

9-29297

Robert Rayl, Jr.,
Rt. #1,
Twin Falls, Idaho

47-2348

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37298
Permit No. G- 29297
District No.

1. Name of Applicant: Mrs. Nora Rayl

Postoffice address: Twin Falls

County: Twin Falls

State: Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second 6.0 or Idaho
Miners' inches 300 or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, two wells in
NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 36
Twp. 12 S , Rge. 16 E , B.M., County of Twin Falls

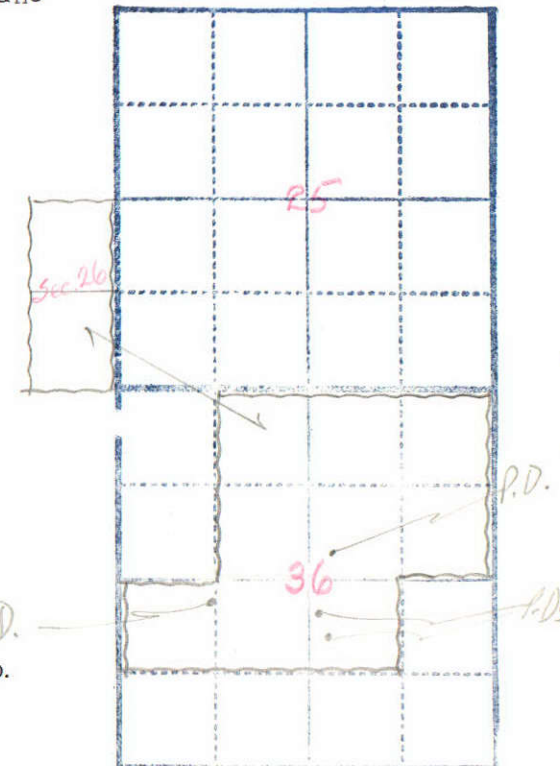
5. Water is to be used for: Irrigation and domestic

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.

7. Kind of works: Wells, pumps and ditches



8. Estimated cost of works: \$¹⁵,000
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
- I. (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:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: use right from these wells. Permit #19649 was cancelled.
- (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
- (b) 6.0 (cubic feet per second, inches or gallons per minute) is for new lands.

RECEIVED
FEB 20 1968

Department of Reclamation

AFFIDAVIT of PUBLICATION

STATE OF IDAHO

County of Twin Falls

ss.

**NOTICE OF CORRECTION OF
LEGAL NOTICE PUBLISHED
UNDER THE PROVISIONS OF
SECTIONS 42-214, 42-217,
IDAHO, CODE**

Notice is hereby given that the legal notice printed in the Buhl Herald on December 9, 16, 23, and 30, 1965, showing that Mrs. Nora Rayl was to make proof of completion of works and beneficial use of water January 10, 1966, on Permit No. G-29297, was in error and the place where said water is used was given as the NE $\frac{1}{4}$, Sec. 36, T. 12 S, R. 16 E, B.M., whereas, the actual place where said water is used is E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26; NE $\frac{1}{4}$, Sec. 36, T. 12 S, R. 16 E, B.M.

That any protest against the approval of the depositions made January 10, 1966, must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 13th day of April 1967.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer
Date of First Publication April 20, 1967.
Date of Last Publication April 27, 1967.
Last Date of Protest May 23, 1967.
(14t2)

I, **Robert E. Bailey**, do solemnly swear that I am the printer and editor of THE BUHL HERALD, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper two consecutive weeks, the first publication having been made on the 20th day of April, 1967, and the last publication having been made on the 27th day of April, 1967; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in **Buhl, Twin Falls County, Idaho**, for a period of more than 78 weeks prior to the first publication of the attached notice.

Robert E. Bailey

Subscribed and sworn to before me this

27 day of April, 1967

[Signature]

Notary Public.

[Signature]

