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JAN 12 2009

DEPARTMENT OF
WATER RESOURCES

October 16, 2008
Department of Water Resources
RE: Water Right #

To Whom It May Concern:

This letter is in regards to our water usage history of Water Right #

John and my lives have been affected by an ongoing battle with John's Cancer and the repercussions, the side effects have brought into our lives.

John's battle began in the early spring of 2003, when his PSA level noted a quick rise. He began, for about a year and a half, with different forms of treatment before being officially diagnosed with Prostrate Cancer in August of 2004. In September of 2004, John began the formal treatment of his Prostrate Cancer, at Seattle Prostrate Institute, in Seattle Washington. In December of 2004, the Radiation Seeds were implanted. From the time of the radiation implants, to February 2005, John did fine. The radiation seed output "peaked", in February of 2005 and from then until he collapsed at home in April of 2005, John was very ill from infections brought on by his suppressed immune system. He was Medi Flighted to St. Alphonses in Boise, the day of the collapse.

At St. Al's, he was diagnosed with Bacterial Meningitis and spent one month in treatment with a special antibiotic drip, plus therapy to learn to walk and talk again. The doctors determined the bacteria began in John's right ear in the bone. John returned home after 30 days and began a daily drip treatment of the special antibiotic, for another 30 days at Magic Valley Regional Center in Twin Falls.

Life for John seemed good, as he regained his strength and the medicine prescribed for him was helping the short term memory problems, along with the rest of his health problems.

Within three months of his release from St. Al's in May of 2005, John began to have fluid, leak from the same ear the Meningitis Bacteria was found. He was seen by Dr. Rod Kack, ENT, of Twin Falls, from the time of his release from St. Al's, until Dr. Kack referred him to Dr. Del Ray Maughn of Boise, in August, 2007. John was treated by Dr. Kack for ear infections and was fitted with hearing aids, during this time. Dr. Maughn diagnosed the fluid that was excreting from John's ear, as spinal fluid and the fluid was coming from a hole in John's skull, just above John's right ear. It was determined to be the size of Dr. Maughn's thumb. John was admitted to St. Al's again in September of 2007, to repair the hole.

Life was again, back on track for John, as the infections cleared up and some of the medications were taken off. Life seemed good, once more. John is only happy if he can work and he did until August of 2008, when John was bit by some red ants as he lay on the ground to clean an irrigation screen. Within two days, the bites infected and because of John's suppressed immune system, the stress of the bites and infection, he developed a very severe case of Shingles. He was hospitalized at MVRM Center for four days, with another round of the "special" drip antibiotic.

We realize John's medical problems, are not so much an excuse, for any water usage history, but an explanation of our preoccupation for the last five years. We have had to depend on the trust and follow through, of our land lease holder and find help with Mr. Stan Haye.

Please take into consideration, all the facts I've shared with you in regards to any lack of follow through, or any water usage errors on our part. John has always been in control of the majority of the operation of our dairyfarm, so his illness's have had an effect on our operations.

Thank you in advance for any considerations you may deem in our favor, for any lack of response that was necessary in the fulfillment of our duties in regard to our water usage history.

Sincerely,

Mary & John Nunes

Mary & John Nunes
J & M Nunes Dairy
Nunes Family Dairy LLC

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JAN 12 2009

For Office Use Only:
\$50 Fee Received by _____
Date _____
Receipt No. _____

DEPARTMENT OF
STATE OF IDAHO
WATER RESOURCES

DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time under the provisions of Section 42-204, Idaho Code in which to complete development of a water right and file proof of beneficial use of water. There is a FILING FEE of \$50.00 to be included with this form when filed with IDWR.

Permit No. 47-7861
Name(s) of Permit Holder: John & Mary Nones
Address: 860 E 3900 N City Buhl State ID Zip 83316
Telephone No. (208) 543-6470 Date Proof is Due: Dec 31 - 2009

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

Water Right has been used over the years.
To the power letter dated Sept 11, 2007.
Proof of use, 40 hp pump, meter # and location
Unsub. To the power meter logs enclosed also
Being back from April 07 and further Costing \$ _____

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

Due to illness a few years back see enclosed
letter.

Permit holder(s) request an extension to Dec 31st, 20 09.

(Signature)*

(Date)

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

Signed this _____ day of _____, 20 _____.

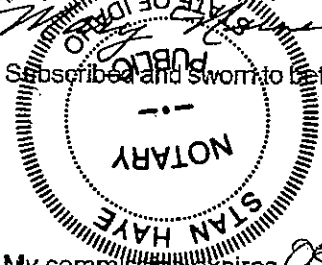
9. Give the last date when water was put to beneficial use Oct. 1st 2008
Length of extension of time requested 1 years, or until proof (Date)
10. Explain fully your reasons for requesting an extension of time within which to resume the use of your water right and reasons for non-use (see letter attached dated OCT 16th 2008)
was not followed up due to ill-

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

(Signature of Applicant)

x John P. Nunes
Printed Name (and title, if applicable)
Mary Nunes

Subscribed and sworn to before me this 17th day of OCT., 20 08.



