

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 CLYDE COOK Phone 208 599 0570
Mailing address 530 S 1ST W, BERN, ID 83220 Email _____
2. Source of water supply UNNAMED SPRING tributary to SINKS
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 , NW 1/4 NE 1/4 SW 1/4,
Section 35, Township 12S Range 43E, B.M.,
BEAR LAKE County.

Ending point is in Gov't. Lot , SE 1/4 SW 1/4 NE 1/4,
Section 35, Township 12S Range 43E, B.M.,
BEAR LAKE County.

- b) Alternate point of diversion is in Gov't. Lot , SW 1/4 SW 1/4 NW 1/4,
Section 35, Township 12S Range 43E, B.M.,
BEAR LAKE County.

4. Description of diversion and delivery system:

- a) Describe the type of diversion SPRING BOX
- b) Describe the delivery system SPRING BOX TO 2" PIPE
TO STOCKWATERING TROUGHS
- c) Describe the number, type and total capacity of troughs or tanks THREE 800 GALLON METAL TROUGHS

d) Describe the automatic shutoff or flow control mechanism or means of returning unused water to the source FLOAT SYSTEM AND OVERFLOW INTO STREAM AS BACKUP IF FLOAT FAILS.

e) Describe how the system is designed to allow measurement of the rate of diversion

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
12S	43E	35										X				X		

6. Priority date claimed or established 1/18/1909

7. Rate of diversion 0.02 cfs

8. Season of use: from 1/1 to 12/31

9. a) Who owns the property at the point of diversion? NEDRA J. BUNDERSON,

b) Who owns the property at the place of use? CLYDE COOK

10. When will construction occur? 2008

11. Comments (include number and type of stock) 150 HEAD OF RANGE CATTLE; NRCS HAS SUGGESTED THIS CHANGE IN ORDER TO KEEP CONTAMINATION OUT OF STREAM.

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 10th day of OCT, 2007

[Signature]
Right Holder or Authorized Representative

FOR DEPARTMENT USE

Received by MWH Date 10/19/2007 Preliminary check by _____
Fee: \$ 25 Received by MWH Receipt No. E033504 Date 10/19/2007

CHARLA:

THIS IS THE PLAN FROM BEAR LAKE SOIL & WATER CONSERVATION
MAYBE WE COULD CONTACT ~~THE~~ THEM IF DOESN'T DO

North Portion from Spring

THANK YOU
CLYDE

Date: 2/15/2007

Customer(s): CLYDE COOK

District: BEAR LAKE SOIL & WATER CONSERVATION DISTRICT

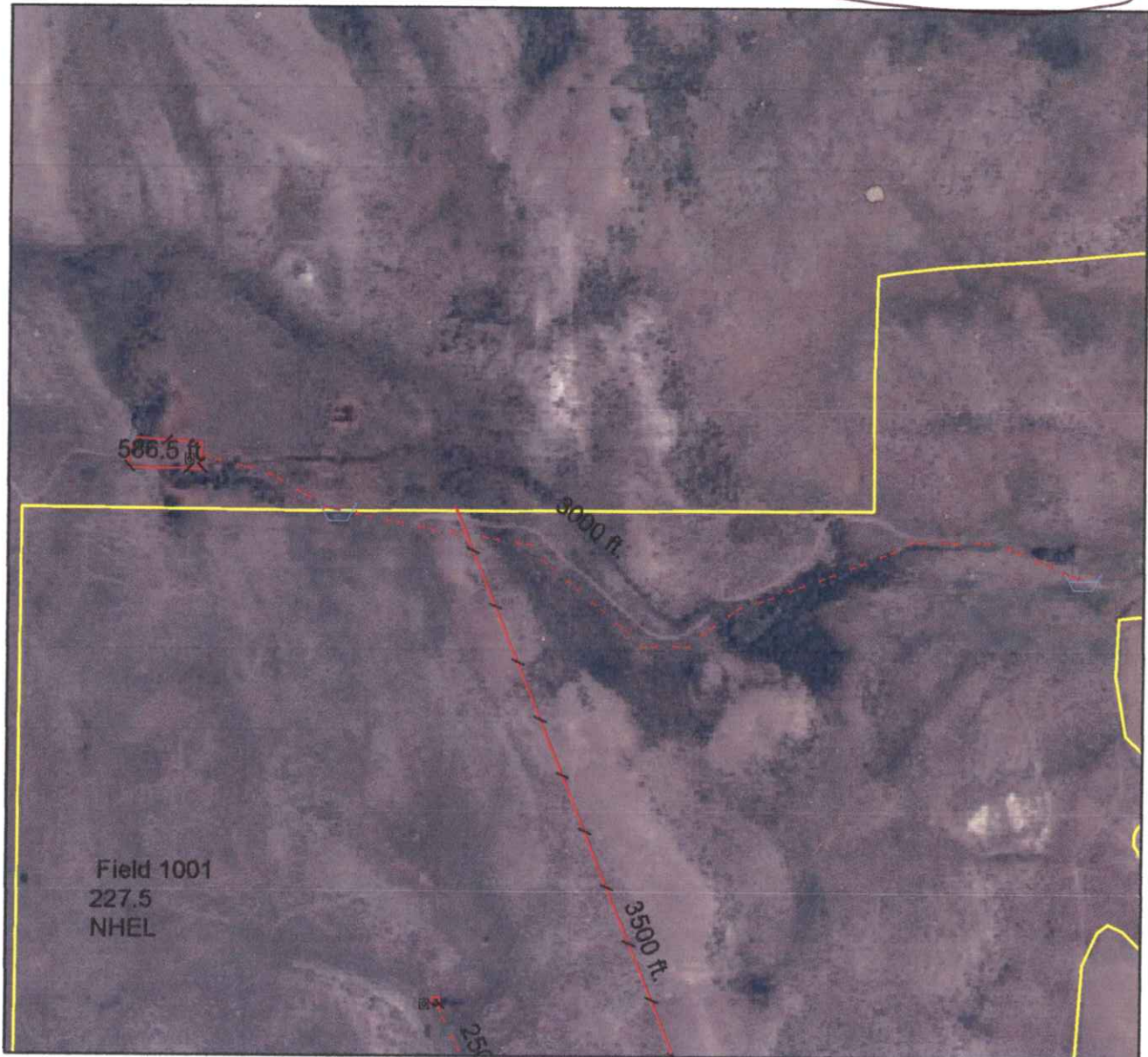
Field Office: MONTPELIER SERVICE CENTER

Agency: NRCS

Assisted By: Beth Rasmussen

PH-208 847-1264

Legal Description: T12S R43E Sec 35



Legend

plss_blm_a_id007

2007EQIP

Fence

Pipeline

Spring Development

Watering Facility

RECEIVED

NOV 23 2007

Ovid Quad

1 inch equals 500 feet

Department of Water Resources
Eastern Region

195 390 780 1,170 1,560 Feet

N

