

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
TRANSFER NO. 73608 IN THE NAME OF)
BARRIE FAMILY PARTNERS)
_____)

**ORDER WITHDRAWING
A PRELIMINARY ORDER**

This matter having come before the Department of Water Resources (Department) as a petition to reconsider Transfer 73608, the Department finds, concludes, and orders:

FINDINGS OF FACT

1. On September 20, 2007, the Department approved Application for Transfer 73608 (transfer) as a preliminary order (order) of the Department pursuant to Idaho Code § 67-5243 and Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730). The order was mailed to Barrie Family Partners (applicant) on September 21, 2007.

2. On October 5, 2007, the Department received a Petition for Reconsideration of the order (petition) 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 transfer.

CONCLUSIONS OF LAW

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

ORDER

IT IS HEREBY ORDERED that the preliminary order issuing approval of Transfer 73608 is **WITHDRAWN**.

Dated this 22nd day of October, 2007.



Jeff Peppersack, Chief
Water Allocation Bureau