

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

6/8/2020

Water Permit 43-7215

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|---|
| Current Owner | EDITH GUNNELL PO BOX 612 MALTA, ID 83342 |
| Current Owner | LELAND GUNNELL PO BOX 612 MALTA, ID 83342 (208) 654-2488 |

Status: Lapsed

Source

Tributary

Beneficial Use

From

To

Diversion Rate

Volume

Source and Point(s) of Diversion

Place Of Use

Conditions of Approval:

Comments:

Dates and Other Information

Water District Number: TBD

Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

N/A

Water Supply Bank:

N/A

6/8/2020

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|--|
| Current Owner | EDITH GUNNELL PO BOX 612 MALTA, ID 83342 |

Status: Closed

Tributary

N/A



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

RECEIVED

MAY 07 1992

Department of Water Resources
Southern Region Office

May 5, 1992

Leland and Edith Gunnell
Box 612
Malta, ID 83342

RE: Permit No. 43-07215

Dear Permit Holder:

Enclosed is a copy of the denied request for extension of time which you submitted to the department in connection with the above referenced permit. Section 42-204, Idaho Code, provides that you must diligently pursue the completion of the proposed project.

Within one year of the time you actually intend to develop this spring and beneficially use the water, I suggest that you file a new application. Since Idaho is now under a mandatory permit procedure to develop a water right, the new application will provide an additional period of time for development, although the priority date will be later in time.

Please feel free to contact any of our regional offices if you wish assistance in completion of the new application.

Sincerely,

L. GLEN SAXTON
Chief, Water Allocation Bureau

Enclosure

C: IDWR - Regional Office

43-7215

Form 204
(11-91)
RECEIVED

APR 28 1992

Department of Water Resources
Southern Region Office

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

For Office Use Only
\$15 Fee Received by J. Esten
Date 4-28-92
Receipt No. 5014461

REQUEST FOR EXTENSION OF TIME

**TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT**

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 43-07215

Name(s) of Permit Holder: Leland Gunnell - Edith Gunnell

Mailing Address: Box 612 - Malta, Idaho 83342

Date Proof is Due 1 May - 1992 Telephone No. 208-643-2488

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

None

Costing \$ _____

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

We are in the 7th year of drought
and Lack of Finances due to having
to buy so much Feed

Permit holder(s) request an extension to 30 Sept., 19 92

FEE: \$15.00

Leland Gunnell
(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be **DENIED** pursuant to Section 42-204, Idaho Code, for failure to diligently pursue the completion of the proposed project and to comply with permit conditions.

Signed this 4TH day May, 19 92

R. Keith Higginson
R. Keith Higginson, Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

REQUEST FOR EXTENSION OF TIME

TO PROVIDE ADDITIONAL TIME IN WHICH TO SUBMIT PROOF OF
BENEFICIAL USE FOR A WATER RIGHT PERMIT

The Idaho Department of Water Resources will consider this form as a request that the permit holder(s) be granted an additional period of time in which to complete development of water right under the provisions of Section 42-204, Idaho Code.

Permit No. 43-07215Name(s) of Permit Holder: Leland Gunnell - Edith GunnellMailing Address: Box 612 - Malta, Idaho - 83342Date Proof is Due 1 May - 1992 Telephone No. 208-643-2485

Describe what work has been completed toward the development of this water right:
(This must be filled out! If no work has been completed, show "none".)

None

Costing \$ _____

The permit holder(s) has been unable to complete the remainder of the work for the following reasons:

We are in the 7th year of drought
and Lack of Finances due to having
to buy so much Feed

Permit holder(s) request an extension to 30 Sept., 19 92

FEE: \$15.00

(Signature)*

*If other than permit holder, Power of Attorney must be supplied.

ACTION OF THE DEPARTMENT OF WATER RESOURCES

IT IS HEREBY ORDERED that the above request for extension of time be

Signed this _____ day _____, 19 _____

RECEIVED 7/80 RECEIVED

Ident. No. 43-7215

FEB 23 1989

JUL 13 1989

STATE OF IDAHO

Department of Water Resources
Southern Region Office

Department of Water Resources
Southern Region Office

APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

APPROVED

Comes now Leland & Edith Gunnell Phone 645-2488

of (address) Box 612, Malta ID 83342, and represents to the

Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 43-7215, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW 1/4 NW 1/4, Section 16, Township 15S, Range 28E, B.M., County of Cassia. Other points of diversion:

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.) No change

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

Amount for purposes from to (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated: No change

| TWP | RGE | SEC | NE 1/4 | | | | NW 1/4 | | | | SW 1/4 | | | | SE 1/4 | | | | TOTALS |
|-----|-----|-----|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
| | | | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | |
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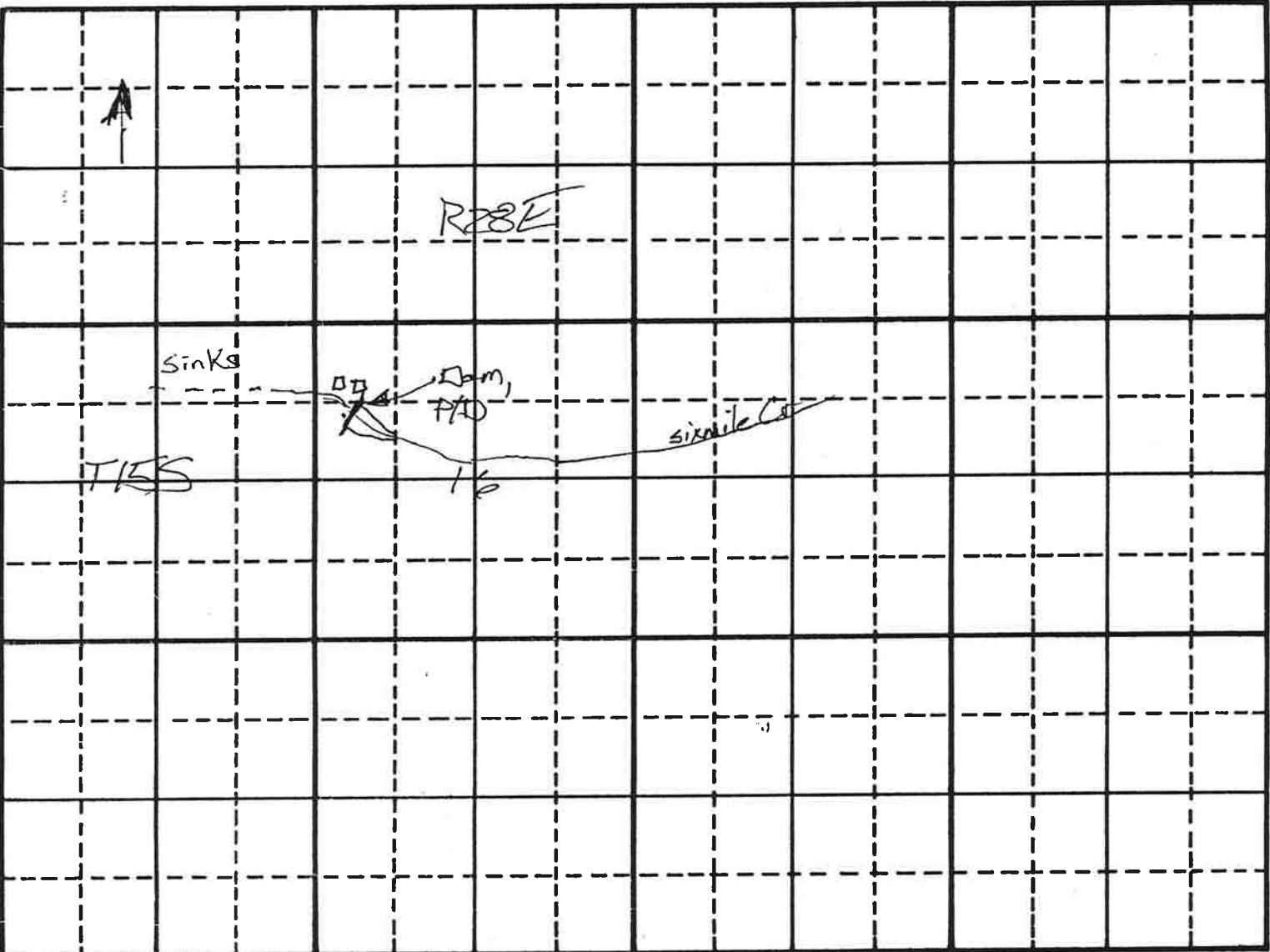
Total number of acres to be irrigated =

4. a. Who owns the property at the point of diversion? Applicant

b. Who owns the land to be irrigated or the place of use? Applicant

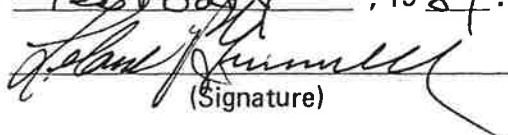
c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing:

Complete the following map by showing land and point of diversion as proposed by this amendment.
Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Sixmile Ranch, this 23 day of February, 19 89.

