

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED**TRANSFER OF WATER RIGHT*****AMENDED***

TRANSFER NO. 70513

This is to certify that: CARL R CHRISTENSEN Or
CHRISTENSEN BYPASS TRUST
1321 S 2300 W
STERLING ID 83210
(208)397-4401

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
35-7990	WR/Decreed	07/02/1981	1.03 cfs	192 af	N/A	48.0	GROUND WATER
35-4179A	AJC/Beneficial Use	04/01/1955	1.04 cfs	N/A	71.0	151.0	UNNAMED DRAIN
35-4179B	WR/Decreed	04/01/1955	0.66 cfs	N/A	N/A	33.0	UNNAMED DRAIN
35-2009	AJC/License	03/02/1908	1.60 cfs	N/A	80.0	151.0	SPRING

Purpose of Transfer (Changes Proposed)

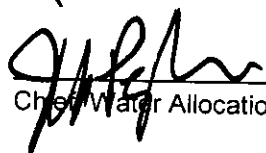
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
35-7990	NO	NO	YES	NO	NO	NO
35-4179A	NO	NO	YES	NO	NO	NO
35-4179B	NO	NO	YES	NO	NO	NO
35-2009	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
35-7990	35-7990	1.03 cfs	195.4 af	48.0	542.0		N/A	N/A	N/A	N/A
35-4179A	35-4179A	1.04 cfs	284.0 af	71.0	542.0		N/A	N/A	N/A	N/A
35-4179B	35-4179B	0.66 cfs	132.0 af	33.0	542.0		N/A	N/A	N/A	N/A
35-2009	35-2009	1.60 cfs	320.0 af	80.0	542.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		4.33 cfs	928.0 af	232.0	542.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 3 day of September, 2003

For 
Chief Water Allocation Bureau

WATER RIGHT NO. 35-2009
As Modified by Transfer No. 70513

In accordance with the approval of Transfer No. 70513, Water Right No. 35-2009 is now described as follows.

Right Holder: CARL R CHRISTENSEN Or
 CHRISTENSEN BYPASS TRUST
 1321 S 2300 W
 STERLING ID 83210

Priority Date: March 02, 1908

Source: SPRING

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	1.60 CFS	320.0 AF
STOCKWATER	01/01	to 12/31	0.14 CFS	14.6 AF
			1.60 CFS	320.0 AF

LOCATION OF POINT(S) OF DIVERSION:

SPRING	NWSESW	Sec. 2	Twp 05S	Rge 31E	BINGHAM County
SPRING	NWSESW	Sec. 2	Twp 05S	Rge 31E	BINGHAM County (Injection)
SPRING	NWNWSW	Sec. 6	Twp 05S	Rge 32E	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									31.0	38.0	39.0	6.0					114.0
05S	32E	6	1.0	28.0	4.0												40.0	40.0	113.0
			L 1	L 2															
05S	32E	7	40.0	40.0			40.0	40.0	40.0	40.0									240.0
							L 1	L 2											
05S	32E	8					16.0	38.0	20.0	1.0									75.0

Total Acres: 542

CONDITIONS OF APPROVAL

1. 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.
2. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
3. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

WATER RIGHT NO. 35-2009
As Modified by Transfer No. 70513

CONDITIONS OF APPROVAL

4. Use of this right is combined with water from Aberdeen-Springfield Canal Co.
5. Point of injection and point of rediversion are from an unnamed drain.
6. 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.
7. 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.
8. 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.
9. This right is limited to the irrigation of 80 acres within the place of use described above in a single irrigation season.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 3 day of September, 2003

For 
Chief, Water Allocation Bureau

WATER RIGHT NO. 35-4179A
As Modified by Transfer No. 70513

In accordance with the approval of Transfer No. 70513, Water Right No. 35-4179A is now described as follows.

Right Holder: CARL R CHRISTENSEN Or
 CHRISTENSEN BYPASS TRUST
 1321 S 2300 W
 STERLING ID 83210

Priority Date: April 01, 1955

Source: UNNAMED DRAIN

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	1.04 CFS	284.0 AF
			1.04 CFS	284.0 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED DRAIN	NWNWSW	Sec. 6	Twp 05S	Rge 32E	BINGHAM County
UNNAMED DRAIN	SWNWSE	Sec. 6	Twp 05S	Rge 32E	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	5									31.0	38.0	39.0	6.0					114.0
05S	32E	6	1.0	28.0	4.0												40.0	40.0	113.0
			L1	L2															
05S	32E	7	40.0	40.0			40.0	40.0	40.0	40.0									240.0
							L1	L2											
05S	32E	8					16.0	38.0	20.0	1.0									75.0

Total Acres: 542

CONDITIONS OF APPROVAL

1. 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.
2. This right is limited to the irrigation of 71 acres within the place of use described above in a single irrigation season.
3. 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.
4. 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.
5. 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.

