



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)

November 7, 2007

Nathaniel Arave, *Water Resource Agent*
Eastern Regional Office
Idaho Department of Water Resources
900 North Skyline Drive, Suite A
Idaho Falls, ID 83402-6105

RECEIVED
NOV 09 2007
Department of Water Resources
Eastern Region

Dear Mr. Arave:

**RE: Transfer Consent:
Transfer #73477, 74-01030, Royden O. Capps**

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. I understand that Royden O. Capps, wishes to transfer water under right 74-01031 from federal public property to land which Mr. Capps owns as private property. The federal public property legal descriptions are as follows:

T17N R23E S02 Lot 1 (NENE) (2.8 acres)
T17N R23E S02 SWNE (? acres).

I understand that the Idaho Department of Water Resources cannot complete such a transfer of water under a water right without the notarized consent of the landowner where the water right describes land not owned by the transfer applicant.

On behalf of the United States and the U.S.D.I., BLM, my notarized signature below provides the necessary consent to facilitate the transfer, which will result in the discontinuance of water use on federal public land. The United States' non-opposition to the application for transfer does not represent recognition by the United States of the claim elements nor their validity.

Since the water claim after the transfer will still describe a place of use within SWNE, S02, T17N, R23E and BLM owns the south half of that legal description, it would be appreciated if the completed transfer could clarify the use within this legal description to be limited to the north half of the SWNE, S02.

Page 2 of 2 **Transfer Consent (#73477)**