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**** Reply to Vale Office**

RECEIVED

March 24, 2011

MAR 25 2011

WATER RESOURCES
WESTERN REGION

John Westra, Manager
Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

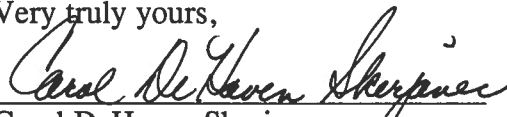
Re: Contested Application for Transfer #75704 - Junayo Ranch

Dear Mr. Westra:

It has come to the attention of the Protestants that the Department of Interior, Bureau of Land Management has cancelled the Land Use Permit which is the basis of the above identified water right claim of Junayo Ranch. We enclose a copy of the March 10, 2011 letter from the DOI/BLM to Mr. Orndorff cancelling that LUP.

It appears that the "Transfer Application" is a moot point. It is the Protestants' position that the Department of Water Resources file on this application should be closed.

Very truly yours,


Carol DeHaven Skerjanec

cc: USDoI
Junayo Ranch



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Owyhee Field Office
20 First Avenue West
Marsing, Idaho 83639

COPY



In Reply Refer To: 4120 (ID-130)

March 10, 2011

CERTIFIED MAIL NO. 7008 1140 0004 6331 6033

Owen H. Orndorff
Suite 230
1087 West River Street
Boise, ID 83702

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MAR 25 2011

WATER RESOURCES
WESTERN REGION

Dear Mr. Orndorff:

Recently, it has been brought to my attention that you do not possess a water right to irrigate the 20 acres of public land in T.2S., R.3W., Section 19 associated with your May, 2009 Land Use Permit (Serial Number IDI-36452).

It is my understanding that your previous attempt to acquire a water permit (57-11695) was withdrawn (03-25-2009) and that your current attempt to transfer water (Transfer #75704) onto this parcel has been protested by other water users in the drainage. From review of Idaho Department of Water Resources (IDWR) records, it does not appear that additional acres can be irrigated in this drainage without additional storage. BLM has previously denied construction of any additional storage capability on public land. Because you do not have a water right to irrigate this parcel of public land, the use of water on public land is inconsistent with State water law. I therefore have to cancel your Land Use Permit (IDI-36452) to conduct irrigated agricultural activities on public land.

In accordance with Exhibit B, Section 5 of the LUP, you are required to seed the area to stabilize the soil and prevent the area from becoming dominated by cheatgrass and other weeds. A variety of seed mixes are available for this purpose. I recommend that you consult Beth Corbin the OFO botanist/ecologist 896-5923 for a seed mix that would be successful in outcompeting weeds and in providing long term wildlife habitat. However, if you wish, you may send us a proposed seed mix for our consideration.

If you have questions regarding this matter you may contact me at 208-896-5914.

Sincerely,

Steven Jirik
Acting Field Manager
Owyhee Field Office, Idaho