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FEB 24 2020

WATER RESOURCES
WESTERN REGION

**WITHDRAWAL
OF
APPLICATION FOR PERMIT**

I/We, John Gulley and Stacy Gulley,
(Applicant's Printed Name) (Applicant's Printed Name)

_____ and _____,
(Applicant's Printed Name) (Applicant's Printed Name)

hereby withdraw our Application for Permit to Appropriate the Public Waters of the

State of Idaho, No. ~~2010577~~ 2010577

Signed this 12 day of December, 20 19.



John D. Gulley
(Signature/Title of Applicant)

Stacy L. Gulley
(Signature/Title of Applicant)

(Signature/Title of Applicant)

(Signature/Title of Applicant)

Jessica Riggs
in Owyhee County



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

March 6, 2020

JOHN AND STACY GULLEY
6697 RED ROCK RD
MARSING ID 83639

Re: Withdrawal of Application for Permit No: 2-10577

Dear Applicants:

The Department has received your recent withdrawal of the above referenced application. For your convenience a copy of the withdrawal and application are enclosed.

Please feel free to contact our office at 208-334-2190 if you have additional questions in this matter. Also, more information about water rights and other matters administered by this agency is available on the Internet at www.idwr.idaho.gov.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Kensie Thorneycroft', is written over a horizontal line.

Kensie Thorneycroft
Administrative Assistant
Western Regional Office

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 W Airport Way • Boise ID 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348

Website: idwr.idaho.gov • Email: westerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

January 7, 2020

COPY

JOHN AND STACY GULLEY
6697 RED ROCK RD
MARSING ID 83639

Re: Notice of Intent to Void Application for Permit No. 2-10577

Dear Applicant(s),

On June 6, 2019 the Department of Water Resources (IDWR) received your application for permit to appropriate water. Department staff requested additional information via letters dated 9/6/2019 & 12/5/2019. That letters stated that a written reply must be made within thirty (30) days or the application would become void. As of the date of this letter no written correspondence has been received by IDWR. If it is your intent to further pursue this application, please provide the required information or submit a written request for additional time to respond. It is the intent of IDWR to void your application within the next fourteen (14) days if no response is received. Refunds are not issued for voided applications

IDWR forms and other information are available on IDWR's webpage at www.idwr.idaho.gov. Or contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Sincerely,

Justin Shearer
Water Resource Agent, Sr.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

December 5, 2019

JOHN AND STACY GULLEY
6697 RED ROCK RD
MARSING ID 83639

RE: Application for water right permit no 2-10577

Dear Applicants,

On June 6, 2019 you applied to the Idaho Dept. of Water Resources (IDWR) to divert 0.09 cfs water from the Snake River for irrigation purposes. Your application was advertised as a legal notice in the Owyhee Avalanche on July 3 and again on July 10, 2019. No protests were received as the result of the advertisement. The next step in the water appropriation process is for IDWR to review your application prior to permit approval or denial.

It appears that there is an existing water right (no. 2-2113C) which already authorizes the diversion of water from the Snake River (diversion is the same legal description) to irrigate the same 4.2 acres you propose. IDWR is not inclined to issue a duplicate water right permit for a use of water which is already authorized. If you have overlooked this existing water right, you may submit a change in ownership form with the appropriate documentation and fee to claim the existing right. However if you wish to continue to pursue a new water right permit, I will need you to submit in writing an explanation of why this application does not duplicate the existing right.

Please submit the requested information for the application to be processed. You may seek additional time to provide the information by making a written request to interrupt processing for up to six months. The application will be voided without a timely written reply within the next thirty (30) days. Refunds are not issued for voided applications.

IDWR forms and other information are available at www.idwr.idaho.gov. Please contact me at 208-334-2190 if you need more information. Thank you for your attention to these matters.

Respectfully,



Cody Parker
Water Resource Agent
IDWR Western Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

September 6, 2019

JOHN AND STACEY GULLEY
6697 RED ROCK ROAD
MARSING IDAHO 83639

RE: Application for permit no 2-10577

Dear Applicants,

On June 6, 2019 you submitted a water right application proposing to irrigate 4.3 acres of land using water from the Snake River. Your application was advertised in the local newspaper and no protests were received. The next step in the process is for the Department to review your application prior to approval or denial of a water right permit.

