

JAN 11 2016

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the Application for Transfer Instructions for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

- ☒ Change diversion point(s) ☒ Add diversion point(s) ☐ Ownership change ☐ Ownership split

1. APPLICANT(S) City of Middleton Phone (208) 585-3133
 2. MAILING ADDRESS P.O. Box 487 City Middleton
 State ID Zip 83644 Email dtaylor@middletoncity.com

- ☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.
☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.
☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.
☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. LIST WATER RIGHT NUMBER(S) 63-3398, 63-8310, 63-8704, 63-9128, 63-22363, 63-32182, Well 9 is included on Permit 63-32388 and the permit will be amended at licensing to include all City wells

- ☐ Attach a copy of the water right(s) as recorded, available at www.idwr.idaho.gov, *Water Right Transfers, Step 1*, or by contacting any Department office.

4. TOTAL AMOUNT OF WATER transferred is 9.44 cubic feet per second and/or _____ acre-feet per annum.
 (diversion rate) (storage volume)

5. POINT OF DIVERSION – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

- ☐ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at www.idwr.idaho.gov, *Water Right Transfers, Online Resources*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
New			NW	NE	18	4N	2W	Canyon	groundwater	Well 10
	2		NW	NE	5	4N	2W	Canyon	groundwater	Well 4
	4		NW	NW	6	4N	2W	Canyon	groundwater	Well 5
			NE	NW	8	4N	2W	Canyon	groundwater	Well 6
			SW	NW	17	4N	2W	Canyon	groundwater	Well 7
			SE	NW	31	5N	2W	Canyon	groundwater	Well 8
			SW	NW	1	4N	3W	Canyon	groundwater	Well 9

6. GENERAL INFORMATION

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

The existing diversion system is comprised of 6 wells and municipal distribution piping. All wells (including the new Well 10) are, or will be, interconnected. Lockable controlling works and measuring devices are in place.

- b. Who owns the property at the point(s) of diversion? applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently used in a mitigation plan limiting the use of water under the right(s), or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

- d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☒ No

- ☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. MAP - ☒ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurs. Clearly label the map with township, range, section and $\frac{1}{4}$ $\frac{1}{4}$ of section information. The Map Tool, available at maps.idwr.idaho.gov/TransferApplicationLayouts provides a satisfactory template for creating the required map.

8. SIGNATURE - The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Darin Taylor
Signature of applicant or authorized agent

Darin Taylor, Mayor
Print name and title if applicable

Jan. 6, 2016
Date

Signature of applicant or authorized agent

Print name and title if applicable

Date

9. FEE - ☐ The application filing fee provided in Section 42-221, Idaho Code, must be submitted with the application for transfer. The Application fee is based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at www.idwr.idaho.gov, Water Right Transfers, Step 4 and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

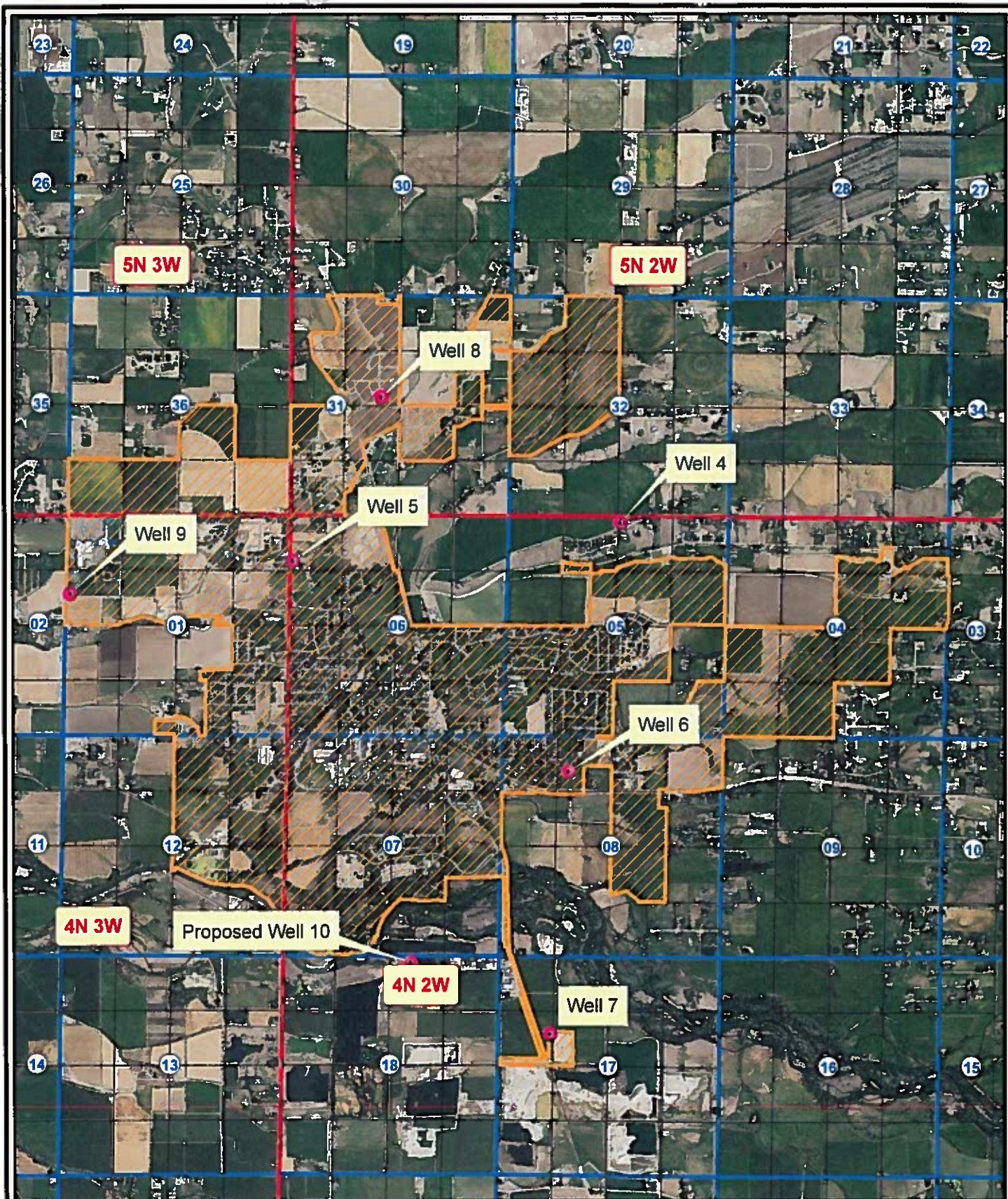
Transfer includes 2 pages of attachments. Received by BES Date 1/11/2016

Fee paid \$1,220.00 Date 1/11/2016 Received by BES Receipt # WG43797

Preliminary review by NVA Date 2/2/16 Active in the Water Supply Bank? Yes ☐ No ☒

W-9 received? Yes ☐ No ☒ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☒

(Do NOT scan the W-9 - confidential information is held by fiscal only)



Well Site



Municipal Service Area

City of Middleton - Transfer Application
December 30, 2015



0.5

Miles



SPF WATER
ENGINEERING

Transfer # 80630

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-3398

Current Owner: CITY OF MIDDLETON

Priority Date: 1/8/1964

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use **From To**
MUNICIPAL 01/01 to 12/31
 Total Diversion

