

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2232 V1

WATER RIGHT NUMBER: 67-2232 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF MIDVALE PO BOX 115 MIDVALE, ID 83645 (208)355-2221
Original Owner	VILLAGE OF MIDVALE MIDVALE, ID 83645

Priority Date: 07/15/1953

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	01/01 to 12/31	1.000 CFS	
<u>Total Diversion:</u>		1.000 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 8, Twp 13N, Rge 03W, B.M.
WASHINGTON County		

Place of Use

MUNICIPAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	03W	8												X					

Conditions of Approval:

1. 124 Place of use is within the service area of the City of Midvale municipal water supply system as provided for under Idaho Law.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:Comments:

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Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	11/9/2006 2:01:50 PM	awarntje			Active
Priority Date	11/9/2006 2:02:20 PM	awarntje			Active
POD	11/9/2006 2:04:12 PM	awarntje			Active
Source	11/9/2006 2:04:31 PM	awarntje			Active
POU	11/9/2006 2:08:44 PM	awarntje			Active
Use	11/9/2006 2:09:37 PM	awarntje			Active
Season	11/9/2006 2:09:59 PM	awarntje			Active
Quantity	11/9/2006 2:12:06 PM	awarntje			Active
Summary			11/09/2006	awarntje	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	11/9/2006 2:01:51 PM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file
Source	11/9/2006 2:04:32 PM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

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Use	11/9/2006 2:09:38 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Quantity	11/9/2006 2:12:06 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
Summary	11/9/2006 2:13:23 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	11/9/2006 2:08:04 PM	awarntje	Updated shape for Active POU
POD	11/9/2006 2:03:57 PM	awarntje	Updated shape
General	11/9/2006 2:02:20 PM	awarntje	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

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POD	11/9/2006 2:04:13 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POU	11/9/2006 2:08:44 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (No) 2a. Is the POU required?
Season	11/9/2006 2:09:59 PM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

Water Supply Bank:

11/09/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 67-2232
NAME AND ADDRESS: CITY OF MIDVALE
PO BOX 115
MIDVALE ID 83645

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.000 CFS

PRIORITY DATE: 07/15/1953

POINT OF DIVERSION:

T13N R03W S8 SWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
01/01 12/31

QUANTITY
1.000 CFS

PLACE OF USE:

Place of use is within the service area of the City of Midvale municipal water supply system as provided for under Idaho Law.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



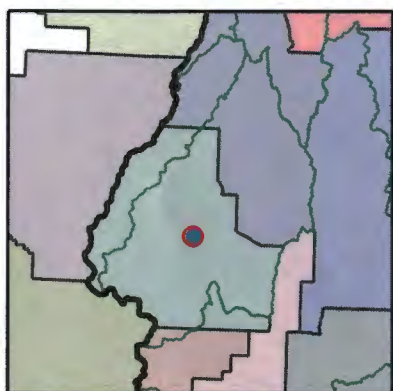
City Of Midvale

SRBA Recommendation: 67-2232

Service Area Boundary
GIS Place of Use Illustration

Legend

-  Service Area
-  Townships
-  PLS Sections
-  Quarter Quarters



Washington County
IDWR Basin 67



0 0.3 0.6 Miles



Prepared by A. Warntjes
On Thursday, November 9, 2006
1987/88 Aerial Photography

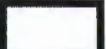


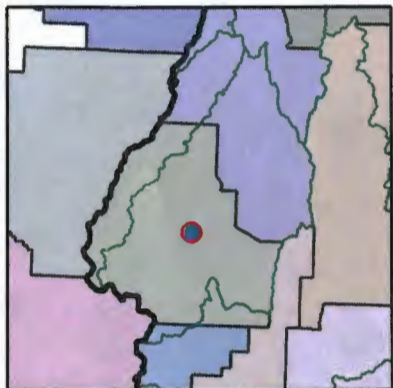
City Of Midvale

SRBA Recommendation: 67-2232

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GIS Place of Use Illustration

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Washington County
IDWR Basin 67



0 0.3 0.6 Miles



Prepared by A. Warntjes
On Thursday, November 9, 2006
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State of Idaho License and Certificate of Water Right

Water License No. G-24304

Amount One second foot

Water District No. _____

Priority July 15, 1953

THIS IS TO CERTIFY that VILLAGE OF MIDVALE
of Midvale, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 15, 1953; that Permit No. G-24304
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
one second foot, was issued thereunder on November 10, 1955, showing that said works
were completed on the 9th day of July, 1955; and that on the 9th
day of July, 1955,

VILLAGE OF MIDVALE
of Midvale, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
~~existing~~ (subterranean flow) for the purpose of municipal use
under Use Permit No. G-24304 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
9 of Licenses at page 5604, on the 15th day of November, 1955;
The right hereby confirmed dates from July 15, 1953;

The Point of Diversion is located
in the SW 1/4 SW 1/4, Sec. 8, Tp. 15 N., R. 3 W., B. M. / Washington-
County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed one cubic foot per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			Village of Midvale, Idaho		

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
10th day of November, 1955.

