

T. 3 N., R. 3 W.

Deer Flat Lateral



Point of Diversion

State Hwy. # 20

RECEIVED

FEB 25 1949

Department of Reclamation

AFFIDAVIT OF PUBLICATION

State of Idaho, ss.
County of Canyon,

Margaret V. Martin, of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. I am the Principal Clerk of the Idaho Free Press, a daily newspaper published in the City of Nampa in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been continuously and uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That Saturday of each week has been designated as the particular day of the week on which legal notices required by law or by order of any Court of competent jurisdiction within the State to be published weekly, will be published in said Idaho Free Press in compliance with the provisions of Section 58-108 I. C. A. 1932, as added thereto by Chapter 154, 1933 Session Laws of Idaho, and the Publisher of this newspaper in conformity with the provisions of said law, does, at the head of the Editorial Column of said paper, and in each issue thereof, announce Saturday of each week as the day of the week on which legal notices required by law or by order of any Court of competent jurisdiction to be published weekly, will be published.

4. That the notice, of which the annexed is a printed copy was printed in said Saturday issue of said Idaho Free Press for a period of four successive weeks in the regular and entire issue of each Saturday publication of said paper during the period and time of publication and was printed in the newspaper proper and not in a supplement.

5. That said notice was published in each and every Saturday issue, beginning with the issue of January 29, 1949, and ending with the issue of February 19, 1949.

Subscribed and sworn to before me this 21st day

of February, 1949.

Margaret V. Martin

Horner L. Reinhardt
Notary Public for Idaho,
Residing at Nampa, Idaho.

My Commission Expires July 14, 1952

NOTICE FOR PUBLICATION

Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at 10:00 A. M. on the 22nd day of February, 1949, at 213 S. Kimball Ave., Caldwell, County of Canyon, State of Idaho, before H. A. Tatum, Notary Public, proof will be submitted of the application to beneficial use of 0.80 cubic feet per second of the waters of subterranean flow from a well in accordance with the terms and conditions of Permit No. 20297 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 Manley L. Ruse, R.F.D. 4, Caldwell, Idaho.

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

The amount applied to beneficial use is 0.80 cubic foot per second.

The place where said water is used is $E\frac{1}{2}$ SW $\frac{1}{4}$ Section 9, Twp. 3 North, Range 3 West, B. M. (All that portion lying East of the Forrest Canal.)

The name of the canal or ditch or other works by which said water is conducted to such place of use is (no name).

The right to take water from such works is based upon Permit No. 20297.

The source of supply from which such water is diverted is a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9, Twp. 3 North, Range 3 West, B. M.

The date of priority which said user is prepared to establish is February 13, 1948.

MARK R. KULP,
State Reclamation Engineer.
Jan. 29, Feb. 5, 12, 19, 1949.

20297

NAME OF APPLICANT

Manley L. Ruse

FORM No. 0

TOWNSHIP-3 NORTH RANGE-3 WEST

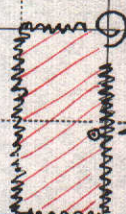
5

4

3

8

10



POINT OF DIVERSION - WELL

Permit Map No. 20297

As Approved

FEB 1 1948

K. R. KULP

Registration Engineer

State of Idaho
License and Certificate of Water Right

Water License No. 20297

Amount 0.8 c.f.s.

Water District No.

Priority February 13, 1948

THIS IS TO CERTIFY that MANLEY L. RUSE
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 5, 1948; that Permit No. 20297
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.80 second feet, was issued thereunder on January 24, 1949, showing that said works
were completed on the 21st day of January, 1949; and that on the 22nd
day of February, 1949, MANLEY L. RUSE

of Caldwell, 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
, a tributary of subterranean flow, for the purpose of Irrigation and
Domestic Use, under Use Permit No. 20297 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
12 of Licenses at page 7544, on the 9 day of January, 1948;
The right hereby confirmed dates from February 13, 1963;

The Point of Diversion is located
in the SE 1/4 SW 1/4 Sec. 9, Twp. 3 N, R. 3 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 0.8 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N	3 W	9	NE 1/4 SE 1/4	40	22
			Total number of acres to be irrigated:		42

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 January, 1963.