Residing at

2-11-71

My Commission Expires

Rye 16 H. BM

26

25

Salmon River Canal

38
39

36 36
39 39

35

39 33
31 33
36
0 0 0 0

64
33
1

Twp 12 S

162 160

Area - ¹⁶²~~162~~ A

Subd - 5

allow Q - ~~3.31~~ cfs

3.0 cfs from PD #2 Irrigation

.02 from PD #1 domestic

Estimated average discharge - 1.6 cfs

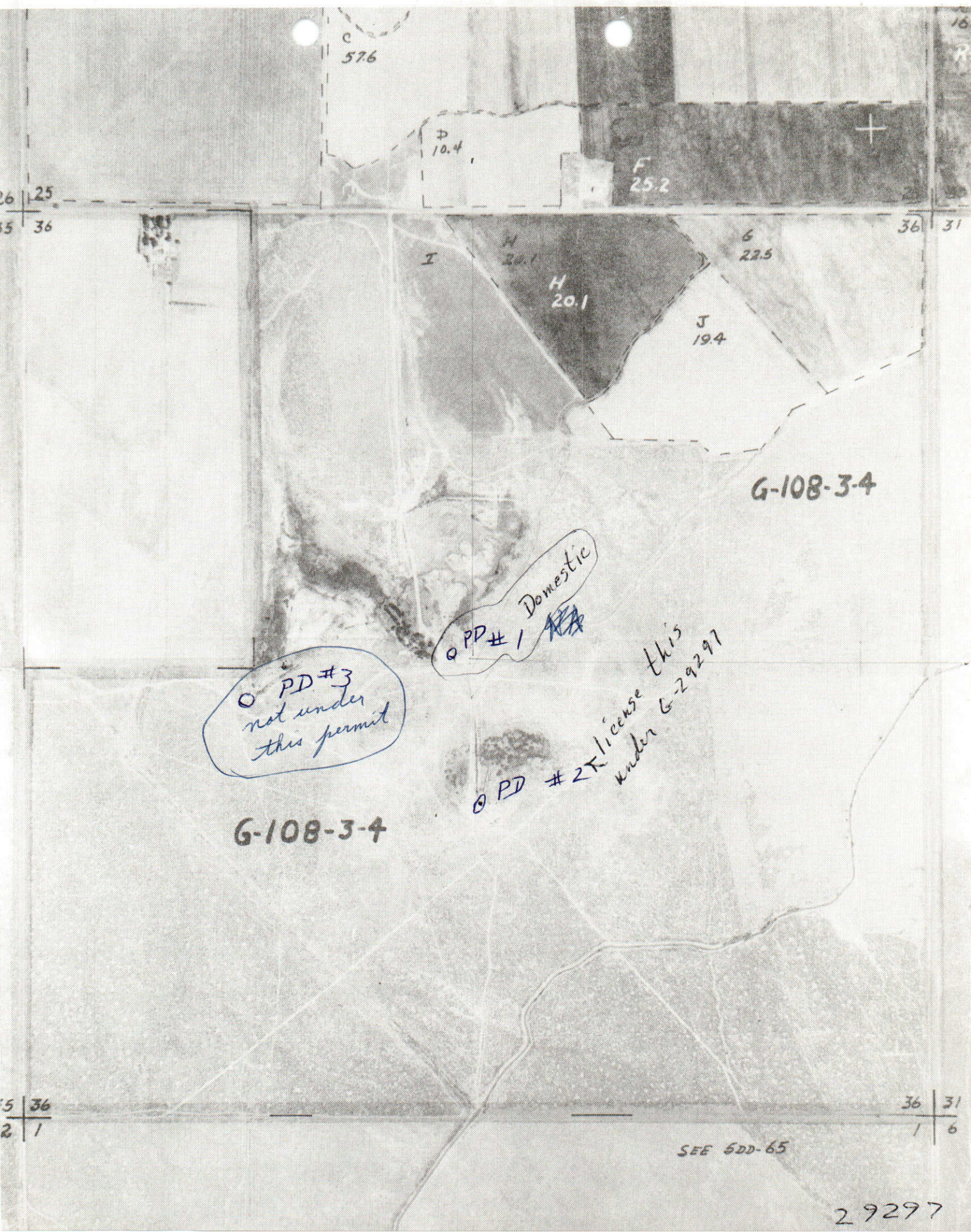
Area - ~~140~~ A

140A

Subd - ~~5~~

X 5 units

allow Q - 1.6 cfs



C
57.6

D
10.4

F
25.2

G
22.5

H
20.1

I

H
20.1

J
19.4

G-108-3-4

○ PD #3
not under
this permit

○ PD #1 Domestic

○ PD #2 license this
under G-29297

G-108-3-4

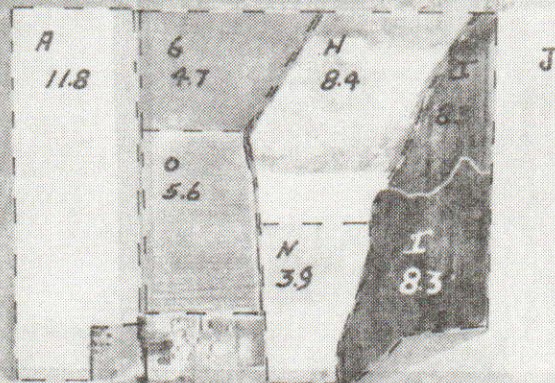
SEE 6DD-65

29297

SEE 520-69

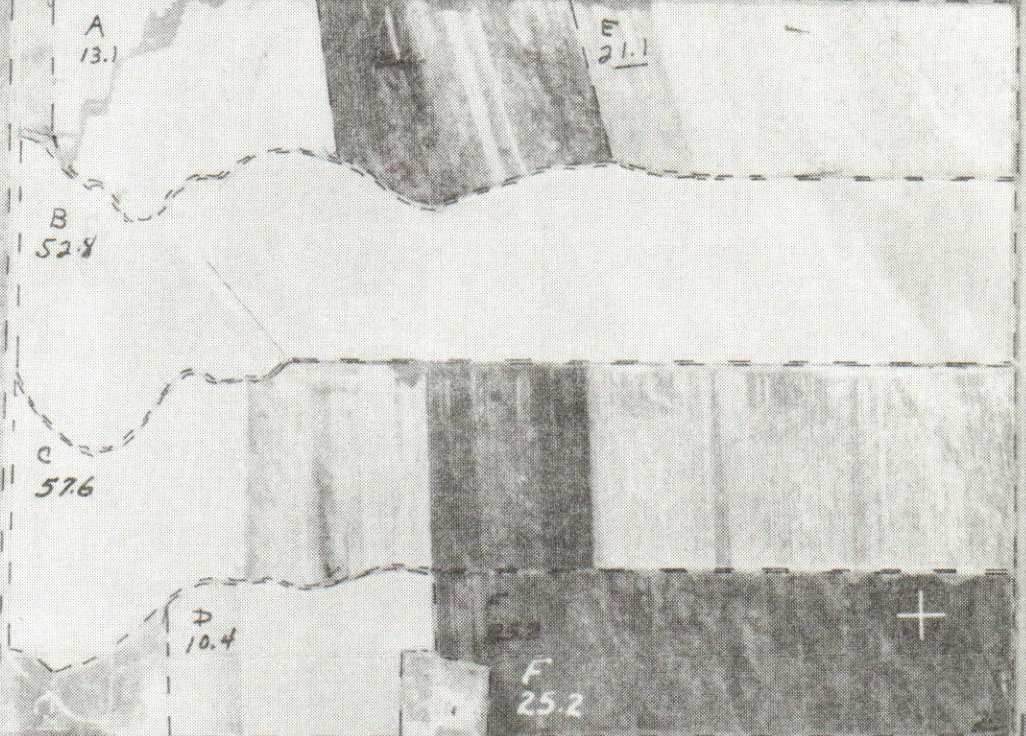
G-193

G-143



1018

G-108-3-4



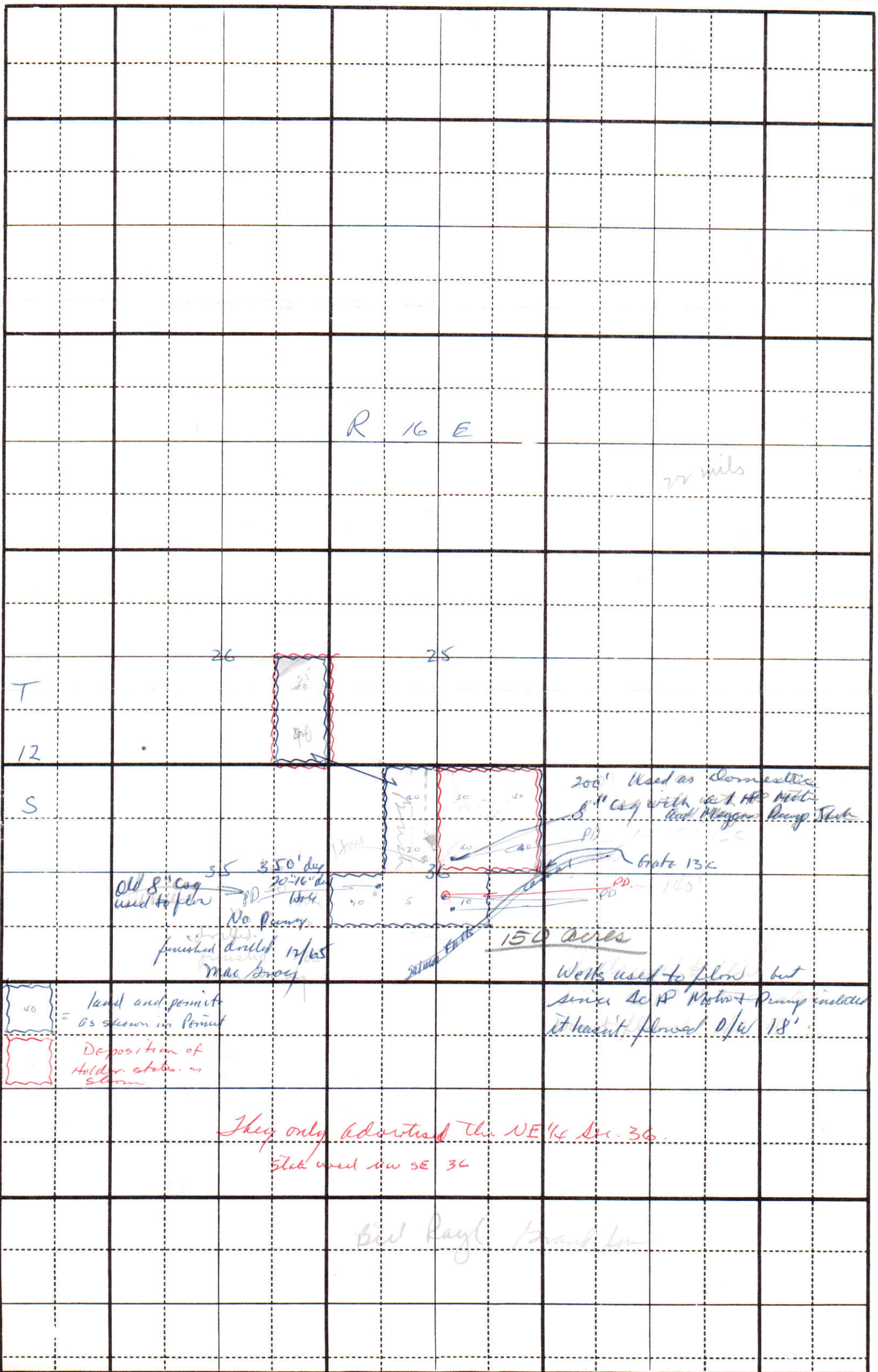
26 25
35 36

36 31



29297

NAME OF APPLICANT Mrs. Ira Rayl (Juniata)

Lynn L. Smith
Olin
Form No. 0

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

AFFIDAVIT of PUBLICATION

RECEIVED
JAN 17 1966

RECEIVED
FEB 1 1966

STATE OF IDAHO
County of Twin Falls

ss.

Department of Reclamation I, **Robert E. Bailey**, do solemnly swear that I

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 2 P.M., on the 10 day of January, 1966, at Twin Falls, County of Twin Falls, State of Idaho before Olin L. Smith, Notary Public, at Buhl, Idaho, proof will be submitted of the completion of works for the diversion of (3) cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G29297, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Mrs. Nora Rayl, Box 709, Buhl, Idaho.

Said works of diversion will be fully completed on the date for such completion, and the amount

of water which said works are capable of conveying to the place of use is 3 cubic feet per second.

3. The use to which said water has been applied is Farm Irrigation and domestic purposes and the amount applied to beneficial use is 3 cubic feet per second.

4. The point of diversion of said water is NW 1/4 SE 1/4 - 36 - 12SR16E-B.M.

5. The place where said water is used is NE 1/4 Sec. 36 - 12S-R16E B.M.

6. The date of priority which said user is prepared to establish is January 12, 1961.

/s/ CARL E. TAPPAN
State Reclamation Engineer
(47t4)

am the printer and editor of THE BUHL HERALD, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper four consecutive weeks, the first publication having been made on the 9th day of December, 1965, and the last publication having been made on the 30th day of December, 1965; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in **Buhl, Twin Falls County, Idaho**, for a period of more than 78 weeks prior to the first publication of the attached notice.

Subscribed and sworn to before me this 31st day of Dec., 1965

Caroleen D. Matthews
Notary Public.

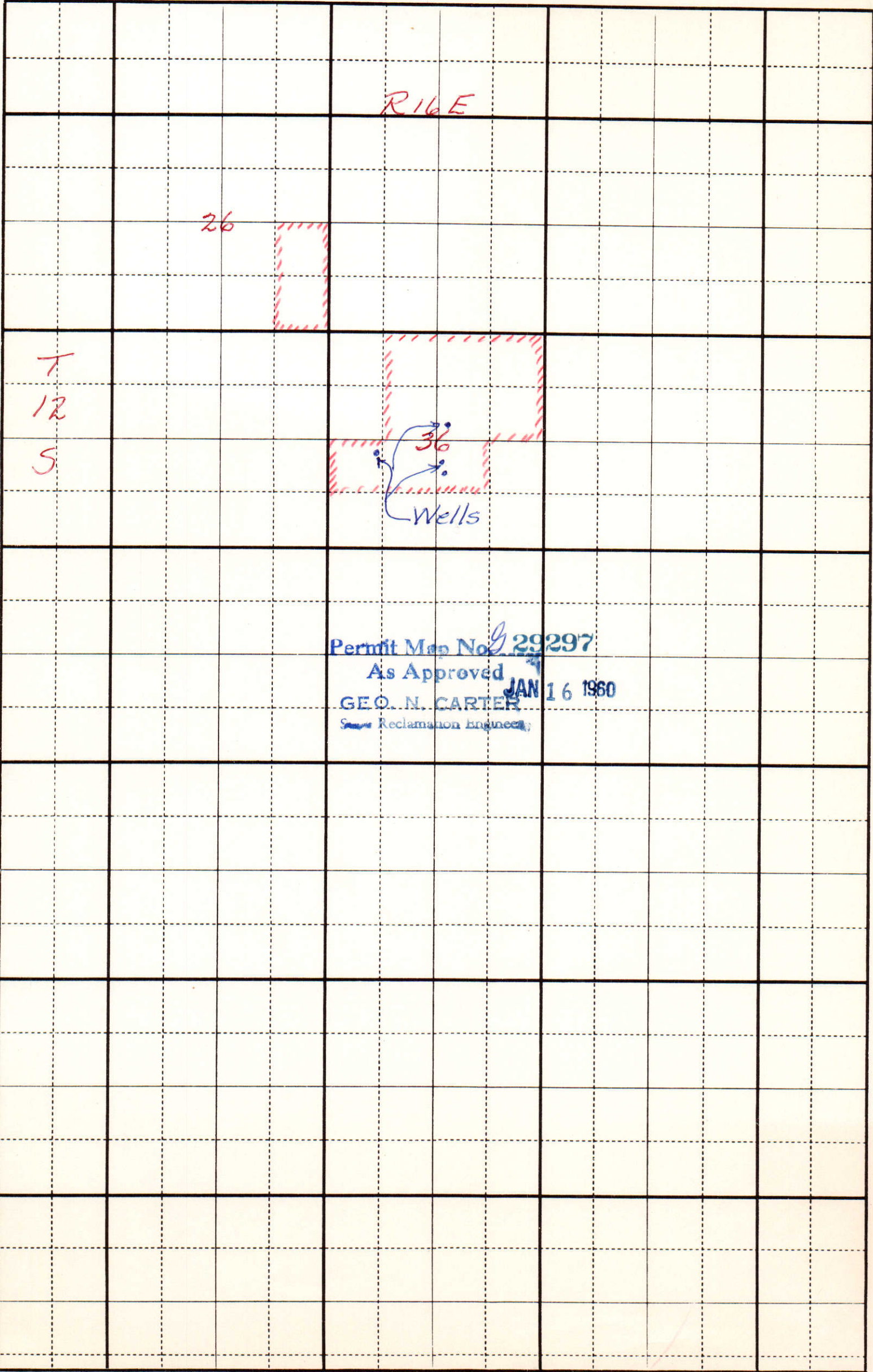
Buhl, Idaho

Residing at

January 1, 1969
My Commission Expires

NAME OF APPLICANT Mrs. Lora Rayl

Form No. 0



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

29277

Robert Rayl, Jr.,
Rt. #1,
Twin Falls, Idaho

47-2348

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 37298
Permit No. G- 29297
District No.

