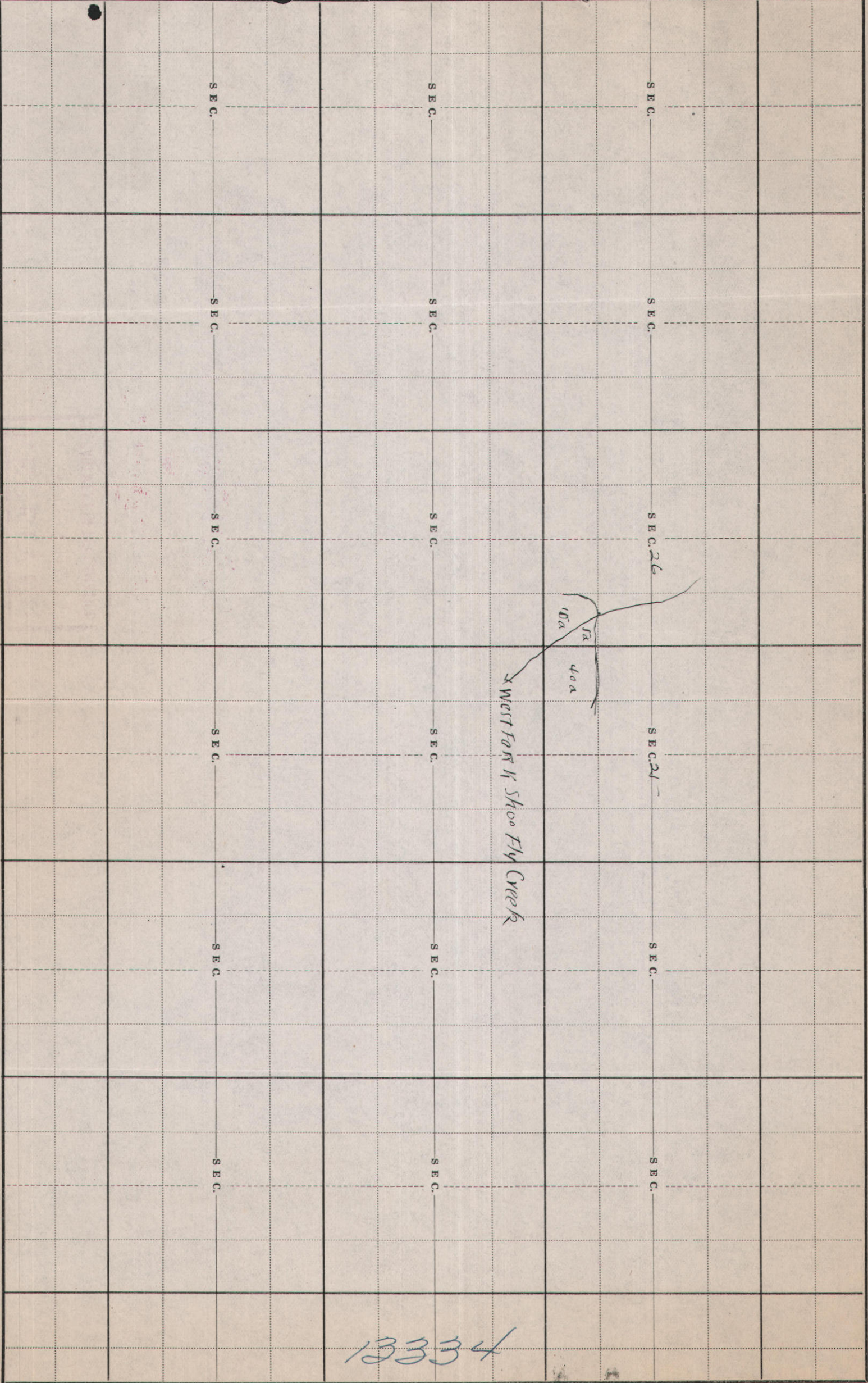


NAME OF APPLICANT Henry E. Rubelt Permit 13334



SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK.



NOTICE FOR PUBLICATION
Notice of Proof of Application of Water
to Beneficial Use

Notice is hereby given that at 10 a m. on the 10th day of November, 1921, at Bruneau, County of Owyhee, State of Idaho, before Charles Pascoe, Notary Public, proof will be submitted of the application to beneficial use of 1.4 cubic feet per second of the waters of west fork of Shoofly Creek, in accordance with the terms and conditions of Permit No. 13334, heretofore issued by the State Engineer of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are: Henry E. Rubelt, Riddle, Idaho.

The use to which said water has been applied is domestic and irrigation purposes.

The amount applied to beneficial use is 1.4 cubic feet per second.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated): SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 25 and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 26, Township 13 South, Range 1 East, B.M.

The right to take water from such works is based upon Permit No. 13334.

The source of supply from which such water is diverted is west fork Shoofly Creek, a tributary of Shoofly creek.

The date of the priority which said user is prepared to establish is November 24, 1917.

W. G. SWENDSEN,

Commissioner of Reclamation.

First publication October 6, 1921

Last publication October 27, 1921.

AFFIDAVIT OF PUBLICATION

I, Charles Pascoe

publisher of the Owyhee Nugget, published weekly at Bruneau, Owyhee County, Idaho, do solemnly swear that a copy of the above notice, as per clipping attached was published weekly in the regular entire issue of said newspaper, and not in any supplement thereof, for 4 consecutive issues, commencing with the issue dated October 6th 1921 and ending with the issue dated October 27th 1921

Charles Pascoe

Subscribed and sworn to before me this 11th day of November 1921

George R. Jones
Notary Public

13334

~~13334~~

Name of Applicant Henry Rubelt

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

SEC.

