

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70330

This is to certify that: WESTERN TRUCK STOPS INC
DBA BOISE STAGE STOP
23801 S ORCHARD ACCESS RD
BOISE ID 83716
(208)343-1367

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
63-7571	AJC/License	03/21/1972	0.09 cfs	4 af			GROUND WATER
63-10372	WR/License	07/28/1986	0.2 cfs	16.7 af		1.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

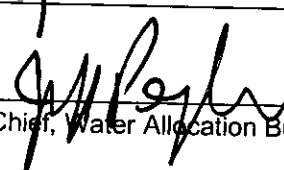
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-7571	NO	NO	YES	YES	NO	NO
63-10372	NO	NO	YES	YES	NO	NO

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
63-7571	63-7571	0.09 cfs	4 af	N/A			N/A	N/A	N/A	N/A
63-10372	63-10372	0.2 cfs	16.7 af	N/A	1.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.2 cfs	20.7 af	N/A	1		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 16 day of May, 20 03

For 
Chief, Water Allocation Bureau

MICROFILMED

MAY 21 2003

WATER RIGHT NO. 63-7571
As Modified by Transfer No. 70330

In accordance with the approval of Transfer No. 70330, Water Right No. 63-7571 is now described as follows.

Right Holder: ROBERT L FRENCH
 1308 W ROBINHOOD DR STE 14
 STOCKTON CA 95207

Priority Date:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
COMMERCIAL	01/01	to 12/31	0.09 CFS	4.0 AF
			0.09 CFS	4.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSE	Sec. 29 Twp 01N	Rge 04E	ADA County
GROUND WATER	SWSE	Sec. 29 Twp 01N	Rge 04E	ADA County
GROUND WATER	NENE	Sec. 32 Twp 01N	Rge 04E	ADA County
GROUND WATER	NWNE	Sec. 32 Twp 01N	Rge 04E	ADA County

PLACE OF USE: COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
01N	04E	29															X	X	
01N	04E	32	X	X															

CONDITIONS OF APPROVAL

- Commercial use is for a restaurant, showers, restrooms, store, and repair facility known as Boise Stage Stop.
- Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- The total instantaneous diversion of water from all points of diversion under Rights 61-7571 and 61-10372 shall not exceed 0.20 cfs, nor total combined annual volume of 20.7 af.
- Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

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MAY 21 2003

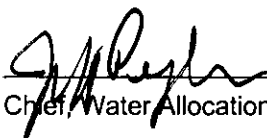
WATER RIGHT NO. 63-7571
As Modified by Transfer No. 70330

CONDITIONS OF APPROVAL

7. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

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 16 day of May, 20 03


For Chief, Water Allocation Bureau

MICROFILMED

MAY 21 2003

WATER RIGHT NO. 63-10372
As Modified by Transfer No. 70330

In accordance with the approval of Transfer No. 70330, Water Right No. 63-10372 is now described as follows.

Right Holder: ROBERT L FRENCH
 1308 W ROBINHOOD DR STE 14
 STOCKTON CA 95207

Priority Date:

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
FIRE PROTECTION	01/01 to	12/31	0.20 CFS	
COMMERCIAL	01/01 to	12/31	0.04 CFS	11.5 AF
IRRIGATION	03/15 to	11/15	0.02 CFS	4.0 AF
DOMESTIC	01/01 to	12/31	0.04 CFS	1.2 AF
			0.20 CFS	16.7 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	SWSE	Sec. 29 Twp 01N	Rge 04E	ADA County
GROUND WATER	SWSE	Sec. 29 Twp 01N	Rge 04E	ADA County
GROUND WATER	NENE	Sec. 32 Twp 01N	Rge 04E	ADA County
GROUND WATER	NWNE	Sec. 32 Twp 01N	Rge 04E	ADA County

PLACE OF USE: FIRE PROTECTION, same as Irrigation

PLACE OF USE: COMMERCIAL, same as Irrigation

PLACE OF USE: DOMESTIC, same as Irrigation

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	
01N	04E	29															.3	.2	.5
01N	04E	32	.3		.2														.5

Total Acres: 1

CONDITIONS OF APPROVAL

1. Commercial use is for a restaurant, showers, restrooms, store, truck wash, and repair facility known as Boise Stage Stop.
2. The total instantaneous diversion of water from all points of diversion under Rights 61-10372 and 61-7571 shall not exceed 0.20 cfs, nor total combined annual volume of 20.7 af.
3. Domestic use is for 2 homes and does not include lawn, garden, landscape, or other types of irrigation.

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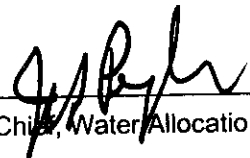
WATER RIGHT NO. 63-10372
As Modified by Transfer No. 70330

CONDITIONS OF APPROVAL

4. Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one (1) year 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. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
10. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

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 16 day of May, 20 03


for Chief, Water Allocation Bureau

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MAY 21 2003