

DOUGLAS A. DUCEY
Governor



THOMAS BUSCHATZKE
Director

ARIZONA DEPARTMENT OF WATER RESOURCES
PO Box 36020
PHOENIX, ARIZONA 85067-36020
(602) 771-8585

Reporting Party
58-114039.0009
LAMOREAUX, DAVE B & DONNA M
1955 S LINDSAY RD
GILBERT, AZ 85295



July 17, 2015

FINAL NOTICE OF VIOLATION
Of A.R.S § 45-632 or A.R.S § 45-875.01
Failure to File 2014 Annual Report

Arizona Department of Water Resources ("Department") records indicate that the 2014 Annual Report for the right or permit listed above has not been filed. The Annual Report must be filed with the Director of the Department no later than March 31st of each year for the preceding calendar year. The Annual Report must be filed regardless of whether or not water was used pursuant to the right or permit. You are in receipt of this Notice of Violation for failure to file an Annual Report for one of the following statutes:

- Pursuant to A.R.S. § 45-632(O) an Annual Water Withdrawal and Use Report must be filed no later than March 31 of each year for the preceding calendar year. This includes Annual Reports filed for service area rights, grandfathered groundwater rights, groundwater withdrawal permits, irrigation district and BMP groundwater summaries, recovery well reports and BMP enrollees, among others.

The penalty for failure to file an Annual Report pursuant to A.R.S. § 45-632(O) is \$25.00 for each month or portion of a month that the Annual Report is delinquent. The total penalty assessed for violations of A.R.S. § 45-632(O) shall not exceed \$150.00. If groundwater was withdrawn in 2014, you are also subject to a late payment fee of ten percent of the unpaid groundwater withdrawal fee for each month or portion of a month that the Annual Report is delinquent, not to exceed sixty percent of the unpaid fee. A.R.S. § 45-614(E). Water Quality Assurance Revolving Fund fees for groundwater withdrawals, if applicable, are also due at this time. A.R.S. § 45-616.

Or

- Pursuant to A.R.S. § 45-875.01, an Annual Water Withdrawal and Use Report must be filed no later than March 31 of each year for the preceding calendar year. This includes Annual Reports for water storage facility permits, e.g., GSF, USF, UWS and WS summaries, among others.

The penalty for failure to file an Annual Report pursuant to A.R.S. § 45-875.01(E) is \$25.00 for each month or portion of a month that the Annual Report is delinquent. The total penalty assessed for violations of A.R.S. § 45-875.01(E) shall not exceed \$150.00.

If your report is not received by September 30, 2015, the Department of Water Resources may issue a Citation to you for the failure to file the Annual Report for calendar year 2014. In addition to the late fees already accrued, a civil penalty of \$250.00 will be assessed. You are urged to complete and file your 2014 Annual Report in order to avoid enforcement action.

Please contact the Department at (602) 771-8585 if you believe this Notice of Violation was mailed in error.

To obtain annual report forms, please go to
www.azwater.gov/azdwr/WaterManagement/AMAs/phoenixAMA/AMAWithdrawalandUseAnnualReport.htm
or call us at 602-771-8585, or email us at earp@azwater.gov and please include your right or permit number.

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58-114039.0009
NRI-RIVULON, LLC
C/O NATIONWIDE REALTY INVESTORS, LTD.
375 NORTH FRONT STREET, SUITE 200
COLUMBUS, OH 43215



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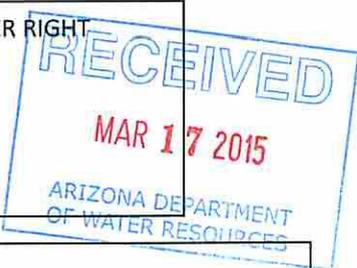
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or call us at 602-771-8585, or email us at earp@azwater.gov and please include your right or permit number.

ANNUAL WATER WITHDRAWAL AND USE REPORT

ID SUMMARY 2014

OWNER OF GROUNDWATER RIGHT
 NRI Rivulon LLC
 375 N Front St Ste 200
 Columbus OH 43215



TYPE OF RIGHT
 IRRIGATION USE

Right / Permit NO.
 58-114039.0007 .0009



Reporting Party
 Dave Lamoreaux
 1955 S Lindsay Rd
 Gilbert AZ 85295-4724

IMAGED

If any of the information preprinted on this report is incorrect, please make the necessary changes.

WATER RECEIVED FROM IRRIGATION DISTRICTS – INSTRUCTIONS:

Irrigation Grandfathered Right Holders – Use for all water received from an irrigation district

PRIMARY DISTRICT	TYPE OF WATER		ACRE-FEET RECEIVED
	Provider no. <u>57-002520</u>	GROUNDWATER	
Name of Irrigation District <u>Salt River Project</u>	SURFACE WATER	Decreed/Appropriative	33.66
Your district user/account number <u>73500</u>		Normal Flow	0.00
Number of acres eligible to Receive surface water <u>16.05</u>		Spillwater	0.32
		CAP	
	IN-LIEU GROUND WATER	Permit Holder Number:	
		73 -	
		73 -	
		73 -	
SECONDARY DISTRICT	EFFLUENT		
Provider no. _____	GRUONDWATER		
Name _____	IN-LIEU GROUNDWATER		
OTHER	TAILWATER ESTIMATE		
CAP			
TOTAL WATER RECEIVED (a.f.)			55.72

LATE FEES Complete if filing after March 31.

1) Enter number of late (Maximum of 6) 2) Calculate Late Report Fee (\$25.00 X number of months late) \$ 0

Note: A portion of a month after March 31 is counted as a full month.

Mail or hand deliver this report to the Arizona Department of Water Resources. If mailed, the report must be postmarked no later than March 31, 2015. If hand delivered, the report must be received by the Department's Annual Reports & Planning Section no later than 5:00 PM on March 31, 2015. REPORTS FILED AFTER MARCH 31, 2012 ARE SUBJECT TO LATE FEES (A.R.S. § 45-632) AND PAYMENT OF PREVIOUSLY WAIVED MONETARY PENALTIES ASSOCIATED WITH PRIOR GROUNDWATER CODE VIOLATIONS.

I hereby certify, under penalty of perjury, that the information contained in this report is, to the best of my knowledge and belief, true, correct and complete.

X Dave B Lamoreaux AUTHORIZED SIGNATURE Owner/Operator TITLE 3.13.15 DATE

Dave Lamoreaux PRINTED NAME 602-768-9654 TELEPHONE NUMBER

NOTE: THIS REPORT MUST BE FILED EVEN IF NO WATER WAS USED PURSUANT TO THIS RIGHT.

Amy C. Levy

To: lambdns@hotmail.com
Subject: 58-114039.0009 & 58-106229.0002

The purpose of this email is to officially rescind the Notice of Violation Failure to Files that were mailed to you in error for Annual Reporting year 2014:

For the following annual reports:

58-114039.0009 Mr. Lamoreaux submitted the .0007, which was correct as of 12/31/2014, the right has conveyed since then to the .0009 We have corrected this matter.

58-106229.0002 Salt River Project filed on behalf of this right.

In both instances there was a technical error in our system that allowed the violation notice to go out. Our system has been updated.

We apologize for any inconvenience or concern our oversight may have caused you.

If you have any questions, please feel free to contact me. A copy of this email will be placed in the public record files for these groundwater rights.

Amy Levy
Statewide Active Management Areas
3550 N. Central Ave.
Phoenix, AZ. 85012
Phone: 602.771.8617
Fax: 602.771.8686



PROTECTING ARIZONA'S
WATER SUPPLIES
for ITS NEXT CENTURY