(Notary Public)

My commission expires 05/25/2012

Residing at TF county

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 _____ said application subject to the following conditions or reasons:

Signed this _____ day of _____, 20 _____

Chief, Water Allocation Bureau

FOR DEPARTMENT USE ONLY

Date Received _____ FEE Received by _____ Date _____ Receipt # _____
Preliminary T by _____ Publication prepared by _____ Pub. approved by _____ Date _____
Published in _____ Dates Published _____
Protests filed by _____
Copies of protests forwarded by _____ Hearing held by _____ Date _____
Recommended for - APPROVAL / DENIAL By _____



An IDACORP Company

September 11, 2007

Mr. Stan Haye
3539 East 3000 North
Kimberly, Idaho 83341

RECEIVED
SEP 15 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

RE: Pumping location at 10S14E0630

Stan,

Review has been completed in field and as an Idaho Power Agricultural Representative, I verify that a pumping station exists at 951 East 4000 North in Buhl, Idaho. Electrical service is provided to the 40 HP turbine pump on the north side of the road at service point 10S14E0630 with meter number 1986658 in place on date of this letter. Also located at the site is service to a pivot, 10S14E06P1, with meter number 02303851.

The three enclosed maps identify the location of the pumping station and power availability.

Sincerely,

Gerald Orthel
Idaho Power Ag Rep

Benny kept maps



Facsimile Transmittal

To: MARY Extension: 208-543-6470

Company: _____

Fax Number: 208-543-6710Total Number of Pages Including Cover Sheet: 8From: DORISDate: 5/2/7 Phone Number: (208) 388-5489Fax Number: (208) 388-6919Notes: Call me if there are any questions
on how to reach the printouts.

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6/30/2005	BILL	\$12.16	\$24.28
6/30/2005	LPC	\$0.12	\$12.12
6/1/2005	BILL	\$12.00	\$12.00
5/23/2005	PAY	(\$58.34)	\$0.00
5/2/2005	BILL	\$58.34	\$58.34
4/25/2005	PAY	(\$3.00)	\$0.00
4/1/2005	BILL	\$3.00	\$3.00
3/23/2005	PAY	(\$3.00)	\$0.00
3/2/2005	BILL	\$3.00	\$3.00
3/1/2005	PAY	(\$3.00)	\$0.00
1/31/2005	BILL	\$3.00	\$3.00
1/26/2005	PAY	(\$38.07)	\$0.00
1/1/2005	BILL	\$41.10	\$38.07
12/28/2004	PAY	(\$3.03)	(\$3.03)
12/11/2004	IRCRRF (Irrigation credit refund)	\$66.66	\$0.00
12/11/2004	IRBPA	(\$45.96)	(\$66.66)
12/11/2004	KWHTR	(\$2.08)	(\$20.70)
12/11/2004	IRPTR	(\$21.65)	(\$18.62)
12/6/2004	PAY	(\$3.00)	\$3.03
11/30/2004	BILL	\$3.00	\$6.03
11/30/2004	LPC	\$0.03	\$3.03
10/29/2004	BILL	\$3.00	\$3.00
10/22/2004	PAY	(\$3.00)	\$0.00
9/29/2004	BILL	\$3.00	\$3.00
9/27/2004	PAY	(\$317.32)	\$0.00
8/30/2004	BILL	\$519.53	\$317.32
8/23/2004	PAY	(\$202.21)	(\$202.21)
8/2/2004	PAY	(\$202.21)	\$0.00
7/30/2004	BILL	\$190.12	\$202.21
7/30/2004	LPC	\$0.11	\$12.09
7/2/2004	PAY	(\$22.27)	\$11.98
6/30/2004	BILL	\$11.76	\$34.25
6/30/2004	LPC	\$0.22	\$22.49
6/1/2004	BILL	\$195.00	\$22.27
4/30/2004	BILL	\$2.50	(\$172.73)
4/1/2004	BILL	\$2.50	(\$175.23)
3/2/2004	BILL	\$2.50	(\$177.73)
1/30/2004	BILL	\$2.50	(\$180.23)
1/2/2004	BILL	\$2.50	(\$182.73)
12/22/2003	PAY	(\$53.47)	(\$185.23)
12/8/2003	PAY	(\$131.76)	(\$131.76)
12/6/2003	IRTRAN	(\$127.95)	\$0.00
12/6/2003	IRBPA	(\$0.62)	\$127.95
12/6/2003	KWHTR	(\$0.31)	\$128.57
12/6/2003	IRPTR	(\$7.43)	\$128.88
12/1/2003	BILL	\$3.24	\$136.31
12/1/2003	LPC	\$1.31	\$133.07
10/30/2003	BILL	\$286.49	\$131.76
9/30/2003	BILL	\$2.50	(\$154.73)
9/29/2003	PAY	(\$150.98)	(\$157.23)
9/3/2003	PAY	(\$157.23)	(\$6.25)
8/29/2003	BILL	\$10.07	\$150.98

