

MEMORANDUM

Date: April 18, 2003
To: Transfer 70513
From: hjones
Re: Transfer Evaluation

This transfer proposes to create a permissible place of use for the rights involved and will also delete acres which are Bureau of Reclamation trespass acres.

Authority to File:
Subject land is owned by the applicant as evidenced by warranty deed and tax notices.

Water Right Validity:
Validity of the right involved: The rights involved are SRBA recommendations that had a notice of error involving trespass acres.

Injury to Other Water Rights:
No issues identified.

Enlargement of Use:
There is no evidence of enlargement of use.

Local Public Interest:
No issues identified.

Beneficial Use / Conservation of Water Resources:
No issue identified.

Review of the application finds there is consistency with criteria set forth in Section 42-222 Idaho Code in processing of this application.

The application will be advertised.

SCANNED
APR 24 2003

State of Idaho
Department of Water Resources
Transfer of Water Right(s)

RECOMMENDATION OF WATERMASTER

Transfer Application No: 70513

Water Right No(s): 35-7990 , 35-4179B , 35-2009 ,
35-4179A

Transfer Applicant's Name: CARL R CHRISTENSEN CHRISTENSEN BYPASS TRUST

Watermaster's Recommendation:

- a) ☐ I do not oppose approval of this application.
b) ☐ I do not oppose approval of this application if it is conditioned as follows:

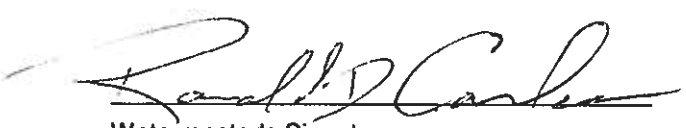
- c) ☐ I oppose approval of this application for the following reasons:

SEE ATTACHMENT

- d) ☒ Additional Comment:

Dated this 21 day of April, 2003.

Water District No: 01


Watermaster's Signature

MEMORANDUM

DATE: April 21, 2003
TO: Transfer File 70513
FROM: Ron Carlson 

I have no objection to the proposed transfer. However, there is an unresolved issue associated with these rights that should be recognized.

This transfer reflects a problem that is not unique in the area between Blackfoot and American Falls. I have recognized for many years that Carl Christensen had a problem that could leave him without a water supply for as much as 500 acres of land he has been irrigating. I have discussed this problem with Carl on several occasions over the years, and proposed some solutions that I believed might help him in the future, after the completion of the SRBA, when regulation is tightened up in that area.

Carl's water supply is largely dependant upon losses and waste from the Aberdeen Springfield canal. As I recall part of his land is served directly by the Aberdeen Springfield Canal Co. ASCC. I encouraged him to make every effort to get all of his land included in the ASCC service area before the SRBA is completed. This was never accomplished.

Here is the problem. By not being part of ASCC, every right claimed by Carl Christensen should be cut even in good years. Many years he would never even been able to start irrigating if he were regulated by priority. The only reason for not regulating him in the past was uncertainty about his rights and how much of his land would be included in the ASCC, SRBA claims. (Also because of his location and history, to immediately start regulating him after decades of being allow unimpeded irrigation would be financially devastating.)

I do not understand the comment "We will remove irrigation from B.O.R lands to resolve protest." It is not clear to me what lands are B.O.R lands and if a water right has been developed or claimed for these lands through past irrigation practices.

n/ of 14

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 10513

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Applicant CARL CHRISTENSEN or CHRISTENSEN ~~* BYPASS TRUST~~ Phone 208-397-4401

Office address 1321 S 2300 W Sterling, ID 83210

PROPOSED PURPOSE OF TRANSFER

- ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Create ppu

Describe the reason for the proposed changes To increase the efficiency of the irrigation system with pivots & pumps. We are also vacating irrigation from BOR lands to resolve an objection.

DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
35-2009	3/02/1908	1.60 cfs/0.44 cfs	Irrig/Stock	Irrig 4-1 to 10-31 Stock 1-1 to 12-31
35-4179A	4/1/1955	1.04 cfs	Irrig	4-01 to 10-31
35-4179B	4/1/1955	0.66 cfs	Irrig	4-01 to 10-31
35-7990	7/02/1981	0.96 cfs/0.07 cfs	Irrig/Stock	Irrig 4-01 to 10-31 Stock 1-1 to 12-31

Total amount of water being transferred 4.33 cubic feet per second and/or _____ acre-feet per annum.

Source of water (35-2009) Springs tributary to Snake River

Point(s) of Diversion (35-4179A+B) in named Drain
(35-7990) GROUNDWATER Snake River

Lot	1/4	1/4	1/4	Sec	Twp	Rge	County	Local name for diversion
	SW	NW	SE	6	SS	32E	Bingham	~~35-4179A~~
	NW	SW	SE	6	SS	32E	"	35-4179B
	NW	SE	SW	2	SS	31E	Bingham	35-2009
	SW	NE	NW	8	SS	32E	Bingham	35-7990

Lands irrigated or place of use: NWNWSW + SWNWSE 35-4179A

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
SS	32E	5									31	38	39	6					114
		6		1	28	4										40	40		113
				L-1	L-2														
		7		40	40		40	40	40	40									240
								L-1	L-2										
		8					16	38	20	1									75

Total Acres 542

100513

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PART 1

Transfer No. 70513

General Information:

Description of diversion system Water is centrally accumulated from all systems
For distribution to all acreage.

Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?
Yes ☒ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

We will remove irrigation from B.O.R Lands to resolve
protest.

d. Remarks:

Contact person is daughter, Mary Hege 1850 N Andrew Ln
Kuna, ID 83614
208-922-4343

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

the said application is hereby _____, subject to the following conditions:

Witness my hand this _____ day of _____, 20 _____.

For the Director

70513

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04/03/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-7990

WATER RIGHT NUMBER: 35-7990

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CARL R CHRISTENSEN 1321 S 2300 W STERLING, ID 83210 (208)397-4401
Current Owner	MARY J CHRISTENSEN 1321 S 2300 W STERLING, ID 83210 (208)397-4401

Priority Date: 07/02/1981

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.070 CFS	
IRRIGATION	4/01 to 10/31	0.960 CFS	192.00 AF
	<u>Total Diversion:</u>	1.030 CFS	192.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4NW1/4	Sec. 8, Twp 05S, Rge 32E, B.M.
BINGHAM County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	32E	8					10.0	17.0	20.0	1.0									48.0

Total Acres: 48

STOCKWATER same as IRRIGATIONConditions of Approval:

1. C18 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.
2. E02 USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN SPRINGFIELD CANAL CO.

Remarks:

1. Explanatory STOCKWATER, 135 SHEEP, 225 RANGE CATTLE

T70513

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 35-7990

Comments:

1. AJU10-EC 11/19/1998 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C12 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Dates and Other Information:

Licensed Date:
Decreed Date: 1/25/2002
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number: 39576
Judicial District: FIFTH
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

SubCase:

SubCase Number: 35-7990
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date: 11/13/2001
Attorney Assigned: SARA C DENISTON
Adjudication Agent:
Basis of Claim:
Date Filed: 6/2/1999 Objection Status: Active
Date Filed: 6/2/1999 Objection Status: Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 35-2009 V2

WATER RIGHT NUMBER: 35-2009 V2

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CARL R CHRISTENSEN 1321 S 2300 W STERLING, ID 83210 (208)397-4401
Original Owner	MARK COLBURN STERLING, ID
Directors Report Owner	MARY J CHRISTENSEN 1321 S 2300 W STERLING, ID 83210 (208)397-4401
Current Owner	CHRISTENSEN BYPASS TRUST 1321 S 2300 W STERLING, ID 83210
Representative	MARY HEGE 1850 N ANDREW LN KUNA, ID 83634

Priority Date: 03/02/1908

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRING	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	1.600 CFS	
STOCKWATER	01/01 to 12/31	0.140 CFS	
	<u>Total Diversion:</u>	1.600 CFS	

Location of Point(s) of Diversion

SPRING	NW1/4SE1/4SW1/4	Sec. 2, Twp 05S, Rge 31E, B.M.
BINGHAM County		
SPRING	NW1/4SE1/4SW1/4	Sec. 2, Twp 05S, Rge 31E, B.M.
BINGHAM County	(Injection)	
SPRING	NW1/4NW1/4SW1/4	Sec. 6, Twp 05S, Rge 32E, B.M.
BINGHAM County	(Rediversion)	

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	32E	5									35.0	38.0	39.0	12.0		7.0			131.0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 35-2009 V2

05S 32E 8	20.0	20.0
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Total Acres: 151

STOCKWATER same as IRRIGATION

Conditions of Approval:

1. C18 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.
2. N05 THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. N08 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
5. E02 USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN SPRINGFIELD CANAL CO.

