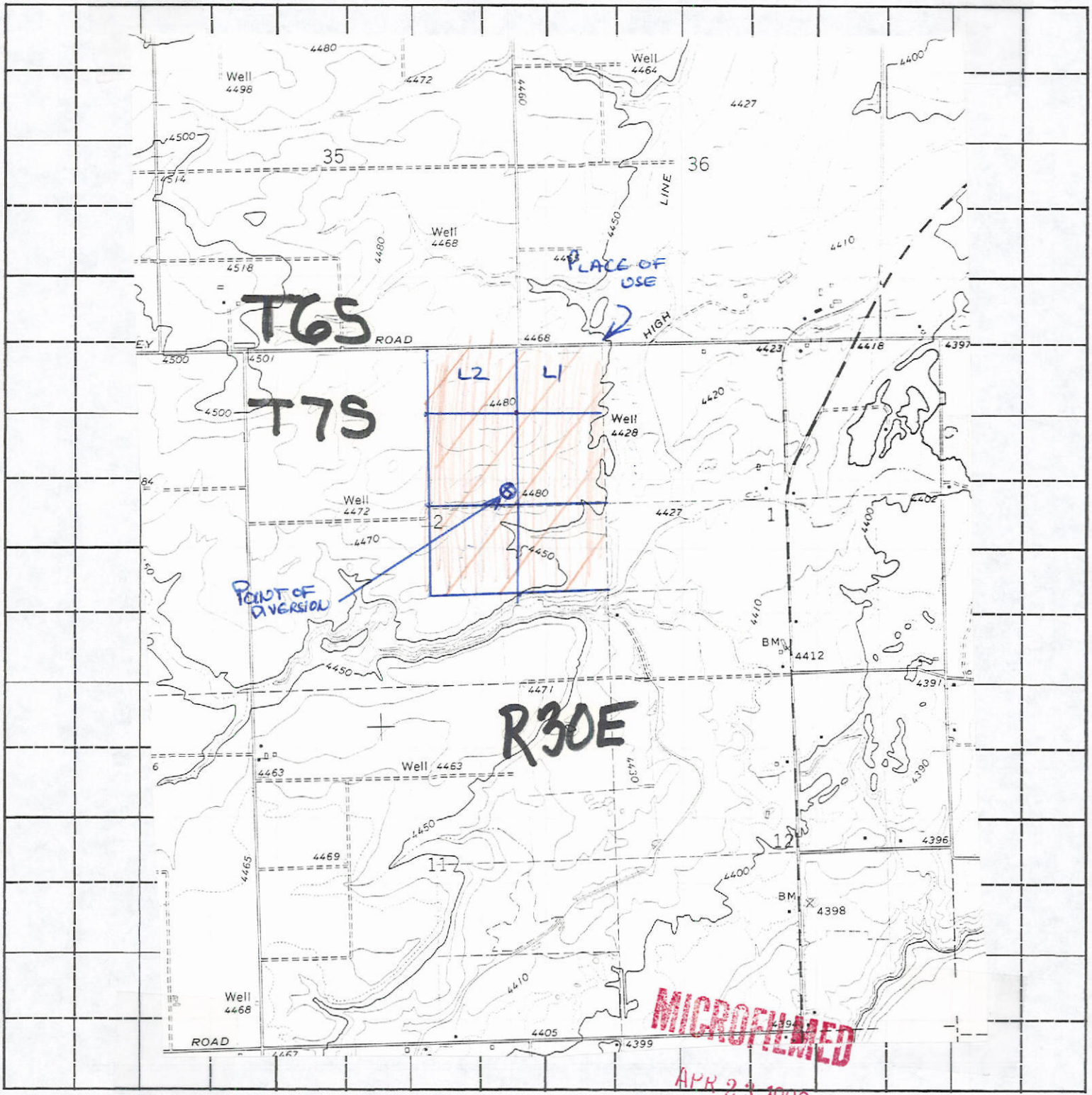
13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

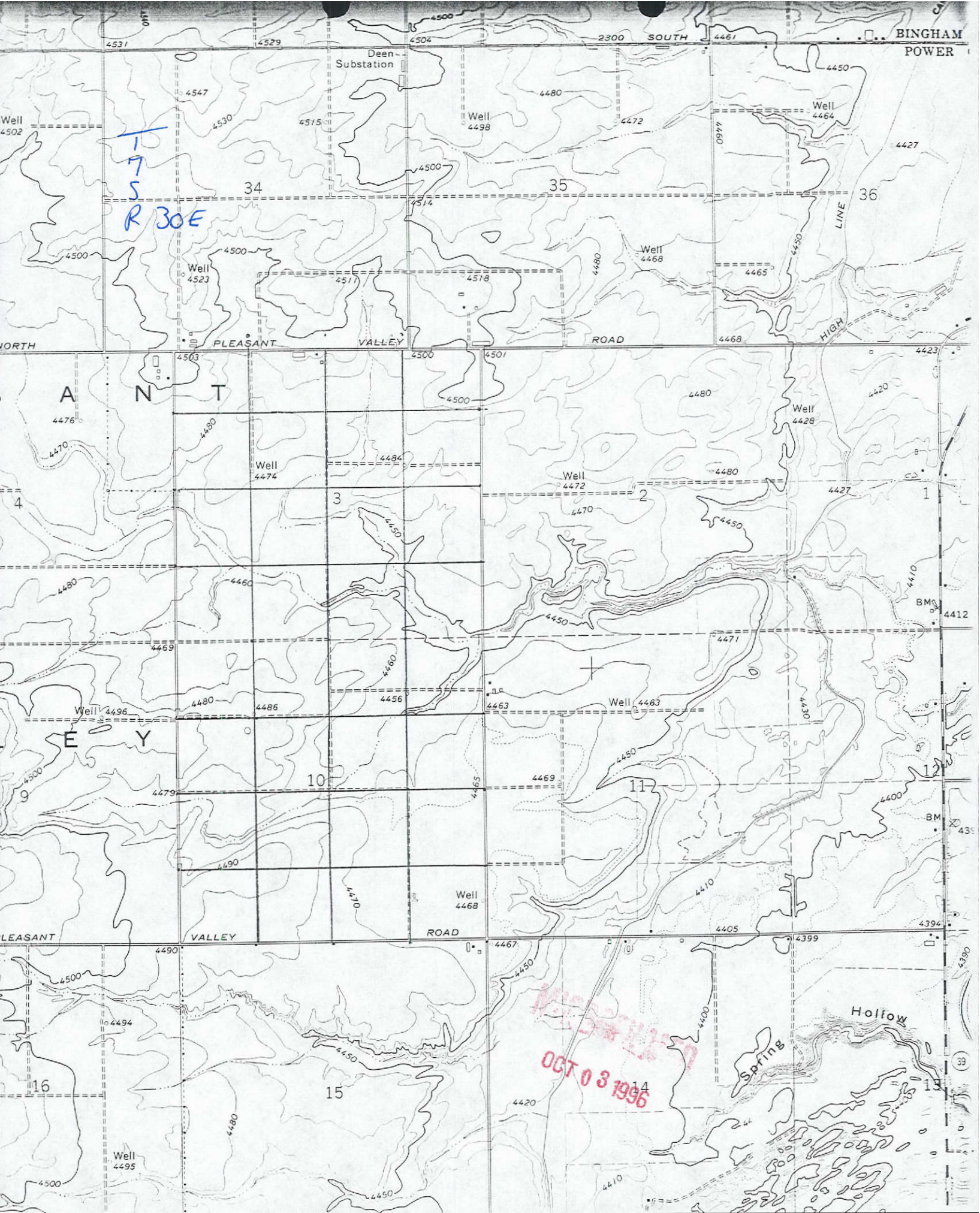
BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Sherman L. Ruff
(Applicant)

