

R-45E.

T.
6
N.



TETONIA

STATE

HWY.

No. 33

Subdivisions = five

Area = 197 acres.

Q = 154 inches.

AFFIDAVIT OF PUBLICA N

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

I, V. E. Lansberry
being first duly sworn, depose and say.

That I am the Publisher
of the Teton Valley News, a newspaper
as defined by Idaho Codes Annotated,
Section 58-106, as amended, and that
said newspaper is a weekly newspaper,
printed and published at Driggs, in Te-
ton County, Idaho, having a general
circulation in said county, and that said
newspaper has been printed in said
county for more than 78 consecutive
weeks prior to the first publication of
the attached notice, advertisement or
publication of

Proof Application of

Water

And affiant further says that said at-
tached notice, advertisement or publica-
tion, as per clipping attached, was pub-
lished in said newspaper, in the regular
and entire issue thereof, and not in any
supplement issue thereof, for Four

consecutive issues thereof; first publica-
tion having been made on the 24th
day of Sept., 1953,
and last publication on the 15th
day of Oct., 1953.

And affiant further says that at the
times herein mentioned said newspaper
was made up of at least four pages of at
least five columns each, printed from
type matter, of at least seventeen and
three-fourths inches deep.

V. E. Lansberry
Subscribed in my presence and sworn
to before me this 15 day of
October, 1953
M. J. Miner

(SEAL) Notary Public for the State of
Idaho, residence and postoffice
address, Driggs, Idaho.

My Commission expires

Oct. 16, 1955

Notice for Publication

NOTICE OF PROOF APPLICA-
TION OF WATER TO BENE-
FICIAL USE

Notice is hereby given that at
10 A.M. on the 26th day of Octo-
ber, 1953, at Driggs, County of Te-
ton, State of Idaho, before H. S.
Forbush, Notary Public, proof will
be submitted of the application to
beneficial use of 4 cubic feet per
second of the waters of subterra-
nean (well) in accordance with
the terms and conditions of Permit
No. 20641 heretofore issued by the
Department of Reclamation of the
State of Idaho.

The name and postoffice address
of the person or corporation hold-
ing said permit are Estate of V.
Jay Rappleye, Tetonia, Idaho.

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

The amount applied to beneficial
use is 4 second feet.

The place where said water is
used SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of Sec-
tion 29, Twp. 6 North, Range 45
East, B. M.

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

The right to take water from
such works is based upon Permit
No. 20641.

The source of supply from which
such water is diverted is Subter-
ranean (well) in the SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 29, Twp. 6 North, Range
45 East, B. M.

The date of priority which said
user is prepared to establish is
Sept. 4, 1948. 20641

MARK R. KULP,
State Reclamaion Engineer
Pub. S24-O1-8-15, 1953

13.34

20641

ditch
29
ditch
Well

George L. M. H. L.

Permit Map No. 20641
As Approved
SEP 11 1948
MARK R. KULP
State Reclamation Engineer

20641

NAME OF APPLICANT

Carl Follett

FORM No. 0

N
↑

Twp. 10 So. R. 28 E B. 4

Sec. 6

Well 2.

Well 1.

Well 3.

Sec. 7

Permit Map No. 20640
As Approved
SEP 11 1948
MARK R. KULP
State Reclamation Engineer

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

20640

Notice for Publication
OF, PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A.M. on the 26th day of October, 1953, at Driggs, County of Teton, State of Idaho, before H. S. Forbush, Notary Public, proof will be submitted of the application to beneficial use of 4 cubic feet per second of the waters of subterranean (well) in accordance with the terms and conditions of Permit No. 20641 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Estate of V. Jay Rappleye, Tetonia, Idaho.

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

The amount applied to beneficial use is 4 second feet.

The place where said water is used SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of Section 29, Twp. 6 North, Range 45 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

The right to take water from such works is based upon Permit No. 20641.

The source of supply from which such water is diverted is Subterranean (well) in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29, Twp. 6 North, Range 45 East, B. M.

The date of priority which said user is prepared to establish is Sept. 4, 1948.

MARK R. KULP,
State Reclamation Engineer
Pub. S24-01-8-15, 1953

State of Idaho
License and Certificate of Water Right

Water License No. 20641 Amount 3.08 second feet
Water District No. Priority September 4, 1948

THIS IS TO CERTIFY that JAY RAPPLEYE
of Idaho Falls, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 4, 1948; that Permit No. 20641
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
4 second feet, was issued thereunder on September 4, 1953, showing that said works
were completed on the 2nd day of September, 1953; and that on the 26th
day of October, 1953,

EILEY D. RAPPLEYE, GEORGE BRYCE RAPPLEYE and SCOTTIE ALOA RAPPLEYE, Heirs of Jay
Rappleye, Deceased,
of Tetonia, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, ~~subterranean flow~~ (subterranean flow), for the purpose of irrigation
, under Use Permit No. 20641 of the Department 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 Idaho and entered of record in Volume
9 of Licenses at page 5535, on the 9th day of August, 1955;
The right hereby confirmed dates from September 4, 1948;

The Point of Diversion is located
in the SW 1/4 NE 1/4, Sec. 29, Tp. 6 N., R. 45 E., B. M. Teton 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 3.08 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	45 E.	29	SW 1/4 NE 1/4	40	37
			NE 1/4 NW 1/4	40	40
			NW 1/4 NW 1/4	40	40
			SW 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			Number of Acres Actually Irrigated - - - -		
					197

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, affixed at Boise, Idaho, this
9th day of August, 1955.

(SEAL) MARK R. KULP
State Reclamation Engineer.

State of Idaho
License and Certificate of Water Right

Water License No. 20316 Amount 4 second feet
Water District No. Priority February 23, 1948

THIS IS TO CERTIFY that LAWRENCE H. DUFFIN and WILBERT H. KOLLER
of Rupert, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 23, 1948; that Permit No. 20316
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
five second feet, was issued thereunder on March 10, 1953, showing that said works
were completed on the 2nd day of March, 1953; and that on the 10th
day of September, 1954,

LAWRENCE H. DUFFIN and DORIS E. DUFFIN, Assignees,
of Rupert, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
contributory of (subterranean flow), for the purpose of irrigation
, under Use Permit No. 20316 of the Department 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 Idaho and entered of record in Volume
9 of Licenses at page 5536, on the 9th day of August, 1955;

The right hereby confirmed dates from February 23, 1948;

The Point of Diversion is located
in the NE 1/4 NE 1/4, Sec. 19, Tp. 7 S., R. 25 E., B. Minidoka 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 Four (4) cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated	
7 S.	25 E.	19	NE 1/4 NE 1/4	40	40	
			N. 1/4 NE 1/4	40	40	
			S. 1/4 NE 1/4	40	40	
			SE 1/4 NE 1/4	40	40	
		20	NE 1/4 NW 1/4	40	40	
			N. 1/4 NW 1/4	40	40	
			S. 1/4 NW 1/4	40	40	
			SE 1/4 NW 1/4	40	40	
			Number of Acres Actually Irrigated- - - - -			320

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, affixed at Boise, Idaho, this
9th day of August, 1955.

(SEAL)

MARK R. OLIP
State Reclamation Engineer.

No 20641
28-2128

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 28274
PERMIT No. 20641
DISTRICT No.

Albaugh, Bloem & Hillman
Box 428, Idaho Falls, Idaho

1. Name of Applicant: JAY RAPPLIYE

Postoffice address: Idaho Falls

County: Bonneville

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(b) Treasury stock:

(d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: Four (4)

cubic feet per second.

