

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 78789

RECEIVED

**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**

AUG 22 2013

Department of Water Resources
Eastern Region

Name of Applicant(s) Ruff Times FarmsPhone (208) 397-4660Mailing address 3005 W 2100 S Aberdeen, ID 83210

Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☒ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative _____

Phone _____

Mailing address _____

Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
- OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
- OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

RUFF TIMES FARMS BY


Signature of Applicant or Authorized Representative

DOUGLAS L. RUFF, PARTNER
Print Name and Title if applicable

8-22-13
Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other 35-2271, a portion will be split
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. This transfer application proposes to correct the place of use to acres that are actually under irrigation.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part ☒ ☐	35-2312D	1.37 cfs	Irrigation	04/01 to 10/31	Ground water
☒ ☐	35-7882B	.62 cfs	Irrigation	04/01 to 10/31	Ground water
☒ ☐	35-13271B	.90 cfs	Irrigation	04/01 to 10/31	Ground water
☒ ☐	35-7477D	.63 cfs	Irrigation	04/01 to 10/31	Ground water
☒ ☐	35-8747A	.74 cfs	Irrigation	04/01 to 10/31	Ground water
☒ ☐	35-7505	3.0 cfs	Irrigation	04/01 to 10/31	Ground water
☒ ☐	35-7759	.80 cfs	Irrigation	04/01 to 10/31	Ground water
☒ ☐	35-7953A	2.31 cfs	Irrigation	04/01 to 10/31	Ground water
☐ ☐	**PAGE 2	ATTACHED**		to	

Total authorized under rights 12.17 cfs and/or _____ ac-ft

2. Total amount of water proposed to be transferred or changed .12 cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
- ☒ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		NW	NE	NW	7	06S	30E	BINGHAM	GROUND WATER	
		NE	SE	SE	7	06S	30E	BINGHAM	GROUND WATER	
		NW	NE	NE	18	06S	30E	BINGHAM	GROUND WATER	

*POD Applies only to Split portion.

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	30E	7	33	33	33	33	37.7	36.9	37.9	38.8	37.5	36.8	37.5	38	38.7	38.9	37.5	35.8	584
06S	30E	17					40	40	40	36									156
06S	30E	18	33	33	33	33													132

Total Acres (for irrigation use) 872.00

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

I.		Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part						
☒	☐	35-9050	.64 cfs	Irrigation	04/01 to 10/31	Ground water
☒	☐	35-7883	3.74 cfs	Irrigation	04/01 to 10/31	Ground water
☒	☐	35-8747B	.50 cfs	Irrigation	04/01 to 10/31	Ground water
☒	☐	35-8143	.32 cfs	Irrigation	04/01 to 10/31	Ground water
☐	☒	35-2271	.70 cfs	Irrigation	04/01 to 10/31	Ground water
☐	☐				to	
☐	☐				to	
☐	☐				to	
☐	☐				to	

Total authorized under rights _____ cfs and/or _____ acre-feet.

2. Total amount of water proposed to be transferred or changed _____ cubic feet per second and/or _____ acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed - the following chart is therefore not completed. (Proceed to #4.)
- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed - the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Total Acres (for irrigation use)																			

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: WELL + PUMP WITH STRAIGHT SIX FOOT DISCHARGE PIPE FOR ATTACHING MEASURING DEVICE

- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: N/A

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer: Corners will be dried up, and the water rights will be corrected to show the actual irrigation occurring.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: A portion of water right 35-2271 will be moved to cover the irrigation occurring at the location.

- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- | | | |
|--------------------------|-------------------------------------|---|
| ☐ | ☒ | undergone a period of five or more consecutive years of non-use, |
| ☐ | ☒ | currently leased to the Water Supply Bank, |
| ☐ | ☒ | currently used in a mitigation plan limiting the use of water under the right, or |
| ☐ | ☒ | currently enrolled in a Federal set-aside program limiting the use of water under the rights? |

If yes, describe: _____

APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

Insert Part 2A reports into the application following Part 1.

☒ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable. Additional copies of the **Part 2B** form can be obtained from any Department office or from the Department's website @ <http://www.idwr.idaho.gov/>, Water Right Transfers, Step 3, or Water Right Forms, Changes in Use. Insert completed Part 2B forms into the application following Part 2A of the same water right.

[illegible]

2. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per $\frac{1}{4}$ $\frac{1}{4}$ tract.)