1. Name of Applicant: Mrs. Nora Rayl

Postoffice address: Twin Falls

County: Twin Falls

State: Idaho

2. Quantity of water claimed:

(a) Rate of withdrawal in cubic feet per second 6.0 or Idaho
Miners' inches 300 or gallons per minute

(b) Annual withdrawal in acre feet per annum

3. Source of water supply: Subterranean

4. Location of point of diversion or well is in the SW $\frac{1}{4}$ NE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, two wells in NW $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 36

Twp. 12 S , Rge. 16 E , B.M., County of Twin Falls

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

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to

at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.

7. Kind of works: Wells, pumps and ditches

8. Estimated cost of works: \$15,000

9. (a) Is reservoir to be used? no

(b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.

11. If applicant is a corporation, give:

I. (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 onhand: \$

(b) Treasury stock:

(c) Bonds to be issued:

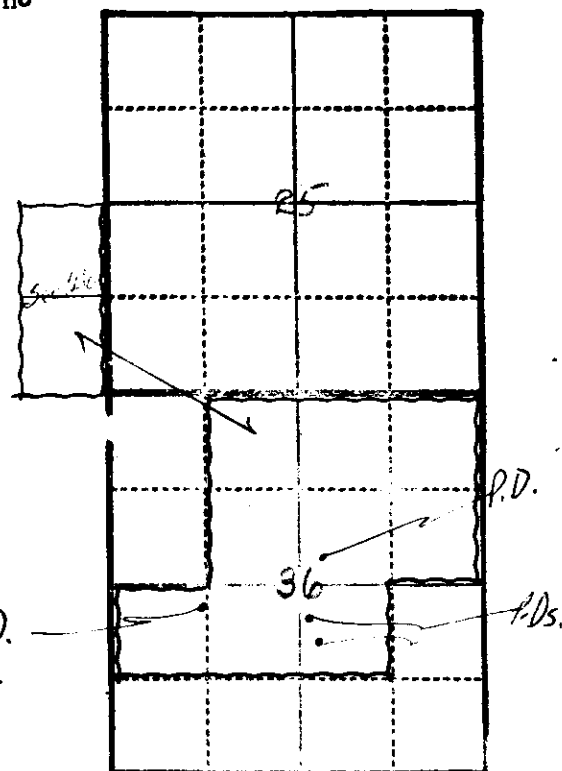
(d) Other resources:

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

13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: use right from these wells. Permit #19649 was cancelled.

(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.

(b) 6.0 (cubic feet per second, inches or gallons per minute) is for new lands.



Remarks:

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.

Mrs. Nora Rayl Applicant.

By S/ Robert Rayl, Jr. Agent.

Date of first receipt at Department of Reclamation: 11:00 A.M. January 12, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 29297

Recorded in Book 103 Page 29297 Approved January 16, 1961

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 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 July 16, 1963

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before January 16, 1966

Witness my hand this 16th day of January, 1961 s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, 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 16th day of January, 1961.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

Secretary of State.

By s/ ROBERT E. SMYLIE

Governor

12.

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 $\frac{1}{4}$	
12 S	16 E	26	40	30	40	40	40		20		5	10			40	10	30		70
		36																	235
																		TOTAL	305
PERMIT NO. G-29297 ✓																			
CERTIFICATE OF COMPLETION OF WORKS																			
TO ALL WHOM IT MAY CONCERN:																			
This is to certify that Mrs. Nora Rayl of Twin Falls, County of Twin Falls, and State of Idaho, the holder of Permit No. G-29297, issued upon Application No. G-37298 bearing date of priority of January 12, 1961, authorizing the diversion of 6.0 second feet of waters of 4 wells County of Twin Falls, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.6 second feet of the waters of one well tributary of subterranean flow; that the point of diversion of said waters is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 36, Township 12 South, Range 16 East, Boise Meridian; and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit:																			
E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 26 and N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36, Township 12 South, Range 16 East, Boise Meridian.																			
Proof of completion of works made: January 10, 1966																			
Witness my hand this 1 day of May, A. D. 1968																			
															/S/ R. KEITH HIGGINSON State Reclamation Engineer				

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that MRS. NORA RAYL
of Twin Falls, County of Twin Falls, and State of
Idaho, the holder of Permit No. G-29297, issued upon
Application No. G-37298, bearing date of priority of January 12, 1961, authorizing the
diversion of 6.0 second feet of waters of 4 wells

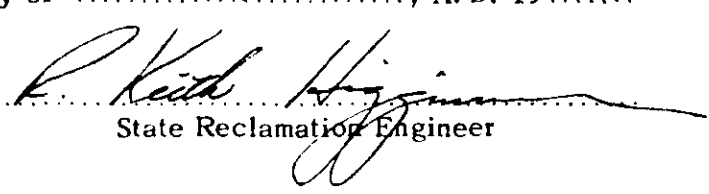
County of Twin Falls, State of Idaho, for irrigation and domestic
purposes, has fully complied with the provisions of the laws of the State of Idaho
relating to the proof of completion of the works of diversion set out and described in said
Permit; that said works are adequate for diverting and conveying to the place of intended
use 1.6 second feet of the waters of one well tributary of
subterranean flow;

that the point of diversion of said waters is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 36, Township
12 South, Range 16 East, Boise Meridian;

and that the lands proposed to be irrigated by the use or place of use of said water are
described as follows, to-wit: E $\frac{1}{2}$ SE $\frac{1}{4}$ Section 26 and N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 36,
Township 12 South, Range 16 East, Boise Meridian.

Proof of completion of works made: January 10, 1966

Witness my hand this 1 day of May, A. D. 19 68


State Reclamation Engineer

29297

May 1, 1968

Re: Permit No. G-29297

Nora Rayl
Twin Falls,
Idaho 83301

Dear Mrs. Rayl:

Enclosed are your Certificate of Completion of Works and License and Certificate of Water Right on the above numbered permit.

Also enclosed is departmental receipt No. 632 in the amount of \$15.00 covering the fees.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kd

Enclosure: Certificates
Receipt

cc. Mr. Robert Rayl, Jr.
Route # 1
Twin Falls, Idaho 83301

29297

March 1, 1968

Re: Permit No. G-29297

Nora Rayl
Twin Falls,
Idaho

Dear Mrs. Rayl:

A representative of this department has made an examination of the works covered by your permit G-29297 and has found the following:

Quantity of water diverted: 1.6 c.f.s.
Amount of water that can be recognized as beneficially used
under Idaho Law: 1.6 c.f.s.
Purpose of use: domestic and irrigation
of 140 acres in the E1/4, sec. 26; N1/4, sec. 36,
sec. 36, T. 12 S, R. 16 E, B.M.

The priority date established is: January 12, 1961.

A fee totaling \$ 15.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald W. McEldowney
Appropriation Examiner

DWM:ks

cc: Olin L. Smith
Box 709
Buhl, Idaho 83316

and

Robert Rayl, Jr.
Route #1
Twin Falls, Idaho

Q9297

March 1, 1961

Re: Permit No. G-29297

Nora Rayl
Twin Falls,
Idaho

Dear Mrs. Rayl:

A representative of this department has made an examination of the works covered by your permit G-29297 and has found the following:

Quantity of water diverted: 1.6 c.f.s.
Amount of water that can be recognized as beneficially used under Idaho Law: 1.6 c.f.s.
Purpose of use: domestic and irrigation
of 140 acres in the S.E. 1/4, Sec. 20, T. 12 N., R. 16 E.,
Sec. 36, T. 12 N., R. 16 E., E.S.

The priority date established is: January 12, 1961.

A fee totaling \$ 15.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

Donald L. Childsney
Appropriation Examiner

Wks

cc: Clin L. Smith
Box 709
Buhl, Idaho 83316

and

Robert Rayl, Jr.
Route #1
Twin Falls, Idaho

29297

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

March 1, 1968

Re: Permit No. G-29297

Nora Rayl
Twin Falls,
Idaho

Dear Mrs. Rayl:

829297

A representative of this department has made an examination of the works covered by your permit G-29297 and has found the following:

Quantity of water diverted: 1.6 c.f.s.

Amount of water that can be recognized as beneficially used under Idaho Law: 1.6 c.f.s.

Purpose of use: domestic and irrigation
of 140 acres in the E $\frac{1}{2}$ SE $\frac{1}{4}$, sec. 26; N $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$,
sec. 36, T. 12 S. R. 16 E. B.M.

The priority date established is: January 12, 1961.

A fee totaling \$ 15.00 must be received within 30 days from the date of this letter in order that we can issue you the Certificate of Completion of Works and the License and Certificate of Water Right as described above.

Very truly yours,

A handwritten signature in cursive script that reads "Donald W. McEldowney".

