

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

IN THE MATTER OF APPLICATION)	
FOR TRANSFER # 73819 IN THE)	PRELIMINARY ORDER
NAME OF RUSSELL &/OR TAMMY)	REJECTING APPLICATION
LLOYD)	
_____)	

FINDINGS OF FACT

1. On February 13, 2007, Russell &/or Tammy Lloyd filed an application for transfer with the Idaho Department of Water Resources (IDWR).
2. On July 22, 2008, IDWR sent Mr. Lloyd a letter addressing several issues, and requesting additional information. A thirty (30) day deadline from the date of the letter was set.
3. On October 1, 2008, IDWR received an amended application for transfer, and additional information from Mr. Lloyd.
4. On October 3, 2008, IDWR sent Mr. & Mrs. Lloyd a letter requesting the drilling permit upgrade fee associated with the application for transfer. A thirty (30) day deadline from the date of the letter was set.
5. On October 17, 2008, IDWR received a letter from Mr. Lloyd, asking to clarify the reasoning for him needing to pay the drilling permit upgrade fee.
6. On March 17, 2009, IDWR sent Mr. & Mrs. Lloyd a letter of explanation, and again requesting the appropriate drilling permit upgrade fee in order to continue processing. A thirty (30) day deadline from the date of the letter was set.
7. To date, IDWR has received no further response from Russell &/or Tammy Lloyd.

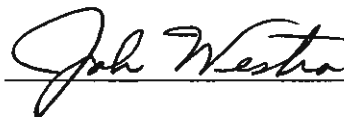
CONCLUSIONS OF LAW

1. Idaho Code (IC) § 42-204 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 Lloyds failed or refused to provide the requested information to IDWR. The application should be rejected.

ORDER

IT IS HEREBY ORDERED that Application for Transfer # 73819 in the name of Russell &/or Tammy Lloyd be REJECTED.

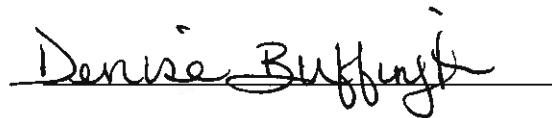
Date this 24th day of April, 2009

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

John Westra
Manager, Western Regional Office

CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of April, 2009, I mailed a true and correct copy of the foregoing **PRELIMINARY ORDER** to the person(s) listed below:

A handwritten signature in black ink, reading "Denise Buffington", is written over a horizontal line.

Denise Buffington
Administrative Assistant

RUSSELL LLOYD
TAMMY LLOYD
26174 MOONGLOW DR
MIDDLETON ID 83644