

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

IN THE MATTER OF LAPSED PERMIT	)	
NO. 24-10749 IN THE NAME OF	)	REINSTATEMENT ORDER
RVG TRUST	)	
_____	)	

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 January 25, 2007, the Department issued Permit No. 24-10749 in the name of RVG Trust (“permit holder”) authorizing the diversion of 0.02 cubic feet per second (“cfs”) of surface water from Terrace Springs for Domestic use(s) in the SESW of Section 32, Township 07 South, Range 46 East, in Caribou County. A condition of permit approval required the permit holder to submit proof of beneficial use of water (“proof”) to the Department on or before January 1, 2008.
2. On October 31, 2007, 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. The Department issued the permit holder a lapse notice on January 8, 2008, because it had not received an acceptable proof statement or extension request.
4. On January 16, 2008, the permit holder filed proof of beneficial use.

CONCLUSIONS OF LAW

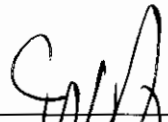
Section 42-218a, *Idaho Code*, provides that the Department may reinstate a permit upon a showing of reasonable cause by the permit holder within sixty days of the date of notice of lapsing.

The permit holder has provided a reasonable showing why the permit should be reinstated, by submitting an acceptable proof of beneficial use. The permit shall be reinstated based upon the January 16, 2008 filing date.

ORDER

IT IS HEREBY ORDERED that Permit No. 24-10749 is **REINSTATED** with an advance in priority to July 28, 2006.

DATED this 18th day of January, 2008.



JEFF PETERSACK, Bureau Chief
Water Allocation Bureau