[illegible]

Total Acres (for irrigation use)	41.1
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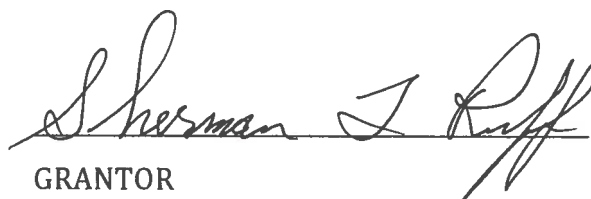
78789

QUIT CLAIM DEED

RECEIVED
AUG 22 2013
Department of Water Resources
Eastern Region

THIS QUITCLAIM DEED, Executed this 23 day of August, 2013, by the Grantor SHERMAN L. RUFF, whose mailing address is 2865 Fairview Lane, American Falls, ID 83211 to the Grantee, RUFF TIMES FARMS whose mailing address is 3005 W. 2100 S., Aberdeen, ID 83210

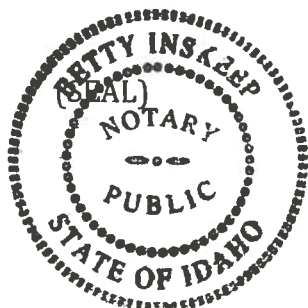
WITNESS, That Grantor, does hereby remise, release and quitclaim unto the said Grantee forever, 6 acres of water right 35-2271 located in SWNW quarter of Section 1, Township 7 South, Range 30 E, in the County of Power, State of Idaho.

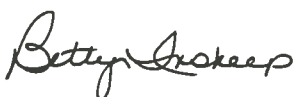

GRANTOR

STATE OF IDAHO)
)ss.
County of Idaho)

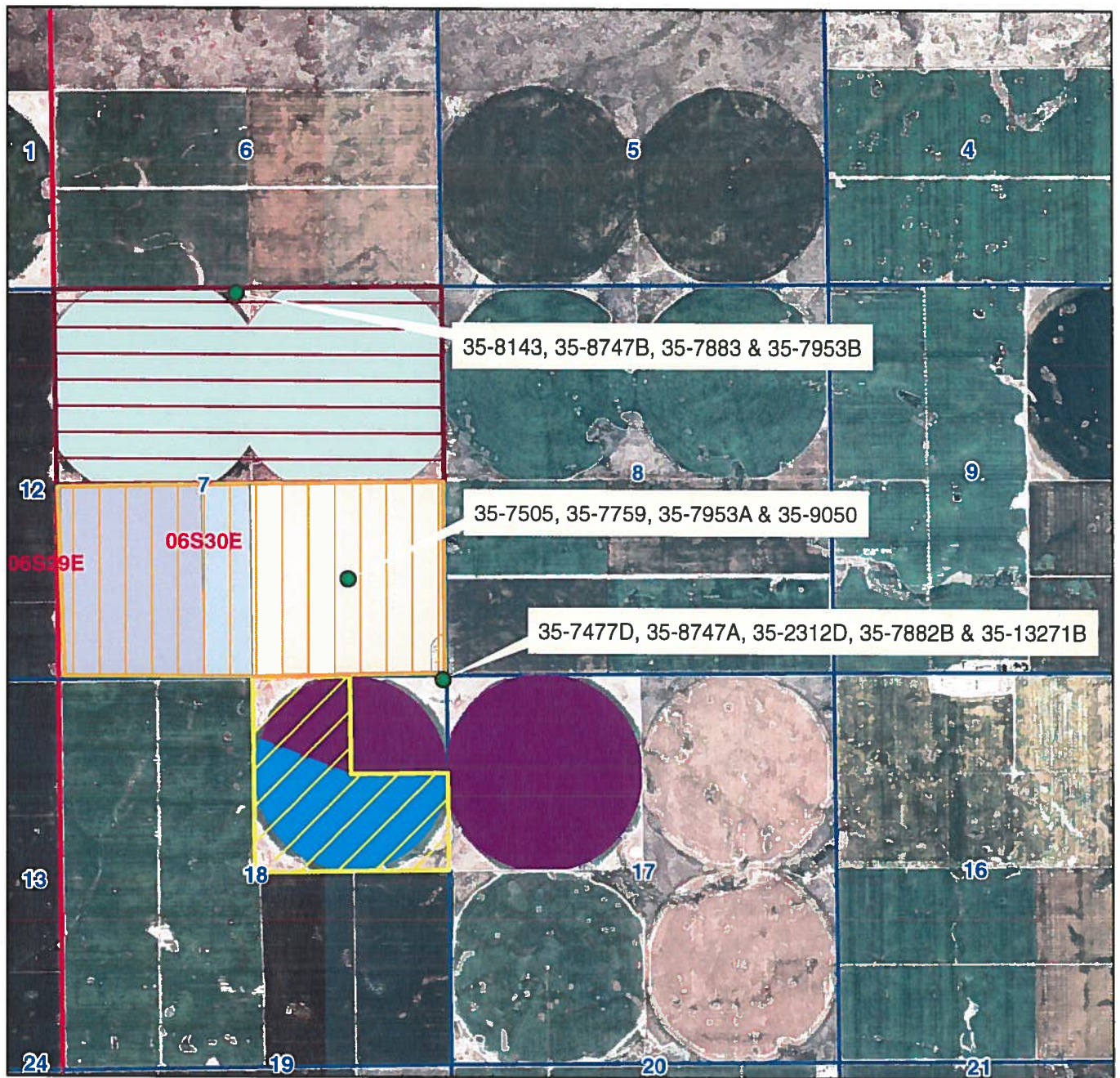
On this 23rd day of August, 2013, before me, a Notary Public in and for said state, personally appeared SHERMAN L. RUFF, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, this 23rd day of August, 2013.




