

12/13/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-7020
NAME AND ADDRESS: DAN O CONNOR
PO BOX 219
CHALLIS ID 83226

SOURCE: WIRE GULCH CREEK TRIBUTARY: PANTHER CREEK
QUANTITY: 0.110 CFS
12.900 AFY
PRIORITY DATE: 12/15/1971

POINT OF DIVERSION:
T23N R18E S34 NWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.030 CFS 10.50 AFY
DOMESTIC	01/01 12/31	0.080 CFS 2.40 AFY

PLACE OF USE: IRRIGATION in LEMHI County

T23N R18E S33	NENE	1.20	T23N R18E S33	SENE	2.30
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DOMESTIC in LEMHI County

T23N R18E S33	SENE
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3.5 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

07/27/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 75-7033

NAME AND ADDRESS: DANIEL F RUFÉ
PO BOX 57
OTTSTVILLE PA 18942

SOURCE: PANTHER CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.280 CFS

PRIORITY DATE: 12/18/1972

POINT OF DIVERSION:

T23N R18E S33 SENE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 11/01	0.280 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

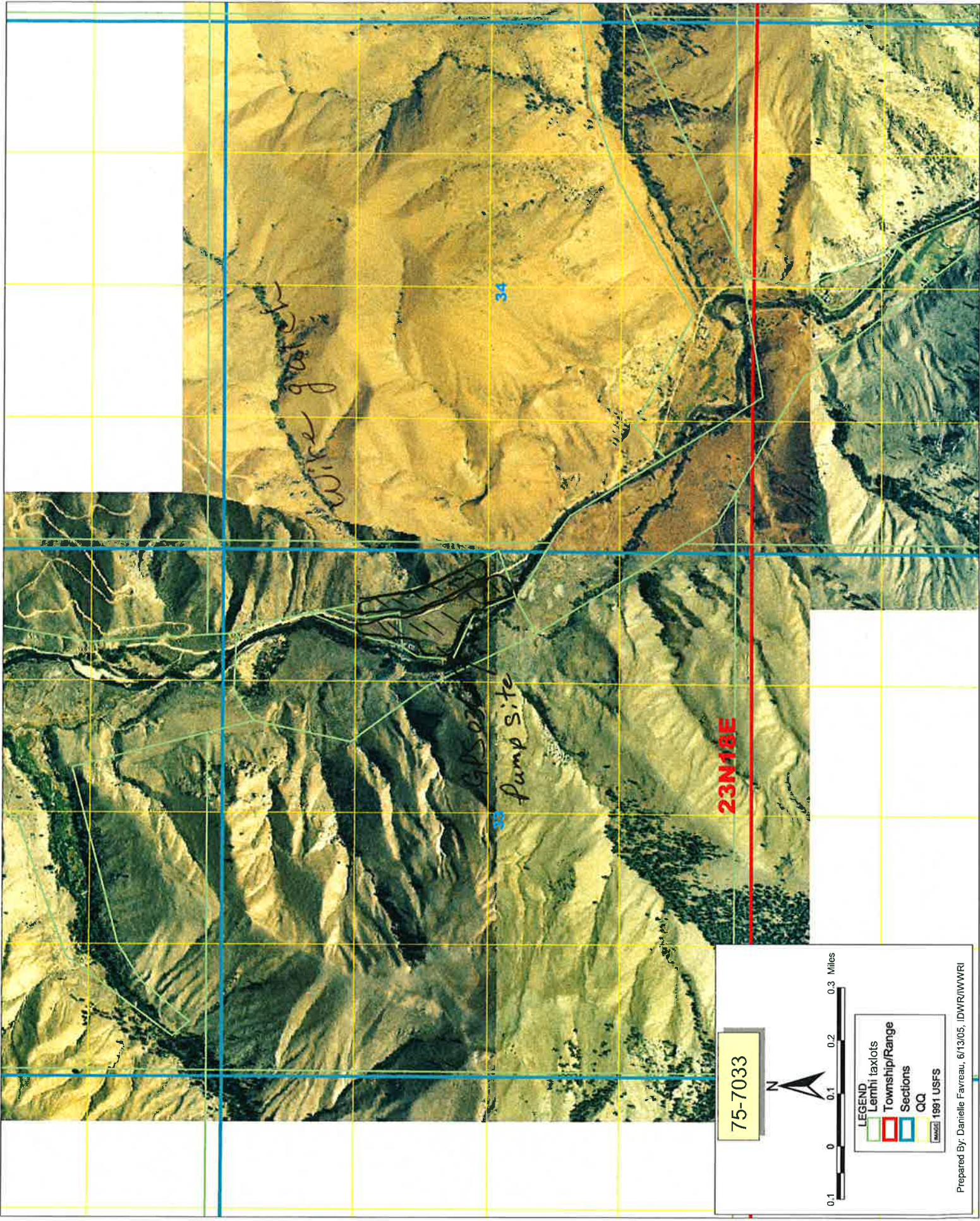
T23N R18E S33	SENE	12.00	T23N R18E S33	NESE	2.00
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14 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM -

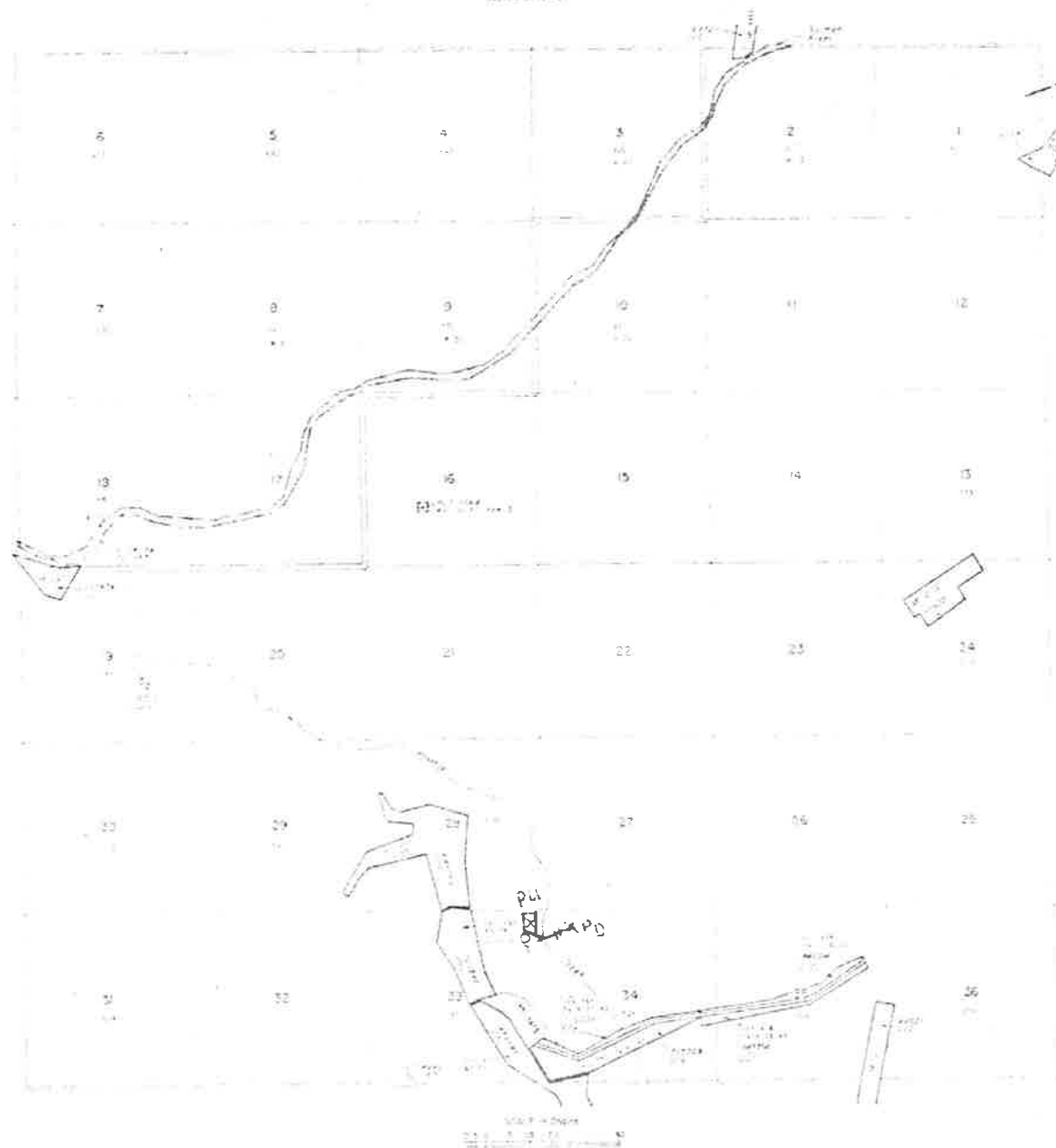


75-7033

LEGEND

- Lemhi taxlots
- Township/Range
- Sections
- QQ
- 1991 USFS

01/13/2016 11:58 AM 01/13/2016 11:58 AM 01/13/2016 11:58 AM

STATUS OF PUBLIC DOMAIN
LAND AND MINERAL TITLES[illegible]