MICROFILMED
APR 23 1990

35-8743

OCT 03 1996


2300 SOUTH
BINGHAM POWER
Deen Substation
Well 4502
Well 4498
Well 4464
Well 4523
Well 4468
T 7 S
R 30 E
34
35
36
LINE
PLEASANT VALLEY ROAD
HIGH
Well 4428
Well 4474
Well 4472
Well 4496
Well 4463
Well 4468
Well 4495
BM
Hollow
Spring
OCT 03 1996

T213
#139
Ray Hunter
(V. Krein)
1-
145.9
34 35
35 36
T-2204
Wade Povey
well
T-218
2-
29.1
#1024
Wm. P. Powe
4-
36.3
T-2206
#745
de Povey
T-217
#1044
Wade Povey
(L. Zimmerman)
1- NHEL
114.8
RECEIVED
OCT 03 1996
2- NHEL
41.4
5-
59.5
6-
8-
32.1
9
14.9
10-
13.4
K-10
R
Not To Scale

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08743

Priority: April 7, 1989 Maximum Diversion Rate: 0.51 CFS

This is to certify, that SHERMAN L RUFF
3005 W 2100 S
ABERDEEN ID 83210 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 7, 1989; and has submitted Proof of Beneficial Use on April 24, 1990. An examination indicates that the works have a diversion capacity of 4.400 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	04/01 to 10/31	0.51 CFS	

LOCATION OF POINT(S) OF DIVERSION: SENE , Sec. 2, Township 07S, Range 30E
POWER County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
07S	30E	2	Lot 1(NENE)	30	Lot 2(NWNE)	30	SWNE	40	
			SENE	40	NESE	40	NWSE	40	220

Total number of acres irrigated: 220

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
7. Right 35-07123 is also diverted at the point of diversion described above.
8. Use of this right with Right 35-07123 is limited to a total combined annual diversion volume of 880.0 af.

OCT 0 3 1996

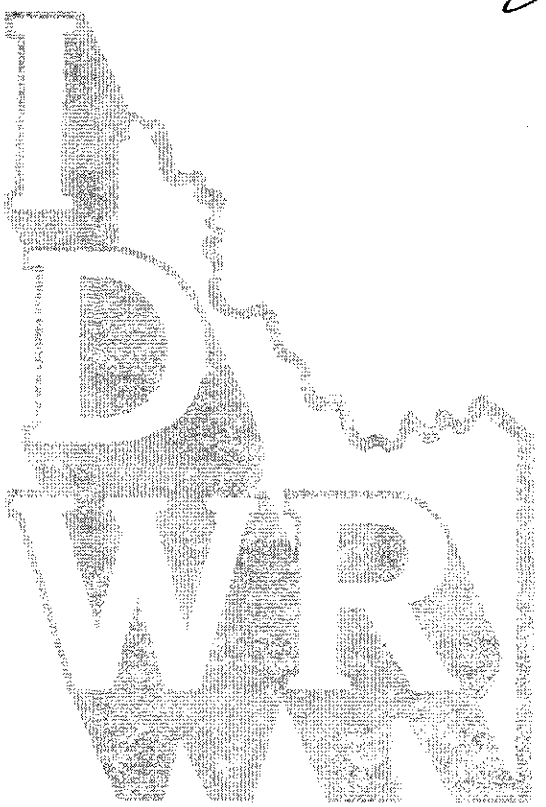
State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 35-08743

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 14th day of SEPTEMBER, 1996.

Acting for KARL J. DREHER, Director



OCT 03 1996

RECEIVED
SEP 0 5 1996
Department of Water Resources

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08743

Date of Priority: April 7, 1989 Maximum Diversion Rate: 0.51 CFS

Comes now SHERMAN L RUFF
3005 W 2100 S
ABERDEEN ID 83210 and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 35-08743, and requests that the permit be changed as follows:

Source: **GROUNDWATER**

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION	ANNUAL VOLUME
IRRIGATION	04/01 to 10/31	0.51 CFS	

LOCATION OF POINT(S) OF DIVERSION: SENE , Sec. 2, Township 07S, Range 30E
POWER County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
07S	30E	2	Lot 1(NENE)	30	Lot 2(NWNE)	30	SWNE	40	
			SENE	40	NESE	40	NWSE	40	220

Total number of acres irrigated: 220

OCT 0 3 1996

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at 1:51 P.M., this 31 day of August, 1996.

Sherman L. Ruff
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 35-08743

****

FOR DEPARTMENT USE ONLY

Preliminary check by Ket Fee = $50.00 Receipted by Ket # C03679 Date 9-5-96

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, Karl J. Dreher, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 35-08743 with the following;

CONDITIONS OF APPROVAL AND REMARKS

1. This water right is appurtenant to the described place of use.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. The use of water under this right shall not give rise to any claim against the holder of a senior water right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the right to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.0 afa per acre for the lands above.
7. Right 35-07123 is also diverted at the point of diversion described above.
8. Use of this right with Right 35-07123 is limited to a total combined annual diversion volume of 880.0 af.

Witness my hand this 14TH day of SEPTEMBER, 1996.

Acting for KARL J. DREHER, Director

OCT 03 1996

Form 217
98/89

RECEIVED
APR 24 1990

For Office Use Only
Amt. of Fee $ 100.00
Date 4/24/90
Receipt No. C016485
Received by C. Wong
7-11-98

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

Permit No. 35-08743 Telephone No. 397-4660

Name(s) of Permit Holder(s): Sherman L. Ruff

Post Office Address: 3005 W 2100 So Aberdeen Ida 83210

Source of Water: Ground water

If ground water, well driller's name: — Date drilled: —

Extent of Use:

Domestic _____ (No. of households) Irrigation 220 (No. of acres)

Stockwater _____ (No. and type of stock) Other _____

Total rate and/or volume for which proof is submitted .51 cfs _____ acre/feet

Show date water was first diverted and beneficially used under this permit: Feb 11, 1970

One of the following may be a condition of approval of your permit:

Measuring device: Required? __Yes __No Installed? __Yes __No

OR

Flow Measurement Port: Required? ✓Yes __No Installed? ✓Yes __No

Fee Enclosed: $ 100 — (See License Examination Fee Schedule)

Person to contact to accompany the Department representative during the field examination:

Sherman L. Ruff — 208-397-4660
Name — Telephone No.

3005 W 2100 So Aberdeen Ida 83210
Address

The above information is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the state of Idaho.

MICROFILMED
JUL 25 1990

4-21-90 Sherman L. Ruff
Date — Signature (and title if on behalf of a company or organization)

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08743

Proposed Priority: April 7, 1989 Maximum Diversion Rate: 0.51 CFS
This is to certify, that **SHERMAN L. RUFF**
3005 W. 2100 S.
ABERDEEN, ID 83210
has applied for a permit to appropriate water from: **GROUNDWATER**
and a permit is **APPROVED** for development of water as follows:

BENEFICIAL USE	PERIOD OF USE	RATE OF DIVERSION
IRRIGATION	04/01 to 11/01	0.51 CFS

LOCATION OF POINT(S) OF DIVERSION: SESWNE Sec. 2, Township 07S, Range 30E
POWER County

PLACE OF USE: IRRIGATION

TWN	RGE	SEC		ACRES		ACRES		ACRES	TOTAL
07S	30E	2	LOT 1(NENE)	30	LOT 2(NWNE)	30	SWNE	40	
			SENE	40	NESE	40	NWSE	40	220
							Total number of acres irrigated:		220

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **May 1, 1991.**
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The right to the use of water acquired under this permit shall not give rise to any right or claim against the holder of a senior right based upon the theories of forfeiture, abandonment, adverse possession, waiver, equitable estoppel, estoppel by laches or customary preference.
5. The Director retains jurisdiction of the permit and any license subsequently issued to incorporate the use into a water district, require streamflow augmentation or other action needed to protect prior surface water and groundwater rights.
6. Prior to the diversion of water under this permit a flow measurement port or other device as specified by the Department shall be installed to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
7. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