NOTARY PUBLIC FOR IDAHO
Residing at: Aberdeen, Idaho
Commission expires: 11-3-2016

78789



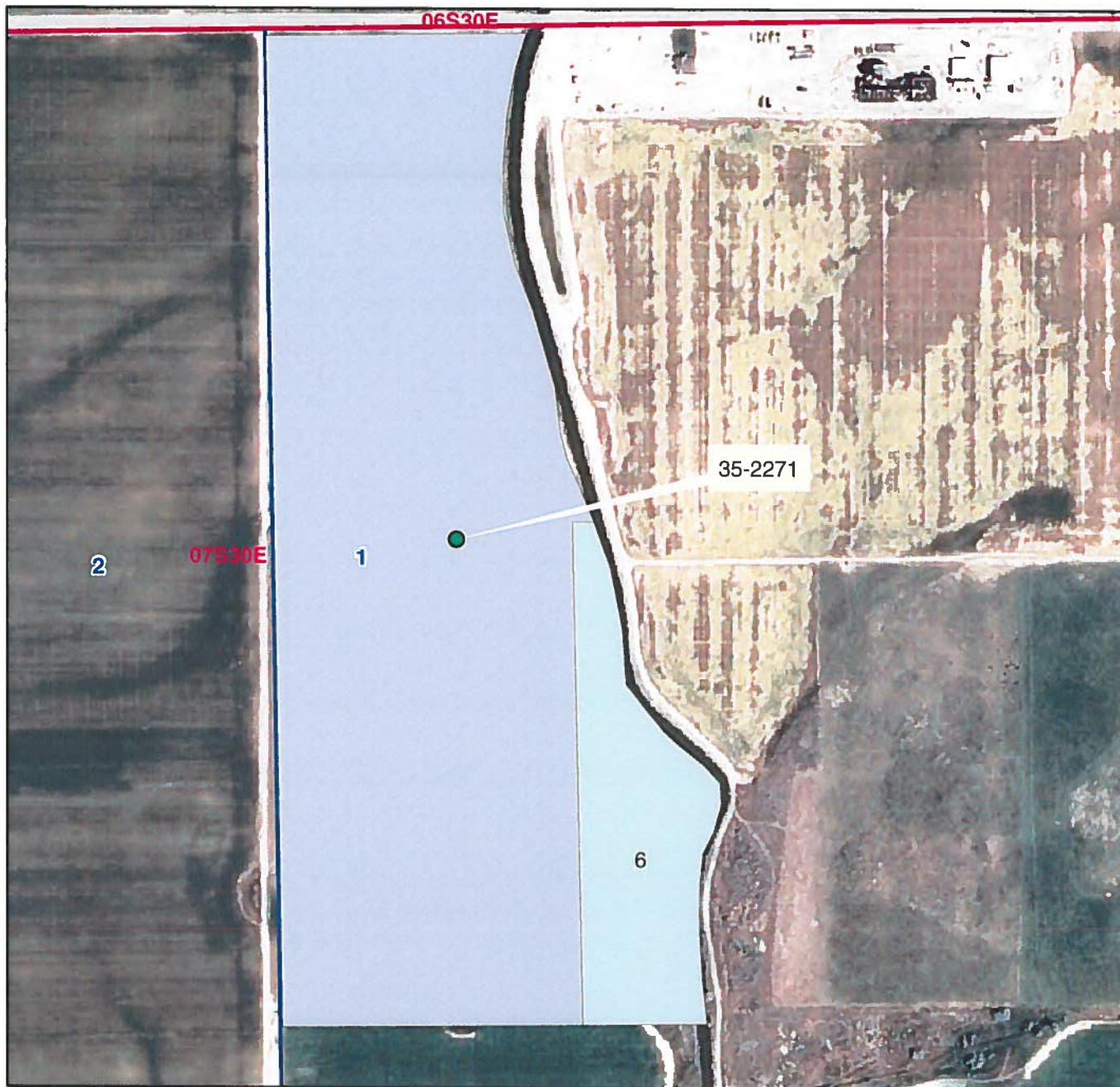
Recorded Place of Use Ruff Times Farms

-  35-9050
-  35-8747A
-  35-8143_&_35-8747B
-  35-7953A
-  35-7883_&_35-7953B
-  35-7759
-  35-7505
-  35-7477D
-  35-2312D & 35-7882B & 35-13271B
-  35-2271