/s/ RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

63 2681

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

Application No. 27908
Permit No. 20297
District No.

1. Name of Applicant: MANLEY L. ROSE

Postoffice address: Rt. 3, Caldwell

County: Canyon

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: 0.80

cubic feet per second.

3. Source of water supply: Subterranean flow (well)

which is a tributary of - -

4. Location of point of diversion:

feet distant from the

corner of Section , T. , R. , B.M., and is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$

of Section 9 , T. 3 N. , R. 3 W. , B.M., County of Canyon

5. Water is to be used for Irrigation and domestic purposes

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

(a) Point of use of water:

feet distant from

corner of Section

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

of Section

, T. , R. , B.M.

(b) Amount of power generated:

H.P., under

feet head.

(c) Water is to be returned to

at a point

feet

distant from the

corner of Section

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

of Section

, T. , R. , B.M.

7. Estimated cost of works: \$ 3,000.00

8. Kind of works: Well, pump and 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

feet; height

feet;

11. Ditch: Width at bottom 2

feet; width at water line

5

feet; depth of water 0.5

feet;

dimensions of flume:

Diameter of pipe

inches; length of conduit

1/2

miles.

Average grade per mile 5.28

feet.

12. The time required for the completion of such work is One (1)

years.

13. The time required for the complete application of the water to the proposed use is None

additional years.

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

14-A. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Water right from Boise Project, Wilder Irrigation District for 40 acres,

15. (a) Is reservoir to be used? If so, fill in (b) and (c) below.
(b) Name of Reservoir and number of Storage Permit:
(c) Date of filing of Application for Storage Permit and Name of Applicant:

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

MANLEY L. RUSE

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 1:30 P. M. February 5, 1948.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 20297

Recorded in Book 73 Page 20297 Approved February 14, 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 April 14, 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 August 14, 1948

The whole of said work to be completed on or before February 14, 1949

Beneficial use of water appropriated in accordance herewith, to be made on or before February 14, 1949

Witness my hand this 14th day of February, 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 14th

day of February, 1948

STATE OF IDAHO

Countersigned:

(SEAL)

By J. D. "CY" PRICE

By C. A. ROBINS

Governor.

Secretary of State.

Remarks: Well- 8 inches and 150 feet deep. rumped well.

14.

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 $\frac{1}{4}$	
3 N.	3 W.	9									40			40					80
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that MANLEY L. RUSE of Caldwell, County of Canyon, and State of Idaho, the holder of Permit No. 20297, issued upon application No. 27908 bearing date of priority of February 5, 1948, authorizing the diversion of 0.80 second foot of the waters of subterranean flow from well, County of Canyon, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 0.80 second foot of the waters of said well; that the point of diversion of said waters is in the SE$\frac{1}{4}$ SW$\frac{1}{4}$ Section 9, Township 3 North, Range 3 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: All that part of the East Half of the East Half of the Southwest Quarter of Section 9, Township 3 North, Range 3 West, B.M., lying East of the Forrest Canal. Witness my hand this 24th day of January, A.D. 1949.																			
Proof of completion of works made January 21, 1949. Certificate of completion of works issued January 24, 1949.																			
															MARK R. KULP State Reclamation Engineer				
															LICENSE ISSUED FOR 0.8 SEC. FT. page 7544				

