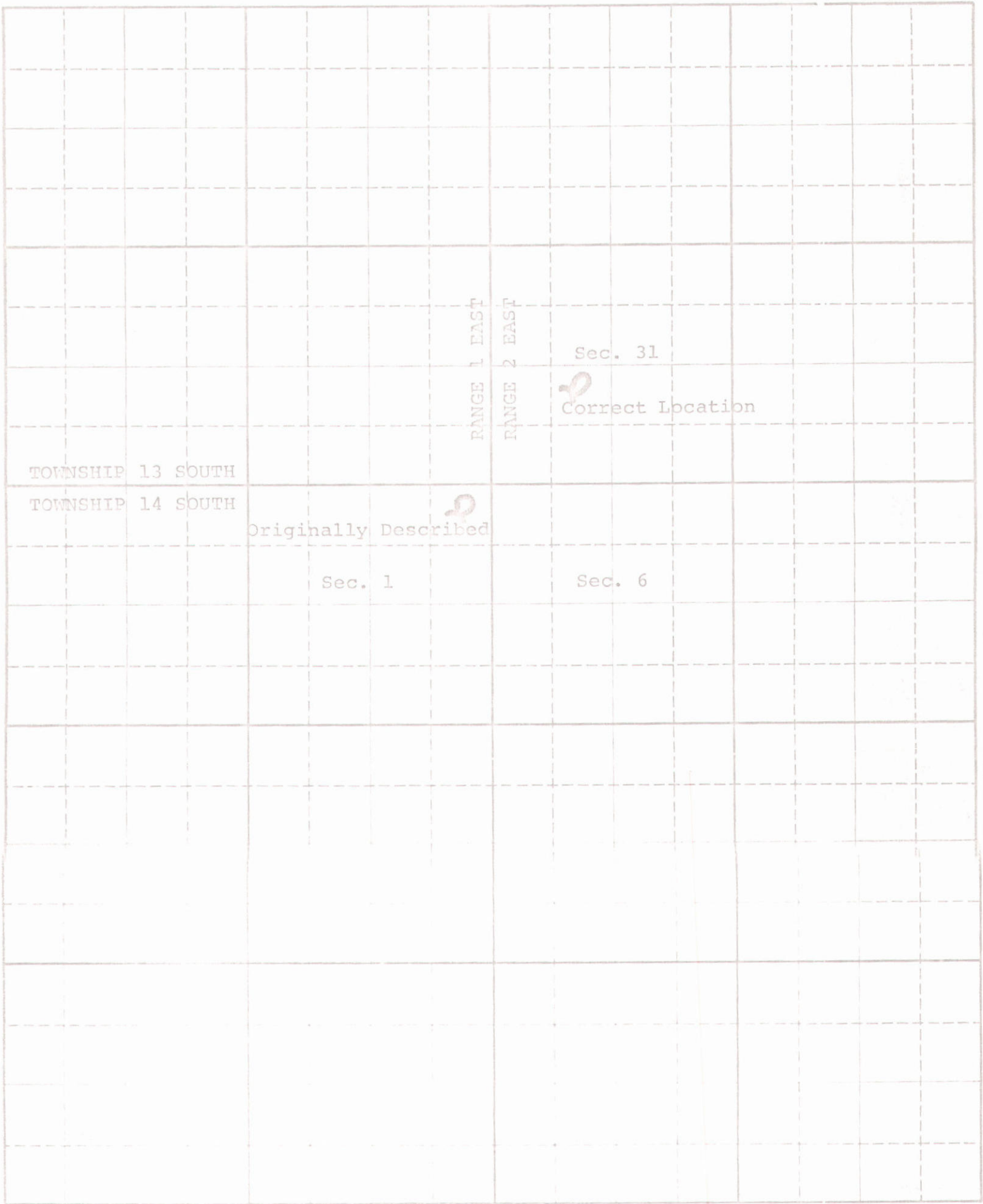




SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 1 day of April, 1971, and the last publication being on the 8 day of April, 1971;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 8 day of April, 1971.

Leona S. Hawes
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

RECEIVED

APR 18 1971

Department of Water Administration

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 55 - 2211/1666

Notice is hereby given that Riddle Ranches, Inc., of Riddle via Grasmere, Idaho, has applied to the Department of Water Administration for a change of point of diversion of the waters of Shoo Fly, tributary to Owyhee River. The right sought to be changed is evidenced by License and is recorded as follows.

Amount: 2.8 c.f.s. Priority: April 7, 1919. Point of Diversion: NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, T. 14 S., R. 1 E., B. M. The water is used for irrigation purposes within the E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 1, T. 14 S., R. 1 E., and the E $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 12, T. 14 S., R. 1 E., B. M., Owyhee County.

TO BE CHANGED AS FOLLOWS

Amount: 5.8 c.f.s. Point of Diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 31, T. 13 S., R. 2 E., B. M. The water will be used for purposes.

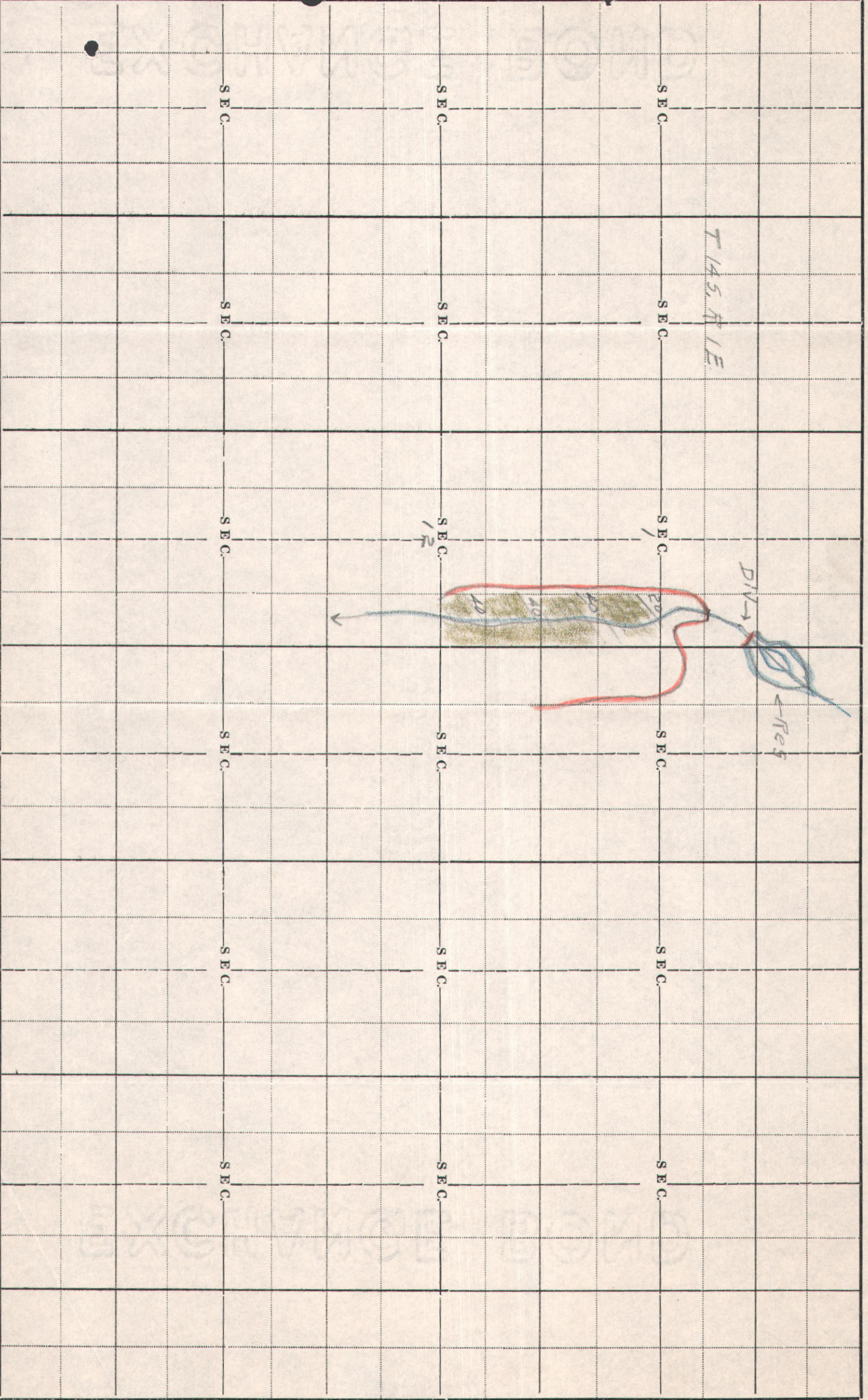
Any protests against approval of the proposed change of water right application must be filed with the Department of Water Administration on or before April 19, 1971.