0 0.225 0.45 0.9 Miles

78789

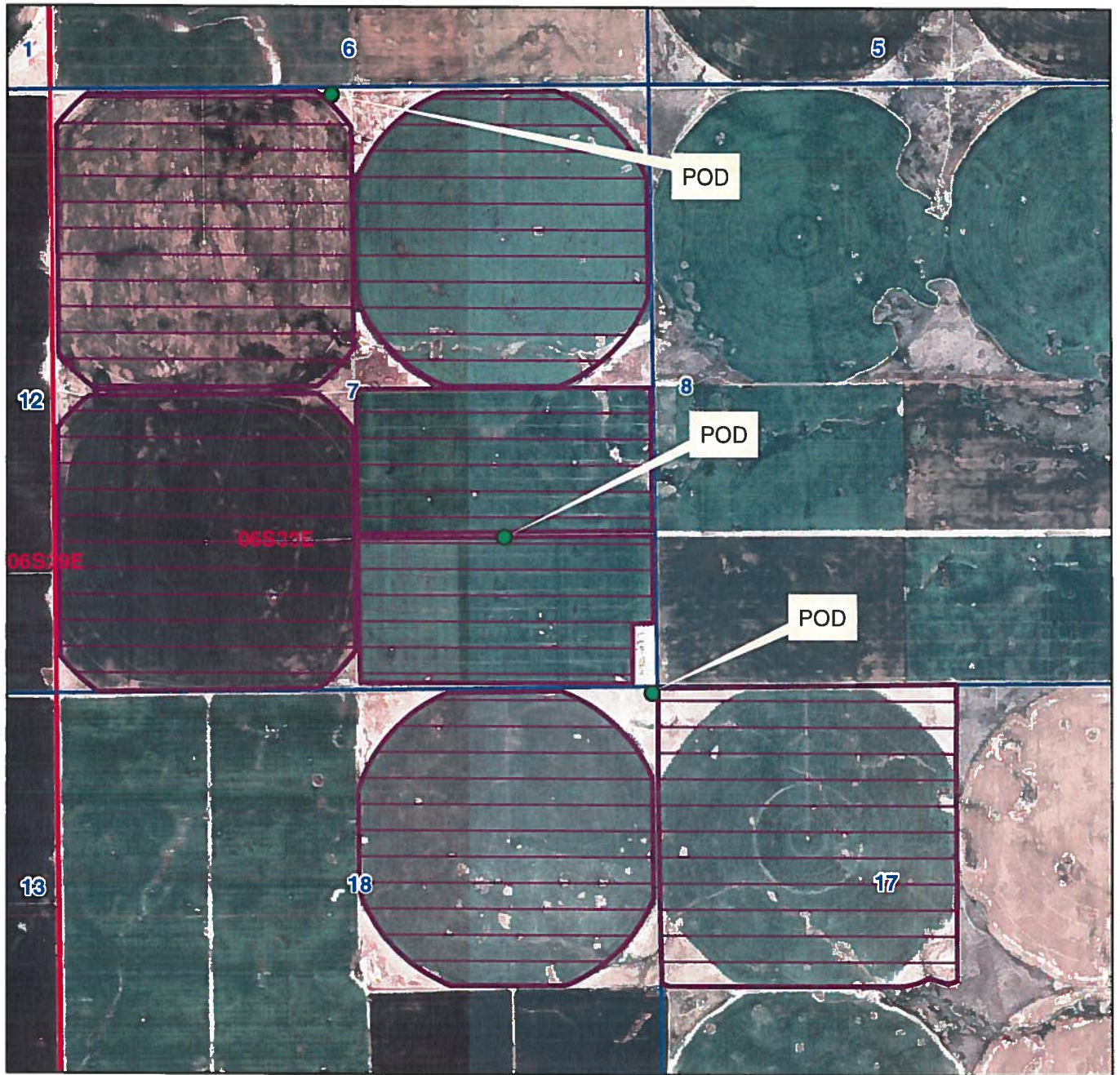


Current Place of Use 35-2271 & Portion to be split

-  Portion to be Split
-  35-2271



0 0.04 0.08 0.16 Miles



Proposed Place of Use

 Proposed_POU



0 0.15 0.3 0.6 Miles

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IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/23/2013

