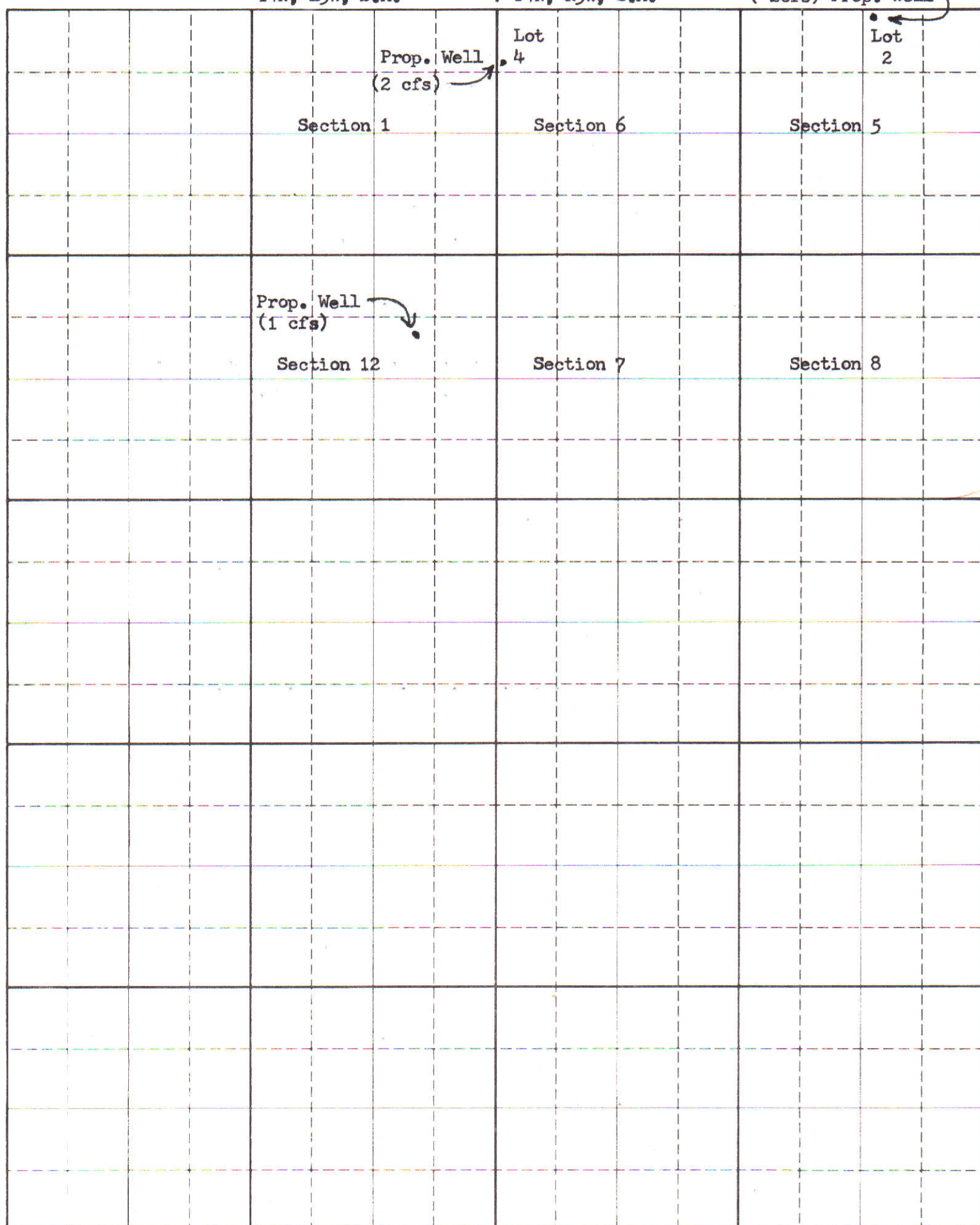


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

T4N, R3W, B.M.

T4N, R3W, B.M.

(2cfs) Prop. Well~



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

City of Middleton

(Applicant) Milton Cram, Mayor

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 9 1977

STATE OF IDAHO,)
) ss.
County of Canyon.)

Department of Water Resources
Western Regional Office

Verla Harker
of Caldwell, Canyon County, Idaho, being first duly
sworn, deposes and says:

NOTICE OF APPLICATION
FOR WATER PERMIT

Notice is hereby given that
CITY OF MIDDLETON, Idaho,
City Hall, Middleton, ID, has on
April 18, 1977 submitted Ap-
plication No. 63-8704 for a permit
to appropriate 5.0 cubic feet per
second of water from a ground-
water source by means of wells
and pumps within the SW 1/4 NE 1/4
Sec 12 T4N-R3W; Government
Lot 2 Sec 5, & Government Lot 4
Sec 6 T4N-R2W B.M., Canyon
County to be used from Jan. 1 to
Dec. 31 for municipal purposes
within the city limits.

