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SEP 12 2003

Department of Water Resources

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls State of Idaho
SEP 10 2003
By _____ Clerk Deputy Clerk

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 Right: 35-2009

Case No. 39576

AMENDED NOTICE OF
COMPLETED
ADMINISTRATIVE
PROCEEDING

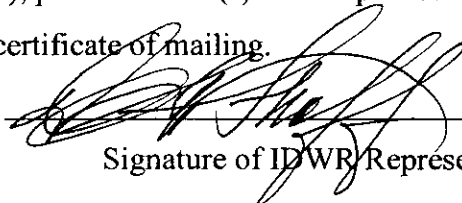
IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☒ IC § 42-222 amended transfer 70513
 - ☐ Point of diversion ☐ Place of use
 - ☐ Period of use ☐ Nature of use
 - ☐ Split of water right ☐ Change in ownership
 - ☒ Remarks

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

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report* 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: Sept 4, 2003



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on September 8, 2003, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

2. Copies to:

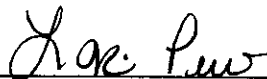
Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

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

3. Copies to all parties to the subcase:

Carl R. Christensen
1321 S. 2300 W.
Sterling, ID 83210

Christensen Bypass Trust
1321 S. 2300 W.
Sterling, ID 83210



Signature of person mailing this document

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

RIGHT NUMBER: 35-2009

NAME AND ADDRESS:

CARL R CHRISTENSEN
1321 S 2300 W
STERLING ID 83210

CHRISTENSEN BYPASS TRUST
1321 S 2300 W
STERLING ID 83210

SOURCE: Source: Tributary:
SPRING SNAKE RIVER
~~The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.~~
Point of injection and point of redirection are from an unnamed drain.

QUANTITY: 1.600 CFS
320.000 AFY
The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/02/1908

POINT OF DIVERSION:

T05S R31E S2 NWSESW Within BINGHAM County
T05S R31E S2 NWSESW Injection Within BINGHAM County

T05S R32E S6 NWNWSW Lot 6 Rediversion Within BINGHAM County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	IRRIGATION	04/01 10/31	1.600 CFS 320.00 AFY
	STOCKWATER	01/01 12/31	0.140 CFS 14.60 AFY

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

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 NENE Lot 1 1.0	T05S R32E S06 NWNE Lot 2 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 NWNW Lot 1 40.0	T05S R32E S07 SWNW Lot 2 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	

STOCKWATER Same as IRRIGATION

542 ACRES TOTAL

This right is limited to the irrigation of 80 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:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

~~If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.~~

Use of this right is combined with water from Aberdeen-Springfield Canal Co.

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~~ September 3, 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.