

RECEIVED

OCT 23 2007

DEPARTMENT OF
WATER RESOURCES

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

OCT 19 2007

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

Clerk

Deputy Clerk

In Re SRBA

Subcases: 63-00287D & 63-32800

Case No. 39576

ORDER GRANTING MOTIONS TO FILE
LATE NOTICES OF CLAIM

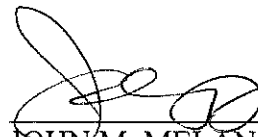
On July 23, 2007, Russell Ruff filed a *Motion to File Late Notice of Claim* for each of the above-captioned water rights. Hearing was held on the *Motions* on October 16, 2007. These *Motions* complied with all procedural requirements under *SRBA Administrative Order 1*, and no objections were made to these late Notices of Claim.

THEREFORE, IT IS ORDERED, that the *Motions to File a Late Notice of Claim* for each of the above-captioned water rights is **granted**.

The original Notices of Claim, as well as any attached filing fees, and a copy of this **Order** will be forwarded to the Idaho Department of Water Resources for further action. Following investigation by the Idaho Department of Water Resources, recommendation for the claims will be reported in the next *Late Claims Director's Report* which is issued on an annual basis. This modifies the provisions of *SRBA Administrative Order 1* 4d(2)(h).

IT IS SO ORDERED.

Dated Oct. 18, 2007.



JOHN M. MELANSON

Presiding Judge
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING
MOTIONS TO FILE LATE NOTICE OF CLAIM was mailed on October 19,
2007, with sufficient first-class postage to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

RUSSELL RUFF
200 E CLEAR CREEK
MERIDIAN, ID 83646
Phone: 208-221-2634



Should questions arise during the processing of this application please contact:
Paul Drury – ERO Resources Corp. (208) 373-7983

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-00287D

Date Received: _____

Receipt No: _____

Received By: _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

DISTRICT COURT - 5TH
JUDICIAL DISTRICT
TWIN FALLS CO., IDAHO
FILED
2007 JUL 23 PM 2 24

Please type or print clearly

1. Name of Claimant(s) Russell Ruff Phone (208) 221-2634
Mailing Address 200 E. Clear Creek Meridian Idaho Zip 83646
Street or Box City State
2. Date of Priority (Only one (1) per claim) June 1, 1882
Month Day Year (YYYY)
3. Source of water supply (Check one) Ground Water () or Other (X) (a) Boise River
which is tributary to (b) Snake River
4. a. Location of Point of Diversion is: Township 03 North, Range 02 East, Section 09, SW ¼ of NE ¼ of
 ¼, Govt. Lot 7, B.M., County of Ada.
Additional points of diversion if any: _____
If available, GPS Coordinates _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____, Range _____, Section _____, _____, ¼ of _____, ¼ of
_____, ¼, Govt. Lot _____, B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc.),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed
and as enlarged and the depth of each well. Settlers Irrigation District Diversion into Settlers Canal. Delivery
through Warm Springs Slough into pond located on property. Irrigation pump draws water from pond and
pressurizes sprinklers.

Last Name Ruff Ident. Number 63-00287D

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD) (cfs) (acre feet)
For Domestic purposes from 01-01 to 12-31 amount .02 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.02 (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully. (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) _____

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWN	RNG	SEC	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	19								D									

Total number of acres irrigated _____

10. In which county (ies) are lands listed above as place of use located? Ada

11. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

13. Remarks:

Home constructed prior to 1978.

Last Name Ruff Ident. Number _____

14. Basis of Claim (Check One) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____ Decree _____
Court _____ Decree Date _____ Plaintiff vs Defendant _____
If applicable provide IDWR Water Right Number _____

16. Signature(s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments: 3

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____,
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

Please Print Name

16. Notice of Appearance:

Notice is hereby given that I, _____, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

See signature page attached

Last Name Ruff Ident. Number _____

15. Basis of Claim (Check One) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature(s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of Attachments 0 3 (red)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

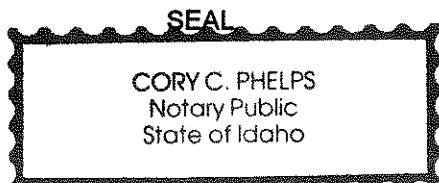
Signature of Claimant(s) [Signature] Date 6-30-07
[Signature] Date 6-30-07

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 30 day of June 20 07



Notary Public [Signature]
Residing at Pocatello, Idaho
My Commission Expires 5/3/2010

17. Notice of Appearance:

Please Print Name

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____
Address _____
Date _____

Last Name Ruff Ident. Number _____

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

Scale: 2 inches equals 1 mile.