Diversion Rate **Annual Volume**
1.11 CFS
1.11 CFS

Location of Point(s) of Diversion

GROUND WATER	L2(NW1/4NE1/4)	Sec. 5,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	L4(NW1/4NW1/4)	Sec. 6,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	SW1/4NW1/4	Sec. 17,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	NE1/4NW1/4	Sec. 8,	Twp 04N,	Rge 02W B.M.
CANYON County				

Place of Use

MUNICIPAL Within CANYON County

T04N R02W S3		SWNW	T04N R02W S4	Lot 1	NENE
T04N R02W S4	Lot 2	NWNE	T04N R02W S4		SWNE
T04N R02W S4		SENE	T04N R02W S4		SWNW
T04N R02W S4		SENE	T04N R02W S4		NESW
T04N R02W S4		NWSW	T04N R02W S4		SWSW
T04N R02W S4		SESW	T04N R02W S4		NWSE
T04N R02W S5	Lot 1	NENE	T04N R02W S5	Lot 2	NWNE
T04N R02W S5		SWNE	T04N R02W S5		SENE
T04N R02W S5	Lot 3	NENW	T04N R02W S5		SWNW
T04N R02W S5		SENE	T04N R02W S5		NESW
T04N R02W S5		NWSW	T04N R02W S5		SWSW
T04N R02W S5		SESW	T04N R02W S5		NESE
T04N R02W S5		NWSE	T04N R02W S5		SWSE
T04N R02W S5		SESE	T04N R02W S6		SWNE
T04N R02W S6		SENE	T04N R02W S6	Lot 3	NENW
T04N R02W S6	Lot 4	NWNW	T04N R02W S6	Lot 5	SWNW

Page _____ of _____

T04N R02W S8		SESW
T04N R02W S6	Lot 6	NWSW
T04N R02W S6		SESW
T04N R02W S6		NWSE
T04N R02W S6		SESE
T04N R02W S7		NWNE
T04N R02W S7		SENE
T04N R02W S7	Lot 6	NWNW
T04N R02W S7		SESW
T04N R02W S7	Lot 4	SWSW
T04N R02W S7		SESW
T04N R02W S7	Lot 8	SESW
T04N R02W S7	Lot 1	NESE
T04N R02W S7	Lot 2	SWSE
T04N R02W S8		NWNE
T04N R02W S8		SENE
T04N R02W S8		NWNW
T04N R02W S8		SESW
T04N R02W S8	Lot 4	NWSW
T04N R02W S8	Lot 5	SWSW
T04N R02W S8		NWSE
T04N R02W S17		NWNW
T04N R02W S17		SESW
T04N R03W S1	Lot 2	NWNE
T04N R03W S1		SENE
T04N R03W S1	Lot 4	NWNW
T04N R03W S1		SESW
T04N R03W S1		NESE
T04N R03W S1		SWSE
T04N R03W S12		NENE
T04N R03W S12		SWNE
T04N R03W S12	Lot 3	NESW
T04N R03W S12	Lot 2	NWSE
T04N R03W S12	Lot 1	SESE
T05N R02W S30		SESW
T05N R02W S31		NENE
T05N R02W S31		SENE
T05N R02W S31	Lot 1	NWNW
T05N R02W S31		SESW
T05N R02W S31	Lot 3	NWSW
T05N R02W S31		SESW
T05N R02W S31		NWSE
T05N R02W S32		NWNW
T05N R02W S32		SESW
T05N R02W S32		NWSW
T05N R03W S36	Lot 3	SESW
T05N R03W S36	Lot 2	SWSE

T04N R02W S8		NESW
T04N R02W S6	Lot 7	SWSW
T04N R02W S6		NESE
T04N R02W S6		SWSE
T04N R02W S7		NENE
T04N R02W S7		SWNE
T04N R02W S7		NENW
T04N R02W S7	Lot 5	SWNW
T04N R02W S7		SWSW
T04N R02W S7	Lot 7	SWSW
T04N R02W S7	Lot 3	SESW
T04N R02W S7		NESE
T04N R02W S7		NWSE
T04N R02W S8		NENE
T04N R02W S8		SWNE
T04N R02W S8		NENW
T04N R02W S8		SWNW
T04N R02W S8		NWSW
T04N R02W S8		SWSW
T04N R02W S8		NESE
T04N R02W S8	Lot 2	NWSE
T04N R02W S17		SWNW
T04N R03W S1	Lot 1	NENE
T04N R03W S1		SWNE
T04N R03W S1	Lot 3	NENW
T04N R03W S1		SWNW
T04N R03W S1		SESW
T04N R03W S1		NWSE
T04N R03W S1		SESE
T04N R03W S12		NWNE
T04N R03W S12		SENE
T04N R03W S12		NESE
T04N R03W S12		SESE
T05N R02W S29		SESW
T05N R02W S30		SESE
T05N R02W S31		SWNE
T05N R02W S31		NENW
T05N R02W S31	Lot 2	SWNW
T05N R02W S31		NESW
T05N R02W S31	Lot 4	SWSW
T05N R02W S31		NESE
T05N R02W S32		NENW
T05N R02W S32		SWNW
T05N R02W S32		NESW
T05N R03W S36	Lot 4	SWSW
T05N R03W S36		NWSE
T05N R03W S36	Lot 1	SESE

Page _____ of _____

Conditions of Approval:

1. 004 This right does not grant any right-of-way or easement across the land of another.
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. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. X50 The well previously used under Right 63-3398 shall be abandoned in a manner which complies with Department well abandonment rules.
7. Diversion and use of water under this right from the additional wells authorized under Transfer 71407 located in the NWNNE, S5; NWNW, S6; NENW, S8 and SWNW, S17; T4N, R2W shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 1/8/1964 relative to all other actions to distribute water.
8. T17 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.
9. 124 Place of use is within the service area of the City of Middleton municipal water supply system as provided for under Idaho Law.

Decreed Date: 5/11/2009

80630

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-8310

Current Owner: CITY OF MIDDLETON

Priority Date: 7/21/1976

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use **From To**
MUNICIPAL 1/01 to 12/31
 Total Diversion

Diversion Rate **Annual Volume**
0.67 CFS
0.67 CFS

Location of Point(s) of Diversion

GROUND WATER	L2(NW1/4NE1/4)	Sec. 5,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	L4(NW1/4NW1/4)	Sec. 6,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	NE1/4NW1/4	Sec. 8,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	SW1/4NW1/4	Sec. 17,	Twp 04N,	Rge 02W B.M.
CANYON County				

Place of Use

MUNICIPAL Within CANYON County

T04N R02W S3		SWNW	T04N R02W S4	Lot 1	NENE
T04N R02W S4	Lot 2	NWNE	T04N R02W S4		SWNE
T04N R02W S4		SENE	T04N R02W S4		SWNW
T04N R02W S4		SENE	T04N R02W S4		NESW
T04N R02W S4		NWSW	T04N R02W S4		SWSW
T04N R02W S4		SESW	T04N R02W S4		NWSE
T04N R02W S5	Lot 1	NENE	T04N R02W S5	Lot 2	NWNE
T04N R02W S5		SWNE	T04N R02W S5		SENE
T04N R02W S5	Lot 3	NENW	T04N R02W S5		SWNW
T04N R02W S5		SENE	T04N R02W S5		NESW
T04N R02W S5		NWSW	T04N R02W S5		SWSW
T04N R02W S5		SESW	T04N R02W S5		NESE
T04N R02W S5		NWSE	T04N R02W S5		SWSE
T04N R02W S5		SESE	T04N R02W S6		SWNE
T04N R02W S6		SENE	T04N R02W S6	Lot 3	NENW
T04N R02W S6	Lot 4	NWNW	T04N R02W S6	Lot 5	SWNW

