

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

IN THE MATTER OF APPLICATION)	
FOR TRANSFER NO. 73925, WATER)	PRELIMINARY ORDER
RIGHT NO. 2-7212 IN THE NAME OF)	REJECTING APPLICATION
UPPER GRAND VIEW CANAL CO.)	
_____)	

FINDINGS OF FACT

1. On March 8, 2005, Upper Grand View Canal Company filed an application for transfer with the Idaho Department of Water Resources (IDWR).
2. On February 16, 2010, IDWR sent the applicant a letter requesting additional information in order to continue processing the application. A thirty (30) day deadline for the applicant to respond was identified in the letter. The letter specified the application would be rejected without a timely response.
3. The applicant did not respond in writing to that request.

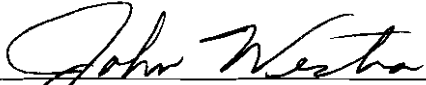
CONCLUSIONS OF LAW

1. Section 42-204, Idaho Code, and the Rules and Regulations of IDWR state that if an applicant does not submit the requested information to IDWR within the allotted time frame, IDWR may reject the application.
2. The requested information was not provided within the allotted time frame. The application should be rejected.

ORDER

IT IS HEREBY ORDERED that Application for Transfer No. 73925 in the name of Upper Grand View Canal Company is REJECTED.

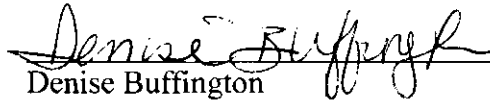
Dated this 26th day of March, 2010



John Westra
Manager, Western Regional Office

CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of March, 2010 I mailed a true and correct copy of the foregoing Preliminary Order to the person(s) listed below:

A handwritten signature in cursive script, appearing to read "Denise Buffington", is written over a horizontal line.

Denise Buffington
Administrative Assistant

UPPER GRAND VIEW CANAL CO
PO BOX 9
GRAND VIEW ID 83624