WATER-RIGHT DOCKET

Grand Teton National Park

Docket No: 74

ENLARGED GUNTHER DITCH. BUDGE SLOUGH

Preliminary Docket Information

04-11-1955: water right record for enlarged gunther ditch: identification no. grte r3043115af14; permit 4912e; certificate 49-381

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WATER RIGHT RECORD

Docket Number 14
Alien WR Number
Water Use Map NP-GT 2174
Sheet Number 2

IDENTIFICATION NO: GRTE R 3 0 4 3 1 1 5 A F 1 4

DITCH/WATER SYSTEM: ENLARGED GUNTHER DITCH

SOURCE OF SUPPLY: Budge Slough, Tributary to Ditch Creek, Tributary of Snake River

LOCATION:

Legal description and tie:
(Point of Diversion)

Headgate Location: S 62°, 00' W, 880 feet from East quarter corner of Section 30, Township 43 North, Range 115 West.

WATER RIGHT:

Appropriator: Henry Gunther

Certificate Record Number: 49-381

Permit Number: 4912 E

Date of priority: August 21, 1933

Quantity of Water: .57 c.f.s.

Purpose: Irrigation and Stock

Irrigate Land Description:
(T 43 N, R 115 W)
10 acres - SE¼ of the SE¼ of Section 19
30 acres - SW¼ of the NE¼ of Section 30
40 acres - Total

SUMMARY OF STATUS:

The above land was conveyed to the National Park Service by Dr. William Fife Gordon and Frances Gordon by National Park Service Deed Number 9, dated April 11, 1955.

Water Rights Docket No, 14
Savage and Mormon Row Ditch

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General Water Use Plan, NP-GT 2174, Sheet # 2.

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(Sheet 1 only, of six sheets, is included as it covers all of the pertinent area.)

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See Related Dockets

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1. Permit 2970
a. Map
b. Application - permit (not provided)
c. Certificate No. 31-40.

Docket 15

2. Permit 4555E
a. Map
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B. Mormon Row Ditch
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a. Map
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Part III - BUDGE SLOUGH (Return flow from main ditches)

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Docket 74

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Docket 75

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4. Permit 10707

Docket 79

5. Permit 5782

02-23-1955: letter to nps from state of wyoming regarding information about permit 11648

L54

State of Wyoming

STATE ENGINEER'S OFFICE

Cheyenne

February 23, 1955

Mr. Thomas J. Allen,
Assistant Director,
National Park Service,
United States Department of the Interior
Washington 25, D. C.

Ref: L54L.

Dear Mr. Allen:

In reply to your letter of February 8, 1955, regarding among other matters, the conflict of in the National Park Service's application for Fourth Enlargement of the Savage Ditch from Gros Ventre River, under our temporary filing No. 16 2/252, with Permit No. 11648 for the Gros Ventre Canal, also from the Gros Ventre River, you naturally would not find any reference to it in the book of adjudicated water rights, since only water rights for which certificates of appropriation have been issued are included in the tabulation.

The terms under Permit No. 11648 were never fulfilled, the description in part and its status as taken from the records in the State Engineer's Office being as follows:

Permit No. 11648 - Gros Ventre Canal - Source Gros Ventre River - Appropriator Teton Irrigation Company - Priority Dec. 24, 1912 - For irrigation of 17,963.38 acres, including:

40 Acres - NE¼SW¼
40 " - NW¼SW¼
40 " - SW¼SW¼
40 " - SE¼SW¼, Sec. 33, T. 43 N., R. 115 W., being same lands described in the application for Fourth Enlargement of Savage Ditch.

Time for completion was extended from time to time. Last extension of time for completion expired December 31, 1935, with no work of record being done. Request for an extension of time for completion from Karl S. Albert received October 29, 1936, was denied by John D. Quinn, then State Engineer.

I believe this answers your question regarding any possibility of reinstating this earlier priority. But since the permit is still of record it is required that the State Engineer be requested and authorized to eliminate any lands under the permit in conflict with pending application, that the record may be cleared before approval can be given the application.

The proper form has been typed up and enclosed for your convenience.