3. Source of water supply: Subterranean (well)

which is a tributary of

4. Location of point of diversion: 50

feet distant from the southwest

of SW $\frac{1}{4}$ NE $\frac{1}{4}$

corner of Section 29, T. 6 N., R. 45 E., B.M., and is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$

of Section 29, T. 6 N., R. 45 E., B.M., County of Teton

5. Water is to be used for Irrigation

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

(a) Point of use of water:

feet distant from

corner of Section

T., R., B.M., in the

of Section

, T., R., B.M.

(b) Amount of power generated:

H.P., under

feet head.

(c) Water is to be returned to

at a point

feet

distant from the

corner of Section

, T.,

, R.,

, B.M., in the

of Section

, T.,

, R.,

, B.M.

7. Estimated cost of works: \$ 6,000.00

8. Kind of works: Well, approximately 75 ft. deep, 20" in diameter; pump with electric motor or Diesel motor, and irrigation ditches.

9. Height of dam

feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width 4

feet; height 3

feet.

11. Ditch: Width at bottom 4

feet; width at water line 5

feet; depth of water 2

feet;

dimensions of flume: None

Diameter of pipe

inches; length of conduit

miles.

Average grade per mile

feet.

12. The time required for the completion of such work is Five (5)

years.

13. The time required for the complete application of the water to the proposed use is Five (5)

additional years.

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

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 90" of water from Spring Creek, priority June 1, 1898; 110" of water from Badger Creek, priority June 1, 1899; 70 acre feet Island Park Reservoir water. These water rights almost worthless because of late priority.

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

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

JAY RAPPLEYE Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 9:00 A. M. September 4, 1948

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20641
Recorded in Book 74 Page 20641 Approved September 11, 1948
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before November 11, 1948 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before March 11, 1951
The whole of said work to be completed on or before September 11, 1953
Beneficial use of water appropriated in accordance herewith, to be made on or before September 11, 1958

WITNESS My hand this 11th day of September, 1948

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, C. A. ROBINS, Governor of the State of Idaho, and J. D. "CY" PRICE, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 11th day of September, 1948.
COUNTERSIGNED: STATE OF IDAHO
(SEAL) By J. D. "CY" PRICE, Secretary of State. By C. A. ROBINS, Governor.

REMARKS: Applicant is the owner of the land hereinbefore described, and intends to drill well or wells in the Southeast corner of this ranch, in order to supplement the present inadequate water supply, and install pump and motor in said well, and construct canals and ditches therefrom to irrigate all of the above described property.

14.

Twp.	Range	Sec.	NE ¹ / ₄				NW ¹ / ₄				SW ¹ / ₄				SE ¹ / ₄				Totals
			NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	
6 N.	45 E.	29	40				40	40	40	40									200
Permit No. 20641 CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that Eiley D. Rappleye, surviving widow of Jay Rappleye, of Tetonis, County of Teton Idaho, the holder of Permit No. 20641, issued upon Application No. 28274 bearing date of priority of September authorizing the diversion of Four (4) second feet of the waters of a well (subterreenen flow) County of Teton, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to completion of the works of diversion set out and described in said Permit; that said works are adequate for di conveying to the place of intended use four (4) second feet of the waters of said well; that the point of diver waters is 50 feet distent from the Southeast corner of the SW ¹ / ₄ NE ¹ / ₄ Section 29, Township 6 North, Range 45 East the SW ¹ / ₄ NE ¹ / ₄ of said Section 29; and that the lands proposed to be irrigated by the use of said water are descr to-wit: SW ¹ / ₄ NE ¹ / ₄ and NW ¹ / ₄ Section 29, Township 6 North, Range 45 East, B.M.																			
Witness my hand this 4th day of September, A.D. 1953.																			
Proof of Completion of Works made September 2, 1953																			
Certificate of Completion of Works issued September 4, 1953																			

IN THE PROBATE COURT OF TETON COUNTY, STATE OF IDAHO

IN THE MATTER OF THE ESTATE OF)
V. JAY RAPPEYE, DECEASED.)

ORDER AND DECREE OF SETTLEMENT
FIRST AND FINAL ACCOUNTING AND
FINAL DISTRIBUTION.

Eiley D. Rappeye, as the executrix of the last will and testament of V. Jay Rappeye, deceased, having the 8th day of July, 1953, rendered and filed herein a full account and report of her administration of said estate, which said account was for final settlement, and having with said account filed the petition for the final distribution of said estate and said account and petition this day coming on regularly to be heard and proofs having been made to the satisfaction of the court that notice of the settlement of said account and the hearing on said petition in the manner and for the time required by law has been duly and regularly given, the court finds:

x x

4. That the whole of said estate was the community property of the decedent V. Jay Rappeye and Eiley D. Rappeye, the executrix herein.

5. That by the will of said decedent which was duly admitted to probate herein on the 3rd day of February, 1951, he bequeathed his undivided one-half share of all personal property to Eiley D. Rappeye, surviving wife; and bequeathed \$1.00 each to Betty Jean and Helen Renee Rappeye, children of a former marriage.; and he devised his undivided one-half interest in and to all real property to George Bryce Rappeye and Scottie Aloa Rappeye, children of his present marriage, who are to take equal shares.

x x

NOW THEREFORE, IT IS ORDERED, ADJUDGED AND DECREED:

x x

3. That the residue of said estate and all other property of said estate whether described herein or not and which may hereafter be discovered be distributed as follows:

To Eiley D. Rappeye, surviving wife, all personal property still remaining in the estate; also, an undivided one-half interest in all real property; the same being her sole and separate estate:

To George Bryce Rappeye and Scottie Aloa Rappeye, brother and sister, surviving children of the deceased, the same to receive in equal shares, an undivided one-half interest in and to all real property in the estate belonging to the community at the death of V. Jay Rappeye, deceased.
The following is the description of the real property in said estate:

Northwest quarter (NW¹₄); and the Southwest quarter of the Northeast quarter, (SW¹₄ NE¹₄); Section 29, Township six (6) North, Range 45 E. B.M., containing 200 acres with all improvements thereon.

Dated this 20th day of July, 1953.

EDGAR CORDON

Probate Judge

LICENSE ISSUED FOR 308 SEC. FT.
P. 5535

WATER RIGHT NUMBER 22-2122

OWNER LAST NAME - RAPPLEYE
OWNER LAST NAME - RAPPLEYE
OWNER LAST NAME - RAPPLEYE
OWNER LAST NAME - RAPPLEYE

FIRST NAME - JAY
FIRST NAME - FILEY D.
FIRST NAME - GEORGE BRYCE
FIRST NAME - SCOTTIE ALCA

ORIG OWNER - 0
ORIG OWNER -
ORIG OWNER -
ORIG OWNER -

ADDRESS LINE 1 -
ADDRESS LINE 3 -

ADDRESS LINE 2 -
CITY - TETONIA

STATE - ID ZIP CODE - 83452

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 00-04-1948 COUNTY - TETON

TOTAL DIV. RATE - 3.0800 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AGEND -

WATER DIST. -

JLL/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SWNE 29 06N 45E LOT

REDIV -

0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0 0.0

FROM - TO -

USE - IRRIGATION

USE DIV. RATE -

3.0800 CFS USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 06N RND 45E SEC 29

TRACT SWNE LOT

AC 37 TRACT NENW LOT

AC 40

TRACT NWNW LOT

AC 40 TRACT SWNW LOT

AC 40

TRACT SENW LOT

AC 40

DATE -

TOTAL ACRES 197

DECREE NAME -

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. - 20641

PROOF MADE - FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 20641 1222128
Old No. New No.