MICROFILMED
APR 23 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 35-08743

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this

19th day of April, 1990.

for R. Keith Higginson, Director

MICROFILMED
APR 23 1990

$45

Form 202
6/85

Ident. No. 35 8743

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant SHERMAN L. RUFF Phone 397-4660

   Post office address 3005 W. 2100 S. ABERDEEN, ID 83210

2. Source of water supply GROUND WATER which is a tributary of _____

3. Location of point of diversion is SE ¼ of SW ¼ of NE ¼, Govt. Lot _____

   Sec. 2 Township 7S Range 30E B.M. Power County; additional

   points of diversion if any: _____

4. Water will be used for the following purposes:

   4-1 11-1
   As per licence 35-7123 DMD

   Amount 0.51 (cfs or ~~acre-feet per annum~~) for IRR. purposes from ~~3-15~~ to ~~11-15~~ (both dates inclusive)

   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)

   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)

   Amount _____ (cfs or acre-feet per annum) for _____ purposes from _____ to _____ (both dates inclusive)

5. Total quantity to be appropriated is (a) 0.51 cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

   a. Description of ditches, flumes, pumps, headgates, etc. 270' WELL w/ 200 HP PUMP INTO 800' X10" & 2800' X8" MAINLINE - WHEELLINES

   b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet; period of year when water will be diverted to storage: _____ to _____ inclusive.

   c. ~~Proposed~~ EXISTING well diameter is 18" inches; ~~proposed~~ EXISTING depth of well is 270' feet.

   d. Is ground water with a temperature of greater than 90°F being sought? No

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (*minimum 1 year*).

MICROFILMED
APR 23 1990

8. Description of proposed uses (*if irrigation only, go to item 9*):

a. Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. _____

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (*example: D for Domestic*) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7S	30E	2	30	30	40	40									40	40			220
			41	42															

Total number of acres to be irrigated 220

10. Describe any other water rights used for the same purposes as described above. ~~Lease~~ 35-7123

11. a. Who owns the property at the point of diversion? APPLICANT

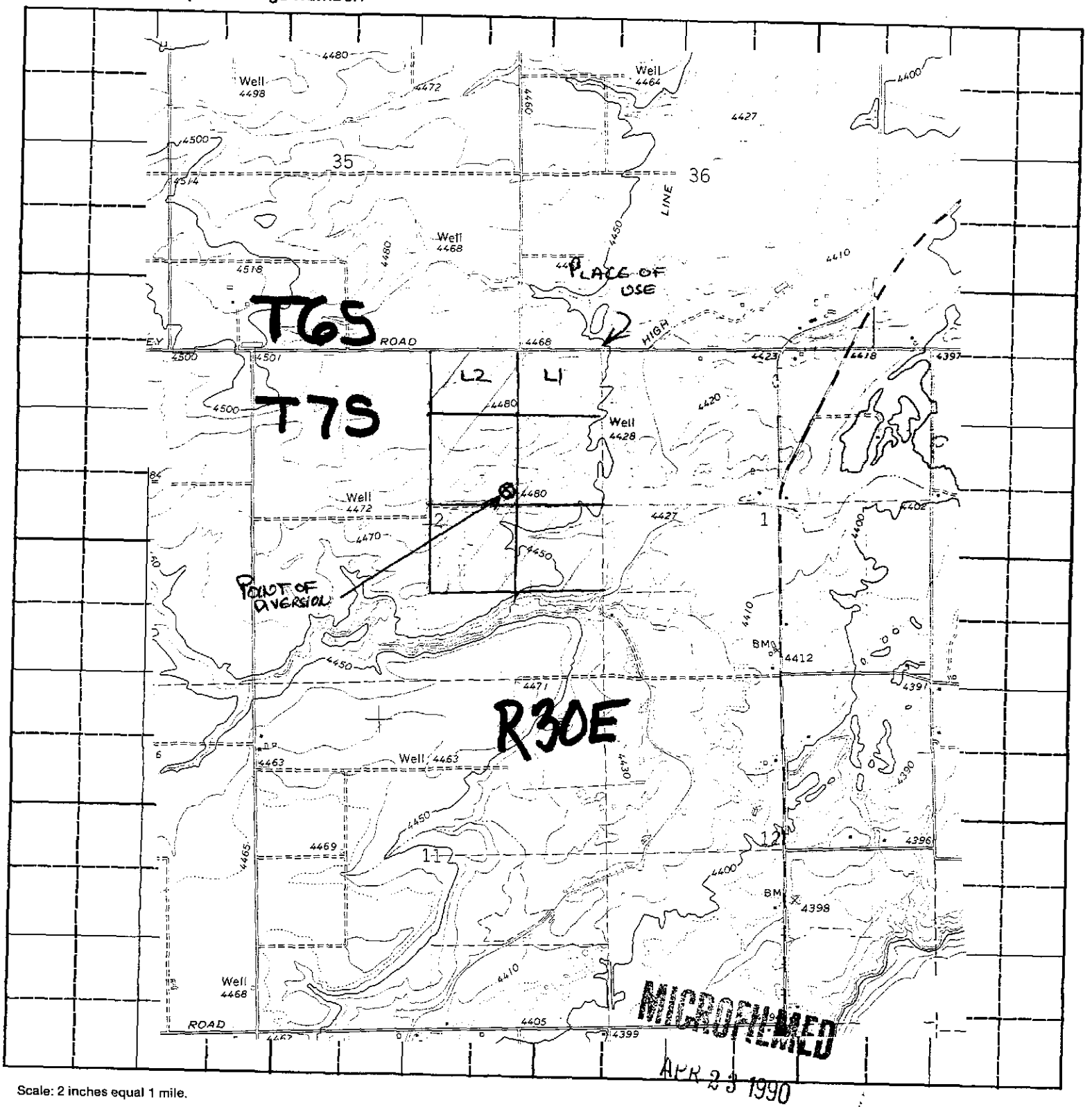
b. Who owns the land to be irrigated or place of use? APPLICANT

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: THIS FILING IS MADE TO COVER EXCESS CAPACITY IN THIS WELL OVER AMOUNT LICENSED BY 35-7123

MICROFILMED
APR 23 1990

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

MICROFILMED
APR 23 1990

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Sherman L. Ruff
(Applicant)

Received by ESV Date 4-7-89 Time 1152 Preliminary check by AMD

Fee $ 45.00 Receipted by ESV # 6006745 Date 4-7-89

Publication prepared by RB Date 3-18-90 Published in Power County Publishing

Publication approved (illegible) Date 3-19-90

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. _____, and said application is hereby _____.

1. Approval of said application is subject to the following limitations and conditions:

   a. SUBJECT TO ALL PRIOR WATER RIGHTS.

   b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19____.

   c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

   d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

   e. Other:

MICROFILMED
APR 2 3 1990

State of Idaho

Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 35-7123 Priority Feb. 11, 1970 Amount 3.89 cfs

THIS IS TO CERTIFY, that WILLIAM FUNK

of American Falls, Idaho, has complied with the terms and conditions of Permit No. 35-7123 issued pursuant to Application for Permit dated February 11, 1970, and has submitted proof to the Department of Water Administration on February 14, 1972, that he has applied water to a beneficial use; an examination by the Department indicates that the works have a capacity for the diversion of 3.89 cfs of water from a ground water source, tributary to _____, and that the permit holder has applied to a beneficial use & established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April 1 to Nov. 15	at 3.89 cfs and	770 acre feet or
_____	from _____ to _____	at _____ cfs and	3.5 af per acre
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 3.89 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 770 acre feet per year, said waters to be diverted within the SE¼NE¼ of Sec. 2, Twp. 7 S, Rge. 30 E, B.M. in the County of Power

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
7 S	30 E	2	30 (lot 1)	30 (lot 2)	40	40									40	40			220

Total number of acres irrigated 220

MAP CORRECTED
APR 3 1990

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

NOTE: Modifications to a variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 3rd day of January, 19 74.