The following lands have been adjudicated under the Savage Ditch, which total acres were corrected in 6c of the application as mentioned in our previous letter:

Permit No. 10707 - Savage Ditch - Source Gros Ventre River - Appr. Hilmer Bark - Priority May 15, 1911 - For irrigation of 80 acres described as:

40 Acres - NE¼SE¼
40 " - SE¼SE¼, Sec. 3, T. 42 N., R. 115 W.
(C. R. 43, page 91)

Appr. Robert E. Miller - For irrigation of 180 acres described as:

40 Acres - NE¼SW¼
40 " - SE¼SW¼
20 " - NE¼SE¼
40 " - NW¼SE¼
40 " - SW¼SE¼, Sec. 2, T. 42 N., R. 115 W.
(C. R. 45, page 505)

Permit No. 2855 Enl. - Enl. Savage Ditch - Source Gros Ventre River - Appr. Mae O. Kafferlin - Priority Feb. 17, 1913 - For irrigation of 75 acres described as:

40 Acres - SW¼NW¼
35 " - SE¼NW¼, Sec. 2, T. 42 N., R. 115 W.
(C. R. 43, page 89)

Appr. Hilmer Bark - For irrigation of 40 acres described as:

40 Acres - SE¼NE¼, Sec. 3, T. 42 N., R. 115 W.
(C. R. 44, page 399)

Permit No. 4335 Enl. - 2nd Enl. Savage Ditch - Source Gros Ventre River - Appr. Chas. J. Allen - Priority April 1, 1922 - For irrigation of 20.68 acres supplemental supply for lands under Kissinger Ditch, Permit No. 1078 Enl., and described as:

11.50 Acres - NW¼NE¼
9.18 " - SW¼NE¼, Sec. 2, T. 42 N., R. 115 W.
(C. R. 45, page 172)

Permit No. 4975 Enl. - 3rd Enl. Savage Ditch - Source Gros Ventre River - Appr. Joseph A. May - Priority June 18, 1934 - 100 acres Supplemental Supply for lands under Enl. Mud Springs Ditch, Permit No. 4555 Enl., described as:

40 Acres - Lot 2 (NW¼NE¼)
40 " - Lot 3 (NE¼NW¼)
20 " - Lot 4 (NW¼NW¼), Sec. 3, T. 42 N., R. 115 W.
(C. R. 52, page 245)

Appr. Hannes Harthoorn - Supplemental supply for 320 acres under Enl. Johnson & Egleston Ditch, Permit No. 2644 Enl., Supplemental Supply Ditch, Permit No. 17937 and described as:

40 Acres - NE¼NW¼
40 " - NW¼NW¼
40 " - SW¼NW¼
40 " - SE¼NW¼
40 " - NE¼SE¼
40 " - NW¼SE¼
40 " - SW¼SE¼
40 " - SE¼SE¼, Sec. 33, T. 43 N., R. 115 W.
(C. R. 52, page 246)

Appr.Mae O. Kafferlin - 29 acres original supply described as:

27 Acres - NE¼NE¼
1 Acre - NW¼NE¼
1 " - SE¼NE¼, Sec. 33, T. 43 N., R. 115 W.

131 acres supplemental supplemental supply for lands under Supplemental Supply Ditch, Permit No. 17937, and described as:

13 Acres - NE¼NE¼
39 " - NW¼NE¼
40 " - SW¼NE¼
39 " - SE¼NE¼, Sec. 33, T. 43 N., R. 115 W.
(C. R. 52, page 247)

Appr. Henry Gunther - 66.18 acres original supply described as:

2 Acres - NE¼NE¼
25 " - SE¼NE¼, Sec. 30
9.18" - Lot 5 (SW¼SE¼)
30 " - SE¼SE¼, Sec. 19, T. 45 N., R. 115 W.

Supplemental supply for 83 acres under Gunther Ditch, Permit No. 17733, and described as:

30 Acres - Lot 5 ($SW\frac{1}{4}SE\frac{1}{4}$), Sec. 19
38 " - $NE\frac{1}{4}NE\frac{1}{4}$
15 " - $SE\frac{1}{4}NE\frac{1}{4}$, Sec. 30, T. 43 N., R. 115 W.

Supplemental supply for 10 acres under Gunther Ditch, Permit No. 4912 Enl., and described as:

10 Acres - $SE\frac{1}{4}SE\frac{1}{4}$, Sec. 19, T. 43 N., R. 115 W.
(C. R. 52, page 248)

Appr. T. A. Moulton - Original supply for 20 acres described as

10 Acres - $SW\frac{1}{4}NE\frac{1}{4}$
10 " - $SE\frac{1}{4}NE\frac{1}{4}$, Sec. 29, T. 43 N., R. 115 W.

Supplemental supply for 140 acres under the Mormon Row Ditch, Permit No. 17697, and described as:

30 Acres - $SW\frac{1}{4}NE\frac{1}{4}$
30 " - $SE\frac{1}{4}NE\frac{1}{4}$
40 " - $NE\frac{1}{4}SE\frac{1}{4}$
40 " - $NW\frac{1}{4}SE\frac{1}{4}$, Sec. 29, T. 43 N., R. 115 W.
(C. R. 52, page 249)