Remarks:

1. Quantity USE OF THIS RIGHT WITH RIGHT NO. 35-04179A IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.64 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 604 AF.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 35-04179A IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 151 ACRES IN A SINGLE IRRIGATION SEASON.
3. Explanatory STOCKWATER, 560 HEAD
4. Source POINT OF INJECTION INTO AND POINT OF REDIVERSION FROM UNNAMED DRAIN.
5. Place of Use - Irrigation THIS RIGHT IS LIMITED TO THE IRRIGATION OF 80 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Comments:

1. cfritsch 10/15/2002 Version 2
Comment: Version 2 of the recommendation was created to change the source back to the claimed and licensed source, and add POD in Sec 2 as per claim and license. A transfer will be filed to move some of the recommended acres from BOR land to the claimants land. The transfer will resolve the BOR objection to this right.
2. cfritsch 1/10/2003 Revised Recommendation
Comment: Recommendation revised to show source and water uses as originally licensed.
3. cfritsch 1/17/2003 Ownership Change
Comment: Ownership change processed to replace Mary Christensen (deceased) with Christensen Bypass Trust.

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04/03/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 35-4179B

WATER RIGHT NUMBER: 35-4179B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY J CHRISTENSEN 1321 S 2300 W STERLING, ID 83210 (208)397-4401
Current Owner	CARL R CHRISTENSEN 1321 S 2300 W STERLING, ID 83210 (208)397-4401

Priority Date: 04/01/1955

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.660 CFS	
	<u>Total Diversion:</u>	0.660 CFS	

Location of Point(s) of Diversion

UNNAMED DRAIN BINGHAM County	SW1/4NW1/4SE1/4	Sec. 6, Twp 05S, Rge 32E, B.M.
UNNAMED DRAIN BINGHAM County	NW1/4SW1/4SE1/4	Sec. 6, Twp 05S, Rge 32E, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	32E	6	1.0	28.0	4.0														
			L 1	L 2															

Total Acres: 33

Conditions of Approval:

- C18 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.

Remarks:

- Explanatory RIGHT NOS. 35-04179A, 35-02009, 35-08631 AND 35-12863 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.

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04/03/2003

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 35-4179B

Comments:

1. VERNER 10/4/1993 SPLIT RIGHT AND RECEIPT

Comment: RECOMMENDING SPLITTING CLAIM A35-04179 BECAUSE THE PLACE OF USE IS IRRIGATED BY TWO SEPERATE SYSTEMS. FEES PAID UNDER RECEIPT NO. E007643.

2. AJU10-EC 11/19/1998 AJU10 CONDITION UPDATE

Comment: CONDITION CODE(S) C12 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.

Dates and Other Information:

Licensed Date:

Decreed Date: 11/17/2000

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: OR

Water District Number: 01

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number: 39576

Judicial District: FIFTH

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

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Page 1

04/03/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 35-4179A V1

WATER RIGHT NUMBER: 35-4179A V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHRISTENSEN BYPASS TRUST 1321 S 2300 W STERLING, ID 83210
Representative	MARY HEGE 1850 N ANDREW LN KUNA, ID 83634
Directors Report Owner	MARY J CHRISTENSEN 1321 S 2300 W STERLING, ID 83210 (208)397-4401
Current Owner	CARL R CHRISTENSEN 1321 S 2300 W STERLING, ID 83210 (208)397-4401

Priority Date: 04/01/1955

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	1.040 CFS	
	<u>Total Diversion:</u>	1.040 CFS	

Location of Point(s) of Diversion

UNNAMED DRAIN BINGHAM County	NW1/4NW1/4SW1/4	Sec. 6, Twp 05S, Rge 32E, B.M.
UNNAMED DRAIN BINGHAM County	SW1/4NW1/4SE1/4	Sec. 6, Twp 05S, Rge 32E, B.M.

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	32E	5									35.0	38.0	39.0	12.0			7.0		131.0
05S	32E	8							20.0										20.0

Total Acres: 151

T70513

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 35-4179A V1

Conditions of Approval:

1. C18 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.
2. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

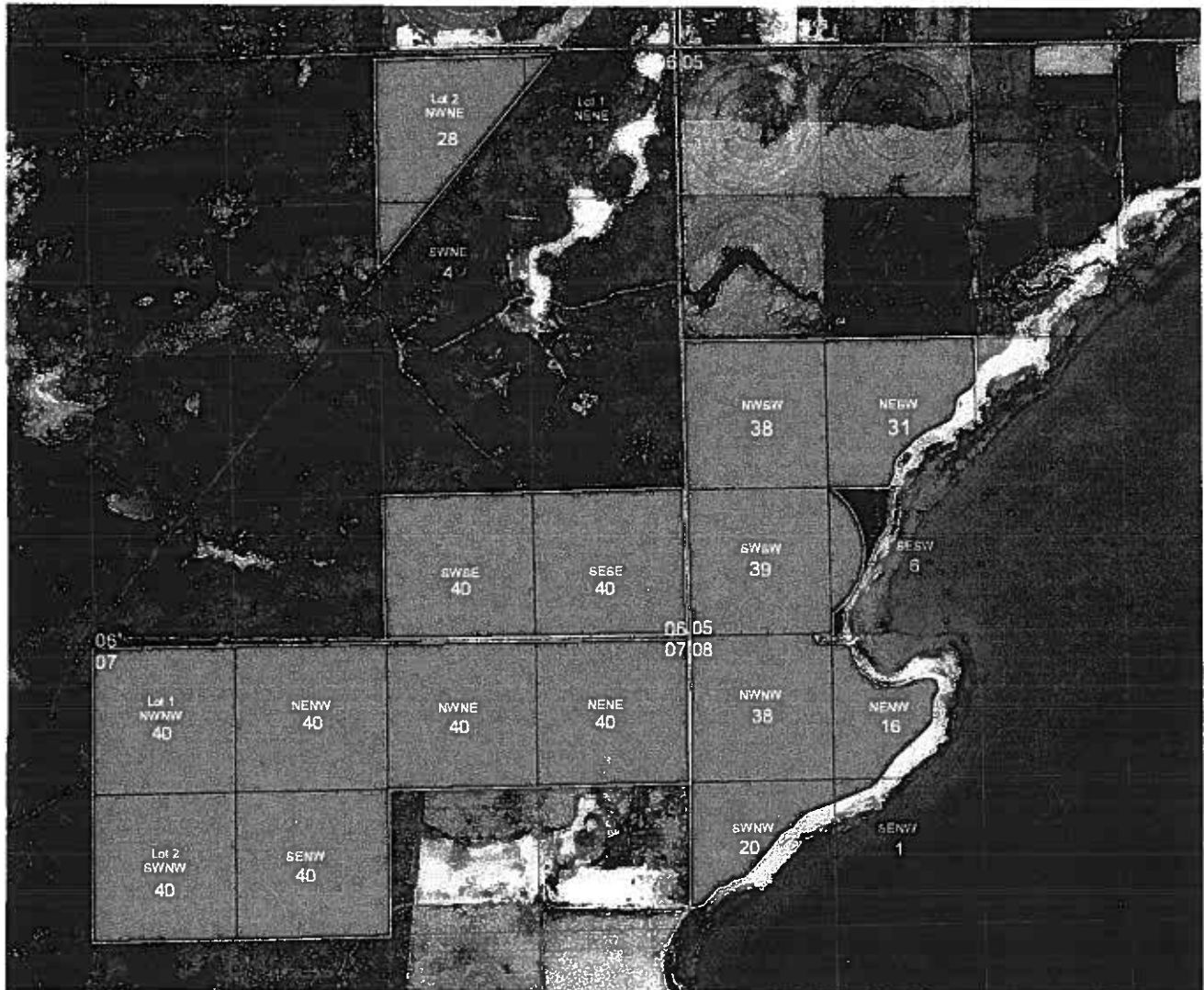
Remarks:

1. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 35-02009 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 151 ACRES IN A SINGLE IRRIGATION SEASON. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 71 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. Quantity USE OF THIS RIGHT WITH RIGHT NO. 35-02009 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.64 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 604 AF.
3. Explanatory THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-04179B, 35-08631 AND 35-12863.

Comments:

1. VERNER 10/4/1993 SPLIT RIGHT AND RECIEPT
Comment: RECOMMENDED SPLITTING CLAIM A35-04179 BECAUSE THE CLAIMED PLACE OF USE IS IRRIGATED BY 2 SEPERATE SYSTEMS. FEES PAID UNDER RECEIPT NO. E007643.
2. ARUBERRY 10/16/1998 COPIED FROM REMARKS
Comment: RIGHT NOS. 35-02009, 35-04179B, 35-08631 AND 35-12863 ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 71 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NO. 35-02009 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.64 CFS, A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 453 AF, AND TO THE IRRIGATION OF A COMBINED TOTAL OF 151 ACRES IN A SINGLE IRRIGATION SEASON.
3. AJU10-EC 11/19/1998 AJU10 CONDITION UPDATE
Comment: CONDITION CODE(S) C12 ADDED IF NOT ALREADY PART OF RECORD THRU AJU10.
4. cfritsch 1/17/2003 Ownership Change
Comment: Ownership change processed to replace Mary Christensen (deceased) with Christensen Bypass Trust.

Proposed Permissible POU for 35-2009 , 35-4179A,
35-4179B and 35-7990 after the transfer of water
from all but 6 acres of BOR land

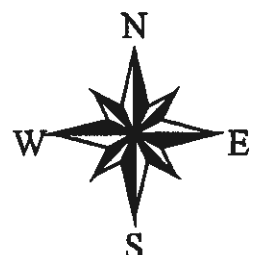


1000 0 1000 2000 3000 4000 5000 6000 7000 Feet

T05S R32E S05, S06, S07 & S08

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T70513



T-1622

LAVERNE CAVERLY AKA JEANNE CAVERLY
WD 1-15-97 450845

SOUTH 5280.00

NWSW

RP 0103301

T-2562

CARL R ~~MARY~~ CHRISTENSEN
WD 7-22-76 214582

PRD 8-21-00
492825

less
240

1/2
1/2

but also
blwn
T-13614

Bypass TRT
~~CARL R~~ CHRISTENSEN
WD 11-5-58
100/205

PRD 8-21-00
492826

Sec 5
T 5 S R 32 E

N 89.49 E 5289.90

T 70513
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T 70513

1206.7

S 89.49 W

CARL R & MARY J
CHRISTENSEN Bypass Tst
WD 11-3-58 100/205
PRD 492826 8-21-00

T-1328
285

T-2581

RP 0104601

000825 HINDS

540.8

608.1

705.1

721.5

285.7

302.7

526.7

254

Sec 8
T5SR32E

reverted

RP 0104602

T70513

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PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Subscribed and sworn to before me this

Carl R. Christensen
(Signature of Applicant)
11th day of May, 192000

Sharla R. Curtis
(Notary Public)

My commission expires 10-6-2006**FOR DEPARTMENT USE ONLY**

Transfer contains 14 pages and 18 attachments

Received by HWJ Date 4-2-03 Protest filed by _____

Prelim. check by _____ Fee \$100.00 410.00 _____

Receipted by HWJ #E028634 Date _____

Published in Morning News Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

AUDREY PORTER, TAX COLLECTOR
501 N MAPLE #210
BLACKFOOT ID 83221-1700
208-785-8040

BILL# 5200 CODE AREA 18-00 L

PARCEL NO
RP0104601

1ST HALF DUE
TAX 225.58
LATE
INT
COST
TOT

2ND HALF DUE
TAX 225.58
LATE
INT
COST
TOT

FULL DUE
TAX 451.16
LATE
INT
COST
TOT

TOT MV

TOT ACS

CHRISTENSEN BYPASS TRUST
1321 S 2300 W
STERLING ID 83210

T5S R32E SEC 08
T-2581 LESS T-13260

TAXING DISTRICT RATE
STATE .000000000
COUNTY .005226625
SCHOOL 58 .005666560
S S CEM .000125953
ABER/SPR FIRE .000303258
ABER DIST LIB .000599997
AMBULANCE DIST .000304632
AMOUNT DUE .012227025

*pd 12/15
OK # 6609*

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

PAYMENTS DUE BY 5PM ON 20TH - TO ASSURE POSTMARK
MAIL BY 19TH - LATE CHARGES ADDED AFTER DEADLINE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

CHRISTENSEN BYPASS TRUST

2001
5200



AMOUNT DUE

225.58

BINGHAM COUNTY
RP0104601 A
18-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

JUNE 20, 2002
CHECK #
CASH

ATTACHMENT T 70513
OF 18

MAKE CHECK PAYABLE TO:
AUDREY PORTER, TAX COLLECTOR
501 N MAPLE #210
BLACKFOOT ID 83221-1700
208-785-8040

2001 TAX BILL/RECEIPT

PARCEL NUMBER
RP0103300

BILL# 5186 CODE AREA 18-00

L
I

1ST HALF DUE
TAX 295.40

LATE
INT
COST
TOT

2ND HALF DUE
TAX 295.40

LATE
INT
COST
TOT

FULL DUE
TAX 590.80

LATE
INT
COST
TOT

TOT MV

TOT ACS

CHRISTENSEN CARL
1321 S 2300 W
STERLING ID 83210

T5S R32E SEC 05
NWSW* T-2562

TAXING DISTRICT	RATE
STATE	.000000000
COUNTY	.005226625
SCHOOL 58	.005666560
S S CEM	.000125953
ABER/SPR FIRE	.000303258
ABER DIST LIB	.000599997
AMBULANCE DIST	.000304632
DISTRICT TOTAL	.012227025
AMER FALLS MAINT	
AMOUNT DUE	

1267 S 2300 W

*pd 12/15
CR # 6619*

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

PAYMENTS DUE BY 5PM ON 20TH - TO ASSURE POSTMARK
MAIL BY 19TH - LATE CHARGES ADDED AFTER DEADLINE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

CHRISTENSEN, CARL

2001
5186



AMOUNT DUE

295.40

BINGHAM COUNTY
RP0103300 A
18-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DATE PAID
PAID BY

JUNE 20, 2002
CHECK #
CASH

T 70513
ATTACHMENT 2 OF 18

TAKE CHECK PAYABLE TO:
AUDREY PORTER, TAX COLLECTOR
501 N MAPLE #210
BLACKFOOT ID 83221-1700
208-785-8040

2001 TAX BILL/RECEIPT

PARCEL NUMBER
RP0104300

BILL# 5196 CODE AREA 18-00

1ST HALF DUE
TAX 89.27

LATE
INT
COST
TOT

2ND HALF DUE
TAX 89.27

LATE
INT
COST
TOT

FULL DUE
TAX 178.54

LATE
INT
COST
TOT

TOT MV

TOT ACS

CHRISTENSEN BYPASS TRT
1321 S 2300 W
STERLING ID 83210

TAXING DISTRICT	RATE
STATE	.000000000
COUNTY	.005226625
SCHOOL 58	.005666560
S S CEM	.000125953
ABER/SPR FIRE	.000303258
ABER DIST LIB	.000599997
AMBULANCE DIST	.000304632
AMOUNT DUE	.012227025

T55 R32E SEC 07
LOT 2

*pd 12/15
ch # 6609*

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENCY YEAR.

TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

PAYMENTS DUE BY 5PM ON 20TH - TO ASSURE POSTMARK
MAIL BY 19TH - LATE CHARGES ADDED AFTER DEADLINE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

CHRISTENSEN, BYPASS TRT

2001
5196



2ND HALF

AMOUNT DUE

89.27

BINGHAM COUNTY
RP0104300 A
18-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DATE PAID
DATE BY

JUNE 20, 2002

CHECK #
CASH

T 70513
ATTACHMENT 3 OF 18

AUDREY PORTER, TAX COLLECTOR
501 N MAPLE #210
BLACKFOOT ID 83221-1700
208-785-8040

BILL# 5201 CODE AREA 18-00

PARCEL NO
RP0104602

1ST HALF DUE		2ND HALF DUE		FULL DUE			
TAX	282.86	TAX	282.86	TAX	565.72	TOT MV	
LATE		LATE		LATE		HM-	
INT		INT		INT		NET MV	
COST		COST		COST		TOT ACS	
TOT		TOT		TOT			

CHRISTENSEN CARL R
1321 S 2300 W
STERLING ID 83210

TAXING DISTRICT	RATE
STATE	.000000000
COUNTY	.005226625
SCHOOL 58	.005666560
S S CEM	.000125953
ABER/SPR FIRE	.000303258
ABER DIST LIB	.000599997
AMBULANCE DIST	.000304632
DISTRICT TOTAL	.012227025
SOLID WASTE	
AMOUNT DUE	

T5S R32E SEC 08
T-13260
PRICED IN CONNECTION W/0104601

1321 S 2300 W

pd 12/15
ok # 6609

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK
*** MONTHLY PAYMENTS ARE ACCEPTED ***
PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE
KEEP TOP PORTION FOR YOUR RECORDS.
PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

PAYMENTS DUE BY 5PM ON 20TH - TO ASSURE POSTMARK
MAIL BY 19TH - LATE CHARGES ADDED AFTER DEADLINE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

CHRISTENSEN, CARL R 2001
5201

AMOUNT DUE 282.86

BINGHAM COUNTY
RP0104602 A
18-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE
DATE PAID
PAID BY

JUNE 20, 2002
CHECK #
CASH

ATTACHMENT T 70513
4 OF 18

TAKE CHECK PAYABLE TO:
AUDREY PORTER, TAX COLLECTOR
501 N MAPLE #210
BLACKFOOT ID 83221-1700
208-785-8040

2001 TAX BILL/RECEIPT

PARCEL NUMBER
RP0104502

BILL# 5199 CODE AREA 18-00 L

1ST HALF DUE

2ND HALF DUE

FULL DUE

TOT MV

TAX 34.59
LATE
INT
COST
TOT

TAX 34.59
LATE
INT
COST
TOT

TAX 69.18
LATE
INT
COST
TOT

TOT ACS

CHRISTENSEN BYPASS TRT
1321 S 2300 W
STERLING ID 83210

TAXING DISTRICT
STATE .000000000
COUNTY .005226625
SCHOOL 58 .005666560
S S CEM .000125953
ABER/SPR FIRE .000303258
ABER DIST LIB .000599997
AMBULANCE DIST .000304632
AMOUNT DUE .012227025

TSS R32E SEC 07
SENV

*pd 12/15
CR #6609*

*** IMPORTANT ***
PLEASE READ BOTH FRONT AND BACK

*** MONTHLY PAYMENTS ARE ACCEPTED ***

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PAYMENTS DUE BY 5PM ON 20TH - TO ASSURE POSTMARK
MAIL BY 19TH - LATE CHARGES ADDED AFTER DEADLINE

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

CHRISTENSEN, BYPASS TRT

2001
5199



AMOUNT DUE

34.59



BINGHAM COUNTY
RP0104502 A
18-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DATE PAID
PAID BY

JUNE 20, 2002
CHECK #
CASH

T 70513
ATTACHMENT 5 OF 18

PAKE CHECK PAYABLE TO:
JUDREY PORTER, TAX COLLECT
101 N MAPLE #210
BLACKFOOT ID 83221-1700
808-785-8040

2001 TAX BILL/RECEIPT
BILL# 5194 CODE AREA 18-00

PARCEL NUM
RP0104100

7

1ST HALF DUE
TAX 488.36

2ND HALF DUE
TAX 488.36

FULL DUE
TAX 976.72

TOT MV 7

LATE
INT
COST
TOT

LATE
INT
COST
TOT

LATE
INT
COST
TOT

TOT ACS 15

CHRISTENSEN BYPASS TRT
1321 S 2300 W
STERLING ID 83210

TAXING DISTRICT RATE
STATE .000000000
COUNTY .005226625
SCHOOL 58 .005666560
S S CEM .000125953
ABER/SPR FIRE .000303258
ABER DIST LIB .000599997
AMBULANCE DIST .000304632
DISTRICT TOTAL .012227025
AMER FALLS MAINT
AMOUNT DUE

T5S R32E SEC 07
LOT 1* N2NE* NENW

*pd 12/15
cb #6609*

*** IMPORTANT ***
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MAIL BY 19TH - LATE CHARGES ADDED AFTER DEADLINE

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PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

CHRISTENSEN, BYPASS TRT

2001
5194



AMOUNT DUE

488.36

BINGHAM COUNTY
RP0104100 A
18-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DATE PAID
DATE BY

JUNE 20, 2002
CHECK #
CASH

T 70513
ATTACHMENT 10 OF 18

ARE CHECK PAYABLE TO:
UDREY PORTER, TAX COLLECT
01 N MAPLE #210
LACKFOOT ID 83221-1700
08-785-8040

2001 TAX BILL/RECEIPT
BILL# 5193 CODE AREA 18-00 L

PARCEL NUM
RP0104000

1ST HALF DUE
AX 106.00

2ND HALF DUE
TAX 106.00

FULL DUE
TAX 212.00

TOT MV 1

ATE
NT
OST
OT

TAX
LATE
INT
COST
TOT

TAX
LATE
INT
COST
TOT

TOT ACS 8

CHRISTENSEN BYPASS TRT
1321 S 2300 W
STERLING ID 83210

TAXING DISTRICT RATE
STATE .000000000
COUNTY .005226625
SCHOOL 58 .005666560
S S CEM .000125953
ABER/SPR FIRE .000303258
ABER DIST LIB .000599997
AMBULANCE DIST .000304632
DISTRICT TOTAL .012227025
AMER FALLS MAINT
AMOUNT DUE

T5S R32E SEC 06
S2SE

*pd 12/15
ck #6609*

*** IMPORTANT ***
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PAYMENTS DUE BY 5PM ON 20TH - TO ASSURE POSTMARK
MAIL BY 19TH - LATE CHARGES ADDED AFTER DEADLINE

