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JAN 15 2010

Department of Water Resources
Eastern Region

Form 113
12/07

Ident No. 13-7749

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 Robert Scott Workman and Todd B. Workman Phone (208) 251-6907

Mailing address 4489 N 1600 E Preston, ID 83263 Email _____

2. Source of water supply Sant Creek tributary to Battle Creek

3. Point of Diversion:

a) Is this notice based on an existing recorded instream stockwater right? If yes, provide the water right number _____

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

Beginning point is in Gov't. Lot _____, SW 1/4 SE 1/4 SE 1/4,
Section 1, Township 14S Range 39E, B.M.,
Franklin County.

Ending point is in Gov't. Lot _____, SE 1/4 SW 1/4 SE 1/4,
Section 1, Township 14S Range 39E, B.M.,
Franklin County.

b) Alternate point of diversion is in Gov't. Lot _____, SW 1/4 SE 1/4 SE 1/4,
Section 1, Township 14S Range 39E, B.M.,
Franklin County.

4. Description of diversion and delivery system:

a) Describe the type of diversion Cement structure with 1 1/2 inch pipe exiting the structure to a water trough

b) Describe the delivery system 1 1/2 inch PVC or Polyethylene pipe

c) Describe the number, type and total capacity of troughs or tanks 1-300 gal

RECEIVED trough style watering facility

DEC 01 2009

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- d) Describe the automatic shutoff or flow control mechanism or means of returning unused water to the source Trough will contain a 2 inch overflow or a float to regulate water
- e) Describe how the system is designed to allow measurement of the rate of diversion 60 Head of Cattle @ 20 gal/day = 1200 gal/day

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
14S	39E	1																X

6. Priority date claimed or established 5-1-1870
7. Rate of diversion .020 cfs
8. Season of use: from January 1 to December 31
9. a) Who owns the property at the point of diversion? Robert Scott Workman
b) Who owns the property at the place of use? Todd B. Workman and Robert Scott Workman
10. When will construction occur? Summer 2009
11. Comments (include number and type of stock) 60 head of Cattle

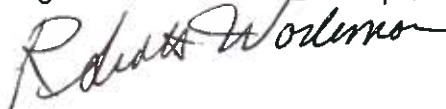
12. Map of project required - Attach an 8½"x11" map clearly identifying the location of the instream stockwater use and the locations of the alternative point(s) of diversion and stock trough(s). A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

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 30th day of November, 20 09


Right Holder or Authorized Representative



FOR DEPARTMENT USE

Received by _____ Date _____ Preliminary check by _____
Fee: \$ 25 Received by se Receipt No. 035550 Date 1/15/2010
Water District No. _____ Entered into data base _____ By _____

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

1/4 SW
(AKE)

111° 52' 30" 42000m.E
42° 15'

3668 IV SE
(TREASURETON)

GRACE 26 MI.
MOUND VALLEY 11 MI.

