**BEFORE THE DEPARTMENT OF WATER RESOURCES**

**OF THE STATE OF IDAHO**

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| IN THE MATTER OF APPLICATION FOR PERMIT NO. 37-21119 IN THE NAME OF LANE RANCH ASSOCIATION INC. | ) ) ) ) | **ORDER GRANTING PETITION FOR HEARING** |

On December 1, 2004, the Department of Water Resources ("Department") issued a Preliminary Order denying the above captioned application for permit filed in the name of Lane Ranch Association Inc. ("applicant").

On December 15, 2004, the Preliminary Order became a Final Order.

On December 17, 2004, the applicant through their attorney, J. Evan Robertson, filed a Petition for Reconsideration; Exceptions to Preliminary Order; & Request for Hearing with the Department.

## ORDER

IT IS HEREBY ORDERED that the applicant's request for a hearing is **Granted** pursuant to Idaho Code § 42-1701A of the Idaho Code, Chapter 52, Title 67 of the Idaho Code, and IDAPA 37.01.01 (Rules of Procedure).

IT IS FURTHER ORDERED that the applicant's petition for reconsideration is **Denied** because a hearing has been granted.

IT IS FURTHER ORDERED that the applicant's exceptions are **Rejected** because they were untimely filed.

IT IS FURTHER ORDERED that Gary Spackman of the Department shall conduct the hearing.

Dated this 7th day of January, 2005.

Karl J. Dreher
Director

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 7th day of January, 2005, the above and foregoing document was served on the following by placing a copy of the same in the United States mail, postage prepaid and properly addressed to the following:

LANE RANCH HOMEOWNERS ASSO INC
ATTN SUSAN MCBRYANT
PO BOX 200
SUN VALLEY ID 83353

IDWR – SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380

CHARLES E BROCKWAY PE PHD
BROCKWAY ENGINEERING
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301

Victoria Wigle

Victoria Wigle
Administrative Assistant to the Director
Idaho Department of Water Resources