

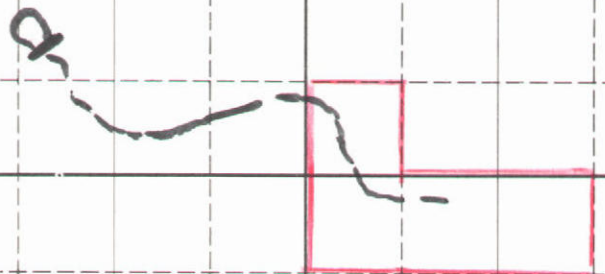
TOWNSHIP 13 SOUTH - RANGE 1 EAST, B.M.

Sec. 22

Sec. 26

Sec. 25

Sec. 36



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 May, 1969, and the last publication being on the 8 day of May, 1969;

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 May, 1969.

Leland S. Hawes  
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

RECEIVED  
1969  
Department of Reclamation

## NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Riddle Ranches, Inc. of Riddle, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and/or place of use of the waters of West Shoo Fly Creek as follows:

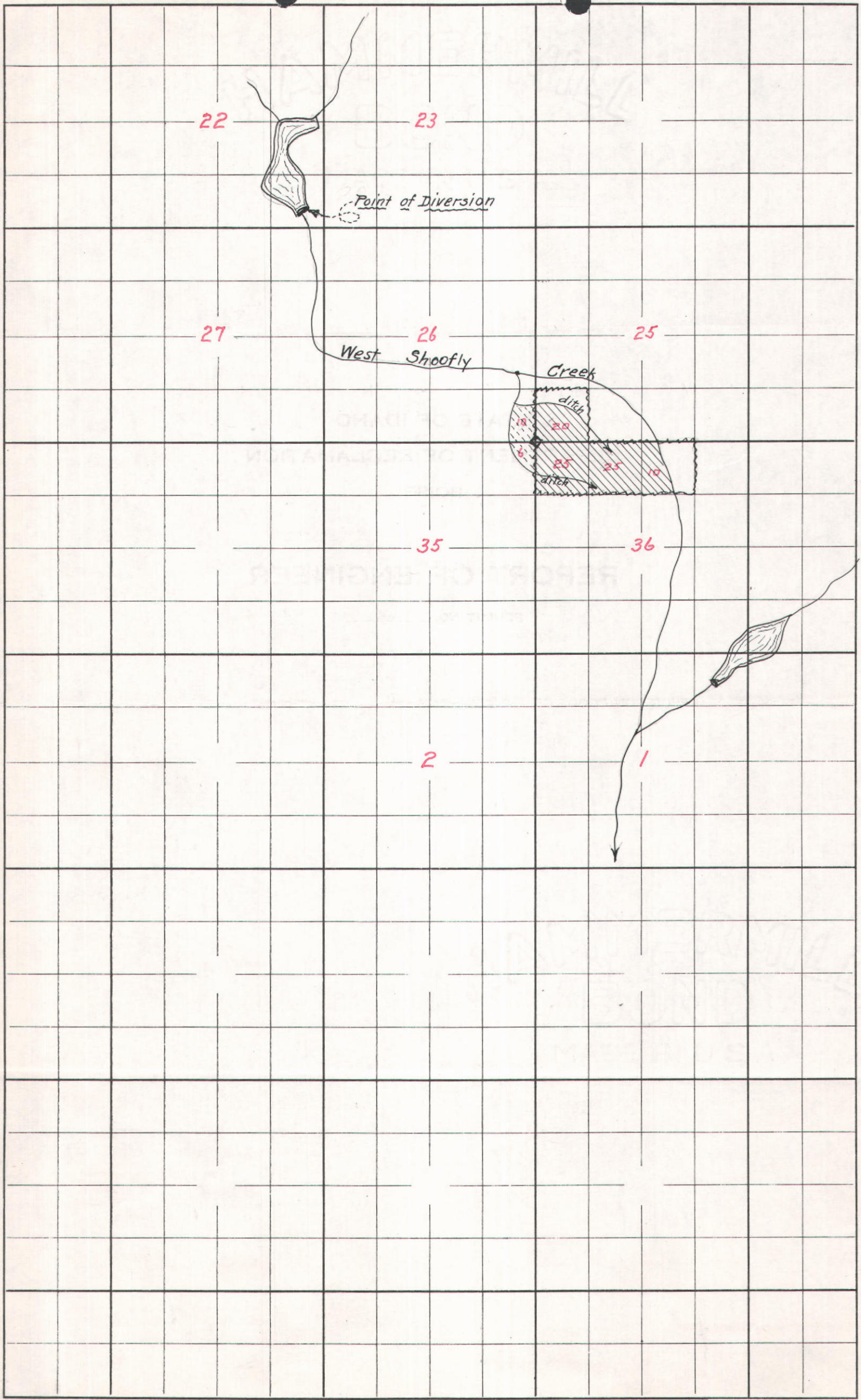
Amount: 280 Acre feet 1 annum. Priority: 5-25-1937. Point of Diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ . Section 22, Township 13 S., Range 1 E., B. M.

Place of Use: SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 25; NW $\frac{1}{4}$ NE $\frac{1}{4}$ . N $\frac{1}{2}$ NW $\frac{1}{4}$  Sec. 36; T. 13 S., R. 1 E., B. M.

To Be Transferred To  
Point of Diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 26, Township 13 S., Range 1 E., B. M.

Place of Use: No change.  
And that on or before the 19 day of May, 1969, any person may present, either in person or by letter to the State Department of Reclamation, for consideration, any reason or reasons why the application for transfer should not be approved.

R. KEITH HIGGINSON,  
State Reclamation Engineer  
Published May 1 and 8, 1969  
The Owyhee Nugget  
Marsing, Owyhee County, Idaho



# PROOF OF PUBLICATION

State of Idaho, }  
County of Owyhee, } ss.

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 and every week for 4 consecutive weeks, the first publication being on the 15 day of January, 1942, and the last publication being on the 5 day of February, 1942;

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.

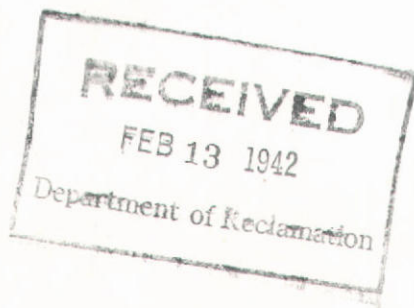
Rodney A. Hawes  
PUBLISHER.

Subscribed and sworn to before me this 12 day of February, 1942.

Leona S. Hawes  
Notary Public.

My commission expires 9-10-44

(SEAL)



## NOTICE FOR PUBLICATION

### NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2:00 P M on the 7th day of February, 1942 at Bruneau, County of Owyhee, State of Idaho, before H H Golden, Notary Public, proof will be submitted of the application to beneficial use of 280 acre feet of the waters of West Shoo Fly Creek in accordance with the terms and conditions of Permit No. R-629 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

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

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

The amount applied to beneficial use is 280 acre feet.

The place where said water is used is SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 25, and NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , N  $\frac{1}{2}$  NW  $\frac{1}{4}$ , Section 26 Township 13 South, Range 1 East B. M.

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

The right to take water from such works is based upon Permit No. R-629.

The source of supply from which such water is diverted is West Shoo Fly Creek.

The date of priority which said user is prepared to establish is May 25, 1937.

E. V. BERG,  
Commissioner of Reclamation  
(Jan. 15-Feb. 5)

R-629

**NOTICE FOR PUBLICATION  
NOTICE OF PROOF APPLICATION  
OF WATER TO BENEFICIAL USE.**

Notice is hereby given that at 10:00 A. M. on the 27th day of January, 1939, at Bruneau, County of Owyhee, State of Idaho, before H. H. Golden, Notary Public, proof will be submitted of the application to beneficial use of 280 acre feet per annum of the waters of West Shoo Fly Creek in accordance with the terms and conditions of Permit No. R-629 heretofore issued by the Commissioner of Reclamation 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 irrigation and domestic.

The amount applied to beneficial use is 280 acre feet per annum.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NW¼ NE¼ and N½ NW¼ of Section 25, 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 private ditch.

The right to take water from such works is based upon Permit No. R-629.

The source of supply from which such water is diverted is West Shoo Fly Creek.

The date of priority which said user is prepared to establish is May 25, 1937.

R. W. FARIS,

Commissioner of Reclamation.

(Jan. 5-26)

**AFFIDAVIT OF PUBLICATION**

STATE OF IDAHO }  
COUNTY OF OWYHEE } ss.

I, Rodney A. Hawes,

printer and publisher of THE OWYHEE NUGGET, published weekly at Bruneau, Owyhee County, Idaho, do solemnly swear that a copy of the notice as per clipping attached, was published weekly in the regular entire issue of said newspaper, and not in and supplement thereof, for four consecutive issues, commencing with the issue dated Jan. 5, 1939, and ending with the issue dated Jan. 26, 1939 that the said newspaper has been continuously published in said county during a period of 78 consecutive weeks prior to the first publication of this notice

Subscribed and sworn to before me this 27 day of January, 1939

Notary Public

R-629

For Department Use Only

Received by R.H. Date 4-17-69

Prelim. check by R.H. Date 4-17-69

Fee Received by R.H. Date 4-17-69 Fee \$ 20.00

Approved for publication by R.H.

Published in Our Yearly Report Dates May 1-8

Clearing held none

Protest filed by:

Date

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

55-2174

Identification No. 55-2174/R-629

Transfer No. 1600

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

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

APPROVED

1. Name of Right Holder Riddle Ranches, Inc.

Post office address Riddle, Idaho

2. Right obtained by:

a Decree to \_\_\_\_\_ in Case of \_\_\_\_\_  
(Name)

vs. \_\_\_\_\_, Dated \_\_\_\_\_ in \_\_\_\_\_  
(Name of Court)

Court County of \_\_\_\_\_

b. License No. 7165 issued by the State of Idaho, Department of Reclamation.

