

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF LAPSED	)	
PERMIT NO. 98-7818 IN THE	)	REINSTATEMENT ORDER
NAME OF THREE MILE WATER	)	
DISTRICT	)	
_____	)	

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 December 1, 2007; and

WHEREAS, the Department notified the permit holder on September 30, 2007 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 December 7, 2007, 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 December 17, 2007;

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 98-7818 is **REINSTATED** with an advance in priority to **July 3, 2002**.

DATED this 18th day of December, 2007.



Jeff Peppersack, Chief
Water Allocation Bureau