The State of New Hampshire
*Department of Environmental Services*
**Water Council**
PO Box 95, 29 Hazen Drive, Concord, New Hampshire 03302-0095
Appeals Clerk Telephone (603) 271-6072 - TDD Access: Relay NH 1-800-735-2964
DES Website: www.des.nh.gov - Council Website: www.des.state.nh.us/councils/

October 13, 2005

Bernard H. Campbell, Esq.
Beaumont & Campbell PA
One Stiles Road – Suite 107
Salem, NH 03079

RE: Docket No. 05-17 WC – Daniel Osborn Appeal

Dear Attorney Campbell:

On October 12, 2005, the NH Water Council ("the Council") accepted the Notice of Appeal which you filed on September 29, 2005 on behalf of Daniel Osborn. Vice Chairman F. Wayne DiMarzio has been appointed Presiding Officer in this appeal.

A pre-hearing conference in this matter has been scheduled for Monday, December 5, 2005 at 10:30am in Room 110 of the offices of the Department of Environmental Services, 29 Hazen Drive, Concord, NH. At the pre-hearing conference, the parties should be prepared to discuss simplification of the issues in the appeal, stipulations or admissions as to facts, the number and identity of witnesses the parties anticipate calling at the hearing, exhibits necessary for the appeal, and any other matter that may aid in the disposition of the appeal, including settlement.

Please note that any document filed in conjunction with this appeal shall be filed by mailing or delivering the **original and 20 copies** of the document to the Council Appeals Clerk. Additionally, a copy of the document must be sent to all parties to the appeal and to any person who has a motion to intervene pending before the Council. Every document filed with the Council, and required to be served upon the parties to the appeal, shall be accompanied by a certificate of service, signed by the person making service, attesting to the method and date of service, and the persons served.

If you have any questions, please contact me at (603) 271-6072 or by e-mail at msclafani@des.state.nh.us.

Sincerely,

COPY

Michael P. Sclafani, Appeals Clerk
NH Water Council

cc: F. Wayne DiMarzio, Presiding Officer, NH Water Council
Michael P. Nolin, Commissioner, DES
Harry T. Stewart, P.E., Director, DES Water Division
Kerry D. Barnsley, DES Legal Unit
Jennifer J. Patterson, NH DOJ
Darlene Forst, DES WD