

**BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE STATE OF IDAHO**

<b>IN THE MATTER OF APPLICATION )</b>	
<b>FOR TRANSFER NO. 83160 )</b>	<b>ORDER GRANTING PETITION</b>
<b>IN THE NAME OF JEFFREY )</b>	<b>FOR RECONSIDERATION</b>
<b><u>AND CHANA DUFFIN )</u></b>	

On July 24, 2020, the hearing officer for the Idaho Department of Water Resources ("Department") issued a *Preliminary Order Denying Transfer* ("Preliminary Order") in this contested case. On August 7, 2020 the Applicants, Jeffrey and Chana Duffin ("Duffin"), filed *Applicant's Petition for Reconsideration* ("Petition"). Pursuant to Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01), "[a]ny party may file a petition for reconsideration of [a] preliminary order with the hearing officer issuing the order within fourteen (14) days of the service date of [the] order." Duffin's *Petition* was timely filed.

Many of the arguments raised in Duffin's *Petition* were already addressed in the *Preliminary Order*. The *Petition* raises a few new arguments, however, that should be addressed by the hearing officer. In addition, the *Preliminary Order* should be amended to eliminate internal inconsistencies.

**ORDER**

IT IS HEREBY ORDERED that the *Petition* filed by Duffin is GRANTED. The additional arguments raised in Duffin's *Petition* are addressed in the *Amended Preliminary Order Denying Transfer* issued in conjunction with this order.

Dated this 12<sup>th</sup> day of August 2020.

  
\_\_\_\_\_  
James Cefalo  
Hearing Officer

## CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12 day of August 2020, true and correct copies of the documents described below were served by placing a copy of the same with the United States Postal Service, postage prepaid and properly addressed, to the following:


**Document Served: Order Granting Petition for Reconsideration (Application 83160)**

JEFFREY AND CHANA DUFFIN  
PO BOX 525  
ABERDEEN, ID 83210

ROBERT HARRIS  
HOLDEN KIDWELL HAHN & CRAPO PLLC  
PO BOX 50130  
IDAHO FALLS, ID 83405-0130

TRAVIS THOMPSON  
BARKER ROSHOLT & SIMPSON LLP  
163 SECOND AVENUE WEST  
PO BOX 63  
TWIN FALLS, ID 83303-0063

KENT FLETCHER  
FLETCHER LAW OFFICE  
PO BOX 248  
BURLEY, ID 83318



---

Christina Henman  
Administrative Assistant