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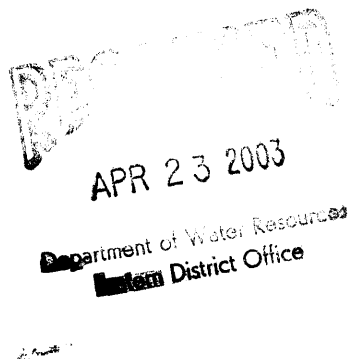
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April 21, 2003

Idaho Department of Water Resources
Eastern Division
Attn: Alan Ruberry
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402



Re: *Portneuf-Marsh Valley Canal Company (PMVCC)*

Dear Mr. Ruberry:

Enclosed please find a Notice of Error Reply we are submitting on behalf of Claimant Portneuf-Marsh Valley Canal Company, Ltd., for each of the following Water Right numbers:

29-52
29-53
29-589
29-4060
29-11318 - 13318
29-11319 - 13319

Each asserts the same error pertaining to the use. After carefully reviewing the IDWR maps provided, PMVCC believes that the 5066.8 acres originally claimed is correct. The lesser 4136 acres recommended by IDWR do not include several different areas of property that have been historically irrigated and are currently irrigated. The correct irrigated acres are being identified on an enlarged IDWR map which PMVCC will have completed and available shortly.

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Additionally, while not identified on the Preliminary Recommendation for these rights, the map provided by IDWR purports to identify in green the boundary of the PMVCC system. This boundary is incorrect and is in the process of being corrected and identified on an enlarged IDWR map, which will be provided.

PMVCC requests an opportunity to meet with IDWR representatives to review the proposed changes and go over the maps being prepared to depict the same.

The IDWR Preliminary Recommendation for each of these water rights identifies a total number of acres but does not provide a complete legal description of the included areas.

Sincerely,

A handwritten signature in black ink, appearing to read "Randall C. Budge". The signature is fluid and cursive, with the first name "Randall" and last name "Budge" clearly distinguishable.

RANDALL C. BUDGE

RCB:rr

Enclosures

cc: Portneuf-Marsh Valley Canal Company