

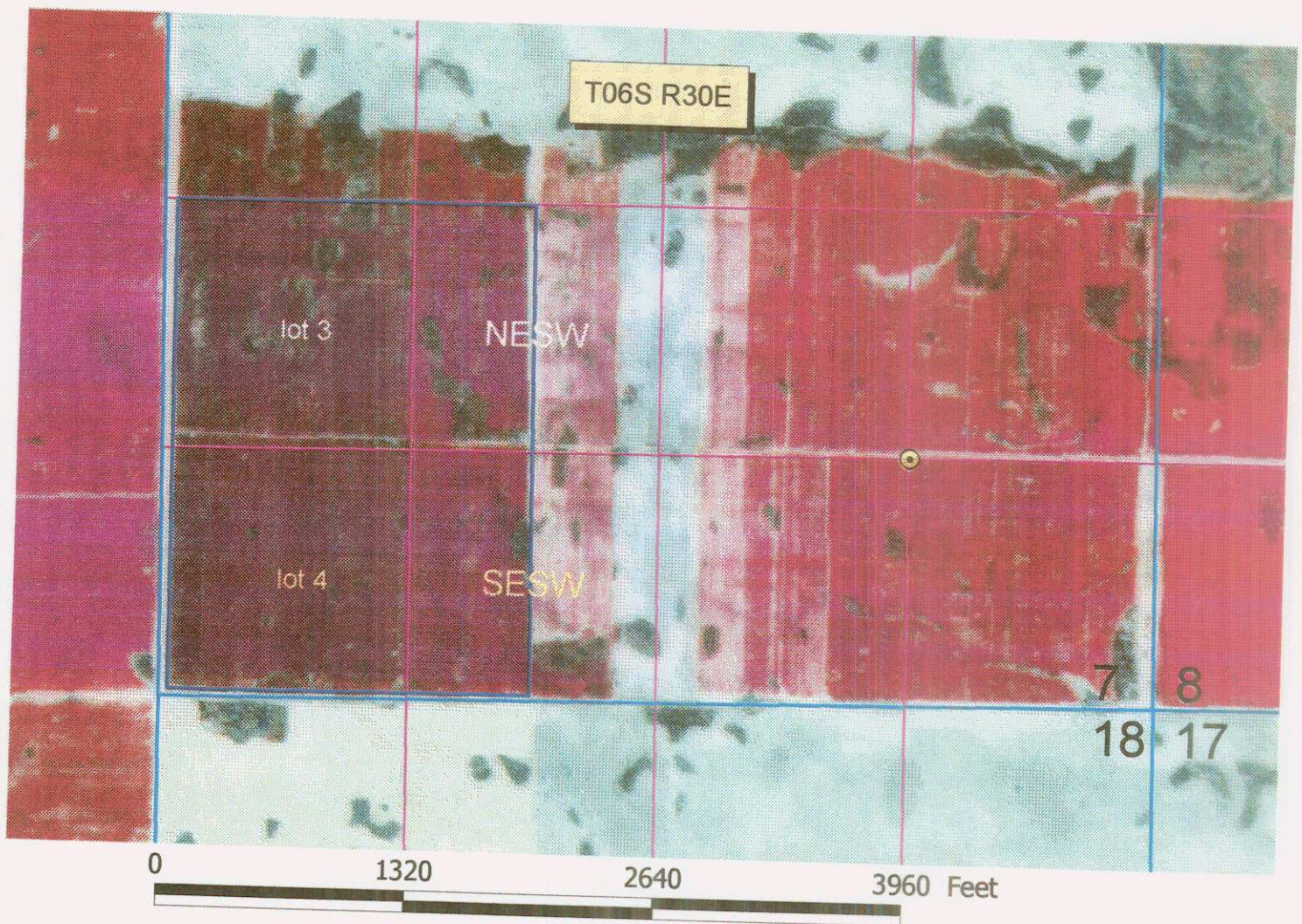


STATE OF IDAHO

Department of Water Resources

Eastern Region

Water Right(s): 35-07953A



LEGEND

-  Point of Diversion
-  Place of Use
-  Section Line
-  Quarter-section line

Acres Irrigated = 112



GIS Place of Use illustration
1987/1988 NAPP photography
Prepared by: E. Carlsen
Date: March 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 12, 2002

RUFF TIMES FARMS
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN ID 83210

RE: SRBA Claims 35-7505, 35-7759, 35-7953A & Notice of
Completed Administrative Proceeding (NCAP)

Dear Mr. Ruff:

Recently, the Idaho Department of Water Resources (IDWR) approved permit 35-9050. As a result, the court processing of the above referenced claims can continue.

