

State of Idaho
Department of Water Resources
900 North Skyline Drive Suite A
Idaho Falls, Idaho 83402-1718

June 1, 2010

RE: Application for Transfer No. 75647

Attention: Ernie Carlson

On October 20, 2009 at the pre-hearing conference with applicant and protestors, the matter of inadequacy of the central lateral of the Garden Creek distribution system to serve all users equitably was discussed. Applicant, Klain Christensen proposed that improvements to the central lateral in which all Garden Creek water users participated in the cost would be a preferable alternative than building a diversion system from the main channel in which he would bear the costs.

At a special meeting of the Garden Creek Irrigation Company held February 15, 2010, it was agreed that improvements to the central lateral were necessary and would be brought to discussion and resolution at the annual March meeting. The members at the annual stockholders meeting held March 27, 2010 elected new directors. The new directors subsequently convened to elect officers and discuss management of the laterals and other company business. Unanimous consensus was reached that improvements to the central lateral should commence before the spring water season. Improvement has been accomplished to date increasing water-flow significantly. Further up-grades are intended in the ensuing seasons as necessary to optimize water use efficiency.

It appears that the new officers and directors are in a cooperative attitude to objectively manage the affairs of the Garden Creek Company for fair distribution of water and costs of maintenance to all Garden Creek water users. This climate of cooperation and the work which has commenced on the central lateral permits me to vacate my request for a diversion off the main channel as I proposed in the pre-hearing conference.

Please close my diversion request # 75647. Thank you for your support and assistance in this matter.

Sincerely,
Klain Christensen
963 West Glover Road
Arimo, Idaho 83214

Signature: Klain Christensen date: 6/1/10

cc: Jay R. McKenzie
Attorney for Protestors

Department of Water Resources
Eastern Region

JUN 02 2010

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