Boundary of lands,
= Subdivisions covered,
= Land to be reclaimed,
= Highland

T. 13 S. R. 1 E. B.M.

Point of diversion
W. Fork Shoo Elk Creek
Ditch
26
25

13334

Note.

The P.D. was platted in the SW¹/₄ SE¹/₄ of Section 26 rather than in the NW¹/₄ SE¹/₄. The source stream flows through the SW¹/₄, as shown on U.S. G.S. quad map Shoofly Springs (CC-58) while the NW¹/₄ is covered by a hilltop.

Dick Link

2-10-77

State of Idaho
License and Certificate of Water Right

Water License No. 13334Amount 1.1 sec. ft.Water District No. 55Priority 11-24-17

THIS IS TO CERTIFY that **HENRY RUBELT**
of **Riddle, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **November 24**, 1917; that Permit No. **13334**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.4 second feet, was issued thereunder on **January 21**, 1921, showing that said works
were completed on the **30th** day of **November**, 1920; and that on the **10th**
day of **November**, 1921,

HENRY RUBELT

of **Riddle**, State of **Idaho**, made proof to the satisfaction of the
Commissioner of Reclamation of Idaho, of the right to use the waters of **West Fork of**
Shoo Fly Creek, a tributary of **Shoo Fly Creek**, for the purpose of **irrigation**
& domestic use under Use Permit No. **13334** of the **State Engineer**
and that said right to the use of said waters has been perfected in accordance with the laws of
Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in
Volume **6** of Licenses, at page **2968**, on the **13th** day of **September**, 1922;

The right hereby confirmed dates from **November 24**, 1917;

The Point of Diversion is located

in the **NW ¼ SE ¼**, Sec. **26**, **Tp. 13 S., R. 1 E.**, **B. M.**
County of Owyhee.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not
exceed **1.1** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
13 S.	1 E.	25	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	40
		26	SE $\frac{1}{4}$ SE $\frac{1}{4}$	30	15

The right to the use of the water aforesaid 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 Commissioner of Reclamation, affixed at Boise, Idaho,
this **13th** day of **September**, 1922.

W. G. SWENDSEN.

Commissioner of Reclamation.

(SEAL)

~~55-2435~~
55-2435

State of Idaho
License and Certificate of Water Right

Water License No. 12721 Amount 25 sec. ft.
Water District No. 20-K Priority 12-16-16

THIS IS TO CERTIFY that Messrs. Bennett, Meyers and Peffer, of McCall, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 16, 1916; that Permit No. 12721 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 25 second feet, was issued thereunder on September 20, 1921, showing that said works were completed on the 28th day of April, 1921; and that on the 31st day of December, 1921,

T. E. Bennett

of McCall, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Lake Fork River, a tributary of N. Fork Payette River, for the purpose of power use, under Use Permit No. 12721 of the State Engineer

and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 2969, on the 13th day of September, 1922;

The right hereby confirmed dates from December 16, 1916;

The Point of Diversion is located S. 57° E 1640' distant from NW Cor. Sec. 8, and is in the NW 1/4 Sec. 8, Tp. 18 N., R. 4 E., B. M. County of Valley

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 25 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			Power purposes at power plant located in SE 1/4 NW 1/4 Sec. 8, Twp. 18 N., R. 4 E., B. M.		

The right to the use of the water aforesaid 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 Commissioner of Reclamation, affixed at Boise, Idaho, this 13th day of September, 1922.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

15. (a) Is reservoir to be used? **No** If so, fill in (b) and (c) below.
 (b) Name of reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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.

Henry Rubelt, Applicant.

By D.A. Utter. Agent.

Date of first receipt at office of State Engineer 9:00 A.M. November 24, 1917.

Returned to applicant for correction **November 26, 1917.**

Corrected application received November 28, 1917.

APPROVAL OF STATE ENGINEER

The number of this permit is **13334.**

Recorded in Book **46** Page **13534** Approved **December 10, 1917.**

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 **February 8, 1918.**

and to continue diligently and uninterruptedly to completion,

unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before **June 10, 1919.**

The whole of said work to be completed on or before **December 10, 1920.**

Beneficial use of water appropriated in accordance herewith, to be made on or before **December 10, 1921.**

Witness my hand this **10th** day of **December, 1917.**

J. H. Smith.

State Engineer.

Remarks:

14 Twp	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13	S. 1 E.	26													30				30
"	"	25									40								40
			Government land.																
			Total Number of acres to be irrigated - - - - -																70

Proof Completion of Works made: November 30, 1920.
Certificate issued January 21, 1921.

Permit No. 13334
CERTIFICATE OF COMPLETION OF WORKS.

TO ALL WHOM IT MAY CONCERN:

This is to certify that Henry Rubelt, of Riddle, County of Owyhee, and State of Idaho, the holder of Permit No. 13334, issued upon Application No. 19020, bearing date of priority of November 24, 1917, authorizing the diversion of 1.4 second feet of the waters of West Fork Shoe Fly Creek, County of Owyhee, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.4 second feet of the waters of West Fork Shoe Fly Creek; that the point of diversion of said waters is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26, T. 13 S., R. 1 E., B. M., and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 25, and SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 26, T. 13 S., R. 1 E., B. M.

Witness my hand this 21st day of January, A. D. 1921.

