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JUN 30 2006

DEPARTMENT OF
WATER RESOURCES

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 37-21792
Date Received: 6/12/2006
Receipt No: C081584
Received By: KAW

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

1. Name of Claimant(s)

BRET L RUBY
1004 4TH AVE W
GOODING ID USA 83330

Phone: (208)934-5798

SANDRA K MILLER
1004 4TH AVE W
GOODING ID USA 83330

Phone: (208)934-5798

TERRY D RUBY
1004 4TH AVE W
GOODING ID USA 83330

Phone: (208)934-5798

2. Date of Priority: 04/15/1987

3. Source: COW CREEK , COW CREEK , COW CREEK , COW CREEK Trib. to: CAMAS CREEK ,
CAMAS CREEK , CAMAS CREEK , CAMAS CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	12E	28	NE NW	CAMAS	Ending Point
01S	12E	28		CAMAS	
01S	12E	28	NE NW	CAMAS	
01S	12E	19	NW SW	CAMAS	Beginning Point

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	2.8	

7. Total Quantity Appropriated is:
2.8 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
01S	12E	28	SW	NE		IRRIGATION	35
			SE	NE		IRRIGATION	20
			NE	NW		IRRIGATION	40
			NW	NW		IRRIGATION	35
			SW	NW		IRRIGATION	35
			SE	NW		IRRIGATION	40
						Section Acres	205
						Total Acres	205

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

Claim for enlargement of decreed right 37-491.

15. Basis of Claim: Beneficial Use

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: _____

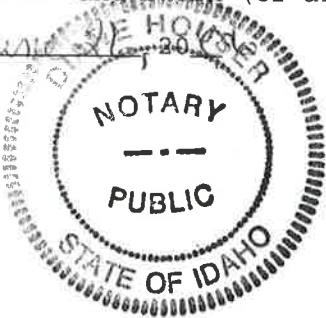
For Individuals:

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

Signature of Claimant(s): [Signature] Date: 6/26/06
_____ Date: _____

State of Idaho
County of Gooding } SS.

Subscribed and sworn (or affirmed) before me this
of June 26, 2006



[Signature]

Notary Public

Residing at Gooding, Id

My commission Expires 7.24.2006

Idaho Department of Water Resources Receipt

Receipt ID C081584

Payment Amount	\$50.00	Date Received	6/30/2006 11:04:08 AM	Region	State	Status	
Payment Type	Check	Check Number	2694				

Payer RUBY TERRY**Comment** #37-21792

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	ADJUDICATION FILING FEE	0337		41503	1155

_____
Signature Line (Dept. Representative)

RECEIVED

NOV 14 2006

DEPARTMENT OF
WATER RESOURCES

11/02/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: November 21, 2006

Water right number: 37-21792

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GOODING ID 83330
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1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

11/8/06

SIGNATURE:

Terry D Ruby

Please print your name:

Terry D Ruby

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

NOV 14 2006

07/17/2006

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

RIGHT NUMBER: 37-21792

NAME AND ADDRESS: BRET L RUBY
1004 4TH AVE W
GOODING ID 83330

SANDRA K MILLER
1004 4TH AVE W
GOODING ID 83330

TERRY D RUBY
1004 4TH AVE W
GOODING ID 83330

SOURCE: COW CREEK

TRIBUTARY: CAMAS CREEK

QUANTITY: 0.100 CFS

The rights listed below are limited to a total combined diversion rate of 2.8 cfs. Combined Right Nos.: 37-491 and 37-21792.

PRIORITY DATE: 04/15/1987

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION:

T01S R12E S28 SENWNW Within CAMAS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.100 CFS

PLACE OF USE: IRRIGATION Within CAMAS County

T01S R12E S28	SWNE	33.00	T01S R12E S28	NENW	40.00
T01S R12E S28	NWNW	29.00	T01S R12E S28	SWNW	29.00
T01S R12E S28	SENW	35.00			

166 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 166 acres in a single irrigation season. Combined Right Nos.: 37-491 and 37-21792.

This right is limited to the irrigation of 6 acres within the place of use described above in a single irrigation season.

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.

This right is based upon an enlargement of Right No. 37-491 pursuant to Section 42-1426, Idaho Code.

07/17/2006

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is for an enlargement of 6 acres within the place of use described for this right.



