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Department of Water Resources
Southern Region

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

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OCT 05 2004

Department of Water Resources
Eastern Region

IN THE MATTER OF PRELIMINARY ORDER TO)
CEASE AND DESIST DIVISION OF WATER)
FROM PASHIMEROI RIVER BY JIMMIE)
DOWTON)
_____)

**ORDER GRANTING
PETITION TO INTERVENE**


On September 9, 2004, B P Bar Ranch, Inc. ("petitioner") by and through its attorney of record James P. Speck, of Speck & Aanestad, submitted to the Department of Water Resources ("Department") a petition for an order to intervene in the matter of Preliminary Order To Cease And Desist Diversion of water from Pashimeroi River by Jimmie Dowton as authorized in Rule of Procedure IDAPA 37.01.01350 (Rule 350).

Petitioner has shown sufficient direct and substantial interest in the above captioned matter without unduly broadening the issues for the department to grant the petitioner intervention into the matter.

ORDER

IT IS THEREFORE HEREBY ORDERED that the petition of B P Bar Ranch, Inc., requesting intervention is **GRANTED**.

DATED 30th day of September, 2004.




Gary Spackman
Hearing Officer

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 12th day of October, 2004, the above and foregoing document 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:

JAMES P SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM ID 833409

IDWR - SOUTHERN REGION
1341 FILLMORE ST STE 200
TWIN FALLS ID 83301-3380


Deborah J. Gibson
Administrative Assistant
Water Allocation Bureau