

BEFORE THE IDAHO OIL AND GAS CONSERVATION COMMISSION

In the Matter of Snake River Oil and Gas, LLC.)
Application for Permit to Drill, Barlow #2-14)
Snake River Oil and Gas, LLC. Appellants.)
_____)

NOTICE OF APPEAL HEARING

NOTICE IS HERBY GIVEN that the Idaho Oil and Gas Conservation Commission (“Commission”) will hold an appeal hearing on the above-referenced denial of the application of permit to drill of Snake River Oil and Gas, LLC on Tuesday October 20, 2020 at 2:00pm (MT). The hearing will be held in the State Capitol, Lincoln Auditorium (WW02), Lower Level, West Wing, 700 W Jefferson St., Boise.

The Commission is authorized to conduct this hearing pursuant to Idaho Code §§ 47-316(1)(e) and 47-328. The Commission will take oral argument at the appeal hearing and may set time limits for that argument at the outset of the hearing. The Commission will not allow any new testimony or evidence. Idaho Code § 47-328(5). The Commission shall make a decision at the hearing and issue a written order within five (5) business days of the hearing. Idaho Code § 47-328(5). The Commission’s final order will not be subject to any motion to reconsider. *Id.*

Any person who has participated in the application proceeding may file a response to the appeal within five (5) business days of service of a copy of the appeal materials. Idaho Code § 47-328(4). Responses should be addressed as follows:

Idaho Department of Lands
Attn: Mick Thomas
300 N. 6th St, Suite 103
PO Box 83720
Boise, ID 83720

Responses may also be filed by sending an email to Kourtney Romine at kromine@idl.idaho.gov.

The Commission may take argument from “the appellant and other qualified participating persons at the hearing.” Idaho Code § 47-328(5). That argument can be by telephone or in-person. Persons who choose to argue via phone must email Ms. Romine at the above email address in order to receive the proper call-in participation code. Please note the Commission will give equal consideration to argument in person and argument by telephone. Each person that files a response and plans to give oral argument at hearing should also indicate in their response their intent to participate by telephone or in person.

No public testimony will be accepted. This is because Idaho Code § 47-328(4) provides that the Commission “shall make a decision based on the record below as set forth in the written submittals of only the appellant and any other participating qualified person, the oil and gas administrator’s decision, and any oral argument taken by the commission at an appeal hearing.”

This meeting can be attended both telephonically and in person. Contingent upon safety protocols, the public may attend the meeting in person or via teleconference by dialing 1-877-820-7831 and entering listen-only passcode 1379897. The teleconference number provided is a listen only number. The appellant and other qualified participating persons presenting argument at the hearing need to use the call-in code provided by Ms. Romine if they choose to participate by phone. All in-person attendees must comply with current COVID-19 safety protocols for public gatherings, including face coverings and six-foot physical distancing.¹ Physical distancing measures reduce the meeting room’s normal capacity for public attendance to 50 attendees. The meeting will also be live-streamed for public viewing via a link accessible from the Oil and Gas Commission’s website, <https://ogcc.idaho.gov/>.

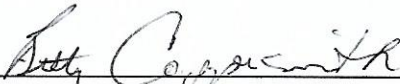
¹ <https://www.cityofboise.org/departments/mayor/coronavirus-covid-19-information/public-health-emergency-order-no-20-12/>
<https://www.cdhd.idaho.gov/pdfs/cd/Coronavirus/Order/Order-Regarding-Restriction-Bars-Open-Ada-County-09-04-2020.pdf>

This proceeding is governed by the Oil and Gas Conservation Act (Chapter 3, title 47, Idaho Code); the Idaho Administrative Procedure Act (Chapter 52, title 67, Idaho Code); Idaho Rules of Administrative Procedure of the Attorney General (IDAPA 04.11.01), to the extent that the Rules of Administrative Procedure are not superseded by Oil and Gas Conservation Act; and the Rules Governing Conservation of Oil and Natural Gas in the State of Idaho (IDAPA 20.07.02). A copy of the Rules of Administrative Procedure is available at the Idaho Department of Lands office located at 300 N. 6th Street, Suite 103, Boise, Idaho, and at the Office of Administrative Rules Coordinator's website, accessible at <http://adminrules.idaho.gov>.

Parties requiring the use of telephonic conference at the hearing shall notify Kourtney Romine (kromine@idl.idaho.gov) by 5:00pm (MST) Monday, October 19, 2020.

The hearing location meets the accessibility requirements of the Americans with Disabilities Act ("ADA"), in accordance with IDAPA 04.11.01.551. If a person requires assistance of the kind the agency is required to provide under the ADA in order to participate in or understand the hearing, the agency will supply the assistance upon request. Please submit any requests to Idaho Department of Lands by 5:00pm (MST) Tuesday, October 13, 2020. Inquiries about scheduling, hearing facilities, etc. should be directed to Kourtney Romine, Workflow Coordinator, Idaho Department of Lands, 300 N. 6th Street, Suite 103, P.O. Box 83720, Boise, ID 83720; e-mail: kromine@idl.idaho.gov; phone: (208) 334-0283.

Dated this 5th day of October 2020.



BETTY COPPERSMITH

Chairman
Idaho Oil and Gas Conservation Commission