Director

Affidavit of Publication

State of Idaho

County of Power

Erma Crompton being first duly sworn on oath, states:

That she is the publisher of The Power County Press, a newspaper of general circulation in Power County, Idaho, published weekly at American Falls in said county, that said newspaper has been published in said county uninterruptedly and continuously for over seventy-eight consecutive weeks, prior to the first publication of the annexed notice or advertisement:

That the annexed notice or advertisement was published as per clipping attached in the regular and entire edition of said newspaper and not in any supplement thereof for 2 successive weekly issues thereof, the date of the first publication being the 28 day of February 1990 and the date of last publication being the 7 day of March 1990.

(Signed) Erma Crompton

APR 23 1990

State of Idaho

County of Power

On this 7 day of March in the year of 1990, before me, a Notary Public, personally appeared Erma Crompton, known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Brett Crompton

Notary Public for Idaho
Residing at American Falls, Idaho
My commission expires: June 8, 1993

Application for water right

Published in The Power County Press, Feb. 28, & Mar. 7, 1990.

NOTICE OF APPLICATION FOR WATER RIGHT

The following application(s) have been filed to appropriate the public waters of the State of Idaho:

35-08743

RUFF, SHERMAN L.
3005 W. 2100 S.
ABERDEEN, ID 83210

Source: GROUNDWATER

Diversion Pt: SESWNE Sec 2 T 07S R 30E

Use: IRRIGATION (.510 CFS)
Total Diversion: (.510 CFS)

Date Filed: 4/07/1989

In: T07S R30E S02 Lot 1 (NENE) Lot 2 (NWNE) SWNE SENE NESE NWSE
220.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before MARCH 19, 1990.

R. Keith Higginson, Director

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

September 16, 1996

SHERMAN L RUFF
3005 W 2100 S
ABERDEEN ID 83210

RE: WATER RIGHT NO. 35-08745

Dear Water Right Holder(s):

Enclosed is a copy of the Water Right License issued on the above referenced permit along with a copy of your approved Application for Amendment. Should you have any questions regarding these documents, please contact me.

Also, please note that as of July 1, 1996, water right owners are required to report any change of water right ownership and any change of mailing address to the department. If you have acquired a water right or have changed your mailing address PRIOR TO July 1, 1996, you have until July 30, 1998, to notify the department. If you acquire a water right or change your mailing address AFTER July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes could result in a $100 late filing fee. Contact any office of the department to obtain the proper reporting form.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

OCT 0 3 1996

Shelley -
I talked to Carter on this one re: p/d desc. on overlapping right. He asked me to send him a copy of the lic amendment on this right (overlapping claim referenced in remarks) and he would use that to change the recommendation on the claim. I have a note to Patti to help me wrap this up.
9/5 - gave Sharla a copy of the signed application for amendment.
Patti

State of Idaho
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

August 29, 1996

SHERMAN L RUFF
3005 W 2100 S
ABERDEEN ID 83210

RE: WATER RIGHT NOS. 35-08743 AND 35-08745

Dear Water Right Holder(s):

The above referenced water rights are in the process of being licensed. However, before the licenses can be issued, your permits must be amended to depict your water rights as they have actually been developed.

The enclosed Applications for Amendment contain information that will be included on the licenses when they are issued. The amendments reflect changes in the location of the point(s) of diversion. Please review carefully and if you concur, sign the amendments and return with the $100.00 ($50.00 for each one) filing fee within 14 days.

The last page of the Application for Amendment form contains a list of Conditions of Approval and Remarks proposed for the license when it is issued. These conditions of approval and remarks may be modified upon further administrative review.

If you do not concur, or if you have any questions about this information, please contact me as soon as possible. My telephone number is (208) 327-7946.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:ph

Enclosure

RECEIVED
OCT 03 1996

MEMORANDUM

TO: File 35-08743

FROM: Sharla

DATE: August 20, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 35-08743 are based on the following.

C. DIVERSION AND DELIVERY SYSTEM
2. Place of Use:

Lot 1 (NENE) 30 acres; Lot 2 (NWNE) 30 acres;
SWNE 40 acres; SENE 40 acres; NESE 40 acres; NWSE 40 acres;
S2, T7S, R30E

H. RECOMMENDATIONS

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4/1 - 10/31	0.51 cfs	

A previous right, No. 35-07123 was licensed for 3.89 cfs on the same acres as those under this permit. This permit was filed to pick up the remainder of the capacity of the system above and beyond the previous license. The new license can be issued listing 220 acres at 0.51 cfs, with a condition limiting the combined annual volume under the two rights to 880.0 af (4.0 af/ac - the standard for that area - X 220 acres.

The season of use has been changed to the standard for that area.

Although the examiner made no recommendations on the back page of the exam report, sufficient information was gathered to proceed with licensing. The place of use was also sufficiently mapped out to compute acres irrigated.

Examiner: Gary Beus
Exam Date: July 22, 1991

OCT 03 1996

LICENSE REVIEW CHECKLIST

PERMIT NO. 35-08743 DATE 8/20/96 REVIEWER: *SHARLA*

	Change	OK	
NAME	___	✓	Address Change No
SOURCE	___	✓	Is change clarification of originally intended source? ___ If not, prepare Notice of Intent to Void ___
POINT OF DIV	✓	___	Amendment required YES
PLACE OF USE	___	✓	Amendment required ___ Lt 1 & Lt 2 = 32 ac ea. permit only allowed 30

Does map agree with written description? ✓ yes ___ no

OVERLAPS ✓ P/D ✓ P/U 35-7123 this Nt wanted to pick up capacity

RATE OF DIV

Permitted Rate	.51 cfs	3.89
Fee limit	1.0 cfs $100.00	.51
Measured	4.55 cfs 4.57	4.40
Theoretical	4.45 cfs 200 x 8.8 x .7 / 150 + (2.31 x 55) = 4.45	

Recommended Total Div Rate .51 cfs

ANNUAL VOLUME/ NATURE OF USES ___ ✓

Use	Volume Calculation
Irr.	~~110.0~~ af
	af
	af
	af
SUBTOTAL	~~110.0~~ af

4/1-10/31 35-7123 = 3.8 af/ac area = ~~4.0~~ 4 af/ac .5 x 220 = 110.0

880.0 comb.

Flow rate .51 cfs X ____ days X 1.9835 = _____ af

Total volume recommended _____ af
(SUBTOTAL or Flow Rate, whichever is less)

REMARKS W36

CONDITIONS ___ Watermaster Control WD# _____

___ GW Measurement/Measuring Device

R31 Overlap

___ Use-specific conditions 048, 049

Advancement of Priority Date Required ___ yes ✓ no

SRBA Claim Filed N/A

Adjustment Memo blank

1st Amend Letter P39, P38

2nd Amend Letter P47

MEMORANDUM

TO: File 35-08743

FROM: Sharla

DATE: August 20, 1996

RE: Recommendation Adjustment(s)

The final license recommendations for Right 35-08743 are based on the following.

C. DIVERSION AND DELIVERY SYSTEM
2. Place of Use:

Lot 1 (NENE) 30 acres; Lot 2 (NWNE) 30 acres;
SWNE 40 acres; SENE 40 acres; NESE 40 acres; NWSE 40 acre;
S2, T7S, R30E

H. RECOMMENDATIONS

Beneficial Use	Period of Use	Rate of Div	Annual Vol
Irrigation	4/1 - 10/31	0.51 cfs	110.0 afa

A previous right, No. 35-07123 was licensed for 3.89 cfs on the same acres as those under this permit. This permit was filed to pick up the remainder of the capacity of the system above and beyond the previous license. The new license can be issued listing 220 acres at 0.51 cfs and 110.0 af (previous right licensed for 3.5 af/acre - the standard for that area is 4.0 af/ac, thus 0.5 af X 220 acres = 110.0 af).