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

4. Date of Priority May 25, 1937

5. Amount of water a. \_\_\_\_\_ c.f.s. and/or

b. 280 acre feet/annum

6. Water is used for \_\_\_\_\_ from \_\_\_\_\_ to \_\_\_\_\_  
(Month, Day) (Month, Day)

7. Original location of point of diversion is SE  $\frac{1}{4}$  SE  $\frac{1}{4}$  of Section 22,

Township 13 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 $\frac{1}{4}$ |        |
| 13 S | 1 E   | 25   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 20               |                  |                  |                  |                  |                  | 20     |
|      |       | 36   |                  | 10               |                  |                  | 25               | 25               |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | .60    |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres presently irrigated 80

55 2174

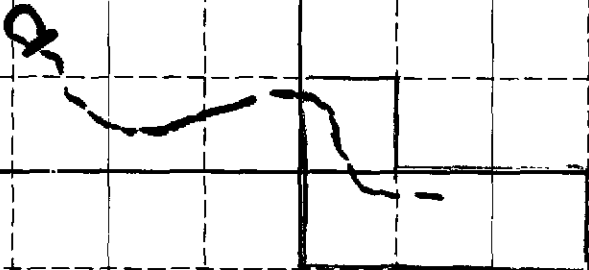
TOWNSHIP 13 SOUTH - RANGE 1 EAST, B.M.

Sec. 22

Sec. 26

Sec. 25

Sec. 36



9. If applicant was not the original holder of this right explain how it was acquired: by purchase of  
the property

10. CHANGE IN POINT OF DIVERSION

- a. Quantity to be diverted at new point: \_\_\_\_\_ c.f.s. and/or 280 acre feet
- b. New point of diversion: NE  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 26, Township 13 S  
\_\_\_\_\_, Range 1 E, B.M.
- c. Description of method of diversion and conveyance from new points of diversion: earthfill  
storage dam
- d. Is water to be conveyed to the lands previously irrigated? Yes X No \_\_\_\_\_  
If not, the place of use should be changed below
- e. Describe the reasons for applying for a change in the point of diversion:  
The dam at the original location washed out, the new location is much  
more feasible and advantageous to my operation.
- f. Do you intend to make the transfer permanent? yes
- g. 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 use your right.

*No change. Same as license R.H.*

| 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 $\frac{1}{4}$ |        |
| 13 S | 1 E   | 25   |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 20               |                  |                  |                  |                  |                  | 20     |
|      |       | 36   |                  | 10               |                  |                  | 25               | 25               |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 60     |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres to be irrigated. 80

- 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 Peter Jackson  
 (signature of applicant)

Subscribed and sworn to before me this 11th day of March, 19 69

Laura J. Henderson  
 (notary public)

My commission expires 8/12/70.

**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 1600,  
 and said application is hereby approved.

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

\_\_\_\_\_  
 \_\_\_\_\_

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

\_\_\_\_\_

Witness my hand this 28 day of October, 19 69.

E. Keith Higgs  
 State Reclamation Engineer

# PROOF OF PUBLICATION

STATE OF IDAHO }  
County of Owyhee } s.s.

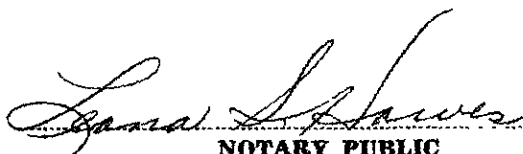
I, RODNEY A. HAWES, being first duly sworn, on oath says that he is the Publisher of the OWYHEE NUGGET, a newspaper of general circulation, published weekly by Rodney A. Hawes, publisher and printer thereof, at Marsing, County of Owyhee, State of Idaho;

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 May, 1969, and the last publication being on the 8 day of May, 1969;

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.

  
PUBLISHER

Subscribed and sworn to before me this 8 day of May, 1969.

  
NOTARY PUBLIC

My commission expires 9-10-72

(SEAL)

RECEIVED  
Department of Reclamation

**TRANSFER OF WATER RIGHT**  
Notice is hereby given that Riddle Ranches, Inc. of Riddle, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and/or place of use of the waters of West Shoshone Creek as follows:  
Amount: 280 Acre feet 1 annum. Priority: 5-25-1937. Point of Diversion: SE 1/4 Section 22, Township 13 S., Range 1 E., B. M.  
Place of Use: SW 1/4 Sec. 25, NW 1/4 NE 1/4, NW 1/4 Sec. 26, T. 13 S., R. 1 E., B. M.  
To Be Transferred To Point of Diversion: NE 1/4 SW 1/4 Section 24, Township 13 S., Range 1 E., B. M.  
Place of Use: No change.  
And that on or before the 19 day of May, 1969, any person may present, either in person or by letter to the State Department of Reclamation, for consideration, any reason or reasons why the application for transfer should not be approved.  
R. KEITH HIGGINSON,  
State Reclamation Engineer  
Published May 4 and 8, 1969  
The Owyhee Nugget  
Marsing, Owyhee County, Idaho

State of Idaho  
License and Certificate of Water Right

Water License No. R-629  
Water District No.

Amount 280 acre feet  
Priority May 25, 1937

THIS IS TO CERTIFY that HENRY RUBELT store and  
of Riddle, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated May 25, 1937; that Permit No. R-629  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
280 acre second feet, was issued thereunder on December 28, 1938, showing that said works  
were completed on the 28th day of November, 1938; and that on the 7th  
day of February, 1942,

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 Shoo Fly  
Creek, a tributary of Shoo Fly Creek, for the purpose of irrigation and  
domestic use, under Use Permit No. R-629 of the Commissioner of Reclamation  
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 Reclamation Engineer  
of Licenses, at page 4165, on the 30th day of March, 1943;

The right hereby confirmed dates from May 25, 1937;

Outlet  
The Point of Diversion is located N.54°03' West 318.4 ft. distant from SE corner Section 22  
in the SE 1/4 SE 1/4, Sec. 22, Tp. 13 S., R. 1 E., B. M. Owyhee County

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 280  
cubic feet per second. acre feet

Description and location of use:

| Twp.  | Range | Sec.     | Forty-acre Tract                  | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|-------|-------|----------|-----------------------------------|----------------------------------|---------------------------------|
| 13 S. | 1 E.  | 25<br>36 | SW $\frac{1}{4}$ SW $\frac{1}{4}$ | 40                               | 20                              |
|       |       |          | NW $\frac{1}{4}$ NE $\frac{1}{4}$ | 40                               | 10                              |
|       |       |          | NE $\frac{1}{4}$ NW $\frac{1}{4}$ | 40                               | 25                              |
|       |       |          | NW $\frac{1}{4}$ NW $\frac{1}{4}$ | 40                               | 25                              |
|       |       |          | Number of acres irrigated - - -   |                                  |                                 |

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 Reclamation Engineer  
Commissioner of Reclamation, affixed at Boise, Idaho,  
this 30th day of March, 1943

JAMES SPOFFORD

Commissioner of Reclamation  
State Reclamation Engineer

(SEAL)

State of Idaho  
License and Certificate of Water Right

Water License No. 19137  
Water District No.

Amount 0.06 second foot  
Priority July 8, 1941

THIS IS TO CERTIFY that MRS. ANETTA FRANCONI  
of Nampa, Idaho, made application for a permit to appropriate the  
public waters of the State of Idaho, dated May 6, 1941; that Permit No. 19137  
was issued under said application; that Certificate of Completion of works, with a carrying capacity of  
0.2 second feet, was issued thereunder on October 21, 1941, showing that said works  
were completed on the 6th day of October, 1941; and that on the 26th  
day of January, 1942,

MRS. ANETTA FRANCONI  
of Nampa, State of Idaho, made proof to the satisfaction of the  
Commissioner of Reclamation of Idaho, of the right to use the waters of an artesian well  
(subterranean) tributary of, for the purpose of irrigation and  
domestic use, under Use Permit No. 19137 of the Commissioner of Reclamation  
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 Reclamation Engineer  
Commissioner of Reclamation of Idaho and entered of record in Volume 7  
of Licenses, at page 4164, on the 25th day of March, 1943;

The right hereby confirmed dates from July 8, 1941;

The Point of Diversion is located  
in the NW 1/4 NW 1/4, Sec. 26, Tp. 3 N., R. 2 W., B. M. Canyon County

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 0.06  
cubic feet per second.

Description and location of use:

| Twp. | Range | Sec. | Forty-acre Tract | No. Acres<br>Described in Permit | No. Acres<br>Actually Irrigated |
|------|-------|------|------------------|----------------------------------|---------------------------------|
| 3 N. | 2 W.  | 26   | NW 1/4 NW 1/4    | 3                                | 3                               |

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 Reclamation Engineer  
Commissioner of Reclamation, affixed at Boise, Idaho,  
this 25th day of March, 1943

JAMES SPOFFORD

Commissioner of Reclamation  
State Reclamation Engineer

(SEAL)

# APPLICATION FOR PERMIT

55-2174

To Construct a Reservoir and Store and Appropriate  
The Public Waters of the State of Idaho

Application No. R 25752  
Permit No. R 629

1. Name of Applicant: **Henry E. 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 corporation are:

- (a) Cash on hand: \$ (b) Treasury Stock: \$  
(c) Bonds to be issued: \$ (d) Other resources:

2. Quantity of water to be stored: **280** acre feet per annum.

3. Source of water supply is **West Shoo Fly** (Creek) ~~(River)~~, a tributary of **Shoo Fly Creek** ~~(River)~~.

4. The outlet of the proposed reservoir is located **N. 54°03' / W. 318.4** feet, distant from the **S.E.** corner of Section **22**, Township **13 S.**, Range **1 E.**, B. M. and is in the **SE ¼ of SE ¼ of Section 22**, Township **13 S.**, Range **1 E.**, B. M. County of **Owyhee** (bearing)

5. Fill out either (a) or (b).

(a) The reservoir is located in the channel of **West Shoo Fly Creek** ~~(River)~~.

(b) The reservoir is to be filled through a feeder canal, the point of diversion for which is located (bearing) feet distant from

the corner of Section , Township , Range , B. M., and is in the ¼ of ¼ of

Section , Township , Range , B. M.; width at bottom feet, width at top

feet, depth of water feet; average grade per mile feet; Capacity cubic feet per second.

6. (a) The area of the high water line of the reservoir is **35.74** acres.

(b) The reservoir capacity is **280** acre feet.

7. Height of reservoir dam **25** feet, length at top **252** feet, length at bottom **75** feet, size of outlet feet

by feet. The dam is to be constructed of materials as follows: **earth and stone.**

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

8. (a) Will water stored in reservoir be diverted to canal or aqueduct, thence to land to be irrigated without commingling with natural flow of

(Creek) (River) ?

