

STATE OF VERMONT

Water Resources Board

In re: Killington Limited  
Bear Mountain Spray  
Site #2  
Killington, Vermont

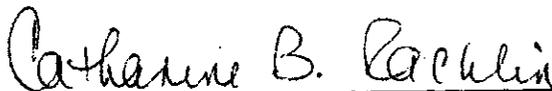
3 V.S.A. §2873  
10 V.S.A. §1269

ORDER

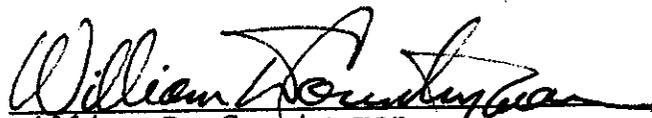
The Motion to Dismiss filed by the Agency of Environmental Conservation dated February 13, 1986 is granted on the grounds that the Water Resources Board lacks jurisdiction in that Commissioner Lash's letter dated September 9, 1985 does not constitute a final action appealable under either 3 V.S.A. §2873 or 10 V.S.A. §1269.

Dated this 27th day of March, 1986, at Montpelier, Vermont.

Vermont Water Resources Board

  
Catharine B. Rachlin, Chairman

  
William Boyd Davies

  
William D. Countryman

  
Thomas Adler

kgr