

Ident No. 74-16184

RECEIVED

AUG 28 2018

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**NOTICE OF DIVERSION AS AN ALTERNATIVE TO
INSTREAM STOCKWATER USE**

(To provide notice of intent to divert surface water from a stream or riparian area to troughs or tanks as an alternative to instream use for the watering of livestock)

1. Name of right holder Leadore Land Partners Limited Partnership Phone (406) 360-2438
Mailing address PO Box 16025 Missoula MT 59808 Email _____
2. Source of water supply Eighteenmile Creek tributary to Lemhi River
3. Point of Diversion:

- a) Is this notice based on an existing recorded instream stockwater right? If yes, provide the water right number No

If no, describe the beginning and ending points for the instream stockwater use:

Beginning point is in Gov't. Lot _____, _____ 1/4 SE 1/4 SE 1/4,

Section 33, Township 14N Range 28E, B.M.,

Lemhi County.

Ending point is in Gov't. Lot _____, _____ 1/4 SW 1/4 SE 1/4,

Section 31, Township 14N Range 28E, B.M.,

Lemhi County.

- b) Alternate point of diversion is in Gov't. Lot _____, _____ 1/4 NW 1/4 SE 1/4, Section 33, Township 14N Range 28, B.M.,
Lemhi County.

4. Description of diversion and delivery system:

- a) Describe the type of diversion Diversion will be a section of perforated corrugated metal pipe placed in the stream channel that will divert flow into a 1 1/2 inch HDPE pipe.

- b) Describe the delivery system Delivery system will be ~21,600 feet of 1 1/2 inch HDPE pipe that will be buried on grade. Vents and drains will be installed at appropriate locations.

Describe the number, type and total capacity of troughs or tanks _____

Pipeline will supply water to three round 1,100 gallon fiberglass troughs.



- d) Describe the automatic shutoff or flow control mechanism or means of returning unused water to the source Trough inflow will be controlled with a mechanical float.
- e) Describe how the system is designed to allow measurement of the rate of diversion Rate of diversion will be controlled by the diameter, friction coefficient, and grade of pipeline.

5. Describe the place of use by placing an X in the appropriate 40-acre tract(s) below:

TWP	RGE	SEC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
14N	28E	32	X															
	*	25													X			
	*	26				X												

6. Priority date claimed or established 05/24/1910
7. Rate of diversion 0.02 cfs
8. Season of use: from 4/15 to 12/12
9. a) Who owns the property at the point of diversion? Leadore Land Partners
b) Who owns the property at the place of use? United States Government, Administered by BLM
10. When will construction occur? Summer/Fall 2018
11. Comments (include number and type of stock) Allotment management allows for up to 682 cow/calf pairs across the allotment. However, these livestock are able to utilize other water sources on the allotment so this water right would not need to support those maximum numbers. In most scenarios the permittee runs far lower numbers on the allotment for longer durations, because the use on the allotment is limited by the total AUM amount (2252 AUMs)
12. Map of project required - Attach an 8½"x11" map clearly identifying the location of the instream stockwater use and the locations of the alternative point(s) of diversion and stock trough(s). A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

* 9-4-2018 email from right holder
Confirmed map is correct. Sections
25 + 26 are in R27E. Q8

COPY

- d) Describe the automatic shutoff or flow control mechanism or means of returning unused water to the source Trough inflow will be controlled with a mechanical float.
- e) Describe how the system is designed to allow measurement of the rate of diversion Rate of diversion will be controlled by the diameter, friction coefficient, and grade of pipeline.

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TWP	RGE	SEC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
14N	28E	32	X															
	27E	25													X			
	27E	26				X												

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I hereby assert the following:

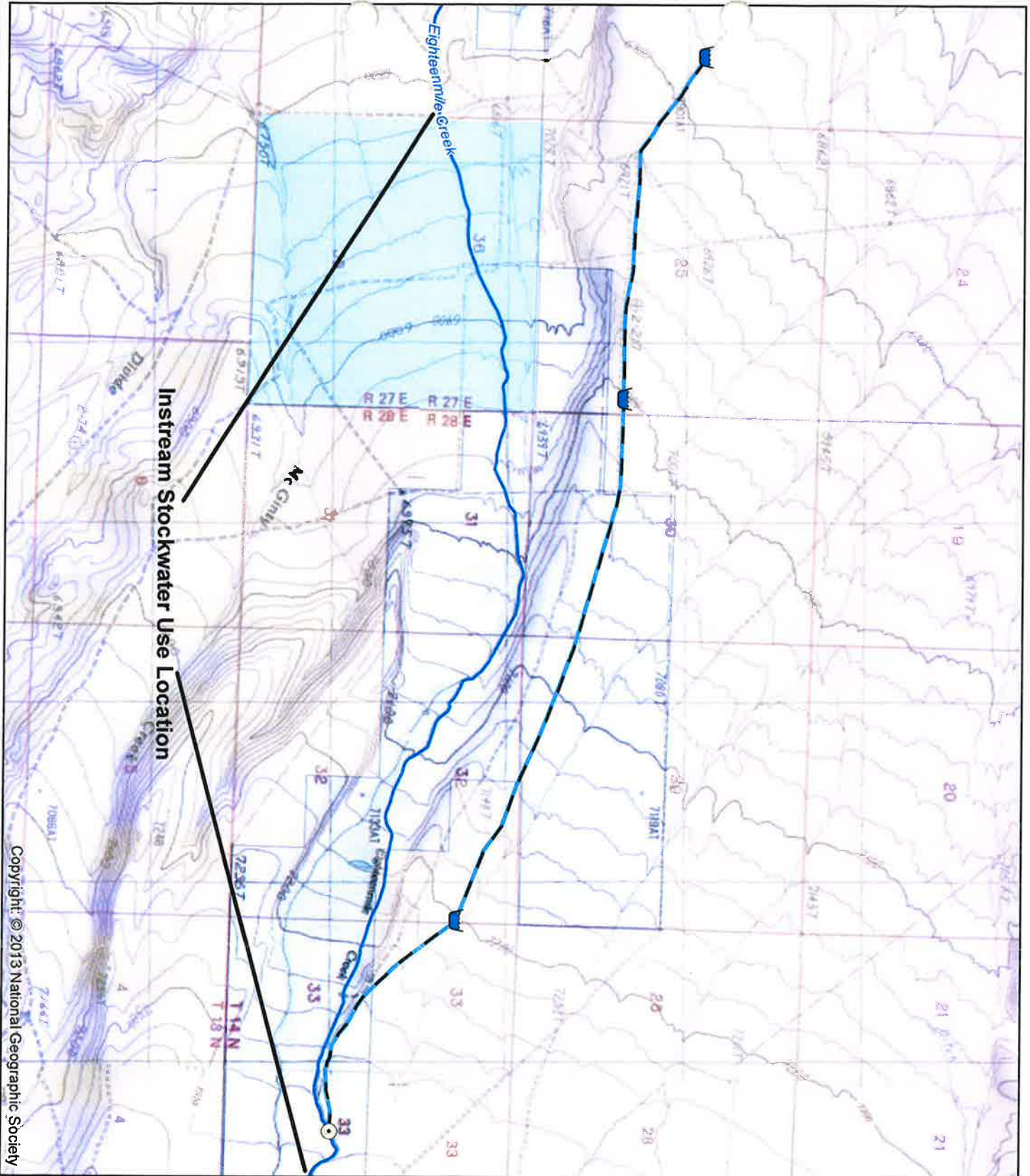
- a) Diversion is from a surface water source to which the livestock would otherwise have access. The land where the watering tanks or troughs will be located is land from which the livestock had access to the source of water from which diversion is being made.
- b) The diversion of water out of the stream as described in this notice is for watering livestock and will not injure other water rights.
- c) I will not alter the bed and banks of the source as the term is defined in section 42-3802, Idaho Code. I understand that I may place an inlet conduit into the source in a manner that does not require excavation or obstruction of the stream channel, unless the director of the department of water resources approves a stream channel alteration permit for additional work.
- d) I understand that upon determination of interference with other water rights, the Director may order curtailment of diversion or use of water under this notice or may require the diversion and delivery system to be modified to prevent injury.
- e) I will not divert more than 13,000 gallons per day for livestock watering from this diversion, and I will not use more than one point of diversion under this notice.
- f) I am authorized to make the changes described in this notice and that if the notice involves a federal grazing allotment, the permittee consents to the changes described in this notice.
- g) I understand that any willful misrepresentation on this notice will void any right to divert water for livestock under this notice.

