record remains open, IDL reserves the right to modify this witness and exhibit list prior to hearing. The following Exhibit List is designed to mirror the unofficial agency record that is posted online at <https://www.idl.idaho.gov/lakes-rivers/administrative-hearings/414-pf-hospitality-llc/>. The website is updated on a continuous basis and will include any additional public comments that may be received.

I. WITNESSES

IDL may call the following witnesses in this matter:

1. Mike Ahmer
Idaho Department of Lands -Resource Supervisor – Navigable Waters
3258 Industrial Loop, Coeur d’Alene, ID 83815
Phone – 208-769-1577
2. Marde Mensinger
Idaho Department of Lands - Lands Program Manager Navigable Waterways
300 N. 6th Street, Suite 103 Boise, ID 83702
Phone: (208) 334-0248
3. Any other witness that has been or will be identified or called by any other party, or any other witness participating in the above-captioned matter.

I. EXHIBITS

IDL may present the following exhibits in this matter:

- **IDL-001** –OAH Transmittal Sheet
- **IDL-002** – Application L-95-S-3036N
- **IDL-003** – Press Affidavit
- **IDL-004** –Neighbor Notice of Application
- **IDL-005** – Agency Notice of Application
- **IDL-006** – Legal Notice of Application to Coeur d’Alene Press
- **IDL-007** - Objection and Request for Public Hearing (Scofield, Jara, Telch)
- **IDL-008** - Return to Sender, Neighbor Notice (Greenview Condominium Owners)
- **IDL-009** – Public comments 0001-7
- **IDL-010** – Comment agency 0001 – Idaho Department of Environmental Quality
- **IDL-011** – Comment agency 0002-3 – Idaho Department of Fish and Game

- **IDL-012** – Notice of Appointment of Hearing Officer
- **IDL-013** – Notice of Scheduling Conference.
- **IDL-014** - 014 – Scheduling Order
- **IDL-015** - Amended Scheduling Order
- **IDL-016** – *Reserved* IDL Prehearing Statement
- **IDL-017** – *Reserved* Applicant Prehearing Statement

IDL reserves the right to cross-examine any party to this matter, or any non-party witness called to testify during the contested case hearing. IDL also reserves the right to reference or utilize any document in the record or identified as a possible exhibit by any party or non-party to this matter. IDL Further reserves the right to call additional rebuttal witnesses, impeachment witnesses, and any witness identified by the Applicant. Finally, IDL reserves the right to amend or supplement this list in advance of the hearing.

DATED this 9th day of December, 2024.

IDAHO DEPARTMENT OF LANDS

/s/John Richards
John Richards
Counsel for IDL

CERTIFICATE OF SERVICE

I hereby certify that on this 9th day of December, 2024, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Scott Hislop Nelson Erickson 2936 W. Dakota Ave. Hayden, ID 83835 <i>Applicant</i>	<input checked="" type="checkbox"/> Email: scott.h@stancraft.com nelson@stancraft.com
Marde Mensinger Idaho Department of Lands 300 N. 6 th St. Boise, ID 83720 (208) 334-0248 <i>IDL Program Manager for Navigable Waters</i>	<input checked="" type="checkbox"/> Email: mmensinger@idl.idaho.gov
Kourtney Romine Kayla Dawson <i>Service Contact for IDL</i>	<input checked="" type="checkbox"/> Email: kromine@idl.idaho.gov kdawson@idl.idaho.gov
OAH General Government Division P.O. Box 83720 Boise, ID 83720-0104 816 W. Bannock St. (208) 605-4300	<input checked="" type="checkbox"/> Email: filings@oah.idaho.gov Merritt.dublin@oah.idaho.gov

/s/John Richards
John Richards
Counsel for IDL