

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF PERMIT NO. _____	)	
87-10026 IN THE NAME OF _____	)	REINSTATEMENT ORDER
DANNY J. HOOD	)	
_____	)	

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 November 1, 2004; and

WHEREAS, the Department notified the permit holder on August 31, 2004, 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, on November 9, 2004, the permit lapsed since the Department had not received an acceptable proof of beneficial use statement or extension of time from the permit holder; and

WHEREAS, the permit holder contacted the State office of the Department of Water Resources and informed the department that he had previously submitted the proof of beneficial use for this permit. Upon further investigation the department found the proof for permit 87-10026 attached to the permit holder's other proof for permit no. 87-10025, 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 department determined that the permit holder had provided the appropriate proof of beneficial use to the Department on September 10, 2004.

IT IS, THEREFORE, HEREBY ORDERED that Permit No. 87-10026 is **REINSTATED** with no advance in priority.

DATED this 23rd day of November 2004.



GARY SPACKMAN
Water Allocation Bureau