

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 76015

This is to certify that: ROBERT R BOREN Or
 MARJORIE D BOREN
 1002 E BANNOCK
 BOISE ID 83702
 (208)342-4368

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>
72-2073D	WR/Decreed	12/12/1930	0.07 cfs	N/A	N/A	2.0	GARDNER CREEK

Purpose of Transfer (Changes Proposed)

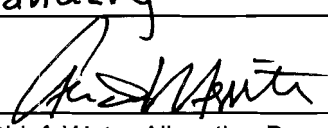
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
72-2073D	NO	NO	YES	NO	NO	NO

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>
72-2073D	72-2073D	0.07 cfs	N/A	2.0	3.8		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.07 cfs	N/A	2	3.8		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 29th day of January, 20 10

For 
 Chief, Water Allocation Bureau

WATER RIGHT NO. 72-2073D
As Modified by Transfer No. 76015

In accordance with the approval of Transfer No. 76015, Water Right No. 72-2073D is now described as follows.

Right Holder: MARJORIE D BOREN Or
ROBERT R BOREN
1002 E BANNOCK
BOISE ID 83702

Priority Date: December 12, 1930

Source: GARDNER CREEK

Tributary: SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	0.07 CFS
			0.07 CFS

LOCATION OF POINT(S) OF DIVERSION:

GARDNER CREEK SWNE Sec. 30 Twp 11N Rge 16E CUSTER 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	
11N 16E 30													3.3	.5			3.8

Total Acres: 3.8

CONDITIONS OF APPROVAL

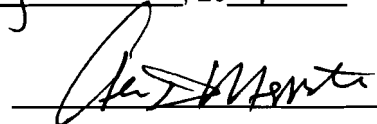
1. This right is limited to the irrigation of 2 acres within the place of use described above in a single irrigation season.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.
3. 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(s).
4. Place of use is located within a portion of Tract 1433, H.E.S. 322.
5. Right 72-2073A and 72-2073E are also diverted through the point of diversion described above.
6. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 72-2073D
As Modified by Transfer No. 76015

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 29th day of January, 20 10


For Chief, Water Allocation Bureau