(SEAL)

MARK R. KULP
State Reclamation Engineer.

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A67-02232
Date Received: 10/11/1989
Receipt No: 4918
Received By: JS & LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF MIDVALE
Address: P.O. BOX 115
MIDVALE, ID

83645

2. Date of Priority: JUL 15, 1953

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	03W	8	SW	SW			WASHINGTON

5. Description of diverting works:
12" CS, 990' DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL			1.000		

7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
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11. Place of use in counties:

12. Do you own the property listed above as place of use? YES

A67-02232

Page 1

Date: 10/12/89

MICROFILMED
OCT 01 1992

SCANNED
MAY 10 2004

13. Other Water Rights Used:

14. Remarks:

PLACE OF USE WITHIN LIMITS OF VILLAGE.

15. Basis of Claim: LICENSE

Water Right Number: 24304

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): City of Meridian Mildred Norton Date: 10-12-89
clerk Date: _____

State of Idaho)
County of Ada WASH.) SS.

Subscribed and sworn (or affirmed) before me this 12 day
of Oct 19 89

Linda Werner
Notary Public

Seal

Linda A. Werner
Residing at _____
Residing at Boise, Idaho
My Commission Expires December 8, 1994
My Commission Expires _____

City of Milwaukee
Attn: Bot 1137
Milwaukee, Wisc.
83645

Department of Water Resources
1301 N. Oakland St.
Statehouse Mail
Eau Claire, Wisc. 83622