If issued, this permit will be
subject to all prior water rights.
Protests against the granting of
the permit must be filed with the
Director of the Idaho Depart-
ment of Water Resources, 92
South Cole Road, Boise, Idaho
83705 on or before May 16, 1977.

C. STEPHEN ALLRED
Director
April 28; May 5, 1977

1. That I am a citizen of the United States of America, and at all
times hereinafter mentioned was over the age of twenty-one years,
and not a party to the above entitled action.

2. That I am the Principle Clerk of the News-Tribune,
a daily, (except Sunday) newspaper published in the City of
Caldwell, in the County of Canyon, State of Idaho; that
the said newspaper is in general circulation in the said County of
Canyon, and in the vicinity of Caldwell, and has
been uninterruptedly published in said County during a period of
seventy-eight consecutive weeks prior to the first publication of the
notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was
published in said newspaper

Two Times

in the regular and entire issue of said paper, and was
printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

April 28; May 5, 1977

Verla Harker

Subscribed and sworn to before me this _____

_____ 5th day of May _____,
19 77.

Adam D. Kuhn

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

OK YH
5-11-77

RECEIVED

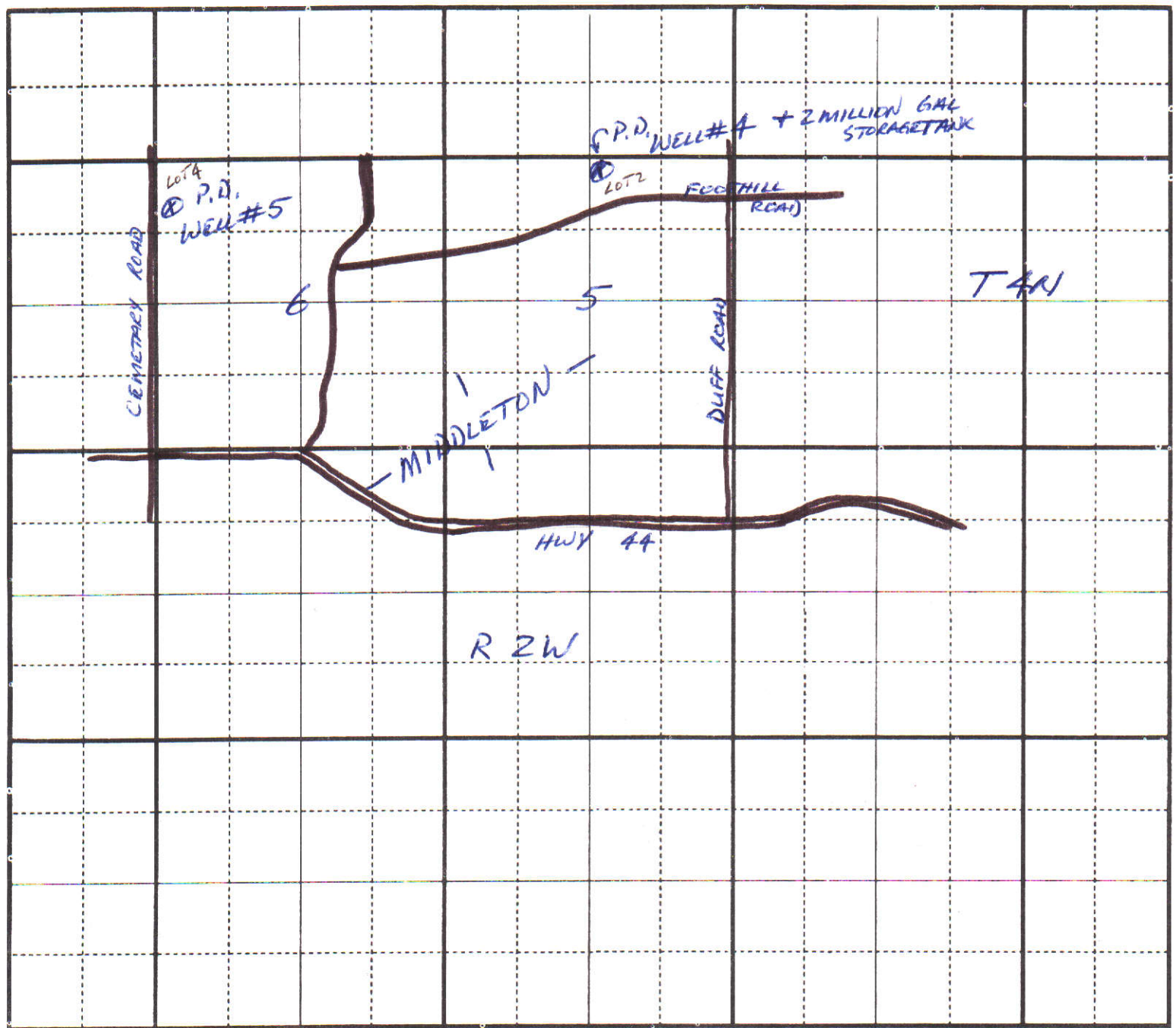


Diagram of System

MICROFILMED

State of Idaho
Department of Water Resources



WATER RIGHT LICENSE

License No. 63-8704 Priority 4/18/1977 Amount 5.0 CFS N/A AF

THIS IS TO CERTIFY, that CITY OF MIDDLETON

of Middleton, Idaho , has complied with the terms and conditions of

Permit No. 63-8704 issued pursuant to Application for Permit dated 4/18/1977 , and has

submitted proof to the Department of Water Resources on 6/13/1979 , that he has applied water to a

beneficial use; and examination by the Department indicates that the works have a capacity for the

diversion of 6.24 CFS of water from a groundwater source

tributary to , and that the permit holder has

applied to a beneficial use and established a right to use water as follows:

RATE OF DIVERSION	VOLUME	BENEFICIAL USE	PERIOD OF USE
5.0 CFS	N/A	Municipal	1/1 to 12/31

Location of point of diversion: Lot 2 (NW $\frac{1}{4}$ NE $\frac{1}{4}$), Sec. 5; Lot 4 (NW $\frac{1}{4}$ NW $\frac{1}{4}$), Sec. 6, Twp. 4N, Rge. 2W, B.M., Canyon County

Location of place of use:

TWP.	RGE.	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	

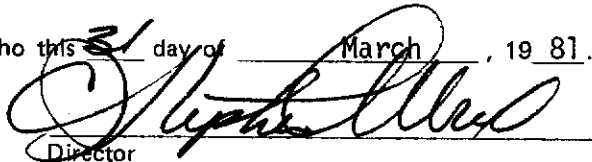
