

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71098

This is to certify that: BARRY J CHRISTENSEN
 1198 W 125 N
 BLACKFOOT ID 83221
 (208)684-4776

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>
35-7778	WR/License	01/24/1978	0.56 cfs	N/A	92.0	149.0	GROUND WATER
35-7095E	WR/Decreed	08/05/1969	1.94 cfs	N/A	N/A	149.0	GROUND WATER
35-2722	WR/Decreed	02/19/1963	1.96 cfs	N/A	N/A	149.0	GROUND WATER
35-2313B	WR/Decreed	03/12/1953	0.807 cfs	N/A	56.0	188.0	GROUND WATER
35-2080	WR/Decreed	10/24/1947	1.70 cfs	440 af	N/A	110.0	GROUND WATER
35-2110	WR/Decreed	09/27/1948	2.90 cfs	N/A	146.0	188.0	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>
35-7778	YES	YES	YES	YES	NO	NO
35-7095E	YES	YES	YES	YES	NO	NO
35-2722	YES	YES	YES	YES	NO	NO
35-2313B	NO	NO	YES	YES	NO	NO
35-2080	NO	NO	YES	YES	NO	NO
35-2110	NO	NO	YES	YES	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>
35-7778	35-13498	0.02 cfs	8.5 af	3.7	304.0	35-13497	0.54 cfs	N/A	88.3	143.0
35-7095E	35-13500	0.08 cfs	24.0 af	6.0	304.0	35-13499	1.86 cfs	N/A	N/A	143.0
35-2722	35-13496	0.08 cfs	24.0 af	6.0	304.0	35-13495	1.88 cfs	N/A	N/A	143.0
35-2313B	35-2313B	0.81 cfs	224.0 af	56.0	304.0		N/A	N/A	N/A	N/A
35-2080	35-2080	1.70 cfs	440.0 af	110.0	304.0		N/A	N/A	N/A	N/A
35-2110	35-2110	2.90 cfs	584.0 af	146.0	304.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		5.51 cfs	1216.0 af	304.0	304.0		242.0	572.0	143.0	143.0

SUPPORT DATA

IN FILE # 35-2080

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71098

Detailed Water Right Description(s) attached

Dated this 11th day of January, 2005

Bary Spackman
Chief, Water Allocation Bureau

WATER RIGHT NO. 35-2313B
As Modified by Transfer No. 71098

In accordance with the approval of Transfer No. 71098, Water Right No. 35-2313B is now described as follows.

Right Holder: VERA H CHRISTENSEN And
 BARRY J CHRISTENSEN
 1198 W 125 N
 BLACKFOOT ID 83221

Priority Date: March 12, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.81 CFS	224.0 AF
			0.81 CFS	224.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSENE	Sec. 30 Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	NWNWSW	Sec. 30 Twp 02S	Rge 34E	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		
02S	34E	30																		304.0
					39.0	37.0				37.0	40.0	39.0	36.0				37.0	39.0		

Total Acres: 304

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 71098, 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.
2. Beginning on the date of approval of Transfer 71098, Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought.
 Year 2005 the rights are limited to 1206 af.
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. Rights 35-2110 and 35-2313B when combined shall not exceed the irrigation of 188 acres.
5. This right is limited to the irrigation of 56 acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 35-2313B
As Modified by Transfer No. 71098

CONDITIONS OF APPROVAL

6. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
7. The total instantaneous diversion of water from all points of diversion under Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 shall not exceed 5.51 cfs, nor a total combined annual volume of 1216 af.
8. Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined shall not exceed the irrigation of 304 acres.
9. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
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.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. 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.
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.
14. The model used to calculate depletion effects and mitigation for the Shelley to Neeley reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 71098. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.

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 11th day of January, 2005


Chief, Water Allocation Bureau

WATER RIGHT NO. 35-2080
As Modified by Transfer No. 71098

In accordance with the approval of Transfer No. 71098, Water Right No. 35-2080 is now described as follows.

