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Attorneys for Boyd Foster

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

IN THE MATTER OF APPLICATION
FOR PERMIT NO. 74-16229 IN THE
NAME OF BOYD FOSTER

**PETITION FOR THE DIRECTOR
TO REVIEW ORDER DENYING
PETITION TO RE-OPEN
HEARING AND PRELIMINARY ORDER
DENYING APPLICATION**

Applicant Boyd Foster, (hereinafter “Foster” or the “Applicant”), by and through his attorneys of record, Holden, Kidwell, Hahn & Crapo, P.L.L.C., pursuant to the *Explanatory Information to Accompany a Preliminary Order* provided in this matter, the Rules of Procedure of the Idaho Department of Water Resources (IDAPA 37.01.01), hereby submits this *Petition for the Director to Review Order Denying Petition to Re-Open Hearing and Final Order*. This petition is in response to both the original *Preliminary Order Denying Application* issued on February 25, 2021, as well as the *Order Denying Petition to Re-Open Hearing and Petition for Reconsideration* issued on March 16, 2021, both of which were issued by Hearing Officer James Cefalo.

This petition is brought pursuant to Idaho Code § 67-5245(3) and IDAPA 37.01.01.730.02.b-d, and is supported by the *Exceptions to Order Denying Petition to Re-Open Hearing and Preliminary Order Denying Application* filed contemporaneously herewith.

DATED this 30th day of March, 2021.



Robert L. Harris, Esq.
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

CERTIFICATE OF SERVICE

I hereby certify that on this 30th day of March, 2021, I served a copy of the following described pleading or document on the attorneys and/or individuals listed below by the method indicated below.

DOCUMENT SERVED: **PETITION FOR THE DIRECTOR TO REVIEW ORDER DENYING PETITION TO RE-OPEN HEARING AND PRELIMINARY ORDER DENYING APPLICAITON**

ORIGINAL VIA EMAIL AND FIRST-CLASS MAIL TO: Gary Spackman, Director
Rosemary DeMond, Administrative Assistant
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ATTORNEYS AND/OR INDIVIDUALS SERVED:

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