R. KEITH HIGGINSON,
Director

Published in the Owyhee Nugget, Marsing, Idaho on April 1, 1971, and April 8, 1971.

55 2211

NAME OF APPLICANT *Henrietta Rubelt #13965*



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

13965

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

Notice is hereby given that at 10 a.m. on the 15th day of November, 1919, at Mountainhome, County of Elmore, State of Idaho, before D. A. Utter, Notary Public, proof will be submitted of the application to beneficial use of three cubic feet per second of the waters of Shoofly Creek in accordance with the terms and conditions of Permit No. 13965 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Henrietta Rubelt, Riddle, Idaho.

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

3. The amount applied to beneficial use is three second feet.

4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 1, and E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 12, Township 14 South, Range 1 East, B. M., Idaho.

5. The date of the priority which said user is prepared to establish is April 7, 1919.

W. G. SWENDSEN,
Commissioner of Reclamation.
First publication October 9
Last publication October 30

Affidavit of Publication

STATE OF IDAHO }
County of Owyhee } ss.

Charles Pascoe

being duly sworn, deposes and says that he is the
publisher of The OWYHEENUGGET,
a weekly newspaper published at Bruneau, Idaho;
that the said newspaper is in general circulation in
Owyhee County; that a copy of the above notice, as
per copy attached, was published in the regular
and entire issue of said newspaper for 4
consecutive weeks, beginning with the issue of
October 9 19 19, and ending
with the issue of October 30 19 19.

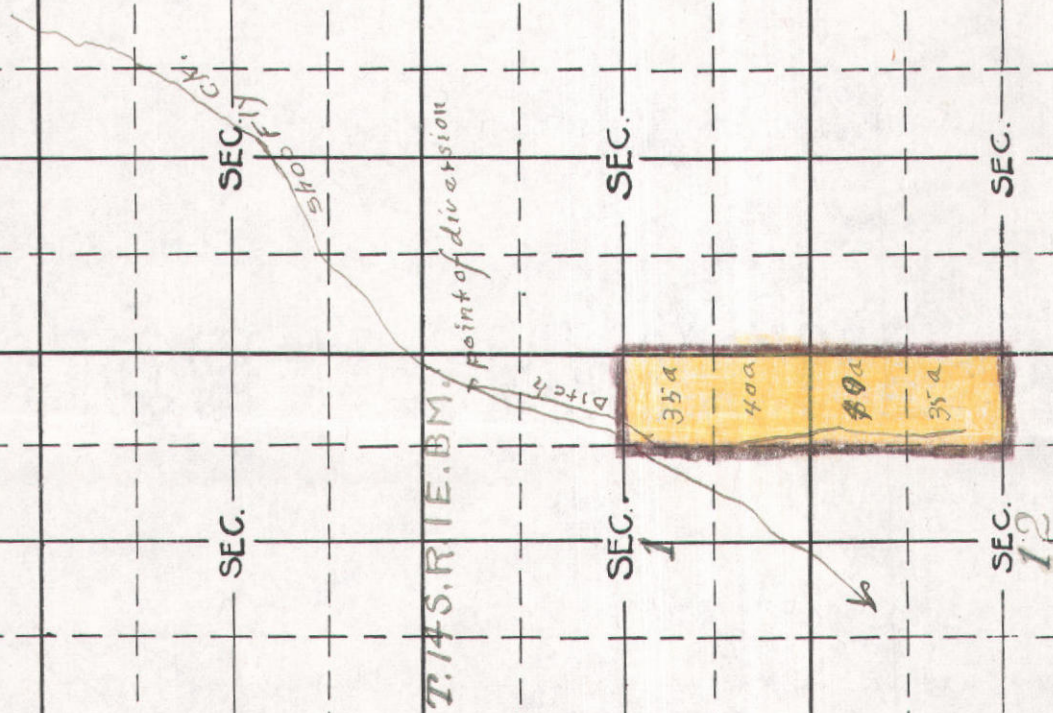
Charles Pascoe

Subscribed and sworn to before me, his 14th
day of November 19 19.

George R. Jones
Notary Public.

13965

Name of Applicant *Henriette Rubelt*



Identification No. 55-2035 and 55-2211

Transfer No. 444

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

APPROVED

APPLICATION FOR TRANSFER OF WATER RIGHT
To Change the Point of Diversion and/or the Place of Use

1. Name of Right Holder Piedale Ranch, Inc.
Post office address Piedale via Grasmere, Idaho 83625

2. Right obtained by
a. Decree to _____ in Case of _____
(Name)
vs _____, Dated _____ in _____
(Name of Court)
Court County of _____

b. License No. 8571 and 13965
issued by the State of Idaho, Department of Reclamation.

3. Source of water Shoo Fly tributary to Owyhee River
(Name of stream or source)

4. Date of Priority 8571 Oct. 31, 1912 - 13965 April 7, 1916

5. Amount of water a. 5.8 cfs and/or 8571 3 cfs
13965 2.8 cfs
b. 950 acre feet/annum

6. Water is used for Irrigation from April 1 to October 31
(Month, Day) (Month, Day)

7. Original location of point of diversion is NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1
Township 14 S, Range 1 E, B.M. in Owyhee County;

Additional points of diversion, if any. _____

8. Lands presently irrigated or 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>8571</u> <u>14 S</u>	<u>2 E</u>	<u>6</u>																	<u>120</u>
		<u>7</u>																	<u>40</u>
																			<u>160 ac.</u>
<u>13965</u> <u>14 S</u>	<u>1 E</u>	<u>1</u>													<u>20</u>			<u>40</u>	<u>140 ac.</u>
		<u>12</u>		<u>40</u>		<u>40</u>													

Total number of acres presently irrigated 300

6 If applicant was not the original holder of this right explain how it was acquired _____
by purchase of land and/or rights (including reservoirs) as per
attached copy of deed

10. CHANGE IN POINT OF DIVERSION

7. Quantity to be diverted at new point 5.3 c.f.s. and/or 950 acre feet

b. New point of diversion. NW 1/4 E7 1/4, Section 31, Township 13S
Range 2E, PM

c. Description of method of diversion and conveyance from new points of diversion. _____
_____ storage dam and reservoir. _____

d. Is water to be conveyed to the lands previously irrigated? Yes X No _____.

If not, the place of use should be changed to low.

a. Describe the reasons for applying for a change in the point of diversion:

It was incorrectly described on original application

4 Do you intend to make the transfer permanent? yes

d. Do you intend to abandon completely the old point of diversion? yes

h. Indicate on the above plat the new point of diversion and lands to be irrigated.