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PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

CHRISTENSEN, BYPASS TRT

2001
5193



2ND HALF



AMOUNT DUE

106.00

BINGHAM COUNTY
RP0104000 A
18-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

JUNE 20, 2002

DATE PAID
DATE BY

CHECK #
CASH

T 70513
ATTACHMENT 7 OF 18

TAKE CHECK PAYABLE TO:
AUDREY PORTER, TAX COLLECTOR
101 N MAPLE #210
BLACKFOOT ID 83221-1700
208-785-8040

2001 TAX BILL/RECEIPT

PARCEL NUM
RP0103600

BILL# 5189 CODE AREA 18-00 L

1ST HALF DUE		2ND HALF DUE		FULL DUE		TOT MV
TAX	41.61	TAX	41.61	TAX	83.22	
LATE		LATE		LATE		
INT		INT		INT		
COST		COST		COST		
TOT		TOT		TOT		TOT ACS

CHRISTENSEN BYPASS TRT
1321 S 2300 W
STERLING ID 83210

TAXING DISTRICT	RATE
STATE	.000000000
COUNTY	.005226625
SCHOOL 58	.005666560
S S CEM	.000125953
ABER/SPR FIRE	.000303258
ABER DIST LIB	.000599997
AMBULANCE DIST	.000304632
AMOUNT DUE	.012227025

T5S R32E SEC 06
FR. LOTS 1,2 W. OF RR*
FR. SWNE W. OF RR

pd 12/15
ck #6609

*** IMPORTANT ***
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MAIL BY 19TH - LATE CHARGES ADDED AFTER DEADLINE

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PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

CHRISTENSEN, BYPASS TRT

2001
5189



AMOUNT DUE

41.61

BINGHAM COUNTY
RP0103600 A
18-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

DATE PAID
PAID BY

JUNE 20, 2002
CHECK #
CASH

T 70513
ATTACHMENT 8 OF 18

PAID CHECK PAYABLE TO:
AUDREY PORTER, TAX COLLECTOR
101 N MAPLE #210
BLACKFOOT ID 83221-1700
208-785-8040

2001 TAX BILL/RECEIPT
BILL# 5188 CODE AREA 18-00 L

PARCEL NUMBER
RP0103500

1ST HALF DUE
TAX 119.35

2ND HALF DUE
TAX 119.35

FULL DUE
TAX 238.70

TOT MV

LATE
INT
COST
TOT

LATE
INT
COST
TOT

LATE
INT
COST
TOT

TOT ACS

CHRISTENSEN BYPASS TRT
1321 S 2300 W
STERLING ID 83210

TAXING DISTRICT
STATE .000000000
COUNTY .005226625
SCHOOL 58 .005666560
S S CEM .000125953
ABER/SPR FIRE .000303258
ABER DIST LIB .000599997
AMBULANCE DIST .000304632
AMOUNT DUE .012227025

TSS R32E SEC 05
SWSW

*pd 12/15
OK # 6609*

*** IMPORTANT ***
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PAYMENTS DUE BY 5PM ON 20TH - TO ASSURE POSTMARK
MAIL BY 19TH - LATE CHARGES ADDED AFTER DEADLINE

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PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

CHRISTENSEN, BYPASS TRT

2001
5188



2ND HALF



AMOUNT DUE

119.35

INGHAM COUNTY
P0103500 A
18-00

LATE
INT
COST
TOT

DELINQUENT IF NOT PAID ON OR BEFORE

JUNE 20, 2002

DATE PAID
PAID BY

CHECK #
CASH

T 70513
ATTACHMENT 9 OF 18

DEED OF DISTRIBUTION BY PERSONAL REPRESENTATIVE

THIS DEED, made by CARL R. CHRISTENSEN, individually and as personal representative of the estate of MARY J. CHRISTENSEN, deceased, Grantor, to The CHRISTENSEN BYPASS TRUST, created under will dated July 12, 1996, Grantee, whose current address is 1321 S 2300 W, Sterling, Idaho 83210.

WHEREAS, CARL R. CHRISTENSEN is the qualified personal representative of said estate, filed as Case No. SP- 99-550, in Bingham County, Idaho;

WHEREAS, Grantee is entitled to distribution of the hereinafter described real property;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee the following described real property in Bingham County, Idaho:

Township 5 South, Range 32 E.B.M., Bingham County, Idaho
 Section 5: SW $\frac{1}{4}$ SW $\frac{1}{4}$ lying West of the American Falls Reservoir
 Section 6: S $\frac{1}{2}$ SE $\frac{1}{4}$ and that portion of Lots 1 and 2 and the SW $\frac{1}{4}$ NE $\frac{1}{4}$ lying West of the Railroad Right-of-Way.
 Section 7: Lots 1 and 2; N $\frac{1}{2}$ NE $\frac{1}{4}$; E $\frac{1}{2}$ NW $\frac{1}{4}$
 Section 8: That portion of the NW $\frac{1}{4}$ lying West of the American Reservoir
 EXCEPTING: Beginning at a point 575 feet South of the NW corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said section; thence continuing South 450 feet; thence East 285 feet; thence North 300 feet; thence North 46°50'51" W 219.32 feet; thence West 125 feet to the point of beginning.

with all appurtenances.

EXECUTED this 18 day of August, 2000.

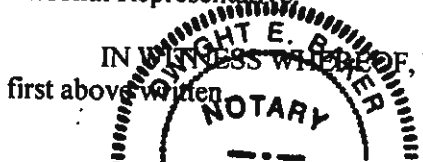
Carl R. Christensen
 CARL R. CHRISTENSEN
 Personal Representative of the estate of
 MARY J. CHRISTENSEN, deceased.

Carl R. Christensen
 CARL R. CHRISTENSEN
 2000 AUG 21 PM 4:58
 RECORDED AT THE REQUEST OF
 Baker & Thue
 9.11
 08-00514
 ORIGINAL FILED RECORDER
 BLACKFOOT, IDAHO

STATE OF IDAHO)
) ss
 COUNTY OF BINGHAM)

On this 18 day of August, 2000, before me, the undersigned, a notary public in and for said state, personally appeared, CARL R. CHRISTENSEN, known or identified to me to be the person whose name is subscribed to the within instrument, individually and as Personal Representative of the Estate of MARY J. CHRISTENSEN, deceased, and acknowledged to me that he executed the same for himself and as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.



Dwight E. Baker
 Notary Public for Idaho
 Residing at Blackfoot
 My commission expires: 12-10-2005

492826

T 70513
 ATTACHMENT 10 OF 18

DEED OF DISTRIBUTION BY PERSONAL REPRESENTATIVE

THIS DEED, made by CARL R. CHRISTENSEN, as personal representative of the estate of MARY J. CHRISTENSEN, deceased, Grantor, to CARL R. CHRISTENSEN, Grantee, whose current address is 1321 S 2300 W, Sterling, Idaho 83210.

WHEREAS, CARL R. CHRISTENSEN is the qualified personal representative of said estate, filed as Case No. SP- 99-550, in Bingham County, Idaho;

WHEREAS, Grantee is entitled to distribution of the hereinafter described real property;

THEREFORE, for valuable consideration received, Grantor quitclaims, transfers, and conveys to Grantee the following described real property in Bingham County, Idaho:

Parcel 1:

Township 5 South, Range 32 E.B.M., Bingham County, Idaho

Section 8: Beginning at a point 575 feet South of the NW corner of the NW $\frac{1}{4}$ NW $\frac{1}{4}$ of said section; thence continuing South 450 feet; thence East 285 feet; thence North 300 feet; thence North 46°50'51" W 219.32 feet; thence West 125 feet to the point of beginning.

