

MEMORANDUM

To File: Transfer #78691-- Obendorf Malheur Farms.

From: J. Westra

Date: 11/20/13

RE: Petition for Reconsideration—by Applicant

On September 24, 2013, the Department received a timely petition for reconsideration relating to the approval of the above described transfer. The petition requested acreage be reapportioned that was split under 63-33801. The Department's findings were the acreage was split correctly, see 10/22/13 Memorandum (Nick VanDyke). The petition should be denied.

Under IC 67-5243 the Department will act on a petition within 21 days of its receipt, or the petition will be considered denied by operation of law. The Department did not act on the petition within the 21 day period.

Therefore, petition is denied.