Idaho Department of Water Resources

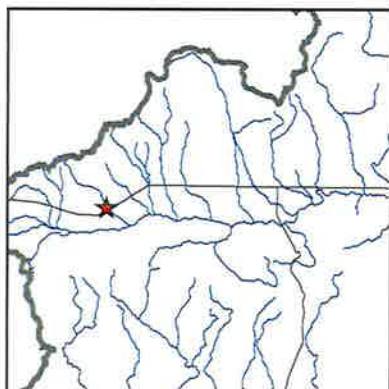
SRBA Recommendation:

37-491

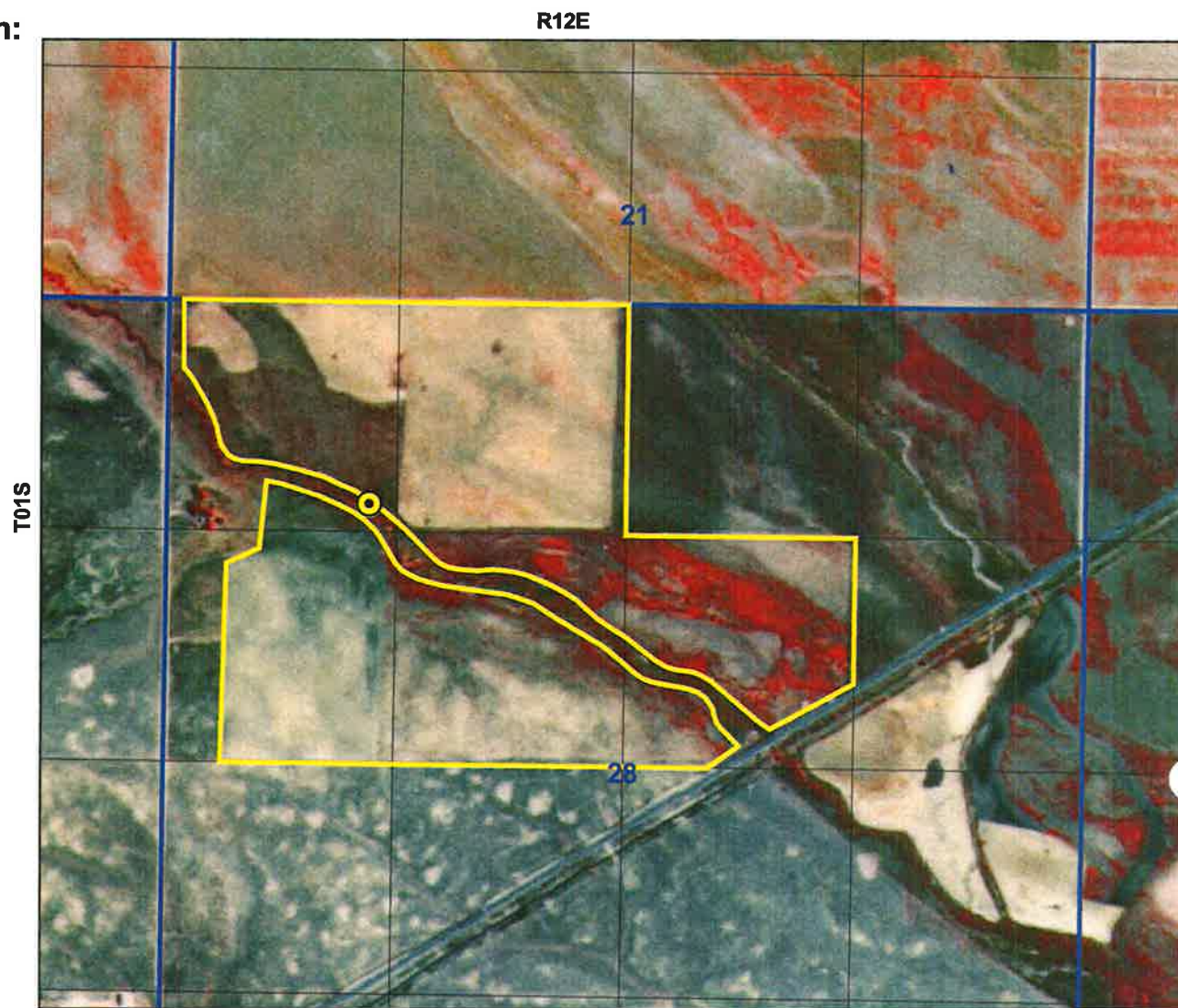
37-21792

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Camas County
IDWR Basin 37



0 0.25 0.5 Miles

Prepared by M. Anders
On Monday, July 17, 2006
1987/88 Aerial Photography