WATER RIGHT NUMBER 63-2681 ✓

OWNER LAST NAME - ROSE

FIRST NAME - MANLEY L. ✓

ORIG OWNER -

ADDRESS LINE 1 - R.F.D. 4 ✓

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - CALDWELL

STATE - ID ZIP CODE - 83605

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE - LICENSE

STATUS -

PRIORITY - 02-13-1948 COUNTY - CANYON

TOTAL DIV. RATE - .8000 -CFS

TOTAL DIV. VOLUME -

.00 AFA TRFR/AMEND -

WATER DIST. -

DLE/CAREY ACT -

RIGHT BASIS -

DIVERSION POINT - SESW 09 03N 03W LOT REDIV -

0.0 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 -

.8000 CFS

USE DIV. VOLUME -

.00 AFA

FROM - TO -

USE - DOMESTIC

USE DIV. RATE -

.0000 CFS

USE DIV. VOLUME -

.00 AFA

USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 03W SEC 09 TRACT NESW LOT

AC 22 TRACT SESW LOT

AC 20

DECREE NAME -

DATE -

TOTAL ACRES

42

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLE NG. - 20297

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED JDC

WATER RIGHT NUMBER 63-2681

WATER RIGHTS EDIT REPORT

08/23/79

PAGE 170

ACT
ION

N OWNER LAST NAME - RUSE

FIRST NAME - MANLEY R.

N CITY - CALDWELL STATE - ID

N SOURCE - GROUNDWATER

N STAGE - LICENSE

PRIORITY - 02-13-1948 COUNTY - CANYON TOTAL DIV. RATE - .8000CFS

N DIVERSION POINT - SESW 09 03N 03W

N USE - IRRIGATION

USE DIV. RATE - .8000CFS

N USE - DOMESTIC

N USE - IRRIGATION

PLACE OF USE - TWN 03N RNG 03W SEC 09 TRACT NESW

AC 22 TRACT SESW AC 20

OLD NO. - 20297

IDENT. NO. 63-2681

WATER RIGHT
DATA ENTRY LOG

[illegible]

WATER RIGHT ANALYSIS FORM

- DATA ENTRY -

Identification No. 20297 / 63-2681
 Old No. New No.

Record

1. Original Owner: Manley L. Ruse

Present Owner: _____

2. Address:

3. City: Caldwell State: ID Zip: _____

4. A. Source of Water: grw

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: 2-13-1948

D. County: 27

E. Total Diversion Rate: .8

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>SE SW</u>	<u>9</u>	<u>3 N</u>	<u>3W</u>	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____
	_____	_____	_____	_____	_____	_____

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

from _____ to _____ for A purposes. Amount .8
 (cfs or ~~AG FT/yr~~)

from _____ to _____ for D purposes. Amount _____

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 _____

8. Use Code: A *82079*

[illegible]

9. A. Decree Name:

B. Decree Date:

10. Remarks: A.
B.
C.
D.
E.

11. Other Uses (Non-irrigation explanatory information):

12. Other Rights for Same Use:

13. A. Proof Due Date:

B. Date Permit Approved or Denied:

C. Protested Date:

D. Hearing Date:

E. Old Number: 20297

F. Proof Made (P or blank):

G. Field Exam Made (P,R,F or blank):

H. Conditions of Approval: _____

14. Diversion Means (brief narrative):

May 31, 1972

Re: License No. 63-2681 - Manley L. Ruse

Mr. Robert Thompson
Federal Land Bank
Post Office Box #789
Caldwell, Idaho

Dear Mr. Thompson:

Pursuant to your telephone request of May 25, 1972, find enclosed one (1) copy of the above referenced License.

If we may be of any further assistance to you in this, or any other matter, please do not hesitate to contact this Department.

Sincerely,

Dorian Clay
Water Resource Examiner
Western District

DC:CS

Enc: referenced copy

63 2681

January 9, 1963

RE: Permit No. 20297
Manley L. Ruse

Walter Russell
Rt 4
Caldwell, Idaho

Dear Mr. Russell:

Enclosed is the License and Certificate of Water Right on
Permit No. 20297 in the name of Manley L. Ruse.

Also enclosed is departmental receipt No. 31386 in the
amount of \$4.00 covering the fee for the license.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

Enc. license
receipt

20297

February 28, 1950

Re: Permit No. 20297

Mr. Menley L. Ruse
R.F.D. 4
Caldwell, Idaho

Dear Mr. Ruse:

We now have on file the report of our Field Engineer on examination for Beneficial Use on your Permit No. 20297.

