



United States Department of the Interior
BUREAU OF LAND MANAGEMENT

Idaho Falls Field Office
1405 Hollipark Drive
Idaho Falls, Idaho 83401-2100

In Reply Refer To:
IDI-25450

February 1, 2000

Sid Brown
2251 E 2350 N
Hamer, ID 83425

Dear Mr. Brown:

This letter is in reference to Land Use Permit, IDI-25450 which authorizes you to irrigate about 25 acres of public land near the Camas National Wildlife Refuge.

Stipulation #3 of your permit states: *"The permittee shall maintain title to water associated with this Land Use Permit solely in the name of the United States during the term of the permit."* It is not BLM's intention to retain the transferred water rights should the irrigation of the public land acreage cease. The following paragraph documents BLM's intent:

Upon expiration, non-renewal, or cancellation of Land Use Permit IDI-25450, BLM agrees to allow water rights associated with this permit to be transferred off of Federal land and to confer title of said water rights to the permittee of record. All costs incurred for seeking such transfer shall be borne by the permittee. Any water rights or portions thereof not transferred off of Federal land shall be forfeited. The United States shall be released and held harmless from any loss, injury, damage and/or reduction in value to the applicable water rights should this permit expire, be cancelled for non-compliance, not be renewed, or the State IDWR elects not to allow transfer of any portion of the water rights resulting in rights being forfeited.

I hope this statement adequately addresses your concerns regarding the Land Use Permit and BLM's water rights requirement.

Sincerely,

Joe Kraayenbrink
Field Manager
Idaho Falls Field Office

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