See Attachment 1

Last Name Ruff Ident. Number

Russell and Kimberly Ruff
200 E. Clear Creek Drive
Block 28 Clearvue Estates
Sec 19 T4N R1E



-  Pond
-  Irrigated Area
-  Property Boundary
-  Sections

400 0 400 800 Feet

A horizontal scale bar with alternating black and white segments, corresponding to the 400, 0, 400, and 800 feet markings.

Prepared By: ERO Resources
Date Prepared: July 11, 2007
Data Source: 2004 NAIP Aerial Photo

Ruff
Attachment 1

PLAT SHOWING
CLEARVIEW ESTATES SUBDIVISION
U.S. LOTS 3 & 4, AND THE SE 1/4 OF THE NW 1/4 OF
SECTION 19, T4N, R1E, S4M,
ADAMS COUNTY
IDAHO
- 1972 -

NOTES

1. SETBACK FROM BOISE RIVER MEAN HIGH WATER LEVEL (SEVOCES) - 100' WIDE
NO REMAINING BUILDING OR STRUCTURES IN THE AREA EXCEPT BOAT DOCKS & RECREATIONAL STRUCTURES
APPROVED BY BUILDING REVIEW COMMITTEE & AIR COUNTY PLANNING COMMISSION.
GRASS PLOTS FOR SEPTIC TANKS MUST BE LOCATED AT LEAST 300 FT. AWAY FROM MEAN HIGH WATER LEVEL
AND MUST BE INSTALLED ABOVE RIVER WATER LEVEL.
2. INTERMEDIATE REGIONAL FLOOD PLAIN BOUNDARY
THE LINE OF INTERMEDIATE REGIONAL FLOOD PLAIN BOUNDARY BETWEEN THIS LINE AND BOISE RIVER SHALL BE CONSTRUCTED ON
FULL PLACED TO A MEAN FLOOD PLAIN BOUNDARY LIGNATURE.
3. PUBLIC UTILITIES, IRRIGATION & DRAIN DITCH, WARM SPRINGS SLOUGH, EASEMENTS
SEE CERTIFICATE OF OWNERS
4. BUILDING SETBACKS
30 FEET FROM PRESENT OR FUTURE FRONT LOT OR STREET LINE
10 FEET FROM PRESENT OR FUTURE SIDE LOT OR STREET LINE
5 FEET FROM FUTURE INTERIOR LOT LINE
25 FEET FROM ANY SIDE STREET LINE
FOR APPURTENANCE TO ANY DWELLING HOUSE - SEE ORDINANCES AND REGULATIONS
5. IRRIGATION WATER ALLOCATION
75 MINORS ACRES FROM SETTLERS IRRIGATION DISTRICT CANAL THROUGH LINER LATERAL

