

RECEIVED

AUG 11 2014

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESID No. TP-37-60DEPT OF WATER RESOURCES
SOUTHERN REGION

APPLICATION FOR TEMPORARY APPROVAL OF WATER APPROPRIATION

(For a use not intended to become an established water right, not to exceed a total diverted volume of five (5) acre-feet, and not to exceed one (1) year duration in accordance with Section 42-202A, Idaho Code.)

Name of applicant: Arthur and Ellen Rubinfeld Phone: 206 324-4575
 Mailing address: 1670 Broadmoor Drive City: Seattle
 State WA ZIP 98112 Email: elrub@me.com

1. Source of water: Groundwater tributary to _____

2. Location of point(s) of diversion:

| TWP | RGE | SEC | GOVT LOT | 1/4 | 1/4 | 1/4 | County | Source | Local name or tag # |
|-----|-----|-----|----------|-----|-----|-----|--------|-------------|---------------------|
| 03N | 18E | 18 | | | NW | NE | Blaine | Groundwater | |
| 03N | 18E | 18 | | | NW | NE | Blaine | Groundwater | |

3. Location of place of use:

| TWP | RGE | SEC | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|----|----|--------|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 03N | 17E | 14 | | | | | | | | | .2 | | | | | 1.3 | | | |
| | | | | | | | | | | | | | | | | | | | |

4. Describe proposed use of water revegetation of landscape due to fire and flood damage

5. Amount of water:

Maximum rate of diversion _____ cfs or _____ gpm.

Maximum daily volume .07 AF; total volume 3.5 AF.6. Duration of diversion: from August 15, 2014 (day-month) to October 31, 2014 (day-month).7. Describe proposed diverting works: HOA owned and operated wells & distribution8. a. Who owns the property at the requested point of diversion? Greenhorn HOAb. Who owns the land to be irrigated or place of use? Arthur and Ellen Rubinfeld

c. If the property is owned by a person other than the applicant, describe the arrangement allowing access to the water:

9. Additional remarks:

I hereby acknowledge that I assume all risk if the diversion and use of the water under this approval injures other water rights. I certify this is a temporary use and that I am not seeking a continuing right to use water.

Signature of applicant Ellen RubinfeldDate 8/7/2014Received by CH / DM Date 8-11-2014 Time _____\$50.00 fee received by DM # 5034223 Date 8-11-2014

Watermaster comments received? _____ Date _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that the department has examined this application for temporary approval to use water under the provisions of Section 42-202A, Idaho Code, and has determined that:

☐ A. The application for temporary approval should be denied.

☒ B. The application for temporary approval should be approved, since

1. The temporary approval can be properly administered.
2. Other water sources are not readily available.
3. The approval is in the public interest.
4. The approval will not injure known public values associated with the water source or any known water rights.

This application is therefore hereby:

☐ A. DENIED

☒ B. APPROVED, subject to the following conditions:

1. Diversion and use of water under this approval is subject to all valid existing water rights.
2. The applicant assumes all risk the use of the water under this approval may injure other water rights.
3. This approval authorizes a maximum diversion of 3.5 AF and a maximum rate of diversion of 0.04 cfs.
4. This approval does not grant a right-of-way across the land of another, does not create a continuing right to use the water and may not be used in connection with a use which requires a continuing water supply.
5. The department may cancel this approval at any time if the department identifies injury to other water rights.
6. This approval does not create a continuing right to use water.
7. The holder of this temporary permit shall not divert at a rate or in a manner that will significantly reduce the flow in the water source or otherwise adversely affect fish, wildlife or other public values.
8. Other: See attached additional conditions

9. This approval expires on 10/31/2014.

Signed this 11th day of August, 2014.


For the Director

ADDITIONAL CONDITIONS OF APPROVAL FOR TEMPORARY
PERMIT NO. TP-37-60

- Subject to regulation by watermaster of Water District 37.
- Subject to regulation and agreement of Greenhorn Owners Association Inc.
- Water diverted shall be measured and accounted for in a manner acceptable to the Greenhorn Owners Association Inc.

Ellen Rubinfeld
241 Greenhorn Road
Hailey, Idaho 83333

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DEPT OF WATER RESOURCES
SOUTHERN REGION

August 7, 2014

Mr. Allan Merritt
IDWR
650 Addison Avenue West
Twin Falls, IS 83301

Re: Greenhorn Gulch Fire and Flood Restoration
Application for Temporary Approval of Water Appropriation

Dear Mr. Merritt,

Per my recent telephone conversation with Jeff Cooper, please find the Application for Temporary Approval of Water Appropriation, an approval letter from the Greenhorn Homeowners Association Board of Directors, and a \$50. Check for the processing fee.

I hope all is in order and approval will be granted soon.

Thank you for your assistance and understanding.

Sincerely,



Ellen Rubinfeld
208 788-1558

GREENHORN HOMEOWNERS ASSOCIATION

P.O. Box 3534

Ketchum, ID 83340

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DEPT OF WATER RESOURCES
SOUTHERN REGION

August 7, 2014

Mr. Allen Merritt
IDWR
540 Addison Avenue West, Suite 5
Twin Falls, ID 83301

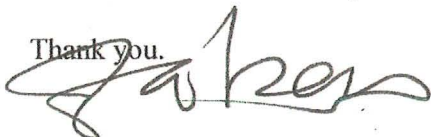
Dear Mr. Merritt,

The Greenhorn Owners Association board members have unanimously approved the following application:

Temporary Water Right Application: in process (Arthur & Ellen Rubinfeld)

This application has been approved with the knowledge that at any time during this irrigation season, the Association has the right and responsibility to curtail water usage for these rights if the Association water delivery system is negatively impacted or unable to deliver water to all or any of the Greenhorn homeowners.

Thank you.



Jo Lowe,
President
GHA Board of Directors

cc: Arthur & Ellen Rubinfeld, Jeff Cooper @ IDWR



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region • 650 Addison Ave W, Suite 500 • Twin Falls, Idaho 83301-5858

Phone: (208) 736-3033 • Fax: (208) 736-3037 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

August 11, 2014

ARTHUR RUBINFELD
ELLEN RUBINFELD
1670 BROADMOOR DR
SEATTLE, WA 98112

RE: Copy of Temporary Water Right Application: TP-37-60

Dear Mr. & Mrs. Rubinfeld:

Enclosed is a copy of the above referenced approved Application for Temporary Approval of Water Appropriation Permit.

If you have any questions, please feel free to contact this office, and any of our agents will be able to assist you.

Sincerely,

A handwritten signature in cursive script that reads "Denise Maline".

Denise Maline
Administrative Assistant

Enclosure

cc: Kevin Lakey, Water District 37