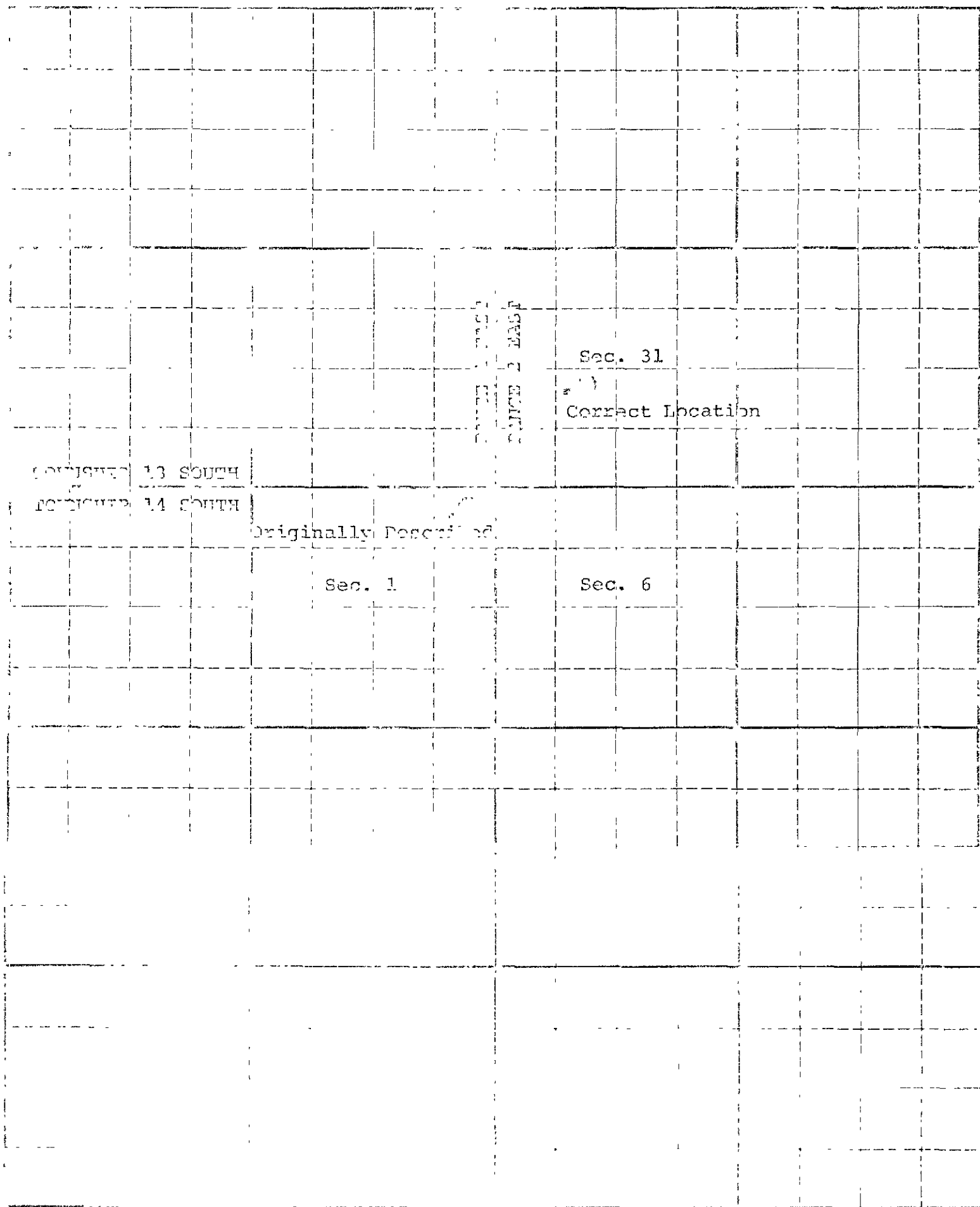
11 CHANGE IN PLACE OF USE

a. Describe the new lands on which you wish to exercise your right.

[illegible]

55 2211

total number of errors = the number of _____



SCALE 2 1/2" = 1 MI. Plan in 1/4"

- b. Do you intend to make the transfer permanent? _____
- c. Are you completely abandoning the lands previously irrigated by this right? If not, explain your plans: _____

- d. Describe any other water rights that you claim for the new ground upon which you wish to transfer this right: _____

- e. Indicate on the above plat the new land to be irrigated and the point of diversion

I hereby assert that no one will be injured by such transfer and that the change will be made at my own risk. The information contained in this application is true to the best of my knowledge.

RIDDLE RANCHES, INC.

BY: _____

President (signature of applicant)

Subscribed and sworn to before me this 22nd day of September, 1971

(notary public)

My commission expires 2/2/74

APPROVED

**ACTION OF STATE RECLAMATION ENGINEER
AND CERTIFICATE OF TRANSFER**

This is to certify that I have examined Application for Transfer of Water Rights No 55-2211,
and said application is hereby APPROVED

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

That an adequate measuring device of a type approved by this Department be permanently installed and maintained.

2. Denial of said application is for the following reasons: _____

Witness my hand this 29th day of September, 1971

[Signature]
State Reclamation Engineer
Director

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 2-25-71

Protest filed by: _____ Date _____

Prelim. check by [Signature] Date 20th

Fee received by [Signature] Date 3/4/71 Fee \$ 20.00

Approved for publication by _____

Published in Upper Digest Dates April 1 & 8, 1971

Hearing held _____

Watermaster Recommendation sent _____

55 2211

of Section 12, and the east half of the northeast quarter of Section 13, Township 14 South, Range 1 East, Boise Meridian;

The east half of the southwest quarter, and Lots 3 and 4 of Section 18, and the east half of the northwest quarter, and Lots 1 and 2 of Section 19, Township 13 South, Range 2 East, Boise Meridian;

Lots 5, 6 and 7 in Section 6, and Lots 1, 3 and 4 and the east half of the southwest quarter of Section 7, and Lots 1 and 2 and the east half of the northwest quarter of Section 18, and the west half of the northwest quarter and the north half of the southwest quarter of Section 15, Township 14 South, Range 2 East, Boise Meridian;

Together with all water, water rights, and rights to the use of water appurtenant to the above described land or used or enjoyed in connection therewith, together with all reservoirs, dams, ditches, canals, flumes, waterways and all other means or methods for the diversion, impounding, distribution or use of the waters appurtenant to said real property or used in connection therewith or any part thereof;

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together with the appurtenances, unto the party

(\$66.00 in documentary stamps
attached & cancelled)

2-2-20

5 2211

RECEIVED

1971

Department of Motor Administration

WARRANTY DEED

THIS INDENTURE, Made this 29th day of December, in the year of our Lord one thousand nine hundred and sixty, between D. O. BYBEE and THELMA C. BYBEE, husband and wife, of Grand View, County of Owyhee, State of Idaho, the parties of the first part, and RIDDLE RANCHES, INC., an Idaho corporation, the party of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of TEN DOLLARS and other valuable consideration, lawful money of the United States of America, to them in hand paid by the said party of the second part, the receipt whereof is hereby acknowledged, have granted, bargained and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said party of the second part, and to its successors and assigns, forever, all of the following described real estate, situated in the County of Owyhee, State of Idaho, to-wit:

The north half of the northeast quarter, and the east half of the northwest quarter and the southeast quarter of Section 13, and the east half, and the east half of the west half, and the west half of the southwest quarter and the southwest quarter of the northwest quarter of Section 25, and the southeast quarter of the southeast quarter of Section 26, Township 13 South, Range 1 East, Boise Meridian;

The east half of the southeast quarter of Section 1, and the east half of the east half

of the second part, and to its successors and assigns forever, and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable possession of the said party of the second part, its successors and assigns, against the said parties of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

_____	D. O. Bybee	(SEAL)
_____	D. O. Bybee	
_____	Thelma C. Bybee	(SEAL)
_____	Thelma C. Bybee	

STATE OF IDAHO,)
) ss.
COUNTY OF OWYHEE,)

On this 30th day of December, in the year 1960, before me, the undersigned, a Notary Public in and for said State, personally appeared D. O. Bybee and Thelma C. Bybee, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(NOTARY SEAL)

_____ Ferne W. Allen
Notary Public for the State of Idaho,
Residing at Grand View, Idaho.

3-pho

PROOF OF PUBLICATION

STATE OF IDAHO

County of Owyhee

s.s.