BLOCK	MINORS ACRES	TOTAL MINORS
1 THRU 15	4.0	94
16 THRU 18	2.0	12
19 THRU 21	2.0	12
22 THRU 24	2.0	12
25 THRU 27	2.0	12
28 THRU 30	2.0	12
31 THRU 33	2.0	12
34 THRU 36	2.0	12
37 THRU 39	2.0	12
40 THRU 42	2.0	12
43 THRU 45	2.0	12
46 THRU 48	2.0	12
49 THRU 51	2.0	12
52 THRU 54	2.0	12
55 THRU 57	2.0	12
58 THRU 60	2.0	12
61 THRU 63	2.0	12
64 THRU 66	2.0	12
67 THRU 69	2.0	12
70 THRU 72	2.0	12
73 THRU 75	2.0	12
76 THRU 78	2.0	12
79 THRU 81	2.0	12
82 THRU 84	2.0	12
85 THRU 87	2.0	12
88 THRU 90	2.0	12
91 THRU 93	2.0	12
94 THRU 96	2.0	12
97 THRU 99	2.0	12
100 THRU 102	2.0	12
103 THRU 105	2.0	12
106 THRU 108	2.0	12
109 THRU 111	2.0	12
112 THRU 114	2.0	12
115 THRU 117	2.0	12
118 THRU 120	2.0	12
121 THRU 123	2.0	12
124 THRU 126	2.0	12
127 THRU 129	2.0	12
130 THRU 132	2.0	12
133 THRU 135	2.0	12
136 THRU 138	2.0	12
139 THRU 141	2.0	12
142 THRU 144	2.0	12
145 THRU 147	2.0	12
148 THRU 150	2.0	12
151 THRU 153	2.0	12
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169 THRU 171	2.0	12
172 THRU 174	2.0	12
175 THRU 177	2.0	12
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184 THRU 186	2.0	12
187 THRU 189	2.0	12
190 THRU 192	2.0	12
193 THRU 195	2.0	12
196 THRU 198	2.0	12
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202 THRU 204	2.0	12
205 THRU 207	2.0	12
208 THRU 210	2.0	12
211 THRU 213	2.0	12
214 THRU 216	2.0	12
217 THRU 219	2.0	12
220 THRU 222	2.0	12
223 THRU 225	2.0	12
226 THRU 228	2.0	12
229 THRU 231	2.0	12
232 THRU 234	2.0	12
235 THRU 237	2.0	12
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241 THRU 243	2.0	12
244 THRU 246	2.0	12
247 THRU 249	2.0	12
250 THRU 252	2.0	12
253 THRU 255	2.0	12
256 THRU 258	2.0	12
259 THRU 261	2.0	12
262 THRU 264	2.0	12
265 THRU 267	2.0	12
268 THRU 270	2.0	12
271 THRU 273	2.0	12
274 THRU 276	2.0	12
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283 THRU 285	2.0	12
286 THRU 288	2.0	12
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292 THRU 294	2.0	12
295 THRU 297	2.0	12
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301 THRU 303	2.0	12
304 THRU 306	2.0	12
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322 THRU 324	2.0	12
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493 THRU 495	2.0	12
494 THRU 496	2.0	12
495 THRU 497	2.0	12
496 THRU 498	2.0	12
497 THRU 499	2.0	12
498 THRU 500	2.0	12

WATER RIGHTS ESTABLISHED BY RIGHT OF USAGE FROM WARM SPRINGS SLOUGH AND A DRAIN DITCH
FROM 1915 TO 1935 IN PROPORTION TO ACREAGE IRRIGATED BY THESE SOURCES OF WATER FOR EACH REMAINING BLOCK
FROM 1915 TO 1935 INCLUSIVE.

LEGEND

- 1. 3/4" x 30" REBAR SET
- 2. 1/2" x 24" REBAR SET
- 3. BLOCK NUMBER
- 4. DITCH & DIRECTION OF DRAINAGE
- 5. 3/4" BOLT BLOCK LINES AND PRESENT STREETS
- 6. FUTURE STREETS

