

NAME OF APPLICANT JAMES M. PAUL & SHERMAN L. RUCK

Form No. 0

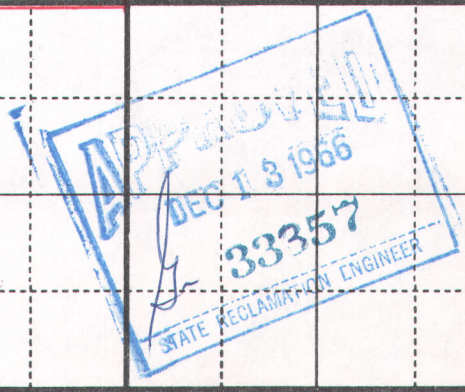
Section 23, Twp 6 South, Rge 30 East, S.M.

NW 1/4

NE 1/4

SW 1/4

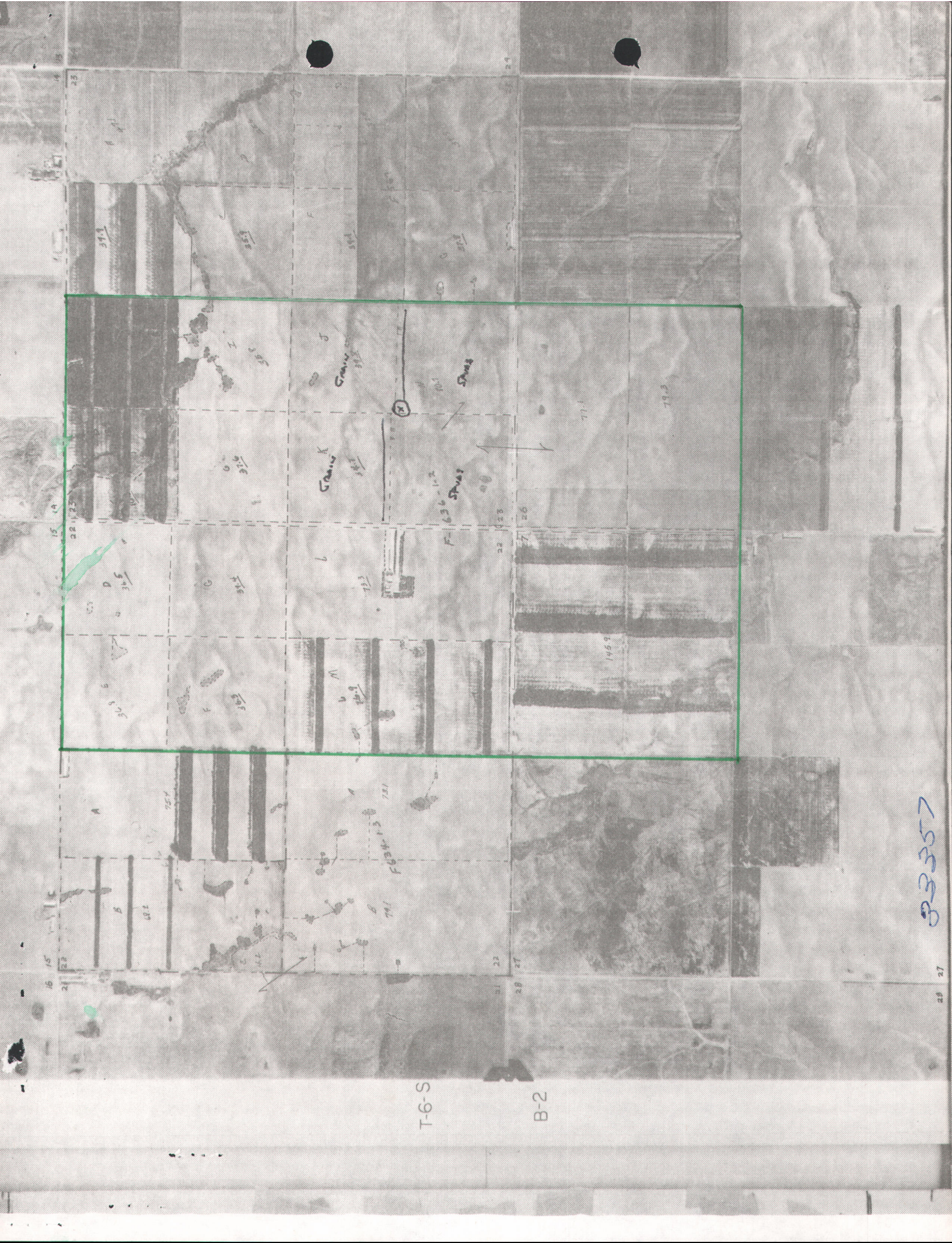
SE 1/4



T-6-S

B-2

833357



Permit No. G-33357

Name of Applicant James M. Pahl and Sherman L. Ruff, American Falls,
Idaho

Source of Water
subterranean

a tributary of

Location of P.D. SE $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 23, T. 6 S., R. 30 E., B.M.

Bingham County

Water is used for
irrigation

Quantity of water claimed: Permit 3.2 c.f.s. Depositions 1450 gpm

Type of measuring device installed or method of measurement and general description of diversion works well, submerged pump and main line

243' x 20" / H - 140' / Q - 1450 gpm

198 nozzles at 55 lbs/sp. in. and

6.5/bb/pr. sq. in. at pump

Land to be irrigated or place of use:
TWP. SEC.
RGE.

Description

6 S	30 E	23	SW $\frac{1}{4}$
-----	------	----	------------------

Total acreage	160
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Filed - December 2, 1966
Due - December 13, 1971
Made - March 27, 1968
Priority - December 2, 1966

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.

none

Dec 2, 1966

3333

RECEIVED

APR 4 1968

Department of Reclamation

AFFIDAVIT of PUBLICATION

County of Bingham
State of Idaho

} ss.

I, Drury R. Brown do solemnly

swear that I am the publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said

Friday issue of said newspaper 1 consecutive weeks, the first publication having been made on the 1st day of March, 1968,

and the last publication having been made on the 22nd day of March, 1968; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 22nd day of March, 1968.

Russ A. [Signature]
Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho
My commission expires
~~June 1, 1969~~ Jan. 10, 1972

NOTICE OF PROOF OF COMPLETION OF WORKS AND APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that on March 27, 1968, at Pocatello, County of Bannock, State of Idaho, before notary public (name & address) John B. Kugler, Spaulding Building, Room 405, Pocatello, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 c.f.s. of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-33357, heretofore, issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is James M. Pahl and Sherman L. Ruff, American Falls, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.2 c.f.s.

