

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**JAN 27 2009****WATER RESOURCES
WESTERN REGION**

Please print or type. Attach pages with additional information. Instructions are included at the end of this form. Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
63-00287D	1-22-09				
63-32800	1-22-09				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency or equivalent **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Russell Ruff
200 E Clear Creek Dr
Meridian, ID 83646

4. New Owner/Claimant(s)

Russell and Kimberly Ruff
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or

New Mailing Address

200 E Clear Creek Dr

City, State and ZIP Code

Meridian, ID 83646

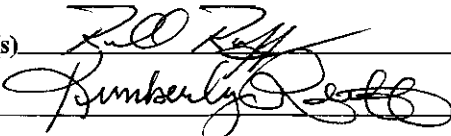
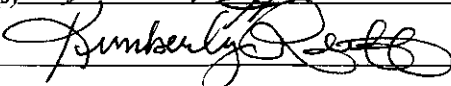
New Telephone Number

(208) 230-4340 Email: russellruff@hotmail.com

5. Date you acquired the property May 29, 2007
6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (you may copy this page, if necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

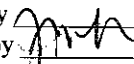
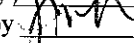
DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

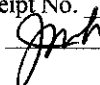
For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

7. Signature(s) of New Owner(s) or Claimant(s)  (title if applicable)
 (title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by  Date 1-27-09
 Received by  Date _____
 Processed by _____ AJ Date _____

Receipt Amt. 50⁰⁰
 Receipt No. WD 37163
 WR  Date 5-29-08



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

280306

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

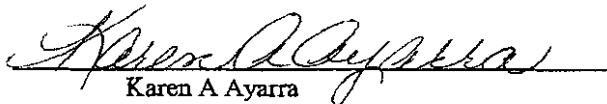
the following described premises, to-wit:

ER 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.

Sharon M. Wilson
Notary Public of Idaho

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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 63-00287D

NAME AND ADDRESS: RUSSELL RUFF
200 E CLEAR CREEK DR
MERIDIAN, ID 83646

SOURCE: BOISE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 0.04 CFS

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1882

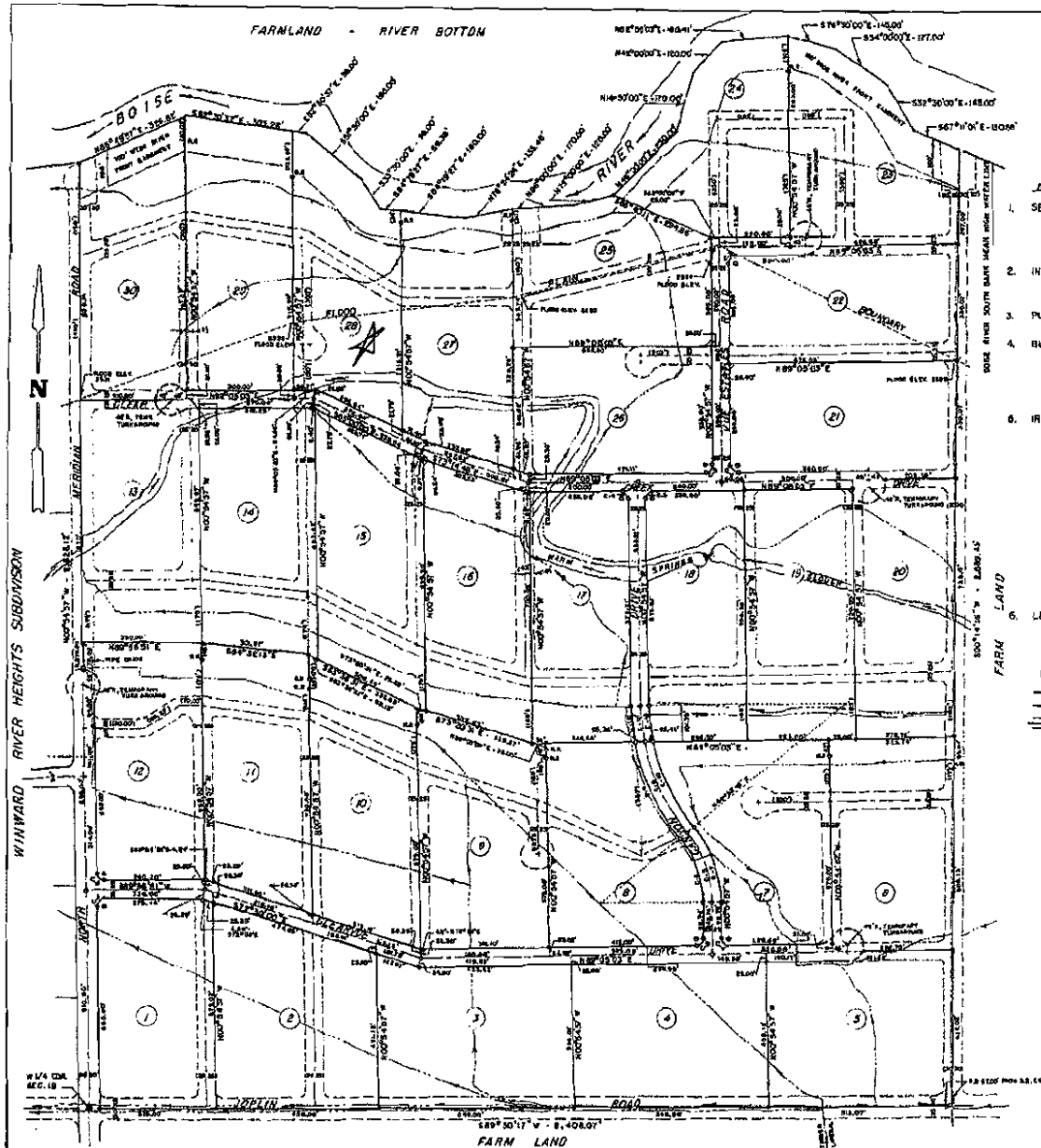
POINT OF DIVERSION: T04N R01E S22 LOT 6 (SENW) Within Ada County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.04 CFS
	Irrigation Storage	03-01 TO 11-15	0.10 AFY
	Irrigation from Storage	03-01 TO 11-15	0.10 AFY
	Wildlife	01-01 TO 12-31	0.20 AFY
	Aesthetic	01-01 TO 12-31	0.20 AFY