(b) Water stored in reservoir will be carried in the channel of (Creek,) (River,) a distance

of miles to point of diversion located (bearing) feet, distant from the corner of Section

Township , Range , B. M., and in the ¼ of ¼ of Section , Township , Range

B. M.

9. Amount of water claimed from (Creek) (River) (Spring) in addition to that

stored in reservoir cubic feet per second.

10. Water is to be used for **irrigation and domestic** purposes.

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

(a) Point of use of water (bearing) feet, distant from Corner of Section , Township , Range

B. M. and is in the ¼ of ¼ of Section , Township , Range , B. M.

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

(c) Water is to be returned to (Creek) (River) (Spring) at a point (bearing) feet

distant from the corner of Section , Township , Range , B. M., in

the ¼ of ¼ of Section , Township , Range B. M.

12. Water stored in accordance with this Permit will be carried to place of use through a canal heretofore constructed under the terms of Permit No.

, which is hereby referred to and made a part hereof.

13. Kind of diversion works: (Dam, canal, flume, pipe, etc.)

14. Height of diversion dam: feet, length at top feet, length at bottom feet. The dam is to be constructed of materials as follows:

(If height will exceed 10 feet, plans must be approved by Department of Reclamation, before beginning construction.)

15. Size of headgate: Width feet, Height feet.

16. Diversion Canal: Width at bottom feet, width at water line feet, depth of water feet, Dimensions of Flume

Diameter of Pipe inches; Length of Conduit miles. Average grade per mile feet.

17. Estimated cost of Works: Storage Works: \$ 6000.00 Diversion Works: \$

18. Time required for completion of work five years .

19. Time required for complete application of water to proposed beneficial use is no additional years.

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

(Give Irrigable acreage in each 40-acre subdivision.)

| Twp. | Range | Sec. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | Totals |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 13S  | 1E    | 25   | 40  |     |     |     | 40  | 40  |     |     |     |     |     |     |     |     |     |     | 120    |
| 13S  | 1E    | 25   |     |     |     |     |     |     | 40  |     |     |     |     |     |     |     |     |     | 40     |
|      |       | 36   |     | 40  |     |     | 40  | 40  |     |     |     |     |     |     |     |     |     |     | 120    |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 160    |

Total Number of Acres to be Irrigated

Remarks:

BE IT KNOWN That the undersigned hereby makes application for permit to construct a reservoir and store and appropriate the public waters of Idaho as herein set forth, and that the enclosed map is hereby made a part of this application.

HENRY E. RUBELT Applicant.

By Agent.

Date of first receipt at office of Commissioner of Reclamation 11:30 A. M., May 25, 1937

Returned to applicant for correction

Corrected application received

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is R 629

Recorded in book R 2 , page 629 Approved June 17, 1937

This is to certify that I have examined the within application for a permit to construct a reservoir and store and 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 August 16, 1937 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One fifth of the work above specified to be completed on or before December 17, 1939

The whole of said work to be completed on or before June 17, 1942

Beneficial use of water stored in accordance herewith, to be made on or before June 17, 1942

Witness my hand this 17th day of June

, 19 37 .  
R. W. FARIS  
Commissioner of Reclamation.

In testimony whereof, we, BARZILLA W. CLARK, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have hereunto caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed this 17th day of June, 1937.

STATE OF IDAHO

By BARZILLA W. CLARK  
Governor

Countersigned:

By IRA H. MASTERS  
Secretary of State

Permit No. R-629

CERTIFICATE OF COMPLETION OF RESERVOIR AND  
RIGHT TO STORE WATER

Amount: 280 Acre feet

Priority: 5-25-37

This is to certify that HENRY E. RUBELT, of Riddle, County of Owyhee, and State of Idaho, the holder of Permit No. R-629, issued upon Application No. R-25752, bearing date of priority of May 25, 1937, authorizing the construction of a reservoir and the right to store the waters of West Shoo Fly Creek, a tributary of Shoo 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 as set out and described in said Permit; that said works are adequate for the storage of 280 acre feet of water annually; that the location of the outlet of said reservoir is in the SE $\frac{1}{4}$  of SE $\frac{1}{4}$  of Section 22, Township 13 S., Range 1 E., Boise Meridian; that a right to store the said waters has been perfected in accordance with the laws of Idaho and is hereby confirmed by the Commissioner of Reclamation and entered of record in Volume R-2, of Permits, at page 629, records of the Department of Reclamation on the 28th day of Dec., 1938; that the right hereby confirmed dates from May 25, 1937; and that the amount of water to which said right is, by this certificate, entitled to store annually shall not exceed 280 acre feet.

Witness the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 28th day of December, A. D. 1938.

(SEAL)

R. W. FARIS  
Commissioner of Reclamation

Proof of completion of works made November 28, 1938  
Certificate issued December 28, 1938

APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS  
OF THE STATE OF IDAHO, NO. R-629.

Comes now Henry Rublet and represents to the Commissioner of Reclamation of the State of Idaho. That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. R-629, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows: SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 25; NW $\frac{1}{4}$ NE $\frac{1}{4}$ , NE $\frac{1}{4}$ NW $\frac{1}{4}$ , Sec. 36, Twp. 13 S., Rge. 1 E., B. M., making a total of 160 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, this 8th day of January, 1942.

Henry E. Rubelt /s/

Date of receipt at Office of Department of Reclamation, Jan. 8, 1942.

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, E. V. BERG, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. R-629. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

E. V. BERG /s/  
Commissioner of Reclamation.

Recorded this 12th day of January, 1942

NOT ISSUED FOR 280 ACRE FT.  
P. 4165

October 28, 1969

Re: Application for Transfer

Peter Jackson  
Riddle Ranches, Inc.  
Riddle, Idaho

Dear Mr. Jackson:

We are enclosing herewith another copy of your approved transfer of water right No. R-629, as the first copy we sent had not been signed.

Very truly yours,

Robert W. Hamilton, Supervisor  
of Water Distribution

RWH:mh

Enclosure

cc: Harvey McDowell  
Idaho Land and Appraisal  
Box 1603  
Boise, Idaho

55 2174

September 9, 1969

Peter Jackson  
Riddle Ranches, Inc.  
Riddle, Idaho

Dear Mr. Jackson:

We enclose a copy of your approved transfer of water right No. R-629, (in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer).

Also enclosed is Departmental Receipt No. 2926 for \$20.00 and Departmental Receipt No. 3142 for \$1.00, covering the fees.

Very truly yours,

ROBERT W. HAMILTON  
Supervisor of Water Distribution

RWH:mh

Enclosures: Copy of approved transfer  
Departmental Receipt Nos. 2926  
3142

cc: Harvey McDowell  
Idaho Land and Appraisal  
Box 1603  
Boise, Idaho

55 2171

July 1, 1969

Mr. Peter Jackson  
Riddle Ranches, Inc.  
Riddle, Idaho

Dear Mr. Jackson:

To date, we have not received an affidavit of publication in connection with your transfer of water right.

Upon receipt of the affidavit, we can complete this transfer.

Very truly yours,

ROBERT W. HAMILTON  
Supervisor of Water Distribution

RWH:mjl

**NOTICE OF PROPOSED  
TRANSFER OF WATER RIGHT**

Notice is hereby given that Riddle Ranches, Inc. of Riddle, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and/or place of use of the waters of West Shoo Fly Creek as follows:

Amount: 280 Acre feet 1 annum. Priority: 5-25-1937. Point of Diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 22, Township 13 S., Range 1 E., B. M.

Place of Use: SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 25; NW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 36; T. 13 S., R. 1 E., B. M.

To Be Transferred To

Point of Diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 26, Township 13 S., Range 1 E., B. M.

Place of Use: No change.

And that on or before the 19 day of May, 1969, any person may present, either in person or by letter to the State Department of Reclamation, for consideration, any reason or reasons why the application for transfer should not be approved.

R. KEITH HIGGINSON,  
State Reclamation Engineer  
Published May 1 and 8, 1969  
The Owyhee Nugget  
Marsing, Owyhee County, Idaho

**NOTICE OF PROPOSED  
TRANSFER OF WATER RIGHT**

Notice is hereby given that Riddle Ranches, Inc. of Riddle, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and/or place of use of the waters of West Shoo Fly Creek as follows:

Amount: 280 Acre feet 1 annum. Priority: 5-25-1937. Point of Diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ . Section 22, Township 13 S, Range 1 E, B. M.

Place of Use: SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec 25; NW $\frac{1}{4}$ NE $\frac{1}{4}$ . N $\frac{1}{2}$ NW $\frac{1}{4}$  Sec. 36; T 13 S, R 1 E, B. M.

To Be Transferred To

Point of Diversion. NE $\frac{1}{4}$ SW $\frac{1}{4}$ . Section 26. Township 13 S., Range 1 E, B. M.

Place of Use: No change.

And that on or before the 19 day of May, 1969, any person may present, either in person or by letter to the State Department of Reclamation, for consideration, any reason or reasons why the application for transfer should not be approved.

R. KEITH HIGGINSON,

State Reclamation Engineer  
Published May 1 and 8, 1969  
The Owyhee Nugget  
Marsing, Owyhee County, Idaho

**NOTICE OF PROPOSED  
TRANSFER OF WATER RIGHT**

Notice is hereby given that Riddle Ranches, Inc. of Riddle, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and/or place of use of the waters of West Shoo Fly Creek as follows:

Amount: 280 Acre feet 1 annum. Priority: 5-25-1937 Point of Diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ , Section 22, Township 13 S., Range 1 E., B. M.

Place of Use: SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 25; NW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec 36; T. 13 S., R 1 E., B. M.

To Be Transferred To

Point of Diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 26, Township 13 S., Range 1 E., B M

Place of Use: No change.

And that on or before the 19 day of May, 1969, any person may present, either in person or by letter to the State Department of Reclamation, for consideration, any reason or reasons why the application for transfer should not be approved.

R. KEITH HIGGINSON,  
State Reclamation Engineer  
Published May 1 and 8, 1969  
The Owyhee Nugget  
Marsing Owyhee County, Idaho

It is the purpose of the Board of Highway Directors to build the improvement in the shortest time consistent with good construction. Necessary equipment and an effective organization will be insisted upon.