Record

1. Original Owner: Jay KappleyePresent Owner: Eiley K. Kappleye, George Bryce Kappleye
+ Scottie Alma Kappleye

2. Address:

3. City: Tetonia State: ID Zip:4. A. Source of Water: gw

B. Tributary of:

5. A. Stage (A,P,L,D,S,J): L

B. Status (D,L,R,C,A,I,F - leave blank if valid):

C. Priority Date: 9-8-1948D. County: 81E. Total Diversion Rate: 3.08

F. Total Diversion Volume:

G. Transfer/Amendment (P,T of A or blank):

H. Water District:

I. DLE/Carey Act (D,C or blank):

J. Right Basis (for adjudication claims A,B,C only):

	Tract	Sec.	Twp.	Rge.	Gov't Lot	Rediv.
6. A. Point of Diversion	<u>SWNE</u>	<u>29</u>	<u>6N</u>	<u>45E</u>		

7. Period of Use, Use, Diversion Rate/Volume:

from	to	for	<u>A</u> purposes.	Amount <u>3.08</u> (cfs or AC-FT/yr)
from	to	for	purposes.	Amount
from	to	for	purposes.	Amount
from	to	for	purposes.	Amount
from	to	for	purposes.	Amount
from	to	for	purposes.	Amount

Lic
22-2128

October 9, 1969

Lee B. Boyle
Manager
Federal Land Bank Assoc.
P. O. Box 157
Rexburg, Idaho 83440

Dear Mr. Boyle:

This is in reply to your letter of October 8, regarding a well belonging to Elwin McCulloch. The license number is 22-2128 in the amount of 3.08 c.f.s. with a priority date of September 4, 1948. This water is to be used on 197 acres.

Very truly yours,

M. RUSSELL BOSCH
Administrative Assistant

MRB:ejw

22-2128
10-9-69

FEDERAL LAND BANK ASSOCIATION OF REXBURG

P. O. BOX 157 133 EAST MAIN REXBURG, IDAHO 83440

TELEPHONE: 356-6721



Department of Reclamation

LEE B. BOYLE, MANAGER

October 8, 1969

Mr. R. Keith Higginson,
State Reclamation Engineer
State of Idaho
Department of Reclamation
State House - Annex #2
Boise, Idaho 83707

Dear Mr. Higginson:

Please send us the license number, amount and priority date of the well belonging to Elwin McCulloch located in the SW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 29, Township 6 North, Range 45 EBM, Teton County, Idaho.

The original filing was reported to have been made by a previous owner sometime between 1940 and 1949.

Yours very truly,

Lee B. Boyle
Lee B. Boyle
Manager.

LBB:ca

20641

22-2128- 3.08 cfs. 9/4/48

*Pay Higgins
for 197 acres*



SERVING MADISON, FREMONT, AND TETON COUNTIES

Address all communications to
Albaugh, Bloom & Hillman

P. O. **428, Idaho Falls, Idaho.**

APPLICATION FOR PERMIT

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No.

Permit No.

District No.

1. Name of applicant: **Jay Rappleye**

Post office address **Idaho Falls** County **Bonneville,** State **Idaho.**

I. If applicant is a corporation, give:

(a) Date and place of incorporation.

(b) Amount of capital stock: \$ (c) Amount paid in: \$

(d) Names and addresses of directors:

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

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

(d) Other resources:

2. Quantity of water claimed: **four** cubic feet per second.

3. Source of water supply: **Subterranean water**

which is tributary of **none**

4. Location of point of diversion: **fifty** feet distant from the **Southeast** corner

of the Southwest Quarter of the Northeast Quarter

of Section **29**, T. **6 North** R. **45 E.**, B. M., and is in the

of Section, T. R., B. M., County of **Teton, Idaho.**

5. Water is to be used for: **irrigation**

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

(a) Point of use of water: feet distant from corner of Section

T., R., B. M., in the of Section, T., R., B. M.

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

(c) Water is to be returned to at a point feet

distant from the corner of Section, T., R., B. M. in the

..... of Section, T., R., B. M.

7. Estimated cost of works: \$ **6,000.00**

8. Kind of works: **Well, approximately 75 feet deep, 20" in diameter; pump with electric motor or Diesel motor and irrigation ditches**

9. Height of dam feet; length of dam at top feet; length of dam at bottom

(If height of dam will exceed 10 feet or will store more than 100 acre feet of water, send to Department of Reclamation for Regulations.)

feet; material used in dam

10. Size of headgate: Width **4** feet; Height **3** feet.

11. Ditch. Width at bottom **4** feet; Width at water line **5** feet; Depth of water **2** feet;

Dimensions of flume **None**; Diameter of pipe inches;

Length of conduit miles. Average grade per mile feet.

20641

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

Remarks: Applicant is owner of the land hereinbefore described and intends to drill well or wells in southeast corner of this ranch in order to supplement his present inadequate water supply, and install pump and motor in said well and construct canals and ditches therefrom to irrigate all of the above-described property.

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

Jay Rappleye
Applicant

By _____, Agent

Affidavit of Permission to File on Springs

(Not to be used when spring is situated on lands owned by applicant.)

I, _____, of _____, County of _____, State of _____, do hereby certify that I am the owner of the land on which the spring mentioned in the application of _____ is located, to-wit: _____ and that I do hereby grant unto the said _____ permission to file on the said spring as set forth in the foregoing application.

STATE OF IDAHO
County of _____ } ss.

On this _____ day of _____, 194____, before me, a Notary Public for the State of Idaho, residing at _____, personally appeared _____ known to me to be the person whose name _____ subscribed to the foregoing certificate, and acknowledged to me that he executed the same.

Witness my hand and seal, the day and year in this certificate first above written.

Notary Public.

My commission expires _____

20041

Approval of State Reclamation Engineer

The number of this permit is

Recorded in Book Page Approved

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

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

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

One-fifth of the work above specified to be completed on or before

The whole of said work to be completed on or before

Beneficial use of water appropriated in accordance herewith, to be made on or before

Witness my hand this day of, 194.....

.....
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, Governor of the State of Idaho,

and Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this day of, 19.....

Countersigned:

STATE OF IDAHO

By.....
Secretary of State.

By.....
Governor

No.....	
PERMIT	
Date of first receipt at office of State Reclamation Engineer	
9:00 A.M. Sept. 4, 1948	
Returned to applicant for correction	
Corrected application received	
Fees, \$ 5.75	
FILING FEES FOR USE PERMIT:	
For the first Sec. Ft. \$5.00	
For each additional Sec. Ft. or fraction thereof .25	

20641

20641

August 11, 1955

Mrs. Eiley D. Rappleye
Tutonia
Idaho

Dear Mrs. Rappleye:

We enclose License and Certificate of Water Right issued under Permit No. 20641 confirming the right of yourself, George Bryce Rappleye, and Seattle Alva Rappleye to the use of 3.06 second feet of water from a well in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29, Township 6 North, Range 45 East, R. M., with priority of September 4, 1948, for irrigation of land in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of said Section 29.

We also enclose departmental receipt No. 27476 for the \$10.00 License fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:SU
Enc.

CC: Mr. H. S. Forbush

20641

20641

August 11, 1955

Mr. H. S. Fortbush
Attorney At Law
Driggs, Idaho

Dear Mr. Fortbush:

We enclose copy of a letter we are today addressing
Mrs. Eiley D. Rappleye which is self-explanatory.

Thank you for your letter of August 2, 1955, we did
have portions of the Decree of Distribution recorded showing
the Distribution of the Jay Rappleye Estate.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:cu
Enc.

20641

H. S. FORBUSH

Attorney at Law

DRIGGS, IDAHO

Aug. 2nd, 1955

Department of Reclamation
State House
Boise, Idaho

Re: Permit No. 20641--

Gentlemen:

Please find inclosed the check of Mrs. Rappleye in the amount of \$10.00, the statutory fee for issuance of the license to appropriate the water under the above permit number. I also inclose the letter written to her referring to a copy of a decree of distribution of the W. Jay Rappleye estate.