Page _____ of _____

T04N R02W S6		SESW
T04N R02W S6	Lot 6	NWSW
T04N R02W S6		SESW
T04N R02W S6		NWSE
T04N R02W S6		SESE
T04N R02W S7		NWNE
T04N R02W S7		SENE
T04N R02W S7	Lot 6	NWNW
T04N R02W S7		SESW
T04N R02W S7	Lot 4	SWSW
T04N R02W S7		SESW
T04N R02W S7	Lot 8	SESW
T04N R02W S7	Lot 1	NESE
T04N R02W S7	Lot 2	SWSE
T04N R02W S8		NWNE
T04N R02W S8		SENE
T04N R02W S8		NWNW
T04N R02W S8		SESW
T04N R02W S8	Lot 4	NWSW
T04N R02W S8	Lot 5	SWSW
T04N R02W S8		NWSE
T04N R02W S17		NWNW
T04N R02W S17		SESW
T04N R03W S1	Lot 2	NWNE
T04N R03W S1		SENE
T04N R03W S1	Lot 4	NWNW
T04N R03W S1		SESW
T04N R03W S1		NESE
T04N R03W S1		SWSE
T04N R03W S12		NENE
T04N R03W S12		SWNE
T04N R03W S12	Lot 3	NESW
T04N R03W S12	Lot 2	NWSE
T04N R03W S12	Lot 1	SESE
T05N R02W S30		SESW
T05N R02W S31		NENE
T05N R02W S31		SENE
T05N R02W S31	Lot 1	NWNW
T05N R02W S31		SESW
T05N R02W S31	Lot 3	NWSW
T05N R02W S31		SESW
T05N R02W S31		NWSE
T05N R02W S32		NWNW
T05N R02W S32		SESW
T05N R02W S32		NWSW
T05N R03W S36	Lot 3	SESW
T05N R03W S36	Lot 2	SWSE

T04N R02W S6		NESW
T04N R02W S6	Lot 7	SWSW
T04N R02W S6		NESE
T04N R02W S6		SWSE
T04N R02W S7		NENE
T04N R02W S7		SWNE
T04N R02W S7		NENW
T04N R02W S7	Lot 5	SWNW
T04N R02W S7		SWSW
T04N R02W S7	Lot 7	SWSW
T04N R02W S7	Lot 3	SESW
T04N R02W S7		NESE
T04N R02W S7		NWSE
T04N R02W S8		NENE
T04N R02W S8		SWNE
T04N R02W S8		NENW
T04N R02W S8		SWNW
T04N R02W S8		NWSW
T04N R02W S8		SWSW
T04N R02W S8		NESE
T04N R02W S8	Lot 2	NWSE
T04N R02W S17		SWNW
T04N R03W S1	Lot 1	NENE
T04N R03W S1		SWNE
T04N R03W S1	Lot 3	NENW
T04N R03W S1		SWNW
T04N R03W S1		SESW
T04N R03W S1		NWSE
T04N R03W S1		SESE
T04N R03W S12		NWNE
T04N R03W S12		SENE
T04N R03W S12		NESE
T04N R03W S12		SESE
T05N R02W S28		SESW
T05N R02W S30		SESE
T05N R02W S31		SWNE
T05N R02W S31		NENW
T05N R02W S31	Lot 2	SWNW
T05N R02W S31		NESW
T05N R02W S31	Lot 4	SWSW
T05N R02W S31		NESE
T05N R02W S32		NENW
T05N R02W S32		SWNW
T05N R02W S32		NESW
T05N R03W S36	Lot 4	SWSW
T05N R03W S36		NWSE
T05N R03W S36	Lot 1	SESE

Conditions of Approval:

1. 004 This right does not grant any right-of-way or easement across the land of another.
2. 102 The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
3. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. 124 Place of use is within the service area of the City of Middleton municipal water supply system as provided for under Idaho Law.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T17 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.
7. Diversion and use of water under this right from the additional well authorized under Transfer 71407 located in the SWNW, S17, T4N, R2W shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 7/21/1976 relative to all other actions to distribute water.
8. X50 The wells previously used under Right 83-8310 in the NWNE, S7 and the SWSE, S6, T4N, R2W shall be abandoned in a manner which complies with Department well abandonment rules.
9. 048 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. 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.

Decreed Date: 5/11/2009

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-8704

Current Owner: CITY OF MIDDLETON

Priority Date: 4/18/1977

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use **From To**
MUNICIPAL 1/01 to 12/31
 Total Diversion

Diversion Rate **Annual Volume**
5 CFS
5 CFS

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 8,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	SW1/4NW1/4	Sec. 17,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	L4(NW1/4NW1/4)	Sec. 6,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	L2(NW1/4NE1/4)	Sec. 5,	Twp 04N,	Rge 02W B.M.
CANYON County				

Place of Use

MUNICIPAL Within CANYON County

T04N R02W S3		SWNW	T04N R02W S4	Lot 1	NENE
T04N R02W S4	Lot 2	NWNE	T04N R02W S4		SWNE
T04N R02W S4		SENE	T04N R02W S4		SWNW
T04N R02W S4		SENW	T04N R02W S4		NESW
T04N R02W S4		NWSW	T04N R02W S4		SWSW
T04N R02W S4		SESW	T04N R02W S4		NWSE
T04N R02W S5	Lot 1	NENE	T04N R02W S5	Lot 2	NWNE
T04N R02W S5		SWNE	T04N R02W S5		SENE
T04N R02W S5	Lot 3	NENW	T04N R02W S5		SWNW
T04N R02W S5		SENW	T04N R02W S5		NESW
T04N R02W S5		NWSW	T04N R02W S5		SWSW
T04N R02W S5		SESW	T04N R02W S5		NESE
T04N R02W S5		NWSE	T04N R02W S5		SWSE
T04N R02W S5		SESE	T04N R02W S6		SWNE
T04N R02W S6		SENE	T04N R02W S6	Lot 3	NENW
T04N R02W S6	Lot 4	NWNW	T04N R02W S6	Lot 5	SWNW