4. The point of diversion of said water is SE1/4 SW1/4, Sec. 23, T. 6 S, R. 30 E, B.M., Bingham County.

5. The place where said water is used is SW1/4, Sec. 23, T. 6 S, R. 30 E, B.M.

6. The date of priority which said user is prepared to establish is December 2, 1966.

R. KEITH HIGGINSON,
State Reclamation Engineer
(643)
Pub.: March 1, 8, 15 & 22.

lj

33357

WATER LICENSE

Water License No. G-33357 Priority December 2, 1966 Amount 2.80 c.f.s.

THIS IS TO CERTIFY, that JAMES M. PAHL and SHERMAN L. RUFF
of American Falls, Idaho, made application for a permit to appropriate the public waters of
the State of Idaho, dated December 2, 1966; that Permit G-33357 was issued pursuant
to said application; that the proposed works were completed on or about 1966,
with a storage/or carrying capacity of 2.79 c.f.s., said works consisting of well,
pump and motor; and that on March 27, 1968,
proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 554
acre feet per season, with a maximum rate of diversion of 2.80 cubic feet per second of the waters
of ground water, tributary of _____,
for the purpose of irrigation from April 1 to October 31;
and for _____ from _____ to _____; and for
_____ from _____ to _____; and that the use
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-
mation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is
located in SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, T. 6 S, R. 30 E, B.M., and
other additional points _____, in the County of
Bingham; and that the amount of water to which such right is
entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially
used for said purposes and shall not exceed 554 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>6 S</u>	<u>30 E</u>	<u>23</u>									<u>40</u>	<u>40</u>	<u>39</u>	<u>39</u>					<u>158</u>

Total number of acres irrigated 158

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

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

16th day of May, 19 69.