Donald W. McEldowney
Appropriation Examiner

DWM:ks

cc: Olin L. Smith
Box 709
Buhl, Idaho 83316

and

Robert Rayl, Jr.
Route #1
Twin Falls, Idaho

RECEIVED

MAR 11 1968

Department of Reclamation

29297

AFFIDAVIT of PUBLICATION

STATE OF IDAHO }
County of Twin Falls } ss.

I, **Robert E. Bailey**, do solemnly swear that I am the printer and editor of **THE BUHL HERALD**, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper two consecutive weeks, the first publication having been made on the 20th day of April, 1967, and the last publication having been made on the 27th day of April, 1967; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in **Buhl, Twin Falls County, Idaho**, for a period of more than 78 weeks prior to the first publication of the attached notice.

Robert E. Bailey

Subscribed and sworn to before me this _____ day of _____, 1967

Notary Public.

Residing at _____

My Commission Expires _____

NOTICE OF CORRECTION OF
WRONG INFORMATION
The undersigned, **Robert E. Bailey**, Editor and Printer of the **Buhl Herald**, a weekly newspaper of general circulation, published once each week at Buhl, Idaho, do hereby certify that the following notice was published in said newspaper on the _____ day of _____, 1967, and that the same was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

NOTICE OF CORRECTION OF
WRONG INFORMATION
The undersigned, **Robert E. Bailey**, Editor and Printer of the **Buhl Herald**, a weekly newspaper of general circulation, published once each week at Buhl, Idaho, do hereby certify that the following notice was published in said newspaper on the _____ day of _____, 1967, and that the same was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

connection of works and financial use of water. Dated this _____ day of April 1967.

First Publication April 20, 1967.

Last Publication April 27, 1967.

Last Date of _____, 1967.

(1967)

**NOTICE OF CORRECTION OF LEGAL NOTICE PUBLISHED UNDER THE
PROVISIONS OF SECTIONS 42-214, 42-217, IDAHO CODE**

Notice is hereby given that the legal notice printed in the Buhl Herald on December 9, 16, 23, and 30, 1966, showing that Mrs. Nora Rayl was to make proof of completion of works and beneficial use of water January 10, 1966, on Permit No. G-29297, was in error and the place where said water is used was given as the NE $\frac{1}{4}$, Sec. 36, T. 12 S, R. 16 E, B.M., whereas, the actual place where said water is used is E $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 36; NE $\frac{1}{4}$, Sec. 36, T. 12 S, R. 16 E, B.M.

That any protests against the approval of the depositions made January 10, 1966, must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 13th day of April 1967.

R. KEITH HIGGINSON
State Reclamation Engineer

Date of First Publication _____

Date of Last Publication _____

Last Date of Protest _____ May 23, 1967 _____

April 13, 1967

Re: Permit No. G-29297

Bohl Herald
Shull, Idaho

Gentlemen:

Enclosed is a legal notice which is to be published once a week for two consecutive weeks. Insert the dates of first and last publication in one copy and return to us along with a tear sheet for proofing.

The cost of the publication is to be paid by Olin L. Smith of Shull Enterprises. Please send the bill and the affidavit of publication to Him.

Very truly yours,

Donald W. McEldowney
Water Rights Clerk

DWM:nw

cc: O. L. Smith

Mr. Smith: Please forward the affidavit of publication to this office.

29297

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) 4-13-67
(P. O.) Box 589 Boise 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 Boise Herald of
Boise Idaho Published in
the county in which the works are situated.

Shull Enterprises
By O. L. Smith
Olin L. Smith

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

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

Engineer

RECEIVED
APR 28 1967

Department of Reclamation

**NOTICE OF CORRECTION OF LEGAL NOTICE PUBLISHED UNDER THE
PROVISIONS OF SECTIONS 42-214, 42-217, IDAHO CODE**

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That any protests against the approval of the depositions made January 10, 1966, must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said proof of completion of works and beneficial use of water.

Dated this 13th day of April 1967.


R. KEITH HIGGINSON
State Reclamation Engineer

Date of First Publication April 20, 1967

Date of Last Publication April 27, 1967

Last Date of Protest May 28, 1967

COPY ONLY

2.9297

April 4, 1967

Re: Permit No. G-29297
Nora Rayl

Robert Rayl
Route #1
Twin Falls, Idaho

Dear Mr. Rayl:

It is our understanding that you are now handling the affairs of Mrs. Nora Rayl. If this is the case we wish to inform you that at the time her permit G-29297 was advertised a portion of the land actually irrigated was left out of the legal advertisement.

Before a license can be issued in proper form, it will be necessary to republish the notice. A form is enclosed to authorize this department to initiate the publication if you wish to finalize the permit and have the license issued.

Very truly yours,

Donald J. Watts
Engineer

DJW:nw

Enclosure: Form 11

29297

February 3, 1967

Re: Permit No. G-29297
Nora Rayl

Mrs. Olin L. Smith
Box 709
Buhl, Idaho 83316

Dear Mrs. Smith:

An examiner from this office has inspected the Nora Rayl water permit No. G-29297. It was found that a portion of the land actually irrigated was not included in the legal advertisements. It will be necessary to readvertise the permit before a license can be granted. If you will sign the enclosed authorization as Mrs. Rayl's attorney in fact and return it, the publication will be started so as to avoid further delay.

Very truly yours,

Donald J. Watts
Engineer

DJW:nw

Enclosure: Form 11

29297

October 28, 1966

RE: Permits G-29297 and 7098

John A. Rosholt
Attorney at Law
P.O. Box 525
Twin Falls, Idaho

Dear Mr. Rosholt:

The priority dates for the permits as requested by your letter of October 27, 1966, are as follows:

G-29297 - January 12, 1961

2098 - February 10, 1911 (This permit was cancelled on July 7, 1922 for failure to complete beneficial use and completion of works.

As regards to our policy of "walking" the priority date this is still the policy if the proofs are started prior to the time the proofs are due and the 60 days allowed by our pre-cancellation notice. Therefore, if your client has not made the completion of works but the permit has not been cancelled we will advance the priority date one day for each day it is late.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:ejw

29297

PARRY, ROBERTSON & DALY

LAWYERS

FIDELITY BANK BUILDING

P. O. BOX 525

TWIN FALLS, IDAHO 83301

TELEPHONE
(208) 733-3722

R. P. PARRY
T. M. ROBERTSON
JOHN H. DALY
BERT LARSON
C. G. MCINTYRE
JOHN R. COLEMAN
THOMAS G. NELSON
JOHN A. ROSHOLT
W. ALLEN WILLIS
FRED D. DECKER

October 27, 1966

Mr. Russell M. Bosch
Water Rights and Records
Clerk Bkpr.
Department of Reclamation
State House
Boise, Idaho

RECEIVED
OCT 28 1966
Department of Reclamation

Dear Russell:

Request the following information in regard to permits on file in your office: The priority date for Permit No. G-29297, and the priority date for Permit No. 7098.

If there is any charge for this service, please enclose your statement with your answer and we will remit immediately.

I also have a question as to the present policy of the Department of Reclamation. During the time that Carl Tappan was State Reclamation Engineer, if a landowner failed to make completion of works within the required time and had failed to request an extension, Mr. Tappan would grant an extension but would "walk" the priority date of the permit forward the exact number of months and days during which the landowner had failed to request the extension. For example, if I had a permit with a priority date of July 1, 1961 and my completion of works was due July 1, 1966, and I failed to either complete the works or to request an extension until October 1, 1966, Mr. Tappan would grant the extension and allow me to make completion of works within the extension period but would change the priority date to exactly five years before the date that I applied for said extension. In our example, if I would then make proof of completion of works within the extension period, my priority would be changed from July 1, 1961 to October 1, 1961. This we refer to as "walking" the priority date.

29297

Mr. Russell M. Bosch

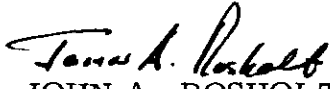
Page 2

October 27, 1966

A client has come into our office with a problem similar to that above posed and has asked us for an opinion. We do know that this has been the former policy and were wondering if this policy has been changed.

Please advise as to your thoughts on the above hypothetical.

Sincerely,


JOHN A. ROSHOLT

JAR:dp

RECEIVED
OCT 28 1966
Department of Reclamation

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

Permit No. G-29297

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Mrs. Nora Rayl

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the 2 wells in NW 1/4 of Section 36
T. 12 S R. 16 E.B.M. County of Twin Falls

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

- #1 domestic system
#2 40 HP $\frac{1}{2}$ " motor # 1214054 Layne + Bowler Pump } lic #2 only
C36178 8" disch to 6" pipe
#3 100 HP $\frac{1}{2}$ " motor # CBJ 309148

5. Water is used for: Irrigation and domestic

6. State whether or not water has been turned into works of diversion: yes

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

N 1/2 Sec. 26., NE 1/4, E 1/2 NW 1/4, N 1/2 NW 1/4, NW 1/4 Sec. 36., Twp. 12 S., Rge. 16 E.B.M.
305 acres

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

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

Remarks:

- #2 Hot water output varies from almost nothing to surges of estimated 3 cfs (75 over cfs)
#3 Pumps sand & small rocks (new well)
9 3/4" id 1" FB use cal pipe method
Installed weir looks like both pumps might produce 4 cfs (not under this permit)

This examination was made on the 14th day of September, 1966

(Signed)

Don Watts

Examiner.

Plat ✓
29297 DW

Mrs. Nora Rayl
Box 709
Buhl, Idaho

Permit No. G-29297

Examination for Completion of Works & Beneficial Use

County Twin Falls

Quantity: 6.0 cfs Sec. 36 T.12S R.16 EBM

Source: Subterranean

P.D.: SWNE, NW SW, Two wells
NW SE, Section 36, Twp. 12S.
Use: Rge. 16 E. BM.

Irrigation & Domestic

Extension:

Protest:

Completion of Works:

Other Rights: use rights from these
wells.

