

**BEFORE THE IDAHO DEPARTMENT OF LANDS**

In the Matter of the Application to Permit	)	AGENCY Case No. PH-2025-NAV-22-003
	)	
Rebuilding Existing Permitted Boat Garage,	)	OAH Case No. 25-320-05
	)	
Walter Nevin,	)	<b>ORDER GRANTING STIPULATED</b>
	)	<b>MOTION TO VACATE, REMAND, AND</b>
Applicant.	)	<b>DISMISS</b>
	)	

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On September 8, 2025, Idaho Department of Lands (IDL) and the applicant, Walter Nevin, submitted a *Stipulated Motion to Vacate, Remand, and Dismiss* in accordance with Idaho Code section 67-5241(1)(c), IDAPA 62.01.01.305, and IDAPA 62.01.01.325. Earlier, on September 2, 2025, the Objector Kidd Island Bay Homeowners Association (KIBHA) emailed a withdrawal of its objection to Mr. Nevin’s application to rebuild an existing permitted boat garage. Pursuant to KIBHA’s withdrawal of its objection and IDL’s receipt of KIBHA’s signed ratification of approval of Mr. Nevin’s application, IDL and Mr. Nevin agreed that a public hearing on the application was no longer necessary. Therefore,

IT IS ORDERED that the evidentiary hearing scheduled for September 15, 2025, is VACATED; this matter is REMANDED to IDL to process the application under Idaho Code section 58-1306(d); and this proceeding is dismissed.

IT IS SO ORDERED.

DATED: September 8, 2025.

OFFICE OF ADMINISTRATIVE HEARINGS

/s/ W. Scott Zanzig  
W. Scott Zanzig  
Lead Administrative Law Judge

## CERTIFICATE OF SERVICE

I hereby certify that on this 8th day of September, 2025, I caused to be served a true and correct copy of the foregoing by the following method to:

Walter Nevin  
*Applicant*

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/s/ Elaine Maneck  
Elaine Maneck, Deputy Clerk  
Office of Administrative Hearings