As directed by the SRBA Court, this office mailed a copy of the water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

Water Rights: 35-7505, 35-7759, 35-7953A

Case No. 39576)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- ☐ I.C. § 42-222 transfer
 - ☐ point of diversion ☐ place of use
 - ☐ period of use ☐ nature of use
 - ☐ split of water right ☐ change in ownership

[X] Other: Application for Permit 35-9050 Approved. No change to SRBA Claims 35-7505, 35-7759, 35-7953A

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: March 12, 2002

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on March 12, 2002, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
RUFF TIMES FARMS
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN ID 83210

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

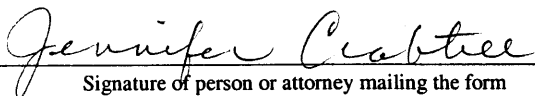
Each party in the subcase, or attorney of record
JOHN ROSHOLT
BARKER ROSHOLT & SIMPSON LLP
233 2ND ST N STE D
TWIN FALLS ID 83301

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Water Rights: 35-07505, 35-07759,
35-07953A

Case No. 39576

AMENDED
NOTICE OF ADMINISTRATIVE
PROCEEDING

AMEND NAP TO REPLACE 35-07953B WITH 35-07953A BECAUSE 35-07953B WAS
LISTED INCORRECTLY

IDWR has received an application for an Administrative Proceeding for the above water
right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated
below:

☒ **OTHER: IDWR PROCESSING OF PENDING APPLICATION FOR PERMIT
35-09050 WILL EFFECT SRBA CLAIMS 35-07505, 35-07759, & 35-07953A.**

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

☐ I.C. § 42-222 transfer

☐ point of diversion ☐ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed no later than: **MARCH 1, 2001**

DATED: July 28, '00

Ernest Carlson
Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 7/28/00, 2000, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
RUFF TIMES FARMS
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN ID 83210

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
JOHN ROSHOLT
ROSHOLT ROBERTSON & TUCKER
PO BOX 1906
TWIN FALLS ID 83303-1906

4. One copy to:

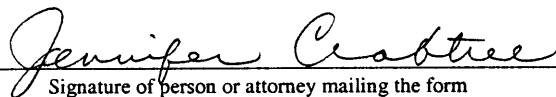
Each party in the subcase, or attorney of record
N/A

5. One copy each to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

6. One Copy to:

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RUFF TIMES FARMS
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN ID 83210

RE: Transfer #5304 for water right(s) 35-07505, 35-07759,
35-07883, 35-07953, 35-07953A, 35-07953B and Notice of
Completed Administrative Proceeding (NCAP)

Dear Mr. Ruff:

On January 11, 1999, the Idaho Department of Water Resources (IDWR) approved Transfer #5304, modifying the above referenced water right. Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Hoagland
Technical Records Specialist

Enclosure: copy of NCAP

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

) AMENDED
) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
)
)

) SUB CASE NO. 35-07505, 35-07759,
) 35-07883, 35-07953, 35-07953A,
) 35-07953B

AMEND NAP FOR TRANSFER 5304 & REMOVE 35-07477B WHICH WAS LISTED IN
ERROR

IDWR has completed the following Administrative proceeding: I.C. § 42-222 TRANSFER
5304

An Administrative Proceeding pursuant to I.C. § 42-222 has been completed. The
following changes have been made to the water right(s):

☐	Change in Ownership	☒	Split of Water Right
☒	Point of Diversion	☒	Place of Use
☐	Period of Use	☐	Nature of Use
☒ OTHER: OVERLAPPING RIGHTS FOR POD (35-07505, 35-07759)			

FROM: Claimant/Seller(s):

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Seller(s):

Name and Address of Claimant/Purchaser(s):

RUFF TIMES FARMS

C/O DOUG RUFF

3005 W 2100 S

ABERDEEN ID 83210

Phone:

Phone:

The Claimant has filed Objections or Responses to the following water rights:

NO OBJECTIONS

IDWR certifies that it has completed its investigation into the changes to the elements of
the water rights listed above as set forth in the attached *Amended Director's Reports* for said water
rights. No other changes have been made to the elements of these water rights except as set forth
above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and
Amended Director's Report(s) on the claimant(s), prior claimant(s) and all parties in the subcases
affected, if any, as reflected on the attached certificate of mailing.