Right Holder: BARRY J CHRISTENSEN And
 VERA H CHRISTENSEN
 1198 W 125 N
 BLACKFOOT ID 83221

Priority Date: October 24, 1947

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.70 CFS	440.0 AF
			1.70 CFS	440.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSENE	Sec. 30 Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	NWNWSW	Sec. 30 Twp 02S	Rge 34E	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	
02S	34E	30			39.0	37.0			37.0	40.0	39.0	36.0			37.0	39.0			304.0

Total Acres: 304

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 71098, 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.
2. Beginning on the date of approval of Transfer 71098, Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought. Year 2005 the rights are limited to 1206 af.
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. This right is limited to the irrigation of 110 acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 35-2080
As Modified by Transfer No. 71098

CONDITIONS OF APPROVAL

5. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
6. The total instantaneous diversion of water from all points of diversion under Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 shall not exceed 5.51 cfs, nor a total combined annual volume of 1216 af.
7. Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined shall not exceed the irrigation of 304 acres.
8. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
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.
11. 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.
12. 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.
13. The model used to calculate depletion effects and mitigation for the Shelley to Neeley reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 71098. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.

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 11th day of January, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 35-2110
As Modified by Transfer No. 71098

In accordance with the approval of Transfer No. 71098, Water Right No. 35-2110 is now described as follows.

Right Holder: BARRY J CHRISTENSEN And
 VERA H CHRISTENSEN
 1198 W 125 N
 BLACKFOOT ID 83221

Priority Date: September 27, 1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	2.90 CFS	584.0 AF
			2.90 CFS	584.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSENE	Sec. 30 Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	NWNWSW	Sec. 30 Twp 02S	Rge 34E	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	
02S	34E	30			39.0	37.0			37.0	40.0	39.0	36.0			37.0	39.0			304.0

Total Acres: 304

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 71098, 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.
2. Beginning on the date of approval of Transfer 71098, Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought.
 Year 2005 the rights are limited to 1206 af.
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. Rights 35-2110 and 35-2313B when combined shall not exceed the irrigation of 188 acres.
5. This right is limited to the irrigation of 146 acres within the place of use described above in a single irrigation season.

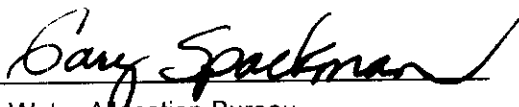
WATER RIGHT NO. 35-2110
As Modified by Transfer No. 71098

CONDITIONS OF APPROVAL

6. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
7. The total instantaneous diversion of water from all points of diversion under Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 shall not exceed 5.51 cfs, nor a total combined annual volume of 1216 af.
8. Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined shall not exceed the irrigation of 304 acres.
9. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
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.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. 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.
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.
14. The model used to calculate depletion effects and mitigation for the Shelley to Neeley reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 71098. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.

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 11th day of January, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13495
As Modified by Transfer No. 71098

In accordance with the approval of Transfer No. 71098, Water Right No. 35-13495 is now described as follows.

Right Holder: BARRY J CHRISTENSEN
 1198 W 125 N
 BLACKFOOT ID 83221

Priority Date: February 19, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	1.88 CFS	
			1.88 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 25 Twp 01S Rge 33E BINGHAM County

PLACE OF USE: IRRIGATION

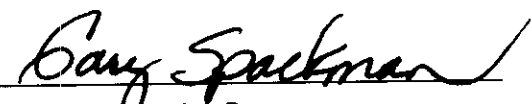
Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	33E	25									1.0	17.0	39.0	26.0					83.0
01S	33E	26				11.0									36.0		13.0		60.0
Total Acres:																			143

CONDITIONS OF APPROVAL

1. Rights 35-13495 and 35-13499 when combined shall not exceed a total irrigation of 143 acres.
2. Rights 35-13495 and 35-13499 when combined shall not exceed a total diversion rate of 1.88 cfs, a total annual maximum diversion volume of 572 af.
3. The following rights are also diverted through point of diversion described above: 35-13497, 35-13499
4. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. 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 11th day of January, 20 05


 Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13496
As Modified by Transfer No. 71098

In accordance with the approval of Transfer No. 71098, Water Right No. 35-13496 is now described as follows.