[Signature]
State Reclamation Engineer

35 2850

35 ~~2850~~ 33357

Address all communications to:

John B. Kugler
Box 570
P. O. Pocatello, Idaho

APPLICATION FOR PERMIT

TO APPROPRIATE THE SUBTERRANEAN WATERS OF THE STATE OF IDAHO

Application No. G 41575
Permit No. G 33357
Water District No. _____

RECEIVED
FEB 2 1963
8:00 A.M.
Department of Agriculture

1. Name of applicant: James M. Pahl and Sherman L. Ruff
Post office address American Falls County Power State Idaho
2. Quantity of water claimed: 160 Miners inches or 3.2 cubic feet per second
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 23,
Twp. 6S, Rge. 30E., B.M., County of Bingham
5. Water is to be used for: Agricultural irrigation
6. If for domestic, municipal, industrial or recreational purposes give:
(a) Point of use of water is in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____,
Twp. _____, Rge. _____, B.M.
(b) Waste water or sewage effluent is to be returned to _____
at a point in the _____ $\frac{1}{4}$ of the _____ $\frac{1}{4}$ of Section _____, Twp. _____, Rge. _____, B.M.
7. Kind of Works: Drilled well cased with pump and motor
8. Estimated cost of works: \$ 10,000.00
9. (a) Is reservoir to be used? No.
(b) Capacity of reservoir: _____
10. The time required for the completion of such work and complete application of the water to the proposed use is
Less than five years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation: _____
(b) Amount of capital stock \$ _____ (c) Amount paid in: \$ _____
(d) Names and addresses of directors: _____

33357

(Continued)

II. The financial resources of the applicant are: (a) Cash on hand: \$_____

(b) Treasury stock:_____ (c) Bonds to be issued:_____

(d) Other resources:_____

12. The land to be irrigated is described in the following tabulation:

(Give irrigable acreage in each 40-acre subdivision)

[illegible]

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

(a) _____ (Cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) _____ (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

application for permit to appropriate the public

James M. Stahl
Thomas J. Ruff

Ap

By _____, Agent

33357

Approval of State Reclamation Engineer
33357

The number of this permit is G_____

DEC 13 1966

Recorded in Book 116 Page 33357 Approved _____

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$_____ to be filed before _____

One-fifth of the work above specified to be completed on or before June 13, 1969

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before December 13, 1971

Witness my hand this 13th day of December, 19 66

R. Keith Higgins
State Reclamation Engineer

IN TESTIMONY WHEREOF, We ROBERT E. SHYLIE, Governor of the State of Idaho,

and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be

hereunto affixed, this 13th day of December, 19 66

Countersigned:

STATE OF IDAHO

By

Louis E. Clapp
Secretary of State

By

Robert E. Shylie
Governor.

No. G 33357

PERMIT

Date of first receipt at office of State
Reclamation Engineer

December 2, 1966 8:00 A.M.

Returned to applicant for correction

Corrected application received

Fees, \$ 5.75

FILING FEES FOR USE PERMIT:

For the first Sec. Ft. \$5.00

For each additional Sec. Ft. or Fraction

Thereof25

33357

Section 23 Republic of Georgia

23

STATE REGISTRY ENGINEER

33357

✓ 33357
35-

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41575
Permit No. G- 33357
District No.