Total number of acres irrigated _____

MICROFILMED

NOTE: Modifications to or variance from the use of water as shown on this license must be made in accordance with Section 2-222, Idaho Code, or the applicable Idaho law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho this 31 day of March, 19 81.


Director

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 63-8704

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows: "The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 18th day of August, 1978.


C. STEPHEN ALLRED
Director

MICROFILMED

Identification No. _____

Application No. 63-8704

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant City of Middleton, Idaho Phone: 585-6611
post office address City Hall, Middleton, Idaho 83644
2. Source of water supply 3 wells which is a tributary of _____
3. a. Location of point of diversion is Gov. Lot 2 $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section 5 Township 4 North
Range 2 West B.M. Canyon County; additional points of diversion if any: _____
Gov. Lot 4, Section 6, T4N, R2W, B.M. and the Southwest $\frac{1}{4}$ of the Northeast $\frac{1}{4}$
of Section 12, Township 4 North, Range 3 West of the Boise Meridian
- b. If water is not consumed, it will be discharged into NA at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 5 cfs for Municipal Water Supply purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 5 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 24 inches; proposed depth of well is 300 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years.
b. Estimated construction cost is \$ 135,000.
8. Description of proposed uses:
a. If water is **not** for irrigation: City of Middleton, Id.
(1) Give the place of use of water: 1 $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served City of Middleton, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes as described above. 2 existing wells in operation and one well drilled but not in service yet

9. a. Who owns the property at the point of diversion City owned land at two points. Private land to be given to City at third point
b. Who owns the land to be irrigated or place of use NA
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing City agreement with Arlo Nelson (land owner) by which land for well (in Gov. Lot 4, Section 6, T4N, R2W, B.M.) will be given to City

10. Remarks Population to be served is 1488 (from special census, preliminary estimate, March, 1977)

Proposed Priority 4/18/77

Received by TH Date 4-18-77 Time 4:35 P.M.