The season of use has been changed to the standard for that area.

Although the examiner made no recommendations on the back page of the exam report, sufficient information was gathered to proceed with licensing. The place of use was also sufficiently mapped out to compute acres irrigated.

The season of use has been changed to the standard for that area.

Examiner: Gary Beus
Exam Date: July 22, 1991

OCT 0 3 1996

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

		NE				NW				SW				SE				
		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
WR-NUMBER	SOURCE	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	SUM
L3508743	T07S R30E S 2 GROUNDWATER																	
		01-30	02-30	40	40									40	40			220
3502652	GROUNDWATE					03-40	04-40	40	40	40	25			40	40			305
A3502652A	GROUNDWATE					03-32	04-32	40	40	40	25							209
R3502652A	GROUNDWATE					03-31	04-31	39	40	40	39	19						239
3502753	GROUNDWATE												18			33	30	81
A3502753	GROUNDWATE												18			33	30	81
R3502753	GROUNDWATE												17			32	27	76
3504145	GROUNDWATE										15	28						43
A3504145	GROUNDWATE										15	28						43
R3504145	GROUNDWATE					03-31	04-31	39	40	40	39	19						239
3507123	GROUNDWATE	01-30	02-30	40	40									40	40			220
A3507123	GROUNDWATE	01-30	02-30	40	40									40	40			220
R3507123	GROUNDWATE	01-30	02-30	40	40									40	40			220
~~3508743~~	~~GROUNDWATE~~	~~01-30~~	~~02-30~~	~~40~~	~~40~~									~~40~~	~~40~~			~~220~~
PLSS DATA	LEGAL LOOK	01✓	02✓			03	04											
--86 MAP--	C77Q-AA 85			40	40			39	38	38	40	03		39	40	10	39	366
NO QTRS	MAPPING	Lot01-29		Lot02-31		Lot03-30				Lot04-32								

Form 219
6/86

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

RECEIVED
JUL 30 1996
Department of Water Resources

A. GENERAL INFORMATION

Permit No. 35-8743

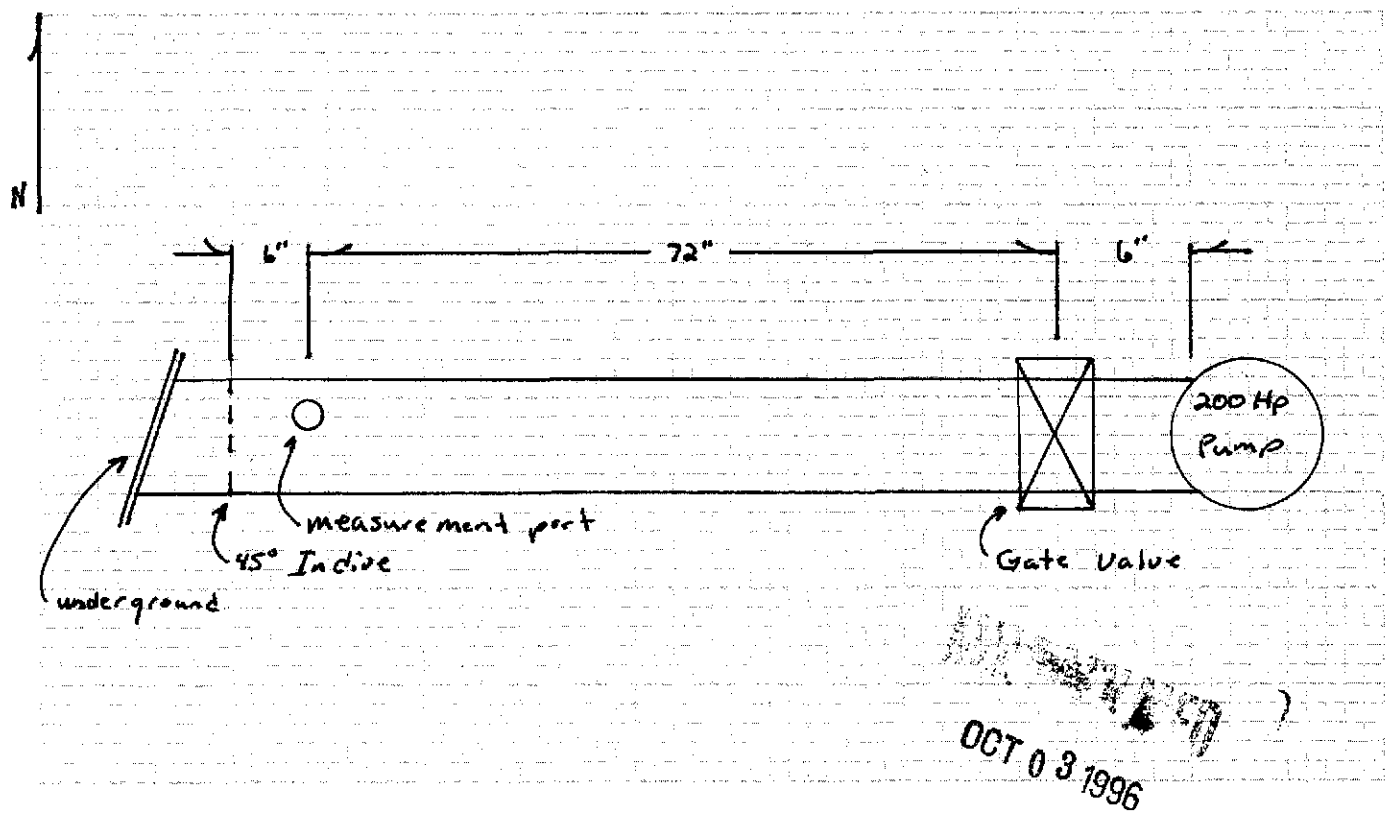
1. Owner: Sherman L RuFF Phone No. 397-4660
   Current Address: 300 S W 2100 S. Aberdeen, Id 83210
2. Accompanied by: Sherman RuFF EXAM. DATE: 7-22-91
   Address: Same Phone No. Same
   Relationship to Permit Holder: owner
3. Source: groundwater tributary to

B. OVERLAP REVIEW

1. Other water rights with same place of use: 35-7123
   ☒ Copies Attached
2. Other water rights with same point of diversion: 35-7123
   ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



OCT 03 1996

Scale: 1" = _____.

2. ☒ Copy of U.S.G.S. Quadrangle Attached
   Showing location(s) of point(s) of diversion and place(s) of use (required).
   ☒ Aerial Photo Attached
   (required for irrigation of 10 acres or more).
   ☒ Photo of Diversion and System Attached
   (required for all but single household domestic groundwater, and stockwater.

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

200 Hp pump to 10" pipe to 10" underground main line to 12-¼ mile 34-5gpm Flow control birds ~~or~~ wheel lines operating at 55psi

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	US Electric	200	C1006338	Johnston	10" discharge

**Code to correspond with No. on map and aerial photo*

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			SE	NE	2	7S	30E	Power	Quad Map & onsite Inspection

6. **Place(s) of Use:** Indicate Method of Determination

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

OCT 03 1996

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Flow Meter Station	Annubar	Dieterial	7517-316-55	91417	10.02	—
Flow Indicator	Manometer	IDWR	—	—	60"	—
Pressure Gage	Fluid	Rain bird	—	—	0-160	—

2. **Measurements:**

Operating pressure is 55 psi

E. FLOW CALCULATIONS

~~☒~~ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

12 x 34 x 5gpm = 2040 gpm

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.}$ = (Acres Irrigated) x (Irrigation Requirement) = _____

$V_{D.R.}$ = [Diversion Rate (cfs)] x (Days in Irrigation Season) x 1.9835 = _____

