

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

IN THE MATTER OF APPLICATION) FOR TRANSFER 89297 IN THE) <u>NAME OF PANCHERI INC.</u>)	ORDER VACATING HEARING
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On August 28, 2024, Pancheri Inc. ("Pancheri") filed Application for Transfer 89297 with the Idaho Department of Water Resources ("Department"). Protests were filed by Roy Sermon ("Sermon"), Craig and Suzie Barnes ("Barnes"), Hawley Land and Livestock ("Hawley"), Isham Farms Inc. ("Isham"), Woodie Land and Livestock ("Woodie"), and Dean and Marcheta Mays ("Mays"). On April 4, 2025, the hearing officer for the Department issued a *Default Order*, dismissing Barnes, Isham, and Mays from the contested case for failure to appear at a prehearing conference.

On January 13, 2025, the hearing officer issued a *Notice of Hearing* scheduling the matter for a hearing to be held on June 11-12, 2025, in Idaho Falls.

On June 4, 2025, Pancheri filed a *Stipulation for Withdrawal of Protest* ("Stipulation"), resolving the protests filed by Sermon, Hawley, and Woodie. Although the *Stipulation* has not yet been signed by Hawley, Hawley's attorney confirmed that the terms of settlement were acceptable and that a representative of Hawley would sign the *Stipulation* as soon as possible. Because all protests filed against Application 89297 have been resolved, the hearing should be vacated.

ORDER

IT IS HEARBY ORDERED that the hearing scheduled for Application for Transfer 89297 on June 11-12, 2025, and all associated deadlines are vacated. Further, *Applicant's Motion for Partial Summary Judgement* has been rendered moot.

Dated this 5th day of June 2025.



James Cefalo
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 5th day of June 2025, true and correct copies of the documents described below were served upon the following persons and entities by the method indicated:

Documents Served: Order Vacating Hearing

PANCHERI INC 1494 HWY 33 HOWE, ID 83244 rpancheri@gmail.com <i>Applicant</i>	☒ Email
ROCKY MOUNTAIN ENVIRONMENTAL C/O KRISTIN MOORE 482 CONSTITUTION WAY IDAHO FALLS, ID 83402 kristin.rmea@gmail.com <i>Applicant's Representative</i>	☒ Email
HOLDEN KIDWELL HAHN & CRAPO C/O ROBERT L HARRIS PO BOX 50130 IDAHO FALLS, ID 83402 rharris@holdenlegal.com <i>Applicant's Representative</i>	☒ Email
ROY SERMON 1575 W 3600 N HOWE, ID 83244 Roy.sermon@gmail.com <i>Protestant</i>	☒ Email
HAWLEY LAND AND LIVESTOCK JEFF HAWLEY 3895 N LITTLE LOST RIVER HWY HOWE, ID 83244 <i>Protestant</i>	☒ U.S. Mail, with return receipt requested, postage prepaid
DYLAN ANDERSON DYLAN ANDERSON LAW PO BOX 35 REXBURG, ID 83440 dylan@dylanandersonlaw.com <i>Protestant's Representative</i>	☒ Email

WOODIE LAND & LIVESTOCK 1293 W 3700 N HOWE, ID 83244 Tmacaffee123@gmail.com <i>Protestant</i>	☒ Email
MICHAEL P LAWRENCE GIVENS PURSLEY LLP PO BOX 2720 BOISE, ID 83701 mpl@givenspursley.com <i>Protestant's Representative</i>	☒ Email



Christina Henman
Administrative Assistant