Page _____ of _____

T04N R02W S8		SESW
T04N R02W S8	Lot 6	NWSW
T04N R02W S8		SESW
T04N R02W S8		NWSE
T04N R02W S8		SESE
T04N R02W S7		NWNE
T04N R02W S7		SENE
T04N R02W S7	Lot 6	NWNW
T04N R02W S7		SESW
T04N R02W S7	Lot 4	SWSW
T04N R02W S7		SESW
T04N R02W S7	Lot 8	SESW
T04N R02W S7	Lot 1	NESE
T04N R02W S7	Lot 2	SWSE
T04N R02W S8		NWNE
T04N R02W S8		SENE
T04N R02W S8		NWNW
T04N R02W S8		SESW
T04N R02W S8	Lot 4	NWSW
T04N R02W S8	Lot 5	SWSW
T04N R02W S8		NWSE
T04N R02W S17		NWNW
T04N R02W S17		SESW
T04N R03W S1	Lot 2	NWNE
T04N R03W S1		SENE
T04N R03W S1	Lot 4	NWNW
T04N R03W S1		SESW
T04N R03W S1		NESE
T04N R03W S1		SWSE
T04N R03W S12		NENE
T04N R03W S12		SWNE
T04N R03W S12	Lot 3	NESW
T04N R03W S12	Lot 2	NWSE
T04N R03W S12	Lot 1	SESE
T05N R02W S30		SESW
T05N R02W S31		NENE
T05N R02W S31		SENE
T05N R02W S31	Lot 1	NWNW
T05N R02W S31		SESW
T05N R02W S31	Lot 3	NWSW
T05N R02W S31		SESW
T05N R02W S31		NWSE
T05N R02W S32		NWNW
T05N R02W S32		SESW
T05N R02W S32		NWSW
T05N R03W S36	Lot 3	SESW
T05N R03W S36	Lot 2	SWSE

T04N R02W S8		NESW
T04N R02W S8	Lot 7	SWSW
T04N R02W S8		NESE
T04N R02W S8		SWSE
T04N R02W S7		NENE
T04N R02W S7		SWNE
T04N R02W S7		NENW
T04N R02W S7	Lot 5	SWNW
T04N R02W S7		SWSW
T04N R02W S7	Lot 7	SWSW
T04N R02W S7	Lot 3	SESW
T04N R02W S7		NESE
T04N R02W S7		NWSE
T04N R02W S8		NENE
T04N R02W S8		SWNE
T04N R02W S8		NENW
T04N R02W S8		SWNW
T04N R02W S8		NWSW
T04N R02W S8		SWSW
T04N R02W S8		NESE
T04N R02W S8	Lot 2	NWSE
T04N R02W S17		SWNW
T04N R03W S1	Lot 1	NENE
T04N R03W S1		SWNE
T04N R03W S1	Lot 3	NENW
T04N R03W S1		SWNW
T04N R03W S1		SESW
T04N R03W S1		NWSE
T04N R03W S1		SESE
T04N R03W S12		NWNE
T04N R03W S12		SENE
T04N R03W S12		NESE
T04N R03W S12		SESE
T05N R02W S29		SESW
T05N R02W S30		SESE
T05N R02W S31		SWNE
T05N R02W S31		NENW
T05N R02W S31	Lot 2	SWNW
T05N R02W S31		NESW
T05N R02W S31	Lot 4	SWSW
T05N R02W S31		NESE
T05N R02W S32		NENW
T05N R02W S32		SWNW
T05N R02W S32		NESW
T05N R03W S36	Lot 4	SWSW
T05N R03W S36		NWSE
T05N R03W S36	Lot 1	SESE

Conditions of Approval:

1. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
2. T17 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.
3. 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.
4. 102 The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
5. 048 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
6. 124 Place of use is within the service area of the City of Middleton municipal water supply system as provided for under Idaho Law.
7. Diversion and use of water under this right from the additional wells authorized under Transfer 71407 located in the NENW, S8 and SWNW, S17, T4N, R2W shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 4/18/1977 relative to all other actions to distribute water.
8. 004 This right does not grant any right-of-way or easement across the land of another.
9. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Decreed Date: 5/11/2009

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-9128

Current Owner: CITY OF MIDDLETON

Priority Date: 3/29/1978

Origin: Water Right

Status: Active

Basis: Decreed

Source

GROUND WATER

Tributary

Beneficial Use **From To**
MUNICIPAL 1/01 to 12/31
 Total Diversion

Diversion Rate **Annual Volume**
1.24 CFS
1.24 CFS

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 8,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	SW1/4NW1/4	Sec. 17,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	L2(NW1/4NE1/4)	Sec. 5,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	L4(NW1/4NW1/4)	Sec. 6,	Twp 04N,	Rge 02W B.M.
CANYON County				

Place of Use

MUNICIPAL Within CANYON County

T04N R02W S3		SWNW	T04N R02W S4	Lot 1	NENE
T04N R02W S4	Lot 2	NWNE	T04N R02W S4		SWNE
T04N R02W S4		SENE	T04N R02W S4		SWNW
T04N R02W S4		SENW	T04N R02W S4		NESW
T04N R02W S4		NWSW	T04N R02W S4		SWSW
T04N R02W S4		SESW	T04N R02W S4		NWSE
T04N R02W S5	Lot 1	NENE	T04N R02W S5	Lot 2	NWNE
T04N R02W S5		SWNE	T04N R02W S5		SENE
T04N R02W S5	Lot 3	NENW	T04N R02W S5		SWNW
T04N R02W S5		SENW	T04N R02W S5		NESW
T04N R02W S5		NWSW	T04N R02W S5		SWSW
T04N R02W S5		SESW	T04N R02W S5		NESE
T04N R02W S5		NWSE	T04N R02W S5		SWSE
T04N R02W S5		SESE	T04N R02W S6		SWNE
T04N R02W S6		SENE	T04N R02W S6	Lot 3	NENW
T04N R02W S6	Lot 4	NWNW	T04N R02W S6	Lot 5	SWNW

Page _____ of _____

T04N R02W S6		SENW
T04N R02W S6	Lot 6	NWSW
T04N R02W S6		SESW
T04N R02W S6		NWSE
T04N R02W S6		SESE
T04N R02W S7		NWNE
T04N R02W S7		SENE
T04N R02W S7	Lot 6	NWNW
T04N R02W S7		SENW
T04N R02W S7	Lot 4	SWSW
T04N R02W S7		SESW
T04N R02W S7	Lot 8	SESW
T04N R02W S7	Lot 1	NESE
T04N R02W S7	Lot 2	SWSE
T04N R02W S8		NWNE
T04N R02W S8		SENE
T04N R02W S8		NWNW
T04N R02W S8		SENW
T04N R02W S8	Lot 4	NWSW
T04N R02W S8	Lot 5	SWSW
T04N R02W S8		NWSE
T04N R02W S8		NWNW
T04N R02W S17		SENW
T04N R02W S17		SENW
T04N R03W S1	Lot 2	NWNE
T04N R03W S1		SENE
T04N R03W S1	Lot 4	NWNW
T04N R03W S1		SENW
T04N R03W S1		NESE
T04N R03W S1		SWSE
T04N R03W S12		NENE
T04N R03W S12		SWNE
T04N R03W S12	Lot 3	NESW
T04N R03W S12	Lot 2	NWSE
T04N R03W S12	Lot 1	SESE
T05N R02W S30		SESW
T05N R02W S31		NENE
T05N R02W S31		SENE
T05N R02W S31	Lot 1	NWNW
T05N R02W S31		SENW
T05N R02W S31	Lot 3	NWSW
T05N R02W S31		SESW
T05N R02W S31		NWSE
T05N R02W S32		NWNW
T05N R02W S32		SENW
T05N R02W S32		NWSW
T05N R03W S36	Lot 3	SESW
T05N R03W S36	Lot 2	SWSE