Water Right 35-2271

Owner Type **Name and Address**
Current Owner SHERMAN L RUFF
 2865 FAIRVIEW LN
 AMERICAN FALLS, ID 83211
 (208)226-2926

Priority Date: 10/11/1952

Basis: Decreed

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	0.820 CFS	164.4 AF
	Total Diversion		0.820 CFS	164.4 AF

Source and Point(s) of Diversion

GROUND WATER NWSWNW Sec. 1, Twp 07S, Rge 30E, POWER County

Place Of Use

IRRIGATION within POWER County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07S	30E	1						16.3	24.8										41.1
								L4											

POU Total Acres: 41.1

Conditions of Approval:

1. C18 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.
2. THE REMAINDER OF THIS RIGHT HAS BEEN FORFEITED FOR NON-USE FROM 1993 TO 1998.

Combined Use Limits

N/A

SubCase:

SubCaseNumber: 35-2271

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date:

Attorney Assigned: SARA C DENISTON

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IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/23/2013

Water Right 35-2312D

Owner Type **Name and Address**
Current Owner RUFF TIMES TWO FARMS
3005 W 2100 S
ABERDEEN, ID 83210
(208)397-4660

Priority Date: 3/17/1953

Basis: Decreed

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	1.370 CFS	278.0 AF
	Total Diversion		1.370 CFS	278.0 AF

Source and Point(s) of Diversion

GROUND WATER NENE Sec. 18, Twp 06S, Rge 30E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	30E	17					32.0	32.0	32.0	32.0									128.0
06S	30E	18	32.0	23.0															55.0

Right Acre Limit: 69.5

POU Total Acres: 183.0

Conditions of Approval:

1. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 69.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
2. F06 THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-07882B, 35-13271B, 35-02312D, 35-07477D, AND 35-08747A.
3. E61 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.99 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 732 AF. COMBINED RIGHT NOS.: 35-07882B, 35-13271B
4. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 183 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-07882B, 35-13271B
5. C18 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.

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IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/23/2013

6. K01 RIGHT NO. 35-13271B IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
1.990	732.0	183.0
35-2312D ,35-7882B ,35-13271B		

SubCase:

SubCaseNumber: 35-2312D

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date: 2/21/2002

Attorney Assigned:

Adjudication Agent:

Basis of Claim:

Date Filed:

Objection Status:

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/23/2013

Water Right 35-7477D

Owner Type **Name and Address**
Current Owner RUFF TIMES TWO FARMS
3005 W 2100 S
ABERDEEN, ID 83210
(208)397-4660

Priority Date: 2/12/1975

Basis: Decreed

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	0.630 CFS	128.0 AF
	Total Diversion		0.630 CFS	128.0 AF

Source and Point(s) of Diversion

GROUND WATER NENENE Sec. 18, Twp 06S, Rge 30E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	30E	18		9.0	30.0	30.0													69.0

Right Acre Limit: 32.0

POU Total Acres: 69.0

Conditions of Approval:

1. 067 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. X63 All water rights within Basin 35 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 32 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. C18 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.
5. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-07882B, 35-02312D, 35-13271B, 35-07477D AND 35-08747A.

Combined Use Limits

8/23/2013

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUFF TIMES FARMS C/O DOUG RUFF 3005 W 2100 S ABERDEEN, ID 83210 (208)397-4660

Status: Active

Tributary

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06S	30E	7													40.0	40.0	40.0	39.0	159.0

78789

8/23/2013

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUFF TIMES FARMS C/O DOUG RUFF 3005 W 2100 S ABERDEEN, ID 83210 (208)397-4660

Status: Active

Tributary

GROUND WATER NWSESE Sec. 7, Twp 06S, Rge 30E, BINGHAM County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06S	30E	7									20.0			20.0					40.0

POU Total Acres: 40.0

1. C18 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.
2. THIS RIGHT AND THE RIGHTS LISTED BELOW ARE LIMITED TO A TOTAL COMBINED RATE OF DIVERSION OF 3.52 CFS.
OTHER RIGHT NOS.: 35-07505 AND 35-07953A.
3. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
OTHER RIGHT NOS.: 35-07505 AND 35-07953A.

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
3.520		
35-7505	35-7759	35-7953A

78789

8/23/2013

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/23/2013

AND 35-08747A.

