

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/2/2017

Water Right 63-32522

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MIDDLETON MILL DITCH CO PO BOX 848 MIDDLETON, ID 83644 (208)585-3207
Current Owner	MIDDLETON IRRIGATION ASSN INC PO BOX 848 MIDDLETON, ID 83644 (208)585-3207

Priority Date: 7/2/1894

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	13.000 CFS	
	<u>Total Diversion</u>		13.000 CFS	

Source and Point(s) of Diversion

WASTE WATER	NWSENW	Sec. 2, Twp 04N, Rge 02W, CANYON County
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Place Of Use

IRRIGATION
Large POU not Displayed

Conditions of Approval:

1. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.
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.
3. G16 This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.
4. This wastewater right can be used to irrigate up to 3,570 acres within the boundary of the Middleton Mill Ditch Company and the Middleton Irrigation Association.
5. X35 Rights 63-124N, 63-125G, 63-126E, 63-161X, 63-168B, 63-168D, 63-173, 63-198AC, 63-254, 63-255, 63-370, 63-4960, 63-12304, 63-32518, 63-32519, 63-32520, 63-32521

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6. E62 and 63-32522 when combined shall not exceed the irrigation of 9,390.5 acres.
This right when combined with all other rights shall provide no more than .02 cfs per acre at the field headgate.

Comments:

1. jshurte 11/19/2006 Priority Date
The priority date was derived from the Boise River watermaster book which took the latest priority date for Farmers Union Ditch co to use as the priority for the wastewater. This filing is for the wastewater that flows from the end of the Farmers Union ditch into a natural wasteway.
2. jshurte 11/19/2006 Pt of diversion
The point of diversion claimed was where the Farmers Union Canal ends and enters into a natural wasteway which follows along the foothills and turns south towards the river. The diversion point at which the claimants take their wastewater is where the wasteway enters the claimants canal system in the SENW, S2. It is not where the Farmers Union Canal ends and becomes a natural wasteway.
3. meely 2/14/2017 Transferred Right
This is now an approved transfer. Transfer Number = 79691

Dates and Other Information

Decreed Date: 12/3/2009
Water District Number: 63
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A