0202

MAR 13 1971

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that GILBERT A. BACON

Total number of acres irrigated 14

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 31 day of December 19 79

Stephen Allen
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s).

A75 07033

1. ☒ No Change NAME IS SAME

☐ NEW OWNER:

☐ No Change ADDRESS

☒ NEW ADDRESS: 208-394-2183
455 Panther Creek Rd Shoup, ID 834

2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted

☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is:

(If the priority date, based on your exam, seems questionable, explain below.)

3. ☒ No Change — SAME SOURCE

☐ Source is different than that claimed:

Source found:

4. ☐ No Change — POINT OF DIVERSION

☐ Point of diversion is different than the claim and/or new P/D's:

GPS Site Tag No.:

Township 23N Range 18E Section 33 1/4 SW 1/4 SE 1/4 NE
Township _____ Range _____ Section _____ 1/4 1/4 1/4

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS

☐ Incomplete description, list below:

6. ☒ No Change - WATER USES
☐ Different uses, (list uses found):

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____

7. ☐ No Change - TOTAL VOLUME

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

8. ☒ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. ☒ No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) ☐ See additional attachment

The 2000 fire burned the Rufis pump house and pump. They have rebuilt the pump house a new pump and are digging out the wheel lines and trying to reseed.

☐ SYSTEM DIAGRAM INCLUDED

☐ NA

☐ Shown on GIS Layout

☐ CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: _____

FIELD EXAMINER: _____

Print Name

Jack F. Ellis

Signature

SCANNED

OCT 1 2000

JANUARY 21, 1992

DANIEL F RUFÉ
PO BOX 57
OTTSTVILLE PA 18942

RE: CHANGE IN OWNERSHIP FOR A75-10001, A75-04038, AND
A75-04033

Dear Mr. Rufe:

The request for Change in Ownership concerning your Notices of Claim in the above reference has been processed and the Notices modified to reflect you as the new owner.

Enclosed are typed Notices with your name shown as the current owner (A75-07038 shows Dan O'Connor as a joint owner). Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Dave Carlson
Water Rights Agent, Adjudication

DC:jt

Enclosure: Copy of Notice

MICROFILMED
DEC 15 1992

RECEIVED

JAN 10 1992

WARRANTY DEED

For Value Received

Department of Water Resources
Eastern District Office

GILBERT A. BACON AND ARLENE BACON, husband and wife

the grantors, do hereby grant, bargain, sell and convey unto

DANIEL F. RUFÉ and/or nominee

whose current address is P.O. BOX 57
OTTSVILLE, PA 18942

the grantee, the following described premises, in LEMHI County Idaho, to wit:

A PARCEL OF LAND IN HOMESTEAD ENTRY SURVEY NO. 239, SITUATED
IN THE SALMON NATIONAL FOREST, IN LEMHI COUNTY, IDAHO MORE
PARTICULARLY DESCRIBED AS FOLLOWS:COMMENCING AT CORNER NO. 1 OF H.E.S. NO. 239, AND BEING THE
REAL POINT OF BEGINNING, A DISTANCE OF 487.00 FEET ON A
BEARING OF S. 70° 00' 45" W. TO THE CENTERLINE OF PANTHER
CREEK.THENCE THE FOLLOWING COURSES AND DISTANCES ALONG THE CENTER
LINE OF PANTHER CREEK;

N. 21° 42' 06" W., 432.56 FEET;

N. 65° 41' 52" W., 524.67 FEET;

N. 5° 34' 39" E., 349.95 FEET;

N. 10° 20' 47" E., 172.54 FEET;

THENCE N. 84° 32' 45" E., 350.93 FEET TO A POINT ON PANTHER
CREEK ROAD.

THENCE N. 9° 40' 30" W., 342.37 FEET ALONG PANTHER CREEK ROAD.

THENCE N. 78° 35' 50" E., 153.82 FEET.