I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

That the annexed notice was published in said newspaper once each week and every week for 2 consecutive weeks, the first publication being on the 1 day of April, 1971, and the last publication being on the 8 day of April, 1971;

That the said newspaper has been published continuously and uninterruptedly in said county during a period of more than seventy-eight consecutive weeks prior to the first publication of the attached notice.

Rodney A. Hawes
PUBLISHER

Subscribed and sworn to before me this 8 day of April, 1971.

Leona L. Hawes
NOTARY PUBLIC

My commission expires 9-14-72

(SEAL)

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 55 - 2211/1971

Notice is hereby given that Riddle Ranches, Inc., of Riddle via Owyhee River, has applied to the Department of Water Administration for a change of point of diversion of the waters of Shoo Fly, tributary to Owyhee River. The right sought to be changed is evidenced by License and is recorded as follows.

Amount: 2.2 c.f.s. Priority: April 7, 1919. Point of Diversion: NE 1/4, Sec. 1, T. 13 S., R. 1 E., B. M. The water is used for irrigation purposes within the E 1/2, Sec. 1, T. 13 S., R. 1 E., and the E 1/2, Sec. 12, T. 14 S., R. 1 E., B. M., Owyhee County.

TO BE CHANGED AS FOLLOWS

Amount: 5.8 c.f.s. Point of Diversion: NE 1/4, Sec. 31, T. 13 S., R. 2 E., B. M. The water will be used for purposes.

Any protests against approval of the proposed change of water right application must be filed with the Department of Water Administration on or before April 19, 1971.

R. KEITH HIGGINSON,
Director

Published in the Owyhee Nugget, Marsing, Idaho on April 1, 1971, and April 8, 1971.

55 2211

State of Idaho
License and Certificate of Water Right

Water License No. 13965
Water District No. 55

Amount 2.8 sec. ft.
Priority 4-7-1919

THIS IS TO CERTIFY that **Henrietta Rubelt** of **Riddle, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **April 7**, 19 **19**; that Permit No. **13965** was issued under said application; that Certificate of Completion of works, with a carrying capacity of **3.0** second feet, was issued thereunder on **October 6**, 19 **19**, showing that said works were completed on the **2nd** day of **October**, 19 **19**; and that on the **15th** day of **November**, 19 **19**,

Henrietta Rubelt of **Riddle**, State of **Idaho**, made proof to the satisfaction of the **Commissioner of Reclamation** ~~State Engineer~~ of Idaho, of a right to the use of the waters of **Shoe Fly Creek**, a tributary of **Owyhee River**, for the purpose of **irrigation and domestic use**, under Use Permit No. **13965** of the **Commissioner of Reclamation** ~~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** ~~State Engineer~~ of Idaho and entered of record in Volume **5** of Licenses, at page **2672**, on the **6th** day of **October**, 19 **20**;

The right hereby confirmed dates from **April 7**, 19 **19**;

The Point of Diversion is located in the **NE ¼ of NE ¼, Sec. 1**, Tp. **14 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 **2.8** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
14 S	1 E	1	~~NE 1/4 Sec 1~~	35	20
			~~SE 1/4 Sec 1~~	40	40
		12	~~NE 1/4 Sec 12~~	40	40
			~~SE 1/4 Sec 12~~	40	40
					Total 140

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** ~~State Engineer~~, affixed at Boise, Idaho, this **6th** day of **October**, 19 **20**.

W. G. SWENDSEN,
Commissioner of Reclamation. State Engineer.

(SEAL)

By **S. T. BAER, Deputy.**

CL

State of Idaho
License and Certificate of Water Right

Water License No. 6890Amount 5.6 sec. ft.Water District No. 79-HPriority Nov. 25, 1910

THIS IS TO CERTIFY that **HARRY S. COTTON & WILLIAM R. PATTON,**
of **Junston, Idaho**, made application for a permit to appropriate the
public waters of the State of Idaho, dated **November 25**, 19 **10**; that Permit No. **6890**
was issued under said application; that Certificate of Completion of works, with a carrying capacity of **6.4**
second feet, was issued thereunder on **November 29**, 19 **13**, showing that said works
were completed on the **7th** day of **November**, 19 **13**; and that on the **22nd**
day of **June**, 19 **20**,

WILLIAM VREELAND

of **Leadore**, State of **Idaho**, made proof to the satisfaction of the
~~Commissioner of Reclamation~~ **Clear Creek 2.8 sec. ft.**
~~State Engineer~~ of Idaho, of a right to the use of the waters of **Eighteen Mile Creek 2.8 sec. ft.**,
a tributary of **-----**, for the purpose of **irrigation & domestic use**,
under Use Permit No. **6890** 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 ~~State~~
~~Commissioner of Reclamation~~
~~Engineer~~ of Idaho and entered of record in Volume **5** of Licenses, at page **2673**, on the **7th**
day of **October**, 19 **20**;

The right hereby confirmed dates from **November 25**, 19 **10**;

The Point of Diversion is located in **SE 1/4 NE 1/4, Sec. 8, T. 14 N. R. 27 E. (Eighteen Mile Cr.)**
in the **SE 1/4 NE 1/4, Sec. 9**, T. **14 N.**, R. **27 E.**, B. M. **(Clear Creek)**
County of Lemhi.

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 **5.6** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
15 N	27 E	32	SE 1/4 SW 1/4	32	40
			SW 1/4 SW 1/4		40
			NW 1/4 SW 1/4		40
			NE 1/4 SW 1/4		20
			NE 1/4 SW 1/4		40
			SE 1/4 SW 1/4		40
14 N	27 E	4	Lot 3	32	20
			Lot 4		40

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 ~~State Engineer~~ **Commissioner of Reclamation** affixed at Boise, Idaho, this **7th**
day of **October**, 19 **20**.

W. G. SWENSON,
Commissioner of Reclamation ~~State Engineer~~

By **S. T. BARR,**
Deputy.

(SEAL)

APPLICATION FOR PERMIT 57-2115 TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

55-2211

Application No. 19826
Permit No. 13965
District No. 55

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

Postoffice address: **Biddle** 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: **three** cubic feet per second.

3. Source of water supply: **Shoo Fly Creek** which is a tributary of **Owyhee River**

4. Location of point of diversion: _____ feet distant from the
corner of Section _____, T. _____, R. _____, B. M., and is in the **NE $\frac{1}{4}$ NE $\frac{1}{4}$**
of Section **one**, T. **14 S.**, R. **1 E.**, B. M., County of **Owyhee**

5. Water is to be used for: **Irrigation and domestic 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: \$ 1000.00

8. Kind of works: **Ditch**

9. Height of dam _____ feet; length of dam at top _____ feet; length of dam at bottom _____
feet; material used in dam _____

10. Size of headgate: Width **2** feet; height **3** feet.

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

Diameter of pipe _____ inches; length of conduit **1 $\frac{1}{2}$** miles.

Average grade per mile **7 $\frac{1}{2}$** 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.

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.

Henrietta Rubelt. Applicant.

By D. A. Utter. Agent.