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Account Financial History - 641517427 John P Nunes - Requested by Doris P Nunes 05/02/2007 12:47 PM Page 3 of 4

8/29/2003	LPC	\$1.39	\$140.91
8/5/2003	PAY	(\$17.71)	\$139.52
7/31/2003	BILL	\$152.10	\$157.23
7/31/2003	LPC	\$0.05	\$5.13
7/2/2003	PAY	(\$12.63)	\$5.08
7/1/2003	BILL	\$10.07	\$17.71
7/1/2003	LPC	\$0.07	\$7.64
6/18/2003	PAY	(\$5.06)	\$7.57
6/2/2003	BILL	\$10.07	\$12.63
6/2/2003	LPC	\$0.02	\$2.56
5/2/2003	PAY	(\$2.52)	\$2.54
5/1/2003	BILL	\$2.50	\$5.06
5/1/2003	LPC	\$0.02	\$2.56
4/8/2003	PAY	(\$2.50)	\$2.54
4/2/2003	BILL	\$2.50	\$5.04
4/2/2003	LPC	\$0.02	\$2.54
3/13/2003	PAY	(\$2.50)	\$2.52
3/3/2003	BILL	\$2.50	\$5.02
3/3/2003	LPC	\$0.02	\$2.52
1/31/2003	BILL	\$2.50	\$2.50
1/2/2003	BILL	\$2.50	\$0.00
12/31/2002	PAY	(\$2.50)	(\$2.50)
12/14/2002	IRCRRF (Irrigation credit refund)	\$8.73	\$0.00
12/14/2002	IRBPA	(\$8.65)	(\$6.73)
12/14/2002	KWHTR	(\$0.18)	\$1.92
12/14/2002	IRPTR	(\$0.40)	\$2.10
12/3/2002	BILL	\$2.50	\$2.50
12/2/2002	PAY	(\$121.18)	\$0.00
10/31/2002	BILL	\$110.90	\$121.18
10/31/2002	LPC	\$0.10	\$10.28
10/28/2002	PAY	(\$58.77)	\$10.18
10/2/2002	BILL	\$79.13	\$68.95
9/3/2002	BILL	\$10.07	(\$10.18)
8/26/2002	PAY	(\$30.52)	(\$20.25)
8/7/2002	PAY	(\$20.25)	\$10.27
8/1/2002	BILL	\$10.07	\$30.52
8/1/2002	LPC	\$0.20	\$20.45
7/2/2002	BILL	\$10.07	\$20.25
7/2/2002	LPC	\$0.10	\$10.18
6/3/2002	BILL	\$10.08	\$10.08
5/29/2002	PAY	(\$2.50)	\$0.00
5/2/2002	BILL	\$2.50	\$2.50
4/26/2002	PAY	(\$2.50)	\$0.00
4/3/2002	BILL	\$2.50	\$2.50
3/22/2002	PAY	(\$2.50)	\$0.00
3/4/2002	BILL	\$2.50	\$2.50
2/25/2002	PAY	(\$5.22)	\$0.00
1/31/2002	BILL	\$2.50	\$5.22
1/9/2002	IRPTR	\$2.72	\$2.72
1/9/2002	IRBPAR	\$500.00	\$0.00
1/3/2002	PAY	(\$500.00)	(\$500.00)
1/2/2002	BILL	\$2.50	\$0.00