THENCE S. 16° 00' 04" E., 744.62 FEET TO CORNER NO. 10 OF SAID
H.E.S. 239.THENCE S. 27° 16' 17" E., 713.36 FEET TO THE REAL POINT OF
BEGINNING.TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee,
his heirs and assigns forever. And the said Grantors do hereby covenant to and
with the said Grantee, that they are the owners in fee simple of said premises; that they are free
from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated:

GILBERT A. BACON

ARLENE BACON

STATE OF IDAHO, COUNTY OF

On this 19th day of December 1991,
before me, a notary public in and for said State, personally
appearedGILBERT A. BACON
and ARLENE BACONknown to me to be the persons whose names ARE
subscribed to the within instrument, and acknowledged to
me that THEY executed the same.Notary Public
IdahoResiding at
Comm. Expires February 2, 1997State of Idaho)
County of Lemhi)

as No. 213096

This instrument was filed for record at
the request of American Land Title
at 11:15 o'clock A.M. 12-30-91
and duly filed and indexed in the
records of Lemhi County

Alberta Wiederick

Ex-Officio Recorder
Deputy

Fees: 3.00

Furnished by the AMERICAN LAND TITLE CO., Pocatello, Idaho

RECEIVED

JAN 10 1992

CHANGE IN OWNERSHIP OF NOTICE OF CLAIM

Department of Water Resources
Eastern District Office

[] Water Right Number(s): A75-10001 A75-07038 A75-07033

[] Name and Address of
Former Claimant: Gilbert A. Bacon

1707 Juniper Holl Dr.

Pocatello, Id 83204

[] New Claimant(s): Daniel F. Rufe

P.O. Box 57

[] New Mailing Address: P.O. Box 57

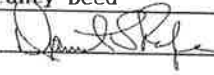
Ottsville, Pa 18942

New Telephone Number: (215) 847-5940

[] Does the change in ownership result in a splitting of the
water right claimed? yes xx no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[] Attach proof of ownership
Describe proof attached: Warranty Deed

[] Signature of New Claimant(s): 

Date: 12/30/91

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

SCANNED

OCT 1 2007

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: **A75-07033**
Date Received: 8/ 2/1988
Receipt No: E001019
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: DANIEL F RUFÉ
Address: PO BOX 57
OTTSTVILLE PA 18942 215-847-5940
2. Date of Priority: DEC 18, 1972
3. Source: PANTHER CREEK Trib. to: SALMON RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 23N | 18E | 33 | NE | SE | | | LEMHI |
5. Description of diverting works:
40 H.P. PUMP TO SPRINKLER SYSTEM.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.280 | | |
7. Total Quantity Appropriated is:
0.280 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 21.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE.
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
23N	18E	33	SE	NE		IRR	12.0
			NE	SE		IRR	2.0

Section Acres 14.0

MICROFILMED

10. Place of Use: Continued

Total Acres 14.0

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE.

14. Remarks:
P/D & P/U IN H.E.S. #239, T23N, R18E.
AC. IRR. = 14.

15. Basis of Claim: LICENSE

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: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

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

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
DEC 15 1992

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: A75-07033
Date Received: 8/02/1988
Receipt No: E001019
Received By: S.M.

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GILBERT A. BACON
Address: 1407 JUNIPER HILL DRIVE
POCATELLO, ID 83204 208-233-2540

2. Date of Priority: DEC 18, 1972

3. Source: PANTHER CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
23N	18E	33	NE	SE			LEMHI

5. Description of diverting works:
40 H.P. PUMP TO SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.280		

7. Total Quantity Appropriated is:
0.280 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 21.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
23N	18E	33	SE	NE		IRR	12.0
			NE	SE		IRR	2.0

Section Acres 14.0

A75-07033

Page 1

Date: 08/02/88

MICROFILMED

DEC 15 1992

A7507033



10. Place of Use: Continued

Total Acres 14.0

11. Place of use in counties: LEMHI

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
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14. Remarks:
P/D & P/U IN H.E.S. #239, T23N, R18E.
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(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: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Allen H. Baer Date: 8/2/88