TABLE OF CURVE DATA

CHORD	CHORD BEARING	CHORD	CHORD BEARING
1. 200.00	N 87° 14' 48" E	19.70	S 1° 31' 31" E
2. 200.00	N 87° 08' 18" E	19.70	S 1° 31' 31" E
3. 200.00	N 87° 01' 48" E	19.70	S 1° 31' 31" E
4. 200.00	N 86° 55' 18" E	19.70	S 1° 31' 31" E
5. 200.00	N 86° 48' 48" E	19.70	S 1° 31' 31" E
6. 200.00	N 86° 42' 18" E	19.70	S 1° 31' 31" E
7. 200.00	N 86° 35' 48" E	19.70	S 1° 31' 31" E
8. 200.00	N 86° 29' 18" E	19.70	S 1° 31' 31" E
9. 200.00	N 86° 22' 48" E	19.70	S 1° 31' 31" E
10. 200.00	N 86° 16' 18" E	19.70	S 1° 31' 31" E
11. 200.00	N 86° 09' 48" E	19.70	S 1° 31' 31" E
12. 200.00	N 86° 03' 18" E	19.70	S 1° 31' 31" E
13. 200.00	N 85° 56' 48" E	19.70	S 1° 31' 31" E
14. 200.00	N 85° 50' 18" E	19.70	S 1° 31' 31" E
15. 200.00	N 85° 43' 48" E	19.70	S 1° 31' 31" E
16. 200.00	N 85° 37' 18" E	19.70	S 1° 31' 31" E
17. 200.00	N 85° 30' 48" E	19.70	S 1° 31' 31" E
18. 200.00	N 85° 24' 18" E	19.70	S 1° 31' 31" E
19. 200.00	N 85° 17' 48" E	19.70	S 1° 31' 31" E
20. 200.00	N 85° 11' 18" E	19.70	S 1° 31' 31" E
21. 200.00	N 85° 04' 48" E	19.70	S 1° 31' 31" E
22. 200.00	N 84° 58' 18" E	19.70	S 1° 31' 31" E
23. 200.00	N 84° 51' 48" E	19.70	S 1° 31' 31" E
24. 200.00	N 84° 45' 18" E	19.70	S 1° 31' 31" E
25. 200.00	N 84° 38' 48" E	19.70	S 1° 31' 31" E
26. 200.00	N 84° 32' 18" E	19.70	S 1° 31' 31" E
27. 200.00	N 84° 25' 48" E	19.70	S 1° 31' 31" E
28. 200.00	N 84° 19' 18" E	19.70	S 1° 31' 31" E
29. 200.00	N 84° 12' 48" E	19.70	S 1° 31' 31" E
30. 200.00	N 84° 06' 18" E	19.70	S 1° 31' 31" E
31. 200.00	N 83° 59' 48" E	19.70	S 1° 31' 31" E
32. 200.00	N 83° 53' 18" E	19.70	S 1° 31' 31" E
33. 200.00	N 83° 46' 48" E	19.70	S 1° 31' 31" E
34. 200.00	N 83° 40' 18" E	19.70	S 1° 31' 31" E
35. 200.00	N 83° 33' 48" E	19.70	S 1° 31' 31" E
36. 200.00	N 83° 27' 18" E	19.70	S 1° 31' 31" E
37. 200.00	N 83° 20' 48" E	19.70	S 1° 31' 31" E
38. 200.00	N 83° 14' 18" E	19.70	S 1° 31' 31" E
39. 200.00	N 83° 07' 48" E	19.70	S 1° 31' 31" E
40. 200.00	N 83° 01' 18" E	19.70	S 1° 31' 31" E
41. 200.00	N 82° 54' 48" E	19.70	S 1° 31' 31" E
42. 200.00	N 82° 48' 18" E	19.70	S 1° 31' 31" E
43. 200.00	N 82° 41' 48" E	19.70	S 1° 31' 31" E
44. 200.00	N 82° 35' 18" E	19.70	S 1° 31' 31" E
45. 200.00	N 82° 28' 48" E	19.70	S 1° 31' 31" E
46. 200.00	N 82° 22' 18" E	19.70	S 1° 31' 31" E
47. 200.00	N 82° 15' 48" E	19.70	S 1° 31' 31" E
48. 200.00	N 82° 09' 18" E	19.70	S 1° 31' 31" E
49. 200.00	N 82° 02' 48" E	19.70	S 1° 31' 31" E
50. 200.00	N 81° 56' 18" E	19.70	S 1° 31' 31" E
51. 200.00	N 81° 49' 48" E	19.70	S 1° 31' 31" E
52. 200.00	N 81° 43' 18" E	19.70	S 1° 31' 31" E
53. 200.00	N 81° 36' 48" E	19.70	S 1° 31' 31" E
54. 200.00	N 81° 30' 18" E	19.70	S 1° 31' 31" E
55. 200.00	N 81° 23' 48" E	19.70	S 1° 31' 31" E
56. 200.00	N 81° 17' 18" E	19.70	S 1° 31' 31" E
57. 200.00	N 81° 10' 48" E	19.70	S 1° 31' 31" E
58. 200.00	N 81° 04' 18" E	19.70	S 1° 31' 31" E
59. 200.00	N 80° 57' 48" E	19.70	S 1° 31' 31" E
60. 200.00	N 80° 51' 18" E	19.70	S 1° 31' 31" E
61. 200.00	N 80° 44' 48" E	19.70	S 1° 31' 31" E
62. 200.00	N 80° 38' 18" E	19.70	S 1° 31' 31" E



Pioneer Title Co.