T04N R02W S6		NESW
T04N R02W S6	Lot 7	SWSW
T04N R02W S6		NESE
T04N R02W S6		SWSE
T04N R02W S7		NENE
T04N R02W S7		SWNE
T04N R02W S7		NENW
T04N R02W S7	Lot 5	SWNW
T04N R02W S7		SWSW
T04N R02W S7	Lot 7	SWSW
T04N R02W S7	Lot 3	SESW
T04N R02W S7		NESE
T04N R02W S7		NWSE
T04N R02W S8		NENE
T04N R02W S8		SWNE
T04N R02W S8		NENW
T04N R02W S8		SWNW
T04N R02W S8		NWSW
T04N R02W S8		SWSW
T04N R02W S8		NESE
T04N R02W S8	Lot 2	NWSE
T04N R02W S17		SWNW
T04N R03W S1	Lot 1	NENE
T04N R03W S1		SWNE
T04N R03W S1	Lot 3	NENW
T04N R03W S1		SWNW
T04N R03W S1		SESW
T04N R03W S1		NWSE
T04N R03W S1		SESE
T04N R03W S12		NWNE
T04N R03W S12		SENE
T04N R03W S12		NESE
T04N R03W S12		SESE
T05N R02W S29		SESW
T05N R02W S30		SESE
T05N R02W S31		SWNE
T05N R02W S31		NENW
T05N R02W S31	Lot 2	SWNW
T05N R02W S31		NESW
T05N R02W S31	Lot 4	SWSW
T05N R02W S31		NESE
T05N R02W S32		NENW
T05N R02W S32		SWNW
T05N R02W S32		NESW
T05N R03W S36	Lot 4	SWSW
T05N R03W S36		NWSE
T05N R03W S36	Lot 1	SESE

Page _____ of _____

Conditions of Approval:

1. 124 Place of use is within the service area of the City of Middleton municipal water supply system as provided for under Idaho Law.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
3. Diversion and use of water under this right from the additional wells authorized under Transfer 71407 located in the NENW, S8 and SWNW, S17, T4N, R2W shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 3/29/1978 relative to all other actions to distribute water.
4. 102 The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
5. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. 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.
8. T17 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.
9. 004 This right does not grant any right-of-way or easement across the land of another.

Decreed Date: 5/11/2009

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-22363

Current Owner: CITY OF MIDDLETON

Priority Date: 3/3/1936

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use **From To**
MUNICIPAL 01/01 to 12/31
 Total Diversion

Diversion Rate **Annual Volume**
1.42 CFS
1.42 CFS

Location of Point(s) of Diversion

GROUND WATER	L2(NW1/4NE1/4)	Sec. 5,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	NE1/4NW1/4	Sec. 8,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	SW1/4NW1/4	Sec. 17,	Twp 04N,	Rge 02W B.M.
CANYON County				
GROUND WATER	L4(NW1/4NW1/4)	Sec. 6,	Twp 04N,	Rge 02W B.M.
CANYON County				

Place of Use

MUNICIPAL Within CANYON County

T04N R02W S3		SWNW	T04N R02W S4	Lot 1	NENE
T04N R02W S4	Lot 2	NWNE	T04N R02W S4		SWNE
T04N R02W S4		SENE	T04N R02W S4		SWNW
T04N R02W S4		SENE	T04N R02W S4		NESW
T04N R02W S4		NWSW	T04N R02W S4		SWSW
T04N R02W S4		SESW	T04N R02W S4		NWSE
T04N R02W S5	Lot 1	NENE	T04N R02W S5	Lot 2	NWNE
T04N R02W S5		SWNE	T04N R02W S5		SENE
T04N R02W S5	Lot 3	NENW	T04N R02W S5		SWNW
T04N R02W S5		SENE	T04N R02W S5		NESW
T04N R02W S5		NWSW	T04N R02W S5		SWSW
T04N R02W S5		SESW	T04N R02W S5		NESE
T04N R02W S5		NWSE	T04N R02W S5		SWSE
T04N R02W S5		SESE	T04N R02W S6		SWNE
T04N R02W S6		SENE	T04N R02W S6	Lot 3	NENW
T04N R02W S6	Lot 4	NWNW	T04N R02W S6	Lot 5	SWNW

Page _____ of _____

T04N R02W S8		SESW	T04N R02W S8		NESW
T04N R02W S6	Lot 6	NWSW	T04N R02W S6	Lot 7	SWSW
T04N R02W S6		SESW	T04N R02W S6		NESE
T04N R02W S6		NWSE	T04N R02W S6		SWSE
T04N R02W S6		SESE	T04N R02W S7		NENE
T04N R02W S7		NWNE	T04N R02W S7		SWNE
T04N R02W S7		SENE	T04N R02W S7		NENW
T04N R02W S7	Lot 6	NWNW	T04N R02W S7	Lot 5	SWNW
T04N R02W S7		SESW	T04N R02W S7		SWSW
T04N R02W S7	Lot 4	SWSW	T04N R02W S7	Lot 7	SWSW
T04N R02W S7		SESW	T04N R02W S7	Lot 3	SESW
T04N R02W S7	Lot 8	SESW	T04N R02W S7		NESE
T04N R02W S7	Lot 1	NESE	T04N R02W S7		NWSE
T04N R02W S7	Lot 2	SWSE	T04N R02W S8		NENE
T04N R02W S8		NWNE	T04N R02W S8		SWNE
T04N R02W S8		SENE	T04N R02W S8		NENW
T04N R02W S8		NWNW	T04N R02W S8		SWNW
T04N R02W S8		SESW	T04N R02W S8		NWSW
T04N R02W S8	Lot 4	NWSW	T04N R02W S8		SWSW
T04N R02W S8	Lot 5	SWSW	T04N R02W S8		NESE
T04N R02W S8		NWSE	T04N R02W S8	Lot 2	NWSE
T04N R02W S17		NWNW	T04N R02W S17		SWNW
T04N R02W S17		SESW	T04N R03W S1	Lot 1	NENE
T04N R03W S1	Lot 2	NWNE	T04N R03W S1		SWNE
T04N R03W S1		SENE	T04N R03W S1	Lot 3	NENW
T04N R03W S1	Lot 4	NWNW	T04N R03W S1		SWNW
T04N R03W S1		SESW	T04N R03W S1		SESW
T04N R03W S1		NESE	T04N R03W S1		NWSE
T04N R03W S1		SWSE	T04N R03W S1		SESE
T04N R03W S12		NENE	T04N R03W S12		NWNE
T04N R03W S12		SWNE	T04N R03W S12		SENE
T04N R03W S12	Lot 3	NESW	T04N R03W S12		NESE
T04N R03W S12	Lot 2	NWSE	T04N R03W S12		SESE
T04N R03W S12	Lot 1	SESE	T05N R02W S28		SESW
T05N R02W S30		SESW	T05N R02W S30		SESE
T05N R02W S31		NENE	T05N R02W S31		SWNE
T05N R02W S31		SENE	T05N R02W S31		NENW
T05N R02W S31	Lot 1	NWNW	T05N R02W S31	Lot 2	SWNW
T05N R02W S31		SESW	T05N R02W S31		NESW
T05N R02W S31	Lot 3	NWSW	T05N R02W S31	Lot 4	SWSW
T05N R02W S31		SESW	T05N R02W S31		NESE
T05N R02W S31		NWSE	T05N R02W S32		NENW
T05N R02W S32		NWNW	T05N R02W S32		SWNW
T05N R02W S32		SESW	T05N R02W S32		NESW
T05N R02W S32		NWSW	T05N R03W S36	Lot 4	SWSW
T05N R03W S36	Lot 3	SESW	T05N R03W S36		NWSE
T05N R03W S36	Lot 2	SWSE	T05N R03W S36	Lot 1	SESE

