

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

IN THE MATTER OF TRANSFER NO.)
73369 IN THE NAME OF SHAUNNA)
CRANE AND DANFORD L. CRANE II)
_____)

PRELIMINARY ORDER

FINDINGS OF FACT

1. On October 31, 2007, the Department of Water Resources ("Department") approved Application for Transfer No. 73369 ("transfer") submitted in the name of Shaunna Crane and Danford L. Crane II ("right holder"). The transfer changed the nature of use of portions of rights 45-2176, 45-2220 and 45-2408 used for irrigation of 339 acres to commercial and stockwater uses to be associated with development of a dairy. The transfer allowed for drilling of a new well to supply water to the new dairy. The change in nature of use was based on drying up 38.3 irrigated acres and converting the water to the dairy needs. The transfer also modified the conditions for associated rights 45-10107 and 45-2075. The transfer split rights 45-2176, 45-2220 and 45-2408 into rights 45-14039, 45-14041 and 45-14043 associated to dairy needs and rights 45-14038, 45-14040 and 45-14042 associated with the remaining 300.7 irrigated acres.

2. On March 7, 2013, the right holder asked the Department to rescind the transfer approval since the dairy was not developed, no new dairy well was drilled, and that the irrigated acres intended to be dried up continue to be irrigated. The right holder requests that the rights revert back to irrigation use authorized before the transfer was approved.

CONCLUSIONS OF LAW

1. The Department is authorized to issue Preliminary Orders changing a prior approval.
2. The right holder having shown sufficient cause, the Department should issue a Preliminary Order rescinding the October 31, 2007, approval of Transfer 73369.

ORDER

IT IS THEREFORE HEREBY ORDERED that Transfer No. 73369 approved on October 31, 2007 is **RESCINDED** and that the rights shall revert back to irrigation use as described before October 31, 2007.

Dated this 8th day of March, 2013.

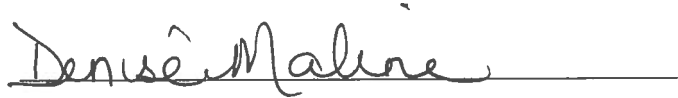


Southern Region Manager

CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of March, 2013, I mailed a true and correct copy, *certified mail*, postage prepaid, of the foregoing **PRELIMINARY ORDER** to the person(s) listed below:

DANFORD L CRANE II
SHAUNNA CRANE
3772 N 3600 E
KIMBERLY, ID 83341

A handwritten signature in cursive script, reading "Denise Maline", is written over a horizontal line.

Denise Maline
Administrative Assistant