W. G. Swendsen,
Commissioner of Reclamation.
By: S. T. Baer.

License issued for 11 second feet

APPLICATION FOR PERMIT 57-2110

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. **19020**
 Permit No. **13334.**
 District No. **55**

1. Name of Applicant: **Henry Rubelt**

Postoffice address: **Riddle,** County: **Owyhee** State: **Idaho**

I. If applicant is a corporation, give:

- (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:

2. Quantity of water claimed: **One and two fifths** cubic feet per second.

3. Source of water supply: **West Fork Shoo Fly** which is a tributary of **Shoo Fly Cr.**

4. Location of point of diversion: _____ feet distant from the
 corner of Section _____, T. _____, R. _____, B. M., and is in the **NW $\frac{1}{4}$ SE $\frac{1}{4}$**
 of Section **26.**, T. **13 S.**, R. **1 E.**, B. M., County of **Owyhee, Idaho**

5. Water is to be used for: **Domestic and Irrigation purposes.**

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: _____ feet distant from _____ corner of Section _____
 T. _____, R. _____, B. M., in the _____ of Section _____, T. _____, R. _____, B. M.

(b) Amount of power generated: _____ **H. P.**, under _____ feet head.

(c) Water is to be returned to _____ at a point _____ feet
 distant from the _____ corner of Section _____, T. _____, R. _____, B. M., in the
 _____ of Section _____, T. _____, R. _____, B. M.

7. Estimated cost of works: \$ **300.00**

8. Kind of works: **Diversion Dam, Head-gate Ditches.**

9. Height of dam **6** feet; length of dam at top **20** feet; length of dam at bottom **10**
 feet; material used in dam **Earth and rock**

10. Size of headgate: Width **one-** feet; height **one** feet.

11. Ditch: Width at bottom **1 $\frac{1}{2}$** feet; width at water line **2** feet; depth of water **$\frac{1}{2}$**
 feet; dimensions of flume

Diameter of pipe _____ inches; length of conduit **3/4** miles.

Average grade per mile **8** feet.

12. The time required for the completion of such work is **three** years.

13. The time required for the complete application of the water to the proposed use is **one** additional years.

14. The land to be irrigated is described in the following tabulation: **See Remarks.**

Licenses 8571 - 13965
1912 - 2-289
Harry Lohr & Henrietta Hubert

Anderson, Kaufman & Anderson
P. O. Box 2773
 Boise, Idaho

Gentlemen:

Enclosed is departmental receipt No. 3003 in the
amount of \$8.00 covering fees for certified copies of the
above numbered licenses.

Very truly yours,

CHAS. H. CARTER
State Registration Engineer

Eyt.

(Mrs.) Edna P. Hale
Chief Clerk

EPH:ew

Enc. receipt

13334

~~13345~~

See letter in 13965

April 18, 1960

Re: License No. 8571-13965
13334- R-689
Henry Rubelt & Henrietta Rubelt

Anderson, Kaufman & Anderson
P. O. Box 2773
Boise, Idaho

Attn: Samuel Kaufman, Jr.

Dear Mr. Kaufman:

We enclose, herewith, certified copies of Licenses Nos. 8571, 13334, R-689 in the name of Henry Rubelt and 13965 in the name of Henrietta Rubelt.

The fee for making certified copies is \$2.00 each, or a total of \$8.00 which should be mailed into this office.

Very truly yours,

GEO. H. CARTER
State Registration Engineer

By:

(Mrs.) Edna F. Rule
Chief Clerk

KFH:cw

Enclosures (4)

P. S. License No. 2672 you gave us for Henrietta Rubelt, was the page number where license is recorded and the License No. is 13965.

13334

~~13334~~

September 18, 1922.

Re: Permit No. 13334

Mr. Henry Rubelt,
Riddle, Idaho.

Dear Sir:

We are inclosing herewith Water License,
issued under the above numbered Permit, together
with receipt for fees.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By
Chief Clerk.

Encls.

13272

13334
~~12515~~



D. W. DAVIS, GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
W. G. SWENDSEN, COMMISSIONER
BOISE

BUREAU OF WATER RESOURCES
WATER APPROPRIATIONS
CAREY ACT DEVELOPMENT

August 25, 1922.

Re: Permit No. 13334.

Mr. Henry E. Rubelt,
Riddle, Idaho.

Dear Sir:-

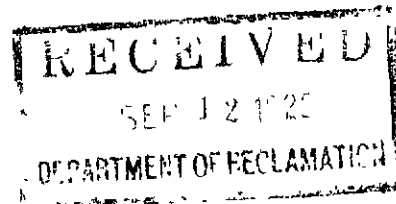
The report of examining engineer for proof of use
of water under the above numbered permit has just been filed.
Upon receipt of fees in the sum of \$4.00, license will be issued.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By *W. G. Swendsen*,
Chief Clerk.



13334

~~13334~~

August 25, 1932.

Re: Permit No. 13334.

Mr. Henry E. Nebelt,
Riddle, Idaho.

Dear Sir:-

The report of examining engineer for proof of use
of water under the above numbered permit has just been filed.
Upon receipt of fees in the sum of \$4.00, license will be issued.

Very truly yours,

W. G. SWENSON,

Commissioner of Reclamation.

By

Chief Clerk.

13334

~~13334~~

REPORT OF ENGINEER

This proof is for Beneficial UseIn Water District No. 55

1. State name of applicant and number of permit: Henry E. Rubelt - Permit 13334
2. State source of water supply: West Fork Shoofly creek
3. Location of point of diversion: NW¹SE¹ Sec. 26, T. 13 S., R. 1 E., S.M.
4. Describe works as they exist, giving dimensions and capacities of same:

Two ditch about one half mile in length. 1 $\frac{1}{2}$ ft at water line and
1 foot bottom
capacity 2/5 second feet
5. State whether or not water has been turned into works of diversion:

Yes
6. Give exact location of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):

SW¹SW¹ Sec. 25 and SE¹SE¹ Sec. 26, T. 13 S., R. 1 E.
SW¹SW¹ Sec 25-40 acres
SE¹SE¹ Sec 26- 15 acres
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? Self
9. Give names and amount of each right:
10. What large stream would the water here appropriated finally reach? Brunar River
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream:

Remarks:

This examination was made on the 29th day of July 1922 19

(Signed)

H. E. Rubelt

Examiner.