John B. Kugler
Box 570
Pocatello, Idaho

1. Name of Applicant: James M. Pahl and Sherman L. Ruff
Postoffice address: American Falls County: Power State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 3.2 or Idaho
Miners' inches 160 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 23
Twp. 6 S , Rge. 30 E , B.M., County of Bingham
5. Water is to be used for: Agricultural irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: drilled well, cased with pump and motor
8. Estimated cost of works: \$ 10,000.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. 5
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

/s/ JAMES M. PAHL &
SHERMAN L. RUFF

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: December 2, 1966 8:00 A.M.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 33357

Recorded in Book **116** Page **33357** Approved **December 13, 1966**

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before _____ and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before **June 13, 1969**

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before **December 13, 1971**

Witness my hand this 13th day of December, 1966.

/s/ R. KEITH HIGGINSON
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho,
and LOUIS E. CLAPP, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 13th
day of December, 1966

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ LOUIS E. CLAPP
Secretary of State.

By /s/ W. E. DREVLLOW, Acting
Governor

12.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals		
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄			
6 S	30 E	23											x	x	x	x					160
LICENSE ISSUED FOR 2.80 SEC. FI. LICENSE PAGE NO. _____																					

May 16, 1969

Re: Permit No. G-33357

C
O
P
Y

James M. Pahl & Sherman L. Ruff
American Falls,
Idaho 83211

Gentlemen:

Enclosed you will find your Water License issued on the
above numbered permit.

Also enclosed is departmental receipt No. 3038 in the
amount of \$13.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh
Enclosures

33357

April 29, 1969

Re: Permit No. G-33357

James M. Pahl & Sherman L. Ruff
American Falls,
Idaho 83211

Gentlemen:

A representative of this department has made an examination of the works covered by your Permit G-33357 and has found the following:

Quantity of water diverted: 2.79 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 2.80 c.f.s.

The maximum quantity diverted shall not exceed 554 acre feet per season.

Purpose of use: Irrigation of 158 acres in SW $\frac{1}{4}$ Sec. 23, T. 6 S., R. 30 E., B.M.

The priority date established is: December 2, 1966

A fee totaling \$ 13.00 must be received within 30 days from the date of this letter in order that we can issue you the License and Certificate of Water Right as described above.

Very truly yours,

Dean R. Reynolds
Field Examiner

DRR:kh

cc. Mr. John B. Kugler
Pocatello,
Idaho 83201

33357

100

22

32

27



3

Name of Applicant James M. Pahl and Sherman L. Ruff, American Falls, Idaho

Source of Water
subterranean

Location of P.D. SE $\frac{1}{4}$ SW $\frac{1}{4}$, sec. 23, T. 6 S, R. 30 E, B.M.

Water is used for irrigation

Quantity of water claimed: Permit 3.2 c.f.s. Depositions 1450 gpm

Type of measuring device installed or method of measurement and general description of diversion works well, submerged pump and main line

198 nozzles at 55 lbs/sq. in. and
65 lbs/sq. in. at pump

Land to be irrigated or place of use:

Description

6°S	30'E	23	SW $\frac{1}{4}$ MS $\frac{1}{4}$
-----	------	----	-----------------------------------

Total acreage	160
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Filed - December 2, 1966

Made - March 27, 1968

Due - December 13, 1971 - Priority - December 2, 1966

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.

none

2-2-2002 1- Dec 2, 1966

333

Source of supply _____
a tributary of _____

Location of P.D.(s) _____

Water is used for _____

Quantity of water found _____

How was the measurement made? _____

Measurement calculations _____

6-1/4" line lat 11/64 Rain gauge 30 w 25165

$$Q = \frac{(198 \text{ m}^2) (6.30 \text{ gpm})}{148.8 \text{ gpm}} = 2.79 \text{ cfs.}$$

Diversion works description and diagram

125 HP US Horizontal ECC motor #158550

JACOBI VTP #2455

10" Discharge - GV - CV

UNDERGROUND STEEL MAIN LINE 66169

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated _____

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

Recommended allowance for licensing _____

Description of required amendments. Comments. _____

Report checked? _____

Examination date 8-1-88

Signature

Don Arnold

33357

April 4, 1968

Re: Permit No. G-33357

James M. Pahl
Sherman L. Ruff
American Falls, Idaho

Gentlemen:

We acknowledge receipt of the depositions and affidavit of publication in the
Blackfoot News submitted as proof of completion of works and beneficial use on Permit G-33357.

