

State of Idaho
Department of Water Resources

AMENDED Permit to Appropriate Water AMENDED

NO. 13-07763

Priority: November 17, 2010

Maximum Diversion Rate: 0.13 CFS

This is to certify, that MIDWAY WATER COMPANY INC
2535 N 4000 W
DAYTON ID 83232

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

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

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: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
14S 38E 35																X	
15S 38E 2			X			X				X						X	
15S 38E 12			L 2			L 4							X				
15S 39E 7							X										
						L 2											

CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2012**.
2. Subject to all prior water rights.
3. Domestic use is for 7 homes and does not include lawn, garden, landscape, or other types of irrigation.
4. 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.
5. Rights 13-7499 and 13-7763 when combined shall not be used to deliver water to more than 19 homes.
6. The domestic use authorized under this right shall not exceed 13,000 gallons per day per home.

State of Idaho
Department of Water Resources
Permit to Appropriate Water

NO. 13-07763

7. 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.
8. Water right 13-7499 is also diverted through the point of diversion described above.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 26th day of August, 2011.


for GARY SPACKMAN, Interim Director