V = Smaller of $V_{I.R.}$ and $V_{D.R.}$ = _____

2. Volume Calculations for Other Uses:

OCT 0 3 1996

H. REMARKS AND OVERLAP REVIEW ANALYSIS

I. RECOMMENDATIONS

1. **Recommended Amounts**

Beneficial Use	Period of Use From	To	Rate of Diversion Q (cfs)	Annual Volume V (afa)
		Totals:		

2. **Recommended Amendments**

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name Gary Buss

Signature Gary Buss

Certification Date

Field Report Preparation Date

CONSULTANT SEAL

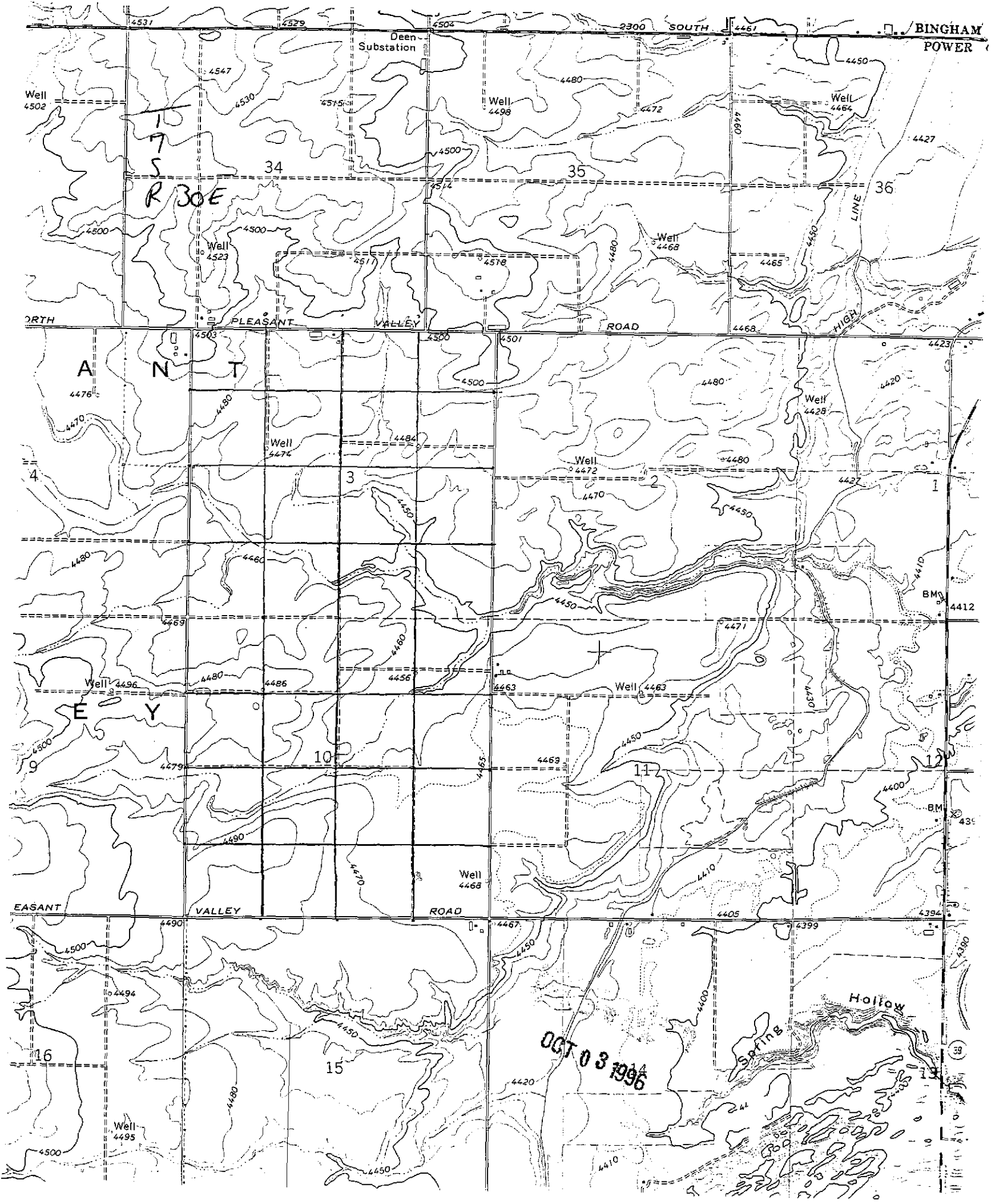
K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

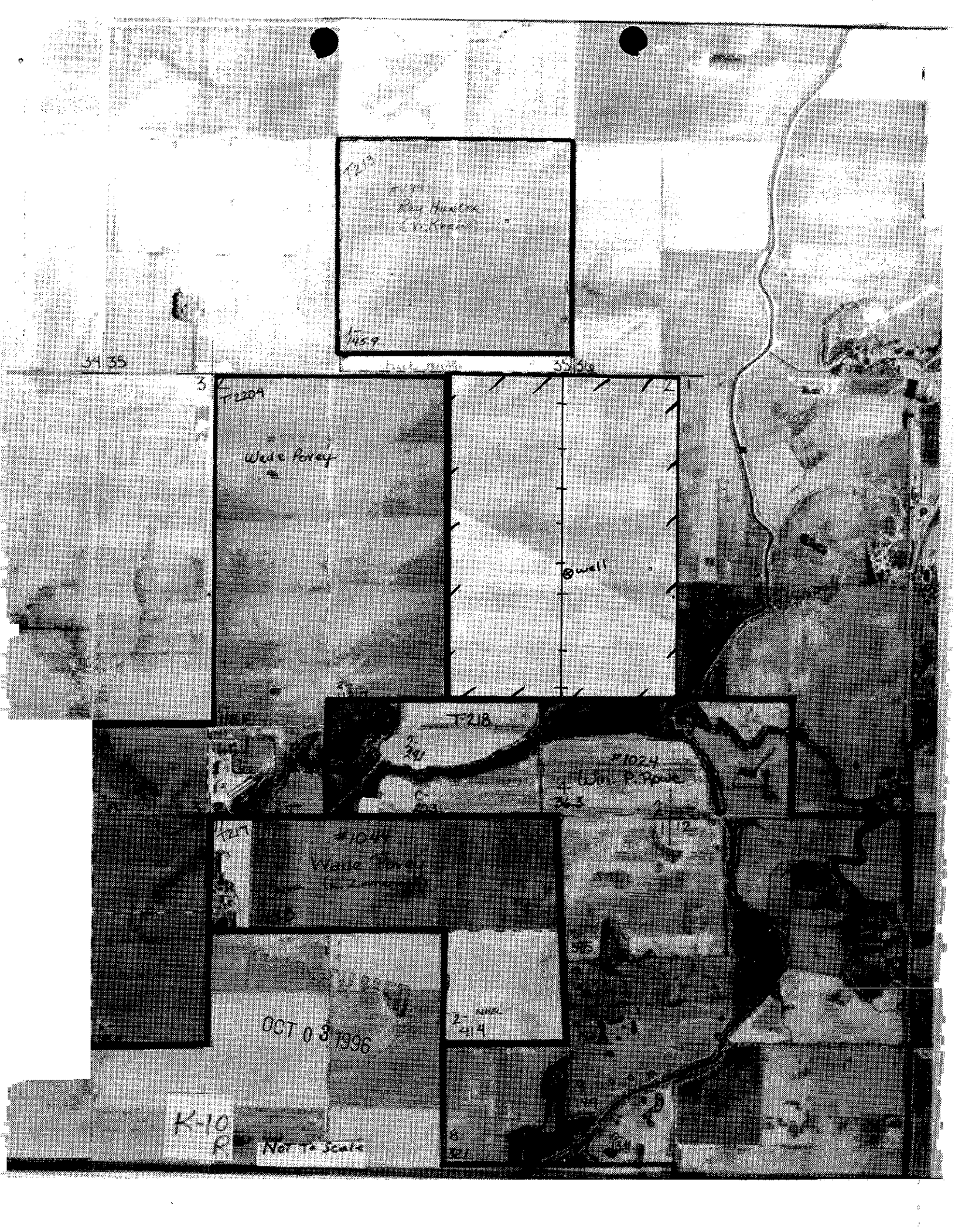
RECEIVED

OCT 03 1996

35-8743

OCT 0 3 2006


Deen Substation
2300 SOUTH
BINGHAM POWER
Well 4502
Well 4498
Well 4464
Well 4523
Well 4468
T 7 S R 30 E
34
35
36
PLEASANT VALLEY ROAD
HIGH LINE
Well 4428
Well 4474
Well 4472
Well 4496
Well 4463
Well 4468
Well 4495
BM 4412
BM
Hollow
Spring
OCT 03 1996