Appr. John Moulton - Original supply for 20 acres described as:

20 Acres - $NW\frac{1}{4}NW\frac{1}{4}$, Sec. 29, T. 43 N., R. 115 W.

Supplemental supply for 140 acres under the Mormon Row Ditch, Permit No. 17697, and described as:

40 Acres - $NE\frac{1}{4}NE\frac{1}{4}$
40 " - $NW\frac{1}{4}NE\frac{1}{4}$
40 " - $NE\frac{1}{4}NW\frac{1}{4}$
20 " - $NW\frac{1}{4}NW\frac{1}{4}$, Sec. 29, T. 43 N., R. 115 W.
(C. R. 52, page 250)

Appr. J. W. Moulton - Original supply for 180 acres described a

10 Acres - $SE\frac{1}{4}NW\frac{1}{4}$
40 " - $NW\frac{1}{4}SW\frac{1}{4}$, Sec. 29
40 " - $NE\frac{1}{4}SE\frac{1}{4}$, Sec. 30
40 " - $SW\frac{1}{4}SW\frac{1}{4}$
11.4 " - $SE\frac{1}{4}SW\frac{1}{4}$
33 " - $NW\frac{1}{4}SE\frac{1}{4}$
5.6 " - $SW\frac{1}{4}SE\frac{1}{4}$, Sec. 28, T. 43 N., R. 115 W.

Supplemental supply for 140 acres under the Mormon Row Ditch, Permit No. 17697, and described as:

30 Acres - SE¼NW¼
40 " - NE¼SW¼, Sec. 29
28.6 " - SE¼SW¼
7.0 " - NW¼SE¼
34.4 " - SW¼SE¼, Sec. 28, T. 43 N., R. 115 W.
(C. R. 52, page 251)

Appr. A. H. Chambers - Original supply for 90 acres described a

30 Acres - SW¼NW¼
30 " - SE¼NW¼
16 " - NE¼SW¼
14 " - NW¼SW¼, Sec. 28, T. 43 N., R. 115 W.

Supplemental supply for 67 acres under the Mormon Row Ditch and the Johnson & Egleston Ditch, Permits Nos. 17697 and 9992, and described as:

30 Acres - SW¼SE¼
37 " - SE¼SE¼, Sec. 29, T. 43 N., R. 115 W.

Supplemental supply for 82 acres under the Johnson & Egleston Ditch, Permit No. 9992, and described as:

35 Acres - SW¼SW¼
40 " - SE¼SW¼
7 " - SW¼SE¼, Sec. 29, T. 43 N., R. 115 W.

Supplemental supply for 73 acres under the Mormon Row Ditch, Permit No. 17697, and described as:

3 Acres - SE¼SE¼, Sec. 29
10 " - SW¼NW¼
10 " - SE¼NW¼
24 " - NE¼SW¼
26 " - NW¼SW¼, Sec. 28, T. 43 N., R. 115 W.
(C. R. 52, page 252)

Appr. J. B. Heninger - Original supply for 20 acres described a

20 Acres - SW¼SW¼, Sec. 20, T. 43 N., R. 115 W.

Supplemental supply for 140 acres under the Mormon Row Ditch, Permit No. 17697, and described as:

20 Acres - SW¼SW¼
40 " - SE¼SW¼
40 " - SW¼SE¼
40 " - SE¼SE¼, Sec. 20, T. 43 N., R. 115 W.
(C. R. 52, page 253)

Very truly yours,

Glenn A. Conner

GLENN A. CONNER,
Assistant State Engineer.

GAC:em

11-23-1935: certificate of appropriation of water

21070

THE STATE OF WYOMING

Certificate of Appropriation of Water

Certificate Record No. 49, Page 281

WHEREAS, Henry Gunther has presented to the Board of Control of the State of Wyoming proof of the appropriation of water from Dodge Slough, tributary Ditch Creek, trib. Snake River through the Hal. Gunther Ditch under Permit No. 4818 Hal. for irrigation and stock of the lands herein described, lying and being in Teton County, Wyoming.

