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DNRC - BOZEMAN
REGIONAL OFFICE

BEFORE THE DEPARTMENT OF
NATURAL RESOURCES AND CONSERVATION
OF THE STATE OF MONTANA

STATE NATURAL RESOURCES

IN THE MATTER OF THE PETITION FOR)
ESTABLISHMENT OF THE FOUR)
CORNERS CONTROLLED)
GROUNDWATER AREA NO. 41H 30011241)

HEARING NOTICE)
AND)
APPOINTMENT OF HEARING EXAMINER)
FILE NO. SB376

The Department of Natural Resources and Conservation (Department) pursuant to the Montana Water Use Act, Mont. Code Ann. §85-2, Parts 1 and 3, and the Montana Administrative Procedures Act, Mont. Code Ann. §2-4, Part 6, orders and gives notice that:

1. A petition for controlled groundwater area hearing in the above matter will be held on Wednesday, April 6, 2005 beginning at 7:00 pm at the following location:

Gallatin County Courthouse
Community Room
311 W. Main Street
Bozeman MT

The issue in this hearing is whether to establish a controlled groundwater area pursuant to Mont. Code Ann. §85-2-506 as requested in the attached public notice. The hearing procedures will be governed by Mont. Code Ann. §2-4, Part 6, and by Mont. Admin. R. §36.12.2. Formal proceedings may be waived pursuant to Mont. Code Ann. §2-4-603.

The Department makes reasonable accommodations for any disability that may interfere with an individual's ability to attend this hearing. For consideration of any such accommodations, please contact the Hearing Unit Assistant at 406-444-6615 (TTD number 406-444-6873) as soon as possible.

2. The common law and statutory rules of evidence do not apply except upon agreement of all the parties. Requests to use the common law and statutory rules of evidence must be received prior to the hearing, and must be sent to all parties.

3. The Department hereby appoints Scott Irvin as Hearing Examiner in the above matter. All motions should be directed to the Hearing Examiner at 613 NE Main, Suite E, Lewistown, MT 59457-2020. All questions should be directed to the Hearing Unit Assistant, telephone number 406-444-6615.

Disqualification of the Hearing Examiner is provided for in Mont. Code Ann. §2-4-611 (4) or Mont. Admin. R. §36.12.211.

Dated this 28th day of JANUARY, 2005.



Jack Stults, Administrator
Department of Natural Resources
and Conservation
Water Resources Division
P.O. Box 201601
Helena, Montana 59620-1601
(406) 444-6605