13334

OVER

(This report must be sworn to when not made by an attache of the office)

STATE OF IDAHO,

ss.

County of

....., being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

Subscribed and sworn to before me this day of 19.....

My commission expires Notary Public.

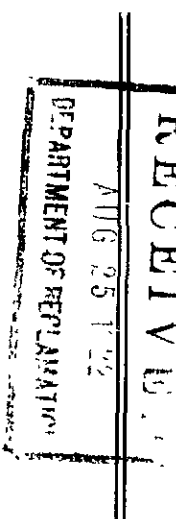
Dist. 55

Henry E. Kubelt
Middle

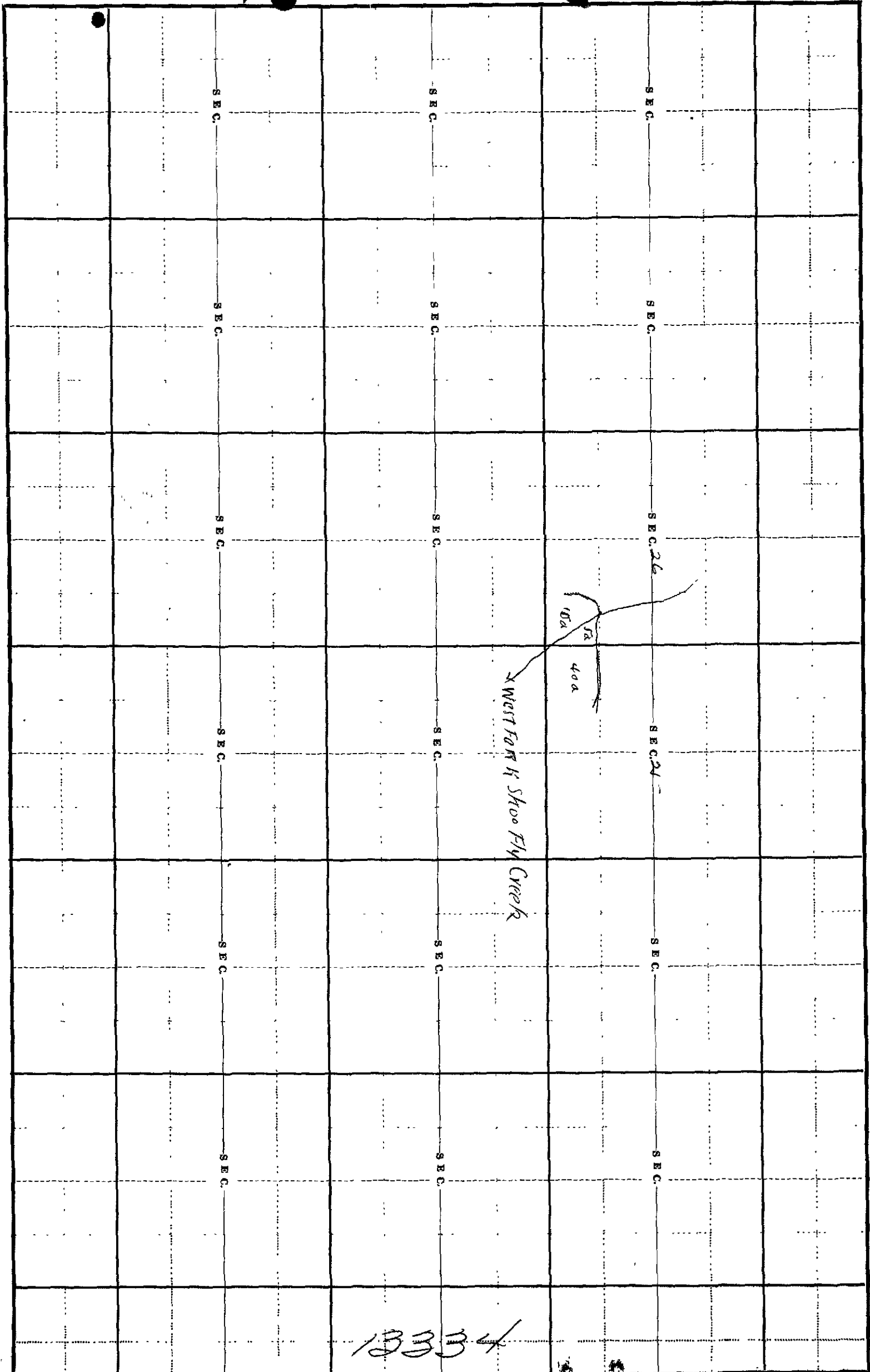
Permit 13334

Instructions to Examiners

1. Examiners will not be permitted to examine any of the receipts in the office pertaining to this permit. They are to furnish a report of the facts and conditions as they exist, from their own observations and inquiries.
2. Always carefully note the location of the point of diversion, and accurately plat same.
3. Find out how many parties own right in the ditch or canal and give their names and amount of right.
4. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
5. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
6. If any unusual conditions are discovered make a plain statement of them under remarks.
7. Always see the holder, if possible, and go over the whole ground with him, and make your report only upon actual existing facts and conditions.



NAME OF APPLICANT Henry E. Rubelt Permit 13334



SCALE: 2 INCHES = 1 MILE. DRAW PLAN IN INK.

November 16, 1921.

Re: Permit 13334.

Mr. Henry E. Rubelt,
Riddle, Idaho.