Ray Hunter
C.D. Knox
T-1459
34 35
3
T-2209
Wade Povey
T-218
#1024
Wm. P. Pipe
#1044
Wade Povey
OCT 03 1996
K-10
Not to scale

Form 219-Supp.
7/87

State of Idaho

DEPARTMENT OF WATER RESOURCES

SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: Gary Date 7-22

Owner: Sherman RuFF Permit No. 35-8743

Description of well &/or measuring site
- Include any clarifications of the sketch
- Include legal description if more than one p.d. is described in the Field Report

12- 1/4 m.k - 34 birds
5 gpm Flow

55 psi

MEASURED INSIDE PIPE DIAMETER IN INCHES (ID)

CIR = Pipe Circumference in Inches = 31.4

T = Pipe Thickness in Inches = .135

ID = 2 [(0.1592 X CIR) - T] = ... 9.73

ANNUBAR DESCRIPTION & CONSTANT (C)

Size Used in Test 10.02

State ID No. 91417

Select C based on size from Table below.

Nominal Pipe Size	C
4"	4.23
6"	3.75
8"	3.87
~~10"~~	~~3.94~~
12"	3.99
14"- 16"	4.01
18"- 24"	4.02
30" or larger	4.03

C selected 3.94

DIFFERENTIAL PRESSURE READING IN INCHES OF H20 (H)

High Reading = 43.7

Low Reading = 13.4

High - Low = H = ... 30.3

CALCULATION OF DISCHARGE IN CFS (Q)

$$Q = \frac{(ID)^2 \cdot (\sqrt{H}) \cdot (C)}{448.8}$$

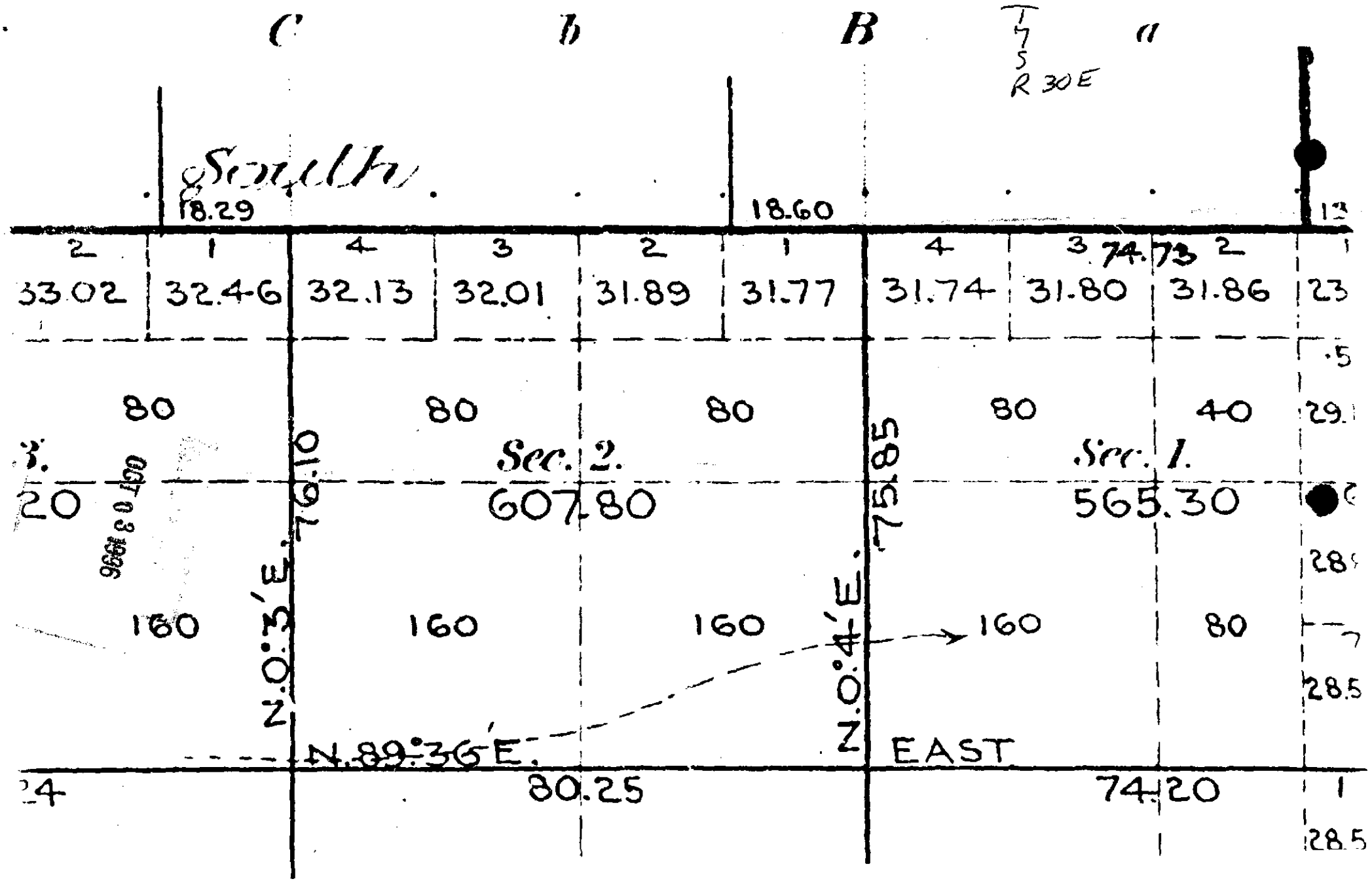
$$Q = \frac{(9.73)^2 \ (\sqrt{30.3}) \ (3.94)}{448.8} = 4.57 \text{ CFS}$$

2053.3 gpm

SKETCH (If not shown on Field Report)

OCT 0 3 1996

of the Boise Meridian



July 17, 1990

SHERMAN L. RUFF
3005 W. 2100 S.
ABERDEEN, ID 83210

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 35-08743

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

If you have questions concerning this matter, please feel free to contact the EASTERN Regional Office in Idaho Falls at (208)525-7161.

Sincerely,

Rita Fleck
Secretary/Records Manager

c: IDWR - Region

MICROFILMED
JUL 2 5 1990

1/88

PROOF OF BENEFICIAL USE

ANALYSIS SHEET

Permit No. 35-8743 Date: 7-11-90

General Considerations:
- ✓ Name same as permit
- ✓ Signature the same as permit holder
- NO Address change _____ If yes, prepare a data entry
- ✓ Proof received timely
- _____ Reinstated

Source of Water:
- _____ Surface water
- ✓ Groundwater
  - _____ 1. well log in file Before 1970
  - NA 2. drilling permit
    - NA A. amount of drilling fee paid for proposed uses

Extent of Use and Rate of Diversion:
- ✓ Rate of diversion appropriate for uses
  - ✓ Is rate or volume and fee appropriate?
- ✓ Has permit holder indicated when water was first put to a beneficial use?