This report shows that you have irrigated 42 acres in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9, Township 3 North, Range 3 West, B.M.

Therefore, upon receipt of the statutory fee of \$4.00, a License will be issued for .2 of a second foot of water from a well located on the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A:bn

20297

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

Permit No. 20297This proof is for Beneficial use In Water District No. _____1. Name of applicant Manley L. Ruse, R. F. D. 4, Caldwell, Idaho2. Source of water supply: Subterranean (from well)3. Location of point of diversion: Is in the SE 1/4 SW 1/4 of Section 9T. 3 N. R. 3 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: _____

Well, 145 feet deep with 145 feet of 8 inch casing.Water level down 72 feet.A Denning Deep Well Turbine pump with a 15 H.P. motor, 1750 R.P.M.220/440 volts, 40/60 cycles, and a 6 inch discharge pipe to ditches.5. Water is used for: Irrigation and domestic purposes6. 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):

NE 1/4 Section 9, Township 3 North, Range 3 West, B. M.(All that portion lying East of the Forrest Canal)

Denning D. W. turbine
15 HP. 1750 R.P.M. 220-440 volts
6" discharge pipe to ditches 40-60 cycles

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

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

Remarks: _____

This examination was made on the 12 day of April, 1949(Signed) A. A. Johnson Examiner.

20297

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 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.
 6. Give general characteristics of soils, topography, and crops raised.
-

Manley L. Ruse
Rt. 4, Caldwell, Idaho

Permit No. 20297

Examination for Beneficial use

County Canyon

RECEIVED
FEB 25 1950
Department of Reclamation

T. 3 N., R. 3 W.

Deer Flat Lateral



Point of Diversion

State Hwy. # 20

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 80297

REPORT ON PROOF OF Beneficial use

well 145' W.L. 72' down,
Cased 8" x 145'

.8 cfs
surk

app. 0.8 cfs

42 acres
2-40's

February 28, 1949

Re: Permit No. 20297

✓
Mr. Menley L. Ruse
R.F.D. #4
Caldwell, Idaho

Dear Mr. Ruse:

We acknowledge receipt of the depositions of yourself and two witnesses, and we have also received the Affidavit of Publication from the Idaho Free Press, all in proof of Beneficial Use under your Permit No. 20297.

Before final action is taken in the 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, as this Department has but one Field Engineer who makes examinations all over the State.

However, Mr. Tolman, Field Engineer for this Department, will try and contact you at the time he makes the examination, in order that you may arrange to show him over the grounds.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

Chief Clerk

A:bh

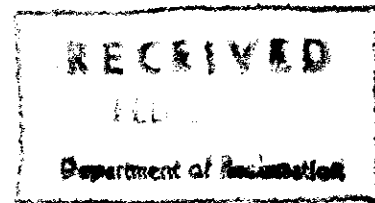
20297

ESTABLISHED 1892

INCORPORATED 1909

CANYON ABSTRACT & TITLE Co., Ltd.
CALDWELL, IDAHO

February 22 1949



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

Gentlemen:

RE: PERMIT NO. 20297 - Manley L. Ruse
E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 9 T. 3 N. R. 3 W. B. M.
Canyon County, Idaho
PROOF OF APPLICATION WATER FOR
BENEFICIAL USE.

In above connection find herewith:

1. Deposition of Holder - Manley L. Ruse.
2. Deposition of Witness: Chester B. Stahn.
3. Deposition of Witness: M. J. Moore

The 3 depositions were completed today in this
office according to your letter of instructions dated
January 27 1949.

Yours truly,

A handwritten signature in cursive script, appearing to read "H. A. Tatum".

