

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
PERMIT NO. 72-16602 IN THE NAME OF)
ARCHIE SHERWOOD)
_____)

**ORDER WITHDRAWING
A PRELIMINARY ORDER**

This matter having come before the Department of Water Resources (Department) as a request to reconsider the voiding of an application for permit to appropriate water, the Department finds, concludes, and orders:

FINDINGS OF FACT

1. On March 3, 2006, the Department issued a preliminary order voiding Application for Permit No. 72-16602 (application) pursuant to Idaho Code § 67-5243 and Rule 730 of the Department's Rules of Procedure (IDAPA 37.01.01.730).
2. The Order was not received by the applicant
3. Review of the application file indicates the use has been established so applicant is interested in resuming application.

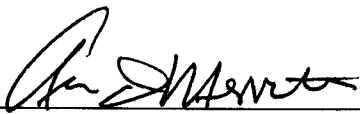
CONCLUSIONS OF LAW

1. The Department can withdraw a preliminary order before it becomes final.

ORDER

IT IS HEREBY ORDERED that the preliminary order voiding Application for Permit No. 72-16602 is **WITHDRAWN**.

Dated this 30th day of March, 2006.

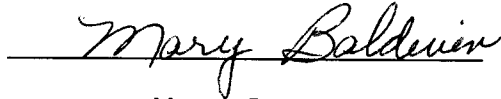


Allen Merritt, PE
Southern Regional Manager

ORDER WITHDRAWING A PRELIMINARY ORDER

CERTIFICATE OF MAILING

I hereby certify that on the day of 30th day of March, 2006 a true and correct copy of the above and foregoing Order Withdrawing a Preliminary Order was forwarded with all required charges prepared, by Regular U.S. Mail to the parties listed:

A handwritten signature in cursive script, reading "Mary A. Baldwin", is written over a horizontal line.

Mary A. Baldwin
Administrative Assistant I

ARCHIE SHERWOOD
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CLAYTON ID 83227