RIGHT NO. 35-13271B IS AN ENLARGEMENT OF THIS RIGHT PURSUANT TO
SECTION 42-1426, IDAHO CODE.

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
1.990	732.0	183.0
35-2312D ,35-7882B ,35-13271B		

SubCase:

SubCaseNumber: 35-7882B

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date: 2/21/2002

Attorney Assigned:

Adjudication Agent:

Basis of Claim:

Date Filed:

Objection Status:

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/23/2013

Water Right 35-7883

Owner Type **Name and Address**
Current Owner RUFF TIMES FARMS
3005 W 2100 S
ABERDEEN, ID 83210
(208)397-4660

Priority Date: 1/31/1980

Basis: Decreed

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	3.740 CFS	1,004.0 AF
	Total Diversion		3.740 CFS	1,004.0 AF

Source and Point(s) of Diversion

GROUND WATER NENENW Sec. 7, Twp 06S, Rge 30E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	30E	7	38.0	37.0	37.0	38.0	38.0	37.0	37.0	38.0									300.0

Right Acre Limit: 251.0

POU Total Acres: 300.0

Conditions of Approval:

1. C18 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.
2. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 251 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
3. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
OTHER RIGHT NOS.: 35-07953B, 35-08143 AND 35-08747B.

Combined Use Limits

N/A

SubCase:

SubCaseNumber: 35-7883

Class: 1

8/23/2013

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUFF TIMES FARMS C/O DOUG RUFF 3005 W 2100 S ABERDEEN, ID 83210 (208)397-4660

Status: Active

Tributary

Sec. 7, Twp 06S, Rge 30E, BINGHAM County

			NE		NW				SW				SE						
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06S	30E	7									18.0	38.0	37.0	19.0					112.0
												L3	L4						

1. C18 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.
2. THIS RIGHT AND THE RIGHTS LISTED BELOW ARE LIMITED TO A TOTAL COMBINED RATE OF DIVERSION OF 3.52 CFS.
OTHER RIGHT NOS.: 35-07505 AND 35-07759.
3. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
OTHER RIGHT NOS.: 35-07505 AND 35-07759.

35-7505 ,35-7759 ,35-7953A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/23/2013

Water Right 35-7953B

Owner Type
Current Owner

Name and Address
RUFF TIMES FARMS
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN, ID 83210
(208)397-4660

Priority Date: 2/23/1981

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	0.090 CFS	32.0 AF
	Total Diversion		0.090 CFS	32.0 AF

Source and Point(s) of Diversion

GROUND WATER NENENW Sec. 7, Twp 06S, Rge 30E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	30E	7	38.0	37.0	37.0	38.0	38.0	37.0	37.0	38.0									300.0

Right Acre Limit: 8.0

POU Total Acres: 300.0

Conditions of Approval:

1. RIGHTS LISTED BELOW ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE.
OTHER RIGHT NOS.: 35-07883, 35-08143 AND 35-08747B.
2. C18 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.
3. THIS RIGHT IS LIMITED TO THE IRRIGATION OF 8.0 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Combined Use Limits

N/A

SubCase:

SubCaseNumber: 35-7953B

78789

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

8/23/2013

Water Right 35-8143

Owner Type **Name and Address**
Current Owner RUFF TIMES FARMS
C/O DOUG RUFF
3005 W 2100 S
ABERDEEN, ID 83210
(208)397-4660

Priority Date: 5/18/1983

Basis: License

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	0.320 CFS	64.0 AF
	Total Diversion		0.320 CFS	64.0 AF

Source and Point(s) of Diversion

GROUND WATER NENW Sec. 7, Twp 06S, Rge 30E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	30E	7	38.0	37.0	37.0	38.0	38.0	37.0	37.0	38.0									300.0

Right Acre Limit: 16.0

POU Total Acres: 300.0

Conditions of Approval:

1. T09 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.
2. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Right 35-08143 is limited to the irrigation of 16.0 acres in the place of use described above in a single irrigation season.
4. 052 Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
5. R64 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.
6. 067 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.
7. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public

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8/23/2013

Water Right 35-8747A

Owner Type **Name and Address**
Current Owner RUFF TIMES FARMS
 C/O DOUG RUFF
 3005 W 2100 S
 ABERDEEN, ID 83210
 (208)397-4660

Priority Date: 4/7/1989

Basis: License

Status: Active

Source **Tributary**
GROUND WATER

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	0.740 CFS	148.0 AF
	Total Diversion		0.740 CFS	148.0 AF

Source and Point(s) of Diversion

GROUND WATER NENE Sec. 18, Twp 06S, Rge 30E, BINGHAM County

Place Of Use

IRRIGATION within BINGHAM County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06S	30E	18		9.0	30.0	30.0													69.0

Right Acre Limit: 37.0

POU Total Acres: 69.0

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. R64 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. R56 Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
4. All water rights within Basin 35 are from connected sources of water in the Snake River Basin and shall be administered conjunctively.
Right 35-08747A is limited to the irrigation of 37.0 acres in the place of use described above in a single irrigation season.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T09 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.
7. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho

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- Code.
8. R55 This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
9. 067 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.

