

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

3/2/2017

Water Right 63-161X

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MIDDLETON MILL DITCH CO PO BOX 848 MIDDLETON, ID 83644 (208)585-2943

Priority Date: 5/1/1866

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15	0.400 CFS	
	<u>Total Diversion</u>		0.400 CFS	

Source and Point(s) of Diversion

BOISE RIVER	L1(NENE)	Sec. 13, Twp 04N, Rge 01W, ADA 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. F01 Water is delivered through the Middleton Irrigation Association and the Middle Mill Co. ditch system.
3. T19 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.
4. 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 and 63-32522 when combined shall not exceed the irrigation of 9,390.5 acres.
5. S45 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoir dated April 1985 and any future amendments or

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revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

6. F06 The following rights are diverted through the point of diversion described above:
63-124N, 63-125G, 63-126E, 63-161X, 63-168B, 63-168D, 63-173, 63-198AC, 63-254, 63-255, 63-370, 63-4960 and 63-12305.
7. SD1 This right originated as all or part of right no. 30 in the Stewart Decree and the historic Boise River Water Masters records.

Comments:

1. mcase 7/21/2004 POD
Correlated PODID 609828 from SpatialDataID 342561 to SpatialDataID 302230
2. jhersley 6/3/2009 Water Right
This water right record was updated by decree record from old RightID 50945 to new RightID 573996
3. psdaggs 8/26/2014 Order Correcting Conditions
Order removing condition 155 to be consistent with SRBA Partial Decree.
4. reely 2/14/2017 Transferred Right
This is now an approved transfer. Transfer Number = 79691

Dates and Other Information

Decreed Date: 2/6/2008
State or Federal: S
Water District Number: 63
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A