Before a certificate and license of water right can be issued, a field examination must be made by a representative from this department. We cannot tell just when this examination will be made, but our field examiner will try to contact you at the time he makes the examination so that you may show him the system.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:DJ

33357

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 33357

RECEIVED
APR 5 1966
Department of Reclamation

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

and Completion of Works
DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: James M. Pahl and Sherman L. Ruff, farmers, American Falls, Idaho.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

N/A

Ques. 3. State number, approval date of permit, and date of priority: _____

G 33357, approved December 13, 1966.

Ques. 4. State source of water supply: Ground

Give location of point of diversion, showing subdivision, section, township and range
SE SW $\frac{1}{4}$, Section 23, Township 6 South, Range 30 East, Boise Meridian

Ques. 5. Describe your works of diversion: well, submerged pump and main line; state amount of water they are capable of conveying from point of diversion to place of use: 1450 gpm; Give name of canal or ditch or other works by which water is conducted to such place of use: N/A

_____; if a well, state depth of well 243 ft.; depth and size of casing 20 in. to 109 ft, 16 in./; depth to water 140 ft.; if pump is used, state discharge of pump: 1450 gpm; tell how it was measured or determined _____

pump rating; if sprinkler irrigation, give number and size of nozzles and operating pressure: 198 nozzles at 55 lbs/sp. in. and 65 lbs/pr. sq. in. a pump.

Ques. 6. State for what purpose water is used: irrigation
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

40 acres; NE $\frac{1}{4}$ SW $\frac{1}{4}$, 40 acres NW $\frac{1}{4}$ SW $\frac{1}{4}$; 40 acres, SW $\frac{1}{4}$ SW $\frac{1}{4}$; 40 acres, SW $\frac{1}{4}$ SW $\frac{1}{4}$
all in Section 23, Township 6, South, Range 30 East, Boise Meridian

Paul Vollmer, Jr.

33357

State nature of all improvements which have been made as a direct result of said use:

well, pump and pump house, main line and sprinkler lines resulting in improved land useage.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Paul Vollmer Jr., Aberdeen, Idaho.

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

N/A

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

N/A

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: April, 1966 - Time used since first use:

Continuous use during irrigation season since April, 1966.

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

None other

(sign) James M. Pickett

Sherman L. Buff

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Pocatello, County of Bannock

State of Idaho, on this 27th day of March, A. D. 1968.

My commission expires: Jan 1, 1970

John B. Hughes
Notary Public for Idaho
Residing at: Pocatello, Idaho

33357

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
Permit No. G 33357

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

Rodger K. Stokes, age 29, 240 Lincoln Drive, Idaho Falls, Idaho.
insurance underwriter.

Ques. 2 Are you acquainted with James M. Pahl and Sherman L. Ruff the holder of
Permit No. G 33357? How long have you known him and where does he reside?

1 year. He resides on a farm near American Falls, Idaho.

Ques. 3. Have you read or heard said Permit No. G 33357 read, and are you familiar
with its provisions and conditions: Yes Yes. No. _____

Ques. 4. State source of water supply: well water

Give location of place of diversion, showing subdivision, section, township and range
SE 1/4 SW 1/4 Section 23, Township 6 South, Range 30 East, Boise Meridian.