Department of Reclamation.
Date of first receipt at office of ~~State Engineer~~ 9:00 A. M. April 7, 1919

Returned to applicant for correction

Corrected application received

COMMISSIONER OF RECLAMATION.
APPROVAL OF ~~STATE ENGINEER~~

The number of this permit is **13965**
 Recorded in Book **49** Page **13965** Approved **April 15, 1919**
 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 **June 14, 1919** 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 **October 15, 1920**
 The whole of said work to be completed on or before **April 15, 1922**
 Beneficial use of water appropriated in accordance herewith, to be made on or before **April 15, 1923**

Witness my hand this 15th day of April, 1919.

W. G. Swendgen.

~~Commissioner of Reclamation~~
~~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	
	14 S	1 E	1																	
	14 S	1 E	12	40			35													
Total number of acres to be irrigated -----																			150	
Works completed: October 2, 1919. Certificate issued: October 6, 1919.																				
Permit No. 13965																				
CERTIFICATE OF COMPLETION OF WORKS.																				
TO ALL WHOM IT MAY CONCERN:																				
This is to certify that Henrietta Rubelt of Biddle, County of Owyhee, and State of Idaho, the holder of Permit No. 13965, issued upon Application No. 19826 bearing date of priority of April 7, 1919, authorizing the diversion of three (3) second feet of the waters of Shoo Fly Creek tributary of Owyhee River, 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 three (3) second feet of the waters of Shoo Fly Creek; that the point of diversion of said waters is in the NE¼NE¼ Sec. 1, T. 14 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: E½ SE¼, Sec. 1; E½ NE¼ Sec. 12, T. 14 S., R. 1 E., B. M.																				
Witness my hand this 6th day of October, A. D. 1919.																				
W. G. Swendsen. Commissioner of Reclamation.																				
By: S. T. Baer. Deputy.																				
License issued for <u>2.8</u> second feet Page 2672																				

October 4, 1971

Re: Transfer Nos. 55-2035/1666
55-2211/1666

Riddle Ranches, Inc.
Riddle, via
Grasmere, Idaho 83625

Gentlemen:

Please find enclosed copies of the two APPROVED Applications for Transfer, as referenced above.

We wish to direct your attention to the limitations and conditions of approval as listed on page four (4) of the transfers.

If you should have any questions in reference to this matter, please do not hesitate to contact this Department.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:CS

Enclosures

55 2211

South Board of Control, Owyhee Project

Homedale, Idaho 83628

Phone 337-3760

Roverly Fisher
Treasurer

Tom Cotton
Secty-Mgr.

September 10, 1971

Mr. Keith Higginson, Director
Idaho Dept. of Water Administration
Statehouse
Boise, Idaho 83707

Dear Mr. Higginson:

As stipulated by our attorney, Mr. Maurice Greene,
at the conference held July 29, 1971 - The Gem
Irrigation District and South Board of Control,
Owyhee Project, withdraw their protest for the
Notices of Proposed Change of Water Right, No.
55-2035/1666 and 55-2211/1666.

Yours very truly,

Tom Cotton

Tom Cotton, Secty-Mgr.
South Board of Control
and Gem Irrigation District

55 2211

September 3, 1971

Re: Transfer of Water Right No. 1666 - Riddle Ranches, Inc.

Mr. Tom Cotton, Sec-Mgr.
South Board of Control and
Gem Irrigation District
Homedale, Idaho 83628

Dear Mr. Cotton:

At the conference held July 29, 1971, in connection with the above referenced transfer, the Department assumed you would be withdrawing your protest against this transfer application. To this date, we have not heard from you regarding this matter. Would you please advise this office by return mail as to your intentions, your cooperation is most appreciated.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR

April 23, 1971

Re: Applications for Transfer of Water Right Nos. 55-2035 (1666)
55-2211

Riddle Ranches, Inc.
Riddle -via- Grasmere,
Idaho 83625

Gentlemen:

We are enclosing a copy of the protest which this Department has received against the issuance of your two above numbered applications for transfer of water right. We will notify you at a later date as to the time, place, and date set for a conference and/or hearing to review the matters of protest.

If we can be of any assistance, please contact us.

Very truly yours,

BOBBY D. FLEENOR
Assistant Director

BDF:DR
Enclosure

55-2211

South Board of Control, Owyhee Project

HOMEDALE, IDAHO

337-3760

FELISA ISAGUIRRE
TREASURERT. H. COTTON
SECTY. MGR

April 19, 1971

Mr. Keith Higginson, Director
Idaho Dept. of Water Administration
Statehouse
Boise, Idaho 83707

Dear Mr. Higginson:

The Gem Irrigation District and the South Board of Control, Owyhee Project; wish to protest the following Notices of Proposed Change of Water Right, No. 55-2035/1666 and 55-2211/1666.

We have entered a protest against an application for storage (No. 55-7009) which has the same description for point of diversion as the above mentioned changes and therefore are considered as one and the same.

Our reason for protest on the diversion change is the same as set forth in the letter of protest dated March 30, 1971; namely, that the new storage would be a detriment to the Owyhee Project water users.

Yours very truly,

Tom Cotton

Tom Cotton, Secty Mgr.
South Board of Control
And Gem Irrigation District

April 23, 1971

Re: Application for Transfer of Water
Right Nos. 55-2035 and 55-2211 (1666)

Mr. Tom Cotton, Sec-Mgr.
South Board of Control
and Gem Irrigation District
Homedale, Idaho 83628

Dear Mr. Cotton:

This letter is to acknowledge receipt of your protest to the above numbered applications for transfer of water right. The Department will notify you at a later date as to the time, place and date set for a conference and/or hearing to review the matters of protest.

Please contact us, if we can be of further assistance.

Very truly yours,

BOBBY D. FLENNOR
Assistant Director

BDF:DR

55-2211

March 22, 1978

Re: Transfer No. 55-2211/1666

The Owyhee Nugget
Marsing,
Idaho 83639

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for our review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. 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. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid."

(signature of claimant)

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:CM

Enc: Legal Notice

*Bk submitted
April 13, 1978
2:00*

55 2211

NOTICE OF PROPOSED CHANGE OF WATER RIGHT

NO. 55-2211/1666

Notice is hereby given that Riddle Ranches, Inc.
of Riddle via Grasmere, Idaho has applied to the Department of Water
Administration for a change of point of diversion of the waters of
Shoo Fly, tributary to Owyhee River.
The right sought to be changed is evidenced by License
 and is recorded as follows.

Amount: 2.8 c.f.s. Priority: April 7, 1919
Point of Diversion: NE1/4NE1/4, Sec. 1, T. 14S, R. 1E, B.M.
The water is used for irrigation purposes
within the E1/4SE1/4, Sec. 1, T. 14S, R. 1E, and the E1/4NE1/4, Sec. 12, T. 14S, R. 1E, B.M.
Owyhee County

TO BE CHANGED AS FOLLOWS

Amount: 5.8 c.f.s.
Point of Diversion: NE1/4SW1/4, Sec. 31, T. 13S, R. 2E, B.M.
~~The water will be used for irrigation purposes within the E1/4SE1/4, Sec. 1, T. 14S, R. 1E, and the E1/4NE1/4, Sec. 12, T. 14S, R. 1E, B.M.~~

Any protests against approval of the proposed change of water right appli-
cation must be filed with the Department of Water Administration on or before
April 19, 1971.

