

Merritt, Allen

From: Fredric_Price@blm.gov
Sent: Thursday, January 28, 2010 1:40 PM
To: Merritt, Allen
Cc: pla@idahowaters.com; Lisa_Claxton@blm.gov; Linda_Buck@blm.gov
Subject: BLM Protest: Transfer #74856 (37-00466), Deer Creek Ranch, Inc.
Attachments: 37-00466_Protest-Withdrawal-Letter.pdf

Allen,

RE: BLM Protest: Transfer #74856 (37-00466), Deer Creek Ranch, Inc.

Thank you very much for the periodic reminders of the amended transfer application. I thought the POU descriptions were still a problem all this time, but it turns out they were just written backwards. As it turns out, the 05-12-09 amendment resolved BLM's issues so I prepared a Protest Withdrawal Letter and sent it off today in the mail (copy attached). I'm sorry our response to the amendment has been so long in coming. I offer my sincere apologies.

Fred Price
Water Rights Specialist
BLM, Idaho State Office
(See attached file: 37-00466_Protest-Withdrawal-Letter.pdf)



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)

January 28, 2010

Allen D. Merritt, P.E.
IDWR, Southern Regional Office
1341 Fillmore St., Suite 200
Twin Falls, Idaho 83301-3380

RE: Withdrawal of Protest
Application for Transfer #74856: 37-00466, Deer Creek Ranch, Inc.

Dear Mr. Merritt:

By this letter I state that I have the authority to act on behalf of the United States, Dept. of Interior, Bureau of Land Management (U.S.D.I., BLM), with myself as its agent, to the matters discussed herein. BLM filed a protest of the transfer because the proposed place of use element included irrigated agricultural use of federal public land within NWSW and SESE, S26, T03N, R17E.

Deer Creek Ranch, Inc. submitted an Amended Application for Transfer on May 12, 2009 to exclude federal public land (noted above) from the place of use description pursuant to Revised Attachment A. It appeared that this new description was still problematic, but I now realize the quarter-quarter descriptions were written backwards, even though the column headings were properly labeled. The map of the revised irrigated area attached to the amended application (i.e. Revised Attachment B) omits the BLM land noted above.

Based upon the Amended Application for Transfer #74856 filed with IDWR on May 12, 2009, which removes federal public land from the proposed place of use description and the underlying shapefile, I do hereby withdraw the protest filed by BLM.

If there are questions regarding any statements above, please do not hesitate to contact me at (208) 373-3831 or at the address provided above.

Sincerely,

Fredric Price
Water Rights Specialist

cc: Deer Creek Ranch, Inc.; P.O. Box 3090, Newport Beach, CA 92658
Paul L. Arrington; Barker, Rosholt & Simpson, LLP; P.O. Box 485; Twin Falls, ID 83303