

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

COPY

IN THE MATTER OF APPLICATION)
FOR TRANSFER NO 71526 IN THE) **PRELIMINARY ORDER**
NAME RICHARD I. CLAYTON) **VOIDING THE APPLICATION**

This matter having come before the Department of Water Resources (Department) as a result of an application to transfer water, the Department makes the following Findings of Fact, Conclusion of Law, and Order:

FINDING OF FACT

1. In June 3, 2004, Application for Transfer #71526 was filed by the Richard I. Clayton.
2. On April 14, 2005, the applicants were sent a letter to spell out the necessary actions required to continue process of transfer. The applicant has not responded.
3. On August 31, 2005, another letter requesting to submit response within 30 days of letter. Otherwise the Department will issue preliminary order to reject or void application. The applicant has not responded.

CONCLUSION OF LAW

1. Section 42-204, Idaho Code, provided that the failure of an applicant to supply requested information within 30 days is cause for the Department to void an application.
2. The Department should void the applications as provided in Section 42-204, Idaho Code.

ORDER

IT IS, THEREFORE, HEREBY ORDERED that Application for Transfer No. 71526 in the name of Richard I. Clayton, is **VOIDED** as provided in Section 42-204, Idaho Code.

Dated this 18th day of NOVEMBER, 2005.



RONALD D CARLSON
Eastern Regional Manager