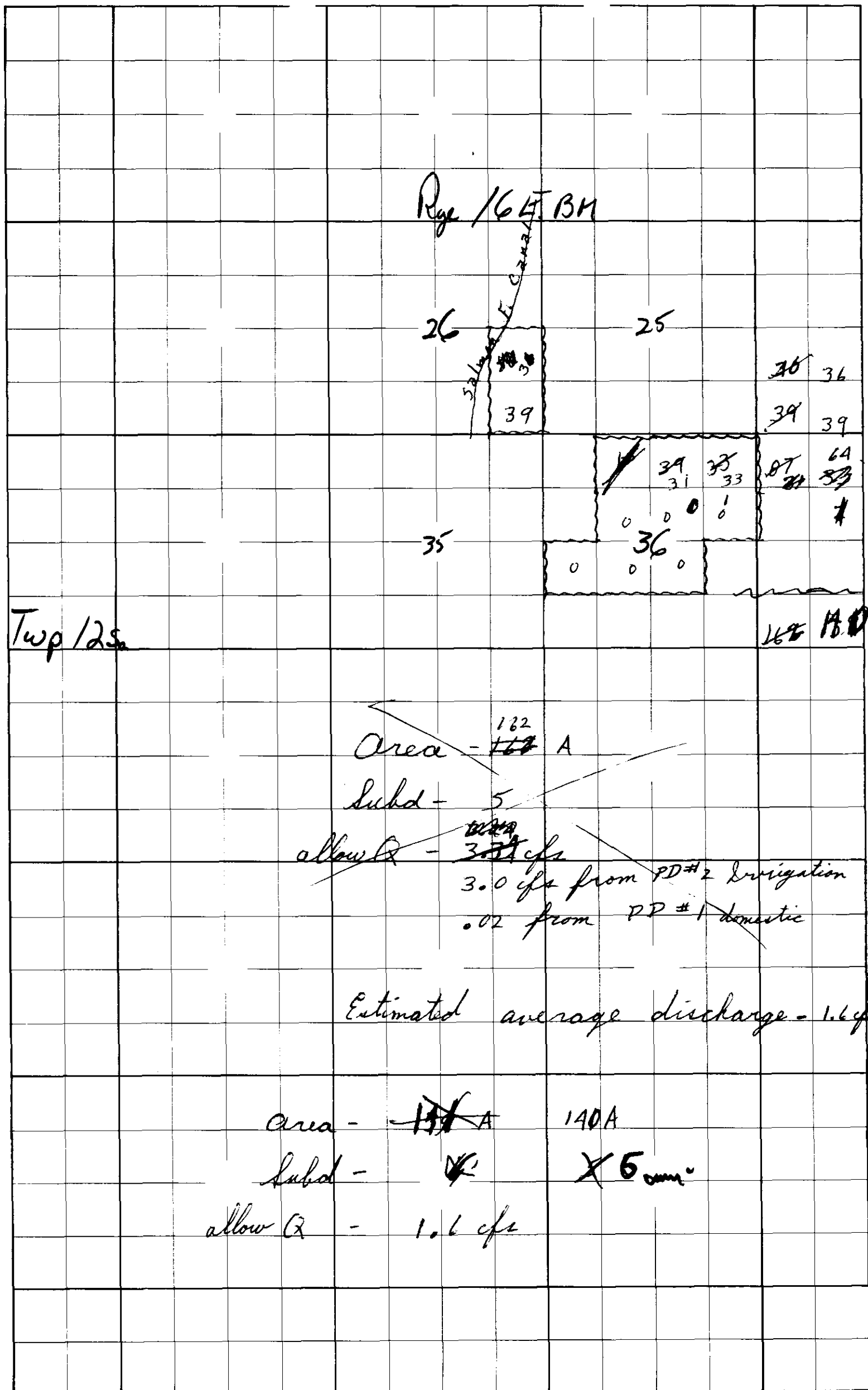
Filed: January 12, 1966

Due: January 16, 1966

made: January 10, 1966
Priority: January 12, 1966

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.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-29297

REPORT ON PROOF OF Completion of Works & Beneficial Use

576

D
10.4

F
25.2

H
20.1

J
19.4

G-108-3-4

○ PD #3
not under
this permit

○ PD #1 Domestic

○ PD #2 license this
under G-29297

G-108-3-4

SFF 600-65

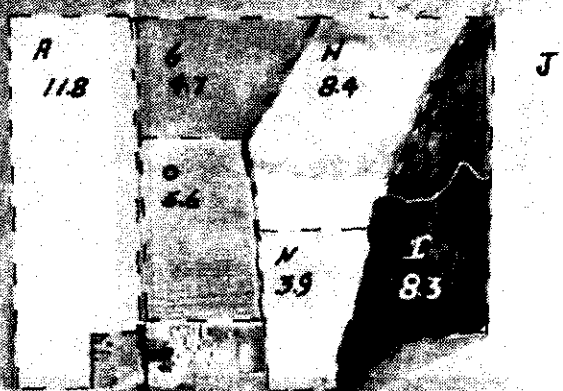
29297

500 500-89

24
25

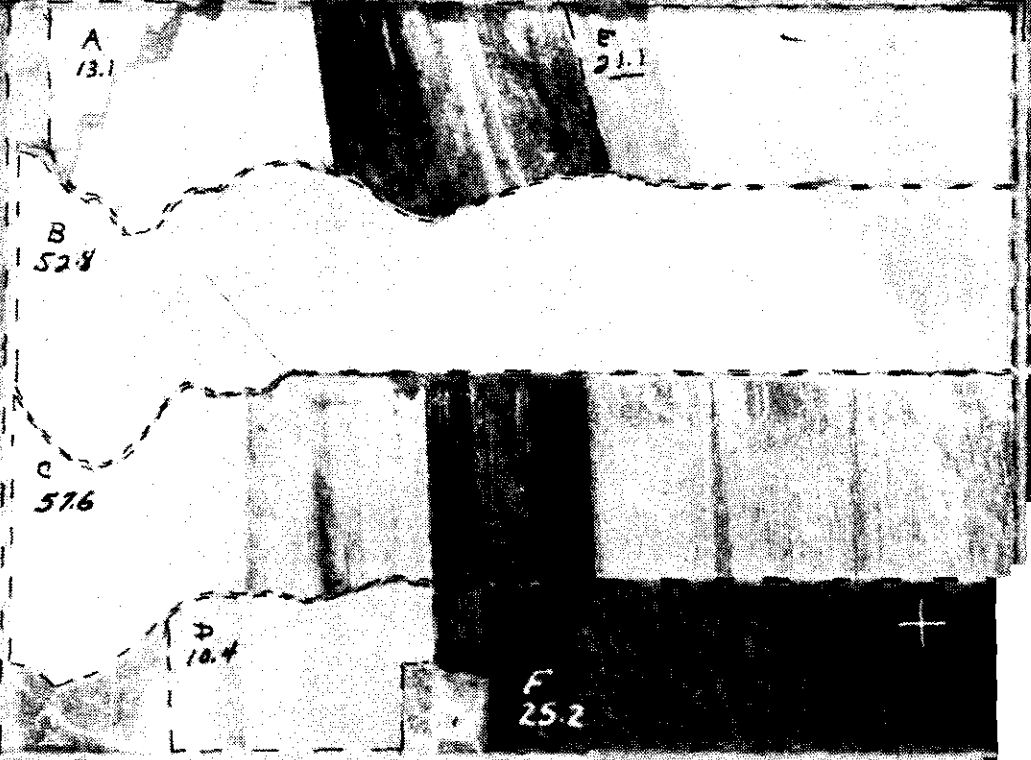
G-193

G-143



1018

G-108-3-4



26 | 25
35 | 36

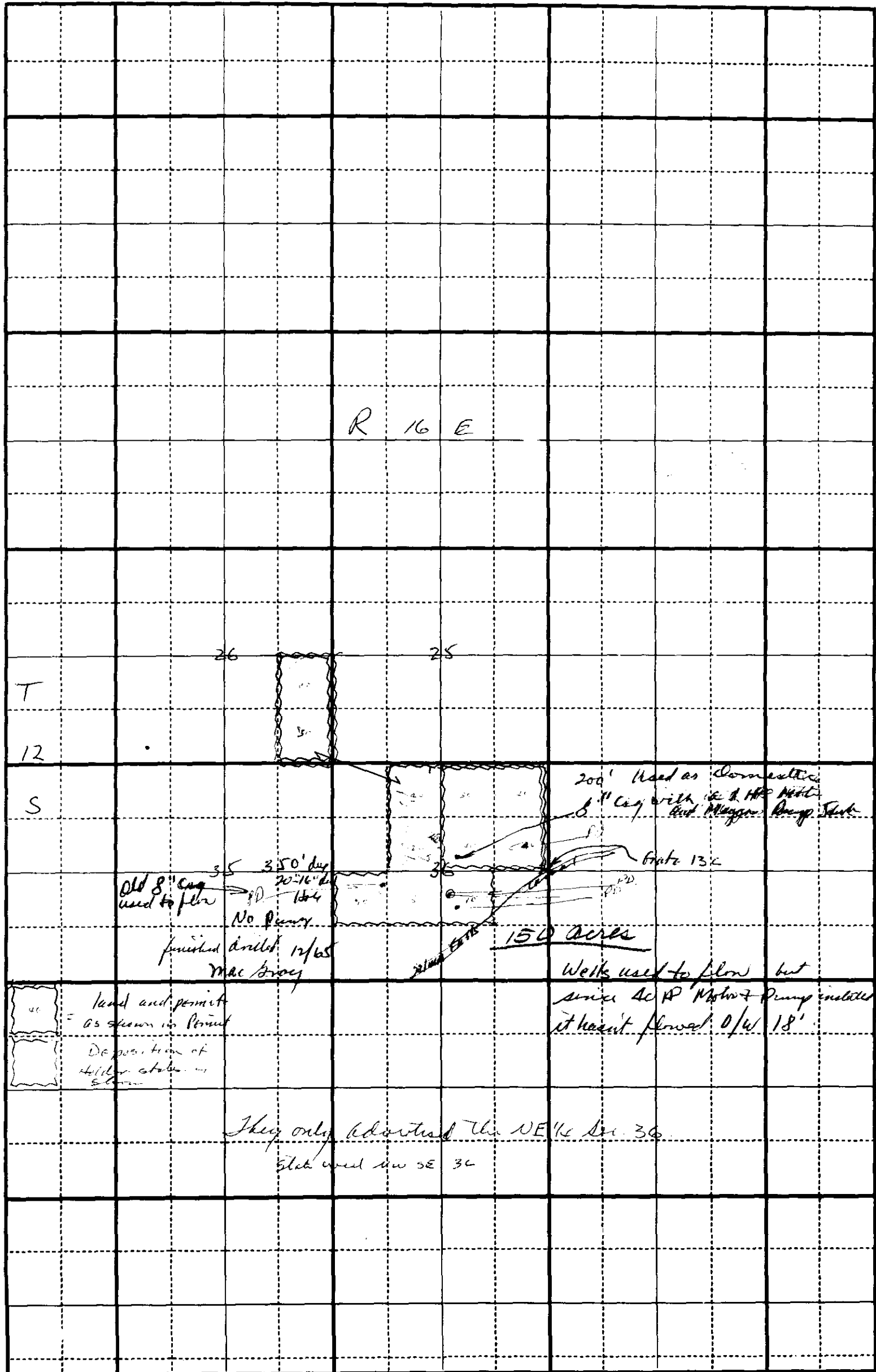
36 | 31

2 9297

NAME OF APPLICANT Mrs. Ira Rayl (Ira Rayl)