Measuring Device:
- NA Is a measuring device or access port required?
- Yes Has one been installed?
- _____ Waiver or modification of measuring device requested

Remarks:

35-7123 - addition to

Proof acceptable

_____ Priority Calculation:

Date proof received	NA	_____
Date proof due	_____	- _____
No. of days late		= _____
Priority date	_____	+ _____
NEW PRIORITY DATE	_____	= _____

SEND FILES TO DATA ENTRY AND THEN TO MICROFILM

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Statehouse
Boise, Idaho 83720
(208) 327-7900
April 19, 1990

SHERMAN L. RUFF
3005 W. 2100 S.
ABERDEEN, ID 83210

PERMIT APPROVAL NOTICE

RE: PERMIT NO. P35-08743

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

Be sure to note the special condition requiring you to install a measuring device, or a flow measurement port to provide for the installation of measuring equipment by the Department. Enclosed please find a list of measuring device options, and specifications for the installation of the flow measurement port.

RECEIVED
APR 23 1990

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED
APR 23 1990

Dist. for staffing 4-7-89 RB

Submitted for advertising 4-7-89 -HeJ

Form No. 202a
4/87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NON-TRUST HOLD

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY Dennis Dunn DATE 14 April 89 APPLICATION NUMBER 35-8743

Sherman L Ruff

REQUIRED INFORMATION

- ✓ Name (If applicant is a corporation or partnership, names must be provided for the director, officers, & other partners.)
- ✓ Address
- ✓ Source (See USGS Quad for names of water sources)
- ✓ Point of Diversion (10 acres for spring, lot & block descriptions for subdivisions, local name, flow and/or volume)
- ✓ County
- ✓ Quantity (flow and/or volume)
- ✓ Period of Use
- ✓ Nature of proposed use (Include description of use.)
- ✓ Description of diverting works
- ✓ Time required for beneficial use of water
- ✓ Place of use or acres irrigated
- ✓ Map
- ✓ Signature (If applicant is corp. partnership, or minicipality, title of signator is required)
- ✓ Fee
- ✓ Yes ___ No* In form to receipt

ADDITIONAL INFORMATION

- ✓ Overlapping place of use (Describe source & relationship to present application on the back.) | -35-7123
- ✓ Overlapping point of diversion |
- ___ Yes ✓ No Field check required
  Field check by _____
- ___ Yes ✓ No Field report attached
- ___ Yes ✓ No Critical groundwater area
- ___ Yes ✓ No Groundwater management area
- ___ Yes ✓ No Send dam safety information
- ___ Yes ✓ No Send power requirement letter
- ___ Yes ✓ No Send fish farm requirement letter
- ___ Yes ✓ No Power residency affidavit
- ___ Yes ✓ No Power efficiency form
- ___ Yes ✓ No Within trustwater boundary (If yes, attach trust water supplementary analysis sheet.)
- ___ Yes ✓ No Diversion greater than 5 cfs or 500 acre ft. (If yes, attach large diversion supplementary analysis sheet.)
- ✓ See reverse side for additional information

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT

Does this need Rule 4,5,3 Data

Date Requested

MAR 26 1990

Department of Water Resources

PROCESSING ✓ Yes ___ No In form for advertising
___ Yes ✓ No Statewide advertising
✓ Yes ___ No Fee amount, receipt date & No. recorded on application

SEND COPIES TO ___ Idaho Dept. of Health & Welfare ___ U.S. BLM
___ Idaho Dept. of Fish & Game ___ U.S. Forest Service
___ Idaho Dept. of Lands ___ Water District
___ Adjudication Bureau Unit ___ Other ___

FINAL REGIONAL PROCESSING REVIEW

✓ Yes ___ No Affidavit of publication received
✓ Yes ___ No Application published correctly. If not, record action taken.

✓ Yes ___ No Publication dates & paper, recorded on application
___ Yes ✓ No Protests received
Final date for protest 3-19-90
~~Yes~~ No Protests, dates, resolution of protest, recorded on application
___ Yes ✓ No Recommendations attached
___ Yes ✓ No Measuring device required
X Yes ___ No Access port required
O Yes X No Will water be delivered by watermaster? If yes, what Dist. 01-POS
X Yes ___ No Special conditions of approval or cover letter below.

See below for additional information
Date of priority recommended 4-7-1989 ✓
By HWJ Date 3-21-90

STATE OFFICE REVIEW P05, P23, P03, P16 46 48 49 01G

See below for additional information
By kw Date 4-16-90

ADDITIONAL INFORMATION

The entire land list and point of diversion on this application ~~are~~ are covered by license for 389 cfs or .88 inch per acre.

Condition: 2067
App. in NON-TRUST area -

MEMORANDUM

TO: FILE NO. 35-8743

FROM: KAY WALKER KW

RE: WAIVER OF RULE 4,5. ADDITIONAL INFORMATION REQUIREMENTS

DATE: 16-APR-1990

==========

Application No. 35-8743 represents development that has occurred (see license 35-7123 below application form). The location of the point of diversion falls outside the trustwater area. Normally, additional information would be required under Rule 4,5. of the Water Appropriation Rules and Regulations. Possible issues that the additional information should address have probably already been satisfied during the operation of this system.

MICROFILMED
APR 23 1990

20-Feb-1990

Sherman L. Ruff
3005 W. 2100 S.
Aberdeen, ID 83210

RE: Application for Permit No. 35-8743

Dear Water Right Applicant:

The Department of Water Resources acknowledges receipt of your water right permit. This office is currently in the process of advertising the application in the Power County Press on March 1 & 8, 1990. The advertisement will be published for two consecutive weeks, and a period of ten days following the second publication will be allowed for the submittal of protests.

If the application is protested, you will be sent a copy of the protest. The protest must be resolved before the application is approved or denied. If the protest is not resolved voluntarily, this Department will conduct a conference and/or hearing on the matter.

If the application is not protested, it will be forwarded to our state office in about five weeks. State office personnel will conduct a complete review prior to final processing of the application and will notify you of the outcome of this review. When a permit is issued, you will be sent a copy. A typical processing time for an unprotested application is about eight weeks.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

HAROLD W. JONES
Water Rights Supervisor

HWJ/rb

MICROFILMED
APR 23 1990

S T A T E O F I D A H O
DEPARTMENT OF WATER RESOURCES
Eastern Region
150 Shoup Ave., Suite 15

Idaho Falls, Idaho 83402
(208) 525-7161

FEBRUARY 15, 1990

THE POWER COUNTY PRESS
P.O. BOX 547
AMERICAN FALLS, ID 83211

Gentlemen:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MARCH 19, 1990.

Yours truly,

Rita Bodell
Secretary

Encl.

MICROFILMED
APR 23 1990

35-08743

RUFF, SHERMAN L.
3005 W. 2100 S.
ABERDEEN, ID 83210

Source: GROUNDWATER

Diversion Pt: SESWNE Sec 2 T 07S R 30E

Use: IRRIGATION (.510 CFS)
Total Diversion: (.510 CFS)

Date Filed: 4/07/1989

In: T07S R30E S02 Lot 1 (NENE) Lot 2 (NWNE) SWNE SENE
NESE NWSE

220.0 ACRES TOTAL

MICROFILMED
APR 23 1990

The permit(s) will be subject to all prior water rights. Protests may be submitted based [redacted] the criteria of Sec. 42-[redacted]A, Idaho Code and/or the new public interest criteria of Sec. 42-203C, Idaho Code. Protests must be filed with the Director, Dept. of Water Resources, 150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 on or before MARCH 19, 1990.

R. Keith Higginson, Director

Published 3/01/1990 & 3/08/1990

MICROFILMED
APR 23 1990

3/83

IDENT. NO. 35 8743

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT DATA ENTRY LOG

Initials	Date	Item
		Original form entered
		Edit Report Correct
		Date Protested
		Date of Hearing
		Date Approved/Denied (Proof due date, stage and/or status, conditions of approval, water district)
		Record Verified
		Amendment Approved
		Extension Approved
		Partial Proof
		Proof Complete
		Field Exam Received
		Field Exam Accepted and changes entered
		License Updated
		Transfer Updated
		Keypunched by State Office