

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
TRANSFER NO. 81494 IN THE NAME OF)
CITY OF HAILEY & HAILEY CEMETARY)
MAINTENANCE DISTRICT)
_____)

**ORDER WITHDRAWING
A PRELIMINARY ORDER**

This matter having come before the Department of Water Resources (Department) as a petition to reconsider the issuance of a transfer approval, the Department finds, concludes, and orders:

FINDINGS OF FACT

1. On June 1, 2017, the Department issued a preliminary order (order) approving Application for Transfer No. 81494 (transfer) in the name of City of Hailey and Hailey Cemetery Maintenance District. The Department issued the order pursuant to Idaho Code § 67-5243 and Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730).

2. On June 13, 2017, the Department received a Petition for Reconsideration of the order (petition) pursuant to Rule 730.02.a of the Department's Rules of Procedure (IDAPA 37.01.01.730.02.a). The petitioner seeks to have one of the conditions of approval removed or modified to reflect actual use of groundwater.

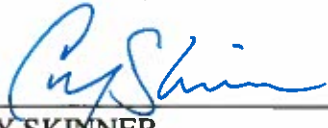
CONCLUSIONS OF LAW

1. The Department can withdraw a preliminary order before it becomes final.
2. The Department needs additional information and/or time to review the transfer.

ORDER

IT IS HEREBY ORDERED that the preliminary order approving Transfer No. 81494 is **WITHDRAWN**.

Dated this 20th day of June, 2017.



COREY SKINNER
Southern Region Manager

SUPPORT DATA
IN FILE # 37-22019

ORDER WITHDRAWING A PRELIMINARY ORDER

CERTIFICATE OF SERVICE

I hereby certify that on this 21st day of June, 2017, I mailed a true and correct copy, postage prepaid, of the foregoing **ORDER WITHDRAWING PRELIMINARY ORDER** to the person(s) listed below:

**Documents Enclosed: Order Withdrawing Preliminary Order for Transfer
No. 81494, City of Hailey & Hailey Cemetery Maintenance District**

**CITY OF HAILEY
115 S MAIN ST H
HAILEY ID 83333**

**HAILEY CEMETERY MAINTENANCE DISTRICT
PO BOX 4515
HAILEY ID 83333**

**BROCKWAY ENGINEERING PLLC
C/O CHARLES G BROCKWAY
2016 N WASHINGTON ST STE 4
TWIN FALLS ID 83301**

**WATER DISTRICT 37
KEVIN LAKEY
107 W 1ST ST
SHOSHONE ID 83352-5425**

via e-mail



**Denise Maline
Administrative Assistant**