#80630

Conditions of Approval:

1. T17 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.
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. 01Q After specific notification by the Department, the right holder shall record the quantity of water diverted or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
4. 004 This right does not grant any right-of-way or easement across the land of another.
5. Diversion and use of water under this right from the additional wells authorized under Transfer 71407 located in the SWNW, S17, T4N, R2W shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 10/16/1919 relative to all other actions to distribute water.
6. X50 The wells previously used under Right 63-22363 in the NWNE, S7 and the SWSE, S6, T4N, R2W shall be abandoned in a manner which complies with Department well abandonment rules.
7. 124 Place of use is within the service area of the City of Middleton municipal water supply system as provided for under Idaho Law.
8. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
9. 102 The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.

Decreed Date: 4/29/2009

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 63-32182

Current Owner: CITY OF MIDDLETON

Priority Date: 8/15/2005

Origin: Water Right

Status: Active

Basis: License

SourceTributary

GROUND WATER

Beneficial UseFrom ToDiversion RateAnnual Volume

MUNICIPAL

01/01 to 12/31

2.84 CFS

Total Diversion

2.84 CFS

Location of Point(s) of Diversion

GROUND WATER

L4(NW1/4NW1/4)

Sec. 8, Twp 04N, Rge 02W B.M.

CANYON County

GROUND WATER

NE1/4NW1/4

Sec. 8, Twp 04N, Rge 02W B.M.

CANYON County

GROUND WATER

SW1/4NW1/4

Sec. 17, Twp 04N, Rge 02W B.M.

CANYON County

GROUND WATER

L2(NW1/4NE1/4)

Sec. 5, Twp 04N, Rge 02W B.M.

CANYON County

GROUND WATER

SE1/4NW1/4

Sec. 31, Twp 05N, Rge 02W B.M.

CANYON County

Place of UseMUNICIPAL Within CANYON County

T04N R02W S3 SWNW

T04N R02W S4

Lot 1 NENE

T04N R02W S4 Lot 2 NWNE

T04N R02W S4

SWNE

T04N R02W S4 SENE

T04N R02W S4

SWNW

T04N R02W S4 SENW

T04N R02W S4

NESW

T04N R02W S4 NWSW

T04N R02W S4

SWSW

T04N R02W S4 SESW

T04N R02W S4

NWSE

T04N R02W S5 Lot 1 NENE

T04N R02W S5

Lot 2 NWNE

T04N R02W S5 SWNE

T04N R02W S5

SENE

T04N R02W S5 Lot 3 NENW

T04N R02W S5

SWNW

T04N R02W S5 SENW

T04N R02W S5

NESW

T04N R02W S5 NWSW

T04N R02W S5

SWSW

T04N R02W S5 SESW

T04N R02W S5

NESE

T04N R02W S5 NWSE

T04N R02W S5

SWSE

T04N R02W S5 SESE

T04N R02W S6

SWNE

Page _____ of _____

T04N R02W S8		SENE
T04N R02W S8	Lot 4	NWNW
T04N R02W S8		SENE
T04N R02W S8	Lot 6	NWSW
T04N R02W S8		SESW
T04N R02W S8		NWSE
T04N R02W S8		SESE
T04N R02W S7		NWNE
T04N R02W S7		SENE
T04N R02W S7	Lot 6	NWNW
T04N R02W S7		SENE
T04N R02W S7	Lot 4	SWSW
T04N R02W S7		SESW
T04N R02W S7	Lot 8	SESW
T04N R02W S7	Lot 1	NESE
T04N R02W S7	Lot 2	SWSE
T04N R02W S8		NWNE
T04N R02W S8		SENE
T04N R02W S8		NWNW
T04N R02W S8		SENE
T04N R02W S8	Lot 4	NWSW
T04N R02W S8	Lot 5	SWSW
T04N R02W S8		NWSE
T04N R02W S8		NWNW
T04N R02W S17		SENE
T04N R02W S17		SENE
T04N R03W S1	Lot 2	NWNE
T04N R03W S1		SENE
T04N R03W S1	Lot 4	NWNW
T04N R03W S1		SENE
T04N R03W S1		NESE
T04N R03W S1		SWSE
T04N R03W S12		NENE
T04N R03W S12		SWNE
T04N R03W S12	Lot 3	NESW
T04N R03W S12	Lot 2	NWSE
T04N R03W S12	Lot 1	SESE
T05N R02W S30		SESW
T05N R02W S31		NENE
T05N R02W S31		SENE
T05N R02W S31	Lot 1	NWNW
T05N R02W S31		SENE
T05N R02W S31	Lot 3	NWSW
T05N R02W S31		SESW
T05N R02W S31		NWSE
T05N R02W S32		NWNW
T05N R02W S32		SENE
T05N R02W S32		NWSW
T05N R03W S38	Lot 3	SESW

T04N R02W S8	Lot 3	NENW
T04N R02W S6	Lot 5	SWNW
T04N R02W S6		NESW
T04N R02W S8	Lot 7	SWSW
T04N R02W S8		NESE
T04N R02W S6		SWSE
T04N R02W S7		NENE
T04N R02W S7		SWNE
T04N R02W S7		NENW
T04N R02W S7	Lot 5	SWNW
T04N R02W S7		SWSW
T04N R02W S7	Lot 7	SWSW
T04N R02W S7	Lot 3	SESW
T04N R02W S7		NESE
T04N R02W S7		NWSE
T04N R02W S8		NENE
T04N R02W S8		SWNE
T04N R02W S8		NENW
T04N R02W S8		SWNW
T04N R02W S8		NWSW
T04N R02W S8		SWSW
T04N R02W S8		NESE
T04N R02W S8	Lot 2	NWSE
T04N R02W S17		SWNW
T04N R03W S1	Lot 1	NENE
T04N R03W S1		SWNE
T04N R03W S1	Lot 3	NENW
T04N R03W S1		SWNW
T04N R03W S1		SESW
T04N R03W S1		NWSE
T04N R03W S1		SESE
T04N R03W S12		NWNE
T04N R03W S12		SENE
T04N R03W S12		NESE
T04N R03W S12		SESE
T05N R02W S29		SESW
T05N R02W S30		SESE
T05N R02W S31		SWNE
T05N R02W S31		NENW
T05N R02W S31	Lot 2	SWNW
T05N R02W S31		NESW
T05N R02W S31	Lot 4	SWSW
T05N R02W S31		NESE
T05N R02W S32		NENW
T05N R02W S32		SWNW
T05N R02W S32		NESW
T05N R03W S38	Lot 4	SWSW
T05N R03W S38		NWSE

Page _____ of _____

T05N R03W S36 Lot 2 SWSE

T05N R03W S36 Lot 1 SESE

Conditions of Approval:

1. 124 Place of use is within the service area of the City of Middleton municipal water supply system as provided for under Idaho Law.
2. X35 Rights 63-3398, 63-8310, 63-8704, 63-9128, 63-22363, and 63-32182 when combined shall not exceed a total diversion rate of 9.44.
3. 102 The right holder shall not provide water diverted under this right for the irrigation of land having appurtenant surface water rights as a primary source of irrigation water except when the surface water rights are not available for use. This condition applies to all land with appurtenant surface water rights, including land converted from irrigated agricultural use to other land uses but still requiring water to irrigate lawns and landscaping.
4. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
5. 180 A map depicting the place of use boundary for this water right at the time of this approval is attached to this document for illustration purposes.
6. 103 When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.

