BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR PERMIT NO. 87-10022 IN THE NAME OF RALPH NAYLOR FARMS,	))))	**ORDER GRANTING PETITIONS FOR RECONSIDERATION**

On December 1, 2004, the hearing officer for the Department of Water Resources ("Department") issued a Preliminary Order approving the above captioned application filed in the name of Ralph Naylor Farms, LLC.

On December 13, 2004, intervenor Latah County Commissioners filed a Petition for Reconsideration ("petition") with the Department seeking denial of the application or, alternatively, that certain enumerated conditions of approval be made a part of the permit approval. On December 14, 2004, intervenor Lois Blackburn filed a petition joining in the petition of Latah County.

On December 14, 2004, protestants city of Pullman and city of Moscow filed a Petition for Reconsideration.

On December 27, 2004, the applicant filed responses to the petitions of the protestants and intervenors.

ORDER

The Department is reviewing the petitions and responses and HEREBY ORDERS that the petitions are **GRANTED** under the following terms:

1. Granting of the petitions does not represent Department agreement with any provision of the petitions or responses.

2. The Department retains jurisdiction of the matter in order to provide time for the Department to adequately review and consider the matters alleged in the petitions and responses.

Dated this 28th day of December, 2004.

L. Glen Saxton

L. GLEN SAXTON, P.E.
Hearing Officer