GOING BEYOND

8151 W. Rifleman Ave. / Boise
Idaho 83704 / (208) 377-2700

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 05/30/07 04:16 PM
DEPUTY Vicki Allen
RECORDED - REQUEST OF
Pioneer



COUNTY 3.00

280306 SW/SB

WARRANTY DEED

For Value Received Karen A. Ayarra, an unmarried woman as her separate estate
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto
Russell Ruff and Kimberly Ruff, husband and wife

hereinafter referred to as Grantee, whose current address is 200 E. Clear Creek Dr., Meridian, Idaho 83646
the following described premises, to-wit:

SR KR

Block 28 of Clearvue Estates Subdivision, according to the official plat thereof, filed in Book 28
of Plats at Page 1773, records of Ada County, Idaho.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs
and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor
is the owner in fee simple of said premises; that said premises are free from all encumbrances except current
years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record,
and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims
whatsoever.

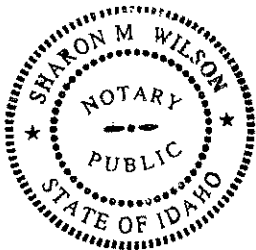
Dated: May 29, 2007

Karen A Ayarra

STATE OF Idaho, County of Ada, ss.

On this 29th day of May, in the year of 2007, before me Sharon M. Wilson, notary public personally
appeared * known or identified to me to be the person/persons whose name is/are subscribed to the
within instrument, and acknowledged to me that he/she/they executed the same.

* Karen A. Ayarra



Sharon M. Wilson
Notary Public of Idaho
Residing at Boise, Idaho
Commission expires: May 10, 2012

Commission expires: 05-10-12
Residing in Boise, Idaho

Commission expires: 05-10-12
Residing in Boise, Idaho

Ruff Attachment 3

Should questions arise during the processing of this application please contact:
Paul Drury – ERO Resources Corp. (208) 373-7983

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 03-32800

Date Received: _____

Receipt No: _____

Received By: _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

DISTRICT COURT - SNB
TWIN FALLS CO., IDAHO
FILED
2007 JUL 23 PM 2 25

Please type or print clearly

1. Name of Claimant(s) Russell Ruff Phone (208) 221-2634
Mailing Address 200 E. Clear Creek Meridian Idaho Zip 83646
Street or Box City State
2. Date of Priority (Only one (1) per claim) 1/1/1978
Month Day Year (YYYY)
3. Source of water supply (Check one) Ground Water (X) or Other () (a) _____
which is tributary to (b) N/A
4. a. Location of Point of Diversion is: Township 04 North, Range 01 East, Section 19, SE ¼ of NW ¼ of
_____ ¼, Govt. Lot _____, B.M., County of Ada.
Additional points of diversion if any: _____
If available, GPS Coordinates _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____, Range _____, Section _____, _____, ¼ of _____, ¼ of
_____, ¼, Govt. Lot _____, B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc.),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed
and as enlarged and the depth of each well. Domestic well and pump.

Last Name Ruff Ident. Number _____

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD) (cfs) (acre feet)
 For Irrigation purposes from 03-01 to 11-15 amount .04 or _____
 For Irr. from storage purposes from 03-01 to 11-15 amount _____ or 0.1
 For Wildlife purposes from 01-01 to 12-31 amount _____ or 0.2
 For Aesthetic purposes from 01-01 to 12-31 amount _____ or 0.2

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully. (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) _____

9. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWN	RNG	SEC	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	19								1.9									1.9
		19								WJ									

Total number of acres irrigated 1.9

10. In which county (ies) are lands listed above as place of use located? Ada

11. Do you own the property listed above as place of use? Yes X No _____ (See Attachment 3)
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (X)

13. Remarks:

a. Pond constructed prior to November 19, 1987 and the change in use is an accomplished transfer allowed by chapter 42-1425 of Idaho Code.

b. This claim is for 2 inches of water right 63-00287 as shown in Note 5 Plat of Clear Vue Subdivision, Attachment 2.

c. Irrigated acres reduced to 1.9 to account for the pond area without enlargement.