Upon review of your application, it appears that a new water right is not needed. Water right 2-2113C already authorizes the diversion of water from the Snake River for the same land you describe in your application. Therefore, I recommend the following action:

- 1) Complete and return the enclosed Withdrawal of Application for Permit form.
- 2) Complete and return the enclosed Notice of Change in Water Right Ownership form. The fee to change the ownership is \$25. You will also need to include a copy of a conveyance document showing your ownership of the land.

As I mention above, I have written you previously regarding this matter. At this time, I must ask that you submit your response in writing within thirty (30) days of the date of this letter. The application will be voided without a timely written reply. Please let me know if you have any questions.

Respectfully,

Cody Parker
Water Resource Agent, Sr.
IDWR Western Region
208-334-2190

Enclosed: Water right report and map for 2-2113C, withdrawal form, ownership form



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region • 2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Website: www.idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

August 16, 2019

JOHN AND STACY GULLEY
6697 RED ROCK RD
MARSING ID 83639

RE: Application for Water Right Permit No. 2-10577

Dear Applicants,

On June 6, 2019 you submitted a water right application proposing to irrigate 4.3 acres of land using water from the Snake River. Your application has been advertised in the local newspaper and no protests were received. The next step in the process is for the Department to review your application prior to approval or denial of your project.

Upon review of your application, it appears that a new water right is not needed. Water right 63-2113C already authorizes the diversion of water from the Snake River for the same land described in your application. Therefore, I recommend the following action:

- 1) Complete and return the enclosed Withdrawal of Application for Permit form.
- 2) Complete and return the enclosed Notice of Change in Water Right Ownership form. The fee to change the ownership is \$25. You will also need to include a copy of a conveyance document showing your ownership of the land.

Please let me know if you have any questions. Thank you for your time and for your attention to these matters.

Sincerely,

Cody Parker
Water Resource Agent
IDWR Western Region
208-334-2190

Enclosed: Water Right Report for 63-2113C, Map for 63-2113C, withdrawal form , ownership form

The Owyhee Avalanche

P.O. Box 97 • HOMEDALE, ID 83628 • 208/337-4681

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss
COUNTY OF OWYHEE)

RECEIVED

AUG 01 2019

WATER RESOURCES
WESTERN REGION

I, Robert E. Aman, being first duly sworn, depose and say:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was and now over the age of twenty-one years, not a party to nor interested in the proceedings hereinafter mentioned.

2. That during the time of publication of the notice hereinafter mentioned, I was and now am the president of The Owyhee Avalanche, a newspaper of general circulation printed and published weekly, on Wednesday of each and every week, in the City of Homedale, County of Owyhee and State of Idaho.

3. That the said The Owyhee Avalanche has been printed and published continuously and uninterruptedly in said County during a period of more than seventy-eight weeks prior to the first publication of the attached notice.

4. That said notice of which a printed copy, taken from said newspaper, is hereto affixed, was published in the regular issue thereof, and not a supplement thereto, in said newspaper, in TWO (2)
(consecutive) calendar weekly issue(s) of said newspaper, in the following date(s):

JULY 3, 10, 2019

SIGNED: _____

STATE OF IDAHO }
COUNTY OF OWYHEE }

On this 10th day of July in the year of 2019 before me, a

Notary Public, personally appeared ROBERT E. AMAN
known or identified to me to be the person whose name subscribed to the within instrument, and being by me duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.



Notary Public of Idaho

Residing at WILDER, IDAHO
My commission expires: August 18, 2023

THE FOLLOWING
APPLICATION HAS BEEN
FILED TO APPROPRIATE
THE PUBLIC WATERS OF
THE STATE OF IDAHO
2-10577 JOHN GULLEY
6697 RED ROCK RD
MARSING, ID 83639-8019
Point of Diversion L7 (SEWN)
S34 T03N R04W OWYHEE
County Source SNAKE RIVER
Tributary COLUMBIA RIVER
Use: IRRIGATION 03/01 to 11/15
0.09 CFS Total Diversion: 0.09
CFS Date Filed: 6/6/2019 Place
Of Use: IRRIGATION T03N
R04W S34 L7(SEWN) Total
Acres: 4.26.

Permits will be subject to all prior water rights. For additional information concerning the property location, contact Western Region office at (208) 334-2190; or for a full description of the right(s), please see www.idwr.idaho.gov. Protests may be submitted based on the criteria of Idaho Code § 42-203A. Any protest against the approval of the application(s) must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before 7/22/2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN,
Director
07/03,10/2019

Jok
AK
8/1/19