H. A. Tatum

20297

RECEIVED

Department of Reclamation

AFFIDAVIT OF PUBLICATION

State of Idaho, ss.
County of Canyon,

Margaret V. Martin, of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. I am the Principal Clerk of the Idaho Free Press, a daily newspaper published in the City of Nampa in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa, and has been continuously and uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That Saturday of each week has been designated as the particular day of the week on which legal notices required by law or by order of any Court of competent jurisdiction within the State to be published weekly, will be published in said Idaho Free Press in compliance with the provisions of Section 58-108 I. C. A. 1932, as added thereto by Chapter 154, 1933 Session Laws of Idaho, and the Publisher of this newspaper in conformity with the provisions of said law, does, at the head of the Editorial Column of said paper, and in each issue thereof, announce Saturday of each week as the day of the week on which legal notices required by law or by order of any Court of competent jurisdiction to be published weekly, will be published.

4. That the notice, of which the annexed is a printed copy was printed in said Saturday issue of said Idaho Free Press for a period of four successive weeks in the regular and entire issue of each Saturday publication of said paper during the period and time of publication and was printed in the newspaper proper and not in a supplement.

5. That said notice was published in each and every Saturday issue, beginning with the issue of January 29, 1949, and ending with the issue of February 19, 1949.

Margaret V. Martin
Subscribed and sworn to before me this 21st day
of February, 1949.

Harmon L. Reinhardt
Notary Public for Idaho,
Residing at Nampa, Idaho.

My Commission Expires July 14, 1952

NOTICE FOR PUBLICATION

Notice of Proof Application of Water to Beneficial Use

Notice is hereby given that at 10:00 A. M. on the 22nd day of February, 1949, at 211 S. Kimball Ave., Caldwell, County of Canyon, State of Idaho, before H. A. Tatum, Notary Public, proof will be submitted of the application to beneficial use of 100 cubic feet per second of the water of subterranean flow from a well in accordance with the terms and conditions of Permit No. 20297 heretofore issued by the Department of Reclamation of the State of Idaho.

The name and post office address of the person or corporation holding said permit are Manley L. Ruse, P. O. Box 1, Caldwell, Idaho.

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

The amount applied to beneficial use is 0.80 cubic feet per second.

The place where said water is used is E. 1/2, S. 1/2, Section 17, T. 2 N., R. 10 E., Range 1 West, B. M. (All that portion lying East of the Forrest Canal).

The name of the canal or ditch or other works by which said water is conveyed to such place of use (no name).

The right to take water from such works is based upon Permit No. 20297.

The source of supply from which such water is derived is a well in the SE 1/4 SW 1/4 Section 9, T. 2 N., R. 10 E., B. M.

The date when said user is prepared to establish February 13, 1948.

MARK R. R. 1948
State Reclamation Engineer.
Jan. 25, Feb. 5, 12, 1949.

20297

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 20297

Proof of Application of Water to Beneficial Use

Deposition of Holder

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

Ans. Manley L. Ruse, residing on the land hereinafter described,
occupation farmer, Post Office address R.F.D. #4 Caldwell, 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. Permit No. 20297 Priority May 15 1948.

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

Ans. 8" well, 145 ft. deep, located on Northeast $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 9 Twp. 3 N. R. 3 W. B. M. Canyon County, 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. 1/2 mile of ditches, running North and South from the well; ditches are approximately 2 ft. wide at the bottom and about 5 ft. wide at the top. Ditches are capable of carrying 50 inches of water. These are private ditches on my own private land and have no designated names. Water from ditches is controlled by various hedgates.

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. Irrigates 40 acres of land situated in the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Sec. 9 Twp. 3 N. R. 3 W. B. M. in Canyon County, Idaho. Land is planted to diversified cultivated crops. The land was arid and had not been cultivated before the well was in use. With the use of the water from the well, the land has been reclaimed, cultivated and produces crops.

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

Ans.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20297

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. Chester S. Stahn, age 59, R#4, Caldwell, Idaho, occupation, farmer,
P.O. Address, R#4, Cald well, Idaho

Ques. 2. Are you acquainted with Manley L. Ruse, the
holder of Permit No. 20297 yes? How long have you known him and where does
he reside?