Preliminary check by TH Fee \$ 65.00

Receipted by rf Date 4-18-77 # 7183

Publication prepared by rf Date 4-21-77

Published in News-Tribune

Publication dates April 28, May 5

Publication approved rf Date 5-16-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by TH

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8704, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

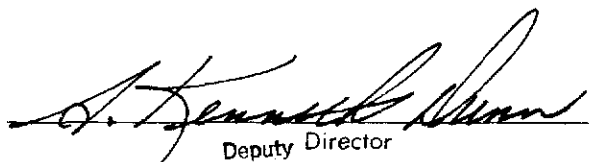
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 19 79.

c. Other: Measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 13 day of June, 19 77.


Deputy Director

AFFIDAVIT OF PUBLICATION

RECEIVED
MAY 9 1977

STATE OF IDAHO,)
) ss.
County of Canyon.)

Department of Water Resources
Western Regional Office

Verla Harker
of Caldwell, Canyon County, Idaho, being first duly
sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all
times hereinafter mentioned was over the age of twenty-one years,
and not a party to the above entitled action.

2. That I am the Principle Clerk of the News-Tribune,
a daily, (except Sunday) newspaper published in the City of
Caldwell, in the County of Canyon, State of Idaho; that
the said newspaper is in general circulation in the said County of
Canyon, and in the vicinity of Caldwell, and has
been uninterruptedly published in said County during a period of
seventy-eight consecutive weeks prior to the first publication of the
notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was
published in said newspaper

Two Times

in the regular and entire issue of said paper, and was
printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

April 28; May 5, 1977

Verla Harker

Subscribed and sworn to before me this

19 77 5th day of May

Adam D. Kew

Notary Public, Residing at Nampa, Idaho

My Commission Expires June 23, 1979.

Notice is hereby given that
CITY OF CALDWELL, ID., has on
April 18, 1977 submitted Ap-
plication for a permit to
divert 2.0 cubic feet per
second of water from a ground-
water source by means of wells
located within the SW 1/4 of
Section 12, T4N, R2E, Government
Land Office, Government Lot 4
Caldwell, ID. 83402 Canyon
County, Idaho. From Jan. 1 to
Jan. 31, 1978, the purpose
shall be for irrigation.
The permit will be
issued for a period of 12
months. The water diver-
sion shall be in accordance
with the Water Divert
Application, Form 12
and the rules and regulations
of the Department of Water
Resources, May 15, 1977.
DATED: MAY 15, 1977
ENTERED: MAY 15, 1977

OK 148
5-11-77

RECEIVED

WATER RIGHT NUMBER 63-8704

OWNER LAST NAME - CITY OF MIDDLETON ✓

FIRST NAME - ORIG OWNER -

ADDRESS LINE 1 - CITY HALL ✓

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - MIDDLETON ✓

STATE - ID ZIP CODE - 83644

SOURCE - GROUNDWATER ✓

TRIBUTARY OF -

STAGE - LICENSE ✓

STATUS -

PRIORITY - 04-18-1977 COUNTY - CANYON ✓

TOTAL DIV. RATE - 5.0000 -CFS

TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - NWNE 05 04N 02W LOT 02 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

NWNW 06 04N 02W LOT 04 REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - 01-01 TO - 12-31 USE - MUNICIPAL ✓

USE DIV. RATE -

5.0000 -CFS USE DIV. VOLUME - .00 AFA

USE -

PLACE OF USE - TWN

RNG

SEC

DATE -

TOTAL ACRES 0

DECREE NAME -

REMARKS - P/U WITHIN CITY LIMITS OF MIDDLETON ✓

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - 07-01-1979 PERMIT/DENIED - 06-13-1977 PROTESTED -

HEARING -

OLD NO. - VERIFIED FE

PROOF MADE - P FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS - WELLS & PUMPS.



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

April 6, 1981

City of Middleton
City Hall
Middleton, Idaho 83644

Dear Sirs,

RE: License No. 63-8704

Enclosed is a copy of the Water Right License issued on the above referenced Permit.

Please be advised that one of the conditions of your permit was that a measuring device be installed as part of your diversion works. That requirement has been waived with issuance of the enclosed license. However, in the event that water supply shortages become a problem installation of measuring devices may be required.