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12/21/2001	PAY	(\$2.50)	(\$2.50)
12/19/2001	IRCRF (irrigation credit refund)	\$93.61	\$0.00
12/19/2001	IRTRAN	(\$84.13)	(\$93.61)
12/19/2001	KWHTR	(\$0.81)	(\$9.48)
12/19/2001	IRPTR	(\$11.17)	(\$8.67)
11/30/2001	BILL	\$2.50	\$2.50
11/20/2001	PAY	(\$2.50)	\$0.00
10/30/2001	BILL	\$2.50	\$2.50
10/19/2001	PAY	(\$2.50)	\$0.00
9/27/2001	BILL	\$2.50	\$2.50
9/19/2001	PAY	(\$314.01)	\$0.00
8/28/2001	BILL	\$314.01	\$314.01
8/10/2001	PAY	(\$10.07)	\$0.00
7/26/2001	BILL	\$10.07	\$10.07
7/13/2001	PAY	(\$10.07)	\$0.00
6/25/2001	BILL	\$10.07	\$10.07
6/12/2001	PAY	(\$10.07)	\$0.00
5/24/2001	BILL	\$10.07	\$10.07
5/10/2001	PAY	(\$2.50)	\$0.00
4/24/2001	BILL	\$2.50	\$2.50
4/5/2001	PAY	(\$7.33)	\$0.00
3/23/2001	BILL	\$7.33	\$7.33
3/23/2001	PAY	(\$2.50)	\$0.00
2/23/2001	BILL	\$2.50	\$2.50
2/20/2001	PAY	(\$2.50)	\$0.00
1/27/2001	BILL	\$2.50	\$2.50
1/19/2001	PAY	(\$106.90)	\$0.00
1/2/2001	BILL	\$106.90	\$106.90
12/11/2000	PAY	(\$2.50)	\$0.00
11/22/2000	BILL	\$2.50	\$2.50
11/2/2000	PAY	(\$2.50)	\$0.00
10/20/2000	BILL	\$2.50	\$2.50
10/6/2000	PAY	(\$2.50)	\$0.00
9/21/2000	BILL	\$2.50	\$2.50
9/5/2000	PAY	(\$10.07)	\$0.00
8/22/2000	BILL	\$10.07	\$10.07
8/17/2000	PAY	(\$10.07)	\$0.00
7/24/2000	BILL	\$10.07	\$10.07
6/23/2000	BILL	\$10.07	\$0.00
5/24/2000	BILL	\$10.07	(\$10.07)
4/24/2000	BILL	\$6.38	(\$20.14)
3/24/2000	BILL	\$2.50	(\$26.52)
2/25/2000	BILL	\$2.50	(\$29.02)
1/28/2000	BILL	\$2.50	(\$31.52)
1/3/2000	BILL	\$2.50	(\$34.02)
11/26/1999	BILL	\$2.50	(\$36.52)
10/26/1999	BILL	\$2.50	(\$39.02)
2/17/1998	BALADJ	(\$41.52)	(\$41.52)

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Person	Name	Phone							
8857917937	JOHN P NUNES	2085436470							
Account	Person Link	Co-Applicant	Mailing Address						
641517427	8857917937		JOHN P NUNES	860 E 3900 N					
				BUHL ID 83316-5928					
USA	Account Link	Srvc Pnt Link	Status	Effective					
2125873134	641517427	3218610951	Active	2/17/1998					
Srvc Pnt	USA Link	Premise Link	Type	Link Date					
3218610951	2125873134	5488766718	Meter	2/17/1998					
Premise	Address	Zip	Plus4	Tax City					
5488766718	10S14E0630/BUHL, ID	83316	5427	COUNTY TWIN FALLS					
USA Link	Meter	Usage	Accounting	Read Date	Days	Rate	Billed kW	kWh	Amount
2125873134	1986658	4/1/2007	4/1/2007	3/30/2007	30	124SB	0	0	3.05
2125873134	1986658	3/1/2007	3/1/2007	2/28/2007	29	124SB	0	0	3.05
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2125873134	1986658	4/1/2006	4/1/2006	3/30/2006	30	124SB	0	0	3.05
2125873134	1986658	3/1/2006	3/1/2006	2/28/2006	32	124SB	0	0	3.05
2125873134	1986658	2/1/2006	2/1/2006	1/27/2006	30	124SB	0	0	3.05
2125873134	1986658	1/1/2006	1/1/2006	12/28/2005	30	124SB	0	0	3.05
2125873134	1986658	12/1/2005	12/1/2005	11/28/2005	32	124SB	0	0	3.05
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2125873134	1986658	7/1/2005	7/1/2005	6/28/2005	32	I24SB	0	0	12.16
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2125873134	1986658	4/1/2005	4/1/2005	3/30/2005	30	I24SB	0	0	3
2125873134	1986658	3/1/2005	3/1/2005	2/28/2005	32	I24SB	0	0	3
2125873134	1986658	2/1/2005	2/1/2005	1/27/2005	30	I24SB	0	0	3
2125873134	1986658	1/1/2005	1/1/2005	12/28/2004	32	I24SB	34	287	41.1
2125873134	1986658	12/1/2004	12/1/2004	11/26/2004	30	I24SB	0	0	3
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2125873134	1986658	8/1/2003	8/1/2003	7/29/2003	32	I24SB	34	485	152.1
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2125873134	1986658	5/1/2003	5/1/2003	4/29/2003	29	I24SB	0	0	2.5
2125873134	1986658	4/1/2003	4/1/2003	3/31/2003	32	I24SB	0	0	2.5
2125873134	1986658	3/1/2003	3/1/2003	2/27/2003	29	I24SB	0	0	2.5
2125873134	1986658	2/1/2003	2/1/2003	1/29/2003	30	I24SB	0	0	2.5
2125873134	1986658	1/1/2003	1/1/2003	12/30/2002	31	I24SB	0	0	2.5
2125873134	1986658	12/1/2002	12/1/2002	11/29/2002	31	I24SB	0	0	2.5
2125873134	1986658	11/1/2002	11/1/2002	10/29/2002	29	I24SB	34	2173	110.9
2125873134	1986658	10/1/2002	10/1/2002	9/30/2002	32	I24SB	34	1536	79.13
2125873134	1986658	9/1/2002	9/1/2002	8/29/2002	30	I24SB	0	0	10.07
2125873134	1986658	8/1/2002	8/1/2002	7/30/2002	32	I24SB	0	0	10.07
2125873134	1986658	7/1/2002	7/1/2002	6/28/2002	29	I24SB	0	0	10.07

