

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR PERMIT NO. 63-33967 IN THE)
NAME OF JBD LIMITED PARTNERSHIP) **ORDER VACATING HEARING**

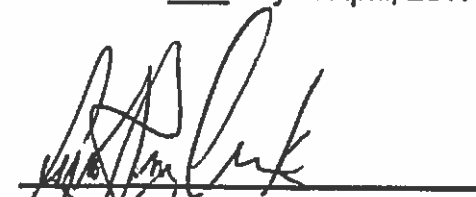
On February 22, 2017, the Idaho Department of Water Resources (Department) issued a Notice of Hearing scheduling the above contested matter for hearing to be held on May 2 and 3, 2017.

On April 7, 2017, the Department received a *Stipulation and Joint Motion to Approve Application and Issue Permit* (Stipulation) executed by applicant JBD Limited Partnership (JBD) and Protestant Micron Technology, Inc. (Micron). Through the Stipulation, JBD and Micron agree that Micron's protest is withdrawn, as long as Permit 63-33967 is issued with certain limiting conditions set forth in the Stipulation.

ORDER

IT IS HEREBY ORDERED that the administrative hearing scheduled for May 2 and 3, 2017 and all associated discovery and disclosure deadlines are vacated. The Department should complete its review of Application 63-33967 and determine whether the conditions proposed in the Stipulation should be incorporated into a permit approval.

Dated this 12th day of April, 2017



Cynthia Bridge Clark
Hearing Officer



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

April 13, 2017

JBD LTD PARTNERSHIP
6225 N MEEKER PL STE 205
BOISE ID 83713

MICRON TECHNOLOGY INC
ATTN: DAMARIS FISHER, SENIOR ASSISTANT GENERAL COUNSEL
8000 S FEDERAL WAY
PO BOX 6
BOISE ID 83707-0006

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101 S CAPITOL BLVD STE 1900
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Re: Order in the matter of Application for Permit No. 63-33967

Dear Interested Parties:

The accompanying order is an "Order Vacating Hearing." The Department will take the steps necessary to bring the application to a final resolution.

If you have any questions regarding this matter, please call me at 208-334-2190.

Sincerely,

A handwritten signature in black ink that reads "Nick Miller".

Nick Miller
Western Regional Manager

CERTIFICATE OF SERVICE

I hereby certify that on this 13th day of April, 2017, true and correct copies of the foregoing **ORDER VACATING HEARING** were served by placing a copy of the same with postage prepaid, and properly addressed to the following:

RE: 63-33967

JBD LTD PARTNERSHIP
6225 N MEEKER PL STE 205
BOISE ID 83713

MICRON TECHNOLOGY INC
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Rachel Neely
Administrative Assistant