Parcel 2:

Township 5 South, Range 32 E.B.M., Bingham County, Idaho

Section 5: N $\frac{1}{4}$ SW $\frac{1}{4}$ EXCEPTING THEREFROM: Beginning at a point S. 89°47' E. along the East-West center line of the SW $\frac{1}{4}$ of said Section, 431.6 feet from the SW corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 5, thence N. 16°22' E. 249.9 feet, thence N. 39°12' E. 545.8 feet; thence N. 48°24' E. 644.4 feet to a point on the E. line of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 5, which point is S. 0°06' E. 240 feet from the NE corner of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ thence S. along the E. line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ to the SE corner of said NE $\frac{1}{4}$ SW $\frac{1}{4}$, thence W. 888.4 feet to the place of beginning.

with all appurtenances.

EXECUTED this 18 day of August, 2000.

Carl R. Christensen
CARL R. CHRISTENSEN

Personal Representative of the estate of
MARY J. CHRISTENSEN, deceased.

STATE OF IDAHO)
COUNTY OF BINGHAM)

On this 18 day of August, 2000, before me, the undersigned, a notary public in and for said state, personally appeared CARL R. CHRISTENSEN, known or identified to me to be the person whose name is subscribed to the within instrument, as Personal Representative of the Estate of MARY J. CHRISTENSEN, deceased, and acknowledged to me that he executed the same as such Personal Representative.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year first above written.

T 70513
ATTACHMENT 11 OF 16

Kevin E. Baker
Notary Public for Idaho
Residing at Blackfoot

JINHUA RECORDS
BLACKFOOT, IDAHO
RECORDED AT THE REQUEST OF
2000 AUG 21 PM 4:58
FEE 3.44
CL# 00514
Baker Harris

Dwight E. Baker
BAKER & HARRIS
199 W Bridge
P.O. Box 577
Blackfoot, ID 83221
Telephone: (208) 785-2310
Facsimile: (208) 785-6749
Idaho State Bar No. 1350

COPY

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM
(MAGISTRATE DIVISION)

IN THE MATTER OF THE ESTATE OF

MARY J. CHRISTENSEN,

Deceased.

Case No.SP-99-550

ACCEPTANCE OF
APPOINTMENT AS TRUSTEE

(I.C. 15-7-103)

STATE OF IDAHO)
 : ss
COUNTY OF BINGHAM)

1. The undersigned is an individual who has been appointed trustee of the following named trust whose principal place of administration is in Bingham County, Idaho.

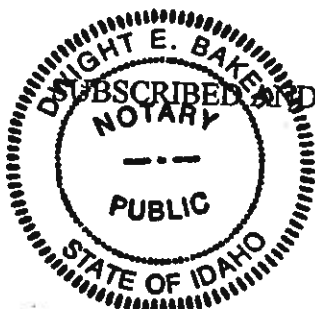
CHRISTENSEN BYPASS TRUST, created under will dated July 12, 1996.

2. The undersigned accepts appointment to, agrees to perform the duties and discharge the trust of the office of trustee with regard to the said trust, and submits personally to the jurisdiction of this Court in any proceeding relating to the trust that may be instituted by any interested person, as defined by the Idaho Uniform Probate Code.

DATED: 8-18-00

Carl R. Christensen

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



SUBSCRIBED AND SWORN to before me this 18 day of August, 2000.

Dwight E. Baker
NOTARY PUBLIC

Residing at Blackfoot

My Commission Expires: 12-10-2005

T 70513
ATTACHMENT 12 OF 18

Dwight E. Baker
BAKER & HARRIS
199 W Bridge
P.O. Box 577
Blackfoot, ID 83221
Telephone: (208) 785-2310
Facsimile: (208) 785-6749
Idaho State Bar No. 1350

IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BINGHAM
(MAGISTRATE DIVISION)

IN THE MATTER OF THE ESTATE OF

MARY J. CHRISTENSEN,

Deceased.

Case No. SP-99-550

REGISTRATION OF TRUST

(I.C. 15-7-101 and 15-7-102)

1. The undersigned, as the present trustee of the trust described below, states and represents that:
 - a. The principal place of administration of the trust and the place at which the records of the trust are kept is 1850 Andrew Lane, Kuna, Idaho 83634-3105.
 - b. The trust has not been registered elsewhere.
2. The trust is a testamentary trust established by the will of MARY J. CHRISTENSEN. The will was probated in Bingham County, Idaho, on September 2, 1999.
3. The undersigned acknowledges the existence of the trust and submits to the jurisdiction of the Court in any proceeding relating to the trust that may be instituted by an interested person.

Dated: 8-18-00

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

T 70513
ATTACHMENT 13 OF 18

DURABLE POWER OF ATTORNEY

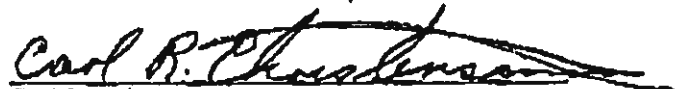
KNOW ALL MEN BY THESE PRESENTS:

That I, **CARL R. CHRISTENSEN**, of 1321 S 2300 W, Sterling, ID 83210, being desirous of appointing an attorney in fact, to act for me and on my behalf in all matters in which I may have any interest, do hereby nominate, constitute and appoint **MARY SUE HEGE**, as my true and lawful attorney in fact, with full power to pledge, mortgage or execute deeds of trust for, or all of my property, real, personal or mixed under such terms or conditions as she may deem proper, and to execute and deliver good and sufficient instruments for the accomplishment thereof; to collect, sue upon, compromise or otherwise adjust any claim, debts, bequest, devise or inheritance in which I now or hereafter may have an interest, including authority expressly given herein to sign for me and on my behalf any or all vouchers for pay and allowances or for other moneys now due or to become due me from the government of the United States, and to receive, indorse and collect checks payable to me drawn on the Treasurer of the United States, for whatever compromise or otherwise discharge and secure releases from any obligations or claims against me; to deposit in my name and for my account with any bank, banker or trust company any check, including the aforementioned checks drawn on the Treasurer of the United States, which may come to her hands as such attorney, and all money payable or belonging to me, and for that purpose to sign my name and indorse the same for deposit or collection, and from time to time to withdraw any and all moneys deposited with the aforesaid depositories, or any other depository, now or hereafter having moneys belonging to me, and for that purpose to draw checks in my name.

FURTHER, I do authorize my aforesaid attorney in fact to perform all necessary acts in the execution of the aforesaid powers herein granted. This grant of authority is not intended to be limited to the terms specifically set herein, but rather shall be construed to broadly include and embrace full and unlimited power and authority to do and perform on my behalf and in my place and stead and with equal validity any and all other lawful acts or things which I could do if personally present.

This Power of Attorney shall not be affected by my disability.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 18 day of August, 2000.


Carl R. Christensen

STATE OF IDAHO)
) ss:
County of Bingham)

On this 18th day of August, 2000, before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared Carl R. Christensen, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year first above written.




Notary Public for Idaho
Residing at Blackfoot
My Commission Expires 12-30-2005

T 70513
ATTACHMENT 14 OF 18

LAST WILL AND TESTAMENT

OF

MARY J. CHRISTENSEN

COPY

I, MARY J. CHRISTENSEN, of Sterling, Bingham County, Idaho, being of sound and disposing mind and memory, and not acting under duress, menace, fraud or undue influence of any person whatsoever, do now make, publish and declare this to be my Last Will and Testament, that is to say:

I.

I hereby revoke any and all wills and Testamentary papers of whatever kind and character heretofore made by me.

II.

