

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
63-12443 IN THE NAME OF) **REINSTATEMENT ORDER**
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_____)

WHEREAS, the Department issued the above-captioned permit with the condition that proof of construction of works and application of water to beneficial use (proof of beneficial use) be submitted to the Department on or before August 1, 1999; and

WHEREAS, the Department granted the permit holder one extension of time for filing the proof of beneficial use for this permit, extending the proof of beneficial use deadline to August 1, 2003, and,

WHEREAS, the Department notified the permit holder on May 31, 2003 by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof of beneficial use or an extension of time request; and,

WHEREAS, the Department sent the permit holder a lapse notice on August 12 2003, since it had not received an acceptable proof of beneficial use statement or extension of time; and,

WHEREAS, Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the notice of lapsing; and,

WHEREAS, the permit holder has provided a reasonable showing why the permit should be reinstated by submitting acceptable proof of beneficial use on August 19, 2003;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 63-12443 is **REINSTATED** with an advance in priority to **March 17, 1998**.

DATED this 27th day of August, 2003.


L. GLEN SAXTON, Administrator
Water Management Division

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