Right Holder: BARRY J CHRISTENSEN And
 VERA H CHRISTENSEN
 1198 W 125 N
 BLACKFOOT ID 83221

Priority Date: February 19, 1963

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 11/01	0.08 CFS	24.0 AF
		0.08 CFS	24.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSENE	Sec. 30 Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	NWNWSW	Sec. 30 Twp 02S	Rge 34E	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	
02S	34E	30			39.0	37.0			37.0	40.0	39.0		36.0		37.0		39.0		304.0
Total Acres:																			304

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 71098, 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.
2. Beginning on the date of approval of Transfer 71098, Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought. Year 2005 the rights are limited to 1206 af.
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. This right is limited to the irrigation of 6 acres within the place of use described above in a single irrigation season.
5. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

WATER RIGHT NO. 35-13496
As Modified by Transfer No. 71098

CONDITIONS OF APPROVAL

6. The total instantaneous diversion of water from all points of diversion under Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 shall not exceed 5.51 cfs, nor a total combined annual volume of 1216 af.
7. Rights 35-13496 and 35-13500 when combined shall not exceed a total diversion rate of 0.08 cfs, a total annual maximum diversion volume of 24 af at the field headgate, and the irrigation of 6 acres.
8. Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined shall not exceed the irrigation of 304 acres.
9. Rights 35-13496, 35-13498 and 35-13500 when combined shall not exceed a total diversion rate of 0.10 cfs, a total annual maximum diversion volume of 24 af at the field headgate, and the irrigation of 6 acres.
10. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
13. 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.
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.
15. The model used to calculate depletion effects and mitigation for the Shelley to Neeley reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 71098. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.

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 11th day of January, 2005


Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13497
As Modified by Transfer No. 71098

In accordance with the approval of Transfer No. 71098, Water Right No. 35-13497 is now described as follows.

Right Holder: BARRY J CHRISTENSEN
 424 W HWY 26
 BLACKFOOT ID 83221

Priority Date: January 24, 1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.54 CFS	
			0.54 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 25 Twp 01S Rge 33E 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					
01S	33E	25																83.0	
01S	33E	26				11.0										36.0	13.0	60.0	

Total Acres: 143

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 88.3 acres within the place of use described above in a single irrigation season.
2. Rights 35-13495 and 35-13499 are also diverted through the point of diversion described above.
3. Rights 35-13495, 35-13497 and 35-13499 when combined shall not exceed a total annual maximum diversion volume of 572.0 af at the field headgate, and the irrigation of 143 acres.
4. 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.
5. Approval of this transfer does not confirm the validity of this water right.

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 11th day of January, 2005


 Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13498
As Modified by Transfer No. 71098

In accordance with the approval of Transfer No. 71098, Water Right No. 35-13498 is now described as follows.

Right Holder: BARRY J CHRISTENSEN And
 VERA H CHRISTENSEN
 1198 W 125 N
 BLACKFOOT ID 83221

Priority Date: January 24, 1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	0.02 CFS	8.5 AF
			0.02 CFS	8.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSENE	Sec. 30 Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	NWNWSW	Sec. 30 Twp 02S	Rge 34E	BINGHAM County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE		NW		SW		SE		Totals
			NE	NW	SW	SE	NE	NW	SW	SE	
02S	34E	30	39.0	37.0	37.0	40.0	39.0	36.0	37.0	39.0	304.0
Total Acres: 304											

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 71098, 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.
2. Beginning on the date of approval of Transfer 71098, Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought. Year 2005 the rights are limited to 1206 af.
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. This right is limited to the irrigation of 3.7 acres within the place of use described above in a single irrigation season.
5. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

WATER RIGHT NO. 35-13498
As Modified by Transfer No. 71098

CONDITIONS OF APPROVAL

6. The total instantaneous diversion of water from all points of diversion under Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 shall not exceed 5.51 cfs, nor a total combined annual volume of 1216 af.
7. Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined shall not exceed the irrigation of 304 acres.
8. Rights 35-13496, 35-13498 and 35-13500 when combined shall not exceed a total diversion rate of 0.10 cfs, a total annual maximum diversion volume of 24 af at the field headgate, and the irrigation of 6 acres.
9. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
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.
11. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
12. 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.
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.
14. The model used to calculate depletion effects and mitigation for the Shelley to Neeley reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 71098. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.