Ans. Have known Manley L. Ruse, 3 years. He resides at R#4 Caldwell,
Idaho.

Ques. 3. Have you read or heard read said Permit No. 20297 yes, 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. 145 ft. 8 inch well located on the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 9
Twp. 3 N. R. 3 W. B. M. in Canyon County, Idaho, with ditches constructed
on approximately 40 acres of the East $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 9
Twp. 3 N. R. 3 W. B. M. Canyon County, 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. Ditches are capable of carrying from 40 to 60 inches of water,
and have so conveyed.

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

Ans. Used to irrigate about 40 acres of the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Section 9
Twp. 3 N. R. 3 W. B. M. Canyon County, Idaho. Land is cultivated and grows
diversified crops. The land was arid prior to the use of water from
the said well; subsequent to the use of said water from said well,
the land has been reclaimed and cultivated and crops grown thereon.

20297

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 20297

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. M.J. MOORE, age 39, residing R.F.D. #4, Caldwell, Idaho,
occupation: farmer; Post Office Address R.F.D. #4, Caldwell, Idaho

Ques. 2. Are you acquainted with Manley L. Ruse, the
holder of Permit No. 20297 yes, ? How long have you known him and where does
he reside?

Ans. Have known Manley L. Ruse 4 years. He resides at R#4 Caldwell, Idaho
on the land hereinafter described.

Ques. 3. Have you read or heard read said Permit No. 20297 yes, 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. 145 ft., 8 inch well located on NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 9 Twp. 3
N.R. 3 W.B.M. in Canyon County, Idaho together with about $\frac{1}{2}$ mile of
ditches to convey water for irrigation of about 40 acres of the East $\frac{1}{2}$
of the Southwest $\frac{1}{4}$ of Section 9 Twp. 3 N.R. 3 W.B.M. in Canyon County,
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. Works will carry from 40 to 50 inches of water and I have
seen that much conveyed in the ditches, from said well.

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

Ans. Water is used from said well to irrigate about 40 acres of
the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ of Sec. 9 Twp. 3 N.R. 3 W.B.M. Canyon County, Idaho
through about $\frac{1}{2}$ mile of ditches of sufficient size to carry about 40 or
50 inches of water. The land was desert prior to the time the well was
ready for use, and had not been reclaimed or cultivated; subsequent to
May 15 1948 said land has been reclaimed and used for diversified
cultivated crops by use of water from said well and ditches and none other.

20297

GENTLEMEN:

WE WISH TO ACKNOWLEDGE RECEIPT OF NOTICE FOR
PUBLICATION FOR MANLEY L. RUSE.

WE HAVE SCHEDULED THIS TO RUN JAN. 29, FEB. 5,
12, 19, 1949.

YOURS VERY TRULY,

M. V. Martin

M. V. MARTIN - BKKPR.

20297

RECEIVED

Department of Reclamation



THIS SIDE OF CARD IS FOR ADDRESS



JÉANNE L. ANDERSON - CHIEF CLERK
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

20297

✓
January 27, 1949

Re: Permit No. 20297

Mr. H. A. Tatum
213 South Kimbell Avenue
Caldwell, Idaho

Dear Mr. Tatum:

Reference is made to your letter of January 26 in reply to our inquiry as to the date for making beneficial use proof under Permit No. 20297 in the name of Menley L. Ruse.

We have completed the notice and designated 10:00 A.M., February 22, 1949, as the time for making the proof, and have sent a copy of the notice to the Idaho Free Press with instructions to publish it once a week for four consecutive weeks prior to that date and to send Mr. Ruse the affidavit of publication together with statement of costs.

Since this proof was due on or before February 14, 1949, and it is now too late to make the proof before February 22, the original priority of February 5, 1948, will be set forward the eight days the proof is past due, that is, to February 13, 1948.

