

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF WATER RIGHT)
LICENSES 11-7399 & 11-7424 IN THE)
NAME OF BEAR LAKE WEST PROPERTY)
OWNERS ASSOCIATION INC)
_____)

**ORDER WITHDRAWING
A PRELIMINARY ORDER**

This matter having come before the Department of Water Resources (Department) as a petition to reconsider the issuance of Water Right Licenses, the Department finds, concludes, and orders:

FINDINGS OF FACT

1. On December 3, 2007, the Department issued Water Right Licenses 11-7399 and 11-7424 (licenses) as preliminary orders (orders) of the Department pursuant to Idaho Code § 67-5243 and Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). Service date of the preliminary orders was December 5, 2007.

2. On December 19, 2007, the Department received Petitions for Reconsideration of the orders (petitions) pursuant to Rule 730.02.a of the Department's Rules of Procedure (IDAPA 37.01.01.730.02.a). The petitioner seeks a revision to the licenses.

CONCLUSIONS OF LAW

1. The petitions were filed timely.
2. The Department can withdraw a preliminary order before it becomes final.
3. The Department needs additional information and/or time to determine if the licenses should be revised as requested in the petition.

ORDER

IT IS HEREBY ORDERED that the preliminary orders issuing Water Right Licenses 11-7399 and 11-7424 is **WITHDRAWN**.

Dated this 8th day of January, 2008.



GARY SPACKMAN

ORDER WITHDRAWING A PRELIMINARY ORDER