Last Name Ruff Ident. Number 63-00287D

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

Scale: 2 inches equals 1 mile.

See Attachment 1

14. Basis of Claim (Check One) ☐ Beneficial Use ☐ Posted Notice ☐ License ☐ Permit ☒ Decree ☐
Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number 63-00287

16. Signature(s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments: 3

For Individuals: I/We do solemnly swear or affirm under penalty of perjury that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm under penalty of perjury that I am

_____ of _____,
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

Please Print Name

16. Notice of Appearance:
Notice is hereby given that I, _____, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

See signature page attached.

Last Name Ruff Ident. Number 63-00287D

15. Basis of Claim (Check One) Beneficial Use _____ Posted Notice _____ License _____ Permit _____

Decree X

If applicable provide IDWR Water Right Number 63-00287

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 03 (red)

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) [Signature] Date 6-30-07

Date 6-30-07

For Organizations: I do solemnly swear or affirm that I am _____ Title _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

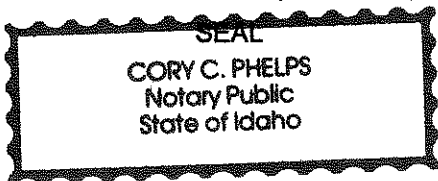
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)
County of Bannock) SS.

Subscribed and sworn (or affirmed) before me this 30 day of June 20 07



Notary Public [Signature]

Residing at Pocatello, Idaho

My Commission Expires 5/3/2010

17. Notice of Appearance:

Please Print Name

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Ruff Ident. Number 63-00287D

Russell and Kimberly Ruff
200 E. Clear Creek Drive
Block 28 Clearvue Estates
Sec 19 T4N R1E

Ruff Attachment 1



-  Pond
-  Irrigated Area
-  Property Boundary
-  Sections



Prepared By: ERO Resources
Date Prepared: July 11, 2007
Data Source: 2004 NAIP Aerial Photo

PLAT SHOWING
CLEARVUE ESTATES SUBDIVISION
U.S. LOTS 3 & 4 AND THE SE 1/4 OF THE NW 1/4 OF
ADAMS COUNTY, IDAHO
- 1972 -



NOTES

1. SETBACK FROM BOISE RIVER MEAN HIGH WATER LEVEL (5500 CFS) - 100' WIDE. NO PERMANENT BUILDINGS OR STRUCTURES IN THE AREA EXCEPT BENT COCKS & RECREATIONAL STRUCTURES APPROVED BY BUILDING REVIEW COMMITTEE & ADAMS COUNTY PLANNING COMMISSION. CHAIN FIELDS FOR SEPTIC TANKS MUST BE LOCATED AT LEAST 100' AWAY FROM MEAN HIGH WATER LEVEL AND MUST BE INSTALLED ABOVE MEAN WATER LEVEL.
2. INTERMEDIATE REGIONAL FLOOD PLAIN BOUNDARY. ALL BUILDINGS AND ROADWAYS LOCATED BETWEEN THIS LINE AND BOISE RIVER SHALL BE CONSTRUCTED ON ALL PAVED TO AT LEAST 100' FROM MEAN HIGH WATER LEVEL.
3. PUBLIC UTILITIES, IRRIGATION & DRAIN DITCH, WARM SPRINGS SLOUGH, EASEMENTS SEE CERTIFICATE OF OWNERS.
4. BUILDING SETBACKS. 50 FEET FROM PRESENT OR FUTURE FRONT LOT OR STREET LINE. 10 FEET FROM PRESENT OR FUTURE SIDE LOT LINE. 25 FEET FROM ANY SIDE STREET LINE. FOR APURTANCE TO ANY DWELLING HOUSE - SEE COVARIANTS AND REGULATIONS.
5. IRRIGATION WATER ALLOCATION. 75 MINORS RICES FROM SETTLERS IRRIGATION DISTRICT CANAL THROUGH LINER LATERAL.

TRUCK	12	4.0	94
14 TRUCK	16	4.0	12
17	17	2.0	2
25	25	2.0	2
28	28	2.0	2
30	30	2.0	2
TOTAL			76

WATER RIGHTS ESTABLISHED BY RIGHT OF USAGE FROM WARM SPRINGS SLOUGH AND A DRAIN DITCH ARE DIVIDED IN PROPORTION TO ACREAGE IRRIGATED BY THESE SOURCES OF WATER FOR EACH REMAINING BUZZ FROM ACRE TO 100.00 ACRES.

