

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

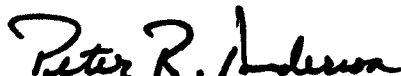
IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 72128)
(REGARDING WATER RIGHT NOS.)
61-2072, 61-2167, 61, 2170, 61-2210,)
61-7184, & 61-7339) IN THE NAME)
OF THE CITY OF MOUNTAIN HOME)
_____)

**ORDER DISMISSING
CONTESTED CASE**

Having reviewed the *Settlement Agreement* signed by all parties to this contested case and filed with the Idaho Department of Water Resources (IDWR) on September 25, 2006; the IDWR Staff Memorandum dated October 4, 2006; the Comments of the City of Mountain Home to the Conditions of Approval in the IDWR Staff Memorandum dated October 20, 2006; and the City of Mountain Home having indicated orally to the Hearing Officer on October 31, 2006, that it does not request a hearing on its Comments, and good cause appearing therefore:

IT IS HEREBY ORDERED that the above-entitled contested case is DISMISSED and Application for Transfer No. 72128 shall be processed by the Idaho Department of Water Resources in consultation with the City of Mountain Home regarding its Comments and in accordance with the *Settlement Agreement*.

Dated this 1ST day of November, 2006.



Peter R. Anderson
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 2nd day of November, 2006, the above and foregoing, was served on the following by placing a copy of the same in the United States mail, postage prepaid and properly addressed to the following:

CITY OF MOUNTAIN HOME
C/O JAY FRIEDLY
340 E 2 N
MOUNTAIN HOME ID 83647
(208) 587-3144

(☒) U.S. Mail, Postage Prepaid
() Facsimile
() E-mail

JOHN K SIMPSON
SHELLEY M DAVIS
BARKER ROSHOLT
PO BOX 2139
BOISE ID 83701-2139
(208) 344-6034

(☒) U.S. Mail, Postage Prepaid
() Facsimile
() E-mail

RICHARD MC MAHON
40 NE AULBACH DR
MOUNTAIN HOME ID 83647

(☒) U.S. Mail, Postage Prepaid
() Facsimile
() E-mail


Victoria Wigle
Administrative Assistant to the Director
Idaho Department of Water Resources