Date: _____

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 2nd day

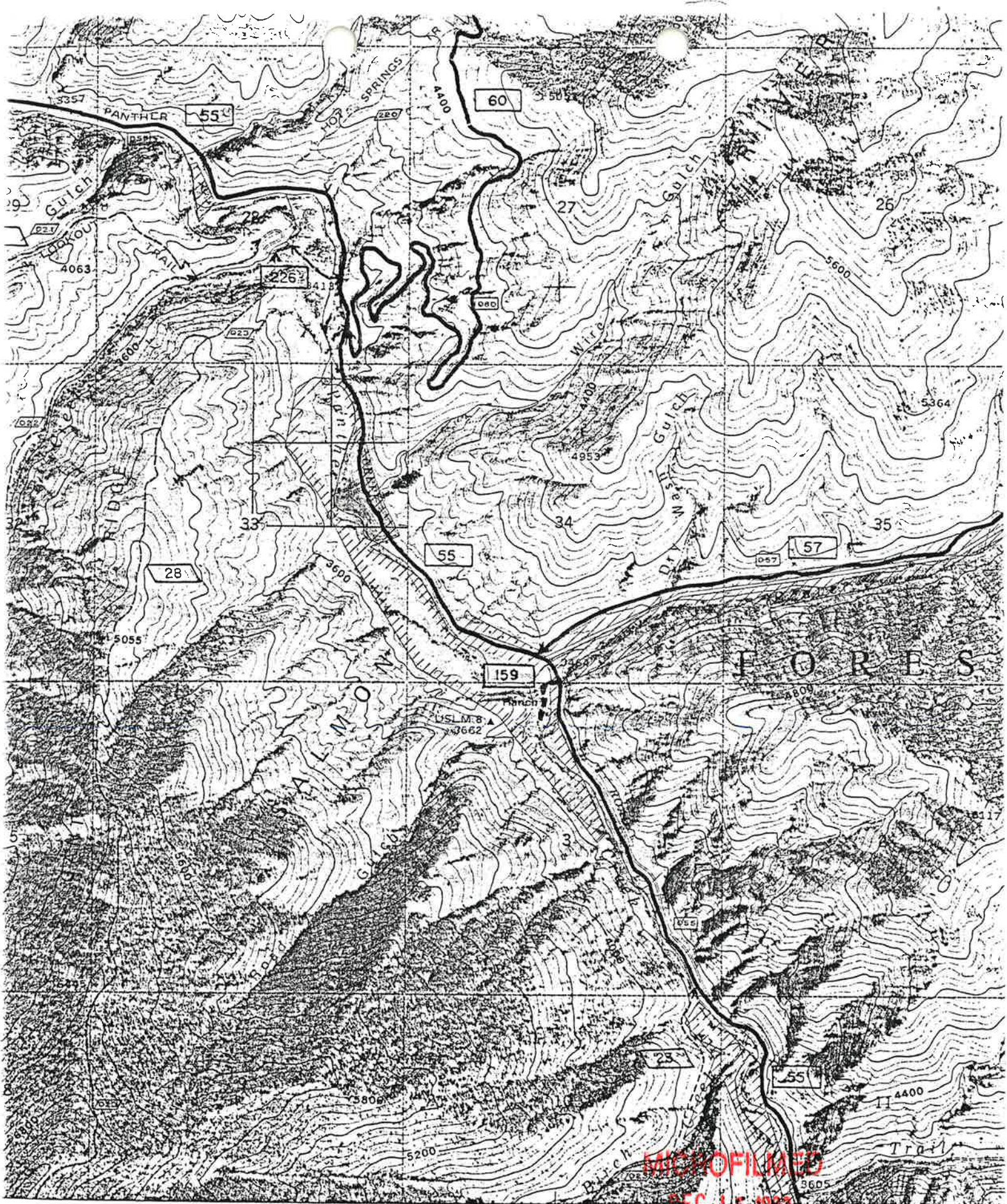
of August 19 88

Patricia Wray
Notary Public

Seal

Residing at Idaho Falls

My Commission Expires 5/27/1991



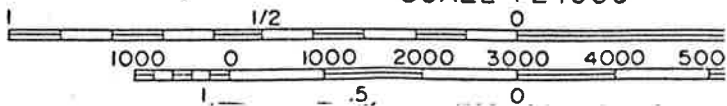
A 75-07033

20'

MICROFILMED
DEC 15 1992

(BLACKBIRD MTN NE)
(320-1 I)

SCALE 1:24000



not comply with National Map
standards. As an intermediate edition
of the USGS 15-minute quadrangle
series, this map was prepared by the
Forest Service, Ogden, Utah, 1974
from 1969 photography and 1973
USGS and USFS data.