2

2125873134	1986658	6/1/2002	6/1/2002	5/30/2002	30	I24SB	0	0	10.08
2125873134	1986658	5/1/2002	5/1/2002	4/30/2002	29	I24SB	0	0	2.5
2125873134	1986658	4/1/2002	4/1/2002	4/1/2002	32	I24SB	0	0	2.5
2125873134	1986658	3/1/2002	3/1/2002	2/28/2002	30	I24SB	0	0	2.5
2125873134	1986658	2/1/2002	2/1/2002	1/29/2002	32	I24SB	0	0	2.5
2125873134	1986658	1/1/2002	1/1/2002	12/28/2001	30	I24SB	0	0	2.5
2125873134	1986658	12/1/2001	12/1/2001	11/28/2001	33	I24SB	0	0	2.5
2125873134	1986658	11/1/2001	11/1/2001	10/26/2001	31	I24SB	0	0	2.5
2125873134	1986658	10/1/2001	10/1/2001	9/25/2001	32	I24SB	0	0	2.5
2125873134	1986658	9/1/2001	9/1/2001	8/24/2001	31	I24SB	34	4356	314.01
2125873134	1986658	8/1/2001	8/1/2001	7/24/2001	33	I24SB	0	0	10.07
2125873134	1986658	7/1/2001	7/1/2001	6/21/2001	30	I24SB	0	0	10.07
2125873134	1986658	6/1/2001	6/1/2001	5/22/2001	32	I24SB	0	0	10.07
2125873134	1986658	5/1/2001	5/1/2001	4/20/2001	30	I24SB	0	0	2.5
2125873134	1986658	4/1/2001	4/1/2001	3/21/2001	29	I24SB	36	131	7.33
2125873134	1986658	3/1/2001	3/1/2001	2/20/2001	33	I24SB	0	0	2.5
2125873134	1986658	2/1/2001	2/1/2001	1/18/2001	31	I24SB	0	0	2.5
2125873134	1986658	1/1/2001	1/1/2001	12/18/2000	32	I24SB	37	2830	106.9
2125873134	1986658	12/1/2000	12/1/2000	11/16/2000	29	I24SB	0	0	2.5
2125873134	1986658	11/1/2000	11/1/2000	10/18/2000	29	I24SB	0	0	2.5
2125873134	1986658	10/1/2000	10/1/2000	9/19/2000	32	I24SB	0	0	2.5
2125873134	1986658	9/1/2000	9/1/2000	8/18/2000	29	I24SB	0	0	10.07
2125873134	1986658	8/1/2000	8/1/2000	7/20/2000	30	I24SB	0	0	10.07
2125873134	1986658	7/1/2000	7/1/2000	6/20/2000	32	I24SB	0	0	10.07
2125873134	1986658	6/1/2000	6/1/2000	5/19/2000	29	I24SB	0	0	10.07
2125873134	1986658	5/1/2000	5/1/2000	4/20/2000	30	I24SB	37	114	6.38
2125873134	1986658	4/1/2000	4/1/2000	3/21/2000	28	I24SB	0	0	2.5
2125873134	1986658	3/1/2000	3/1/2000	2/22/2000	32	I24SB	0	0	2.5
2125873134	1986658	2/1/2000	2/1/2000	1/21/2000	31	I24SB	0	0	2.5
2125873134	1986658	1/1/2000	1/1/2000	12/21/1999	29	I24SB	0	0	2.5
2125873134	1986658	12/1/1999	12/1/1999	11/22/1999	31	I24SB	0	0	2.5
2125873134	1986658	11/1/1999	11/1/1999	10/22/1999	29	I24SB	0	0	2.5
Legacy	Meter	Usage	Accounting	Read Date	Days	Rate	Billed kW	kWh	Amount
1540084010	01986658A	10/1/1999	10/1/1999	9/23/1999	30	24S	37	12616	431.81
1540084010	01986658A	9/1/1999	9/1/1999	8/24/1999	32	24S	21	6	85.41
1540084010	01986658A	8/1/1999	8/1/1999	7/23/1999	30	24S	0	0	10.07

