

Robert L. Harris, Esq.
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.
1000 Riverwalk Dr., Ste. 200
P.O. Box 50130
Idaho Falls, Idaho 83405
Telephone: (208) 523-0620
Facsimile: (208) 523-9518
Idaho State Bar Number 7018

Attorneys for Mud Lake Water Users, Inc.

BEFORE THE IDAHO DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF APPLICATION
FOR TRANSFER NO. 73951 (in the
name of Mud Lake Water Users, Inc.)

NOTICE OF ERRATA

Mud Lake Water Users, Inc. ("MLWU"), by and through their counsel, Robert L. Harris of Holden, Kidwell, Hahn and Crapo, PLLC, hereby submits this Notice of Errata with regards to a paragraph in the Memorandum in Support of Motion for Declaratory Ruling. On page 6 of that memorandum, it states the following:

Because Mr. Carlson had authority to make a decision with regards to the pump, and made a decision that no pump was needed, IDWR has already made a determination on this issue, and cannot now change its position. The matter had been decided as between MLWU and the Department.

The paragraph should have read as follows (changes are in bold and underline):

RECEIVED

OCT 30 2008

Department of Water Resources
Eastern Region

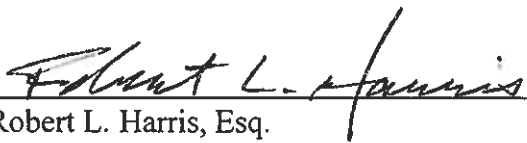
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Because Mr. Carlson had authority to make a decision with regards to the pump, and made a decision that **no transfer application for the** pump was needed, IDWR has already made a determination on this issue, and cannot now change its position. The matter had been decided as between MLWU and the Department.

We apologize for the confusion the above error may have caused. We request that the change be incorporated in the briefing that has already been submitted.

DATED this 29th day of October, 2008.

HOLDEN, KIDWELL, HAHN & CRAPO, PLLC


Robert L. Harris, Esq.
Attorneys for Mud Lake Water Users, Inc.

CERTIFICATE OF SERVICE

I hereby certify that I served a copy of the following described pleading or document on the attorneys listed below by hand delivering, by mailing or by facsimile, with the correct postage thereon, on this 27th day of October, 2008.

DOCUMENT SERVED: NOTICE OF ERRATA

ATTORNEYS AND/OR INDIVIDUALS SERVED:

Gary Spackman, Hearing Officer
Idaho Department of Water Resources
PO Box 83720
Boise, ID 83720-0098
Gary.Spackman@idwr.idaho.gov

(☒) First Class Mail
(☐) Hand Delivery
(☐) Facsimile
(☐) Overnight Mail
(☒) Email

Ernie Carlsen
Idaho Department of Water Resources
900 N. Skyline Dr., Ste. A
Idaho Falls, ID 83402
Ernie.Carlsen@idwr.idaho.gov

(☒) First Class Mail
(☐) Hand Delivery
(☐) Facsimile
(☐) Overnight Mail
(☒) Email

Lyle R. Shupe
2296 E. 1940 N.
Hamer, ID 83425

(☒) First Class Mail
(☐) Hand Delivery
(☐) Facsimile
(☐) Overnight Mail

Perry Woodard
Box 85
Hamer, ID 83425

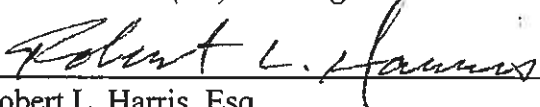
(☒) First Class Mail
(☐) Hand Delivery
(☐) Facsimile
(☐) Overnight Mail

Sid Ashcraft
2504 N. Lennox
Mesa, AZ 85207

(☒) First Class Mail
(☐) Hand Delivery
(☐) Facsimile
(☐) Overnight Mail

US Fish & Wildlife Service
Attn: James Crammond
911 NE 11th Ave., 2W-EN
Portland, OR 97232

(☒) First Class Mail
(☐) Hand Delivery
(☐) Facsimile
(☐) Overnight Mail


Robert L. Harris, Esq.
Holden, Kidwell, Hahn & Crapo, PLLC