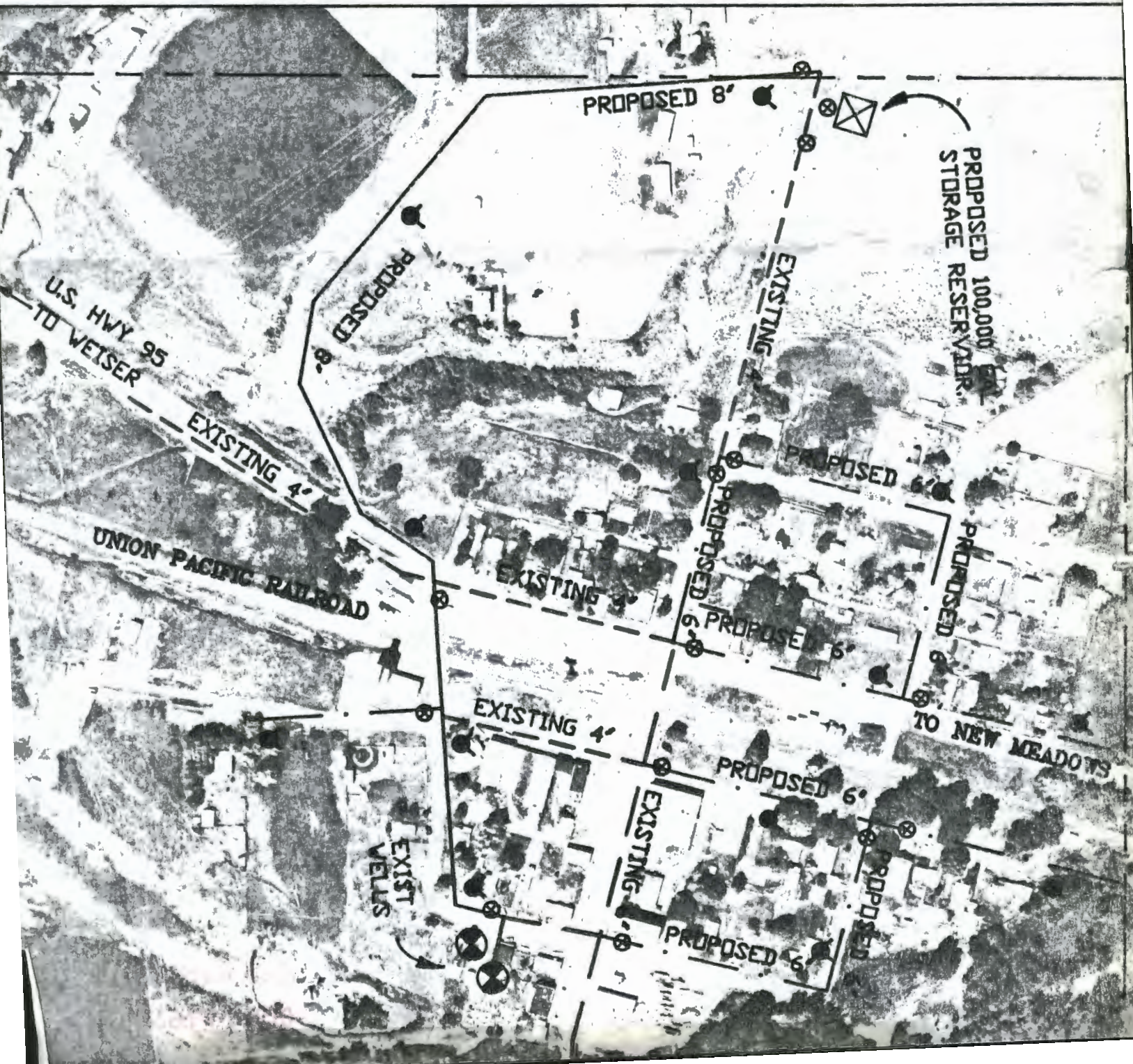
Attn: David Shaw

MILWAUKEE
JUN 22
1990
83645
A.M.



MICROFILMED
MICROFILMED
OCT 01 1992

This is the same area that is
now served by the Midvale Water
System.



MIDVALE

WATER

SYSTEM

ICDBG APPLICATION

FEB. 1990



FORSGREN
ASSOCIATES / P.A.

