

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

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 02-10350 IN THE NAME OF) AMENDED PERMIT APPROVAL
JON ROADENBAUGH) PRELIMINARY ORDER
_____)

FINDINGS OF FACT

1. On March 6, 2009, the Idaho Department of Water Resources (IDWR) issued a preliminary order for approval of Application for Permit #02-10350 in the name of Jon Roadenbaugh.
2. On April 8, 2009, IDWR reviewed the approval of Permit to Appropriate Water No. 02-10350. The permit approval contained an error on the *Rate of Diversion and Maximum Diversion Rate of .11 CFS*. The correct *Rate of Diversion and Maximum Diversion Rate* should read **.22 CFS**

CONCLUSIONS OF LAW

1. Idaho Code § 42-204 and Water Appropriation Rules IDAPA 37.03.08 set standards for approval of permits to appropriate water.
2. Permit to Appropriate Water No. 02-10350 should be amended to correct the rate of diversion and maximum rate of diversion error.

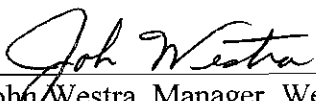
ORDER

IT IS HEREBY ORDERED that Permit to Appropriate Water Approval No. 02-10350 in the name of Jon Roadenbaugh be **AMENDED** to read the following:

Maximum Diversion Rate: .22 CFS

RATE OF DIVERSION: .22 CFS

Dated this 15th day of April, 2009



John Westra, Manager, Western Regional Office

CERTIFICATE OF SERVICE

I hereby certify that on April 16, 2009 I mailed a true and correct copy, postage prepaid, of the foregoing **ORDER** to the person(s) listed below:

Jan Hershey

Amended Permit #02-10350

**Jon Roadenbaugh
4004 Browns LN
Marsing ID 83639**