LEGEND

- 1. 5/8" x 30" REBAR SET
- 2. 1/2" x 24" REBAR SET
- 3. BLOCK NUMBER
- 4. DITCH & DIRECTION OF DRAINAGE
- 5. 5 ACRES BLOCK LINES AND PRESENT STREETS
- 6. FUTURE STREETS

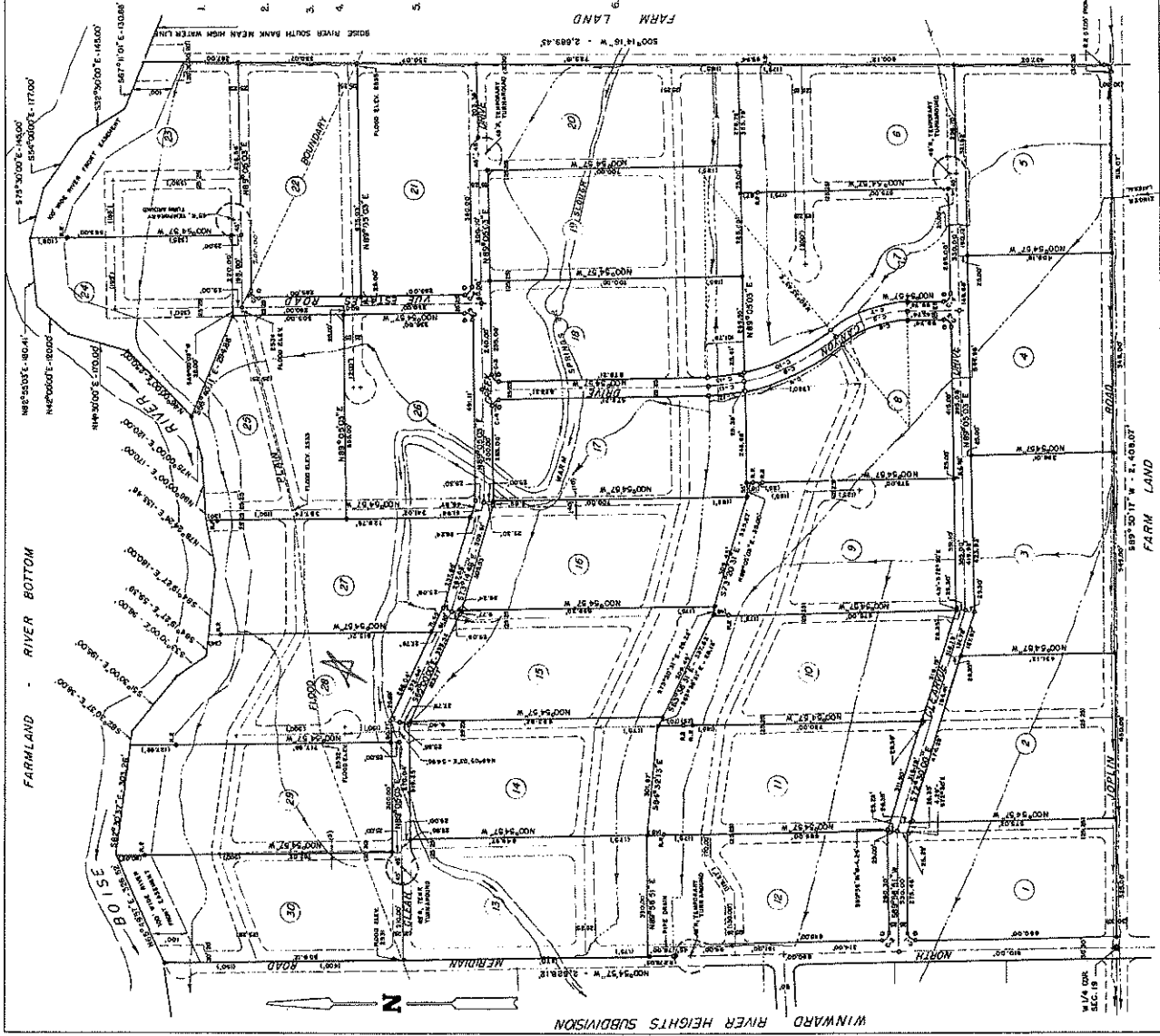
TABLE OF CURVE DATA

STATION	CHORD	CHORD BEARING
1. 100.00	100.00	0.00° 00' 00"
2. 200.00	196.13	30.11° 15' 00"
3. 300.00	281.76	59.99° 00' 00"
4. 400.00	357.00	89.99° 00' 00"
5. 500.00	421.63	119.99° 00' 00"
6. 600.00	475.76	149.99° 00' 00"
7. 700.00	519.38	179.99° 00' 00"
8. 800.00	552.50	209.99° 00' 00"
9. 900.00	575.13	239.99° 00' 00"
10. 1000.00	587.80	269.99° 00' 00"
11. 1100.00	590.50	299.99° 00' 00"
12. 1200.00	583.23	329.99° 00' 00"
13. 1300.00	566.00	359.99° 00' 00"
14. 1400.00	539.77	389.99° 00' 00"
15. 1500.00	505.54	419.99° 00' 00"
16. 1600.00	464.31	449.99° 00' 00"
17. 1700.00	417.08	479.99° 00' 00"
18. 1800.00	364.85	509.99° 00' 00"
19. 1900.00	307.62	539.99° 00' 00"
20. 2000.00	246.39	569.99° 00' 00"
21. 2100.00	181.16	599.99° 00' 00"
22. 2200.00	111.93	629.99° 00' 00"
23. 2300.00	58.70	659.99° 00' 00"
24. 2400.00	15.47	689.99° 00' 00"
25. 2500.00	0.24	719.99° 00' 00"

* AFFIDAVIT #101008438
"FUTURE STREETS" VACATED AND
PORTIONS OF "TEMPORARY TURNAROUNDS"
VACATED

BRIGGS & ASSOCIATES
BOISE - IDAHO

DWGNO. CWB72091



Boff Attachment 2



Pioneer Title Co.

GOING BEYOND

