

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 75871

This is to certify that: 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

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
35-4179A	WR/Decreed	04/01/1955	1.04 cfs	284 af	71.0	542.0	UNNAMED DRAIN
35-2009	WR/Decreed	03/02/1908	1.6 cfs	320 af	80.0	542.0	SPRING
35-4179B	WR/Decreed	04/01/1955	0.66 cfs	132 af	33.0	542.0	UNNAMED DRAIN
35-14017	WR/Decreed	07/02/1981	0.86 cfs	157.6 af	39.4	531.5	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
35-4179A	NO	NO	YES	NO	NO	NO
35-2009	NO	NO	YES	NO	NO	NO
35-4179B	NO	NO	YES	NO	NO	NO
35-14017	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
35-4179A	35-4179A	1.04 cfs	284 af	71.0	464.0		N/A	N/A	N/A	N/A
35-2009	35-2009	1.6 cfs	320 af	80.0	464.0		N/A	N/A	N/A	N/A
35-4179B	35-4179B	0.66 cfs	132 af	33.0	464.0		N/A	N/A	N/A	N/A
35-14017	35-14017	0.86 cfs	157.6 af	39.4	464.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		4.16 cfs	893.6 af	223.4	464		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 9th day of June, 20 10


 Water Resources Program Manager

SUPPORT DATA

IN FILE # 35-2009

WATER RIGHT NO. 35-4179A
As Modified by Transfer No. 75871

In accordance with the approval of Transfer No. 75871, Water Right No. 35-4179A is now described as follows.

Right Holder: CARL R CHRISTENSEN
 CHRISTENSEN BYPASS TRUST
 1850 N ANDREW LN
 KUNA ID 83634

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

LOCATION OF POINT(S) OF DIVERSION:

UNNAMED DRAIN	L6 (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											40.0						40.0
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					20.0	38.0	11.0	2.0									71.0

Total Acres: 464

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 71 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14017, 35-4179A, 35-4179B and 35-2009 when combined are limited to the irrigation of 223.4 total 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.

WATER RIGHT NO. 35-4179A
As Modified by Transfer No. 75871

CONDITIONS OF APPROVAL

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.
6. This right does not grant any right-of-way or easement across the land of another.
7. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.

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 9th day of June, 2010


Water Resources Program Manager

WATER RIGHT NO. 35-4179B
As Modified by Transfer No. 75871

In accordance with the approval of Transfer No. 75871, Water Right No. 35-4179B is now described as follows.

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

Or

CARL R CHRISTENSEN
 CHRISTENSEN BYPASS TRUST
 1850 N ANDREW LN
 KUNA ID 83634

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

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											40.0						40.0
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					20.0	38.0	11.0	2.0									71.0

Total Acres: 464

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 33 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14017, 35-4179A, 35-4179B and 35-2009 when combined are limited to the irrigation of 223.4 total acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 35-4179B
As Modified by Transfer No. 75871

CONDITIONS OF APPROVAL

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.
6. This right does not grant any right-of-way or easement across the land of another.
7. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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.

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 9th day of June, 2010


Water Resources Program Manager

WATER RIGHT NO. 35-2009
As Modified by Transfer No. 75871

In accordance with the approval of Transfer No. 75871, Water Right No. 35-2009 is now described as follows.

Right Holder: CARL R CHRISTENSEN
 CHRISTENSEN BYPASS TRUST
 1850 N ANDREW LN
 KUNA ID 83634

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

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	L6 (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																	40.0
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					20.0	38.0	11.0	2.0									71.0

Total Acres: 464

PLACE OF USE: STOCKWATER

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																	
05S	32E	6	X	X	X												X	X	
			L1	L2															
05S	32E	7	X	X			X	X	X	X									
							L1	L2											
05S	32E	8					X	X	X	X									

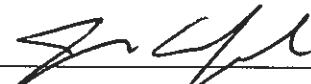
WATER RIGHT NO. 35-2009
As Modified by Transfer No. 75871

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14017, 35-4179A, 35-4179B and 35-2009 when combined are limited to the irrigation of 223.4 total 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.
6. The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
7. The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
8. Point of injection and point of redirection are from an unnamed drain.
9. Use of this right is combined with water from Aberdeen-Springfield Canal Co.
10. This right does not grant any right-of-way or easement across the land of another.
11. The right holder shall accomplish the change authorized by this transfer within one year(s) 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.
13. 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.

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 9th day of June, 2010



Water Resources Program Manager

WATER RIGHT NO. 35-14017
As Modified by Transfer No. 75871

In accordance with the approval of Transfer No. 75871, Water Right No. 35-14017 is now described as follows.

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

Or

CARL R CHRISTENSEN
 CHRISTENSEN BYPASS TRUST
 1850 N ANDREW LN
 KUNA ID 83634

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	to 12/31	0.07 CFS	3.4 AF
IRRIGATION	04/01	to 10/31	0.79 CFS	157.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWNENW Sec. 8 Twp 05S Rge 32E BINGHAM County

PLACE OF USE: STOCKWATER

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											X						
05S 32E 6	X	X	X											X		X	
	L 1	L 2															
05S 32E 7	X	X			X	X	X	X									
					L 1	L 2											
05S 32E 8					X	X	X	X									

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											40.0						40.0
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					20.0	38.0	11.0	2.0									71.0

Total Acres: 464

WATER RIGHT NO. 35-14017
As Modified by Transfer No. 75871

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 39.4 acres within the authorized place of use in a single irrigation season.
2. Rights 35-14017, 35-4179A, 35-4179B and 35-2009 when combined are limited to the irrigation of 223.4 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. 120.
4. A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
5. Prior to the diversion and use of water under Transfer approval 75871, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion 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.
6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
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. 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.
9. 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.
10. Use of this right is combined with water from Aberdeen-Springfield Canal Co.
11. This right does not grant any right-of-way or easement across the land of another.
12. The right holder shall accomplish the change authorized by this transfer within one year(s) of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

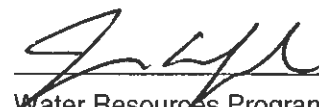
WATER RIGHT NO. 35-14017
As Modified by Transfer No. 75871

CONDITIONS OF APPROVAL

14. 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.

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 9th day of June, 20 10


Water Resources Program Manager