NOW KNOW YE, That the State Board of Control, under the provisions of Chapters 65 and 68, Wyoming Compiled Statutes, 1920, has, by an order duly made and entered on the 23rd day of November, A. D. 19 35, in Order Record No. 9, Page 92, determined and established the priority and amount of such appropriation as follows:

Name of Appropriator Henry Gunther; Postoffice Address Moose, Wyoming;

Date of Appropriation August 21, 1935; Total Acreage Forty (40) acres;

Amount of Appropriation .57 cu. ft. per sec.; Description of land to be irrigated and for which this appropriation is determined and established:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
43 N.	115 W.	19																10	10
		30			30														30

The right to water hereby confirmed and established is limited to irrigation and stock and the use is restricted to the place where acquired and to the purpose for which acquired; rights for irrigation not to exceed one cubic foot of water per second for each seventy acres of land for which the appropriation is herein determined and established.

IN TESTIMONY WHEREOF, I, EDWIN W. BURRITT, President of the State Board of Control, have hereunto set my hand this 4th day of December, A. D. 19 35, and caused the seal of said Board to be hereunto affixed.

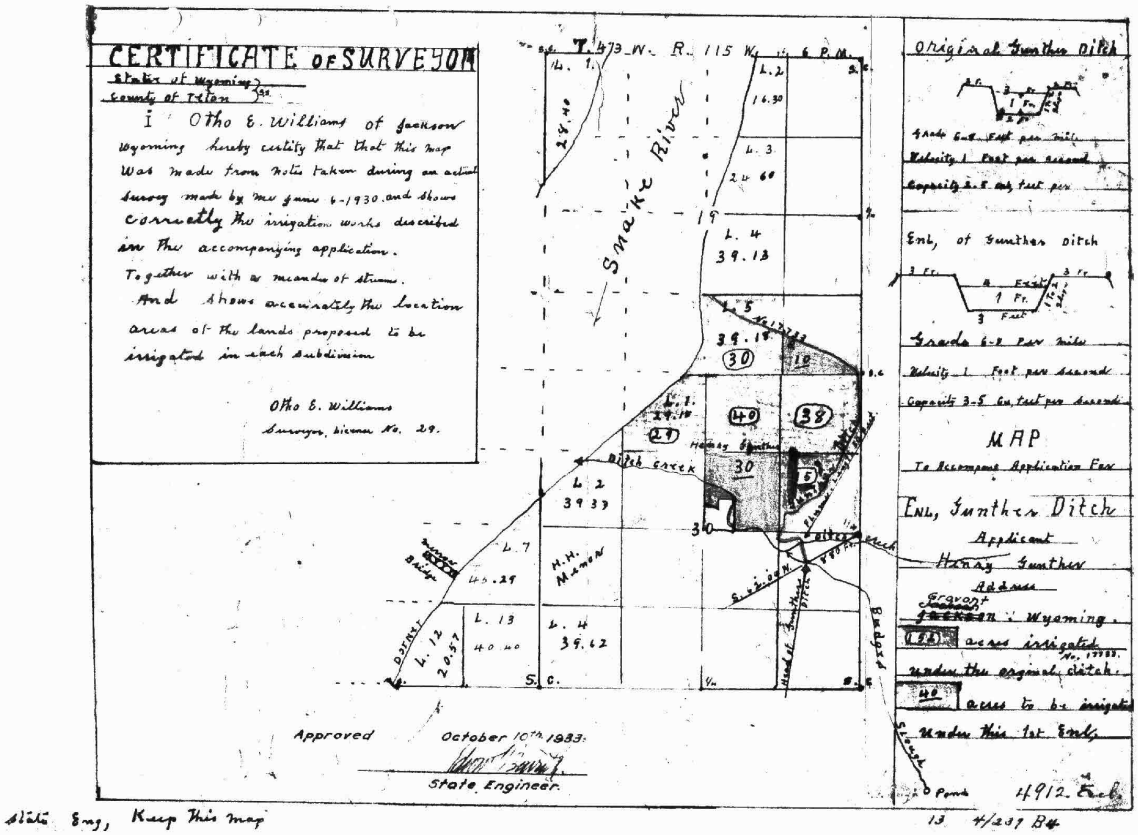
Secretary. President.

Other Supporting Information

Part III-Budge Slough

Application	Certificate	Appropriator	Priority	Present Ownership
Gunther Ditch				
17733	47-555	Henry Gunther	July 10, 1930)	Dr. W. F. Gordon
4912E	49-381	" "	Aug. 21, 1935)	

Note: This "source" is actually only waste water from Savage, Mud Springs (Mormon Row), and Hot Springs Ditches, returned to a natural channel along the base of Black Tail Butte. This slough may be spring fed during wet periods but this is seldom, if ever, the case during the irrigation seasons.



Docket Information

Number of Documents in Docket 11

Documents Dated from 10/10/1933 to 4/11/1955

Docket Compiled: 4/4/2011