Dear Sir:

We are in receipt of Depositions and Affidavit of Publication for Proof of Beneficial Use of Water under the above numbered Permit. These will be placed on file pending the examination of our engineer, at which time you will be further advised as to fees required. This examination cannot now be made before spring.

Very truly yours,

W. G. SWENDSEN,
Commissioner of Reclamation

By

CB/E

Chief Clerk.

13334

~~13334~~

NOTICE OF PUBLICATION
 Notice is hereby given that at 10 a.m.
 on the 10th day of November, 1921, at
 Bruneau, Idaho, State of
 Idaho, Charles Pascoe, Notary
 Public, will cause the admission of the
 application for the right to use of water
 for irrigation of the waters of west
 fork of Snake River, in accordance
 with the terms and conditions of Permit
 No. 13334, heretofore issued by the
 State Engineer of the State of Idaho.
 The name and postoffice address of
 the person or corporation holding said
 permit are: Henry A. Hubert, Riddle,
 Idaho.
 The use to which said water has been
 applied is domestic and irrigation pur-
 poses.
 The amount applied to beneficial use
 said water has been as follows:
 The place where said water is used
 for irrigation, with full and accurate
 description of the lands irrigated:
 SW 1/4 Section 25 and NE 1/4 Sec 24
 Section 25 Township 15 South Range 1
 East, T. 15 S., R. 1 E., S. 1 E.
 The source of the water from such
 source is described as Permit No. 13334.
 The amount of supply from which
 such water is derived is west fork
 Snake River, a tributary of Shoshone
 Creek.
 The date of the priority which said
 water is entitled to establish is Novem-
 ber 24, 1917.
 W. G. SWENDSEN,
 Commissioner of Reclamation.
 First publication October 6, 1921.
 Last publication October 27, 1921.

AFFIDAVIT OF PUBLICATION

I, Charles Pascoe
 publisher of the Owyhee Nugget, published weekly at Bruneau, Owyhee
 County, Idaho, do solemnly swear that a copy of the above notice, as per
 clipping attached was published weekly in the regular entire issue of
 said newspaper, and not in any supplement thereof, for 2 consec-
 utive issues, commencing with the issue dated October 6th 1921
 and ending with the issue dated October 27th 1921

Charles Pascoe

Subscribed and sworn to before me this 11th day of November 1921

[Signature]
Notary Public

13334

~~13334~~

PERMIT NO. _____

Proof of Application of Water to Beneficial Use**Deposition of Holder**

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

Ans. Henry F. Rabolt; 51 years; Farmer; Rindler, Idaho

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

Ans. Acting for self

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. 13354; December 10, 1917; November 24th, 1917

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. West Fork Shoofly Creek; NW 1/4 Sec 26, Township 13 South, Range 1 E.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Ditch, which is directly diverted from the west fork of Shoofly Creek; 1 1/2 feet wide at bottom; depth of water six inches; its length is 1/2 mile; it is capable of and has carried one and two-fifths cubic feet of water to place of use

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivate or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. Irrigation; SW 1/4 Sec 25, and SE 1/4 Sec 26, Township 13 South, Range 1 E.
 3. Natural meadow, no; cultivated

Ques. 7. If for other than for irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. For irrigation and domestic purposes only

Ques. 8. What is the minimum amount of water required for the specified above?

Ans. one and two-fifths cubic feet

Ques. 9. 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.

Ans. I am the person to whom permit was issued

13334

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. During the irrigation season of 1921, and
is April / May, when all the
water granted was used upon the land

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and right claimed thereunder.

Ans. None

(Sign)

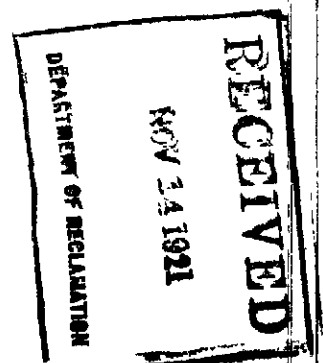
Henry E. Hubert.

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 Lewiston County of Owyhee State of Idaho, on this 10th day of November A. D. 1921.

Charles Pearson
Notary Public

~~13334~~

13334



Permit No.

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS**

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

Ans. Charles Bagmann; 38 years; Riddle, Idaho; farmer; Riddle, Idaho

Ques. 2. Are you acquainted with E. J. E. Eubelt, the holder of Permit No. 12334? How long have you known him and where does he reside?

Ans. Yes; twenty years; Riddle, Idaho

Ques. 3. Have you read or heard read said Permit No. 12334, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Wolf fork Shoshone Creek; NW 32¹/₂ Sec 26, T.14 S., R.1 E

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. One and two-fifths cubic feet have seen a much safely conveyed

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation; NW 32¹/₂ Sec 26 and NW 32¹/₂ Sec 26, T.14 S., R.1 E.; cultivated land; good annual crops

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation and domestic purposes only

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.

Ans. Sandy loam; all the water granted in the permit

13334

7-1-13

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No.

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. All the water during the irrigation season, which is May, June and July, for two years past.

(Sign) Charles Breymann

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 Bruneau, County of Owyhee, State of Idaho, on this 10th day of November A. D. 1921.

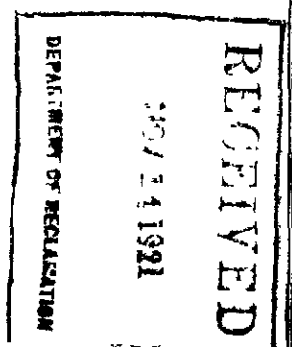
Charles Pascoe

Notary Public.

My commission expires June 27th. 1923.

13334

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Permit No.

Proof of Application of Water to Beneficial Use**DEPOSITION OF WITNESS**

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

Ans. Paul Brown; 42 years; Riddle, Idaho; farmer; Riddle, Idaho.