We enclose the necessary forms for making this proof consisting of one for Mr. Ruse and one for each of two witnesses and at the time set he should appear before you together with two disinterested witnesses who are familiar with the terms of his permit and the work done thereunder for the purpose of executing the depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

A/gt
Encls.
CC: Mr. Menley L. Ruse

Chief Clerk

20297

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Date: **January 27, 1949**

Re: Permit No. 20297

Idaho Free Press

ampa, Idaho

Gentlemen:

Enclosed you will find notice for publication once
a week for four consecutive weeks prior to **February 22, 1949**
the date set for proof, the expense of the publication to be
paid by the applicant, **Manley L. Ruse** of **Route 4,**
Idaho
Caldwell, 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,

MARK H. KULP

State Reclamation Engineer

By

Chief Clerk

Enclosure:

Enclosed you will find notice for publication once
a week for four consecutive weeks prior to
the date set for proof, the expense of the publication
being paid by the applicant, **20297**

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

Notice is hereby given that at 10:00 A. M. on the 22nd day of February, 19 49,
at 213 S. Kimball Ave., / Caldwell, County of Canyon, State of Idaho, before
H. A. Tatum, Notary Public., proof will be submitted of the
application to beneficial use of 0.80 cubic feet per second of the waters of subterranean flow
from a well in accordance with the terms and conditions of Permit No. 20297
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.....

Manley L. Ruse, R. F. D. 4, Caldwell, Idaho

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

The amount applied to beneficial use is 0.80 cubic feet per second

The place where said water is used (if for irrigation, give full and accurate description of the
~~land irrigated~~ E $\frac{1}{2}$ SW $\frac{1}{4}$ Section 9, Twp. 3 North, Range 3 West, B. M.
(All that portion lying East of the Forrest Canal.)

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. 20297

The source of supply from which such water is diverted is A well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9,
Twp. 3 North, Range 3 West, B. M.

The date of priority which said user is prepared to establish is February 13, 1948

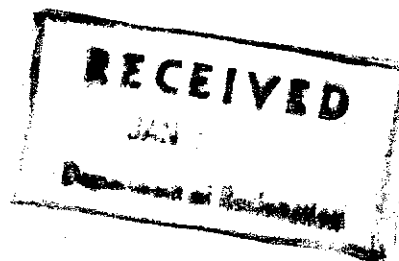
MARK R. KULP

State Reclamation Engineer.

20297

CANYON ABSTRACT & TITLE CO., LTD.
CALDWELL, IDAHO

January 26 1949



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

Dear Sir:

RE: PERMIT NO. 20297 - Manley L. Ruse
R#4
Caldwell, Idaho
E $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 9 T. 3 N.R. 3 W.B.M.

Your letter of January 25 1949 to Manley L. Ruse, R#4, Caldwell, Idaho, in above connection, was referred here for reason that Mr. Ruse is not at home at present and will not be at home for a week or two.

The Notice which you sent was left blank for reason that we did not know what date you would set for making proof, and, we seem to recall that some other information was missing or not available.

You may set the date for making proof. Please designate any date suitable as soon after notice may be given as possible.

Proof may be made at 213 South Kimball, Avenue, in Caldwell, Idaho, before H. A. Tatum, Notary Public.

Yours truly,

A handwritten signature in cursive script, appearing to read "H. A. Tatum".

H. A. Tatum

PS. The Post Office Dept. has recently changed the R.F.D. number on which Mr. Ruse resides to R.F.D.#4, Caldwell, Idaho. Please correct your record.

20297

✓
January 25, 1949

Re: Permit No. 20297

Mr. Manley L. Ruse
Route 3
Caldwell, Idaho

Dear Mr. Ruse:

We enclose Certificate of Completion of Works issued under your Permit No. 20297 for the diversion of 0.80 second foot of water from a well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 9, Twp. 3 N., Range 3 W. B.M., for irrigation and domestic use on a portion of the E $\frac{1}{2}$ SW $\frac{1}{4}$ of said section.

We also enclose Departmental Receipt No. 21228 for the \$5.00 fee paid by you in connection with proof of completion of works.