Licensed Date: 3/18/2015

#80630



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

February 11, 2016

CITY OF MIDDLETON
PO BOX 487
MIDDLETON, ID 83644

RE: Transfer No. 80630
Water Right No(s). 63-22363, 63-32182, 63-3398, 63-8310, 63-8704, 63-9128

Dear Applicant(s):

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the PRESS TRIBUNE on 2/18/2016 and 2/25/2016. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Rachel Neely
Administrative Assistant

Neely, Rachel

From: Neely, Rachel
Sent: Thursday, February 11, 2016 9:35 AM
To: 'IDAHO PRESS TRIBUNE'
Subject: Canyon Legal Ads
Attachments: Canyon Cover Letter.docx; Canyon Legal Ad.docx

Good Morning Legal Clerk,

Please see the attached ads for publication on 2/18/2016 & 2/25/2016.

Please confirm these are okay to publish as shown.

Thank you,

Rachel Neely

Administrative Assistant I
IDWR-Western Region
2735 Airport Way Boise, ID 83705
Rachel.Neely@idwr.idaho.gov

February 11, 2016

LEGAL NOTICE DEPARTMENT
PRESS TRIBUNE
PO BOX 9399
NAMPA, ID 83652

RE: Application for Permit No. 63-33640
 Application for Permit No. 63-33641
 Application for Permit No. 63-33642
 Application for Permit No. 63-33908
 Application for Permit No. 63-34187
 Application for Amendment of Permit No. 63-34121
 Application for Amendment of Permit No. 63-34120
 Application for Transfer No. 80630,
 Water Right No(s): 63-22363, 63-32182, 63-3398, 63-8310, 63-8704, 63-9128

Dear Legal Notice Department:

Please publish the enclosed legal notices on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 3/7/2016. Your cooperation is appreciated.

Sincerely,

Rachel Neely
Administrative Assistant

Enclosure(s)

The following applications have been filed to appropriate the public waters of the State of Idaho:

63-33640

E G JOHNSON FARMS INC

24007 HWY 20-26

PARMA, ID 83660

Point of Diversion L9(SWSW) S25 T05N R05W CANYON County Source BOISE RIVER Tributary SNAKE RIVER

Use: DIVERSION TO STORAGE 01/01 to 12/31 3 CFS

Use: RECREATION 09/15 to 02/28 3 CFS

Use: RECREATION STORAGE 01/01 to 12/31 129.9 AF

Use: WILDLIFE 09/15 to 02/28 3 CFS

Use: WILDLIFE STORAGE 01/01 to 12/31 129.9 AF

Total Diversion: 3 CFS

Date Filed: 4/9/2012

Places of Use: WILDLIFE, RECREATION, RECREATION STORAGE, WILDLIFE STORAGE

T05N R05W S25 L5(SENW) L4(NESW) L8(NWSW) L9(SWSW) L3(SESW) L2(SWSE)

63-33641

E G JOHNSON FARMS INC

24007 HWY 20-26

PARMA, ID 83660

Point of Diversion L6(SWNW) S30 T05N R04W CANYON County Source SAND HOLLOW CREEK Tributary BOISE RIVER

Point of Diversion SWNE S30 T05N R04W CANYON County Source SAND HOLLOW CREEK Tributary BOISE RIVER

Point of Diversion L9(SESW) S30 T05N R04W CANYON County Source UNNAMED SLOUGH Tributary BOISE RIVER

Use: RECREATION 09/15 to 02/28 7.5 CFS

Use: WILDLIFE 09/15 to 02/28 7.5 CFS

Use: WILDLIFE STORAGE 03/01 to 08/31 176.5 AF

Total Diversion: 7.5 CFS

Date Filed: 4/9/2012

Place of Use: WILDLIFE STORAGE

T05N R05W S25 NWNW NENW L5(SWNW) L5(SENW) L4(NESW) L4(NWSW) L3(SESW) L2(SWSE)

Places of Use: WILDLIFE, RECREATION

T05N R05W S25 NWNW SWNE SENE NENW L6(NWNW) L5(SWNW) L5(SENW) L4(NESW) L4(NWSW) L3(SWSW) L3(SESW)

L1(NESE) NWSE L2(SWSE) L1(SESE)

Applicant proposes to flood 50 acres within the place of use for wildlife and recreation purposes.

63-33642

E G JOHNSON FARMS INC

24007 HWY 20-26

PARMA, ID 83660

Points of Diversion NENE NENE NWNE NWNE NENW L4(NESW) S25 T05N R05W CANYON County Source GROUND WATER

Use: DIVERSION TO STORAGE 09/15 to 02/28 1 CFS

Use: RECREATION 09/15 to 02/28 1 CFS

Use: RECREATION STORAGE 01/01 to 12/31 130 AF

Use: WILDLIFE 09/15 to 02/28 1 CFS

Use: WILDLIFE STORAGE 01/01 to 12/31 130 AF

Total Diversion: 1 CFS

Date Filed: 4/9/2012

Place of Use: WILDLIFE, RECREATION

T05N R05W S25 NWNW SWNE SENE NENW L6(NWNW) L5(SWNW) L5(SENW) L4(NESW) L4(NWSW) L3(SWSW) L3(SESW)

L1(NESE) NWSE L2(SWSE) L1(SESE)

Places of Use: RECREATION STORAGE, WILDLIFE STORAGE

T05N R05W S25 NWNW NENW L5(SWNW) L5(SENW) L4(NESW) L4(NWSW) L3(SESW) L2(SWSE)

Water bearing zone to be appropriated is from 15 to 300 feet.

Applicant proposes to flood 50 acres within the place of use for wildlife and recreation purposes.