I hereby declare that I am married, and my spouse's name is Carl R. Christensen. I further declare that we have eight (8) children the issue of our marriage, namely Carla Marie Wadsworth, Carl Ray Christensen, Jr., Gloria Jean Mortensen, Mary Sue Hege, Kathy May Jones, Julie Kay Rich, Brenda Rachelle Nugent, and Kevin George Christensen. I further declare that I have no deceased children leaving issue surviving.

m.j.c.

-1-

DeB
LS

T 70513
ATTACHMENT 15 OF 18

memberships, policies of life insurance on the life of my said spouse, and all policies of fire, burglary, property damage, and other insurance on or in connection with the use of any of the above-mentioned property, together with any prepaid premiums thereon; in the event my said spouse does not survive me, I then give and bequeath such personal property to our children as hereinafter provided.

X.

Subject to the foregoing, and if my spouse shall survive me, I direct that my Personal Representative divide the residue into two parts, which shall be known as the Marital Bequest, and the Bequest to the Christensen Bypass Trust.

- A. The amount of the Marital Bequest to be distributed to my spouse, after paying all debts and obligations of my estate, all estate, inheritance and income taxes, and after making all specific bequests, shall be the smallest pecuniary amount that, if allowed as a federal estate tax marital deduction, would result in the least possible federal estate tax being payable by reason of my death. In determining this pecuniary amount, my Personal Representative shall consider the credit for state death taxes only to the extent those taxes are not thereby incurred or increased, and shall assume that all

M. J. C.

DeB

LS

payments and devises under the preceding articles of this will have been made or satisfied in full.

- B. The amount to be distributed to the Christensen Bypass Trust shall be that portion of the residue of my estate not distributed to the Marital Bequest. My Spouse, Carl R. Christensen, shall be Trustee of the Christensen Bypass Trust.
- C. Upon the death of my spouse, I hereby appoint Mary Sue Hege, as Successor Trustee of the Christensen Bypass Trust.
- D. The Trustee of the Christensen Bypass Trust shall have the following duties and powers:
1. The Trustee shall have all powers to implement the terms of this trust which are conferred by the laws of the State of Idaho, to the extent not otherwise limited by this document.
 2. The Trustee shall distribute all income to my spouse at least annually, or in the discretion of such Trustee, at more frequent intervals, but such income shall not be distributed less frequently than on an annual basis. The Trustee shall distribute all income accrued between the date of the last distribution and the date of death of my spouse to the Estate of my spouse.
 3. The Trustee shall have the power to invade and distribute from the principal of said trust to my surviving spouse such sums as are necessary for the health, education, maintenance and support of my spouse.
 4. The Trustee shall have the power to annually invade the principal of said trust in an amount which the greater of \$5,000.00 or five percent (5%) of the total value of the

M.J.C.

ASB

principal of such trust, but such power of invasion shall not be cumulative from one year to the next.

5. The Trustee shall have the power to convert any non-income producing property into income producing property through liquidation and purchase, exchange, leasing, or any valid legal transaction allowed by the Uniform Trustee's Powers Act, as now in effect, and as it may hereafter be amended.

E. Within a reasonable time after the death of my spouse, the Trustee is directed to terminate the trust, and the accumulated interest and principal thereof shall be distributed to my children as provided in the following paragraph XII.

XI.

In the event my spouse, Carl R. Christensen, shall predecease me, and if the real property hereinafter described has not otherwise been sold or disposed of, then and in that event, I direct that the said real property be distributed to my son Carl Ray Christensen, Jr., if he be then living. The property referred to is described as follows:

Township 5 South, Range 32 E.B.M. Bingham County,
Idaho, Section 5: N $\frac{1}{2}$ SW $\frac{1}{4}$,

EXCEPTING THEREFROM: Beginning at a point S. 89°47' E. along the East-West center line of the SW $\frac{1}{4}$ of said Section, 431.6 feet from the SW corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 5, thence N. 16°22' E. 249.9 feet, thence N. 39°12' E. 545.8 feet; thence N. 48°24' E. 644.4 feet to a point on the E. line of

M.G.C.

-7-

RL



IN REPLY REFER TO:

United States Department of the Interior

BUREAU OF RECLAMATION

Snake River Area Office
214 Broadway Avenue
Boise, Idaho 83702-7298

SRA-6434
WTR-4.00

MAY 28 2003

VIA FACSIMILE 208-525-7177

Mr. Harold Jones
Idaho Department of Water Resources
Eastern Regional Office
900 North Skyline Dr.
Idaho Falls, ID 83401-3653

Subject: Snake River Basin Adjudication (SRBA) Claims
Subcase No. 35-2009 and 35-4179A Carl Christensen

Dear Mr. Jones:

By this letter, I state that I have the authority to act on behalf of the United States, Department of the Interior, Bureau of Reclamation, with myself as its agent, to the matters discussed herein. I understand that Carl Christensen wishes to transfer water under right 35-02009 and 35-04179A from the federal public property to land which Mr. Christensen owns as private property. The federal public property legal descriptions are as follows:

T05S R32E S05 NESW 1.0 acre

T05S R32E S05 SESW 6.0 acres

T05S R32E S05 NWSE 7.0 acres

14.0 acres TOTAL to be transferred off of public land.

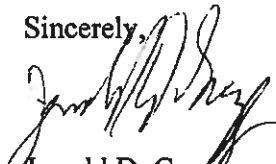
I understand that the Idaho Department of Water Resources cannot complete such a transfer of water under a water right without the notarized consent of the landowner where the water right describes land not owned by the transfer applicant

On behalf of the United States and the United States, Department of the Interior, Bureau of Reclamation, my notarized signature below provides the necessary consent to facilitate the transfer, which will result in the discontinuance of water being applied to 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.

RECEIVED
JUN 02 2003
Department of Water Resources
Eastern Region

If there are questions regarding any statements above, please do not hesitate to contact me at 208-334-1460 or at the address provided above.

Sincerely,


Jerrold D. Gregg
Area Manager

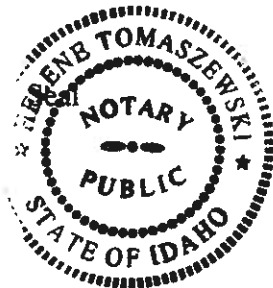
cc: Field Solicitor's Office
McClure Federal Building, Rm 365
550 West Fort Street
Boise, Idaho 83724

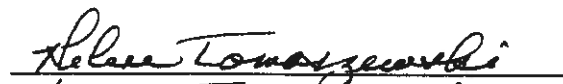
U. S. Department of Justice
Environment & Natural Resources
550 West Fort Street, MSC 033
Boise, Idaho 83724

STATE OF IDAHO)
) ss:
COUNTY OF ADA)

On this 28th day of May, 2003, personally came before me, a notary public in and for said County and State, the within-named JERROLD D. GREGG, to me personally known to be the identical person(s) described in and who executed the within the foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.




HELENE TOMASZEWSKI
Notary public in and for the
State of Idaho,
County of Ada
Residing at PERIDIAN
My commission expires: 1-16-2008



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 28, 2003

CARL R CHRISTENSEN
CHRISTENSEN BYPASS TRUST
1321 S 2300 W
STERLING ID 83210

RE: Application for Transfer No 70513
Water Right No(s) 35-7990 35-4179B 35-2009 35-4179A

Dear Applicant(s):

The Department of Water Resources acknowledges receipt of your water right transfer application. Please refer to the above referenced transfer number in all future correspondence regarding this application.

A legal notice of the application has been prepared and is scheduled for publication in the Morning News on June 5 and 12, 2003. Submittal of protests to this application will be allowed for a period ending ten days after the second publication.

