

RECEIVED

7-1 JUN 04 1999

June 2, 1999

State of Utah
Department of Natural Resources
Division of Water Rights
Robert L. Morgan
State Engineer

WATER RIGHTS
SALT LAKE

Robert L. Morgan

On or about the 31 of March 1999 I received a carbon copy of an **ORDER TO NOT DIVERT WATER FROM WELL FOR IRRIGATION PURPOSES, In Re: Unlawful use of water under Water Right No. 71-3616** (concerning) **Howard Marshall** (of 279 S 200 W. Minersville Utah).

I & my wife witnessed that Howard Marshall started to irrigate from the tagged well on the morning of May 31st 1999. I called the office of Kerry Carpenter, Regional Engineer on June 1, 1999 to report that the field was being irrigated by Howard Marshall & I also notified LaVar Davis, Water Commissioner in Milford.

In the past nothing has been done to stop Howard & his Son Elvan Marshall from Irrigating their fields from this well, other than several warnings which did not stop them. I am asking you to take the legal action stated in the order which states "Should you or any person irrigate from the well in violation of this Order and the tagged notice on the valve, a Complaint will be **immediately** filed in District Court whereupon a court order will be obtained."

Again, I am asking you to take the legal action promised in the order, and that this willful disregard of the Order not to divert water from well for irrigation purposes by Howard Marshall and his son Elvan be punished as required by law.

Rick Albright
P.O. Box 232
Milford Utah 84751

Phone Number 1-435-386-2217

Rick Albright
June 2 1999