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE: Irrigation Within Ada County
T04N R01E S19 SENW 1.9
1.9 Acres Total

Att Attachment 2



PLAT SHOWING
CLEARVUE ESTATES SUBDIVISION
U.S. LOTS 3 & 4 AND THE SE 1/4 OF THE NW 1/4 OF
SECTION 18, T4N, R1E., S.M.
ADA COUNTY
IDAHO
-1972-



NOTES

- SETBACK FROM BOISE RIVER MEAN HIGH WATER LEVEL (6500 FPS) - 100' WIDE. NO PERMANENT BUILDING OR STRUCTURE IN THIS AREA EXCEPT EARTH DAMS & RECREATIONAL STRUCTURES APPROVED BY BUILDING REVIEW COMMITTEE & ADA COUNTY PLANNING COMMISSION. DRAIN FIELDS FOR SEPTIC TANKS MUST BE LOCATED AT LEAST 300 FT. AWAY FROM MEAN HIGH WATER LEVEL AND MUST BE INSTALLED ABOVE RIVER WATER LEVEL.
- INTERMEDIATE REGIONAL FLOOD PLAIN BOUNDARY. ALL VARIATIONS AND JOINS OF DRIVEWAYS BETWEEN THIS LINE AND BOISE RIVER SHALL BE CONSTRUCTED ON FILL PLACED TO AT LEAST FLOOD PLAIN BOUNDARY ELEVATIONS.
- PUBLIC UTILITIES, IRRIGATION & DRAIN DITCH, WARM SPRINGS SLOUGH, EASEMENTS SEE CERTIFICATE OF OWNERS.
- BUILDING SETBACKS:
30 FEET FROM PRESENT OR FUTURE FRONT LOT OR STREET LINE
10 FEET FROM INTERIOR BLOCK LINE
5 FEET FROM FUTURE INTERIOR LOT LINE
20 FEET FROM ANY SIDE STREET LINE
FOR APPURTENANCE TO ANY UNDEVELOPED LOTS - SEE COVENANTS AND REGULATIONS.
- IRRIGATION WATER ALLOCATION:
78 MINERS RIVER FROM SETTLERS IRRIGATION DISTRICT CANAL THROUGH AMERICAN LATERAL

BLOCK	MINERS RIVER PER BLOCK	TOTAL MINERS RIVER
1 TRU 12	4.8	64
12	2.0	8
14 TRU 10	4.0	16
17	2.0	8
20	2.0	8
21	2.0	8
22	2.0	8
23	2.0	8
24	2.0	8
25	2.0	8
26	2.0	8
27	2.0	8
28	2.0	8
29	2.0	8
30	2.0	8
31	2.0	8
32	2.0	8
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45	2.0	8
46	2.0	8
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90	2.0	8
91	2.0	8
92	2.0	8
93	2.0	8
94	2.0	8
95	2.0	8
96	2.0	8
97	2.0	8
98	2.0	8
99	2.0	8
100	2.0	8

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 BLOCK FROM 10.0 TO 10.30 INCLUSIVE.

LEGEND

- 1/8" X 30" REBAR SET
- 1/4" X 34" REBAR SET
- 2" BLOCK NUMBER
- DITCH & DIRECTION OF DRAINAGE
- SLOPE BLOCK LINES AND PRESENT STREETS
- FUTURE STREETS

TABLE OF CURVE DATA

S	R	Δ	T	L	CHORD	CHORD BEARING
1	20.00	90° 00' 00"	20.00	30.72	28.80	S44° 30' 00" W
2	10.00	180° 00' 00"	10.00	0.00	0.00	S00° 00' 00" W
3	10.00	90° 00' 00"	10.00	30.72	28.80	S44° 30' 00" W
4	20.00	90° 00' 00"	20.00	30.72	28.80	S44° 30' 00" W
5	10.00	180° 00' 00"	10.00	0.00	0.00	S00° 00' 00" W
6	10.00	90° 00' 00"	10.00	30.72	28.80	S44° 30' 00" W
7	20.00	90° 00' 00"	20.00	30.72	28.80	S44° 30' 00" W
8	10.00	180° 00' 00"	10.00	0.00	0.00	S00° 00' 00" W
9	10.00	90° 00' 00"	10.00	30.72	28.80	S44° 30' 00" W
10	20.00	90° 00' 00"	20.00	30.72	28.80	S44° 30' 00" W
11	10.00	180° 00' 00"	10.00	0.00	0.00	S00° 00' 00" W
12	10.00	90° 00' 00"	10.00	30.72	28.80	S44° 30' 00" W
13	20.00	90° 00' 00"	20.00	30.72	28.80	S44° 30' 00" W

* AFFIDAVIT #101008435
"FUTURE STREETS" VACATED AND
PORTIONS OF "TEMPORARY TURNAROUNDS"
VACATED

BRIGGS & ASSOCIATES
BOISE, IDAHO

DWNO. CWB720911

**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

400 0 400 800 Feet

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