8151 W. Rifleman Ave. / Boise
Idaho 83704 / (208) 377-2700

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 05/30/07 04:16 PM
DEPUTY Vicki Allen
RECORDED - REQUEST OF
Pioneer



107076867

280306 SW/SB

WARRANTY DEED

For Value Received

Karen A. Ayarra, an unmarried woman as her separate estate

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

Russell Ruff and Kimberly Ruff, husband and wife

hereinafter referred to as Grantee, whose current address is 200 E. Clear Creek Dr., Meridian, Idaho 83646

the following described premises, to-wit:

Block 28 of Clearvue Estates Subdivision, according to the official plat thereof, filed in Book 28 of Plats at Page 1773, records of Ada County, Idaho.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

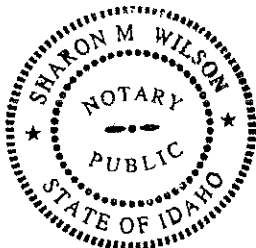
Dated: May 29, 2007

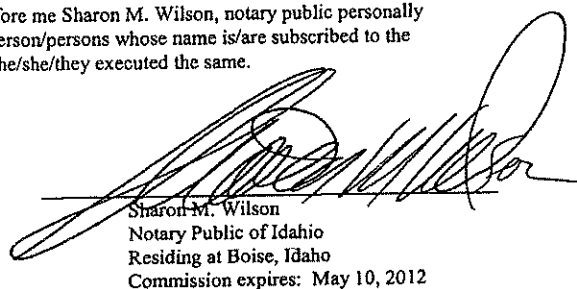

Karen A Ayarra

STATE OF Idaho, County of Ada, ss.

On this 29th day of May, in the year of 2007, before me Sharon M. Wilson, notary public personally appeared * known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

* Karen A. Ayarra




Sharon M. Wilson
Notary Public of Idaho
Residing at Boise, Idaho
Commission expires: May 10, 2012

Commission expires: 05-10-12
Residing in Boise, Idaho

Commission expires: 05-10-12
Residing in Boise, Idaho

Ruff Attachment 3