

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO.)
84-12178 IN THE NAME OF GARY)
D. JOHNSON)
_____)

REINSTATEMENT ORDER

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 March 1, 2006; and

1. The Department notified the permit holder on December 31, 2005, by certified mail that proof of beneficial use was due and instructed the permit holder of the steps to take to submit proof of beneficial use or to request an extension of time.
2. On February 17, 2006 the permit holder filed Proof of Beneficial Use (proof) with the Department.
3. On March 10, 2006, the Department inadvertently issued a Lapse Notice to the permit holder.
4. Section 42-218a(3), Idaho Code, provides that the Department may reinstate a permit based on department error.

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 84-12178 is **REINSTATED** with no advance in priority.

DATED this 14th day of April, 2006.



Gary Spackman