Dated this 22nd day of August, 20 18
Karl Tyler
Right Holder or Authorized Representative

FOR DEPARTMENT USE

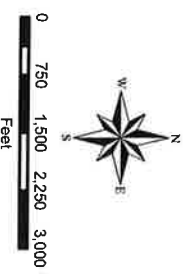
Received by SC Date F 7-30-18 Preliminary check by _____
Fee: \$ 25 Receipted by SC Receipt No. E044235 Date 7/30/18
Water District No. _____ Entered into data base _____ By _____

Leadore Land Partners LLP Eighteenmile Creek Notice of Instream Diversion



Legend

- Proposed Headbox
- Proposed Trough
- Proposed Pipeline



RECEIVED
JUL 30 2018
Department of Water Resources
Eastern Region

RECEIVED

AUG 27 2018

DEPARTMENT OF
WATER RESOURCES

Ident No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**NOTICE OF DIVERSION AS AN ALTERNATIVE TO
INSTREAM STOCKWATER USE**

(To provide notice of intent to divert surface water from a stream or riparian area to troughs or tanks as an alternative to instream use for the watering of livestock)

1. Name of right holder Leadore Land Partners Limited Partnership Phone (406) 360-2438
Mailing address PO Box 16025 Missoula MT 59808 Email _____
2. Source of water supply Eighteenmile Creek tributary to Lemhi River
3. Point of Diversion:
 - a) Is this notice based on an existing recorded instream stockwater right? If yes, provide the water right number No
If no, describe the beginning and ending points for the instream stockwater use:
Beginning point is in Gov't. Lot _____, NE 1/4 SE 1/4 SE 1/4,
Section 33, Township 14N Range 28E, B.M.,
Lemhi County.
Ending point is in Gov't. Lot _____, SW 1/4 SW 1/4 SE 1/4,
Section 31, Township 14N Range 28E, B.M.,
Lemhi County.
 - b) Alternate point of diversion is in Gov't. Lot _____, SW 1/4 NW 1/4 SE 1/4,
Section 33, Township 14N Range 28, B.M.,
Lemhi County.
4. Description of diversion and delivery system:
 - a) Describe the type of diversion Diversion will be a section of perforated corrugated metal pipe placed in the stream channel that will divert flow into a 1 1/2 inch HDPE pipe.
 - b) Describe the delivery system Delivery system will be ~21,600 feet of 1 1/2 inch HDPE pipe that will be buried on grade. Vents and drains will be installed at appropriate locations.
 - c) Describe the number, type and total capacity of troughs or tanks _____
Pipeline will supply water to three round 1,100 gallon fiberglass troughs.

SUPERCEDED

- d) Describe the automatic shutoff or flow control mechanism or means of returning unused water to the source Trough inflow will be controlled with a mechanical float.
- e) Describe how the system is designed to allow measurement of the rate of diversion Rate of diversion will be controlled by the diameter, friction coefficient, and grade of pipeline.

5. Describe the place of use by placing an X in the appropriate 40-acre tract(s) below:

TWP	RGE	SEC	NE				NW				SW				SE			
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
14N	28E	32	X															
		25													X			
		26				X												

6. Priority date claimed or established ~~N/A~~ 1890?
7. Rate of diversion 0.02 cfs
8. Season of use: from 4/15 to 12/12
9. a) Who owns the property at the point of diversion? Leadore Land Partners
b) Who owns the property at the place of use? United States Government, Administered by BLM
10. When will construction occur? Summer/Fall 2018
11. Comments (include number and type of stock) Allotment management allows for up to 682 cow/calf pairs across the allotment. However, these livestock are able to utilize other water sources on the allotment so this water right would not need to support those maximum numbers. In most scenarios the permittee runs far lower numbers on the allotment for longer durations, because the use on the allotment is limited by the total AUM amount (2252 AUMs)
12. Map of project required - Attach an 8½"x11" map clearly identifying the location of the instream stockwater use and the locations of the alternative point(s) of diversion and stock trough(s). A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

I hereby assert the following:

- a) Diversion is from a surface water source to which the livestock would otherwise have access. The land where the watering tanks or troughs will be located is land from which the livestock had access to the source of water from which diversion is being made.
- b) The diversion of water out of the stream as described in this notice is for watering livestock and will not injure other water rights.
- c) I will not alter the bed and banks of the source as the term is defined in section 42-3802, Idaho Code. I understand that I may place an inlet conduit into the source in a manner that does not require excavation or obstruction of the stream channel, unless the director of the department of water resources approves a stream channel alteration permit for additional work.
- d) I understand that upon determination of interference with other water rights, the Director may order curtailment of diversion or use of water under this notice or may require the diversion and delivery system to be modified to prevent injury.
- e) I will not divert more than 13,000 gallons per day for livestock watering from this diversion, and I will not use more than one point of diversion under this notice.
- f) I am authorized to make the changes described in this notice and that if the notice involves a federal grazing allotment, the permittee consents to the changes described in this notice.
- g) I understand that any willful misrepresentation on this notice will void any right to divert water for livestock under this notice.