Dated April 23, 1969.

E. L. MATHES, P. E.

State Highway Engineer

Published May 1 and 8, 1969

The Owyhee Nugget

Marsing, Owyhee County, Idaho

### NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Riddle Ranches, Inc. of Riddle, Idaho has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of diversion and/or place of use of the waters of West Shoo Fly Creek as follows:

Amount: 280 Acre feet 1 annum. Priority 5-25-1937. Point of Diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$ . Section 22, Township 13 S, Range 1 E., B. M.

Place of Use: SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 25; NW $\frac{1}{4}$ NE $\frac{1}{4}$  N $\frac{1}{2}$ NW $\frac{1}{4}$  Sec 36; T. 13 S., R. 1 E., B. M.

To Be Transferred To

Point of Diversion: NE $\frac{1}{4}$ SW $\frac{1}{4}$ , Section 26, Township 13 S., Range 1 E., B. M.

Place of Use. No change

And that on or before the 19 day of May, 1969, any person may present, either in person or by letter to the State Department of Reclamation, for consideration, any reason or reasons why the application for transfer should not be approved.

R. KEITH HIGGINSON,

State Reclamation Engineer

Published May 1 and 8, 1969

The Owyhee Nugget

Marsing, Owyhee County, Idaho

6212 55  
RECEIVED  
MAY 1 1969  
Department of Reclamation

May 21, 1969

Mr. Peter Jackson  
Riddle Ranches, Inc.  
Riddle, Idaho

Dear Mr. Jackson:

Before we can proceed any further with your application for transfer of water right, we will need a \$1.00 recording fee.

Upon receipt of this fee, the certificate of transfer will be issued.

Very truly yours,

ROBERT W. HAMILTON  
Supervisor of Water Distribution

RWH:mjl

55 2174

April 25, 1969

Mr. Peter Jackson  
Riddle Ranches, Inc.  
Riddle, Idaho

Dear Mr. Jackson:

We have mailed the notice of proposed transfer of water right to the Owyhee Nugget, Marsing, Idaho, to be published once a week for two consecutive weekly issues, May 1 and May 8, 1969.

Please furnish the Department of Reclamation within affidavit of publication on or prior to May 19, 1969.

Very truly yours,

ROBERT W. HAMILTON  
Supervisor of Water Distribution

RWH:mrw

55 2174

C  
O  
P  
Y

April 25, 1969

RE: Application for Transfer  
Riddle Ranches, Inc.

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 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.

The expense of the publication is to be paid by Peter Jackson for Riddle Ranches, Inc., Riddle, Idaho, to whom you should furnish an affidavit of publication on or prior to May 19, 1969.

Yours truly,

ROBERT W. HAMILTON  
Supervisor of Water Distribution

RWH:mrw.

Enc: Legal Notice

55 2174

NOTICE OF PROPOSED TRANSFER OF WATER RIGHT

Notice is hereby given that Riddle Ranches, Inc.  
of Riddle, Idaho has applied to the State  
Reclamation Engineer of the State of Idaho for a certificate  
authorizing them to change the point of diversion and/or  
place of use of the waters of West Shoo Fly Creek  
as follows:

Amount: 280 ~~acre feet~~ Acres feet 1 annum ~~second~~. Priority: 5-25-1937

Point of Diversion: SE 1/4 SE 1/4, Section 22, Township 13S,  
Range 1E, B.M.

Place of Use: S 1/2 Sec. 25; NW 1/4 Sec. 26; T. 13 S.

R. 1 E., 2 N.

To Be Transferred To

Point of Diversion: NE 1/4 NW 1/4, Section 26, Township 13 S.,  
Range 1 E., B.M.

Place of Use: No change.

And that on or before the 10 day of May,  
1969, any person may present, either in person or by letter  
to the State Department of Reclamation, for consideration, any  
reason or reasons why the application for transfer should not  
be approved.

R. KEITH HIGGINSON  
State Reclamation Engineer

April 26, 1960

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

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

Gentlemen:

Enclosed is departmental receipt No. 3003 in the  
amount of \$0.00 coverings fees for certified copies of the  
above numbered licenses.

Very truly yours,

GEO. W. CARTER  
State Reclamation Engineer

By:

(Mrs.) Edna P. Rula  
Chief Clerk

EPR:ew

Enc. receipt

*See letter in 13965*

R-629

April 13, 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 \$4.00 which should be mailed into this office.

Very truly yours,

W. W. GUNTER  
State Reclamation Engineer

By:

(Mrs.) Edna P. Hale  
Chief Clerk

EPR: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.

R-629

Middle, Idaho  
February 19, 1944

Re: Easement for Reservoir  
Blackfoot 043959 "F"

Mr. Frank L. DeKay, Register  
U. S. Land Office  
Blackfoot, Idaho

Dear Sir:

Reference is made to copy of "Decision" of the General  
Land Office regarding "Proof of construction required  
by March 31, 1944".

This states that proof of construction must be made  
following the forms provided in the regulations in  
Circular 1237b of May 31, 1943, as referred to in  
decision of Nov. 10, 1943.

I am anxious to do everything necessary to complete  
this matter- and shall greatly appreciate it if you  
will send me the forms that are necessary for me to  
fill out to comply with the above decision.

Thanking you for your assistance in the matter, I am

Very respectfully,

Henry Hubelt  
Middle, Idaho

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
GENERAL LAND OFFICE  
WASHINGTON 25, D. C.

DECISION

JAN 19 1944

Henry A. Hubelt

:

Easement for reservoir  
Blackfoot 043939 "F"Proof of construction required by March 31, 1944.

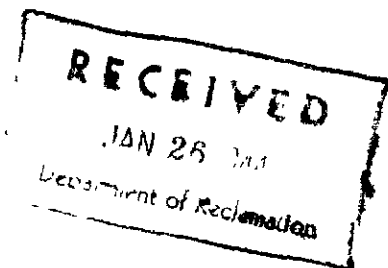
By our decision of November 10, 1943, Henry A. Hubelt was required to file proof of construction or relinquishment of the easement for the Hubelt reservoir in sec. 22, T. 13 N., R. 1 E., S. 4., Idaho, approved January 5, 1929 under the act of March 3, 1891 (26 Stat. 1095, 43 U.S.C. sec. 945-949), Blackfoot 043939.

In reply, the State Reclamation Engineer, James Spofford by letter dated December 6, 1943 states that the records of the State Department of Reclamation show the reservoir to have been constructed prior to March 30, 1943.

The letter evidences completion of the project. The owner, however, is required to add to this his proof of construction following the forms provided in the regulations in Circular 1237 of May 31, 1943 as set forth by our decision of November 10, 1943. Therefore, action is suspended herein until March 31, 1944, by which date the owner is to file his proof of construction of the reservoir without further notice. The Register will send notice of this action taken, by ordinary mail.

*Frederic W. Johnson*  
Commissioner.

attachment.  
cc: Reg. (2)  
1-17 gch



R. 1229

UNITED STATES  
DEPARTMENT OF THE INTERIOR

GENERAL LAND OFFICE  
District Land Office  
Blackfoot, Idaho  
December 8, 1943

RECEIVED

DEC 9 1943

Department of Reclamation

Henry E. Rubelt  
Riddle, Idaho

My dear Mr. Rubelt:

Referring to decision of the Commissioner of the General Land Office of November 10, this office is in receipt of statement of James Spofford, State Reclamation Engineer, regarding records in the State Department of Reclamation in connection with right of way for the Rubelt Reservoir, serial 043939, but it appears that in order to comply with the regulations it will be necessary for you to fill out and execute Form 4 shown on page 22, circular 1237b, and for the engineer who was employed to supervise the construction of the reservoir to fill out and execute Form 3.

Very respectfully,

FDB:ea  
Enclosure  
cc/James Spofford  
State Reclamation Engineer

Frank E. DeKay, Register

R-629

December 3, 1943

Re: Permit No. R-629

Mr. Frank A. DeKay,  
Register U. S. Land Office,  
Blackfoot, Idaho

Dear Sir:

Reference is made to your letter to Henry L. Hubelt, Riddle, Idaho, dated November 15, 1943, enclosing copy of letter from the General Land Office dated November 10, 1943, in regard to reservoir in the SE $\frac{1}{4}$  SW $\frac{1}{4}$  Section 22, Township 13 South, Range 1 East, Boise, Meridian.

The records in the State Department of Reclamation show that this reservoir was completed, and License issued to Mr. Hubelt, under date of March 30, 1943, for the storage and appropriation of 280 acre feet in this reservoir, the outlet being located in the SE $\frac{1}{4}$  SE $\frac{1}{4}$  Section 22, Township 13 South, Range 1 East, B.M., with date of priority of May 25, 1937, for the irrigation of 80 acres of land in the SW $\frac{1}{4}$  SE $\frac{1}{4}$  Section 25, and the NW $\frac{1}{4}$  NE $\frac{1}{4}$  and N $\frac{1}{2}$  NW $\frac{1}{4}$  Section 35, Township 13 South, Range 1 East, B.M.

If a certified copy of this permit, or license is required by the General Land Office, please notify us, and we shall be glad to furnish same.

Very truly yours,

JAMES SPOFFORD  
State Reclamation Engineer

A  
CC to Henry Hubelt

March 30, 1943

Re: Permit No. R-629

Mr. Henry Rubelt  
Middle, Idaho

Dear Mr. Rubelt:

We are enclosing License and Certificate of water right issued under the above numbered Permit, confirming your right to store 280 acre feet of the waters of West Shoo Fly Creek, a tributary of Shoo Fly Creek, with a date of priority of May 25, 1937, for irrigation and domestic use on the SW $\frac{1}{4}$  SW $\frac{1}{4}$  Section 25, and the NW $\frac{1}{4}$  NE $\frac{1}{4}$  and N $\frac{1}{2}$  NW $\frac{1}{4}$  Section 36, Township 13 South, Range 1 East, E. M.

The Department's Receipt No. 19054 for the \$8.00 fee paid in connection with beneficial use proof is also enclosed.

Very truly yours,

J. M. C. POFFORD

State Reclamation Engineer

By

Chief Clerk

A  
Encls.