Sincerely,

JIM JOHNSON

Water Distribution Supervisor

JJ:mr

Enclosure

MICROFILMED

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder CITY OF MIDDLETON
 Post office address CITY HALL, MIDDLETON, IDAHO 83644 Phone 585-6611
 Person to contact ADRIAN COGLER Phone 459-3158

2. Source of water supply: Groundwater ☐ Surface water ☐ _____
 (name spring, stream, etc.)
 Tributary to _____

3. Water will be used for the following purposes:

Amount 5 cfs c.f.s. for MUNICIPAL
 _____ AF/Annum (nature of use)
 Period of Use: from 1/1 to 12/31
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)
 Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)
 Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)

Other uses: _____

Permit No. 63-8704
 Examination for _____

4. Total amount to be appropriated:

Max Rate of Diversion 5 cfs cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 4N N/S, Range 2W E/W, B.M., Section 5, Subdivision LOT 2 1/4 CANYON
 County _____
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision 1/4 1/4, _____
 County _____
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision 1/4 1/4, _____
 County _____
 Other Points of Diversions: LOT 4, Sec 6, 4N, 2W; SW 1/4 NE 1/4, Sec 12, 4N, 3W

Description of diverting works: _____

Measuring device required: yes ☐ no ☐

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
→ 4N	2W	5		X															
→ 4N	2W	6					X												
~~4N~~	~~3W~~	~~12~~			X														

TOTAL ACREAGE _____

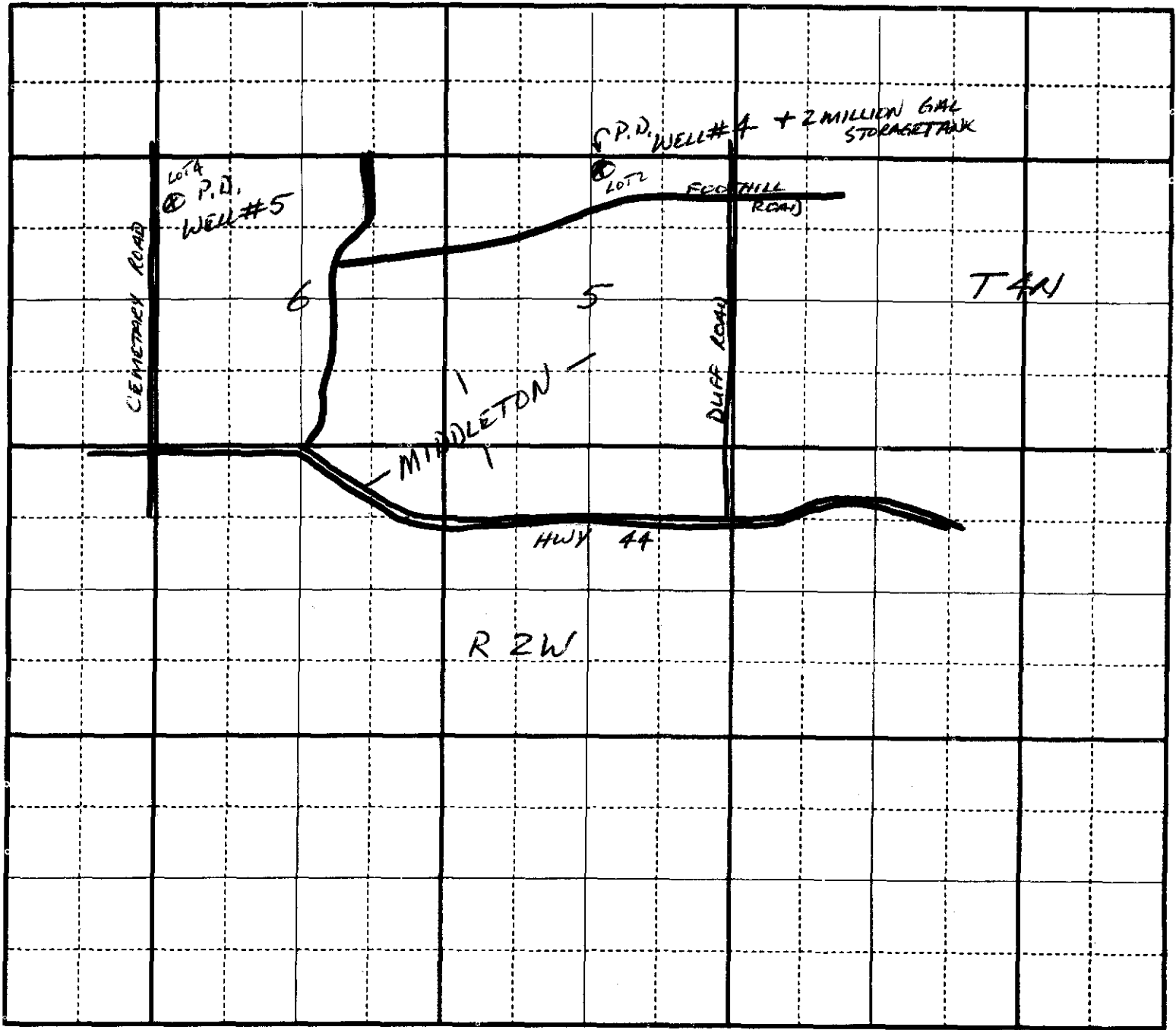


Diagram of System

MIDDLETON

DATE OF EXAM 10/30/79

ACREAGE

Found _____
Recommended _____

Irrigation Requirement _____ Ac Ft/Ac

USE

Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Domestic Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Livestock Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
Municipal Q= 5.0 cfs V= N/A 1/1 5/12/31

