

PEPPERSACK
RECEIVED
SEP 22 2005

Hardie Richards
c/o Steven Richards
525 South Wynona Ave.
Holyoke, CO 80734

Department of Water Resources

September 16, 2005

DEPARTMENT OF WATER RESOURCES

ATTN: Jeff Peppersack
322 East Front Street
P O Box 83720
Boise, ID 83720-0098

Dear Sir,

I am writing this letter to correct an error. I filed a water right for the hog farm located in the SESE 1/4 of Section 15, Township 4N, Range 37 East, however, I made a mistake by indicating it was in the SWSE 1/4 where the hog farm is not located in this location. The water license was filed in error. I would like to know how I can solve this problem. I am enclosing a copy of erroneous Water Right License and map.

I hope this letter will be sufficient. Please advise.

IN WITNESS WHEREOF, I have hereunto set my hand this 19th day Sept., 2005.

Hardie Richards
Hardie Richards

STATE OF Colorado)
COUNTY OF Phillips) Ss.

On this 19th day of Sept, 2005, before me the undersigned, a Notary Public in and for the State of Colorado, personally appeared Hardie Richards, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me he executed the same.

Rebecca Edmonds
Notary Public for Holyoke Credit Union
Residing at 101 W. Denver Holyoke CO 80734
My commission expires: 5-10-08

State of Idaho
Department of Water Resources

RECEIVED

MAY 14 1991

Department of Water Resources
Eastern District Office

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08659

Priority: October 15, 1987

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.15 CFS
7.6 AF

This is to certify, that VALLEY PORK PRODUCERS ROBERTS, ID 834440000 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 15, 1987; and has submitted Proof of Beneficial Use on February 12, 1988. An examination indicates that the works have a diversion capacity of .150 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.11 CFS	6.7 AF
COMMERCIAL	01/01 to 12/31	0.15 CFS	0.9 AF
	Totals	0.15 CFS	7.6 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 15, Township 04N, Range 37E
JEFFERSON County

PLACE OF USE: STOCKWATER
TWN RGE SEC

04N 37E 15

SWSE

Wrong
Right
SESE

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

CONDITIONS/REMARKS:

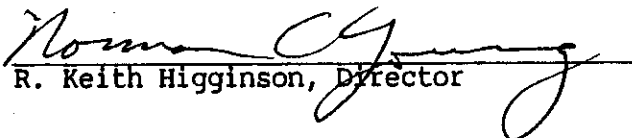
1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Stockwater use is for 1500 hogs; commercial use is for washing pens.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08659

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 22ND
day of April, 1971.


R. Keith Higginson, Director

35-8659

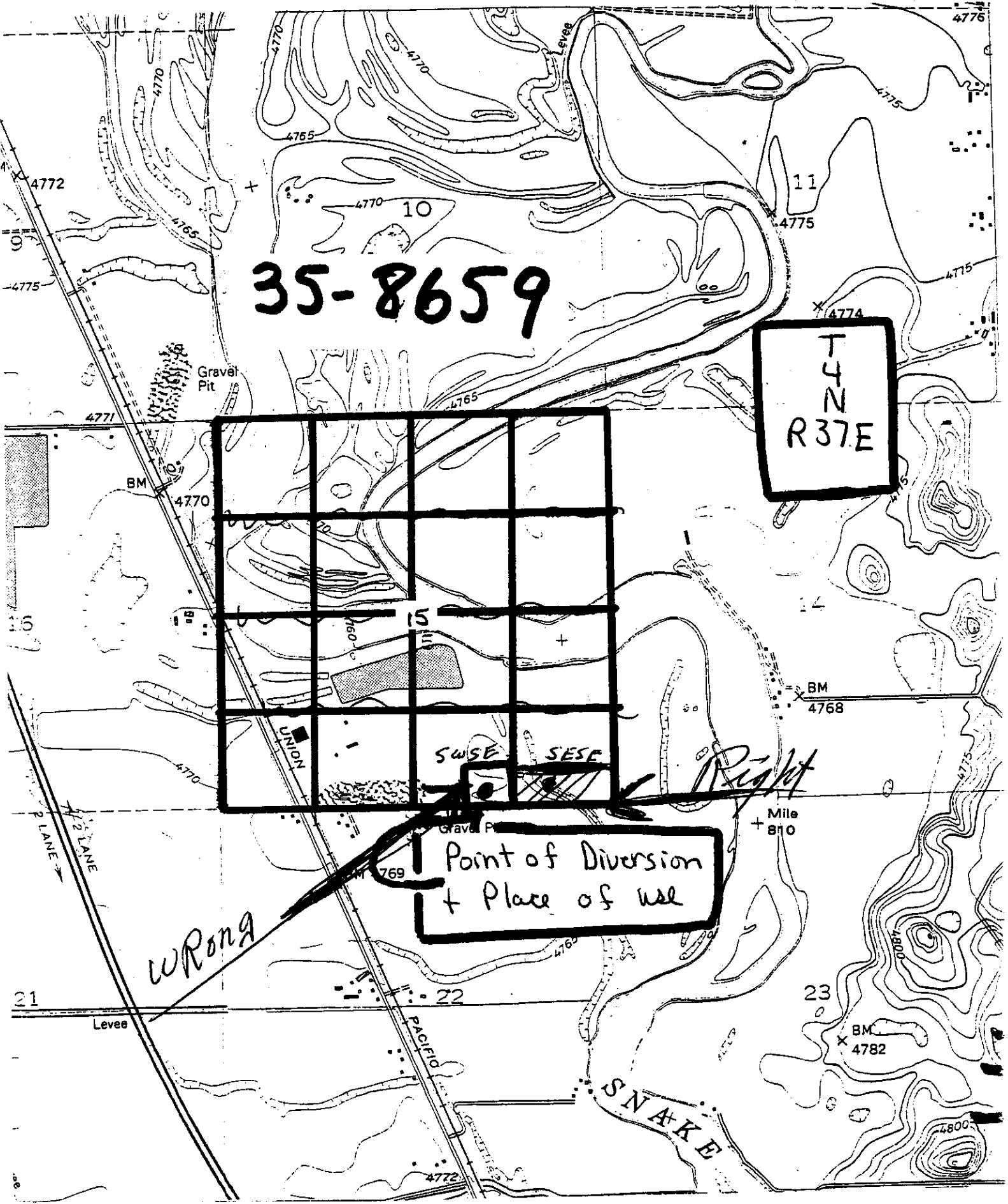
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4
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R 37 E