(Land Leasing) Smith 1000 709 Bldg
Q1117

Form No. 0



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

March 11, 1966

Re: Permit No. G-29297
Mrs. Nora Rayl

Olin L. Smith
P. O. B ox 709
Buhl, Idaho

Dear Mr. Smith:

I am enclosing the Field Engineer's report regarding Permit No. G-29297. As you will note the examination can be made as soon as power is available to pump.

As per our telephone conversation there is no reason why license will not issue upon completion of field examination. We cannot tell just when this examination will be made, but please let us know when the power is applied to the pump.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

CET:ew
Enclosure

29297

MEMORANDUM

MAR 10 1966

DEPARTMENT OF AGRICULTURE
BUREAU OF RECLAMATION

TO: MR. TAPPAN

FROM: LOY H. JOHNSON

SUBJECT: Permit No. G-29297, Mrs. Nora Rayl

When the depositions and affidavit of publication came in on this permit the water rights clerk thought there was a discrepancy and asked that I check on it if I was in the vicinity in the near future.

I made an inspection of the land and point of diversion on January 27, 1966 while in the Twin Falls vicinity. No one lives on the premises. I found a 40 HP irrigation pump on a well in the NW¹/₄SE¹/₄, Sec. 36. The point of diversion located in the SW¹/₄NE¹/₄, Sec. 36 has a 1 HP motor on a Meyers pump jack used for domestic purposes. The well located in the NW¹/₄SW¹/₄, Sec. 36 has been replaced, according to Mrs. Rayl's Grandson, who is operating the place. The new well is 20 inches in diameter on the top and reduced to 16 inches on the bottom, and is reported to be 350 feet deep. This well was completed in December, 1965. It was drilled by Mack Gray Drilling Company.

The Engineer's Report has been submitted to me for examination. The examination can be made as soon as the power is turned on. According to Bill Rayl, the grandson, the pump produces more water than they have acreage in use in the NE¹/₄, Sec. 36. The excess is used in Sec. 25 to the north. Sec. 25 is not a part of this permit.

Loy H. Johnson
Loy H. Johnson
Field Engineer

March 10, 1966

29297

Duke Ida Mar 9 1966
Re Permit # G 29297
Mrs Nora Rayl.

State of Idaho
Dept of Reclamation.

Mr Earl Jappon:
State Rec. Engineer
Dear Mr Jappon:

I have your letter of March 1, together
with copies of your file on this permit.
This morning I copied your letter of
Feb 2 which indicates that the filing
is complete except for a personal
inspection of the property by one of the
department's engineers. I am attaching
a copy of the February 2, 1966 letter.

Yours truly
Olin L Smith
Box 709
Duke Ida

March 8, 1966

Re: Permit No. G-29297
Mrs. Nora Rayl

Olin L. Smith
P. O. Box 709
Buhl, Idaho

Dear Mr. Smith:

Pursuant to our telephone conversation this morning, and in an effort to find the material you believe we should have we have searched our files and have copied everything in the file relating to your application.

Notice of cancellation was sent to you realizing that you are ready to make final proof, but we lack the information referred to in our letter of January 18th, of which you have a copy. There is no reason why ~~any~~ ^{cannot} license be issued to you upon furnishing us with material ask for in the above mentioned letter.

Your reference to a letter of February 1st from this department has had us puzzled, hence we take the liberty of forwarding all the information we have in our file.

Trusting that the above will complete your information and hat we may have the required documents very soon.

Thank you.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

CET:ew

27297

10/1/63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G- 29297

~~March~~ 1, 19 ~~66~~

To Mrs. Nora Rayl
% Robert Rayl
Route #1, Twin Falls, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G- 29297 to appropriate the Public Waters of the State of Idaho, have not been complied with as to Completion of Works & Beneficial Use Proofs which were due January 16, 1966

YOU ARE HEREBY notified in compliance with Sec. 42-234, Idaho Code that said Permit No. G- 29297 is hereby held for cancellation.

YOU ARE HEREBY required to show cause before the State Reclamation Engineer on or before sixty days from date of this notice why said Permit should not be cancelled.

SAID PERMIT NO. G- 29297 claims the use of 6.0 cubic feet per second of the Subterranean Waters wells with point of diversion located: SW1/4, NW1/4, NE1/4 Sec. 36, Twp. 12 S., Rge. 16 E.B.M. and was approved January 16, 1961.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of my office, at Boise, Idaho, the 1st day of March, 19 66.

Carl E. Tappan

State Reclamation Engineer

29297

ROBERT E. SMYLLIE
Governor



CARL E. TAPPAN
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
107 STATE HOUSE
BOISE, IDAHO 83701

February 2, 1966

Re: Permit No. G-29297

Mrs. Nora Rayl
Box 709
Buhl, Idaho

Dear Mrs. Rayl:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the BUHL HERALD, all submitted in proof of completion of works and beneficial use on Permit No. G-29297.

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 you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

cc: Mrs. Laura Lee Smith
Box 709
Buhl, Idaho

29277

February 2, 1966

Re: Permit No. **0-29297**

Mrs. Nora Rayl
~~Box 709~~ Hazel Del Manor
~~Bozzy, Idaho~~ Twin Falls, Idaho

Dear Mrs. Rayl:

We acknowledge receipt of the deposition ~~Buhl, Idaho~~ and two witnesses, also affidavit of publication in the _____, all ~~0-29297~~ submitted in proof of completion of works and beneficial use on Permit No.

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 you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:
cc: Mrs. Laura Lee Smith
Box 709
Buhl, Idaho

3/10/66
*This material was misfiled
under G 29279 hence the needed
correspondence and telephone in this file*
C.E.T.
29297

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. 829297

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

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:

J B Moss - 67 - 417 - 9th Ave No - Retired Merchant Buckle Id

Ques. 2 Are you acquainted with Mrs Nora Rayl ✓, the holder of Permit No. 829297 ✓? How long have you known him and where does he reside?

yes - 1950 - Hazel Del Manor Nursing Home Twin Falls

Ques. 3. Have you read or heard said Permit No. 829297 ✓ read, and are you familiar with its provisions and conditions: Yes X ✓ No. _____

Ques. 4. State source of water supply: Well ✓

Give location of place of diversion, showing subdivision, section, township and range

NW 1/4 SE 1/4 Sec 36 T8 S12 R16 E8 M.

Describe works for conveying water to place of use: Ditch has been built
Pump + motor installed.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 5 second feet How much water have you seen being so conveyed? 150 inches

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

NW 1/4 Sec 36 T8 S12 R16 E8 M. 150 a.
~~SE 1/4 Sec 36 T8 S12 R16 E8 M. 150 a.~~ Corrected 1/19/64

ch

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Sage brush desert land . could use 300" to advantage

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned?

If so, in what way and to what extent? No ✓

Ques. 10. When did you first see this water used? 1965- Irr Season

Other times you have seen such use: none

(Signed):

[Signature]

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 _____

Buche, County of Irwin Falls, State of Idaho, on this 10 day of January, A. D. 1966 ✓

Olen L Smith

Notary Public for the State of Idaho

Residing Buche Idaho

My commission expires June 30 1969

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. 829297

* * * * *

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:

Bill E. Berry - 40 - 159 Polk St Twin Falls Ida -
Sales Engineer - 159 Polk St Twin Falls, Idaho

Ques. 2 Are you acquainted with Nora Rayl ✓, the holder of
Permit No. 829297? How long have you known him and where does he reside?

12 years, Hazel Dell Nursing Home Twin Falls Idaho

Ques. 3. Have you read or heard said Permit No. 829297 ✓ read, and are you familiar
with its provisions and conditions: Yes X ✓, No. _____

Ques. 4. State source of water supply: Well

Give location of place of diversion, showing subdivision, section, township and range

NW 1/4 SE 1/4 Sec 36, T5 12 S, Range 16 E B.M.

Describe works for conveying water to place of use: 40 H.P. Electric Motor and

Turbine pump - Connecting ditch system -

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 150 Inches - 3 second feet How much water have you seen being so
conveyed? 3 second feet - 150"

Ques. 6 If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

NW 1/4 Section 36 - T5 12 S Range 16 E B.M. 150 A ✓ ✓ ✓

Ques. 7. If for other than irrigation purposes, show full legal description of place of use, and state purpose for which water is used.