Ques. 2. Are you acquainted with W. C. B. Roberts, the holder of Permit No. 17534? How long have you known him and where does he reside?

Ans. Yes; twenty years; Riddle, Idaho.

Ques. 3. Have you read or heard read said Permit No. 17534, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Snake River; 17534; T. 13 N., R. 1 E.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. One and two-fifths second feet; I have witnessed conveyance of so much

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation; SW 1/4 Sec 25 and SE 1/4 Sec 26, T. 13 N., R. 1 E. Cultivated land; produces good crop of hay annually.

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. Irrigation and domestic purposes only.

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.

Ans. Sandy loam; every inch of the water granted in the permit

X on board -

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. All the water during the irrigation season of 1904 from July for two years past

(Sign) Paul Furman

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 Blaine, County of Boyle, State of Idaho, on this 10th day of November A. D. 1921.

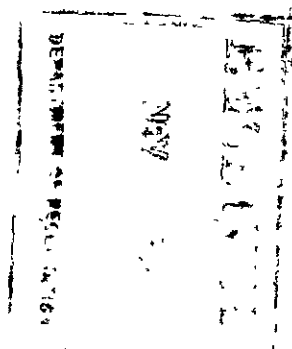
Charles Parson

Notary Public.

My commission expires Dec. 31st. 1925.

13334

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State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

October 25, 1921.

BOISE, IDAHO,

Henry E. Rubelt,
c/o Charles Pascoe,
Bruneau, Idaho.

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. 13334.

DEPOSITION OF PERMIT HOLDER.

DEPOSITIONS OF TWO WITNESSES.

In submitting this proof the following instructions should be CAREFULLY followed out, since failure to do so may result in the loss of the permit holder's rights:

1. On November 10, 1921, the date set for the proof of application of water to beneficial use, the enclosed deposition forms (one for permit holder and one each for two witnesses) Bruneau, before Chas. Pascoe, notary public. should be filled out and sworn to at _____

2. When the depositions have been taken they should be mailed to this office, together with affidavit of publication of notice. When these have been received, together with report of examining engineer, you will be further advised as to fees due before issuing license.

Yours truly,

W. G. SWENDSEN,

Commissioner of Reclamation.

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

The Nugget,
Bruneau, Idaho.

Boise, Idaho, Sept. 28, 1921.

Dear Sirs:

Enclosed find Notice for Publication under Permit no. 13334 which please publish once a week for four consecutive weeks in your paper. The expense of this publication will be paid by Henry E. Rubelt, of Riddle, Idaho to whom you will please furnish proof of publication of this notice on or before date of proof.

Please promptly acknowledge receipt of this notice, and kindly mail me your first issue containing its publication that I may compare it with my records.

Yours truly,

W. G. Swendsen,
Commissioner of Reclamation

(P. O.)

(Date)

Commissioner of Reclamation, Boise.

Dear Sir:

I have your letter of.....enclosing notice of proof under Permit No. which will be published as you request, beginning with our issue of.....

13334

NOTICE FOR PUBLICATION

NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 a. m. on the 10th day of November, 1921,
at Bruneau, County of Owyhee, State of Idaho,
before Charles Pascoe, Notary Public, proof will be submitted
of the application to beneficial use of ~~the said water~~ 1.4 cubic feet per second of the
waters of west fork of Sheefly Creek in accordance with the terms and conditions of
Permit No. 13334 heretofore issued by the State Engineer
of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are.....

Henry E. Rabelt, Biddle, Idaho

The use to which said water has been applied is.....

Domestic and irrigation purposes

The amount applied to beneficial use is 1.4
~~the said water~~ cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the
lands irrigated) SW 1/4 Sec 25 and SE 1/4 Sec 26, T. 13 S., R. 1 E., B.M.

The name of the canal or ditch or other works by which said water is conducted to such place of use
is

The right to take water from such works is based upon Permit No. 13334

The source of supply from which such water is diverted is west fork Sheefly Creek,

a tributary of Sheefly Creek

The date of the priority which said user is prepared to establish is.....

November 24, 1917

W. G. Swendsen,
Commissioner of Reclamation.

755 -
755 - 26 - 138 - 12

13334

15
2/24
September 17, 1921.

Re: Permit 13334-Henry A. Rubelt.

Mr. Charles Pascoe,

Bruneau, Idaho.

Dear Sir:-

We are just in receipt of notice of final proof under the above numbered permit. A copy will be mailed to the Owyhee Nugget for the required publication prior to November 10 and deposition blanks will be mailed to you.

Very truly yours,

W. G. SWENDESEN,

Commissioner of Reclamation.

By _____
Chief Clerk.

13334

THE OWYHEE NUGGET

CHARLES PASCOE, EDITOR AND OWNER

BRUNEAU, IDAHO

September 16th, 1921

The Commissioner of Reclamation
Boise, Idaho.

Gentlemen:

Mr. Rubelt will be down upon the date given in the notice
submitted, and will want to submit proof at that time.

Sincerely yours,

Charles Pascoe

13334

State of Idaho

DEPARTMENT OF RECLAMATION

BOISE

Mr. Henry Rubelt,

Riddle Idaho.

Sept. 8, 1921.

Dear Sir:

I enclose herewith blank notice of proof of Application of Water to Beneficial Use under your Permit No. 13334-----, which kindly fill out and return to me at least 60 days before the date upon which you wish to submit proof. The date of the proof is set out in your permit, and if proof is submitted subsequent to that your priority will be advanced a time equal to the difference of the time between the date proof should have been submitted and date it is submitted.

Yours truly,

W. G. SWENDSEN

Commissioner of Reclamation.