R. KEITH HIGGINSON
Director

Published in the Owyhee Nugger, Marsing, Idaho
on April 1, 1971 and April 8, 1971

February 25, 1971

Idaho Land and Appraisal
Box 1603
Boise, Idaho 83701

Gentlemen:

Attached herewith is Departmental Receipt No. ⁵⁶⁷⁹
~~(520.00)~~ ~~(6100.00)~~ in the amount of
\$120.00 for Transfer and Application for Permit in the name
of Riddle Ranches, Inc.
which was received in this office under the above date.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejv

Enclosure

IDAHO LAND & APPRAISAL SERVICE

HARLEY M. McDOWELL
E. J. McDOWELL
MGR. OWNERS

MERVIN J. CHRISTENSEN
(LICENSED SURVEYOR)

JOSEPH J. THACKABERRY

ROBERT W. SMITH

633 N. 4TH

BOISE, IDAHO 83701

P. O. Box 1603
PHONE 344-2547

February 22, 1971

ALL PROPERTY APPRAISALS
CUSTOM DRAFTING, MAPPING
LAND PURCHASES
OIL AND GAS LEASES

GRAZING MANAGEMENT
FEDERAL LAND APPLICATIONS
WATER FILINGS & PROOF
STATE LAND LEASES & ASSIGN

RECEIVED
FEB 23 1971
Department of Water Administration

Mr. R. Keith Higginson, Director
Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

Dear Mr. Higginson:

RE: Application for Water Permit - Riddle Ranches, Inc.
Application for Transfer of Water Right

Enclosed herewith please find the following:

1. Application for water permit in the name of Riddle Ranches, Inc.
2. Power of Attorney naming Idaho Land & Appraisal Service
3. Application for Transfer of Water Right in the name of Riddle Ranches, Inc. with an attached copy of the deed showing the purchase of the land and water rights.
4. Check in the amount of \$120 to cover the filing fee for 9,000 acre feet - \$100; and Transfer of 5.8 cfs - \$20.

If you require any further information, do not hesitate to let us know.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Harley M. McDowell

ls

encl

SS-2211

Licenses 8571 -13965
13334 - R-629
Henry Hubelt & Henrietta Hubelt

4/26/60

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

Gentlemen:

Enclosed is departmental receipt No. 3003 in the
amount of \$6.00 coverings fees for certified copies of the
above numbered licenses.

Very truly yours,

JNO. N. CARTER
State Registration Engineer

By:

(Mrs.) Anna C. Mills
Chief Clerk

Encl:

Enc. receipt

13965

ANDERSON, KAUFMAN AND ANDERSON

LAWYERS

IDAHO BUILDING • BOISE, IDAHO

EUGENE H. ANDERSON
SAMUEL KAUFMAN
RICHARD ANDERSON
THOMAS A. MILLER

TELEPHONE NO. 2-4591
POST OFFICE BOX 2773

April 21, 1960

APR 22 1960
Department of Reclamation

State Department of Reclamation
State House
Boise, Idaho

Gentlemen:

Enclosed herewith is our check in the sum of \$8.00
in payment of your charges for certified copies of
Rubelt *leases*.

Yours very truly,

ANDERSON, KAUFMAN AND ANDERSON

By

Samuel Kaufman
Samuel Kaufman

SK fa
Enc.

13965

April 18, 1960

Re: Licenses No. 8571-13965
13334- R-629
Henry Rubelt & Henrietta Rubelt

Anderson, Kaufman, Anderson
P. O. Box 2173
Boise, Idaho

Attn: Samuel Kaufman, Jr.

Dear Mr. Kaufman:

We enclose, herewith, certified copies of Licenses Nos. 8571, 13334, R-629 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 \$6.00 which should be mailed into this office.

Very truly yours,

D. D. CARTER
State Reclamation Engineer

By:

(Mrs.) Anna P. Rule
Chief Clerk

EPH:ew

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.

13965

October 9, 1920

Re: Permit 13965

Mrs. Henrietta Rubelt,
Middle, Idaho

Dear Madam:

I am inclosing herewith water license
issued under the above numbered permit, with receipt
for fees paid.

Very truly yours,

J. G. S. endsen,

Commissioner of Reclamation

BY _____

WL.-R. 6005
BC/CB

13965

September 17,

1920.

Re Permit No.13965

Henrietta Rubelt
Hiddle, Idaho

Dear Madam:

Upon receipt of fees in the sum of \$8.00
water license under the above numbered permit will
be issued.

Very truly yours,

L. G. SWEDSEN

Commissioner of Reclamation

By _____

13965

REPORT OF ENGINEER

This proof is for beneficial use

In Water District No. 55

1. State name of applicant and number of permit: Henrietta Rubelt, Permit No. 13965
2. State source of water supply: Shoo Fly Creek
3. Location of point of diversion: NE 1/4 Sec. 1, T. 14 S, R. 1 E.B.M.
4. Describe works as they exist, giving dimensions and capacities of same:

Earth dam, 23' H. 320' L. Cap. reservoir, 950 A.F.

Concrete outlet, 2.5' B. 3' D.

" spillway, 28' B. 60' L. 9' D.

Div. from Creek, - No dam, Wood H.G. 2' x 2'

E ditch, 4' B. 1' D. Cap. 4 S.F.
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):

E 1/2 Sec. 1 and E 1/2 Sec. 12, T. 14 S. R. 1 E.B.M. Idaho.

All in cultivation.
7. Submit map on enclosed plat, showing location and details of above description.
8. How many parties conduct water in this system? Two.
9. Give names and amount of each right: Henrietta Rubelt, 1/2
Henry Rubelt 1/2
10. What large stream would the water here appropriated finally reach? Snake River.
11. Describe the various tributaries en route, from point of diversion to the principal drainage stream: From land to Shoo Fly Creek, to Blue Creek, to Owyhee River, to Snake River.

Remarks:

This examination was made on the 4th day of August, 1920.

(Signed)

L.R. Annett.

Examiner.

13965

(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.