Does not apply

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Sagebrush desert land. - 150" 3 second feet

Ques. 9. Have you any ownership interest in the works, water or lands above mentioned? If so, in what way and to what extent? No ✓

Ques. 10. When did you first see this water used? May 1961

Other times you have seen such use: Summer of 1965

(Signed):

Bail E. Berry

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 _____

Buke, County of Town Falls, State of Idaho, on this 10 day of January, A. D. 1966

Alvin L. Smith

Notary Public for the State of Idaho

Residing Buke Idaho

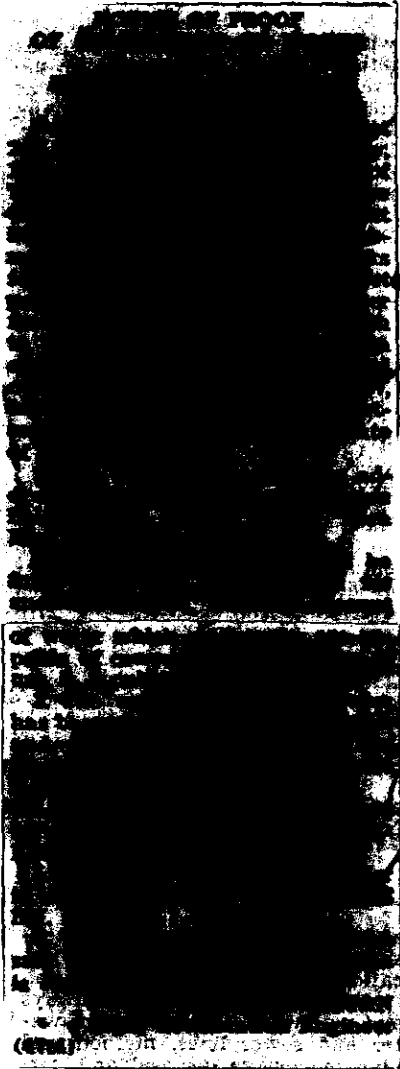
My commission expires June 30 1969

AFFIDAVIT of PUBLICATION^{OR}

RECEIVED

STATE OF IDAHO
County of Twin Falls

} ss.



I, **Robert E. Bailey**, do solemnly swear that I am the printer and editor of **THE BUHL HERALD**, a weekly newspaper of general circulation, published once each week at Buhl, Idaho; that the notice attached hereto was published in said newspaper four consecutive weeks, the first publication having been made on the 9th day of December, 1965, and the last publication having been made on the 30th day of December, 1965; that said notice was published in the regular and entire issue of every number of the paper during the period and time of publication, and that the said notice was published in the newspaper proper, and not in the supplement thereof.

That said newspaper has been printed and published continuously in **Buhl, Twin Falls County, Idaho**, for a period of more than 78 weeks prior to the first publication of the attached notice.

Subscribed and sworn to before me this

31st day of Dec., 1965

George D. Matthews
Notary Public.

Buhl, Idaho

Residing at

January 1, 1969

My Commission Expires

27297

RECEIVED
FEB 1 1966

POWER OF ATTORNEY

Department of Reclamation

KNOW ALL MEN BY THESE PRESENTS which are intended to
constitute a power of attorney:

That I, Nora Rayl, do hereby appoint Mrs. Olin (Laura Lee) Smith
my attorney-in-fact, to sign checks and documents, acting in my behalf,
in my business affairs, and legal affairs for me.

Dated: July 13 1963

Nora Rayl

STATE OF IDAHO:
COUNTY OF TWIN FALLS: ss

On this 13 day of July 1963, before me, the
undersigned, a Notary Public in and for said State, personslly
appeared Nora Rayl, known to me to be the person whose name
is subscribed to the within instrument, and acknowledged to me
that she executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and
seal the day and year first above written.

Olin L Smith
Notary Public for Idaho
Residing at Buhl, Idaho
My commission expires, June 28, 1965.

ok

29297

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G-29297

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF HOLDER

RECEIVED
JAN 17 1966

RECEIVED
FEB 1 1966

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

Mrs Nora Rayl - (Hazel Hill Manor Twin Falls, Ida) Box 709 Boise Idaho

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

Ques. 3. State number, approval date of permit, and date of priority: G-29297

1-16-61 January 12 1961

Ques. 4. State source of water supply: Well

Give location of point of diversion, showing subdivision, section, township and range

NW 1/4 Sec 36 T5 12 S Range 16 E Bm.

Ques. 5. Describe your works of diversion: Installe 40 H. P. Pump, built ditches,

fenced property, cleared land; state amount of water they are capable of conveying from point of diversion to place of use: 250" (5 cu. ft.); Give name of canal or ditch

or other works by which water is conducted to such place of use: private ditch, no name

; if a well, state depth of well 500'; depth and size of casing 18" 150'; depth to water 8 feet; if pump is used,

state discharge of pump: 150" 150"; tell how it was measured or determined weir

; if sprinkler irrigation, give number and size of nozzles and operating pressure:

Ques. 6. State for what purpose water is used: Irrigation

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

NW 1/4 Sec 36 T5 12 S Range 16 E Bm. 150 acres

SE 1/4 Sec 36 T5 12 S Range 16 E Bm. 150 acres

Only the NE 1/4 Sec 36 Adversified.

29297

State nature of all improvements which have been made as a direct result of said use:

Installed pump, cleared land, Fence, built Farm home

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: Schoonover Drillers, Burley, Idaho

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: 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:

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: May 15, 1961 - Time used since first use:

Irrigation seasons 1961 thru 1965

Ques. 10. Describe all other water rights appurtenant to same place of use: None,

(sign) Nora Page
by Laura Lee Smith
***** Her attorney-in- fact.

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

Buhl, County of Twin Falls

State of Idaho, on this 10th day of January, A. D. 19 66.

Olga L. Smith

My commission expires: June 30, 1969

Birke Lichi

January 28 1966 -

OLIN L. SMITH

Permit J 29297 -

Mr. Basch:

Attached are the corrected papers
as noted in your letter of January 18.
Thanks for your consideration -
yours truly

RECEIVED

FEB 1 1966

Department of Reclamation

Olin L. Smith

29297

January 21, 1966

RE: Permit No. G-29297
Mrs. Nora Rayl

Olin L. Smith
P. O. Box 709
Buhl, Idaho

Dear Mr. Smith:

Enclosed are the forms you requested by phone on the above date.

If we can be of any further help please feel free in letting us know.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw
Encl: Depositions holder
and witnesses

29297

C
O
P
Y

January 17, 1966

RE: Permit No. G-29297
Mrs. Nora Rayl

Olin L. Smith
P. O. Box 709
Buhl, Idaho

Dear Mr. Smith:

Returned herewith are the Affidavit of Publication and depositions of holder and witnesses on the above numbered permit. It is noted there are several discrepancies on the depositions.

The Idaho statutes require the witnesses to be disinterested persons. One of the witnesses states ownership, therefore, the depositions of Robert Rayl, Jr. will not be acceptable. Please submit a deposition of a new disinterested witness.

Since Mrs. Laura Lee Smith signed as attorney-in-fact for the permit holder, we will require a copy of the power of attorney.

In addition the depositions list the place of use as the NE $\frac{1}{4}$, Section 36, T 12 S., R 16 E., B.M., E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26, T 12 S., R 16 E., B.M. However, the Notice of Publication which was forwarded to our department by Mrs. Smith listed only the NE $\frac{1}{4}$, Sec. 36, T 12 S., R 16 E., B.M. as the land advertised. Therefore, any additional land not advertised would require re-advertising at your expense and also setting a new date to take depositions of holder and witnesses.

Please correct the above mentioned discrepancies and return all papers promptly.

Very truly yours,

M. RUSSELL BOSCH
Office Manager

MRB:efw
Encl: Depositions
Affidavit of Publication

29297

RECEIVED
JAN 17 1966

Buhl, Idaho January 14, 1966 Department of Reclamation

State of Idaho
Department of Reclamation
107 State House
Boise, Idaho. 83701

Completion of Works,
Permit #G29297
Mrs. Nora Rayl

Dear Mr. Tappan:

Attached you will find papers for Proof of Completion of Works and Application of water to beneficial Use under Permit No. G29297. Papers included are:

1. Affidavit of Publication in Buhl Herald.
- X 2. Deposition of Holder, Mrs. Nora Rayl
3. Deposition of Witness, ~~Robert Rayl, Jr.~~ *Bill E Berry*
4. " " " , J. B. Moss.

Mrs. Laura Lee Smith holds power-of-attorney to sign for Mrs. Rayl. Mrs Rayl is in Hazel Del Manor and is not able to sign the papers.

Yours truly,
Olin L Smith
Olin L Smith
Box 709
Buhl, Idaho.

RECEIVED

Date: _____ Action

29297

Re: Permit No. G-29297
Mrs. Nora Royl

Date: Nov. 30, 1965

Buhl Herald,
Buhl, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week
for four consecutive weeks prior to January 10, 1966
the date set for proof; the expense of the publication is to be paid
by the applicant Mrs. Nora Royl
of Box 709, Buhl, 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 or tear sheet of the first publication. **

Very truly yours,

Carl E. Tappan
CARL E. TAPPAN
State Reclamation Engineer

** If the first copy is not received in this office for checking
purposes and errors appear in subsequent issues, it is possible
that re-publication of corrected copy will be at your own expense

29297

**NOTICE OF PROOF
OF COMPLETION OF WORKS
and
APPLICATION OF WATER
TO BENEFICIAL USE**

Notice is hereby given that at 2 P.M., on the 10 day of January, 1966, at Twin Falls, County of Twin Falls, State of Idaho before Olin L. Smith, Notary Public, at Buhl, Idaho, proof will be submitted of the completion of works for the diversion of 3 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G29297, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Mrs. Nora Rayl, Box 709, Buhl, Idaho.

Said works of diversion will be fully completed on the date for such completion, and the amount

of water which said works are capable of conveying to the place of use is 3 cubic feet per second.

3. The use to which said water has been applied is Farm Irrigation and domestic purposes and the amount applied to beneficial use is 3 cubic feet per second.

4. The point of diversion of said water is NW $\frac{1}{4}$ SE $\frac{1}{4}$ —36—12SR16E-B.M.

5. The place where said water is used is NE $\frac{1}{4}$ Sec. 36—12S-R16E B.M.

6. The date of priority which said user is prepared to establish is January 12, 1961.

/s/ CARL E. TAPPAN
State Reclamation Engineer
(4714)

November 30, 1965

Re: Permit No. G-29297

Mrs. Nora Royle,
Box 709
Buhl, Idaho.