(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by DRJ Fee = \$20.00
Publication prepared by MB Date 4/19/89
Publication dates 5/4 & 5/11/89
Received by DRJ Date 2-24-89 306365
Published in South Idaho Press

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, L. GLEN SAXTON, of the Department of Water Resources hereby
Approve the above Application for Amendment provided the conditions as set forth in
Permit No. 43-7215 are met.

Witness my hand this 6th day of July, 19 89.

Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 43-7215

To appropriate the public waters of the State of Idaho

APPROVED

1. Name of applicant Leland & Edith Gunnell Phone 645-2488
Post office address P.O. Box 612, Meltz, Idaho, 83342
2. Source of water supply Sixmile Creek which is a tributary of Sinks
3. Location of point of diversion is SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of NW $\frac{1}{4}$, Govt. Lot _____
Sec. 15 Township 15S. Range 28E. B.M. Cassia County; additional
points of diversion if any: _____
4. Water will be used for the following purposes:
Amount 80 for Storage for Irrig. purposes from Jan. 1 to Dec. 31 (both dates inclusive)
(acre-feet per annum)
Amount 80 for Irrig. from Storage purposes from April 1 to Nov. 1 (both dates inclusive)
(acre-feet per annum)
Amount 4.00 for Irrig. purposes from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated is (a) 4.00 and/or (b) 80
cubic feet per second acre feet per annum
6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc. Proposed dam to store water
and via existing pipeline deliver to acres to be developed.
 - b. Height of storage dam 36 feet; active reservoir capacity 80 acre-feet; total
reservoir capacity 80 acre-feet; period of year when water will be diverted to storage:
Jan. 1 to Dec. 31 inclusive.
 - c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
 - d. Is ground water with a temperature of greater than 90°F being sought? _____
7. Time required for the completion of the works and application of the water to the proposed beneficial use is
5 years (minimum 1 year).



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

CECIL D. ANDRUS

Governor

A. KENNETH DUNN

Director

May 29, 1987

RECEIVED

JUN 2 1987

Department of Water Resources
Southern Region Office

Mailing address:

Statehouse

Boise, Idaho 83720

(208) 334-4440

RE: Permit No. 43-7215

Leland &/or Edith Gunnell
Box 612
Malta, ID 83342

Dear Permit Holder(s):

Enclosed is a copy of your approved Application for Permit. We direct your attention to the conditions of approval on the fourth page.

If the diversion dam is 10 feet or more in height, or has an impounding capacity of 50 acre-feet or more, certain dam safety requirements must be met. Before construction can commence on the dam associated with this right, plans and specifications prepared by a professional engineer must be submitted to the Department for review and approval.

Please note the requirement that as a permit holder you must commence the excavation or construction of diverting works within one year of the date the permit was issued, and you must proceed diligently until the project is completed. The enclosed blue card must be completed and returned to this office as soon as you commence construction, no later than one year from the date the permit was approved.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit into a license.