63-33908

PLACES LLC

PO BOX 300

PARMA, ID 83660

Points of Diversion SWNE SWNW NESW NESW NWSW NESE S5 T05N R05W CANYON County Source UNNAMED DRAIN Tributary SAND HOLLOW CREEK

Use: AESTHETIC 01/01 to 12/31 1.2 CFS

Use: AESTHETIC 09/01 to 02/28 5.8 CFS

Use: AESTHETIC STORAGE 01/01 to 12/31 167.7 AF

Use: RECREATION 01/01 to 12/31 1.2 CFS

Use: RECREATION 09/01 to 02/28 5.8 CFS

Use: RECREATION STORAGE 01/01 to 12/31 167.7 AF

Use: WILDLIFE 01/01 to 12/31 1.2 CFS

Use: WILDLIFE 09/01 to 02/28 5.8 CFS

Use: WILDLIFE STORAGE 01/01 to 12/31 167.7 AF
Total Diversion: 7 CFS
Date Filed: 1/29/2014
Places of Use: RECREATION STORAGE, WILDLIFE STORAGE, WILDLIFE, RECREATION, AESTHETIC, AESTHETIC STORAGE
T05N R05W S5 SWNE SWNW SENW NESW NWSW NESE NWSE

63-34187

MARK S TRACY
10506 FARNER RD
NAMPA, ID 83686

Point of Diversion SWNW S10 T02N R03W CANYON County Source WASTE WATER

Use: DIVERSION TO STORAGE 01/01 to 12/31 2 CFS

Use: IRRIGATION FROM STORAGE 03/01 to 11/15 90 AF

Use: IRRIGATION STORAGE 01/01 to 12/31 117 AF

Total Diversion: 2 CFS 117 AF

Date Filed: 1/13/2016

Place of Use: IRRIGATION STORAGE

T02N R03W S10 SWNW

Place of Use: IRRIGATION FROM STORAGE

T02N R03W S10 SWNW SENW NESW NWSW

Total Acres: 91

PROPOSED AMENDMENT OF WATER PERMITS

Jim Fay Valentine of 14284 W Lewis Ln Nampa ID 83686 filed Application No. 80668 on 2/8/16 to amend a water permit no. 63-34121 with a 1993 priority from ground water totaling 0.20 cfs for irrigation of 10 acres. The permit provides irrigation water for property located near the northwest corner of the intersection of Lewis Ln and Pump Rd approximately 1.5 miles south of Lake Lowell. The applicant proposes to amend the permit to add a new well as a point of diversion on his property. The water bearing zone to be appropriated is 300 to 500 feet per existing permit condition. The new well is also proposed to serve as the irrigation well for water permit no. 63-34120 per amendment of permit Application No. 80669 filed 2/8/16 by Jeffrey J. Danielson of 14370 Lewis Ln Nampa ID 83686. Water permit no. 63-34120 with a 1993 priority from ground water totaling 0.20 cfs authorizes irrigation of 10 acres of property directly west of and adjacent to Jim Fay Valentine's property.

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

TRANSFER NO. 80630

The City of Middleton, of P.O. Box 487, Middleton, ID 83644, has filed application no. 80630 to add an additional well in the NWNE of Sec. 18 T4N R2W and connect/list all of the City's municipal wells under all of their municipal water rights as a common system. A total of 9.44 cfs is authorized under the City's rights. Priorities of the rights are between 1936 and 2005. No other changes proposed. To see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s), proposed transfer(s), or amendment(s) please see www.idwr.idaho.gov/WaterManagement/WaterRights. Protests may be submitted based on the criteria of Idaho Code §§ 42-203A, 42-222 and 42-211. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 together with a protest fee of \$25.00 for each application on or before 3/07/2016. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/18/2016 and 2/25/2016

Van Dyke, Nick

From: Roxanne Brown [RBrown@spfwater.com]
Sent: Tuesday, February 02, 2016 12:00 PM
To: Van Dyke, Nick
Subject: Middleton - for IDWR's records
Attachments: Request to Expedite Application IDWR Well 10.pdf

Thanks for moving this along, Nick. Here's a copy of the mayor's letter. As you will see, the well is needed primarily for fire protection, but will be constructed as a municipal well and connected to the City's existing wells.

Roxanne Brown | Sr. Water Right Specialist

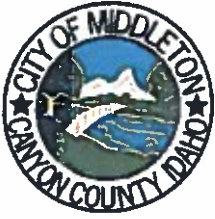
SPF Water Engineering, LLC

300 E Mallard Drive, Suite 350 | Boise, ID 83706

p. 208.383.4140 | f. 208.383.4156 | d. 208.489.2136

e. rbrown@spfwater.com | w. www.spfwater.com





CITY OF MIDDLETON

P.O. Box 487, 6 North Dewey, Middleton, ID 83644

208-585-3133 Fax (208) 585-9601

citmid@middletonidaho.us

www.middleton.id.gov

February 2, 2016

Angela Grimm, Supervisor
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

Subject: Request for Expedited Processing, City of Middleton Application Water Right Transfer

Dear Ms. Grimm:

The City of Middleton respectfully requests expedited processing of the City's Application for Transfer submitted January 11, 2016 -- Point(s) of Diversion 63-3398, 63-8310, 63-8704, 63-9128, 63-22363, 63-32182. The transfer application requests that one additional point of diversion be added to the City's existing water rights. No other changes are requested.

The Caldwell Fire Department has jurisdiction in Middleton's area of city impact south of the Boise River, and requires a substantial increase in fire flows before Rule Steel, Middleton's second largest employer, can expand its facilities, which are underway. Water and sewer lines are being extended to connect to the existing facilities, and will also provide service to the almost 700 acres of developable land in impact area south of the river.

The City's Annexation Agreement with the industrial users requires the city to increase water system supply (Well 10) to meet fire flows by September 30, 2016. As such, we are working to have well drilling underway by March 1, 2016, and the well approved and operational by September 2016. Mayor and City Council appreciate anything you can do to expedite processing of this application.

Please contact me at 208-697-4354, or Cathy Cooper or Roxanne Brown at SPF Water Engineering if additional information is needed.

Sincerely,

Mayor Darin Taylor

dtaylor@middletoncity.com

208-697-4354

Copy: SPF Water Engineering

Van Dyke, Nick

From: Darin Taylor [dtaylor@middletoncity.com]
Sent: Tuesday, February 02, 2016 10:17 AM
To: Van Dyke, Nick
Subject: Transfer #80630 - Middleton's Updated Records

Nick,

Please update department records for Middleton showing the following, which have been providing contract services to the city of Middleton since 2012.

City Attorney

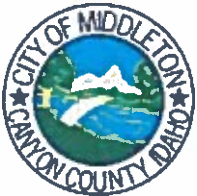
Chris Yorgason
Yorgason Law Offices, PLLC
6200 N. Meeker Place
Boise ID 83713
Tel. (208) 861-3332
Fax (208) 375-3271

City Engineer

Amy Woodruff, PE
Civil Dynamics PC
422 S 9th Ave.
Caldwell ID 83605
Tel. (208) 453-2028

Darin Taylor, Mayor
(208) 697-4354

City of Middleton
P.O. Box 487
Middleton ID 83644





SPF WATER
ENGINEERING

RECEIVED

JAN 11 2016

WATER RESOURCES
WESTERN REGION

January 11, 2016

Angie Grimm, Supervisor
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, ID 83705-5082

Subject: *Application for Point of Diversion Transfer – City of Middleton*
Adding a Municipal Supply Well

Dear Angie:

Please find enclosed an *Application for Transfer* in the name of the City of Middleton. The City seeks authorization to add a single municipal supply well to the existing system in order to meet water demands at the location of a proposed industrial park; and describe the new and existing points of diversion on each of its water rights. The proposed well will be connected to the City's existing integrated system of wells and distribution piping. No additional flow rate will be developed. We understand the filing fee for this application is \$1,220.00; you will find a check for that amount enclosed.

Please contact us at your convenience with any questions.

Sincerely,

A handwritten signature in blue ink that reads "Roxanne Brown".

Roxanne Brown
Senior Water Rights Specialist

cc: City of Middleton

Enclosures