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

8/23/2013

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUFF TIMES FARMS C/O DOUG RUFF 3005 W 2100 S ABERDEEN, ID 83210 (208)397-4660

Status: Active

Tributary

GROUND WATER NENW Sec. 7, Twp 06S, Rge 30E, BINGHAM County

[illegible]

POU Total Acres: 300.0

1.	R55	This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.
2.	T09	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.
3.	T07	The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4.	052	Diversion and use of water under this right is subject to an annual use fee if rules are subsequently promulgated which provide for the submittal of the fee.
5.	T08	Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6.		Right 35-08747B is limited to the irrigation of 25.0 acres in the place of use described above in a single irrigation season.
7.	067	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.

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8. R64 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.

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

8/23/2013

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUFF TIMES FARMS C/O DOUG RUFF 3005 W 2100 S ABERDEEN, ID 83210 (208)397-4660

Status: Active

Tributary

GROUND WATER NWSESE Sec. 7, Twp 06S, Rge 30E, BINGHAM County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06S	30E	7									38.0	38.0	37.0	39.0	40.0	40.0	40.0	39.0	311.0
												L3	L4						

1.	X36	Rights 35-07505, 35-07759 and 35-07953A are also diverted through the point of diversion described above.
2.	X35	Rights 35-07505, 35-07759, 35-07953A and 35-09050 when combined shall not exceed a total annual maximum diversion volume of 1244.0 af at the field headgate, and the irrigation of 311 acres.
3.	R64	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.
4.	R55	This right is for the use of trust water and is subject to review 20 years after the issuance of the permit to determine availability of water and to re-evaluate the public interest.

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	1,244.0	311.0
35-7505 ,35-7759 ,35-9050		

8/23/2013

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RUFF TIMES TWO FARMS 3005 W 2100 S ABERDEEN, ID 83210 (208)397-4660

Status: Active

Tributary

Volume

Sec. 18, Twp 06S, Rge 30E, BINGHAM County

IRRIGATION within BINGHAM County

[illegible]

POU Total Acres: 183.0

1. USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 1.99 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 732 AF. COMBINED RIGHT NOS.: 35-02312D, 35-07882B
2. C11 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.
3. USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 183 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 35-02312D, 35-07882B
4. THIS RIGHT IS BASED UPON AN ENLARGEMENT OF RIGHT NO. 35-02312D, 35-07882B PURSUANT TO SECTION 42-1426, IDAHO CODE.
5. C18 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

IDAHO DEPARTMENT OF WATER RESOURCES
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6. 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 FOR AN ENLARGEMENT OF 82.4 ACRES WITHIN THE PLACE OF USE DESCRIBED FOR THIS RIGHT.
THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 35-02312D, 35-07882B, 35-13271B, 35-07477D AND 35-08747A

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
1.990	732.0	183.0
35-2312D ,35-7882B ,35-13271B		

SubCase:

SubCaseNumber: 35-13271B

Class: 1

SF5 Filed Date:

Special Master Recom Signed Date: 2/21/2002

Attorney Assigned:

Adjudication Agent:

Basis of Claim:

