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AUG 03 2007

DEPARTMENT OF
WATER RESOURCES

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A PROFESSIONAL SERVICE CORPORATION
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August 1, 2007

Jeff Peppersack, Bureau Chief
Water Allocation Bureau
Idaho Department of Water Resources
322 East Front Street
PO Box 83720
Boise, ID 83720-0098

RE: Permit No. 95-09042

Dear Mr. Peppersack:

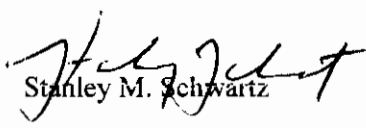
Enclosed you will find a Petition for Review and Request for Hearing on your Order Denying Request for Extension of Time.

Thank you for your consideration.

Very truly yours,

WITHERSPOON, KELLEY, DAVENPORT
& TOOLE, PS

By


Stanley M. Schwartz

SMS/ab

c: Mark Murphy
Jana McDonald

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AUG 9 3 27 7

DEPARTMENT OF
WATER RESOURCES

DEPARTMENT OF WATER RESOURCES

STATE OF IDAHO

CPM DEVELOPMENT CORPORATION, a
Washington Corporation;

Petitioner,

v.

IDAHO STATE DEPARTMENT OF WATER
RESOURCES

Respondent

PERMIT NO. 95-09042

PETITION FOR RECONSIDERATION
AND/OR REQUEST FOR HEARING ON
THE PRELIMINARY ORDER DENYING
REQUEST FOR EXTENSION OF TIME

COMES NOW CPM Development Corporation and requests that the Department of
Water Resources, acting through its Water Allocation Bureau Chief, reconsider its Order
Denying Request for Extension of Time in the matter of Permit No. 95-09042.

The basis for this Request for Reconsideration and/or a Hearing is to modify the CPM
requested extension of time to submit proof of beneficial appropriation to November 15, 2007,
instead of the one-year extension requested through letter dated June 20, 2007, which effectively
would have extended the deadline to submit proof of beneficial use to July 1, 2008. CPM desires
additional time to ensure that the authorized diversion of 2.2 cubic feet per second of ground
water for commercial use is achieved in connection with the permitted commercial use, which is
washing of separated rock and blending with cement to make concrete.

PETITION FOR RECONSIDERATION - 1

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Rights\Pleadings\PetitionforReconsideration.doc

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2 RESPECTFULLY SUBMITTED this 1st day of August 2007.
3

4 WITHERSPOON, KELLEY DAVENPORT
5 & TOOLE, P.S.

6 By: 
7 STANLEY M. SCHWARTZ, WSBA #15518
8 Attorney for CPM Development Corporation
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28 **PETITION FOR RECONSIDERATION - 2**

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