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 11th day of January, 20 05


Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13499
As Modified by Transfer No. 71098

In accordance with the approval of Transfer No. 71098, Water Right No. 35-13499 is now described as follows.

Right Holder: BARRY J CHRISTENSEN
 1198 W 125 N
 BLACKFOOT ID 83221

Priority Date: August 05, 1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	1.86 CFS	
			1.86 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 25 Twp 01S Rge 33E 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	
01S 33E 25									1.0	17.0	39.0	26.0					83.0
01S 33E 26				11.0									36.0			13.0	60.0

Total Acres: 143

CONDITIONS OF APPROVAL

1. Rights 35-13495 and 35-13499 when combined shall not exceed a total irrigation of 143 acres.
2. Rights 35-13495 and 35-13499 when combined shall not exceed a total diversion rate of 1.88 cfs, a total annual maximum diversion volume of 572 af.
3. The following rights are also diverted through point of diversion described above: 35-13497, 35-13499
4. Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.
5. 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 11th day of January, 20 05


 Chief, Water Allocation Bureau

WATER RIGHT NO. 35-13500
As Modified by Transfer No. 71098

In accordance with the approval of Transfer No. 71098, Water Right No. 35-13500 is now described as follows.

Right Holder: BARRY J CHRISTENSEN And
 VERA H CHRISTENSEN
 1198 W 125 N
 BLACKFOOT ID 83221

Priority Date: August 05, 1969

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	0.08 CFS	24.0 AF
			0.08 CFS	24.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSENE	Sec. 30 Twp 02S	Rge 34E	BINGHAM County
GROUND WATER	NWNWSW	Sec. 30 Twp 02S	Rge 34E	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	
02S	34E	30			39.0	37.0			37.0	40.0	39.0	36.0			37.0	39.0			304.0
Total Acres: 304																			

CONDITIONS OF APPROVAL

1. Prior to the diversion and use of water under Transfer approval 71098, 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.
2. Beginning on the date of approval of Transfer 71098, Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined are limited to the following schedule of allowed diversion volume. The diversion of water shall be evenly distributed throughout the authorized season of use, except that minor variations are allowed for seasonal fluctuations in water requirements. The right holder shall file a notice of intent with the Department prior to increasing the annual diversion volume each time an increase according to the schedule is sought.
 Year 2005 the rights are limited to 1206 af.
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. This right is limited to the irrigation of 6 acres within the place of use described above in a single irrigation season.
5. The right holder shall record the quantity of water diverted and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.

WATER RIGHT NO. 35-13500
As Modified by Transfer No. 71098

CONDITIONS OF APPROVAL

6. The total instantaneous diversion of water from all points of diversion under Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 shall not exceed 5.51 cfs, nor a total combined annual volume of 1216 af.
7. Rights 35-13496 and 35-13500 when combined shall not exceed a total diversion rate of 0.08 cfs, a total annual maximum diversion volume of 24 af at the field headgate, and the irrigation of 6 acres.
8. Rights 35-2080, 35-2110, 35-2313B, 35-13496, 35-13498 and 35-13500 when combined shall not exceed the irrigation of 304 acres.
9. Rights 35-13496, 35-13498 and 35-13500 when combined shall not exceed a total diversion rate of 0.10 cfs, a total annual maximum diversion volume of 24 af at the field headgate, and the irrigation of 6 acres.
10. Prior to diversion of water under this approval, the right holder shall provide a lockable controlling works for all authorized points of diversion. The controlling works must be suitable for control of the diversions and acceptable to the watermaster.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
13. 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.
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.
15. The model used to calculate depletion effects and mitigation for the Shelley to Neeley reach may also show gains in other reaches of the Snake River. Such gains have not been quantified at this time. The right holder retains the right to seek quantification of such gains resulting from Transfer approval 71098. Protestants retain the right to object to the quantification of such gains. If such reach gains are quantified and acknowledged by the Department, credits for such gains shall be available for use only after the Department has implemented a system for administering such credits.

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 11th day of January, 2005


Chief, Water Allocation Bureau