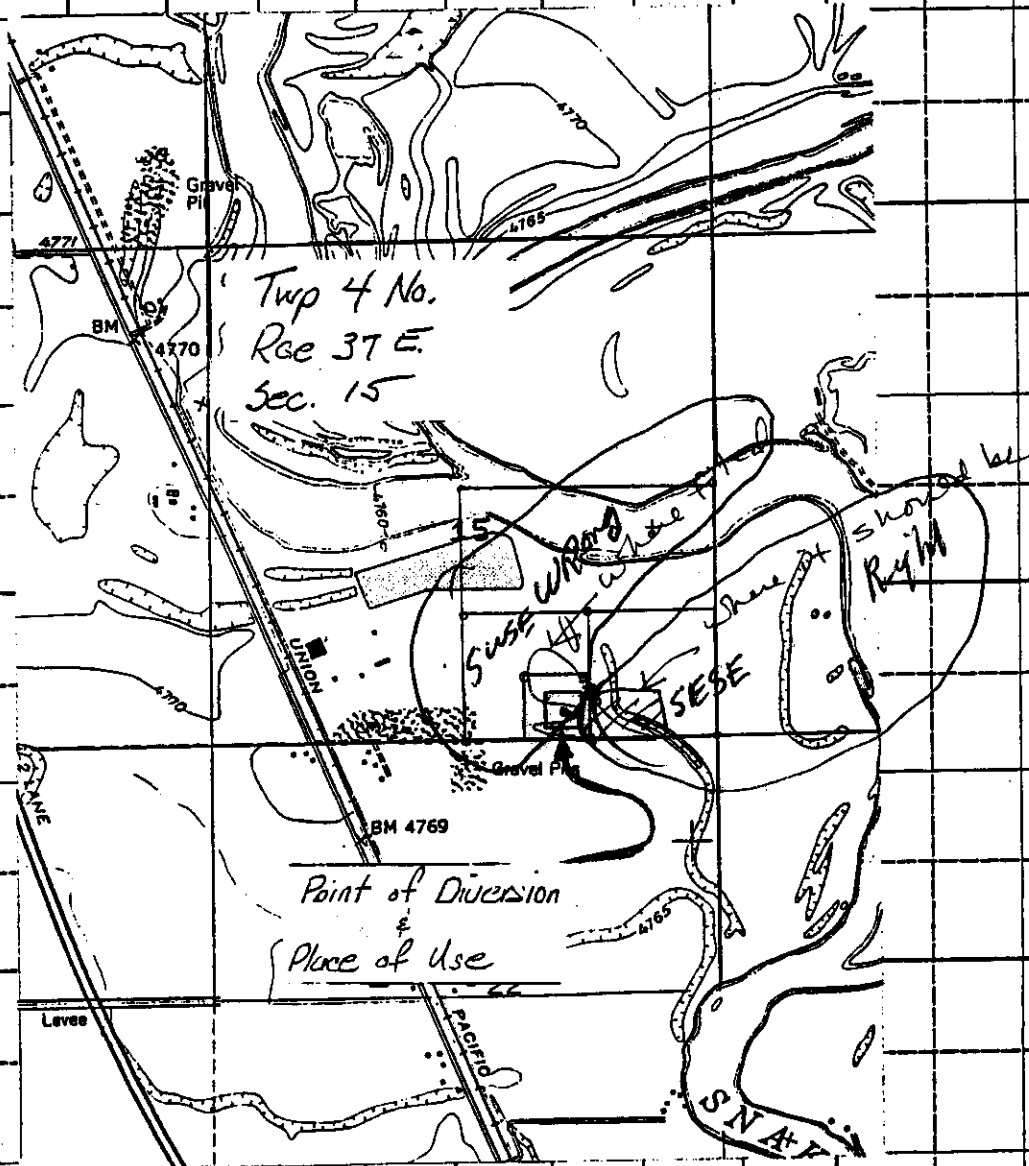
Point of Diversion
+ Place of use

WRONG

Right



13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Hardie L. Richards
(Applicant)
Owner & Manager



Township 4N
Range 37E
Section 15