

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 13-07763

Priority: November 17, 2010

Maximum Diversion Rate: 0.13 CFS
Maximum Diversion Volume: 4.2 AF

It is hereby certified that MIDWAY WATER COMPANY INC
2535 N 4000 W
DAYTON ID 83232 has complied with the terms and conditions of the
permit, issued pursuant to Application for Permit dated November 17, 2010; and has submitted Proof of
Beneficial Use on August 22, 2012; and a water right has been established as follows:

SOURCE

GROUND WATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL DIVERSION VOLUME</u>
DOMESTIC	01/01 to 12/31	0.13 CFS	4.2 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 2 Twp 15S Rge 38E, B.M. FRANKLIN County

PLACE OF USE:

<u>PLACE OF USE:</u>			DOMESTIC																Totals
Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
14S	38E	35																X	
15S	38E	2		X				X				X						X	
				L 2				L 4											
15S	38E	12													X				
15S	39E	7							X										
									L 2										

CONDITIONS OF APPROVAL

1. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.
2. Domestic use is for 7 homes and does not include lawn, garden, landscape, or other types of irrigation.
3. Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality permitting requirements administered by the Department of Environmental Quality or the Department of Agriculture.
4. Rights 13-7499 and 13-7763 when combined shall not be used to deliver water to more than 19 homes.

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5. Water right 13-7499 is also diverted through the point of diversion described above.
6. To mitigate for any impacts caused by diverting ground water under this right, the right holder agrees that the seven homes added to the Midway Water system under this right will no longer use existing ground water wells to supply water to the homes for culinary or domestic irrigation purposes. Water rights 13-7746 and 13-7755 will no longer be used for culinary or domestic irrigation purposes. Existing ground water wells may continue to be used for stockwater purposes provided the use is authorized by an existing water right or qualifies under a statutory exemption.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 27th day of September, 2012.


for GARY SPACKMAN
Director