10

15400840	01986658A	7/1/1999	7/1/1999	6/23/1999	30	24S	0	0	10.07
15400840	01986658A	6/1/1999	6/1/1999	5/24/1999	32	24S	0	0	10.02
15400840	01986658A	5/1/1999	5/1/1999	4/22/1999	29	24S	35	1808	70.35
15400840	01986658A	4/1/1999	4/1/1999	3/24/1999	30	24S	0	0	2.5
1540084010	01986658A	3/1/1999	3/1/1999	2/22/1999	32	24S	0	0	2.5
1540084010	01986658A	2/1/1999	2/1/1999	1/21/1999	30	24S	0	0	2.5
1540084010	01986658A	1/1/1999	1/1/1999	12/22/1998	29	24S	0	0	2.5
1540084010	01986658A	12/1/1998	12/1/1998	11/23/1998	32	24S	0	0	2.5
1540084010	01986658A	11/1/1998	11/1/1998	10/22/1998	29	24S	37	3118	119.51
1540084010	01986658A	10/1/1998	10/1/1998	9/23/1998	30	24S	37	10335	390.33
1540084010	01986658A	9/1/1998	9/1/1998	8/24/1998	32	24S	37	4090	263.32
1540084010	01986658A	8/1/1998	8/1/1998	7/23/1998	30	24S	37	4040	261.83
1540084010	01986658A	7/1/1998	7/1/1998	6/23/1998	32	24S	0	0	10
1540084010	01986658A	6/1/1998	6/1/1998	5/22/1998	29	24S	0	0	10
1540084010	01986658A	5/1/1998	5/1/1998	4/23/1998	30	24S	36	43	3.97
1540084010	01986658A	4/1/1998	4/1/1998	3/24/1998	35	24S	36	46	4.48
1540084010	01986658A	3/1/1998	3/1/1998	2/17/1998	0	24S	0	0	0

TRANSMISSION VERIFICATION REPORT

TIME : 05/02/2007 12:06
 NAME : CUSTOMER SERVICE
 FAX : 12083886919
 TEL : 12083882323
 SER.# : BROE6J469156

DATE, TIME
 FAX NO./NAME
 DURATION
 PAGE(S)
 RESULT
 MODE

05/02 12:06

Post-It® Fax Note		7671	Date	5-2-7	# of pages	4
To	MARY		From	DORIS		
Co./Dept.			Co.			
Phone #	543-6470		Phone #	388-5489		
Fax #	208-5436710		Fax #	208-388-6491		

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 47-7861

WATER RIGHT NUMBER: 47-7861

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	HOWARD HARDER 3521 E 3985 N KIMBERLY, ID 83341-5117 (208)543-4932
Current Owner	JOHN NUNES 860 E 3900 N BUHL, ID 83316 (208)543-6470
Current Owner	MARY NUNES 860 E 3900 N BUHL, ID 83316 (208)543-6470

Priority Date: 03/02/1983

Basis:

Status: Lapsed

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15	to 11/15	1.320 CFS	
	<u>Total Diversion:</u>		1.320 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4	Sec. 6,	Twp 10S,	Rge 14E, B.M.
TWIN FALLS County				

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
10S	14E	6															39.0	27.0	66.0

Total Acres: 66

Conditions of Approval:

1. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
2. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

RECEIVED
SEP 15 2008
DEPT. OF WATER RESOURCES
SOUTHERN REGION

RECEIVED

JAN 12 2009

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

FOR OFFICE USE ONLY

Amt. of Fee \$: _____

Receipt No. _____

Receipt By: _____

Date Received: _____

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 47-7861 Telephone No. 543-6470
2. Name of Permit Holder(s): John - Mary Nunes
3. Mailing Address: 860 East 3900 N
City Buhl State ID Zip 83316
4. Source of Water: Groundwater If GROUNDWATER (well), Date Drilled: mo. _____ / yr. 50
Well Driller: T. C. Gans Drilling Permit Number: _____
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): _____ Stockwater (No. and type of stock): _____
Irrigation (No. of acres): 60 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 1.2 cfs OR 240 acre-feet
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes _____ or No X
Has the measuring device been installed? Yes _____ or No X
8. Fee Enclosed: \$ 125 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Stan Hays Telephone Number: 208-731-9930
Address: 3539 E 3000 N Kimberly ID, 83341
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.
Signature of permit holder: Stan Hays Date: 5-8-07
(include your title, if on behalf of company or organization)

RECEIVED

JAN 12 2003
DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RESUMPTION OF BENEFICIAL USE

RECEIVED
JAN 14 2003
DEPT. OF WATER RESOURCES
SOUTHERN REGION

The Idaho Department of Water Resources will consider this form as a statement that the water right holder(s) has/have resumed the use of water for the water right identified below. This form **must** be returned to the department or the water right will revert to the state of Idaho.