If the application is protested you will be sent a copy of the protest(s). All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our State Office in Boise for final processing. The State Office will notify you of any action taken on the application and will send you a copy of the permit if approved.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

Harold W Jones
Water Right Supervisor

HWJ:sc



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 28, 2003

Legal Notice Department
MORNING NEWS
PO BOX 70
BLACKFOOT ID 83221

RE: Transfer No. 70513
Water Right No(s). 35-7990 35-4179B 35-2009 35-4179A

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find a legal notice which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before June 23, 2003. Your cooperation is appreciated.

Sincerely

Sharla Cox
Administrative Assistant

Mailed
5/28/03
SC

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 70513

CARL R CHRISTENSEN or CHRISTENSEN BYPASS TRUST, 1321 S 2300 W, STERLING ID 83210, has filed Application No. 70513 for changes to the following water rights within BINGHAM County:

Right No. 35-7990

Priority 7/2/1981

Source GROUND WATER

Use STOCKWATER 0.96 CFS 192.0 AFA
IRRIGATION (48 acres)

Total Amount 1.03 CFS 192.0 AFA

Point(s) of Diversion SWNENW S8 T05S R32E

Place of Use S8 T05S R32E

Right No. 35-4179B

Priority 4/1/1955

Source UNNAMED DRAIN

Use IRRIGATION (33 acres) 0.66 CFS

Total Amount 0.66 CFS

Point(s) of Diversion SWNWSE S6 T05S R32E
NWSWSE S6 T05S R32E

Place of Use S6 T05S R32E

Right No. 35-2009

Priority 3/2/1908

Source SPRING

Use IRRIGATION (151 acres) 1.60 CFS
STOCKWATER

Total Amount 1.60 CFS

Point(s) of Diversion NWSESW S2 T05S R31E
NWSESW S2 T05S R31E
NWNWSW S6 T05S R32E

Place of Use S5 T05S R32E
S8 T05S R32E

Right No. 35-4179A

Priority 4/1/1955

Source UNNAMED DRAIN

Use IRRIGATION (151 acres) 1.04 CFS

Total Amount 1.04 CFS

Point(s) of Diversion NWNWSW S6 T05S R32E
SWNWSE S6 T05S R32E

Place of Use S5 T05S R32E
S8 T05S R32E

The purpose of the transfer is to change a portion of the above rights as follows:

The applicant is removing land from Bureau of Reclamation trespass acres in the SESEW Sec 6 and creating a unified 232 acre permissible place of use for the rights in Sections 5, 6, 7 and 8. Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N Skyline Dr Ste A, Idaho Falls ID 83402 together with a protest fee of \$25.00 for each application on or before June 23, 2003. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Published on June 5 and 12, 2003



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 07, 2003

RON CARLSON
WATER DISTRICT 01
900 N SKYLINE DR STE A
IDAHO FALLS, ID 83402

RE: Application for Transfer 70513
Water Right Number(s) 35-7990 , 35-4179B , 35-2009 , 35-4179A

Dear Watermaster:

Enclosed is a copy of the above referenced application. Please review the application, complete the enclosed recommendation form, and submit it to this office within April 21, 2003.

Please feel free to contact this office if you have any questions regarding the application.

Sincerely,

Harold W Jones
Water Right Supervisor

HWJ:sc

Enclosure(s)

SCANNED

APR 24 2003

DEPT. OF WATER RESOURCES
900 N. Skyline Drive, Suite A
Idaho Falls, Idaho 83402-1718
Phone: (208) 525-7161
Fax: (208) 525-7177

**NOTICE OF PROPOSED
CHANGE OF WATER RIGHT
TRANSFER NO. 70513**

CARL R. CHRISTENSEN or CHRIS-
TENSEN BYPASS TRUST, 1321 S.
2300 W., Sterling, Idaho, 83210, has
filed Application No. 70513 for changes
to the following water rights within
BINGHAM County.

Right No. 35-7990

Priority: 7/2/1981

Source: Ground Water

Use: Stockwater 0.96 CFS 192.0 AFA
Irrigation (48 acres)

Total Amount: 1.03 CFS 192.0 FA

Point(s) of Diversion: SWNENW S8,
T05S, R32E

Place of Use: S8, T05S, R32E

Right No. 35-4179B

Priority: 4/1/1955

Source: UNNAMED DRAIN

Use: IRRIGATION (33 acres) 0.66 CFS

Total Amount: 0.66 CFS

Point(s) of Diversion: SWNWSE, S6,
T05S, R32E

NWSWSE, S6, T05S, R32E

Place of Use: S6, T05S, R32E

Right No. 35-2009

Priority: 3/21/1908

Source: SPRING

Use: IRRIGATION (151 acres) 1.60
CFS

STOCKWATER

Total Amount: 1.60 CFS

Point(s) of Diversion: NWSESW, S2,

T05S, R31E

NWSESW, S2, T05S, R31E

NWNWSW, S6, T05S, R32E

Place of Use: S5, T05S, R32E

S8, T05S, R32E

Right No. 35-4179A

Priority: 4/1/1955

Source: UNNAMED DRAIN

Use: IRRIGATION (151 acres) 1.04
CFS

Total Amount: 1.04 CFS

Point(s) of Diversion: NWNWSW, S6,
T05S, R32E

SWNWSE, S6, T05S, R32E

Place of Use: S5, T05S, R32E

S8, T05S, R32E

The purpose of the transfer is to
change a portion of the above rights as
follows:

The applicant is removing land from
Bureau of Reclamation trespass acres
in the SESW, Sec. 6 and creating a uni-
fied 232-acre permissible place of use
for the rights in Sections 5, 6, 7 and 8.
Protests may be submitted based on
the criteria of Sec. 42-222, Idaho Code.
Any protest against the proposed
change must be filed with the
Department of Water Resources,
Eastern Region, 900 N. Skyline Drive,
Suite A, Idaho Falls, Idaho, 83402,
together with a protest fee of \$25.00 for
each application on or before June 23,
2003. The protestant must also send a
copy of the protest to the applicant.

KARL J. DREHER
Director

(#560)
Pub.: 6/5, 12

RECEIVED

JUN 16 2003

Department of Water Resources
Eastern Region

AFFIDAVIT OF PUBLICATION
County of Bingham)

ss

State of Idaho)

I, Jacqueline Graham do solemnly
swear that I am the Legal
Coordinator of The Morning News,
which is a daily newspaper of
general circulation, published each
day except Sunday at Blackfoot,
Bingham County, Idaho, said
newspaper having been so published
at Blackfoot, aforesaid for more than
one year past; that said newspaper
heretofore complied with all the
provisions of Chapter 154 of the
Sessions Laws of Idaho of 1911,
approved March 11, 1911, and duly
designated, pursuant to law, a
particular day of the week as the day
on which legal notices required by
law or by the order of any Court of
competent jurisdiction within the
State of Idaho shall be published to-
wit: of each week; that the notice
attached hereto and which is a part
of this affidavit and part of the proof
of publication was published in said
issue of said newspaper 2 consecutive weeks
the first publication having been
made on the 30th day of June
2003, and the last publication having
been made on the 12th day of June
2003; that said notice was
published in the regular and entire
issue of every number of the paper
as aforesaid during the period and
time of publication, and that notice
was published, in the newspaper and
not in a supplement.

Jacqueline Graham

On this 12th day of June, in
the year of 2003, before me a Notary
Public of the State, personally
appeared Jacqueline Graham,
known or identified to me to be the
person whose name is subscribed to
the within instrument, and being by
me the first duly sworn, declared that
the statements therein are true, and
acknowledged to me that he
executed the same.

Margaret Mann
NOTARY PUBLIC

Notary Public for the State of Idaho
Residing at Blackfoot, Idaho
My Commission Expires:

June 19, 2004

Affidavit Processing Fee.....\$5.00