Is water co-mingled? yes _____ no ✓

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ✓

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 2800 gpm = 6.24 cfs Method of measurement FLOWMETERS
WELL #5 78-12-317 MACROMETER GOOD 900 gpm
WELL #4 78-12-316 MACROMETER GOOD 1700 gpm - 2000 gpm
Total Q recommended 5.0 cfs Meter No. _____ Type _____ Condition _____
Total V recommended N/A

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None ✓

MEASUREMENT CALCULATION:

Q = 2800 gpm (0.002228) = 6.24 cfs capacity
WELL 4: 900 gpm
WELL 5: 1900 gpm
2800 gpm TOTAL
Allow 5.0 as per permit

SYSTEM DESCRIPTION:

WELL #5 50 hp ID# R-6232-09-236 R2114640 HIGH
THRU 115 ELECTRIC MOTOR, 12" LINE TO CITY SYSTEM, PRESSURE
REGULATING VALVE IN LINE. 850 gpm OBSERVED 1000 TO 1100 gpm WHEN CITY TANK
45 psi TOP.
WELL #4 100 hp ID# R-9986-01-384 R2117545, DITTO WELL #5.

REMARKS:

ADRIAN COBLER, ONE OF CITY ENGINEERS, DEMONSTRATED SYSTEM TO
ME. HE REPORTS WELL 5 HAS PUMPED 1100 gpm AND #4 HAS PUMPED
2200 gpm. CITY HAS 2 MILLION GAL STORAGE TANK IN SYSTEM.
TWO POINTS OF DIVERSION; THIRD WELL APPLIED FOR NOT DEVELOPED.
63-9128 SUPPLEMENTS THIS RIGHT TO TOTAL 6.24 cfs

Examiner's Signature Charles Albright Jr Date 10/30/79

Checked by DBS Date 12/4/79

Approved by Roy Date 3/4/81

WATER RIGHT NUMBER 63-8704

WATER RIGHTS EDIT REPORT

09/13/79

PAGE 110

ACT
ION

N OWNER LAST NAME - CITY OF MIDDLETON

N ADDRESS LINE 1 - CITY HALL

N SOURCE - GROUNDWATER

CITY - MIDDLETON

STATE - ID ZIP CODE - 83644

N STAGE - PERMIT

N DIVERSION POINT - 05 04N 02W LOT 02

PRIORITY - 04-18-1977 COUNTY - CANYON

TOTAL DIV. RATE - 5.0000CFS

N DIVERSION POINT - SWNE 12 04N 03W

06 04N 02W LOT 04

N FROM - 01-01 TO - 12-31 USE - MUNICIPAL

USE DIV. RATE - 5.0000CFS

N REMARKS - P/U WITHIN CITY LIMITS OF MIDDLETON.

N PROOF DUE - 07-01-1979 PERMIT/DENIED - 06-13-1977

N PROOF MADE - P

COND. OF APPRVL - 01B

N DIVERSION MEANS - WELLS & PUMPS.

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

8. Use Code:

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A. P/U within city ~~to~~ limits of Middleton.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date: 7-1-1979

B. Date Permit Approved or Denied: 6-13-1977

C. Protested Date:

D. Hearing Date:

E. Old Number:

F. Proof Made (P or blank): P

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: O/B

14. Diversion Means (brief narrative): *wells & pumps*

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. _____

OTd No. _____

New No. _____

1 63-8704

Record

1. Original Owner: _____

City of Middleton

Present Owner: _____

2. Address: City Hall

3. City: Middleton

State: ID

Zip: 83644

4. A. Source of Water: gw

B. Tributary of: _____

5. A. Stage (A,P,L,D,S,J): P

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 4-18-1977

D. County: 27

E. Total Diversion Rate: 5

F. Total Diversion Volume: _____

G. Transfer/Amendment (P,T of A or blank):

H. Water District: _____

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

6. A. Point of Diversion

Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
—	5	4N	2W	2	—
—	6	4N	2W	4	—
SWNE	12	4N	3W	—	—
—	—	—	—	—	—
—	—	—	—	—	—

7. Period of Use, Use, Diversion Rate/Volume:

from 1-1 to 12-31 for m purposes. Amount 50
(cfs or AC-FT/yr)

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____

from _____ to _____ for _____ purposes. Amount _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 92 South Cole Road, Boise, Idaho 83709

JOHN V. EVANS
Governor

(Office at the corner of
Franklin and Cole Roads)

C. STEPHEN ALLRED
Director

(208) 384-2190

June 27, 1979

City of Middleton
City Hall
Middleton, ID 83644

RE: Permit No. 63-8704

Dear Sirs:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☒ A field examination of your system has been scheduled for

Tuesday, October 30 at 10:00 am.