Heretofore, to-wit, on the 27th day of October, 1953, a certified copy of said decree of distribution was forwarded to your office. Your letter of under date of November 2nd, 1953 shows that you have received said decree, and recorded the pertinent parts thereof, vesting said water right in Eiley D. Rappleye, surviving wife of the decree, and Scott Aloe and George, all three of whom were devisees in the decree of distribution.

If the portions of the decree have been mislaid or cannot now be found for the final preparation and issuance of the license in the names of all three persons, I shall be happy to furnish another certified copy of the decree of distribution.

Very truly yours,



H. S. Forbush

RECEIVED
AUG 4 1955
Department of Reclamation

20641

✓
July 6, 1955

RE: Permit No. 20641

Mr. Eiley D. Rappleye
Tetonia
Idaho

Dear Mr. Rappleye:

The report of our field engineer on examination for beneficial use on Permit No. 20641 shows that you have irrigated 197 acres in the SW¹/₄NE¹/₄ and NW¹/₄ Section 29, Township 6 North, Range 45 East, B.M. from your well in the SW¹/₄NE¹/₄ of said Section and that your well will deliver 154 inches of water.

A License can, therefore, be issued for 154 inches or 3.08 second feet of water upon receipt of the statutory fee amounting to \$10.00. This is at the rate of \$2.00 for each 40 acre subdivision in which the land is located.

The license will have to be issued in the name of V. Jay Rappleye Estate unless the estate has been settled and the heirs wish to have the License in their own names. In that case, it will be necessary to furnish this department with a certified copy of Mr. Rappleye's will or the Decree of Distribution showing the present owners of the property.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:hl1

20641



ROBERT E. SMYLLIE
GOVERNOR

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MARK R. KULP, STATE RECLAMATION ENGINEER
BOISE

July 6, 1955

RE: Permit No. 20641

Mr. Eiley D. Rappleye
Tetonia
Idaho

Dear Mr. Rappleye:

The report of our field engineer on examination for beneficial use on Permit No. 20641 shows that you have irrigated 197 acres in the SW¹/₄NE¹/₄ and NW¹/₄ Section 29, Township 6 North, Range 45 East, B.M. from your well in the SW¹/₄NE¹/₄ of said Section and that your well will deliver 154 inches of water.

A License can, therefore, be issued for 154 inches or 3.08 second feet of water upon receipt of the statutory fee amounting to \$10.00. This is at the rate of \$2.00 for each 40 acre subdivision in which the land is located.

The license will have to be issued in the name of V. Jay Rappleye Estate unless the estate has been settled and the heirs wish to have the License in their own names. In that case, it will be necessary to furnish this department with a certified copy of Mr. Rappleye's will or the Decree of Distribution showing the present owners of the property.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Jeannette L. Anderson

Chief Clerk

A:hll

20641

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 20641

REPORT ON PROOF OF Beneficial Use

Eiley D. Rappleye, George Bryce Rappleye and Scottie Aloa Rappleye,
Tetonia, Idaho

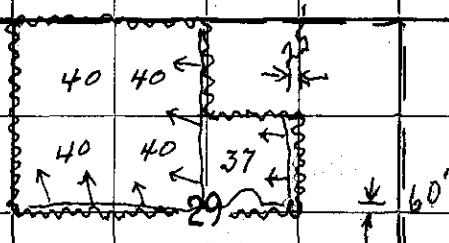
3.0804
b. r. r.

app. 1/0/5

197 acres
5.46'

R-45E.

T.
6
N.



TETONIA

STATE

HWY.

No. 33

Subdivisions = five

Area = 197 acres.

Q = 154 inches.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 20641

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

1. Name of applicant Eiley D., George Bryce and Scottie Aloa Rappleye, Tetonia, Idaho

2. Source of water supply: Subterranean from a well.

3. Location of point of diversion: Is in the SW¹/₄ NE¹/₄ of Section 29
T. 6 N. R. 45 E. County of Teton.

4. Describe works as they exist, giving dimensions and capacities of same: Well is 238' deep by 20" diameter. H=72'. Draw down is unknown. Pump is a Deming Pump, Serial No. T-11067. There is a 10" diameter outlet pipe to the East in to a large ditch. Irrigation is by gravity. Pump is driven by a Minneapolis Moline Motor, model 4/58 by 6 4034 A Serial No. 0244900259. This pump is operated by butane gas. This well has been measured at least twice (Mrs. R's statement) by a member of the U. S. G. S. Mrs. Rappleye has one measurement which states 154' checked on the 15th of August, 1950.

5. Water is used for: Irrigation.

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 other than irrigation):

SW¹/₄ NE¹/₄ and NW¹/₄ Section 29, Twp. 6 North, Range 45 East, B. M.

See the map

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

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

This examination was made on the 2 day of June, 1955

(Signed) E. H. Humphrey Examiner.

20641

1. *Chrysomelidae* (1000)

2000

722. *Silene* *cr.*

20.

checked 8-15-50. = 309.06

System of Reclamation



STATE of IDAHO

DEPARTMENT OF RECLAMATION

LYNN CRANDALL, WATERMASTER

IDAHO FALLS, IDAHO

WATER DISTRICT No. 36

Robert E. Smylie
GOVERNOR

MARK R. KULP.
STATE RECLAMATION ENGINEER

June 27, 1955

RECEIVED
JUN 28 1955
Department of Reclamation

Mr. Mark R. Kulp
State Reclamation Engineer
State House
Boise, Idaho

Dear Mr. Kulp:

In further reference to Mr. Humphrey's request of June 22 for information relative to the Rappaleye well near Tetonia:

Mr. Cooper advises me that he measured this well, at the request of the implement company that installed the pump, when it was installed and again a year later at the request of Mrs. Rappaleye.

Both measurements showed a flow of 154 miners inches.

Very truly yours,

Lynn Crandall

Lynn Crandall
Watermaster

20641



Robert E. Smylie
~~GOVERNOR~~ GOVERNOR

MARK R. KULP,
STATE RECLAMATION ENGINEER

STATE of IDAHO
DEPARTMENT OF RECLAMATION
LYNN CRANDALL, WATERMASTER
IDAHO FALLS, IDAHO

WATER DISTRICT No. 36

June 23, 1955

RECEIVED
JUN 27 1955
Department of Reclamation

Mr. E. N. Humphrey
State Department of Reclamation
State House
Boise, Idaho

Dear Mr. Humphrey:

I can't find any measurements in the office among those made by Mr. Cooper, relating to the Rappaleye pump, per your letter of the 22d instant.

I am sending copy of your letter to Mr. Cooper with request to advise me of any measurements he might have made and will let you know the results if he made any measurements. I don't know of any reason why we would be measuring flow of wells up there unless he did it as a personal accommodation. The measurement might have been made by some Soil Conservation Service engineer.

Very truly yours,

Lynn Crandall

Lynn Crandall
Watermaster

cc: C. D. Cooper, Driggs

20641

June 22, 1955

RE: Permit No. 20641

Mr. Lynn Crandall
Box 697
Idaho Falls, Idaho

Dear Mr. Crandall:

Recently I was in the Teton Valley and made an inspection on Mrs. Eiley D. Rappaleye's well in the SE Corner of the SW¹/₄NE¹/₄ of Section 29, Township 6 North, Range 45 East B.M. a short distance North of Teton.

The inspection is complete except for a measurement of the water being pumped, and since it was not operating it was impossible to check that. She stated, however, that the water had been measured a number of times and showed me a report form similar to that used by the Watermaster which gave a reading of 154 inches, same having been made on the 15th day of August, 1950.

If Mr. Cooper, the Watermaster in that area, has per chance measured that well on two or three different occasions, I would be very glad to have a report regarding same as it may save me a return trip in there to measure the water when the pump is being operated.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:hl1

P.S. I checked with the U. S. G. S. and the Bureau of Reclamation and they did not measure the water.

