

Department of Water Resources

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2003 JUL 28 AM 11 19

COPY

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Water Rights: 35-4179A

Case No. 39576

NOTICE OF COMPLETED ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ I.C. § 42-222 transfer **70513**
- | | |
|---|--|
| ☐ point of diversion | ☒ place of use |
| ☐ period of use | ☐ nature of use |
| ☐ split of water right | ☐ change in ownership |

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 22, 2003

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 25, 2003, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
CARL CHRISTENSEN
1321 S 2300 W
STERLING ID 83210

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

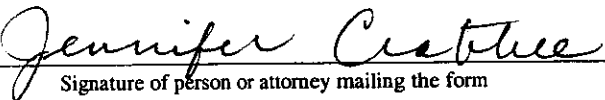
Each party in the subcase, or attorney of record
N/A

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED
2003 JUL 28 AM 11 19

RIGHT NUMBER: 35-4179A
NAME AND ADDRESS: CHRISTENSEN BYPASS TRUST
1321 S 2300 W
STERLING ID 83210
CARL R CHRISTENSEN
1321 S 2300 W
STERLING ID 83210

SOURCE: UNNAMED DRAIN TRIBUTARY: SNAKE RIVER

QUANTITY: 1.040 CFS
284.00 AFY

The total instantaneous diversion of water from all points of diversion under Right 35-4179A shall not exceed 1.04 cfs, nor total annual volume of 284 af.

PRIORITY DATE: 04/01/1955

POINT OF DIVERSION: T05S R32E S6 NWNWSW Within BINGHAM County
T05S R32E S6 SWNWSE Within BINGHAM County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 10/31	1.040 CFS 284.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T05S R32E S05	NESW	31.0	T05S R32E S05	NWSW	38.0
T05S R32E S05	SWSW	39.0	T05S R32E S05	SESW	6.0
T05S R32E S06 Lot 1	NENE	1.0	T05S R32E S06 Lot 2	NWNE	28.0
T05S R32E S06	SWNE	4.0	T05S R32E S06	SWSE	40.0
T05S R32E S06	SESE	40.0	T05S R32E S07	NENE	40.0
T05S R32E S07	NWNE	40.0	T05S R32E S07	NENW	40.0
T05S R32E S07 Lot 1	NWNW	40.0	T05S R32E S07 Lot 2	SWNW	40.0
T05S R32E S07	SENW	40.0	T05S R32E S08	NENW	16.0
T05S R32E S08	NWNW	38.0	T05S R32E S08	SWNW	20.0
T05S R32E S08	SENW	1.0			

542 ACRES TOTAL

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

This right is limited to the irrigation of 71 acres within the place of use described above in a single irrigation season.

Rights 35-7990, 35-4179A, 35-4179B and 35-2009 when combined are limited to the irrigation of 232 total acres within the place of use described above in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Rights 35-4179B, 35-8631 and 35-12863 are also diverted through the point of diversion described above.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 01.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall accomplish the change authorized by transfer 70513 by July 8, 2004.

Failure of the right holder to comply with the conditions of transfer 70513 is cause for the Director to rescind approval of the transfer.