Dear Mrs. Royle:

This acknowledges the Notice of Proof of Completion of Works and Application of water to Beneficial Use, under Permit No. ~~G-29297~~ 2900. The proofs are to be made at 2:00 o'clock P.M. on the 10th day of January, 1966, before ~~Olin L. Smith, Twin Falls, Idaho~~ Notary Public.

As of this date, we have mailed the Notice to the Buhl Herald Buhl, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the Affidavit of Publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the AFFIDAVIT OF PUBLICATION.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(MRS.) EDNA P. RULE
Chief Clerk

Encl.
EPR:pmk
cc: Notary

29297

RECEIVED
NOV 29 1965

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Department of Reclamation

Notice is hereby given that at 2 P M., on the 10 day of January
1966, at Twin Falls, County of Twin Falls, State of Idaho
before Olm L Smith, Notary Public, at (address) _____
Burke Idaho, proof will be submitted of the completion
of works for the diversion of 3 cubic feet per second of underground water from a
well, and of the application to beneficial use of said water, in accordance with the
terms and conditions of Permit No. 8 29297, heretofore issued by the Department of
Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit
is Mrs Nora Rayl Box 709 Burke Idaho

2. Said works of diversion will be fully completed on the date for such completion,
and the amount of water which said works are capable of conveying to the place of
use is 3 cubic feet per second.

3. The use to which said water has been applied is Farm Irrigation
and domestic, purposes and the amount applied to beneficial use is
3 cubic feet per second.

4. The point of diversion of said water is NW 1/4 SE 1/4 - 36 - 128 R 16 E Bm

5. The place where said water is used is NE 1/4 - 36 - 128 - R 16 E Bm

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

January 16 1961

Carl E. Tappan

State Reclamation Engineer

29297

11/26/65

Olin L. Smith

State of Idaho
Dept of Reclamation
Basel Ida

RECEIVED
NOV 29 1965

Gentlemen:

Department of Reclamation

The original application
was for 6 cubic feet per second - We
only have 150 inches or 3 cu ft
from this well - ~~Should~~ be 3 cu
ft per second correct for proof
of completion or should it
be 6 as was original app
yours truly

Mrs Laura Lee Smith

29297

RECEIVED
NOV 29 1965

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE 1

(Date) Nov 26 1965
(P. O.) Box 709 Buhe 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 Buhe Herald of
Buhe Idaho Published in
the county in which the works are situated.

Mrs Nora Rugh
By Mrs Laura Lee Smith
Her attorney-in-fact.

(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

27297

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho
Nov. 1, 1965

Re: Permit No. G - 29297

Mrs. Nora Rayl
c/o Robert Rayl
Route #1, Twin Falls
Idaho

Dear Mrs. Rayl:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G-929297 are due not later than Jan 16, 1966

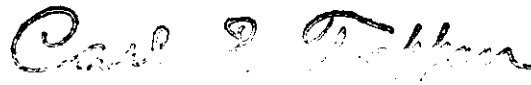
Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated - - all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,



STATE RECLAMATION ENGINEER

Enc. Form 36 and 11

cc:

29297

January 24, 1961

Re: Permit No. G-29297
Mrs. Nora Rayl

Mr. Robert Rayl, Jr.,
Route #1
Twin Falls, Idaho.

Dear Mr. Rayl:

We enclose Permit No. G-29297 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-5522 which was issued to the Shall Enterprises covering payment in the amount of \$6.25 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

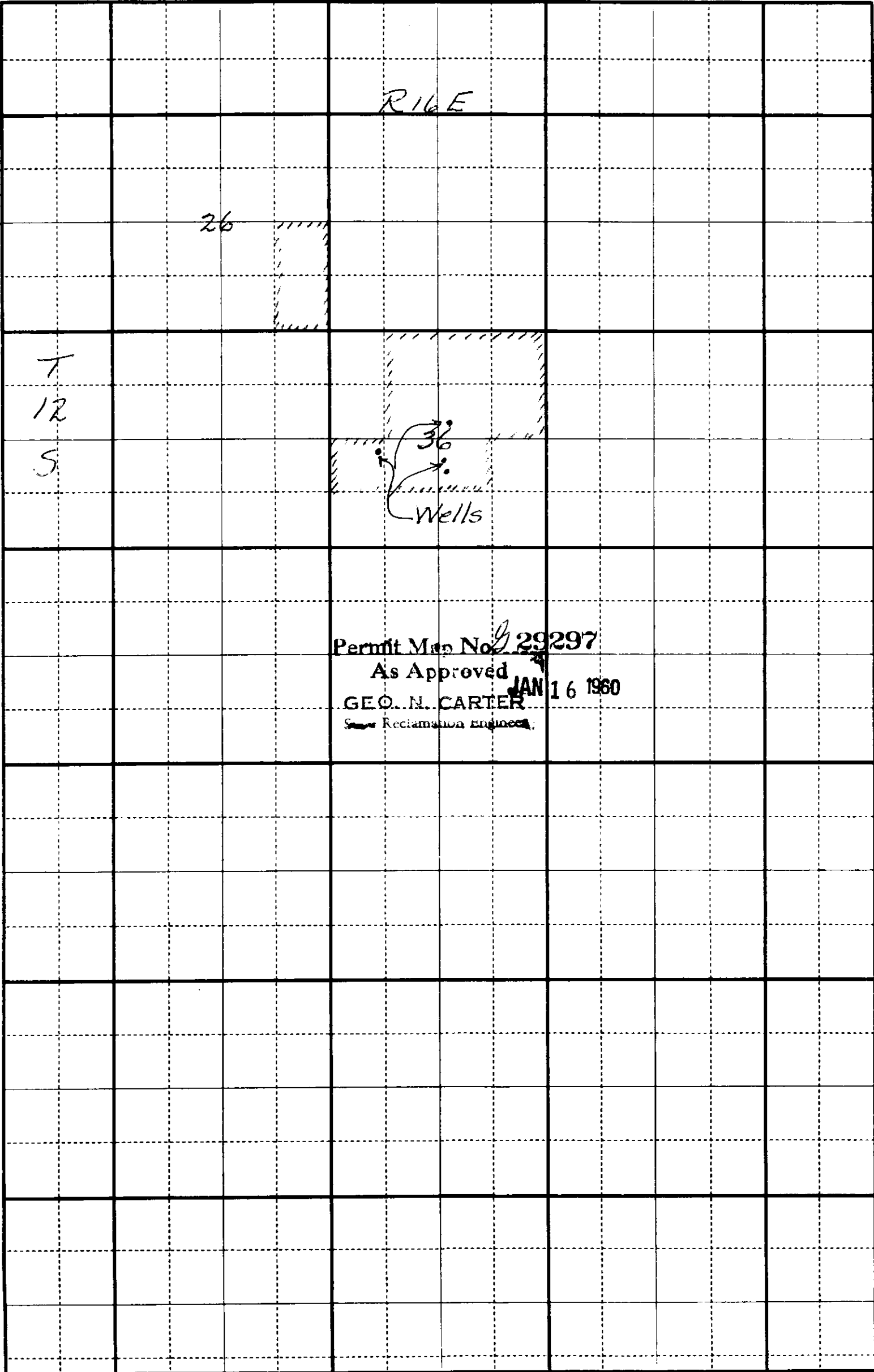
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pmk

2 9297

NAME OF APPLICANT Mrs. Vera Rayl

Form No. 0



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

29277

POST OFFICE DEPARTMENT
OFFICIAL BUSINESS

PENALTY FOR PRIVATE USE TO AVOID
PAYMENT OF POSTAGE, \$300

POSTMARK OF
DELIVERING OFFICE



INSTRUCTIONS: Show name and address below and complete instructions on other side, where applicable. Moisten gummed ends, attach and hold firmly to back of article. Print on front of article RETURN RECEIPT REQUESTED.

← RETURN
TO

NAME OF SENDER

Department of Reclamation

STREET AND NO. OR P.O. BOX

Room 107 Statehouse

CITY, STATE, AND ZIP CODE

Boise, Idaho 83701

PS Form 3811 Jan. 1965

PS Form 3811 Jan. 1965

29297

INSTRUCTIONS TO DELIVERING EMPLOYEE

☐

Show to whom and
when delivered

☐

Show to whom, when, and
address where delivered

☐

Deliver **ONLY**
to addressee

(Additional charges required for these services)

RECEIPT

Received the numbered article described below.

REGISTERED NO.

SIGNATURE OR NAME OF ADDRESSEE *(Must always be filled in)*

CERTIFIED NO.

20022

SIGNATURE OF ADDRESSEE'S AGENT, IF ANY

INSURED NO.

DATE DELIVERED

MAR 2

SHOW WHERE DELIVERED *(only if requested)*

c55-16-7

29297

**NOTICE OF CORRECTION OF
LEGAL NOTICE PUBLISHED
UNDER THE PROVISIONS OF
SECTIONS 42-214, 42-217,
IDAHO, CODE**

Notice is hereby given that the legal notice printed in the Buhl Herald on December 9, 16, 23, and 30, 1965, showing that Mrs. Nora Rayl was to make proof of completion of works and beneficial use of water January 10, 1966, on Permit No. G-29297, was in error and the place where said water is used was given as the NE $\frac{1}{4}$, Sec. 36, T. 12 S., R. 16 E., B.M., whereas, the actual place where said water is used is E $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 26, NE $\frac{1}{4}$, Sec. 36, T. 12 S., R. 16 E., B.M.

That any protest against the approval of the depositions made January 10, 1966, must be filed in the Department of Reclamation, at Boise, Idaho, within forty (40) days from the date of this notice, and such protest shall state the name and address of the protestant, and shall clearly set forth his objection to the approval of said proof of

completion of works and beneficial use of water.

Dated this 13th day of April 1967.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

Date of First Publication April 20, 1967.

Date of Last Publication April 27, 1967.

Last Date of Protest May 23, 1967.

14t2)

29297