In sending your proof of completion of works you enclosed blank forms for notice of beneficial use proof and authorization for us to have the notice published in the Idaho Free Press of Nampa. However, you failed to designate the time and place and name of Notary Public before whom this proof is to be made. It was expected that you would fill out these forms in duplicate and return them to us for forwarding to the newspaper, but we shall be glad to fill out these forms for you if you will give us the information requested above, that is, the time and place for making this proof (which should be far enough ahead to allow for four weeks publication) and the name of the Notary Public before whom you expect to make the proof.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

A/gt
Encls.

20297

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) January 21st 1949

(P. O.) R#4, Caldwell, Idaho

STATE RECLAMATION ENGINEER

TO THE ~~COMMISSIONER OF RECLAMATION~~:

Boise, Idaho.

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the
IDAHO FREE PRESS of Nampa, Idaho, published in
the county in which the works are situated.

✓ Manley L. Reese

(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.

20297

STATE OF IDAHO
Department of Reclamation

Proof of Completion of Works

AFFIDAVIT OF HOLDER

STATE OF IDAHO

County of Canyon

ss.

Manley L. Ruse

, 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. 20297, and that his postoffice address is R#4 Caldwell,
State of Idaho

Second: That the name of the stream which said water is to be ~~directed~~ ^{diverted} is _____

Drilled well

Third: That the point of diversion of said water is The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$ of
Section 9 Twp. 3 N.R. 3 W.B.M. and in the Northeast corner thereof.

Fourth: That under the terms and conditions of said permit, construction thereunder was required to be completed by Feb. 14, 1949.

Fifth: That the use for which said water is intended is irrigating a farm.

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: Drilled well.

(Reservoir, dam, ditch, flume, pipe or otherwise)

II. Dimensions of work: 8" well 145 feet deep.

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

(State whether wood, earth, stone or concrete)

(b) Capacity of reservoir _____ acre feet.

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

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

feet, depth of water _____ 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 50.1 inches
_____ second feet of water.

Eighth: That water appropriated under said permit is available for 40
acres of land described as follows: All that part of the East $\frac{1}{2}$ of the
East $\frac{1}{2}$ of the Southwest $\frac{1}{4}$ of Section 9 Township 3 North Range 3
West of the Boise Meridian, in Canyon County, Idaho, lying East of
the Forrest Canal.

Ninth: Remarks: That _____

Manley L. Ruse
(Sign Here)

Subscribed and sworn to before me this 21st day of 21st January, 19 49.

My commission expires July 26 1950

Notary Public.
Residing in Caldwell, Idaho.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Mr. Manley L. Ruse
Route 3
Caldwell, Idaho

BOISE

December 1, 1948

Dear Sir:

Under the terms of your permit No. 20297 you are required to complete your diversion works and make proof of beneficial use on or before February 14, 1949.

We enclose herewith a blank affidavit to be filled out, sworn to by you before a Notary Public of 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 of Works will be issued to you.

We also enclose blank notice for proof of application of water to Beneficial Use under this permit, which should be filled out and returned to this office at least forty (40) days before the date upon which you wish to make proof. The proof must be submitted before a Notary Public or other officer authorized by law to administer oaths. The date for proof as set out in your permit, is February 14, 1949, and if proof is submitted subsequent to said date, your priority will be brought down a length of time equal to the time elapsing between the date proof should have been made and the date proof is actually made.

Very truly yours,

MARK R. KULP
State Reclamation Engineer

20297

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE

Permit No. 20297

Date February 17, 1948

Dear Sir:

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

Mr. Manley L. Ruse
Route 3
Caldwell, Idaho

MARK R. KULP

State Reclamation Engineer

20297

NAME OF APPLICANT

Manley L. Ruse

FORM No. O

TOWNSHIP-3 NORTH RANGE-3 WEST

5

4

3

8

10



POINT OF DIVERSION - WELL

Permit Map No. 20297

As Approved

FEB 1 1948

C. R. KULP

Conservation Engineer