7 6294

XXXXXXXXXXXXXXXXXXXX

C. A. Bottolfsen  
XXXXXXXXXXXXXXXXXXXX

XXXXXXXXXXXXXXXXXXXX  
James Spofford, State Reclamation Engineer

March 13, 1943

Re: Permit No. R-629

Mr. Henry Hubelt  
Riddle, Idaho

Dear Mr. Hubelt:

We have received the report of our Field Engineer  
on examination for beneficial use under the above  
numbered Permit.

Our engineer found that the works would be capable  
of storing 280 acre feet of water for the irrigation  
of 80 acres of land in four 40-acre legal subdivisions.

Therefore, upon receipt of the statutory fee of \$8.00,  
a License will be issued.

Very truly yours,

JAMES SPOFFORD  
State Reclamation Engineer  
By

A

C.ief Clerk

R-629

February 14, 1942

Re: R-629

Mr. Henry E. Rubelt  
Riddle, Idaho

Dear Mr. Rubelt:

We are in receipt of your affidavit of publication which arrived this morning. Sometime in the future when Mr. Tolman files a report on your works, you will be notified of the fee due for beneficial use proof and upon receipt of your remittance a license will then be issued.

Very truly yours,  
E. V. BERG.  
Commissioner of Reclamation

BY: Chief Clerk.

ml.

R-629

NOTICE FOR PUBLICATION  
**NOTICE OF PROOF APPLICATION OF WATER**  
**TO BENEFICIAL USE**

Notice is hereby given that at **2:00 P #** M. on the **7th** day of **Febr.**, 19**42**,  
 at **Bruneau** County of **Owyhee** State of Idaho, before  
**H. H. Golden, Notary Public**, proof will be submitted of the  
 application to beneficial use of **280 acre-----** cubic feet per second of the waters of **West Shoo**  
**Fly Creek** in accordance with the terms and conditions of Permit No. **R-629**  
 heretofore issued by the **Commissioner of Reclamation** of the State of Idaho.

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

The use to which said water has been applied is **irrigation**

The amount applied to beneficial use is **280 acre feet**

The place where said water is used (for irrigation, give full and accurate description of the  
 lands irrigated) **SW 1/4, Sec. 25, and NW 1/4, Sec. 36, Twp. 13 S., Range 1 E., BLM.**

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

The right to take water from such works is based upon Permit No. **R-629**

The source of supply from which such water is diverted as **West Shoo Fly Creek**

The date of priority which said user is prepared to establish is **May 25, 1937.**

**E. V. BERG.**

Commissioner of Reclamation.

R-629

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) \_\_\_\_\_

(P. O.) \_\_\_\_\_

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Boise Evening Times of Boise, Idaho, published in  
the county in which the works are situated.

Henry E. Lusk

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water  
per second, the following certificate must be signed by a well-known and competent engineer)

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

\_\_\_\_\_  
Engineer.

January 3, 1940

Re: Permit No. R-629

Mr. Henry Rubelt,  
Richie, Idaho.

Dear Sir:-

We have received the report of our Field Engineer on examination for beneficial use under the above numbered permit.

This report shows that the dam had failed prior to the examination and for that reason no license can be issued.

Very truly yours,

J. M. SPOTFORD  
Commissioner of Reclamation

A

By

Deputy Commissioner

h' 627

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

## REPORT OF ENGINEER

Permit No. R-629 ..

This proof is for Beneficial Use ..... In Water District No. ....

1. Name of applicant. Henry E. Rubelt, Riddle, Idaho .....
2. Source of water supply: West Shoo Fly Creek, a tributary of Shoo Fly Creek .....
3. Location of point of diversion: Is in the ..... SE $\frac{1}{4}$ SE $\frac{1}{4}$  ..... of Section ...22 .....  
T. 13 S ..... R. 1 E ..... County of Owyhee .....
4. Describe works as they exist, giving dimensions and capacities of same: An Earth Filled Dam ...  
16Ft. top width; 380Ft. long; 33Ft. high; slopes 2/1; Outlet of 18" ...  
corrugated pipe; with concrete collars spaced 20Ft. C-C; Control gate  
stem on upper slope; Spillway at right end of dam has a 6Ft. freeboard  
wall at end of earth section. ....
5. Water is used for: irrigation and domestic .....
6. State whether or not water has been turned into works of diversion: Yes .....
7. List legal subdivisions 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 irriga-  
tion): ..  
SW $\frac{1}{4}$ SW $\frac{1}{4}$ , Sec. 25; NW $\frac{1}{4}$ NE $\frac{1}{4}$ , N $\frac{1}{2}$ NW $\frac{1}{4}$ , Sec. 36, Twp. 13 S., Rge. 1 E., B. M., ~~Section 36~~ .....

(Submit map on attached plat, showing location and details of above description.

8. What large stream would the water here appropriated finally reach? Owyhee River .....
- Remarks An earlier examination of this filing, (made on June 7th, 1939) ...  
having disclosed that the dam had failed, and that land described for  
the beneficial application of water was in error, final examination was  
deferred until the date recorded below. ....

This examination was made on the 3rd day of October, 1941.

(Signed) Fred J. Delman

Examiner.

R-629

Henry E. Rubelt  
Riddle, Idaho.

28

Permit No. R-629 . . .

Examination for .. Beneficial Use .....

County .....

---

### INSTRUCTIONS TO EXAMINERS

---

1. Always carefully note the location of the point of diversion and accurately plat same.
  2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same
  3. 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.
  4. If any unusual conditions are discovered, make a plain statement of them under remarks.
  5. 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.
-

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE

REPORT OF ENGINEER

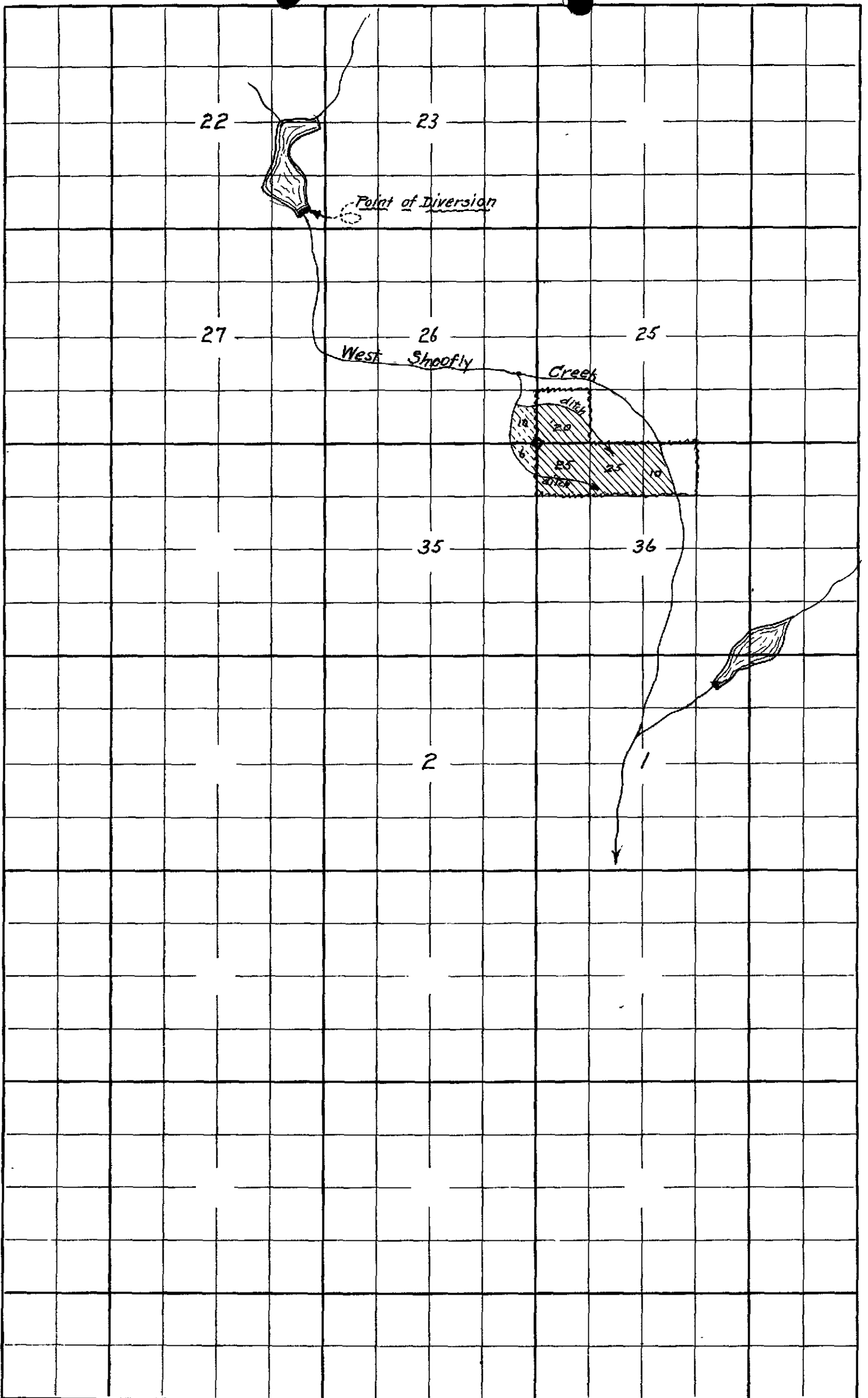
PERMIT NO. R-629

REPORT ON PROOF OF Beneficial Use

80 acres in 4-40's  
in Secs. 25 & 36  
Fee \$8<sup>00</sup>

Plat. 280 sec. 25  
J.H.B.

R-629



# PROOF OF PUBLICATION

State of Idaho, }  
County of Owyhee, }

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 and every week for 4 consecutive weeks, the first publication being on the 15 day of January, 1942, and the last publication being on the 5 day of February, 1942;

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 12 day of February, 1942.

Leona S. Hawes  
Notary Public.

My commission expires 9-10-44

(SEAL)

## NOTICE FOR PUBLICATION

### NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE.

Notice is hereby given that at 2:00 P. M. on the 7th day of February, 1942 at Braneau, County of Owyhee, State of Idaho, before H. H. Golden, Notary Public, proof will be submitted of the application to beneficial use of 280 acre feet of the waters of West Shoo Fly Creek in accordance with the terms and conditions of Permit No. R-629 heretofore issued by the Commissioner of Reclamation 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 irrigation.