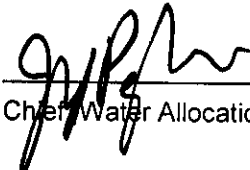
WATER RIGHT NO. 35-4179A
As Modified by Transfer No. 70513

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Rights 35-4179B, 35-8631 and 35-12863 are also diverted through the point of diversion described above.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 3 day of September, 20 03

for 
Chief, Water Allocation Bureau

WATER RIGHT NO. 35-4179B
As Modified by Transfer No. 70513

In accordance with the approval of Transfer No. 70513, Water Right No. 35-4179B is now described as follows.

Right Holder: CARL R CHRISTENSEN Or
 CHRISTENSEN BYPASS TRUST
 1321 S 2300 W
 STERLING ID 83210

Priority Date: April 01, 1955

Source: UNNAMED DRAIN

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.66 CFS	132.0 AF
			0.66 CFS	132.0 AF

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED DRAIN	SWNWSE	Sec. 6	Twp 05S	Rge 32E	BINGHAM County
UNNAMED DRAIN	NWSWSE	Sec. 6	Twp 05S	Rge 32E	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	5									31.0	38.0	39.0	6.0					114.0
05S	32E	6	1.0	28.0	4.0												40.0	40.0	113.0
			L 1	L 2															
05S	32E	7	40.0	40.0			40.0	40.0	40.0	40.0									240.0
							L 1	L 2											
05S	32E	8					16.0	38.0	20.0	1.0									75.0

Total Acres: 542

CONDITIONS OF APPROVAL

1. The total instantaneous diversion of water from all points of diversion under Right 35-4179B shall not exceed 0.66 cfs, nor a total annual volume of 132 af.
2. This right is limited to the irrigation of 33 acres within the place of use described above in a single irrigation season.
3. 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.
4. 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.
5. 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.

WATER RIGHT NO. 35-4179B
As Modified by Transfer No. 70513

CONDITIONS OF APPROVAL

6. 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.
7. 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.
8. Rights 35-4179A, 35-8631 and 35-12863 are also diverted through the point of diversion described above
9. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 3 day of September, 20 03

for 
Chief, Water Allocation Bureau

WATER RIGHT NO. 35-7990
As Modified by Transfer No. 70513

In accordance with the approval of Transfer No. 70513, Water Right No. 35-7990 is now described as follows.

Right Holder: CARL R CHRISTENSEN Or
 CHRISTENSEN BYPASS TRUST
 1321 S 2300 W
 STERLING ID 83210

Priority Date: July 02, 1981

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
STOCKWATER	01/01	12/31	0.07 CFS	3.4 AF
IRRIGATION	04/01	10/31	0.96 CFS	192.0 AF
			1.03 CFS	192.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNENW Sec. 8 Twp 05S Rge 32E 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 5									31.0	38.0	39.0	6.0					114.0
05S 32E 6	1.0	28.0	4.0											40.0	40.0		113.0
	L 1	L 2															
05S 32E 7	40.0	40.0			40.0	40.0	40.0	40.0									240.0
					L 1	L 2											
05S 32E 8					16.0	38.0	20.0	1.0									75.0

Total Acres: 542

CONDITIONS OF APPROVAL

1. 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.
2. 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.
3. Use of this right is combined with water from Aberdeen-Springfield Canal Co.
4. This right is limited to the irrigation of 48 acres within the place of use described above in a single irrigation season.
5. 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. 120.

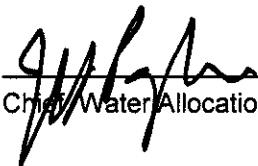
WATER RIGHT NO. 35-7990
As Modified by Transfer No. 70513

CONDITIONS OF APPROVAL

6. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
7. Prior to the diversion and use of water under Transfer approval 70513, the right holder shall install and maintain acceptable measuring device(s), including data logger(s), at the authorized point(s) of diversion and in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
8. 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.
9. Rights 35-7990, 35-4179A, 35-4179B and 35-2009 when combined are limited to the irrigation of 232 acres within the place of use described above in a single irrigation season.
10. 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.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 3 day of September, 20 03

for 
Chief, Water Allocation Bureau