

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

IN THE MATTER OF PERMIT NO. 87-10077)
IN THE NAME OF CHRISTIAN VANCE)
_____)

PRELIMINARY ORDER REINSTATING A PERMIT

This matter having come before the Idaho Department of Water Resources (“Department”), the Department finds, concludes and orders:

FINDINGS OF FACT

1. On January 23, 2014, the Department issued Permit No. 87-10077 (“Permit”) in the name of Wayne Olson or Annette Olson (“Olsons”) authorizing the diversion of 0.09 cubic feet per second of water from ground water for domestic and stockwater uses in the NE¼NE¼ of Section 12, Township 38 North, Range 6 East, B.M., Latah County. A condition of permit approval required the Olsons to submit proof of beneficial use of water to the Department on or before February 1, 2019.
2. On November 30, 2018, the Department notified the Olsons by certified mail that proof of beneficial use was due and instructed the Olsons of the steps to be taken to submit a *Statement of Completion for Submitting Proof of Beneficial Use* (“Proof”), or a *Request for Extension of Time* (“Extension Request”).
3. On January 10, 2019, Wayne Olson assigned the Permit to Christian Vance (“Permit Holder”).
4. On February 4, 2019, the Department received the Permit Holder’s Proof, which was submitted 3 days late.

CONCLUSIONS OF LAW

Idaho Code § 42-218a (1) states:

Within sixty (60) days after such notice of lapsing the Department may, upon a showing of reasonable cause, reinstate the permit with the priority date advanced a time equal to the number of days that said showing is subsequent to the date set for proof.

By submitting an acceptable Proof, the Permit Holder has provided a reasonable showing why this permit should be reinstated. The permit should be reinstated based upon the February 4, 2019 filing date.

ORDER

IT IS HEREBY ORDERED that Permit No. 87-10077 is **REINSTATED** and the Permit's priority date is advanced to October 12, 2013.

DATED this 26th day of February, 2019.


Angela Grimm
Water Rights Section Manager