13334

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CCW-86286

BY _____

Commissioner of Reclamation.

W. O. SWANSON,

Very truly yours,

Enclosed herewith certificate of completion of work
issued under above permit with receipt for fees paid.

Dear Sir:—

Mr. Henry Hubert,
Riddle, Idaho.

Re: Permit 13334.

February 3, 1921.

CHARLES PASCOE

U. S. COMMISSIONER

BRUNEAU, IDAHO

January 3rd, 1921

OK
5-

The Commissioner of Reclamation
Boise, Idaho.

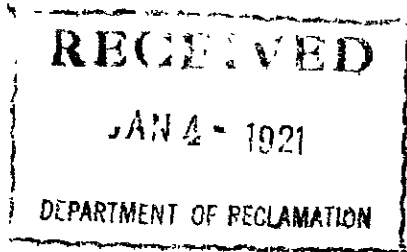
My Dear Sir:

Mr. Rubelt herewith resubmits his proof of completion of works as of the original date, which I presume is proper, under the circumstances, the former effort made in good faith upon that date.

Check for the fees enclosed.

Very sincerely yours,

Charles Pascoe



13334

Permit No.....

STATE OF IDAHO
Department of Reclamation

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Owyhee

} ss.

Henry Rubelt, being first duly sworn, upon his oath deposes and says:

First: That he is the holder and owner of Permit to appropriate the Public Waters of the State of Idaho, No. 13334 and that his postoffice address is Riddle State of Idaho

Second: That the name of the stream from which said water is to be diverted is West Fork Shhofly Creek, tributary of Shoofly Creek

Third: That the point of division of said water is NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 26, T 13 S., R 1 E., B.M., Owyhee County, Idaho

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by December 10th, 1920, 19.....

Fifth: That the use for which said water is intended is irrigation and domestic

Sixth: That on the date above mentioned, the works constructed under said permit were (or were not) fully completed and consisted of the following:

I. Kind of works: Diversion dam, headgate, ditches
(Reservoir, dam, ditch, flume pipe or otherwise)

II. Dimensions of work:.....
(a) Height of dam 6 feet, length of dam at top 20 feet, length of dam at bottom 10 feet. Material used in construction earth and rock

(State whether wood, earth, stone or concrete.)

(b) Capacity of reservoir.....acre feet.
(c) Size of headgate: Width 1 feet, height 1 feet.
(d) Conduit.....width at bottom 1 $\frac{1}{2}$ feet, width at water line 2 feet, depth of water $\frac{1}{2}$ feet; diameter of pipe.....inches, average grade per mile is 8 feet. Length of conduit is $\frac{3}{4}$ miles.

Seventh: That said works are capable of conducting to the place of intended use.....second feet of water.

Eighth: That water appropriated under said permit is available for 70 acres of land described as follows: 30 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec 26; 40 acres in SW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 25, T 13 S., R 1 E.

Ninth: Remarks: That.....

Henry Rubelt
(Sign here)

Subscribed and sworn to before me this 30th day of November, 1920.

Charles Brown

Notary Public.

My commission expires June 27th, 1923

13334

CHARLES PASCOE

U. S. COMMISSIONER

BRUNEAU, IDAHO

January 1st, 1921

Re Permit 13334: Henry E. Rubelt. Proof Comp. Works.

**The Commissioner of Reclamation
Boise, Idaho.**

Dear Sir:

Correction of proof upon the above permit is being delayed owing to the remote residence of Mr. Rubelt, to whom I have written calling his attention to your letter of advice of December 3rd last. I am again calling his attention thereto by this mail, my present communication to the commissioner of reclamation being for the purpose of protecting the holder because of inaccessibility at this time especially.

Very truly yours,

Charles Pascoe

13334

December 3, 1920.

Re Permit 13334- H. E. Rubelt.

Mr. Chas. Passos,
Brunson, Idaho.

Dear Sir:--

The affidavit of holder for proof of completion of works under the above permit is herewith returned for correction as to the location of point of diversion and lands to be irrigated. I think Mr. Rubelt must have this permit confused with his earlier permit, No. 6571, which calls for a reservoir. Permit No. 13334 states that no reservoir is required. The permit claims 1.4 second feet of the waters of West Shoo Fly creek, diverted at a point in the NW $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 26, T. 13 S., R. 1 E., B.M., for irrigation of the SW $\frac{1}{4}$ Sec. 25, and SE $\frac{1}{4}$ Sec. 26, in T. 13 S., R. 1 E., B.M.

Permit No. 6571, held by Mr. Rubelt, claims 3 second feet of the waters of Shoo Fly creek, diverted at a point S. 56° 21' W., 1186' from the N.E. Cor. of Sec. 1, T. 14 S., R. 1 E., B.M., for the irrigation of Lots 6, 7 in Sec. 6, and Lot 1, Sec. 7, T. 14 S., R. 2 E., B.M. Under this permit a reservoir was constructed with a capacity of 938 second feet, as shown by the proof filed here. Proof of completion of works and proof of beneficial use of water have been made and certificate and license issued. The last proof was made before D. A. Utter, at Mountain Home, November 15, 1919, and license was mailed to Mr. Utter October 7, 1920. Nothing further is required at this office under this permit.

Under the terms of Permit 13334, proof of use of water is not required until December 10, 1921.

Very truly yours,

W. G. SWENDSEN,

Commissioner of Reclamation.

By _____

AH-Chas

13334

Permit No. 13334- Rublet

Mr. D.A. Utter,
Bruneau, Idaho.

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Boise, Idaho,
Dec. 10, 1917.

Dear Sir:

I enclose herewith above numbered permit. BE SURE TO NOTE LIMITATIONS AND
CONDITIONS OF SAME as given under approval of State Engineer on the third page.