Water Right Number(s) 47-7861

Name of Water Right Holder(s) John - Mary Nunez

Mailing Address 860 East 3900 N Burley ID 83318

Telephone Number 208-6470

Source of Water (Groundwater/Surface) _____

Extent of Use: Domestic _____ (number of households)

Stockwater _____ (number and type of stock)

Irrigation 60 Acre (number of acres irrigated)

Other/Remarks _____

Total rate and/or volume of use 1.7 cfs 240 acre feet

Show the date water use will be or was resumed under this water right 3-15-11-15

Person to contact to accompany the Department representative if a field examination is conducted:

Name STAN HAYES Telephone No. 731-9930

Address 3539 E 3000 N Kimberly ID. 83341

The above information is my true statement of the extent to which diversion and use of the above described water right has been resumed.

Date 5-16-07 Signature Mary Nunez



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7960 Fax: (208) 327-7866 Web Site: www.idwr.state.id.usDIRK KEMPTHORNE
GovernorKARL J. DREHER
Director

May 9, 2003

①

JOHN NUNES
MARY NUNES
860 E 3900 N
BUHL ID 83316

RE: Permit No. 47-7861

Permit Approval Notice

Dear Permit Holder:

The Department of Water Resources has issued the enclosed permit authorizing you to establish a new water right. Please be sure to thoroughly review the conditions of approval and remarks listed on your permit.

The permit is a PRELIMINARY ORDER issued by the Department pursuant to Section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless a party petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

Enclosed is a form entitled 'Instructions for Proof of Beneficial Use.' Please read the instructions carefully since you must take further action to develop this permit into a licensed water right. Also enclosed is a form entitled 'Proof of Beneficial Use.' If your project is already completed, you should complete and submit this form immediately.

The right to drill a well is not a part of this permit to appropriate water. Beginning in July of 1987, a statute was enacted which requires a drilling permit for new well construction and deepening of existing wells. If the well(s) proposed for use under this water right permit were drilled or deepened after July 1, 1987, a separate drilling permit must be obtained from this Department. Please contact the Ground Water Protection Section located here at this office or our regional office nearest you.

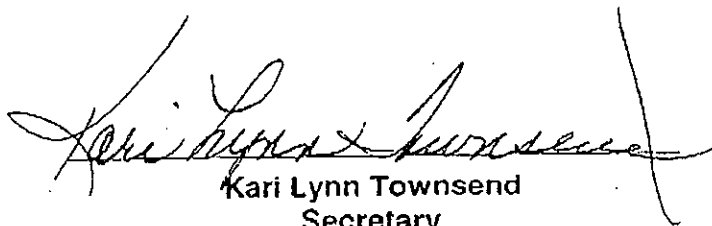
CERTIFICATE OF SERVICE

I hereby certify that on May 9, 2003 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Permit) to the person(s) listed below:

RE: WATER RIGHT NO.

47-7861

JOHN NUNES
MARY NUNES
860 E 3900 N
BUHL ID 83316



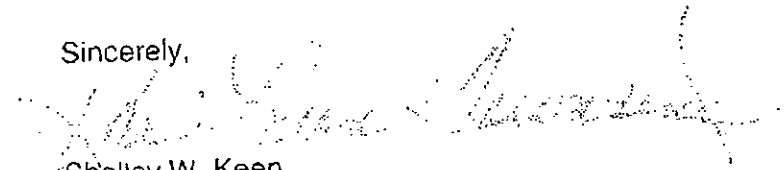
Kari Lynn Townsend
Secretary

②

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7946.

Sincerely,


Shelley W. Keen
Water Rights Supervisor

SWK:klt

Enclosure(s)

3

RECEIVED**JAN 12 2009**DEPARTMENT OF
WATER RESOURCESState of Idaho
Department of Water Resources**Permit to Appropriate Water**

NO. 47-07861

Priority: March 02, 1983

Maximum Diversion Rate: 1.32 CFS

This is to certify, that JOHN NUNES And/Or MARY NUNES
860 E 3900 N
BUHL ID 83316

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
IRRIGATION	03/15 to 11/15	1.32 CFS

LOCATION OF POINT OF DIVERSION:GROUND WATER SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 6, Twp 10S, Rge 14E, B.M., TWIN FALLS CountyPLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
10S 14E 6														39.0	27.0	66.0	

Total Acres: 66

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before September 01, 2003.
2. Subject to all prior water rights.
3. This permit does not authorize the construction of any new well or the deepening or enlargement of any existing well.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. This right does not authorize the irrigation of land not previously irrigated.
6. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Page 2

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JAN 12 2003

DEPARTMENT OF
WATER RESOURCES

State of Idaho

Department of Water Resources

Permit to Appropriate Water

NO. 47-07861

7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 9th day of May, 2003.

