

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

IN THE MATTER OF PERMIT	)	
NO. 37-21151 IN THE NAME OF	)	REINSTATEMENT ORDER
SUN VALLEY WATER & SEWER DIST.	)	
_____	)	

This matter having come before the Idaho Department of Water Resources ("department"), the Department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On December 18, 2003, 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 December 1, 2008. The permit bore the priority date of September 8, 2003.
2. On September 30, 2008, the Department notified the permit holder that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit the proof or a Request for Extension of Time ("extension request").
3. On December 1, 2008, the permit lapsed since the Department had not received an acceptable proof of beneficial use statement or extension of time from the permit holder.
4. On December 3, 2008, the permit holder filed proof of beneficial use and a Beneficial Use Field Report prepared by Kevin Boggs.

CONCLUSIONS OF LAW

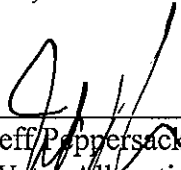
Section 42-218a, Idaho Code, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of the lapsing of a permit.

The permit holder has provided a reasonable showing why the permit should be reinstated by submitting acceptable proof of beneficial use on December 3, 2008.

ORDER

IT IS HEREBY ORDERED that Permit No. 37-21151 is **REINSTATED** with an advance in priority to **September 10, 2003**.

DATED this 9th day of December, 2008.



Jeff Pappasack, Bureau Chief
Water Allocation Bureau