

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.	)	
97-7433 IN THE NAME OF RICHARD	)	REINSTATEMENT ORDER
W LEE	)	
_____	)	

The Department issued permit no. 97-7433 in the name Richard W Lee ("permit holder") with the condition that proof of construction of works and application of water to beneficial use ("proof of beneficial use" or "proof") be submitted to the Department on or before July 01, 2006.

The Department notified the permit holders on April 30, 2006, that proof of beneficial use was due and instructed the permit holders of the steps to be taken to submit the proof of beneficial use or an extension of time request.

The Department sent the permit holders a lapse notice on July 10, 2006, since it had not received an acceptable proof of beneficial use statement or request for extension of time.

On July 18, 2006, the permit holders filed proof of beneficial use.

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 permit should be reinstated by submitting an acceptable proof of beneficial use. The permit shall be reinstated based upon the July 18, 2006 filing date.

ORDER

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 97-7433 is **REINSTATED** with an advance in priority to October 23, 2003.

DATED this 15th day of November, 2006.



GARY SPACKMAN