Karl J. Dreher
for
KARL J DREHER, Director

(5)



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

February 25, 2003

Kay Walker
Sr. Water Resource Agent
Idaho Department of Water Resources
1301 North Orchard Street
Boise, ID 83720-0098

Subject: Application for Permit No 47-07861 (Nunes)

Dear Kay:

A copy of your February 18, 2003, letter to Stan Haye has been forwarded to me. I understand that in order to proceed with processing the application for permit, that an excess flow analysis will have to be performed if the applicant desires to proceed with the application for more than one (1) miners inch per acre.

Stan Haye has discussed this with me and we are now determining whether or not the applicant wishes to proceed with the application as submitted. If he does, and we should know with a few days, Brockway Engineering will perform the analysis using the Guidelines for Determine Water Requirements, Guidelines for the Irrigation Diversion Rates (Hubble Engineering, Inc.), and the Report Regarding Evaluation of Irrigation Diversion Rates (IDWR). The field data, slope, soil type, and geometry are being determined.

I will let you know as soon as a decision has been made. I wanted to let you know we are proceeding and do realize that your cutoff date is March 15, 2003.

Sincerely,

Charles E. Brockway

cc: Stan Haye
John & Mary Nunes

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES C.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

Printed 4/13/2006 11:13 AM Page 1 of 1.

Premise Billing History - 5488766712

Read Date	SA Type	Days	\$Amount	Usage	Demand	Customer
3/30/2006	EA-IR	30	\$3.05	0.00 KWH	0.00 KW	John P Nunes
2/28/2006	EA-IR	32	\$3.05	0.00 KWH	0.00 KW	John P Nunes
1/27/2006	EA-IR	30	\$3.05	0.00 KWH	0.00 KW	John P Nunes
12/26/2005	EA-IR	30	\$3.05	0.00 KWH	0.00 KW	John P Nunes
11/26/2005	EA-IR	32	\$3.05	0.00 KWH	0.00 KW	John P Nunes
10/27/2005	EA-IR	30	\$3.05	0.00 KWH	0.00 KW	John P Nunes
9/27/2005	EA-IR	32	\$3.05	0.00 KWH	0.00 KW	John P Nunes
8/26/2005	EA-IR	29	\$12.18	0.00 KWH	0.00 KW	John P Nunes
7/26/2005	EA-IR	30	\$12.18	0.00 KWH	0.00 KW	John P Nunes
6/26/2005	EA-IR	32	\$12.18	0.00 KWH	0.00 KW	John P Nunes
5/27/2005	EA-IR	29	\$12.00	0.00 KWH	0.00 KW	John P Nunes
4/26/2005	EA-IR	29	\$58.34	741.00 KWH	34.00 KW	John P Nunes
3/30/2005	EA-IR	30	\$3.00	0.00 KWH	0.00 KW	John P Nunes
2/28/2005	EA-IR	32	\$3.00	0.00 KWH	0.00 KW	John P Nunes
1/27/2005	EA-IR	30	\$3.00	0.00 KWH	0.00 KW	John P Nunes
12/23/2004	EA-IR	32	\$41.10	287.00 KWH	34.00 KW	John P Nunes
11/25/2004	EA-IR	30	\$3.00	0.00 KWH	0.00 KW	John P Nunes
10/27/2004	EA-IR	30	\$3.00	0.00 KWH	0.00 KW	John P Nunes
9/27/2004	EA-IR	32	\$3.00	0.00 KWH	0.00 KW	John P Nunes
8/26/2004	EA-IR	29	\$519.53	9766.00 KWH	34.00 KW	John P Nunes
7/26/2004	EA-IR	30	\$190.12	1113.00 KWH	34.00 KW	John P Nunes
6/26/2004	EA-IR	32	\$11.76	0.00 KWH	0.00 KW	John P Nunes
5/27/2004	EA-IR	29	\$195.00	1424.00 KWH	35.00 KW	John P Nunes
4/28/2004	EA-IR	29	\$2.50	0.00 KWH	0.00 KW	John P Nunes
3/30/2004	EA-IR	32	\$2.50	0.00 KWH	0.00 KW	John P Nunes
2/27/2004	EA-IR	30	\$2.50	0.00 KWH	0.00 KW	John P Nunes
1/28/2004	EA-IR	30	\$2.50	0.00 KWH	0.00 KW	John P Nunes
12/29/2003	EA-IR	31	\$2.50	0.00 KWH	0.00 KW	John P Nunes
11/28/2003	EA-IR	31	\$3.24	15.00 KWH	34.00 KW	John P Nunes
10/28/2003	EA-IR	32	\$286.49	5722.00 KWH	34.00 KW	John P Nunes
9/26/2003	EA-IR	30	\$2.50	0.00 KWH	0.00 KW	John P Nunes
8/27/2003	EA-IR	29	\$10.07	0.00 KWH	0.00 KW	John P Nunes

(7)