20641

✓
September 13, 1954

RE: Permit No. 20641

Mr. H. S. Forbush
Attorney at Law
Driggs, Idaho

Dear Mr. Forbush:

Inspection has not been made in regard to the above numbered Permit nor on any other Permit in your area yet this year due to the extremely heavy load of inspections in connection with wells. For the most part, it is necessary to measure the wells during the irrigation season which is now drawing to a close.

I have two inspection trips to make into the higher mountainous area, after which I intend to make a trip of inspection into your area. Mrs. Rappleye will be advised in advance of inspection.

Yours truly,

MARK R. KULP
State Reclamation Engineer
By

E. N. Humphrey
Deputy State Reclamation Engineer

H:hll

20641

H. S. FORBUSH

Attorney at Law

DRIGGS, IDAHO

September 8th, 1954

Mr. Mark E. Kulp
State Engineer
Department of Reclamation
Capitol Building
Boise, Idaho

Dear Sir:

RE: permit No. 20641 in name of Eiley D. Rappleye and children

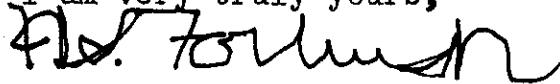
Under date of October 27th, 1953, the above named permit holder made proof of beneficial use of waters under said permit, by forwarding proof thereof and affidavit that publication had been given to all persons interested, as required by law. Also enclosed in said letter, was a probate court decree, wherein it decreed title of the premises to Eiley D. Rappleye and children from V. Jay Rappleye, deceased, the pertinent parts of said decree being filed with the record in order to assure issuance of the license under said permit to be in the names of the three parties--Mrs. Rappleye, her son and daughter.

Since that time, Mrs. Rappleye has not received word from the office as to when a field representative would make inspection of the water appropriation, prerequisite to the issuance of a license.

Hence, I write this letter, making inquiry as to when this final work might be done, that the license might be obtained.

Thanking you for an early reply,

I am very truly yours,



H. S. Forbush

RECEIVED
SEP 11 1954

Department of Reclamation

20641

November 10, 1953

RE: Permit No. 20641

Mr. H. S. Forbush
Attorney at Law,
Driggs, Idaho

Dear Mr. Forbush:

We return the copy of the decree of distribution of the V. Jay Rappleye estate the essential portions of which have been recorded in connection with Permit No. 20641.

This now shows the permit in the name of Eiley D. Rappleye, George Bryce Rappleye and Scottie Alon Rappleye.

We also enclose departmental receipt No. 26323 for the \$1.00 recording fee.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/re
Enc. 2

20641

H. S. FORBUSH

Attorney at Law
DRIGGS, IDAHO

Nov. 9, 1953

RECEIVED
NOV 10 1953
Department of Reclamation

Department of Reclamation
Boise, Idaho

Dear Sir: Re: Permit No. 20641

We are in receipt of your letter of November 2, 1953, and are inclosing \$1.00 for recording that you requested, in the name of Eiley D. Rappleye.

Very truly yours,


H. S. Forbush

20641

November 2, 1953

RE: Permit No. 20641

Mr. H. S. Forbush
Attorney at Law
Driggs, Idaho

Dear Mr. Forbush:

We acknowledge receipt of your letter of October 27, 1953, enclosing depositions of Eiley D. Rappleye and two witnesses, also affidavit of publication in the Teton Valley News, all in proof of beneficial use under Permit No. 20641 in the name of V. Jay Rappleye; also certified copy of the Decree of Distribution of V. Jay Rappleye's estate, awarding the property to Eiley D. Rappleye, George Bryce Rappleye and Scottie Aloa Rappleye.

There will be a fee of \$1.00 for recording the essential parts of the Decree of Distribution and when license is issued, it can be in the name of the three heirs above named.

You understand, of course, that before final action is taken in the matter the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact Mrs. Rappleye or someone on the premises at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg

20641

H. S. FORBUSH

Attorney at Law
DRIGGS, IDAHO

RECEIVED
OCT 29 1953
Department of Reclamation

October 27th, 1953

Mr. Mark R. Kulp
State Engineer
Department of Reclamation
Boise, Idaho

Dear Sir:

RE: permit number 20641 in name of V. Jay Rappleye

Please find enclosed affidavit of publication of proof of beneficial use of waters under the above permit number, together with the depositions of two witnesses and the permit holder.

As the original permit holder is now deceased, and his surviving spouse is making final proof of the appropriation, which lands and properties of the deceased are now fully decreed in his surviving spouse and their two children, I also enclose a certified copy of said decree out of the probate court of Teton County, which will presumably authorize the transfer so as to have said license as now being sought, to be in the true names of those entitled, being transferred from the original holder who is now deceased.

I trust that the enclosures are in due form and that the license may be issued as sought, subject to the inspection of your field engineer.

Very truly yours,



H. S. Forbush

20641

AFFIDAVIT OF PUBLICA N

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

I, V. E. Lansberry
being first duly sworn, depose and say.

That I am the Publisher
of the Teton Valley News, a newspaper
as defined by Idaho Codes Annotated,
Section 58-106, as amended, and that
said newspaper is a weekly newspaper,
printed and published at Driggs, in Te-
ton County, Idaho, having a general
circulation in said county, and that said
newspaper has been printed in said
county for more than 78 consecutive
weeks prior to the first publication of
the attached notice, advertisement or
publication of

Proof Application of

Water

And affiant further says that said at-
tached notice, advertisement or publica-
tion, as per clipping attached, was pub-
lished in said newspaper, in the regular
and entire issue thereof, and not in any
supplement issue thereof, for Four
consecutive issues thereof; first publica-
tion having been made on the 24th
day of Sept., 1953,
and last publication on the 15th
day of Oct., 1953.

And affiant further says that at the
times herein mentioned said newspaper
was made up of at least four pages of at
least five columns each, printed from
type matter, of at least seventeen and
three-fourths inches deep.

Subscribed in my presence and sworn
to before me this 15 day of
October, 1953
W. E. Miner

(SEAL) Notary Public for the State of
Idaho, residence and postoffice
address, Driggs, Idaho.

My Commission expires

Oct. 16, 1955

Notice for Publication

NOTICE OF PROOF APPLICA-
TION OF WATER TO BENE-
FICIAL USE

Notice is hereby given that at
10 A.M. on the 26th day of Octo-
ber, 1953, at Driggs, County of Te-
ton, State of Idaho, before H. S.
Forbush, Notary Public, proof will
be submitted of the application to
beneficial use of 4 cubic feet per
second of the waters of subterra-
nean (well) in accordance with
the terms and conditions of Permit
No. 20641 heretofore issued by the
Department of Reclamation of the
State of Idaho.

The name and postoffice address
of the person or corporation hold-
ing said permit are Estate of V.
Jay Rappleye, Teton, Idaho.

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

The amount applied to beneficial
use is 4 second feet.

The place where said water is
used SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of Sec-
tion 29, Twp. 6 North, Range 45
East, B. M.

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

The right to take water from
such works is based upon Permit
No. 20641.

The source of supply from which
such water is diverted is Subter-
ranean (well) in the SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 29, Twp. 6 North, Range
45 East, B. M.

The date of priority which said
user is prepared to establish is
Sept. 4, 1948.

MARK R. KULF,

State Reclamation Engineer
Pub. S24-01-2-15, 1953

13.34

20641

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20641

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. V. Jay Rappleye, deceased (Eiley D. Rappleye, surviving wife,) 40,
farmer, Tetonia, Idaho

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

Ans. ---

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

Ans. 20641, Sept. 11, 1948, approved date. ---

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

Ans. Subterranean water; 50 ft. distant from the Southeast corner of the Southwest Quarter of the Northeast Quarter of Sec. 29, T. 6 N. 45 E. B. M. in the SW 1/4 NE 1/4 of Sec. 29, T. 6 N. 45 E. B. M. County of Teton, 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. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined.