If this time and date is not convenient for you, please contact this office as soon as possible.

☐ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Kay Walker
Secretary

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 18 1979

PROOF OF APPLICATION
OF WATER TO BENEFICIAL USE Department of Water Resources

1. a) Name of permit holder City of Middleton

b) Post office address City Hall Middleton, Idaho

2. Permit number 63-8704

3. Date of priority that you are prepared to establish 4-18-77

4. a) Source from which water was appropriated Well

b) Location of the point of diversion: Gov. Lot 2 ~~4~~ Section 5

Township 4N, Range 2W Boise Meridian. Other points of diversion: _____

Gov. Lot 4, Section 6, T4N, R2W, B.M.

5. a) The amount of water and use to which the water has been applied:

Amount <u>5.0 CFS</u> (cfs &/or acre-feet per annum)	for <u>Municipal</u> <u>Fire Fighting</u>	purposes from <u>Jan. 1</u> (month-day)	to <u>Dec. 31</u> (month-day)	incl.
Amount _____ (cfs &/or acre-feet per annum)	for _____	purposes from _____ (month-day)	to _____ (month-day)	incl.
Amount _____ (cfs &/or acre-feet per annum)	for _____	purposes from _____ (month-day)	to _____ (month-day)	incl.

b) Total amount appropriated _____ cfs and/or acre-feet per annum.

c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement:

Flow was measured with a permanently installed in line flowmeter in the pump discharge
lines at a storage tank water level of 7 feet by Adren R. Kroeger P.E.

6. If the means of diversion and conveyance are owned by someone other than the permit holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement of understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch):

50 hp turbine pump with 8" discharge, 16" well casing, 375' well and a 100 hp turbine
pump with a 10" discharge, 16" well casing, 475' well, both pumps discharge into
12" lines connected to city water mains.

b) Describe the provision for making a measurement which you have at your point of diversion:
(i.e., installed measuring device, access port, other)

Installed flowmeter

c) Give well driller's name and address and the date the well was completed: Pete Cope Drilling Co.
Inc., 10566 K Bar T Drive, Boise, Idaho

Well No. 4 Completed by November 28, 1977 (including test pumping)

Well No. 5 Completed by December 5, 1977 (including test pumping)

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:

Water is for Domestic use and Fire fighting and is used in the City limits of Middleton, Idaho

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision:

[illegible]

Total number of acres irrigated

10. Remarks: Permanent Pumping facilities completed the last of May, 1979

and final flow measurements completed the first week of June.

The above information is a true statement of the extent to which the above numbered permit has been developed.

6 - 6 - 1979

(Date)

Alice M. Lanning
(Signature)

Mayor

State of Idaho)
County of Canyon) ss.

On this 11th day of June, 19 79, personally appeared before me the

er(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Val Ann Caldwell
Notary Public
Residing at Caldwell

My commission expires 12-13-79





State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

CERTIFIED MAIL

March 30, 1979

Re: Permit No. 63-8704

100771

City of Middleton
City Hall
Middleton, ID 83644

Gentlemen:

One of the conditions of approval of your water Permit No. 63-8704 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before March 1, 1979. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise, the permit will lapse and be of no further force or effect.


RITA FLECK
Water Rights

Encl: Proof affidavit

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State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

NOV 22 1978

Dear Wateruser:

The enclosed Order changes the measuring device condition of approval on your water right permit.

The changed condition should be less restrictive and provide more flexibility to you in the development of your water right system. The specifications related to the size and location of the access port will be available upon request from the Department, as soon as the Department's measuring equipment is obtained.

If you have questions regarding this matter, please contact this office or our regional offices.

Sincerely,

A handwritten signature in black ink, reading "L. Glen Saxton", is written over the typed name.

