

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR EXTENSION OF TIME TO AVOID
FORFEITURE OF A WATER RIGHT

Section 42-222, Idaho Code, provides that a water right shall be lost and forfeited and the water right revert to the state upon the failure of a water user to apply the water to beneficial use for a period of five (5) years. The Director may allow an additional five (5) year period of non-use without forfeiture upon a showing of reasonable cause.

1. Name of water right holder Mertin Holdings, LLC
2. Mailing address 3400 Meridian Dr. Idaho Falls ID 83404 Email bdenny@cpadk.com
3. The right was obtained or is evidenced by:
 - a. Decree to _____ in Case of _____
 - vs. _____, Dated _____ in _____
 - Court, _____ County of _____ Fully _____ (Name of Court) describe decree
- b. License No. 25-2151 c. Claim No. _____
- d. SRBA No. _____
4. Source of water Groundwater tributary to _____
(Name of stream or source)
5. Date of priority of right 8/10/66
6. Description of Right:
amount .03 cfs for Irrigation purposes from 4/1 to 11/1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
7. Point of Diversion SE 1/4 NE 1/4 of Sec. 30 Twp. 2N Rge. 39E County Bonneville

8. Lands irrigated or Place(s) of Use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02W	39E	30			1.3														1.3

Total Acres 1.3

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JUL 20 2010

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Eastern Region

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9. Give the last date when water is put to beneficial use 9/30/15

Length of extension of time requested 5 years, or until 9/30/15 (Date)

10. Explain fully your reasons for requesting an extension of time within which to resume the use of your water right and reasons for non-use rehabilitated property was just Acquired and is in the process of being sold. Cannot get water to property because point of diversion is Not Accessable at this time so Additional 5 years will provide time to drill a well to water property.

The information contained in this application is true to the best of my knowledge.

Bruce H. Denney
(Signature of Applicant)

Subscribed and sworn to before me this 20TH day of July, 20 10



Jonie M. Bargo
(Notary Public)

My commission expires July 24, 2013 Residing at Idaho Falls ID

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined this application for extension of time within which to resume the use of a water right and I hereby approve said application subject to the following conditions or reasons:

The right holder shall resume beneficial use of water on or before November 1, 2015.

Signed this 9th day of September, 20 10

[Signature]
Chief, Water Allocation Bureau

FOR DEPARTMENT USE ONLY

Date Received 7/20/2010 FEE Received by JB Date 7/20/2010 Receipt # E035978

Preliminary T by Post Register Publication prepared by Post Register Pub. approved by Post Register Date July 29 @ Aug 5, 2010.

Dates Published July 29 @ Aug 5, 2010.

Protests filed by Post Register

Copies of protests forwarded by Post Register Hearing held by Post Register Date Post Register

Recommended for - APPROVAL / DENIAL By Post Register

SCANNED

JUL 21 2010

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