Ans. 238 ft. in depth, 20" perforated steel casing, the water is pumped out of a 12" outlet, pumped with a propane fuel engine (Moline motor), said works will convey 200" to place of use through ditches, measured with a mechanical measuring device.

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. Irrigation on Cultivated land, as result can raise potatoes, hay, etc is used on SW 1/4 NE 1/4, NE 1/4 NW 1/4, SW 1/4 NW 1/4, SE 1/4 NW 1/4, total 200 acres.

20641

Ques. 7. If for other than 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. ~~at least 2 inches per 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. ~~The permit originally issued in name of V. Jay Rappleye, now deceased, final proof being made by Eiley D. Rappleye, surviving wife.~~

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

Ans. ~~The water appropriated under the above permit has been used during the summers of 1949, 50, 51, 52, 53, in amounts varying to the maximum of 200 inches.~~

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. ~~90" of water from Spring Creek, priority June 1, 1898; 110" of water from Badger Creek, priority June 1, 1899; 70 acre-feet Island Park Reservoir water. These water rights almost worthless because of late priority.~~

(Sign)

Eiley D. Rappleye

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 Driggs, Idaho County of Teton, State of Idaho, on this 26th day of Oct.,

A. D. 1953.

19. L. For

My commission expires Dec. 28, 1953

Ad Eiley D. Rappleye is the surviving wife of V. Jay Rappleye, deceased, the original permit holder, who, with Scotty Aloa and George Bryce Rappleye, children of the deceased, are entitled to the ownership of all property left by the decedent, proof of which is inclosed. Therefore it is suggested that the license now being sought be in the names of Eiley D. Rappleye, surviving wife, and Scotty Aloa and George Bryce Rappleye.

20641

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20641

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. Warren Fullmer, 54, Tetonia; Farmer; Tetonia, Idaho

Ques. 2. Are you acquainted with Mrs. Eiley Rappleye, surv. wife,
Jay Rappleye, deceased., the
holder of Permit No. 20641? How long have you known him and where does
he reside? worked with him for three years, Tetonia, Idaho

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 20641, 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 con-
veying water from point of diversion to place of use.

Ans. Subterranean water, 50 ft. distant from the southeast corner of the
Southwest Quarter of the Northeast Quarter of Sec. 29, T. 6 N. 45 E. B. M. in
the SW 1/4 NE 1/4 of Sec. 29, T. 6 North R. 45 E. B. M. County of Teton, Idaho

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

Ans. 4 cu. ft. per second; I have seen this much conveyed.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons
per minute have you seen the pump deliver, and how did you measure or estimate the
amount?

Ans. I have seen 200 miners inches pumped; it was measured with a weir,
or mechanical measuring device.

20641

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation, cultivated land, as result can raise potatoes, hay, etc.
Is used on SW1/4NE1/4; NE1/4NE1/4, NW1/4NW1/4, SW1/4NW1/4, SE1/4NW1/4; equalling 200 acres.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. -----

Ques. 9. (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. gravelly loam, porous, takes 1 to 2 in. for profitable irrigation.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. no.

Ques. 11. 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 it in operation for the last four summers; and actually know the water has been fully utilized in the maturity of the crops grown thereon; has seen the full amount appropriated.

(Signed) Warren Bullmer

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 Driggs, Idaho, County of Teton, State of Idaho, on this 26th day of Oct., A. D. 1953.

F. L. Forbush

Notary Public.

My commission expires Dec. 28, 1953

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20641

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. Oscar Fullmer, 72, retired farmer, Tetonia, Idaho

Ques. 2. Are you acquainted with (Jay Rappleye deceased) Mrs. Rappleye, surv. wife, Wiley/, the holder of Permit No. 20641? How long have you known him and where does he reside? three years, Tetonia, Idaho

Ans. _____

Ques. 3. Have you read or heard read said Permit No. 20641, 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. Subterranean water; 50 ft. distant from the Southeast corner of the Southwest Quarter of the Northeast Quarter of Sec. 29, T. 6 N. 45 E. B. M. in the SW 1/4 NE 1/4 of Sec. 29, T. 6 North N. 45 E. B. M. County of Teton, Idaho

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. 4 cu. ft. per second; I have seen this much conveyed.

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. I have seen 200 miners inches pumped; it was measured with a weir or mechanical measuring device.

20641

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation, cultivated land, as result can raise potatoes, hay, etc. is used on SW¹/₄NE¹/₄, NE¹/₄NW¹/₄; NW¹/₄NW¹/₄, SW¹/₄NW¹/₄, SE¹/₄NW¹/₄ -- total 200 acres.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. --

Ques. 9. (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. gravelly porous loam, takes 1 to 2 in. for profitable irrigation.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. none

Ques. 11. 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 it in operation for the last four summers; and actually know the water has been fully utilized in the maturity of the crops grown thereon; has seen the full amount appropriated.

(Signed) Oscar Fuller

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 Driggs, Idaho, County of Teton, State of Idaho, on this 26th day of Oct., A. D. 1953.

Walter L. Smith

Notary Public.

My commission expires Dec. 28, 1953

20641

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Re: Permit No. 20641

Date: September 19, 1953

Teton Valley News

Tetonia, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for four consecutive weeks prior to **October 26, 1953** the date set for proof, the expense of the publication to be paid by the applicant, **Mrs. Eiley D. Rappleye** of **Tetonia 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, in order that we may check same.

Very truly yours,

MARK R. KULP

State Reclamation Engineer
By

Chief Clerk

20641

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

Notice is hereby given that at 10 A. M. on the 26th day of October, 1953,
at Driggs, County of Teton, State of Idaho, before
H.S. Forbush Notary Public, proof will be submitted of the
application to beneficial use of 4 cubic feet per second of the waters of subterranean(well)
in accordance with the terms and conditions of Permit No. 20641
heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Estate of
V. Jay Rappleye, Tetonia, Idaho

The use to which said water has been applied is irrigation

The amount applied to beneficial use is 4 second feet

The place where said water is used ~~for irrigation, give full and accurate description of the lands irrigated~~
SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of Section 29, Twp. 6 North, Range 45 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 _____

The right to take water from such works is based upon Permit No. 20641

The source of supply from which such water is diverted is Subterranean (well) in the SW $\frac{1}{4}$ NE $\frac{1}{4}$
Section 29, Twp. 6 North, Range 45 East, B. M.

The date of priority which said user is prepared to establish is Sept. ⁴ 11, 1948

MARK R. KULP

State Reclamation Engineer.

20641

✓
September 19, 1953

RE: Permit No. 20641

Mr. H. S. Forbush
Attorney at Law
Driggs, Idaho

Dear Mr. Forbush:

In accordance with your letter of September 17, 1953, we are sending the Teton Valley News notice of beneficial use proof to be made October 26, 1953, on Permit No. 20641 in the name of the Estate of V. J. Rappleye, with instructions to publish it once a week for four weeks prior to that date and to send Mrs. Rappleye the affidavit of publication together with statement of costs.

We enclose the necessary forms of deposition to be used in making this proof consisting of one for the permit holder and one for each of two disinterested witnesses.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20641

H. S. FORBUSH

Attorney at Law

DRIGGS, IDAHO

September 17, 1953

RECEIVED
SEP 19 1953
Department of Reclamation

Mr./ Mark R. Kulp
State Engineer
Department of Reclamation
Boise, Idaho

Dear Sir:

RE: Permit number 20641 in name of V. Jay Rappleye

I enclose authorization for the making of proof of beneficial use of the waters under the above permit holding, same being in behalf of Mrs. Eiley D. Rappleye, surviving wife of V. Jay Rappleye, deceased, together with the notice of time for making such proof.

I trust that the enclosed are in due form.