DATED: March 12, 1999

Ernest Calan

Signature of IDWR Representative

NOTICE OF COMPLETED

ADMINISTRATIVE PROCEEDING Water Right(s): 35-07505, 35-07759, 35-07883, 35-07953, 35-07953A, 35-07953B

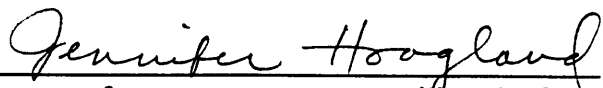
5/21/96

Page 1

CERTIFICATE OF MAILING

I certify that on 3/17, 1999, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
RUFF TIMES FARMS
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN ID 83210
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
N/A
4. One Copy to:
Each party in the subcase or attorney of record:
N/A
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

NOTICE OF COMPLETED

ADMINISTRATIVE PROCEEDING Water Right(s): 35-07505, 35-07759, 35-07883, 35-07953, 35-07953A, 35-07953B
5/21/96

Page 2

Eastern

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

RECEIVED

JAN 15 1999

Department of Water Resources
Eastern Region

TRANSFER NO. 5304
WATER RIGHT NO(S). 35-07883/35-07953B/35-08143/35-08747B

This is to certify that: **RUFF TIMES FARMS**
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN ID 83210

35-07953A

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

NO CLAIM
NO CLAIM

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 35-07883 : IRRIGATION Priority: 01/31/1980	04/01 to 10/31	3.74 CFS	1004.0 AF
Right No. 35-07953B : IRRIGATION Priority: 02/23/1981	04/01 to 10/31	0.09 CFS	32.0 AF
Right No. 35-08143 : IRRIGATION Priority: 05/18/1983	04/01 to 10/31	0.32 CFS	64.0 AF
Right No. 35-08747B : IRRIGATION Priority: 04/07/1989	04/01 to 10/31	0.50 CFS	100.0 AF
TOTAL:		4.65 CFS	1200.0 AF

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 7, Township 06S, Range 30E
BINGHAM County

PLACE OF USE: IRRIGATION

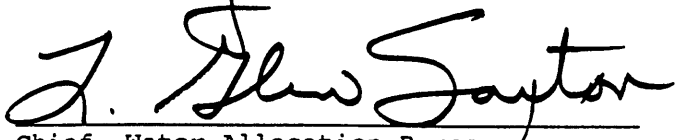
<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S 30E 7	NENE 38	NWNE 37	SWNE 37	
	SENE 38	NENW 38	NWNW 37	
	SWNW 37	SENW 38		300
Total number of acres irrigated:				* 300

TRANSFER NO. 5304
WATER RIGHT NO(S). 35-07883/35-07953B/35-08143/35-08747B

CONDITIONS OF APPROVAL AND REMARKS

1. The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. 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. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 6. Right 35-07883 is limited to the irrigation of 251.0 acres in the place of use described above in a single irrigation season.
- * 7. Right 35-07953B is limited to the irrigation of 8.0 acres in the place of use described above in a single irrigation season.
- * 8. Right 35-08143 is limited to the irrigation of 16.0 acres in the place of use described above in a single irrigation season.
- * 9. Right 35-08747B is limited to the irrigation of 25.0 acres in the place of use described above in a single irrigation season.
10. Rights 35-08143 and 35-08747B are for the use of trust water and are subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
11. Diversion and use of water under Rights 35-08143 and 35-08747B is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.

Dated this 11th day of January, 1999.


Chief, Water Allocation Bureau

MEMORANDUM

TO: Files 35-07883, 35-07953, 35-08143 & 35-08747

FROM: Pam Skaggs^{CS}/State Office

SUBJECT: Transfer 5304

DATE: January 4, 1999

Transfer 5304 changes the point of diversion and place of use under all of Rights 35-07883 and 35-08143, and a portion of Rights 35-07953 and 35-08747 splitting each right into Parts A and B.

The applicant is reconfiguring these rights to reflect the use of center pivots, corner catchers and current point of diversion. The combined rights irrigate a 300 acre permissible place of use.

Season of use and diversion volume were adjusted to reflect current standards. Recommended conditions include permissible place of use, trust water (35-08143 & 35-08747B), measuring & annual reporting, irrigation overlap and standard transfer conditions.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

