

January 5, 2006

Ms. Cox:

Here is a list of the land that the Upper Snake Field Office of the Bureau of Land Management has identified in Transfer #72272 that we are requesting be removed from the following water rights. If the following POU descriptions are removed from the water rights, the lots better defined and the acreages listed for Progressive irrigation before and after the exchange, BLM will withdraw its protest.

The following is a list of land managed by the Upper Snake Field Office of the Bureau of Land Management that is described in the POU list for Progressive Irrigation 1-64:

T01N R38E S13 SESE is entirely BLM managed - *out*
T02N R39E S06 NENE is entirely BLM managed - *out*
T02N R39E S29 SESW is entirely BLM managed - *out*
T03N R37E S36 NWNE need lot description; Lot 1 is Private, Lot 11 BLM managed - *out*
T03N R39E S31 SESE entirely BLM managed - *out*
T03N R39E S32 SWSW entirely BLM managed - *out*

These legal descriptions have no permits issued by the BLM authorizing the use of water on the above listed land. The total acres of irrigation should be adjusted to reflect the acreage removed that were BLM land ~200 acres.

Many of the legal description for the private land under this right were also missing lots.

The POD listed as T04N R41E S31 NWNWSW needs clarification of the lot also, Lot 6 is private, and Lot 8 is an island in the Snake River managed by the BLM.

The acreage changes for Progressive Irrigation are not listed as they are in Idaho Irrigations request for the exchange of water.

The following is a list of land managed by the Fort Hall Indian Reservation that is described in the POU list for Idaho Irrigation 1-75:

There was not BLM land listed in this POU description. There were lands that were identified within the boundary of the Fort Hall Indian Reservation that might want to be addressed. The lands that show to be within the reservation boundary are as follows:

T02S R37E S17 NENE Lot 8 is on the south side of the Blackfoot River *OK Indian*
T02S R37E S18 SESE Lot 6 is on the south side of the Blackfoot River - Lot 5 is on the north side of the river and not listed in the POU description.

There are some QQ descriptions that are listed once with no lot and once with a lot number, this might need to be reviewed also.

If there are any questions please contact Wendy Velman at either 524-7520 or 478-6355.