LEGEND

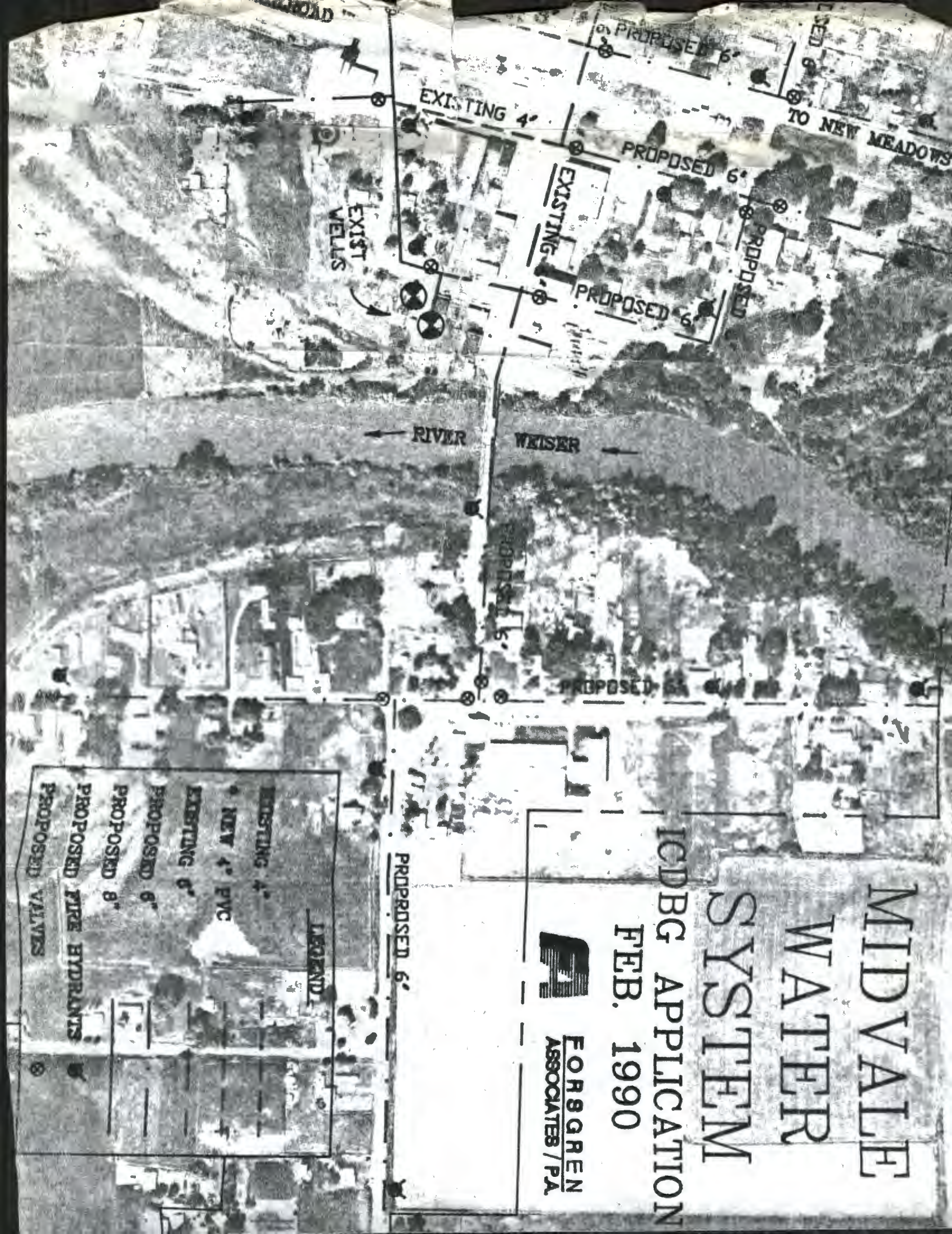
EXISTING 4" NEW 4" PVC

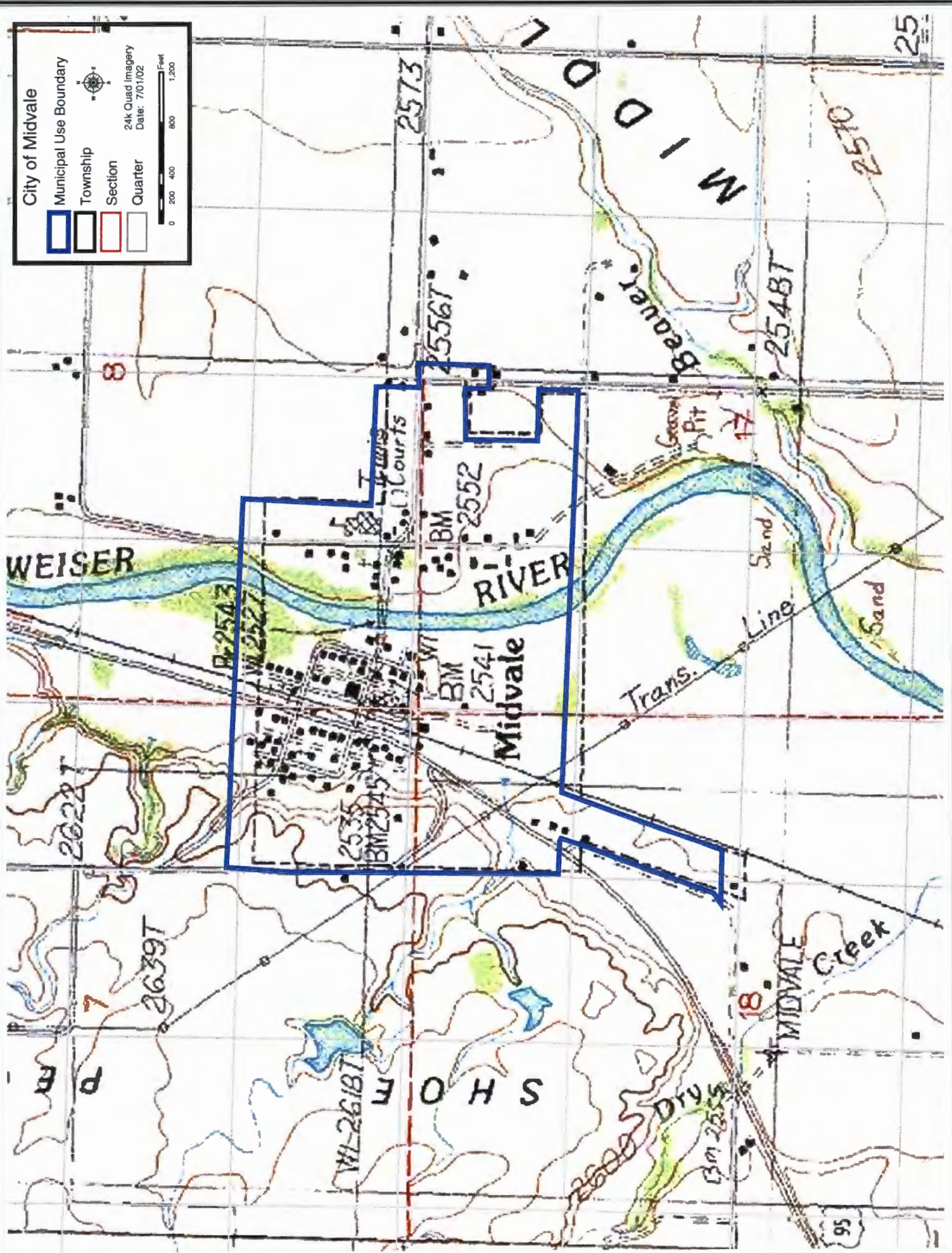
EXISTING 6" PROPOSED 6"

PROPOSED 8"

PROPOSED FIRE HYDRANTS

PROPOSED VALVES





City of Midvale

Municipal Use Boundary

Township

Section

Quarter

24k Quad Imagery
Date: 7/01/02

0 200 400 800 1,200 Feet

WEISER

RIVER

Midvale

Trans.

Line

Sand

MIDVALE Creek

FOHS

DRUG

2540

25

95