

MEMORANDUM

To: Permit No. 15-7187, in the name of Blaine Price
From: Deborah Gibson, Administrative Assistant *alg*
Date: Sept. 19, 2008
Re: Lapsing of Permit No. 15-7187, based on Sec. 42-217, Idaho Code

On Aug. 1, 2008, Blaine Price filed with the department a proof of beneficial use statement. With this statement he paid \$25.00 for the license examination fee. Because this fee is insufficient for a minimum rate of diversion, the proof was not acceptable. However, because of the wording in Section 42-217, Idaho Code, the proof cannot be lapsed until 1 year from the date of the proof deadline.

On August 25, 2008, a letter to Mr. Price returned the proof and requested the balance of the fee be paid within 15-days. As of the date of this memo, that fee has not been received. I have verified with Jeff Peppersack that a lapse notice should be sent to the permit holder 1 year from the date of the proof deadline and the database should not reflect receipt of the proof. This file is calendared for 1 year (August 1, 2009) for issuance of the lapse notice because of unacceptable proof of beneficial use. See attached example lapse notice.