



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

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C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

May 14, 2010

GRAHAM & JORDAN INVESTORS LLC
3394 S MCDERMOTT
NAMPA ID 83687

RE: Permit No. 63-31877

Dear Permit Holders:

Enclosed is a copy of the Order Denying Request for Extension of Time, issued in response to a Request for Extension of Time you filed with the department in connection with the above referenced permit. This denial is a "**preliminary order**" issued by the department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action of the department unless a party (1) petitions for reconsideration within fourteen (14) days after the service date of the preliminary order, or (2) requests a hearing within fifteen (15) days after the service date of the preliminary order. These remedies are described in the attached information sheet.

LAPSE NOTICE

You are hereby notified that under the provisions of Idaho Code § 42-218A, the above referenced permit has lapsed and is of no further force nor effect. The permit can only be reinstated if you developed the project and submit an acceptable proof of beneficial use to the department within sixty (60) days of the mailing of this lapse notice. An acceptable proof of beneficial use submittal must include the examination fee or a completed field examination report.

Enclosed for your use is a proof of beneficial use form. If you cannot file proof of beneficial use on this project, I recommend that you contact the Western Regional office at (208) 334-2190 to explore options for retaining the water right.

Sincerely,

Jeff Peppersack, Bureau Chief
Water Allocation Bureau

Enclosures

CC: CONGER MANAGEMENT GROUP
1627 S ORCHARD ST STE 24
BOISE ID 83705