The amount applied to beneficial use is 280 acre feet.

The place where said water is used is SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 25, and NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , N  $\frac{1}{2}$  NW  $\frac{1}{4}$ , Section 36 Township 13 South, Range 1 East B. M.

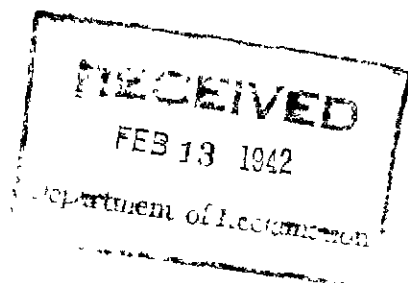
The name of the canal or ditch or other works by which said water is conducted to such place of use is Private ditch.

The right to take water from such works is based upon Permit No. R-629.

The source of supply from which such water is diverted is West Shoo Fly Creek.

The date of priority which said user is prepared to establish is May 25, 1937.

E. V. BERG,  
Commissioner of Reclamation  
(Jan. 15-Feb. 5)



R-629

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

Permit No. ....

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Henry E. Rubelt, Riddle, Idaho, Stockraising and farming.

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. no corporation

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

Ans. R-629, date of priority is May 25, 1937,

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

Ans. Source of supply from which water is diverted is West Shoofly Creek, SW $\frac{1}{4}$  SW $\frac{1}{4}$  Sec 25, NW $\frac{1}{4}$  NE $\frac{1}{4}$ , N $\frac{1}{2}$  NW $\frac{1}{4}$  Section 25, Township 13 South of Range 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. Water is stored in resevoir and diverted from there to private ditch, which carries water to land irrigated.

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. Used for irrigation on cultivated land, which at this time consists of about 60 acres, crops raised so far is grain..

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

Ans.

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

Ans. 80 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. Owner.

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

Ans. Water has been used each year for irrigation of land for crops so planted.

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. none.

(Sign) *Henry E. Kibler*

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 Bruneau, County of Owyhee, State of Idaho, on this 7th day of February, A. D. 1942.

*H. E. Kibler*

Notary Public for Idaho.  
Residence: Bruneau, Idaho.

My commission expires March 3, 1942.

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT NO. \_\_\_\_\_

## Proof of Application of Water to Beneficial Use

### Deposition of Witness

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

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

Ans. Raymond Ashby, Age 18, Residence, BrunEAU, Idaho, Student,

Ques. 2. Are you acquainted with Henry E. Rubelt, the holder of Permit No. R-629? How long have you known him and where does he reside?

Ans. yes, have known him 18 years, Riddle, BrunEAU, Idaho

Ques. 3. Have you read or heard read said Permit No. R-629, 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. Sourse of supply is from resevoir situate on west fork of Shoofly Creek, Place of diversion is at resevoir. Water is conveyed by ditch built for that purpose. Ditch is four feet wide, two feet deep and one mile long,

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. Am not familiar enough with water to state how much it would carry

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. For irrigation, cultivated land, irrigates 60 acres. SW $\frac{1}{4}$  SW $\frac{1}{4}$  and Sec 25  
XXXXXX in NW $\frac{1}{4}$  NE $\frac{1}{4}$ , N $\frac{1}{2}$  of NW $\frac{1}{4}$  Section 36, Township 13 S, Rge 1 E, B. M.  
Raise grain on land so far.

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

Ans. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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. Sagebrush land and would require about 100 inches of water.

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. Have irrigated the land each year since placed under cultivation.

(Signed)

Raymond Aubrey

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 day of 7th of February, A. D. 19 42

L. H. Pedersen

Notary Public.

My commission expires March 3, 1942

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT NO. \_\_\_\_\_

## Proof of Application of Water to Beneficial Use

### Deposition of Witness

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

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

Ans. Leo E. Tate, Age 53, Residence Bruneau, Idaho, laborer.

Ques. 2. Are you acquainted with Henry E. Rubelt, the holder of Permit No. R-629? How long have you known him and where does he reside?

Ans. yes, Have known him 30 years, he resides at his ranch at Riddle, Idaho

Ques. 3. Have you read or heard read said Permit No. R-629, 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. Source of supply is from resevoir situate on west fork of Shoofly Creek, Place of diversion is at resevoir, Water is conveyed by ditch built for that purpose, Ditch is four feet wide, two feet deep and one mile long

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. Am not familiar enough with water to state how much it will carry.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Sec 25,

Ans. Used for irrigation, land cultivated, irrigates 60 acres, SW $\frac{1}{4}$  SW $\frac{1}{4}$  NW $\frac{1}{4}$  NE $\frac{1}{4}$ , ~~NE~~ N $\frac{1}{2}$  of NW $\frac{1}{4}$  Section 36, Township 13 South of Range 1 E. B. M.

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

Ans. \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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. Land was sagebrush and will require about 100 inches of water to properly irrigate.

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. Have seen water placed on land each season since place was placed under cultivation.

(Signed)

Leo E Tate

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 day of ~~Idaho~~ February 7th, A. D. 1942.

H. J. Golden

Notary Public.

My commission expires March 3, 1942.

## NOTICE FOR PUBLICATION

### NOTICE OF PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2 00 P M on the 7th day of February, 1942 at Bruneau. County of Owyhee, State of Idaho. before H H Golden, Notary Public, proof will be submitted of the application to beneficial use of 280 acre feet of the waters of West Shoo Fly Creek in accordance with the terms and conditions of Permit No. R-629 heretofore issued by the Commissioner of Reclamation 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 irrigation.

The amount applied to beneficial use is 280 acre feet

The place where said water is used is SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 25, and NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , N  $\frac{1}{2}$  NW  $\frac{1}{4}$ , Section 26 Township 13 South, Range 1 East B. M.

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

The right to take water from such works is based upon Permit No. R-629.

The source of supply from which such water is diverted is West Shoo Fly Creek.

The date of priority which said user is prepared to establish is May 25, 1937.

E. V. BERG, <sup>R-629</sup>

Commissioner of Reclamation  
(Jan 15—Feb. 5)

# State of Idaho

## DEPARTMENT OF RECLAMATION

BOISE

### INSTRUCTIONS

#### PROOF OF BENEFICIAL USE OF WATER

January 27, 1942

BOISE, IDAHO,

Re: R-629

Mr. H. H. Golden  
Bruneau, Idaho

DEAR SIR:

Henry E. Rubelt

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. R-629

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 rights:

1. On 7th of February, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Bruneau, Idaho before H. H. Golden, Notary Public

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 the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

E. V. BERG.

Commissioner of Reclamation.

R-629

January 20, 1942

Owyhee Nugget  
Parsip, Idaho

Dear Mr. Hawes:

We are in receipt of your notice of first publication for Permit No. R-629 for which we thank you.

George Tucker of Pocatello, Grazing Service of the Dept. of Interior, is to pay you for the publication of the five notices. The government and George Tucker are slow in making remittances. Write Mr. Tucker to mail you a governmental voucher to sign which in turn must be covered by a warrant.

Very truly yours,  
L. V. BLING.  
Commissioner of Reclamation

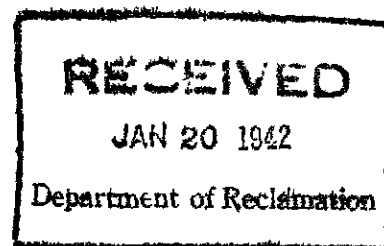
Y: Chief Clerk.

ml.

6529

# The Owyhee Nugget

ESTABLISHED 1880  
RODNEY A. HAWES, EDITOR & OWNER  
Marsing, Idaho



January 16, 1942

Department of Reclamation  
State House, Boise, Idaho

Gentlemen:

Enclosed please find first publication of Notice of Proof application of water for Henry E. Rubelt, Riddle, Idaho.

A weeks ago we published five such notices for the Department of Grazing. We sent affidavits of Publication and bill to George Tucker at Pocatello.

A while after this you requested affidavits. We sent them.

Not having received payment for same we were wondering if we billed the wrong Department.

Thanking you for your past patronage, we remain,

Very truly yours,

A handwritten signature in cursive script, appearing to read "Rodney A. Hawes".

Rodney A. Hawes.

Form No. 11-A

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

BOISE

Re: ~~#4429~~  
R-629

Owyhee Nuggett  
Marshing, Idaho

DATE Jan. 8, 1942

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **Febr. 7, 1942**, the date set for proof, the expense of the publication to be paid by the applicant, **Henry E. Rubelt, Riddle, Idaho**

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy of the first publication.

Very truly yours,

**E. V. BERG.**  
Commissioner of Reclamation.

R-629

**Application for Amendment**  
**To Permit to appropriate the Public Waters**  
**of the State of Idaho, No. R-629**

Comes now Henry Rubelt, and represents to the Commissioner of Reclamation of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. R-629, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, Sec. 25; NW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub>, Sec. 36, Twp. 13 S., Rge. 1 E. B. M.

making a total of 160 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, this 8th day of January, 19 42.

*Henry E. Rubelt*

Date of receipt at Office of Department of Reclamation Jan. 8, 1942:

APPROVAL OF COMMISSIONER OF RECLAMATION.

I, E. V. BERG, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. R-629. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

*E. V. Berg*  
 Commissioner of Reclamation.

(Over)

R-629

Effective April 10, 1911

**Department of Reclamation**

REGULATIONS AS TO AMENDED APPLICATION AND PERMIT.

Section 3255 of the Revised Codes, provides for the amendment of a permit as to lands upon which the water is to be used. The permit holder, to avail himself of the provisions of this section, should fill out and file with the Commissioner of Reclamation the application blank found upon the reverse side of the sheet. If there is not sufficient room in such blank for the legal description of the amended list of lands, this may be submitted as an exhibit, proper reference thereto being made in the application.

Before amended permit will be granted applicant must file with the application two maps, showing the following details:

- (a) Name of applicant.
- (b) Section, town and range numbers, where public survey has been made.
- (c) Source or sources of supply.
- (d) Point or points of diversion.
- (e) Route of ditch or ditches, including laterals delivering water within one mile of each 160 acre tract at the lands to be irrigated.
- (f) Lands to be irrigated to be shown by cross-hatching, outlining, or coloring.

