

75560

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF DIVERSION FOR INSTREAM STOCKWATER USE

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

1. Name of Right Holder Leibold Living Trust Phone 208 875-8644
Mailing address 1029 Vale Rd Harvard ID 83834
2. Source of water supply Palouse river tributary to Snake River
3. Point of diversion is in Gov't. Lot 1/4 NW 1/4 SW 1/4, Section 10, Township 41N Range 3W, B.M., Latah County County.

4. Description of diversion and delivery system:

- a) Describe the type of diversion: withdrawal of water from river with pump and pipeline to be put in storage tank and delivered to troughs
- b) Describe the delivery system: pump with 2" discharge going to 8000 gal storage tank, water will then feed to troughs
- c) Describe the number, type and total capacity of troughs or tanks 1 steel or plastic 8000 gal tank, 2 troughs 350 gal ea
- d) Describe the automatic shutoff or flow control mechanism or means of returning unused water to the source: float valves on troughs from tank, gate valve on tank
- e) Describe how the system is designed to allow measurement of the rate of diversion: no specific measuring device will be used. The maximum rate of withdrawal will be 8000 gal over a 2 to 4 hr period. No more than the needed amount will be used

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
<u>41N</u>	<u>3W</u>	<u>10</u>							<u>X</u>			<u>X</u>	<u>X</u>		<u>X</u>			
<u>41N</u>	<u>3W</u>	<u>9</u>													<u>X</u>			

6. Priority date claimed or established: 1900
0.25
7. Rate of diversion: 0.25 cfs no more than 0.25 cfs during withdrawal
2 to 4 hr period throughout the season

8. Season of use: From beg May to end October
9. a) Who owns the property at the point of diversion? Leibold Living Trust
b) Who owns the property at the place of use? Leibold Living Trust
10. When will construction occur? when pumping needs to be done
11. Comments: I would like this to be somewhat
portable to move as the cattle move

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.

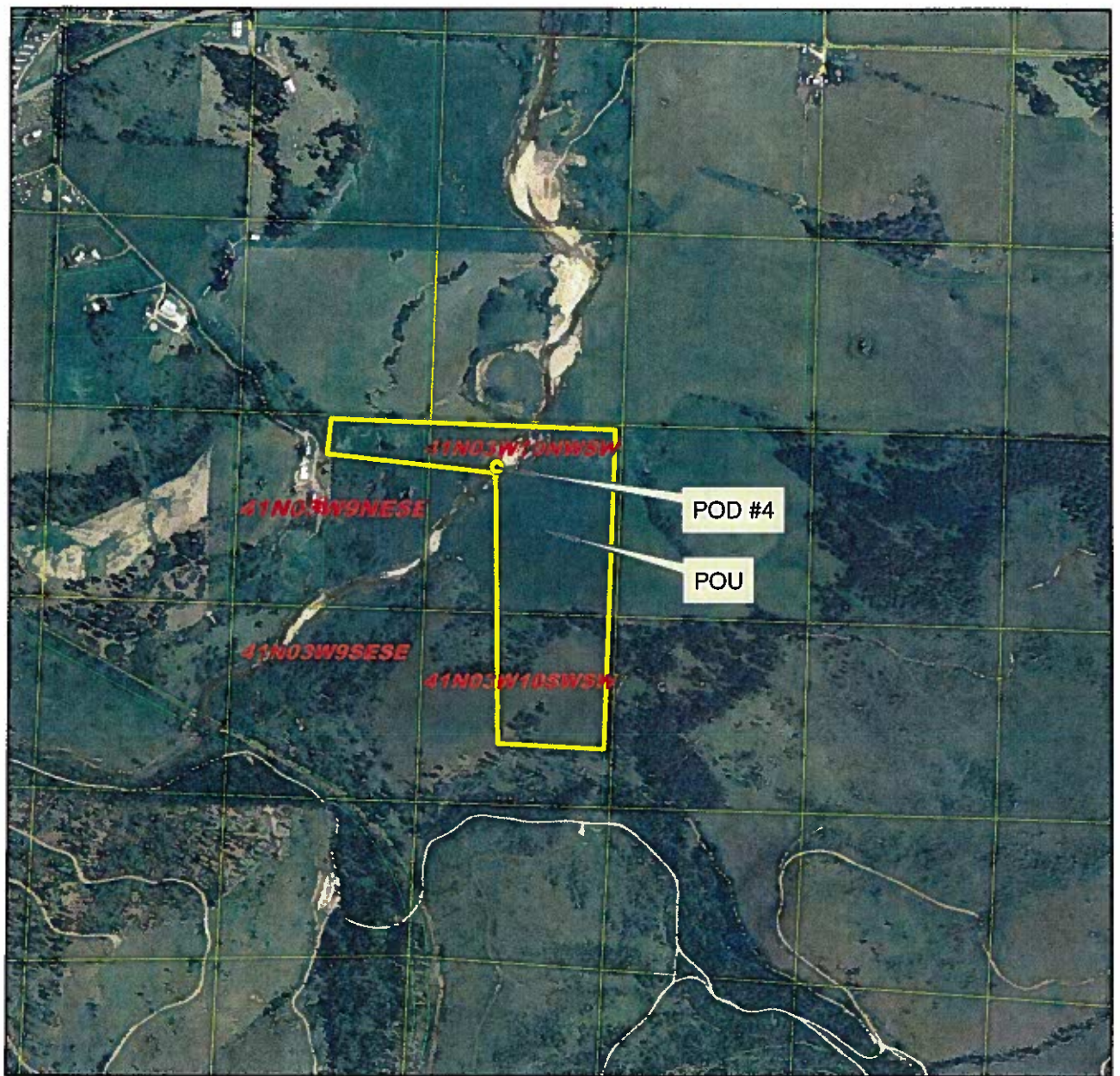
Dated this 9th day of April, 2009

Bruce Leibold trustee
Right Holder or Authorized Representative

FOR DEPARTMENT USE

Received by cm Date 4-13-09 Preliminary check by _____
Fee: \$ 25.00 Receipted by cm Receipt No. 202087 Date 4-13-09
Water District No. _____ Entered into data base _____ By _____

87-10068



0 500 1,000 2,000 3,000 4,000 Feet

Legend

-  workingpod
-  workingpou
-  Taxlots
- QQ

