



United States Department of the Interior

OFFICE OF THE SOLICITOR
Pacific Northwest Region
805 S.W. Broadway Street, Suite 600
Portland, Oregon 97205-3346

IN REPLY REFER TO:

June 1, 2015

Jeff Peppersack
Idaho Department of Water Resources
Water Management Division, Idaho State Office
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

RE: Application for Transfer #80046; Lake Family Ranches Inc.

Dear Mr. Peppersack:

In reviewing the above-referenced Application for Transfer from IDWR dated April 21, 2015, the Bureau of Indian Affairs has concerns that the requested new point of diversion or other components of the new water conveyance facilities may be located on federal lands.

The application seeks to move the point of diversion for decreed water right No. 27-73. We believe that the following conditions are warranted and would make clear that approval by IDWR of the requested change in point of diversion would not relieve the permit holder from seeking needed approvals from appropriate authorities:

- a. "This approval does not grant any right-of-way or easement across the land of another and does not constitute approval that may be required by the United States to access and use federal lands."
- b. "This approval does not constitute approvals by the United States that may be required for the use of water resources on federal land."

I would be happy to discuss with you these proposed comments. I can be reached at 503-231-6299 or at duane.mecham@sol.doi.gov. We will also seek to contact the applicant to discuss the concerns of the Bureau of Indian Affairs.

Sincerely,


Duane Mecham
Senior Attorney

cc: Lake Family Ranches, Inc
830 Tabor Rd.
Blackfoot, Idaho 83221

Cox, Sharla

From: Swank, Lyle
Sent: Tuesday, June 02, 2015 1:36 PM
To: Cox, Sharla
Subject: FW: Comment letter on Tranfer application #80046
Attachments: letter to IDWR re tranfer application #80046.pdf

Sharla,

This appears to be a protest of a transferred water right.
Lyle

From: Peppersack, Jeff
Sent: Monday, June 01, 2015 5:58 PM
To: Swank, Lyle; Cefalo, James
Subject: FW: Comment letter on Tranfer application #80046

Gents,
Looks like this is located in your region.
Jeff

From: Mecham, Duane [<mailto:duane.mecham@sol.doi.gov>]
Sent: Monday, June 01, 2015 5:49 PM
To: Peppersack, Jeff
Cc: Michael Dammarell; David Bollinger
Subject: Comment letter on Tranfer application #80046

Mr Peppersack

Please consider the attached comment letter from the US Bureau of Indian Affairs concerning Water Right Point of Diversion Transfer application #80046. Thank you and I can be reached at the numbers listed below if you would like to discuss.

Duane Mecham
Office of the Regional Solicitor
U.S. Department of the Interior
805 SW Broadway, Suite 600
Portland, OR 97205
(503) 231-6299
(503) 502-5904 (cell)
(503) 231-2166 (fax)

duane.mecham@sol.doi.gov

This e-mail, including all attachments, is intended for the use of the individual or entity to which it is addressed. It may contain information that is privileged, confidential, or otherwise protected by applicable law. If you are not the intended recipient, you are hereby notified that any dissemination, copying or use of this e-mail is strictly prohibited. If you received this e-mail in error, please notify the sender immediately and destroy all copies.