

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

IN THE MATTER OF APPLICATION FOR)	
PERMIT NO. 65-23451 IN THE NAME OF)	
ALLEN RANCH LLP AND APPLICATION)	
FOR TRANSFER NO. 77121 IN THE)	ORDER CANCELLING
NAME OF ALLEN RANCH LLP)	HEARING
_____)	

FACTUAL AND PROCEDURAL HISTORY

1. This order addresses contested cases for the following two applications ("the applications"):
 - a. On March 16, 2011, Allen Ranch, LLP, ("Allen") applied to the Department of Water Resources ("Department") to transfer the point of diversion of Water Right No. 65-3111X. The Department designated the transfer application as Application No. 77121.
 - b. On April 18, 2011, Allen applied to the Department to appropriate 2.70 cfs of water from the same unnamed tributary of the North Fork of the Payette River that is the source of water for Right No. 65-3111X. The Department designated the application as Application No. 65-23451.
2. The Department scheduled a hearing to consider Allen's two applications on May 8 and 9, 2012.
3. On February 24, 2012, the Department's hearing officer denied Allen's request to postpone the scheduled hearing.
4. On April 23, 2012, the Department's hearing officer denied Allen's second request to postpone the scheduled hearing.
5. On May 2, 2012, the Department received Allen's notices withdrawing the applications.

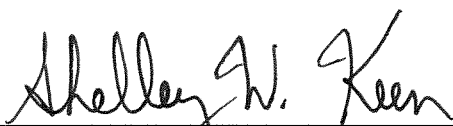
CONCLUSIONS OF LAW

Because Allen withdrew the applications, the Department should cancel the scheduled hearing .

ORDER

The hearing scheduled for May 8 and 9, 2012, in connection with Application for Permit No. 65-23451 and Application for Transfer No. 77121 is **CANCELLED**.

Dated this 3rd day of May, 2012.



Shelley W. Keen
Hearing Officer

CERTIFICATE OF SERVICE

I hereby certify that on May 3, 2012, I mailed a true and correct copy, postage prepaid, of the foregoing ORDER CANCELLING HEARING to the person(s) listed below:

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Application for Permit No: 65-23451- Allen Ranch LLP

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A handwritten signature in cursive script, reading "Jean Hersley", is positioned above a horizontal line. The signature is written in black ink and is centered horizontally.

Jean Hersley

Technical Records Specialist I