If original permit called for more than 25 cubic feet per second, the maps must be prepared from actual survey and must be certified to by engineer in charge of survey, in the following form:

I hereby certify that this map was prepared from an actual survey made by me .....  
19..... and correctly shows position of points indicated thereon.

Engineer.

P. O. ....

Date. ....19.....

**Application for Amendment**  
**To Permit to appropriate the Public Waters**  
**of the State of Idaho, No. R-629**

Comes now Henry Rubalt, and represents to the Commissioner of Reclamation of the State of Idaho.

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. R-629, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

SW<sub>2</sub>SW<sub>4</sub>, Sec. 25; NW<sub>4</sub>NE<sub>4</sub>, N<sub>2</sub>NE<sub>4</sub>, Sec. 36, Twp. 13 S., Rge. 1 E. B. M.

making a total of 160 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, this 8th day of January, 19 42

*Henry E. Rubalt*

Date of receipt at Office of Department of Reclamation Jan. 8, 1942:

**APPROVAL OF COMMISSIONER OF RECLAMATION.**

I, E. V. BERG, Commissioner of Reclamation of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. R-629. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

*E. V. Berg*  
 Commissioner of Reclamation.

(Over)

R-629

Effective April 10, 1911

## Department of Reclamation

### REGULATIONS AS TO AMENDED APPLICATION AND PERMIT.

Section 3255 of the Revised Codes, provides for the amendment of a permit as to lands upon which the water is to be used. The permit holder, to avail himself of the provisions of this section, should fill out and file with the Commissioner of Reclamation the application blank found upon the reverse side of the sheet. If there is not sufficient room in such blank for the legal description of the amended list of lands, this may be submitted as an exhibit, proper reference thereto being made in the application.

Before amended permit will be granted applicant must file with the application two maps, showing the following details:

- (a) Name of applicant.
- (b) Section, town and range numbers, where public survey has been made.
- (c) Source or sources of supply.
- (d) Point or points of diversion.
- (e) Route of ditch or ditches, including laterals delivering water within one mile of each 160 acre tract of the lands to be irrigated.
- (f) Lands to be irrigated to be shown by cross-hatching, outlining, or coloring.

If original permit called for more than 25 cubic feet per second, the maps must be prepared from actual survey and must be certified to by engineer in charge of survey, in the following form:

I hereby certify that this map was prepared from an actual survey made by me.....  
19..... and correctly shows position of points indicated thereon.

Engineer.

P. O.....

Date.....

19.....

January 12, 1942

Re: R-629

Mr. Henry Rubelt  
Riddle, Idaho

Dear Mr. Rubelt:

We are enclosing an amendment to change the place of use of irrigation waters under permit #R-629 to the SW<sup>1</sup>/<sub>4</sub>SW<sup>1</sup>/<sub>4</sub>, Sec. 25; NW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>NW<sup>1</sup>/<sub>4</sub>, Sec 36, Twp. 13 S., Rge. 1 E. B. M., which has been signed by the Commissioner of Reclamation.

This amendment has been recorded on our permit record as of today.

Very truly yours,  
E. V. BERG.  
Commissioner of Reclamation.

BY: Chief Clerk.

ml.  
encl.

R-629

November 8, 1941

Mr. Henry Rubelt  
Riddle, Idaho

Dear Mr. Rubelt:

Since my visit to your ranch at which time we made examination of your water filing (R-6) on the reservoir located in Section 22, Township 13 South, Range 1 East, I have looked up your lands in that locality as shown on the Assessor's plats at Murphy and am sending herewith a plat showing the general layout.

You will recall that I mentioned that the description of lands to be irrigated did not correspond with the land you were actually irrigating.

Your filing papers described the land to be irrigated as follows: NW<sup>1</sup>/<sub>4</sub>NE<sup>1</sup>/<sub>4</sub>, N<sup>1</sup>/<sub>2</sub>NE<sup>1</sup>/<sub>4</sub>, Section 25, Township 13 South, Range 1 East, B. M., while the actual use of the water was located in the four sections cornering upon the iron pin which we visited in the plowed land, viz. Sections 25, 26, 35 and 36. Therefore, you should amend your land description to fit the land you propose to irrigate as it may save future trouble if anyone should attempt to contest your right.

I am enclosing the necessary blank form for the purpose and if you will give the matter prompt attention, I will hold my report up for a time so that it will coincide with the facts as we found them at the time of my field examination.

Very truly yours,

E. V. BERG  
Commissioner of Reclamation

By: FRED A. TOLMAN  
Field Engineer

FAT:dbj  
Encl.

R-629

From -  
N 72° 21' E - 25 - 135.1 E  
N 1/2° 21' E

To -

N 71° 21' E - 25 -  
N 72° 21' E - } 36  
N 1/2° 21' E - }

(Same Time)

13 of 1 E. R-629

**NOTICE FOR PUBLICATION  
NOTICE OF PROOF APPLICATION  
OF WATER TO BENEFICIAL USE.**

Notice is hereby given that at 10:00 A. M. on the 27th day of January, 1939, at Bruneau, County of Owyhee, State of Idaho, before H. H. Golden, Notary Public, proof will be submitted of the application to beneficial use of 280 acre feet per annum of the waters of West Shoo Fly Creek in accordance with the terms and conditions of Permit No. R-629 heretofore issued by the Commissioner of Reclamation 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 irrigation and domestic.

The amount applied to beneficial use is 280 acre feet per annum.

The place where said water is used (if for irrigation, give full and accurate description of the lands irrigated) NW $\frac{1}{4}$  NE $\frac{1}{4}$  and N $\frac{1}{2}$  NW $\frac{1}{4}$  of Section 25, 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 private ditch.

The right to take water from such works is based upon Permit No. R-629.

The source of supply from which such water is diverted is West Shoo Fly Creek.

The date of priority which said user is prepared to establish is May 25, 1937.

R. W. FARIS,

Commissioner of Reclamation.

(Jan. 5-26)

**AFFIDAVIT OF PUBLICATION**

STATE OF IDAHO }  
COUNTY OF OWYHEE }

I, Rodney A. Hawes,  
printer and publisher of THE OWYHEE NUGGET, published weekly at Bruneau, Owyhee County, Idaho, do solemnly swear that a copy of the notice as per clipping attached, was published weekly in the regular entire issue of said newspaper, and not in and supplement thereof, for four consecutive issues, commencing with the issue dated Jan. 5, 1939, and ending with the issue dated Jan. 26, 1939 that the said newspaper has been continuously published in said county during a period of 78 consecutive weeks prior to the first publication of this notice

Rodney A. Hawes  
Subscribed and sworn to before me this 27 day of January, 1939

Notary Public

NOTICE FOR PUBLICATION  
**NOTICE OF PROOF APPLICATION OF WATER**  
**TO BENEFICIAL USE**

Notice is hereby given that at 10:00 A. M. on the 27th day of January, 1939,  
 at Bruneau, County of Owyhee, State of Idaho, before  
H. H. Golden, Notary Public, proof will be submitted of the  
 application to beneficial use of 230 acre ~~feet~~ <sup>annum</sup> feet per ~~second~~ of the waters of West Shoo  
Fly Creek in accordance with the terms and conditions of Permit No. R-629  
 heretofore issued by the Commissioner of Reclamation of the State of Idaho.

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

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

The amount applied to beneficial use is 230 acre feet per annum

The place where said water is used (if for irrigation, give full and accurate description of the  
 lands irrigated) NE 1/4, NW 1/4 and N 1/2 NW 1/4 of Section 25, 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 private ditch

The right to take water from such works is based upon Permit No. R-629

The source of supply from which such water is diverted is West Shoo Fly Creek

The date of priority which said user is prepared to establish is May 25, 1937

\_\_\_\_\_  
 Commissioner of Reclamation.

R-629

R-629

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

Date December 29, 1938

THE OXYGEN NUGGET  
Bruneseu, Idaho

DEAR SIR:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to January 27, 1939, the date set for proof, the expense of the publication to be paid by the applicant, Henry E. Rubelt, Riddle, Idaho

to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy of the first publication.

Very truly yours,

R. W. FARRIS

Commissioner of Reclamation

R-629

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) November 28th, 1938.

(P. O.) Riddle, Idaho.

TO THE COMMISSIONER OF RECLAMATION:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the  
Owyhee Nugget of Bruneau, Idaho, published in  
the county in which the works are situated.

*W. E. Smith*  
\_\_\_\_\_  
W. E. Smith

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well-known and competent engineer)

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

\_\_\_\_\_  
Engineer.

James Spofford, Commissioner

C. A. Bottolfsen, Governor

January 30, 1939

Re: Permit No. R-629  
Henry Rubelt.

Mr. H. H. Golden,  
C/o Bruneau State Bank,  
Bruneau, Idaho.

Dear Sir:-

This will acknowledge receipt of your letter of January 27th, enclosing deposition of the holder, depositions of two witnesses, and the affidavit of proof of publication from the newspaper, all in connection with beneficial use proof under the above numbered permit.

Before final action can be taken in this matter, the law requires that a field examination be made by an engineer from this department. We are unable to say just when this examination will be made, since the department has but one field engineer who makes examinations all over the state.

However, Mr. Tolman, Field Engineer for this department, will contact Mr. Rubelt at the time set for examination, so that he may show him over the grounds. After his report is on file in this office, either you or Mr. Rubelt will be further notified as to fees before the issuance of a license.

Very truly yours,

JAMES SPOFFORD  
Commissioner of Reclamation  
By

JLA

Chief Clerk.

R-629

**STATE OF IDAHO**  
**DEPARTMENT OF RECLAMATION**  
**BOISE, IDAHO**

**Permit No.** R-629

## Proof of Application of Water to Beneficial Use

### Deposition of Holder

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

✓ Ans. Henry Rubelt, Residence Riddle, Idaho, occupation  
farming and stockraising.

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. none

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

Ans. Permit No. R-629. Date May 25, 1937, Date of priority May 25, 1937.

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

Ans. Source of supply is run-off. Located SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 22,  
Township 13 S., Range 1 E., Boise Meridian, Idaho

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. Dam is 200 feet long, 25 feet high, 120 feet on bottom. Dam  
is capable of holding 280 acre feet, ditch will carry safely 80 inches  
of water. Private 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 principally, and domestic use, cultivated,  
sagebrush land cleared. 120 acres located in <sup>"NW $\frac{1}{4}$  NE $\frac{1}{4}$  N $\frac{1}{2}$  NW $\frac{1}{4}$ "</sup> southwest quarter of  
Section 25, Township 13 So. Range 1 East, Boise Meridian, Idaho

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

Ans. For stock only aside from irrigation.