SV 140 C 2 . 8

District 55

Henrietta Rubelt

Riddle

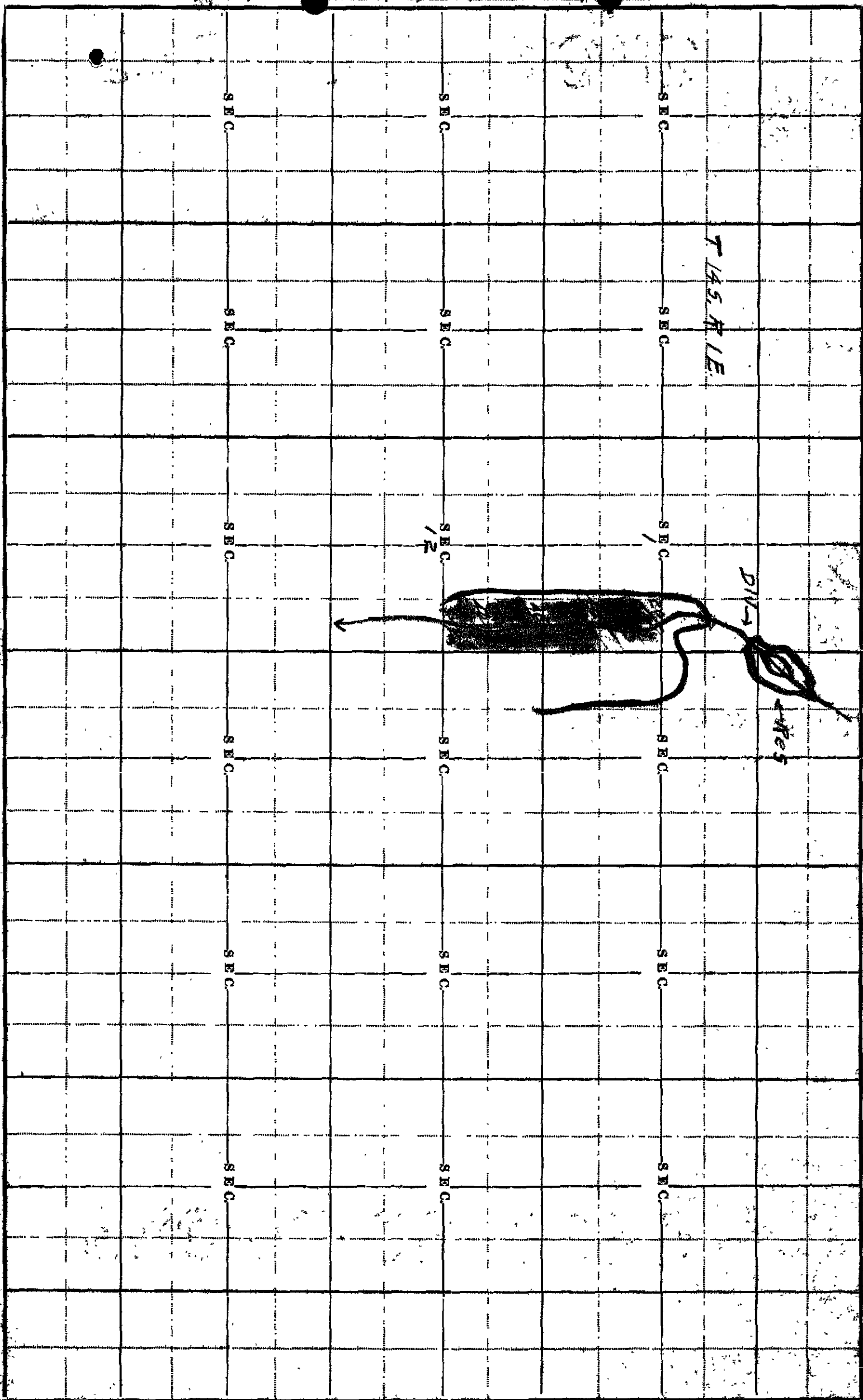
Permit 13965

1-145 1E

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 Henrietta Rubelt #13965



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

13965

$$\begin{array}{r}
 80 \\
 320 \\
 \hline
 9 \overline{) 1320} \\
 \underline{9} \\
 40 \\
 \underline{36} \\
 40 \\
 \underline{36} \\
 40 \\
 \underline{36} \\
 40
 \end{array}$$

January 31, 1920.

Re: Permit 13965.

Henrietta Rubelt,
Riddle, Idaho.

Dear Madam:

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 here pending the report of our examining engineer in the spring, at which time you will be further notified as to fees required before issuing license.

Yours very truly,

W. G. Swendsen,

Commissioner of
Reclamation,

By

B/B.

13965

PERMIT NO. 13965

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

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

Ans. Henrietta Rubelt, age 51 years, Housewife, P.O. Riddle, Ida.

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

Ans. XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

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

Ans. No. 13965, Apr. 15, 1919. Priority Apr. 15, 1919.

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

Ans. Shoe Fly Creek, NE 1/4 Sec. 1, T. 14 S. R. 1 E. B. M.

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. The ditch is dug deep enough to take the water from the

bottom of the creek, and could carry three sec. ft. of water.

The Rubelt Ditch.

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 cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. For irrigation and domestic use I have irrigated in the

NE 1/4 Sec. 1 40 acres, SE 1/4 Sec. 1 40 acres, NE 1/4 Sec. 12 30 acres,

SE 1/4 NE 1/4 20 acres, all of the irrigated land has been cultivated

and is now in meadow and fenced.

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

Ans. For house use and for stock.

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

Ans. Five miners inches.

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. XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

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

Ans. For the last six years, through the ditch before mentioned and the three second feet to the land described.

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 rights claimed thereunder.

Ans. ~~For the full amount for the entire irrigation season~~

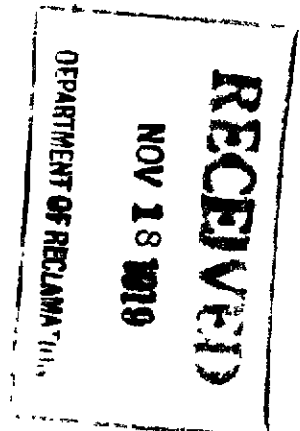
None

(Sign) Henrietta Rubelt

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 Mountain Home, Elmore, County of Elmore State of Idaho, on this 15th day of Nov. A. D. 1919

Notary Public residing at Mountain Home
Idaho.

13965



Permit No. 13965

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. Henry E. Rubelt, age 49 years, Farmer, P.O. Riddle, Ida.

Ques. 2. Are you acquainted with Henrietta Rubelt, the holder of Permit No. 13965? How long have you known him and where does he reside?

Ans. For 30 years, she resides near Riddle, Idaho.

Ques. 3. Have you read or heard read said Permit No. 13965, and are you familiar with its provisions and conditions?

Ans. (a) Yes, (b) I am.

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. Shoo Fly Creek, NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 1, T. 14 S. R. 1 E. B. M.

the works is a ditch about 4 foot bottom and 18 inches deep.

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. Three second feet and I have seen that amount in it.

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. For irrigation and domestic use, water has been used on the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 1 for 40 acres, on SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres, on NE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 12 30 acres and on SE $\frac{1}{4}$ NE $\frac{1}{4}$ 20 acres, none of it is natural meadow and all has been cultivated and is in to timothy, and fenced.

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

Ans. For domestic use about five miners inches

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. The land was originally desert and will take 1 miners inch to the acre to reclaim it.

13965

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

Ans. None more than a husband.

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. For six years last past, for irrigation and domestic use
through the ditches built, the three second feet.

(Sign)

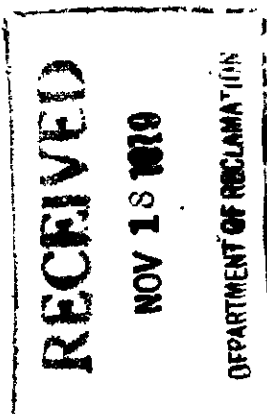
Henry E. Rubel

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 Mountain Home, County of Elmore, State of Idaho, on this 15th day of November A. D. 1919

D. P. Utter

Notary Public.

My commission expires July, 1922.



13965

Permit No. 13965

Proof of Application of Water to Beneficial Use

DEPOSITION OF WITNESS

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

Ans. John Lascague, age 41 years, stock man, P.O. Bruneau, Idaho

Ques. 2 Are you acquainted with Henrietta Rubelt, the holder of Permit No. 13965? How long have you known him and where does he reside?

Ans. I am, she resides near Riddle, Idaho

Ques. 3 Have you read or heard read said Permit No. 13965, and are you familiar with its provisions and conditions?

Ans. I have and I know its provisions.

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. Shoo Fly Creek, In the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 1, T.14 S.R.1 E.

B.M. She has a ditch four feet wide on the bottom, six feet on top and carries 1 $\frac{1}{2}$ feet of water.

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. It will safely carry three second feet of water and I have seen that amount in it.

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. For Irrigation and for domestic use, she has irrigated 40 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 1, 40 acres in SE $\frac{1}{4}$ SE $\frac{1}{4}$, and 20 acres in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 12, and 20 acres in the SE $\frac{1}{4}$ NE $\frac{1}{4}$. The land in all cultivated and into timothy and fenced, no natural meadow.

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

Ans. She uses about 8 or 10 Miners inches for stock and the house.

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. The land was originally desert and requires one miners inch to the acre for complete irrigation.

13965

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

Ans. I have none

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. I have seen the water on the land every year many times as I live near and sometimes help irrigate. I have seen the water on all of the reclaimed land and the full three second feet.

(Sign) John Lanague

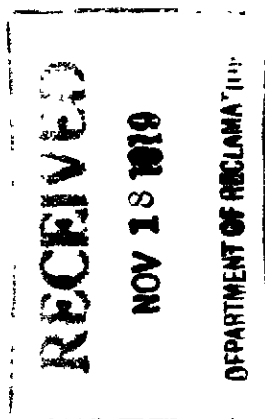
I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Mountain Home, County of Elmore, State of Idaho, on this 15th day of November A. D. 1919

J. P. Utter

Notary Public.