L. GLEN SAXTON
Chief, Operations Bureau

LGS:JG:kw

Enclosure

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STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE Division of Environment

May 23, 1977

801 Reserve Street
Boise, Idaho 83702
MAY 25 1977

Department of Water Resources
Western Regional Office

MEMORANDUM

TO: Western Region, Idaho Dept. of Water Resources
FROM: Division of Environment
SUBJECT: Permit Nos. 63-8704 and 65-7839

Permit No. 63-7839 - We have no comment to make on this application.

Permit No. 63-8704 - We have reviewed and approved the plans for the new well in this permit. The two older wells have been surveyed and found to be acceptable.

Frank Keller

FK/rb

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EQUAL OPPORTUNITY EMPLOYER

June 15, 1977

Re: Permit No. 63-8704

City of Middleton
City Hall
Middleton, ID 83644

Gentlemen:

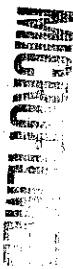
Enclosed is a copy of your approved Application for Permit No. **63-8704** . We direct your attention to the conditions of approval as listed on the fourth page.

Be sure to note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

Sincerely,

BOBBY D. FLEENOR
Chief, Water Rights

Enclosure: Copy of permit



DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-8704

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated *within city limits*
☒ Map
☒ Signature
☒ Fee

(1) THH 4-18-77

In form to receipt

(2) if 5-18-77

Send Copies to:

☒ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) _____

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
☐ Request Dam Safety Information

(4) R.W.H. 4-20-77

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no ☒

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use N/A

(10) _____

Comments: _____

(11) if OK

Affidavit of Publication received (date) 5-16-77

(12) if _____

Final date for protests 5-16-77

Protests received: yes _____ no ☒

(13) _____

All requested information received from agencies or applicant: yes _____ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

_____ Proposed Priority

_____ Reason for Reduction _____

☒ Measuring device S required

_____ See attached sheet for other conditions of approval

_____ No special conditions for approval

(15) District W

By THH Date 5-17-77

May 18, 1977

Re: Applications for Permit Nos. 63-8704 & 65-7839

C
O
P
Y
David Sanders
Department of Health & Welfare
Statehouse
Boise, ID 83720

Dear Mr. Sanders:

Enclosed is a copy of the above referenced applications for permit which may be of interest to your agency. Please review the application and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter.

If you have questions regarding the applications, please contact this office.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

Enc.

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STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES WESTERN REGION

Cecil D. Andrus
Governor

R. Keith Higginson
Director

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

April 22, 1977

Re: See attached sheet

News-Tribune
P. O. Box 1179
Caldwell, ID 83605

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before May 16, 1977.

Sincerely,

Bill submitted
5-16-77
ry

RECEIVED

PUBLISHED IN THE NEWS-TRIBUNE APRIL 28 & MAY 5, 1977

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

63-3532 Don A. Hulme

NOTICE OF CLAIM TO A WATER RIGHT

63-4472 Marle &/or Freeda Javaux

63-4476 E. E. &/or Bessie L. Powell

NOTICE OF APPLICATION FOR WATER PERMIT

63-8687 Saxton Fruit Farms, Inc.

63-8688 Green Acres Farms

63-8689 Fred W. &/or Clara P. Anderson

63-8697 Lloyd C. Collard

63-8699 Charles A. &/or Zelda M. Nickel

63-8700 L. W. &/or Barbara Ragains

63-8701 Ray Obendorf

63-8702 Harold G. &/or Harriett A. Crosby

63-8703 H. J. Batt, Wilder Land Co., LTD

63-8704 City of Middleton, Idaho

63-8705 Phillips Farms

63-8706 Robert B. Morford

63-8709 C. J. Westcott

63-8708 Fred C. &/or Irene Hertig

RECORDED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that ~~CITY OF MIDDLETON, Idaho~~

~~City Hall Middleton, ID~~

has on ~~April 18, 1977~~ submitted Application No. ~~63-8704~~

for a permit to appropriate ~~5.0~~ cubic feet per second ~~acre feet~~
~~XXXXXXXXXX~~

~~per annum of water from~~
~~XXXXXXXXXX~~ ~~a groundwater source~~

by means of ~~wells and pumps~~

within the ~~SW 1/4 Sec 12 T4N-R3W; Government Lot 2 Sec 5, & Government Lot~~

~~4 Sec 6 T4N-R2W B.M., Canyon County~~

to be used from ~~Jan 1 to Dec 31~~

for ~~municipal purposes~~

within the ~~city limits~~

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before ~~May 16, 1977~~.

C. STEPHEN ALLRED

~~Acting~~ Director

Published in the ~~News-Tribune, Caldwell, ID~~

~~Apr 11 - 20, 1977~~ and ~~May 5, 1977~~

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