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

Ans. 1 foot to acre.

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. owner

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

Ans. Water has been used very little to date, but is now ready for use in 1939.

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. none

(Sign) *Henry E. 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 Bruneau, County of Owyhee, State of Idaho, on this 27th day of January, A. D. 1939

*A. H. Green*

My commission expires March 3, 1942.

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT NO. R-629

## Proof of Application of Water to Beneficial Use

### Deposition of Witness

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

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

Ans. James Ashby, 18 years of age, occupation student, Residence  
Bruneau, Idaho

Ques. 2. Are you acquainted with Henry Rubelt, the holder of Permit No. R-629? How long have you known him and where does he reside?

Ans. 15 years, he resides in Owyhee County, 80 miles in southerly  
direction from the Town of Bruneau, Idaho.

Ques. 3. Have you read or heard read said Permit No. R-629, 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. West Shoo Fly Creek  
waters

Ans. Source of supply is run-off/ Place of diversion located in SE  $\frac{1}{4}$   
SE  $\frac{1}{4}$ , Section 22, Township 13 south, Range 1 East Boise Meridian, Idaho-  
Ditch for conveying water has been built from diversion to land to be used  
on,  $1\frac{1}{2}$  miles long, 4 feet wide and 2 feet 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. I estimate the ditch will safely carry 80 inches of water and have  
seen about 60 inches of water in ditch.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. To be used for irrigation principally, and domestic. num ber acres  
"NW  $\frac{1}{4}$  NE  $\frac{1}{4}$ , N  $\frac{1}{2}$  NW  $\frac{1}{4}$ ,  
is 120 located in south west quarter of Section 25, Township 13 south,  
Range 1 East, Boise meridian. Land has been cleared of sagebrush, and is  
now prepared for cultivation.

H. J. R-629

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

Ans. no

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. Land is of doby formation, have seen water conveyed from diversion and is now being farmed... 1 acre foot of water is estimated amount to properly irrigate land.

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

Ans. ~~In 1935 and since I have seen water on the land~~

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. In 1935 and since have seen water on the land cultivated.

(Signed)

James Ashby

I hereby certify that the foregoing testimony was read to the above subbscriber 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 day of 27th, January, A. D. 1939.

W. L. G. G. G.  
Notary Public.

My commission expires March 3, 1942.

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION  
BOISE, IDAHO

PERMIT NO. R-629

## Proof of Application of Water to Beneficial Use

### Deposition of Witness

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

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

Ans. Eustaquio Ocamica, 45 years of age, Bruneau, Idaho,  
occupation, Farmer.

Ques. 2. Are you acquainted with Henry Rubelt, the holder of Permit No. R-629? How long have you known him and where does he reside?

Ans. Have known Henry Rubelt 30 years. He resides in Owyhee County,  
80 miles in southerly direction from the Town of Bruneau, Idaho.

Ques. 3. Have you read or heard read said Permit No. R-629, 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. Source of supply is run-off. West shoo fly creek.  
Place of diversion located in SE $\frac{1}{4}$  of SE $\frac{1}{4}$ , Section 22, Township 13 south, Range 1 East, Boise Meridian.  
Sufficient ditches have been built to carry water from diversion to  
land to be used on. Ditch is 4 feet wide, 2 feet deep. 1 $\frac{1}{2}$  mile in length.

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. I estimate the ditch will carry 80 inches of water from diversion to  
place of use. I have seen approximately 60 inches of water in ditch.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division 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 improvement which have been made as a direct result of said use.

Ans. to be used for irrigation principally. Number acres to be irrigated  
is 120 acres located: in "NW $\frac{1}{4}$  NE $\frac{1}{4}$  N $\frac{1}{2}$  NW $\frac{1}{4}$ "  
South west quarter of Section 25, Township  
13 south, Range 1 East. Boise Meridian, Idaho. Land has been cleared,  
is not a meadow, land is now prepared and ready for cultivation.

R-629

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

Ans. \_\_\_\_\_

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. Land was sagebrush and is cleared, is of loess formation.

1 acre foot of water to the acre is the estimated amount of water necessary for its use.

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

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. in 1935 and since, I have seen the water on the ground, the land is improved to an extent now of good farm land.

(Signed)

E. H. Taylor's Occurrence

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 day of 27th January, A. D. 1939.

A. H. Borden  
Notary Public.

My commission expires March 3, 1942.

# Bruneau State Bank

CHARTER NO. 78

ESTABLISHED 1906

BRUNEAU, IDAHO

January 27, 1939.

Mr. James Spofford,  
Commissioner Of Reclamation  
State Capitol,  
Boise, Idaho.

Dear Mr. Spofford:

We are enclosing the following papers  
in connection with final proof of Henry Rubelt No. R-629  
which I have taken today.

Affidavit of Publication.  
Deposition of Holder, Henry Rublet  
Deposition of witnesses,  
Eustaquio Ocamica  
James Ashby.

In case there are any further papers  
to be made, or if any error has been made, kindly advise  
the undersigned as Mr. Rublet does not come in very often.

Very Truly Yours,



Notary Public.

Encs.

R-629

# State of Idaho

## DEPARTMENT OF RECLAMATION

### BOISE

### INSTRUCTIONS

#### PROOF OF BENEFICIAL USE OF WATER

BOISE, IDAHO,  
January 16, 1939

Re: Permit No. R-629  
Henry T. Rubelt

Mr. H. H. Golden,  
Notary Public,  
Bruneau, Idaho

DEAR SIR:

I enclose herewith the following forms to be used in connection with proof of beneficial use of water under Permit No. R-629

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 rights:

1. On January 27, 1939, the date set for proof, the enclosed forms (one for permit holder and one each for two disinterested witnesses) should be filled out and sworn to, at Bruneau, Idaho before H. H. Golden, Notary Public

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 the examining engineer, if everything is properly executed, you will be further advised as to fees due, etc., before certificate is issued.

Yours truly.

James Spofford

Commissioner of Reclamation.

Encs.

h-629

Permit No. R-629

STATE OF IDAHO  
Department of Reclamation

# Proof of Completion of Works

## AFFIDAVIT OF HOLDER

STATE OF IDAHO,

County of Owyhee

} ss

Henry E. 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. R-629, 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

West Shoo Fly Creek

Third: That the point of <sup>outlet</sup>~~diversion~~ of said water is in the SE<sup>1</sup> SE<sup>1</sup> of Sec. 22, T. 13 S., R. 1 E., B. M.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by June 17, 19 42.

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: Reservoir and dam and ditches  
(Reservoir, dam, ditch, flume, pipe or otherwise.)

II. Dimensions of work:

(a) Height of dam 25 feet, length of dam at top 200 feet, length of dam at bottom 140 feet. Material used in construction Earth and stone

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

(b) Capacity of reservoir 280 acre feet.

(c) Size of headgate: Width 1 feet, height 1 feet.

(d) Conduit Ditch width at bottom 3 feet, width at water line 5  
(State whether ditch, flume or pipe)  
feet, depth of water 1 1/2 feet; diameter of pipe \_\_\_\_\_ inches, average grade per mile is 6 feet Length of conduit is 1/4 miles.

Seventh: That said works are capable of conducting to the place of intended use 1  
second feet of water.

Eighth: That water appropriated under said permit is available for 120 acres of land described as follows: NW<sup>1</sup> NE<sup>1</sup> and N<sup>1</sup> NW<sup>1</sup> of Sec. 25, T. 13 S., R. 1 E., B. M.

Ninth: Remarks: That

*Henry E. Rubelt*  
(Sign here)

Subscribed and sworn to before me this 28th day of November, 19 38

My commission expires March 3, 1942

Notary Public.

R-629

December 30, 1938

Re: Permit No. R-629.

Mr. Henry E. Rubelt  
Riddle, Idaho

Dear Sir:

This will acknowledge receipt of your affidavit for proof of completion of works, together with the proper fee for such proof, and also notice in duplicate for publication in connection with beneficial use proof, and your authorization to have the notice published in the Owyhee Nuggett, Bruneau, Idaho, all in connection with Permit No. R-629.

We are herewith enclosing Certificate of Completion of Reservoir and Right to Store Water issued under this permit, together with the Department's Receipt No. 13796 for your fee.

Your notice did not state the date you wished to submit your proof of beneficial use of the water, nor the notary public before whom you wished to submit the proof. Therefore we inserted January 27, 1939, as the date, and H. H. Golden as the notary public. We trust that this will be satisfactory to both you and Mr. Golden. If this is not satisfactory, will you please notify us at once, and also notify the newspaper, as a copy of the notice has been mailed to the newspaper with instructions to publish it once a week for four consecutive weeks prior to January 27, 1939.

About ten days prior to January 27th, depositions consisting of one for the holder and one each for two witnesses will be mailed to Mr. Golden at Bruneau, Idaho, so that he will have them in ample time for the proof. On the date designated you should appear at Mr. Golden's office with two disinterested witnesses who are familiar with the terms of the permit and the works constructed thereunder, for the purpose of executing the depositions.

Very truly yours,

R. W. FARIS  
Commissioner of Reclamation

By

Chief Clerk

j1  
Encl.  
cc to H. H. Golden.

R-629

December 5, 1938

Re: Permit No. R-629.

Mr. Henry E. Rubelt  
Riddle, Idaho

Dear Sir:

We are in receipt of your affidavit in connection with your completion of works proof under the above numbered permit to store and appropriate the public waters of the State of Idaho; however, you failed to enclose the statutory fee of \$5.00 along with your affidavit.

As soon as we are in receipt of this statutory fee, a certificate of completion of works will be issued to you.

Very truly yours,

R. W. FARIS  
Commissioner of Reclamation

By

Chief Clerk

j1

R-629

State of Idaho  
DEPARTMENT OF RECLAMATION  
BOISE

Permit No. R-629

Boise, Idaho, June 21, 1937

Dear Sir:

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

Henry E. Ribelt  
Riddle, Idaho

R. J. F. RIS  
Commissioner of Reclamation.

Encl.  
Office Receipt for \$5.25.

R-629