My commission expires In July 1922

13965



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

Notice is hereby given that at 10 a m. on the 15th day of November, 1919, at Mountainhome, County of Elmore, State of Idaho, before D. A. Utter, Notary Public, proof will be submitted of the application to beneficial use of three cubic feet per second of the waters of Shoofly Creek in accordance with the terms and conditions of Permit No. 13965 heretofore issued by the State Engineer of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit are Henrietta Rubelt, Riddle, Idaho.

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

3. The amount applied to beneficial use is three second feet.

4. The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) E $\frac{1}{2}$ -E $\frac{1}{4}$ Section 1, and E $\frac{1}{2}$ NE $\frac{1}{4}$, Section 12, Township 14 South, Range 1 East, B M, Idaho.

5. The date of the priority which said user is prepared to establish is April 7, 1919.

W. G. SWENDSEN,
 Commissioner of Reclamation.
 First publication October 9
 Last publication October 30

Affidavit of Publication

STATE OF IDAHO) ss.
 County of Owyhee)

Charles Pascoe
 being duly sworn, deposes and says that he is the
 —publisher— of The OWYHEE NUGGET,
 a weekly newspaper published at Bruneau, Idaho,
 that the said newspaper is in general circulation in
 Owyhee County that a copy of the above notice, as
 per copy attached, was published in the regular
 and entire issue of said newspaper for 4
 consecutive weeks, beginning with the issue of
 October 9 1919, and ending
 with the issue of October 30 1919

Charles Pascoe

Subscribed and sworn to before me this 14th
 day of November 1919

Notary Public

State of Idaho
ENGINEERING DEPARTMENT
BOISE

INSTRUCTIONS

PROOF OF BENEFICIAL USE

BOISE, IDAHO, **October 13, 1919.**

Henrietta Rubelt,
c/o D. A. Utter,
Mountainhome, Idaho.

DEAR ~~Madam:~~ **Madam:**

I enclose herewith the following forms to be used in connection with proof of application of water to beneficial use under Permit No. **13965**

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 15, 1919**, 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) should be filled out and sworn to at **office of D. A. Utter.**

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,

J. G. Swendsen,
Commissioner of Reclamation.
~~State Engineer~~

13965

October 7, 1919.

In re: Permit 13965.

Henrietta Rubelt,
Riddle, Idaho.

Madam:

Find enclosed, herewith, certificate of completion of works,
together with receipt covering fees submitted.

Yours very truly,

W. G. SWENDSEN,
Commissioner of Reclamation,

By

Chief Clerk.

L/B.
Enc.

13965

October 3, 1919.

In re: Permit 13965.

Henrietta Pubolt,

Middle, Idaho.

Sir:

This will advise you that your notice of proof of application of water to beneficial use, under the above numbered permit, will be published in the Owyhee Nugget as you request, setting the date of proof as of November 15. Blanks for use in taking this proof will be forwarded to Mr. Utter.

Certificates of completion of works should issue in due time.

Yours very truly,

W. C. SWANSON,
Commissioner of Reclamation.

By

Chief Clerk.

L/S.

13965

NOTICE FOR PUBLICATION

Notice of Proof of Application of Water to Beneficial Use

Notice is hereby given that at 10 a. m. on the 15 day of November, 1919,
 at Mountainhome, County of Elmore, State of Idaho,
 before D.A. Utter, Notary Public proof will be submitted
 of the application to beneficial use of three cubic feet per second of the
 waters of Shoe Fly Creek in accordance with the terms and conditions of
 Permit No. 13965 heretofore issued by the State Engineer of the State of Idaho.

1 The name and postoffice address of the person or corporation holding said permit are
Henrietta Rubelt, Riddle, Idaho

2 The use to which said water has been applied is
Irrigation and Domestic use

3 The amount applied to beneficial use is three second feet

4 The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated)
E 1/4 Sec. 1 and NE 1/4 Sec 12, T.14 S.R.1 E.B.M. Ida.

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

6 The right to take water from such works is based upon Permit No. 13965

7 The source of supply from which such water is diverted is
Shoe Fly Creek

8 The date of the priority which said user is prepared to establish is
April 7, 1919.

1-144-1-1/2/1919

55

13965 State Engineer.

Permit No 13965

OFFICE OF STATE ENGINEER

PROOF OF COMPLETION OF WORKS

AFFIDAVIT OF HOLDER

STATE OF IDAHO, }
 County of Blaine } ss

Henrietta 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. 13965, and that his postoffice address is Riddle, Idaho
 State of Idaho

Second That the name of the stream from which said water is to be diverted is
Shoo Fly Creek

Third: That the point of diversion of said water is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1 T. 14 S. R. 1 E. B. 1

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by April 15th, 1922

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 ~~xxxxxx~~ fully completed and consisted of the following:

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

II. Dimensions of work: Ditch

(a) Height of dam _____ feet, length of dam at top _____ feet, length of dam at bottom _____ feet. Material used in construction _____

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

(c) Size of headgate: Width 2 feet, height 3 feet.

(d) Conduit Ditch width at bottom 2 feet, width at water line 2 $\frac{1}{2}$ feet, depth of water 1 $\frac{1}{2}$ feet; diameter of pipe _____ inches; average grade per mile is 7 $\frac{1}{2}$ feet. Length of conduit is 1 $\frac{1}{4}$ miles.

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

Eighth. That water appropriated under said permit is available for 150 acres of land described as follows: In Sec. 1, T. 14 S. R. 1 E. NE $\frac{1}{4}$ SE $\frac{1}{4}$ 35 acres, SE $\frac{1}{4}$ SE $\frac{1}{4}$ 40 acres, In Sec. 12, NE $\frac{1}{4}$ NE $\frac{1}{4}$, 40 acres and SE $\frac{1}{4}$ NE $\frac{1}{4}$ 35 acres.

Ninth: Remarks: That _____

Henrietta Rubelt
(Sign here)

Subscribed and sworn to before me this 2nd day of October, 1919

My commission expires July, 1922 J. P. Utter Notary Public.

13965

State of Idaho
ENGINEERING DEPARTMENT
BOISE

Permit No. 13965
Henrietta Rubelt
Riddle, Idaho.

Boise, Idaho,
April 15, 1919.

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.

W. G. Swendsen. ~~XXXXX SMITH~~

~~State Engineer~~
Commissioner of Reclamation.

13965

Permit No. 15963

APR 15 1963

W. G. SWENDELL
Commissioner of Reclamation

Mountainhome, April 5, 1919.

State Engineer,

Boise, Idaho.

Sir:-

Find enclosed Application for Permit of Henrietta Rubelt of Riddle Idaho, also Cashiers check for \$3.20 fees to cover recording application and furnishing copy of same for filing on a Desert Claim and a certified copy of Certificate of Completion of Works of Permit No. 8571 issued Oct. 27, 1917.

*given to
Luis. B. B.
4-7-19*

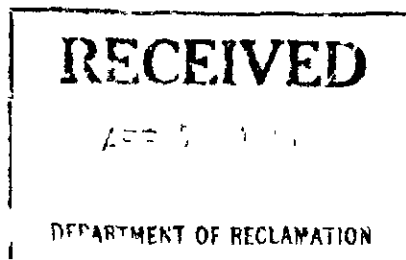
Please send both copies to me at Mountainhome at your earliest convenience as they are needed not later than the 20. of this month.

Sincerely yours.

D. P. Utter

Enc.---Application
Check
Maps

*120
C. J. (C. J. B. B.)*



APR - 1919

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