

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.	)	
65-13852 and 65-13855 IN THE NAME OF	)	REINSTATEMENT
THE STATE OF IDAHO, DEPARTMENT	)	ORDER
OF LANDS	)	
_____	)	

The Department issued permit nos. 65-13852 and 65-13855 in the name of the State of Idaho, Department of Lands ("permit holder") with the condition that proof of construction of works and application of water to beneficial use ("proof") be submitted to the Department on or before July 1, 2004.

The Department notified the permit holder on April 30, 2004, that proof of beneficial use was due and instructed the permit holder of the steps to be taken to submit proof or a request for extension of time ("extension request").

On July 1, 2004, the permits lapsed since the Department had not received an acceptable proof of beneficial use statement or extension of time from the permit holder.

On July 9, 2004, the permit holder filed request for extension of time for the referenced permits.

On September 3, 2004, the permit holder substituted proof of beneficial use in place of the requests for extension of time.

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 lapsing.

The permit holder has provided a reasonable showing why the permits should be reinstated, by submitting an acceptable proof of beneficial use. The permit shall be reinstated based upon the July 9, 2004 filing date.

ORDER

IT IS, THEREFORE, HEREBY ORDERED that Permit Nos. 65-13852 and 65-13855 is **REINSTATED** with an advance in priority to March 31, 1999.

DATED this 17th day of May, 2007.



JEFF PEPPERSACK, Bureau Chief
Water Allocation Bureau