Describe works for conveying water to place of use: well with pump, main lines
laterals and sprinklers

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3.2 cubic ft. per. second How much water have you seen being so
conveyed? full use

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

160 acres constituting all of the SW 1/4 OF Section 23, Township 6 South,
Range 30 East, Boise Meridian.

33357

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

N/A

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Land is excellent, quite flat and crop appearances are very good. I
estimate that it will require one full inch for irrigation of each acre.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? No

Ques. 10. When did you first see this water used? May 15, 1967

Other times you have seen such use: During the months of June and July.

(Signed):

Roger K. Stokes

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Pocatello, County of Bannock, State of Idaho, on
this 27th day of March, A. D. 1968.

John B. Kagle

Notary Public for the State of Idaho

Residing Pocatello, Idaho

My commission expires Jan 1, 1970

33357

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 33357

* * * * *

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case.

Ques. 1 State your name, age, residence, occupation and postoffice address:

E. Robert Froelich, age 39, 1110 Woodruff, Idaho Falls, Idaho,
insurance underwriter.

Ques. 2 Are you acquainted with James M. Pahl and Sherman L. Ruff the holder of
Permit No. G 33357? How long have you known him and where does he reside?

2 years. He resides on a farm near American Falls, Idaho.

Ques. 3. Have you read or heard said Permit No. G 33357 read, and are you familiar
with its provisions and conditions: Yes Yes No.

Ques. 4. State source of water supply: Well

Give location of place of diversion, showing subdivision, section, township and range
SW 1/4 Section 23, Township 6 South, Range 30 East, Boise Meridian

Describe works for conveying water to place of use: Pump, lines and sprinklers

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 3.2 cubic ft per. second How much water have you seen being so
conveyed? full use

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

160 acres constituting all of the SW 1/4 of Section 23, Township 6 South,
Range 30 East, Boise Meridian.

33357

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

N/A

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Relatively level with semi-light soils. I estimate one minimum inch per acre to be required for cultivation.

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? No.

Ques. 10. When did you first see this water used? May 15, 1967

Other times you have seen such use: During the months of June and July

(Signed):

E. Lott French

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in

Pocatello, County of Bannock, State of Idaho, on this 27th day of March, A. D. 1968.

John B. Kyle

Notary Public for the State of Idaho

Residing Pocatello, Idaho

My commission expires

Jan 1, 1976

33357

NOTICE OF PROOF OF
COMPLETION OF WORKS
AND APPLICATION OF WATER
TO BENEFICIAL USE

Notarially given that on March 1, 1968, at Pocatello, County of Bingham, State of Idaho, before me, the undersigned (name & address) James E. Kuchel, Spanning Building, Pocatello, Idaho, a duly submitted of the completion of works for the diversion of water of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-33257, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is James E. Kuchel and Sherman L. Ruff, American Falls, Idaho.

2. Said works of diversion will be fully completed on the date for such completion and the amount of water which is capable of being applied to the place of use is 3.2 c.f.s. per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.2 c.f.s.

4. The point of diversion of said water is S1/4 SW1/4, Sec. 23, T. 6 S., R. 30 E., B.M., Bingham County, Idaho.

5. The place where said water is applied is S1/4, Sec. 23, T. 6 S., R. 30 E., B.M., Bingham County, Idaho.

Pub.: Ma

AFFIDAVIT of PUBLICATION

County of Bingham

State of Idaho

ss.

I, Drury R. Brown do solemnly

swear that I am the publisher of The Blackfoot News which is a daily newspaper of general circulation published each day except Saturday and Sunday at Blackfoot, Bingham County, Idaho, said newspaper having been so published at Blackfoot aforesaid for more than one year past; that said newspaper heretofore complied with all the provisions of Chapter 154 of the Sessions Laws of Idaho of 1933, approved March 11, 1933, and duly designated, pursuant to law, a particular day of the week as the day on which legal notices required by law or by the order of any Court of competent jurisdiction within the State of Idaho shall be published to-wit: Friday of each week; that the notice attached hereto and which is a part of this affidavit and part of the proof of publication was, published in said

Friday issue of said newspaper 4 consecutive

weeks, the first publication having been made on

the 1st day of March, 1968.

and the last publication having been made on the

22nd day of March, 1968; that said notice was published in the regular and entire issue of every number of the paper as aforesaid during the period and time of publication, and that notice was published in the newspaper and not in a supplement.

