



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709
<http://www.id.blm.gov>



In Reply Refer To:
7250 (933b)

RECEIVED

APR 11 2016

DEPARTMENT OF
WATER RESOURCES

April 11, 2016

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APR 15 2016

DEPT OF WATER RESOURCES
SOUTHERN REGION

Allen D. Merritt, P.E., Regional Manager
Idaho Department of Water Resources (IDWR)
Southern Regional Office
650 Addison Avenue West, Suite 500
Twin Falls, Idaho 83301-5858

Dear Evard, L.L.C.:

RE: Withdrawal of BLM Protest:
Application for Transfer 80562 (Evard, L.L.C.) involving 43-13741

By this letter, I state that I have the authority to act on behalf of the United States Department of Interior, Bureau of Land Management (BLM), with myself as its agent, to the matters discussed herein.

BLM protested the Application for Transfer because it described a Place of Use (POU) on BLM that was not authorized by the United States.

A 2nd Amended Application for Transfer which made corrections to page 3 was received by the Idaho Department of Water Resources (IDWR) on March 25, 2016 and made changes in response to BLM's protest: (1) removed POU on BLM by re-describing all of the acres to be irrigated on privately owned land.

POU on BLM	2 nd Amended Change to Private Land
T10S, R28E, S04, Lot 3 (NENW) (BLM)	T10S, R28E, S04, SWNW (pvt)

The 2nd Amended Application for Transfer also made two POU corrections as recommended in BLM's protest letter which only describe private lands. BLM is not concerned by the following changes affecting private lands:

POU Claimed	2 nd Amended Change to Private Land
T10S, R28E, S04, Lot 1 (NENW) (pvt)	T10S, R28E, S04, SENE (pvt)
T10S, R28E, S04, Lot 2 (NENW) (pvt)	T10S, R28E, S04, SWNE (pvt)

BLM's protest has been resolved by the 2nd Amended Application for Transfer filed March 25, 2016, therefore I hereby withdraw BLM's protest, provided that there are no subsequent amendments made without notice to BLM and BLM has the opportunity to protest subsequent amendments.

BLM's expectation in withdrawing its protest is that any Approved Transfer issued by IDWR will be based upon the application existing at the time of withdrawal (i.e. 2nd Amended). BLM requests that it receive notice of any subsequent amendments by the applicant and of any Approved Transfer issued by IDWR.

If there are questions regarding any statements above, please do not hesitate to contact me at (208) 373-3828 or at the address provided above.

Sincerely,

A handwritten signature in black ink, reading "Gary A. Madenford". The signature is fluid and cursive, with the first name "Gary" being more prominent and the last name "Madenford" written in a continuous script.

Gary A. Madenford
Water Rights Team Leader (ID933b)

cc Evard, L.L.C.; 872 East Pebble Drive; Burley, ID 83318

COPY



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APR 12 2016

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