Dated this 26 day of July, 2018

Karl Tyler - Leadoreland
Right Holder or Authorized Representative

FOR DEPARTMENT USE

Received by sc Date 7/30/18 Preliminary check by _____
Fee: \$ 25 Received by sc Receipt No. 1044235 Date 9/30/18
Water District No. _____ Entered into data base _____ By _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098

Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

GARY SPACKMAN
Director

C.L. "BUTCH" OTTER
Governor

September 5, 2018

LEADORE LAND PARTNERS LTD PARTNERSHIP
PO BOX 16025
MISSOULA MT 59808-6025

RE: Water Right No. 74-16184
Notice of Diversion for Instream Stockwater Use

Dear Water Right Holder(s):

The Department of Water Resources acknowledges receipt of the water right notice you submitted under Section 42-113(3), Idaho Code. Please refer to the above referenced number in all future correspondence regarding this notice.

The filing of the notice does not confirm the validity of the water right. It will serve to record and preserve the information, including any exceptions, regarding the notice.

Please note that the diversion described in your notice may occur only if the following conditions are met.

- The water is diverted from a surface water source to a trough or tank through an enclosed water delivery system.
- The water delivery system is equipped with an automatic shutoff or flow control mechanism or includes a means for returning unused water to the surface water source through an enclosed delivery system, and the system is designed and constructed to allow the rate of diversion to be measured.
- The diversion is from a surface water source to which the livestock would otherwise have access and the watering tank or trough is located on land from which the livestock would have access to the surface water source from which the diversion is made.
- The diversion of water out of the stream in this manner does not injure other water rights.
- The use of the water diverted is for watering livestock.
- The bed and banks of the source shall not be altered as that term is defined in section 42-3802, Idaho Code, except that an inlet conduit may be placed into the source in a manner that does not require excavation or obstruction of the stream channel, unless additional work is approved by the Director of the Department of Water Resources.
- The amount of water diverted for watering of livestock shall not exceed thirteen thousand (13,000) gallons per day.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

We are enclosing a copy of the notice for your records. Please feel free to contact this office if you have any questions.

Sincerely,

Jean Hersley
Technical Records Specialist II

Enclosure

c: Bureau of Land Management

Skaggs, Pam

From: Karl Tyler <ktyler@karltylervchevrolet.com>
Sent: Tuesday, September 04, 2018 1:46 PM
To: Skaggs, Pam
Subject: 18 mile water

Pam, the attached map is the correct location for the stock water tanks from 18 mile creek. Thanks Karl Tyler

Skaggs, Pam

From: Skaggs, Pam
Sent: Wednesday, August 22, 2018 2:02 PM
To: 'Whitson, Michael'
Subject: RE: Leadore Land Partners LLP Notice of Diversion - Eighteenmile Creek

Mike,

You will be copied on the acknowledgement letter that is sent out & we can send it by email.

Please be sure to drop the original document in the mail. It won't be officially received until we have the original paper documents.

Thank you for your assistance.

Pam

Pamela S. Skaggs, Manager
Water Rights Section
Idaho Department of Water Resources
322 E Front St
PO Box 83720
Boise ID 83720-0098
Phone (208) 287-4951
Fax (208) 287-6700

From: Whitson, Michael [mailto:mwhitson@blm.gov]
Sent: Wednesday, August 22, 2018 1:54 PM
To: Skaggs, Pam <Pam.Skaggs@idwr.idaho.gov>; Vincent Guyer <vguyer@blm.gov>; Austen Foley <afoley@blm.gov>; Karl Tyler <ktyler@karltylerchevrolet.com>
Subject: Leadore Land Partners LLP Notice of Diversion - Eighteenmile Creek

Pam-

I've attached the signed revised notice of diversion for the stockwater development for Eighteenmile Creek, with the accurate priority date annotated. If you could please notify me as soon as this is approved/accepted by the Department I would greatly appreciate it. Also, please feel free to contact me if there are any issues that need to be addressed, or if you have questions.

Thank you for your assistance here.

Mike

Mike Whitson, P.G.
Geologist
USDI-BLM Salmon Field Office
1206 S. Challis St., Salmon ID 83467
mwhitson@blm.gov
Office: [208.756.5495](tel:208.756.5495)
Fax: [208.756.5447](tel:208.756.5447)

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DEPARTMENT OF WATER RESOURCES

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		25														X		
		26				X												

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Dated this 22nd day of August, 20 18
Kast Tyler
Right Holder or Authorized Representative

FOR DEPARTMENT USE

Received by _____ Date _____ Preliminary check by _____
Fee: \$ _____ Receipted by _____ Receipt No. _____ Date _____
Water District No. _____ Entered into data base _____ By _____