Drury R. Brown

Subscribed and sworn to before me this 22nd

day of March, 1968.

Notary Public for the State of Idaho,
Residing at Blackfoot, Idaho

My commission expires
XXXXXX Jan. 10, 1972

33257

**NOTICE OF PROOF OF COMPLETION OF WORKS AND
APPLICATION OF WATER TO BENEFICIAL USE**

Notice is hereby given that on March 27, 1968 at Pocatello,
County of Bannock, State of Idaho, before notary public (name & address) John B. Kugler, Spaulding Building, Room 405, Pocatello, Idaho, proof will be
submitted of the completion of works for the diversion of 3.2 c.f.s. of the waters
of a subterranean source, and the application to beneficial use of said water,
in accordance with the terms and conditions of permit G-33357, heretofore issued by
the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is James M. Pahl and Sherman L. Ruff,
American Falls, Idaho.
2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of use is
3.2 cubic feet per second.
3. The use to which said water has been applied is _____
irrigation purposes, and the amount applied to beneficial
use is 3.2 c.f.s.
4. The point of diversion of said water is SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, T. 6 S, R. 30 E,
B.M., Bingham County.
5. The place where said water is used is SW $\frac{1}{4}$, Sec. 23, T. 6 S, R. 30 E, B.M.

6. The date of priority which said user is prepared to establish is _____
December 2, 1966.

R. KEITH HIGGINSON

State Reclamation Engineer

33357

NOTICE OF PROOF OF
COMPLETION OF WORKS
AND APPLICATION OF WATER
TO BENEFICIAL USE

Notice is hereby given that on March 27, 1968, at Pocatello, County of Bannock, State of Idaho, before notary public (name & address) John B. Kugler, Spaulding Building, Room 405, Pocatello, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 c.f.s. of the waters of a subterranean source, and the application to beneficial use of said water, in accordance with the terms and conditions of permit G-33357, heretofore, issued by the Department of Reclamation of the State of Idaho.

1. The name and address of permit holder is James M. Pahl and Sherman L. Ruff, American Falls, Idaho.

2. Said works of diversion will be fully completed on the date for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.2 c.f.s.

4. The point of diversion of said water is SE1/4 SW1/4, Sec. 23, T. 6 S, R. 30 E, B.M., Bingham County.

5. The place where said water is used is SW1/4, Sec. 23, T. 6 S, R. 30 E, B.M.

6. The date of priority which said user is prepared to establish is December 2, 1966.

R. KEITH HIGGINSON,
State Reclamation Engineer
(643)

Pub.: March 1, 8, 15

33357

RECEIVED
APR 4 1968
Department of Reclamation

April 2, 1968

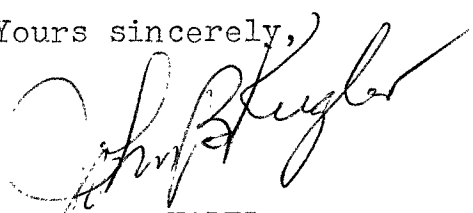
Mr. Donald W. McEldowney
Application Examiner
Department of Reclamation
State House
Boise, Idaho

Re: Permit G-33357 - James M. Pahl and Sherman
L. Ruff

Dear Mr. McEldowney:

Enclosed you will find the depositions and
proof of publication proving completion of works and
application of water to beneficial uses. No persons
appeared in opposition to the proof.