J. H. SMITH,
State Engineer.

13334
~~13334~~

CHARLES PASCOE

U. S. COMMISSIONER

BRUNEAU, IDAHO

November 30, 1920

The Commissioner of Reclamation
Boise, Idaho.

Dear Sir:

Within proof of completion of works of Henry E. Rubelt under Permit I3334 has been given orally, without aid of his permit, and I am not entirely certain that the description of the land for which the water was appropriated is correct.

Again, is this not the first step of his proof of reservoir site? It appears that during the month of November, 1919, he made proof of application of water to beneficial use before a notary at Mountain Home. If it be true that this is the first step in his proof upon reservoir site, he tells me he is ready now to make proof of application of water therefrom to beneficial use. If this be the next step, please send down the advertisement in such case made and provided, giving him plenty of time. And please, also at his request, any communication with reference to such matters may be directed to the undersigned. Five dollars enclosed.

Very sincerely yours,

Charles Pascoe

No res. in permit -

13334

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

INSTRUCTIONS
PROOF OF COMPLETION OF WORKS

Boise, Idaho,
November 5, 1920

Mr. Henry Rubelt,
Riddle, Idaho

Dear Sir:—

Under the terms of your permit No. 13334 you are required to complete your diversion works on or before Dec. 10, 1920 I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

The certificate to be issued under this proof will not give a perpetual right to the use of water for which application was made, as it only confirms the completion of works of a capacity to divert and convey to the place of intended use a certain amount of water. The law requires that another proof be submitted when the water has been fully applied to a beneficial use, at which time license is issued for the amount of water actually in use. Information in regard to this last proof will be furnished on request.

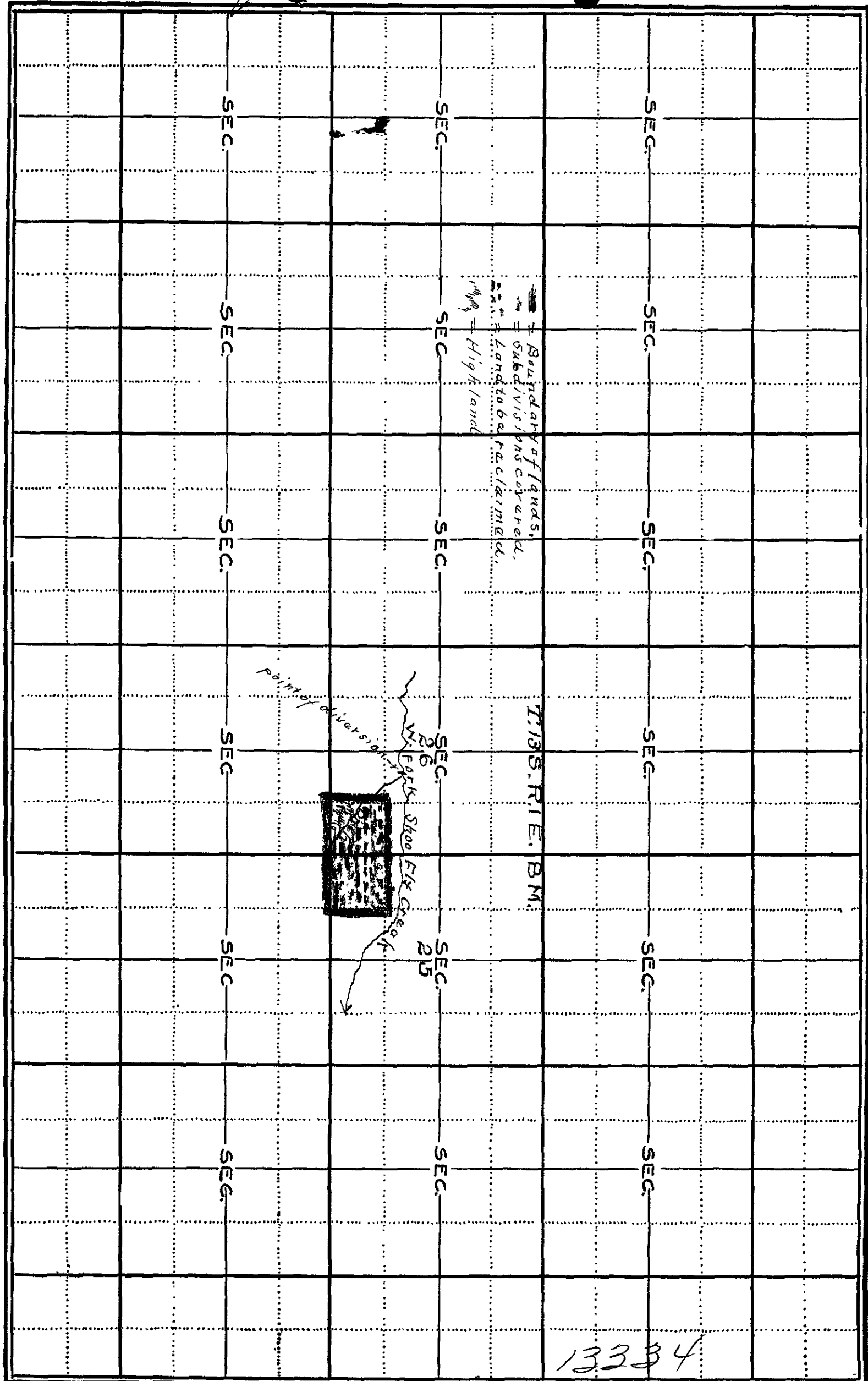
Yours truly,

W. G. SWENDSEN.

Commissioner of Reclamation.

13334

Name of Applicant *Henry Rubelt*



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