Sincerely,

GARY SPACKMAN

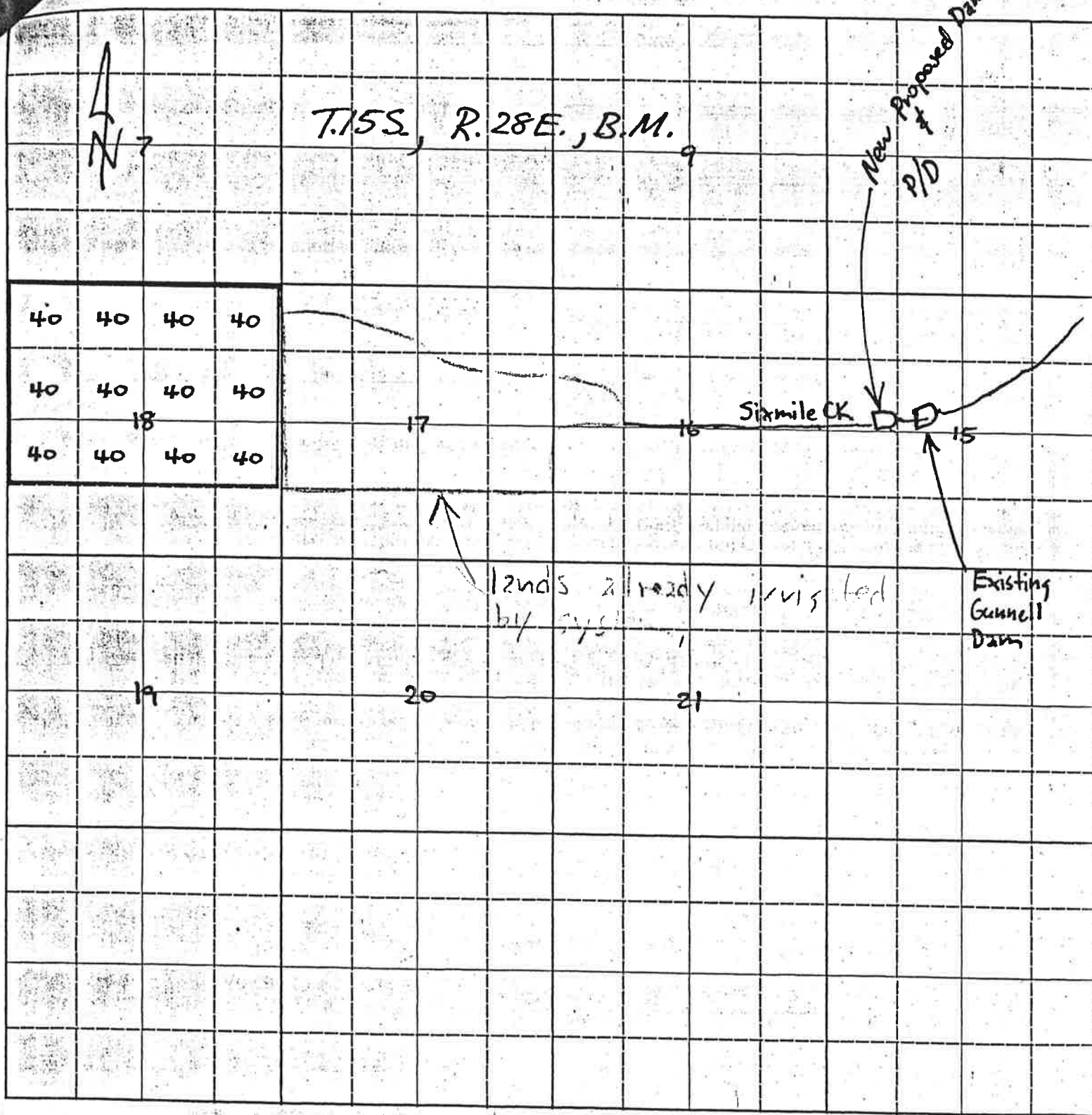
Supervisor, Water Allocation Section

GS:sc

Enclosures

43-7215

3. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

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.

Deland R. Gunnell
(Applicant)

ption of proposed uses (if irrigation only, go to item 9):

Hydropower; show total feet of head and proposed capacity in KW. _____

b. Stockwatering; list number and kind of livestock. _____

c. Municipal; show name of municipality. _____

d. Domestic; show number of households. _____

e. Other; describe fully. _____

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of the use (example: *D* for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP | RANGE | SEC. | NE¼ | | | | NW¼ | | | | SW¼ | | | | SE¼ | | | | TOTALS |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
| | | | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | |
| 15S. | 28E. | 18 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | 40 | | | 40 | 40 | | | 480 |
| | | | | | | | | | | | | | | | | | | | |
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Total number of acres to be irrigated 480

10. Describe any other water rights used for the same purposes as described above. None on these lands but other rts. out of Sixmile CR. on adjacent lands.

11. a. Who owns the property at the point of diversion? Applicant U.S. Forest

b. Who owns the land to be irrigated or place of use? Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. Easement for existing dam & pipeline. Additional easement for special use permit will be obtained.

12. Remarks: _____

ADN Date 6/28/85 Time 4:45 p.m. Proposed Priority 6/28/85
105-00 Received by 36658 ADN # 36658 Preliminary check by [Signature]
Publication prepared by M. Baldwin Date 3/5/87 Date 6/28/85
Publication approved M. Baldwin Date 4/13/87
Published in 3/19/87 Times News
3/26/87 Post Register Id. States
South Id. Press Hamden &
Tribune

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 43-7215, and said application is hereby APPROVED

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 92.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.

e. Other:

Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Permanent measuring devices must be installed in such a manner that the amount of water entering the reservoir and the amount of water released from the reservoir can be measured.

The storage of water under this permit is contingent upon the certification of the dam and authorization of storage per the dam safety provisions of the Idaho Code.

Witness my hand this 26th day of May, 1987.

[Signature]
Chief, Operations Bureau