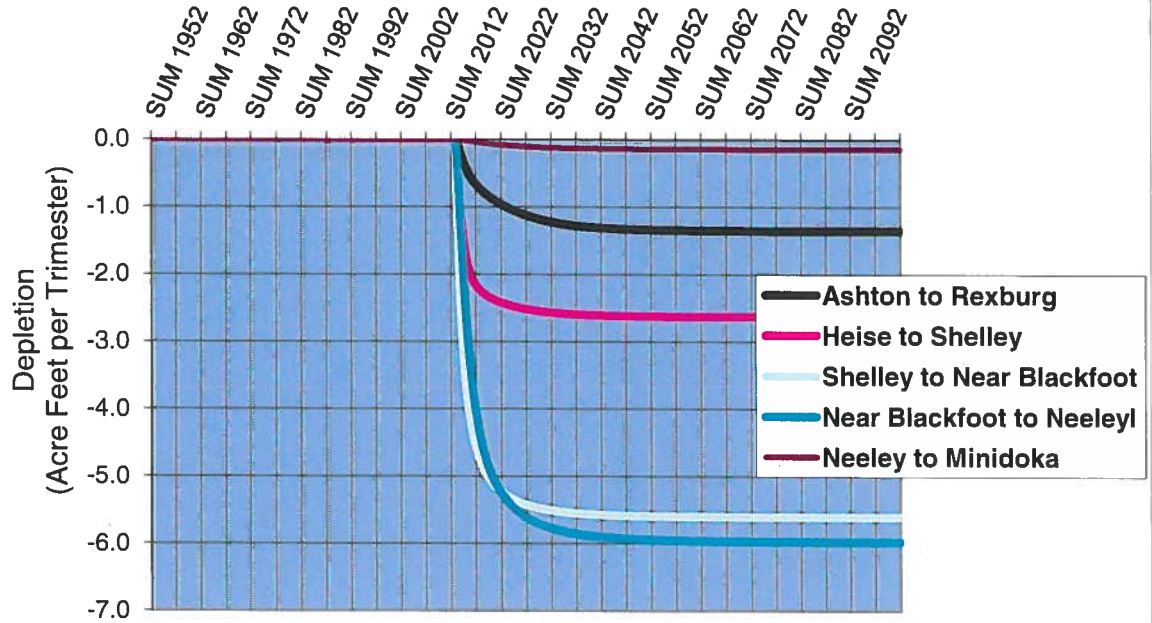
Date Filed:

Objection Status:

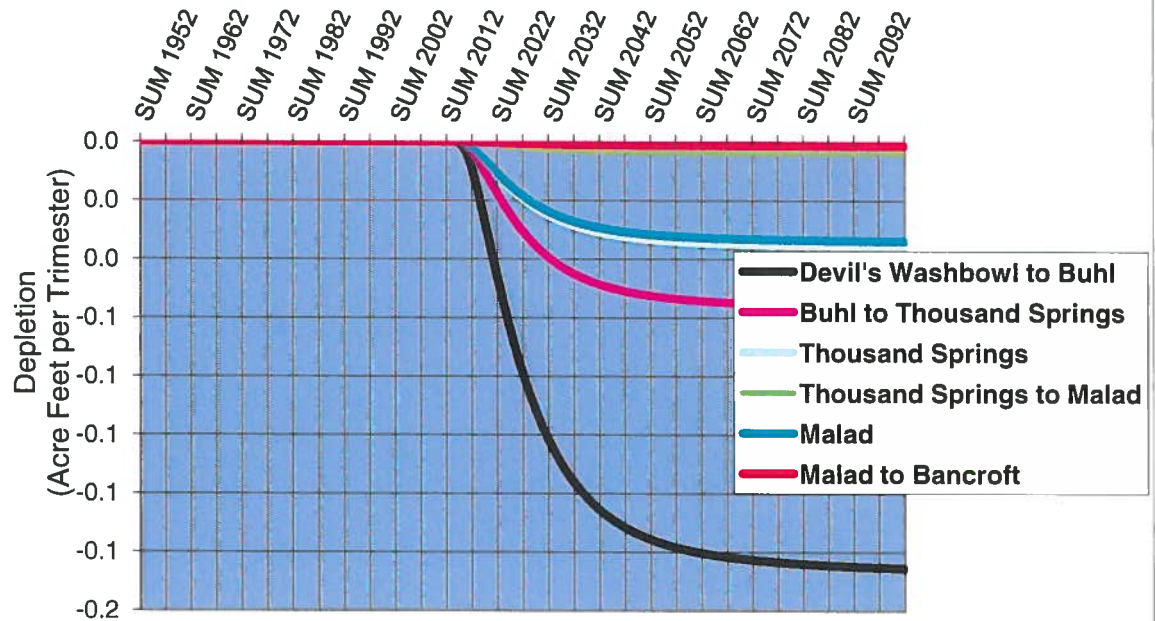
Water Supply Bank:

N/A

Net Transfer Effect Above Milner (Total Effect With Transfer - Total Effect Without Transfer)



Net Transfer Effect Below Milner (Total Effect With Transfer - Total Effect Without Transfer)





IDAHO SECRETARY OF STATE Viewing Business Entity

Ben Ysursa, Secretary of State

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RUFF TIMES FARMS, A PARTNERSHIP

3005 W 2100 S
ABERDEEN, ID 83210

Type of Business: ASSUMED BUSINESS NAME

Status: CURRENT, CURRENT 19 Feb 1998

State of Origin: IDAHO

Date of 19 Feb 1998

Origination/Authorization:

File Number: D12277

Original Filing:

Filed 19 Feb 1998 ORIGINAL
FILING

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Comments, questions or suggestions can be emailed to: sosinfo@sos.idaho.gov

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