Very truly yours,

H. S. Forbush



20641

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date).....Sept. 16, 1953.....

(P. O.).....Tetonia, Idaho.....

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho.

Dear Sir:

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

Eiley W. Rappleye
In behalf of V. Jay Rappleye

(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.

20641

September 5, 1953

RE: Permit No. 20641

Mr. H. S. Forbush
Attorney at Law
Driggs, Idaho

Dear Mr. Forbush:

We enclose Certificate of Completion of Works issued under Permit No. 20641 in the name of Jay Rappleye, for the diversion of $\frac{1}{4}$ second feet of water from a well in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29, Township 6 North, Range 45 East, B.M., for irrigation of land in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of said section.

We also enclose departmental receipt No. 26169 for the \$5.00 fee in connection therewith.

We note your request for the forms necessary to make proof of beneficial use. Notice should be made in duplicate on Form 10 enclosed and both copies returned to this department together with Form 11.

However, when the license is issued it will have to be in the name of the Jay Rappleye Estate unless some instrument is sent to this department for record showing the title vested in his widow and children, as mentioned in your letter of September 2, 1953.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:fg
Enc.

20641

H. S. FORBUSH
Attorney at Law
DRIGGS, IDAHO

RECEIVED
SEP 4 1953
Department of Reclamation

September 2, 1953

Mr. Mark R. Kulp
State Engineer
Department of Reclamation
Boise, Idaho

Dear Sir:

RE: permit number 20641 in name of Jay Rappleye

Please find enclosed the affidavit of completion of works under the above permit number, which was made in the name of Jay Rappleye, who is now deceased, and his surviving spouse, Mrs. Eiley D. Rappleye makes the affidavit in her own name.

I personally know that Mr. Rappleye's estate has been probated, wherein the entire estate of his was vest in his wife and children.

Request is now made for the forms necessary to make proof of beneficial application of the waters appropriated under the above permit number.

Very truly yours,


H. S. Forbush

20641

Permit No. 20641

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

ss.

County of Teton

her

Mrs. Eiley D. Rappleye, being first duly sworn, upon her 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 20641, and that his postoffice address is Teton, Idaho, State of Idaho.

Second: That the name of the stream from which said water is to be diverted is Subterranean water (well)

Third: That the point of diversion of said water is 50 feet distant from the SE corner of the SW 1/4 of the NE 1/4 of Section 29 6N 45E B.M. SW 1/4 NE 1/4 of Section 29 6N 45 E.B.M. County of Teton, Idaho

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by September 11, 1953.

Fifth: That the use for which said water is intended is Irrigation.

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 Well, approximately 75 feet deep, 20" in diameter; pump with electric motor or Diesel Motor and irrigation ditches (use irrigation pump, ditches or otherwise)

II. Dimensions of work: Well, 75 feet deep, 20" in diameter

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir acre feet.

(c) Size of headgate: Width 4 feet, height 3 feet.

(d) Conduit (ditch) width at bottom 4 feet, width at water line 5 feet. (State whether ditch, flume or pipe)

feet, depth of water 2 feet; diameter of pipe inches, average grade per mile is feet. Length of conduit is miles.

Seventh: That said works are capable of conducting to the place of intended use 4 second feet of water.

Eighth: That water appropriated under said permit is available for 200 acres of land described as follows: All of the Northwest Quarter all in Section 29 SW 1/4 of NE 1/4 all in Township 6 45 E.B.M.

Ninth: Remarks: That The within named affiant is the surviving wife of the said Jay Rappleye, deceased, who made the original application.

Jay Rappleye (deceased)
Mrs. Eiley D. Rappleye
(Sign Here)

Subscribed and sworn to before me this 2nd day of September, 1953.

My commission expires December 28, 1953

Notary Public.

20641

State of Idaho
DEPARTMENT OF RECLAMATION
BOISE

July 1, 1953

INSTRUCTIONS

Mr. Jay Rappleye
C/o Albaugh, Bloem & Hillman
Box 428
Idaho Falls, Idaho

PROOF OF COMPLETION OF WORKS

Boise, Idaho

Dear Sir:-

Under the terms of your Permit No. 20641 you are required to complete your diversion works on or before September 11, 1953. I enclose herewith blank affidavit to be filled out, sworn to by you before a Notary Public or a Justice of the Peace, and returned to this office on or before the above date, or within ten days thereafter, for the purpose of making proof of completion under the permit. Upon receipt of this affidavit in this office, provided the same satisfactorily shows the completion of the works substantially in accordance with the terms of the permit, together with a fee of \$5.00, a Certificate of Completion will be issued to you.

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

Yours truly,

MARK R. KULP

State Reclamation Engineer

20641

September 16, 1948

Re: Permit No. 20641

Mr. Ralph L. Albaugh
201 Rogers Building
Idaho Falls, Idaho

Dear Mr. Albaugh:

We enclose Permit No. 20641 in the name of Jay Reppleys together with Departmental Receipt No. 20661 for the \$5.75 filing fee.

We direct Mr. Reppleys's attention to the limitations and conditions of this permit as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

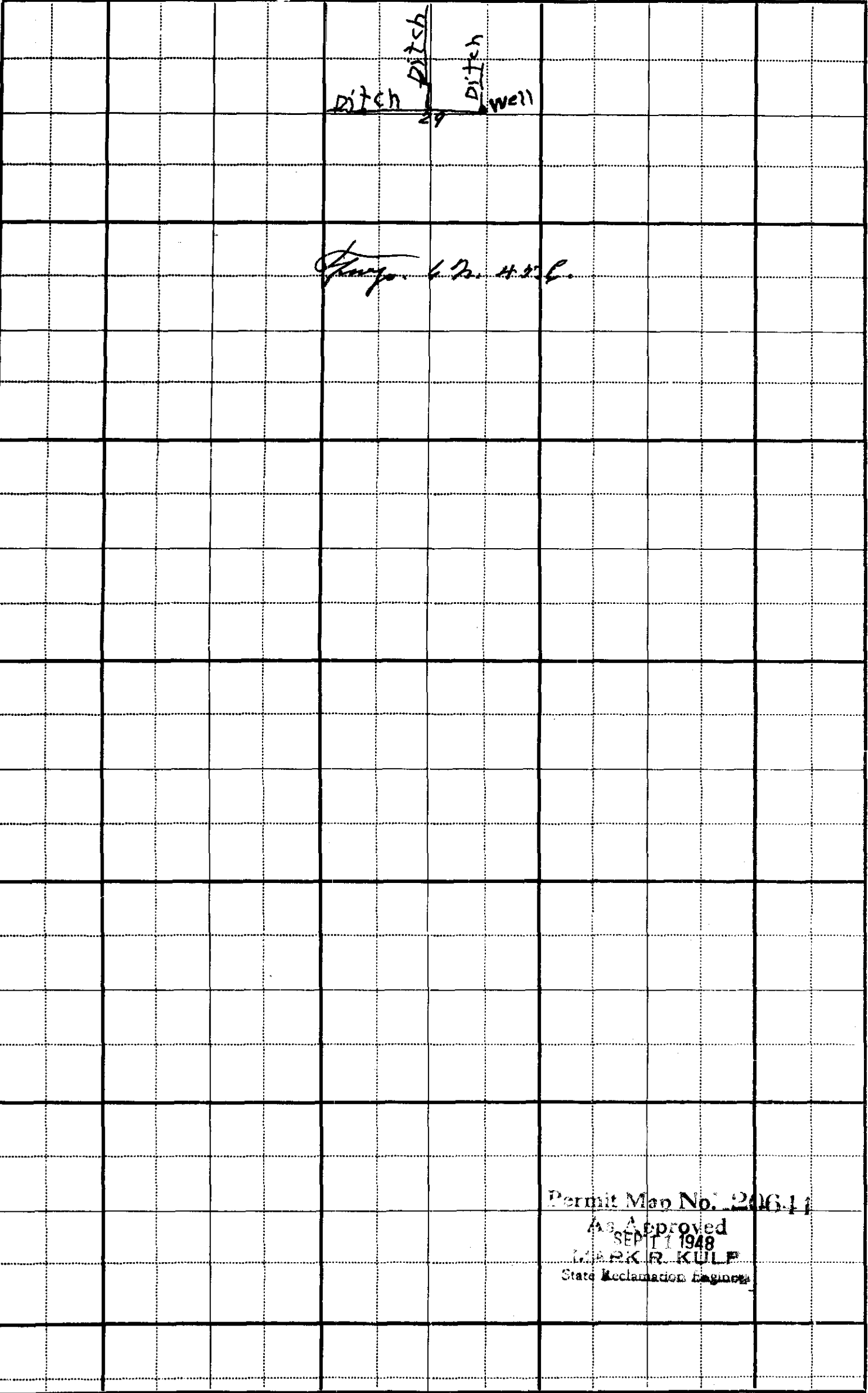
MAUR R. KULP
State Reclamation Engineer
By

