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DEPARTMENT OF
WATER RESOURCES

LAWRENCE G. WASDEN
Attorney General

CLIVE J. STRONG
Deputy Attorney General
Chief, Natural Resources Division

ANN Y. VONDE (ISB #8406)
Deputy Attorney General
P.O. Box 83720
Boise, Idaho 83720-0010
Telephone: 208-334-2400
Facsimile: 208-854-8072

Attorneys for the Idaho Water Resource Board

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

**IN THE MATTER OF APPLICATION
FOR PERMIT NO. 74-16008 (Herbst)**

**IDAHO WATER RESOURCE BOARD'S
PETITION FOR DIRECTOR TO
REVIEW PRELIMINARY ORDER
GRANTING PERMIT**

The Idaho Water Resource Board ("IWRB"), by and through its attorneys of record, hereby submits *Idaho Water Resource Board's Petition for Director to Review Preliminary Order Granting Permit*. This petition is submitted in response to the *Preliminary Order Granting Permit* issued August 30, 2016 by Hearing Officer James Cefalo in the above-titled matter.

The petition is brought pursuant to I.C. § 67-5245(3) and IDAPA 37.01.01.730.02.b-d, and is supported by the *Idaho Water Resource Board's Exceptions to Preliminary Order Granting Permit* filed contemporaneously herewith.

DATED this 13th day of September, 2016.



ANN Y. VONDE
Deputy Attorney General

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 13th day of September 2016, I caused to be served a true and correct copy of the foregoing document by placing a copy thereof in the manner listed below:

1. Original to:

Gary Spackman Director, Idaho Dept. of Water Resources PO Box 83720 Boise ID 83720-0098	☐ U.S. Mail, postage prepaid ☒ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☐ Email: _____
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2. Copies to

Rob Harris Holden, Kidwell, Hahn & Crapo PLLC P.O. Box 50130 1000 Riverwalk Dr., Ste. 200 Idaho Falls ID 83405	☒ U.S. Mail, postage prepaid ☐ Hand Delivery ☐ Federal Express ☐ Facsimile: _____ ☒ Email: rharris@holdenlegal.com
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ANN Y. VONDE
Deputy Attorney General