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Attorneys 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. L95S6166

Mark E. Allen,

Applicant.

Agency Case No. PH-2025-NAV-22-002

OAH Case No. 25-320-04

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

The Idaho Department of Lands (“IDL”), by and through its counsel of record Kayleen Richter, submits the following Witness and Exhibit List in accordance with the *Scheduling Order* issued July 9, 2025. The following Exhibit List is intended to mirror the unofficial agency record posted online at <https://www.idl.idaho.gov/lakes-rivers/administrative-hearings/mark-e-allen/>. 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
Anticipated testimony is reflected in the hearing statement.
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
Anticipated testimony is reflected in the hearing statement.

IDL reserves the right to call any witness that has been or will be identified or called by any other party, or any other witness participating in the above captioned matter, and to cross-examine any party to this matter or any non-party witness called to testify during the public hearing. IDL reserves the right to amend or supplement this list in advance of hearing.

II. EXHIBITS

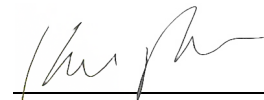
IDL may present the following exhibits in this matter:

- **IDL-1** – OAH Transmittal Sheet
- **IDL-2** – Application L-95-S-6166
- **IDL-3** – Notice of Application to Neighbors
- **IDL-4** – Notice of Application to Agencies
- **IDL-5** – Legal Notice of Application, Request
- **IDL-6** – Legal Notice of Application, Order Confirmation and Press Affidavit
- **IDL-7** – Adjacent Owner Objection, Randall Folkins
- **IDL-8** – Notice of Appointment of Hearing Officer
- **IDL-9** – Notice of Scheduling Conference
- **IDL-10** – Scheduling Order
- **IDL-11** – Applicant's First Proposed Exhibits
- **IDL-12** – Notice of Location of Hearing
- **IDL-13** – Legal Notice of Application and Public Hearing, Order Confirmation

Copies of the identified exhibits are submitted concurrently with this Witness and Exhibit List. IDL reserves the right to utilize any item already in the administrative record, any item listed on any other party's exhibit list, and to use demonstrative exhibits that may not be listed. Finally, IDL reserves the right to amend or supplement this list in advance of hearing.

DATED this 22nd day of July, 2025.

IDAHO DEPARTMENT OF LANDS



Kayleen Richter
Counsel for IDL

CERTIFICATE OF SERVICE

I hereby certify that on this 22nd day of July, 2025, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Mark E. Allen 248 Saint Court Richland, WA 99354 <i>Applicant</i>	<input checked="" type="checkbox"/> Email: markallen50@msn.com
Randy Folkins 4310 S. Thiermann Road Spokane, WA 99223 <i>Objector</i>	<input checked="" type="checkbox"/> Email: randy@eljayoil.com
Marde Mensinger Idaho Department of Lands 300 N. 6 th Street Boise, ID 83702 <i>IDL Program Manager for Navigable Waters</i>	<input checked="" type="checkbox"/> Email: mmensinger@idl.idaho.gov
Kourtney Romine Kayla Dawson <i>Service Contacts 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 Street (208) 605-4300	<input checked="" type="checkbox"/> Email: filings@oah.idaho.gov bryan.nickels@oah.idaho.gov



Kayleen Richter
Counsel for IDL