Chief Clerk

A/gt

Encls.

20641



20641

28274 ✓

September 4, 1948

Mr. Ralph L. Albaugh
201-205 Rogers Building
Idaho Falls, Idaho

Dear Mr. Albaugh:

We acknowledge receipt of your letter of September 3 enclosing duplicate applications of Jay Keppley to appropriate four (4) second feet of subterranean water.

The filing fee on this amounts to \$5.75 and we have filled in your check for this amount.

For your information will say that duplicate applications are not required as the original application when approved and signed is returned to the applicant and a record made of same on a special form filed in this Department.

We enclose several copies of Form 1 as requested.

Very truly yours,

MARK E. FULP
State Reclamation Engineer
By

Chief Clerk

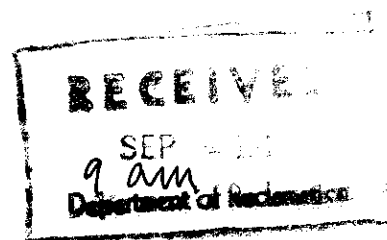
A/gt

Enc. 3

20641

RALPH L. ALBAUGH
LAWYER
201-205 ROGERS BLDG.
IDAHO FALLS, IDAHO

September 3, 1948.



Commissioner of Reclamation,
State House,
Boise,
Idaho.

Dear Sir:

Enclosed you will find in duplicate application of Jay Rappleye for water permit in Teton County, Idaho; also our check to your order in blank amount to cover your fees, which you are authorized to fill in for the amount thereof.

If this application meets with your approval, kindly return same to me, and oblige.

Very truly yours,

A handwritten signature in dark ink, appearing to read "Ralph L. Albaugh". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

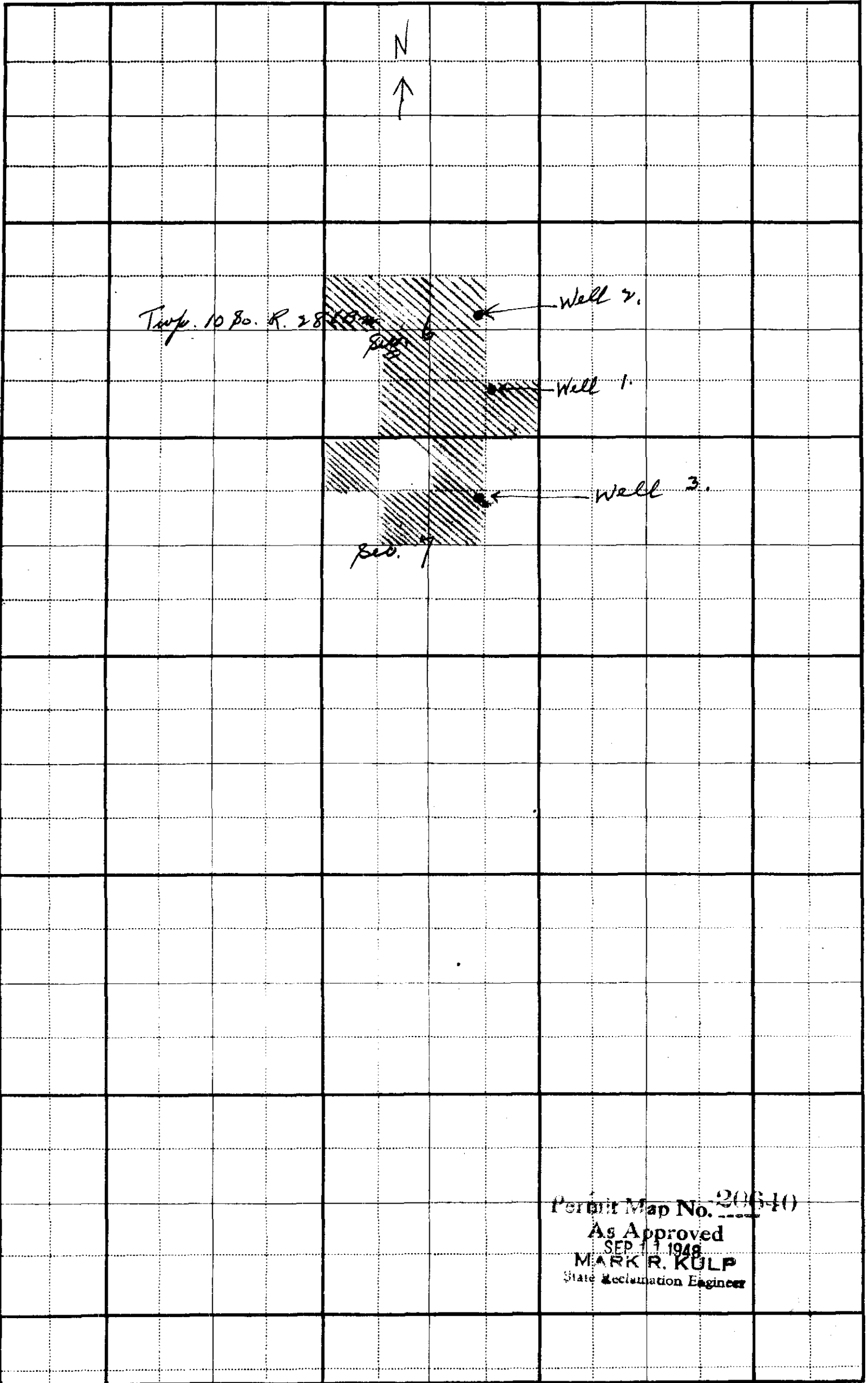
Ralph L. Albaugh.

Encls.

RLA:HR.

P.S. Would you please send us a supply of Form No. 1,
Application for Permit.

20641



Notice for Publication
OF, PROOF APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A.M. on the 26th day of October, 1953, at Driggs, County of Teton, State of Idaho, before H. S. Forbush, Notary Public, proof will be submitted of the application to beneficial use of 4 cubic feet per second of the waters of subterranean (well) in accordance with the terms and conditions of Permit No. 20641 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and postoffice address of the person or corporation holding said permit are Estate of V. Jay Rappleye, Tetonia, Idaho.

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

The amount applied to beneficial use is 4 second feet.

The place where said water is used SW $\frac{1}{4}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ of Section 29, Twp. 6 North, Range 45 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

The right to take water from such works is based upon Permit No. 20641.

The source of supply from which such water is diverted is Subterranean (well) in the SW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 29, Twp. 6 North, Range 45 East, B. M.

The date of priority which said user is prepared to establish is Sept. 4, 1948.

MARK R. KULP,
State Reclamation Engineer
Pub. S24-01-8-15, 1953