Yours sincerely,


JOHN B. KUGLER

JBK/kw

Enclosures (2)

Law
Offices
C. R. Baum
and
Ben Peterson
Pocatello
Idaho
83201

John B. Kugler
Associate

33357

TELEPHONE
785-1100

H 33357
PUBLISHED DAILY
Monday Through Friday

The Blackfoot News

Successor to The Daily Bulletin
BLACKFOOT, IDAHO 83221

February 27, 1968

Donald W. McEldowney
Water Rights Clerk
107 State House
Boise, Idaho

Dear Sir:

Enclosed is the copy for checking of legal publication no. 643.
Your permit no. G-33357, James M. Pahl and Sherman L. Ruff.

This will be published ,arch, 1st, 8th, 15th and 22nd.

Thank You,

Kay Harper
Kay Harper
bookkeeper

RECEIVED

FEB 28 1968

Department of Reclamation

33357

February 23, 1968

Re: Permit No. G-33357
James M. Pahl and Sherman L. Ruff

Blackfoot News
Blackfoot, Idaho

Gentlemen:

Enclosed is a legal notice which we wish to have published for four consecutive weeks prior to March 27, 1968. The expense of the publication is to be paid by John B. Kugler, Attorney At Law, Spaulding Building, P. O. Box 570, Pocatello, Idaho 83201, to whom you should furnish the affidavit of publication on or before the above date. Please acknowledge receipt of this notice by furnishing this office with a tear sheet for checking prior to the first publication.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: Legal Notice

33-351

February 23, 1968

Re: Permit G-33357
James M. Pahl and Sherman L. Ruff

John B. Kugler, Attorney At Law
Spaulding Building, Room 405
Pocatello, Idaho 83201

Dear Mr. Kugler:

This acknowledges receipt of the notice of intent to make proof of completion of works and application of water to beneficial use for permit No. G-33357.

We have mailed the notice to the Blackfoot News to be published once a week for four consecutive weeks prior to March 27, 1968, which is the hearing date when the permit holder James M. Pahl and Sherman L. Ruff

and two disinterested witnesses must appear before John B. Kugler, notary public, to complete the enclosed depositions. The witnesses must be familiar with the works and permit.

After the hearing, the depositions and an affidavit of publication must be submitted to this office. The affidavit may be obtained from the newspaper when the advertising bill is paid by John B. Kugler. Be sure all the forms have the notary's seal and are signed. Please feel free to contact us if we may be of any assistance.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:dj

Enc: Depositions

cc: Permit Holder

33357

Don W. Samuelson
XXXXXXXXXXXXXX

January 9, 1967

Re: Permit No. G-33357

James M. Pahl and Sherman L. Ruff
% John B. Kugler
Box 570
Pocatello, Idaho

Gentlemen:

We enclose Permit No. G-33357 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-11150 which was issued covering payment in the amount of \$ 5.75 for the filing fee of the above mentioned permit.

Very truly yours,

Enc. permit, receipt
MRB:ejw

M. RUSSELL BOSCH
Office Manager

33357

(This completed form authorizes the Department of Reclamation to publish the required notice at your expense.)

State Reclamation Engineer:

You are hereby authorized to have the attached notice published at my expense in the Blackfoot News of Blackfoot, Idaho; published in the county in which the works are situated.

John B. Hughes
(signature)
Attorney for Pahl-Ruff Engineering
Box 576, Pocatello, Idaho
(address)
February 21, 1968
(date)

In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer when proof is for completion of works.

I hereby certify that the facts set forth in the attached notice are true.

Engineer

33357

22357

NOV 30 1966
DEPARTMENT OF RECLAMATION

November 30, 1966

Department of Reclamation
State of Idaho
State House
Boise, Idaho

Gentlemen:

Enclosed find Application for Permit, James M. Pahl
and Sherman L. Ruff, together with check in the sum
of \$5.75.

Very truly yours,


JOHN B. KUGLER

JBK:ge

Enclosure

Law
Offices
C. R. Baum
and
Ben Peterson
Pocatello
Idaho
83201

John B. Kugler
Associate

22357