

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 Scot D Hennings Phone 208 540-1512  
Mailing address 1501 Hayes Ln. Montpelier, Id. 83254
2. Source of water supply Spring tributary to n/a
3. Point of diversion is in Gov't. Lot 1/4 NE 1/4 SW 1/4, Section 35,  
Township 11 Range 43, B.M., Boarbake County.
4. Description of diversion and delivery system:
  - a) Describe the type of diversion: NONE N/A
  - b) Describe the delivery system: Self flowing N/A
  - c) Describe the number, type and total capacity of troughs or tanks NONE N/A
  - d) Describe the automatic shutoff or flow control mechanism or means of  
Returning unused water to the source: NONE N/A
  - e) Describe how the system is designed to allow measurement of the rate of  
diversion: left to its self
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>11</u> | <u>43</u> | <u>35</u> |    |    |    |    |    |    |    |    | <u>S</u> |    |    |    |    |    |    |    |
|           |           |           |    |    |    |    |    |    |    |    |          |    |    |    |    |    |    |    |
|           |           |           |    |    |    |    |    |    |    |    |          |    |    |    |    |    |    |    |
|           |           |           |    |    |    |    |    |    |    |    |          |    |    |    |    |    |    |    |
|           |           |           |    |    |    |    |    |    |    |    |          |    |    |    |    |    |    |    |

6. Priority date claimed or established: 5-31-1890 Claim Oct. 18, 2006 Homestead May 31 1890
7. Rate of diversion: 0.02 cfs

T 11 S R 43 E

\$ 25.00

POD. NE SW Sec. 35 begin / ending

POW. Sec 35

NE SW

RECEIVED

OCT 20 2006

Department of Water Resources  
Eastern Region

8. Season of use: From 5/1 to 7/31
9. a) Who owns the property at the point of diversion? Scot Hennings  
b) Who owns the property at the place of use? Scot Hennings
10. When will construction occur? NONE
11. Comments: Just to claim water rights in my  
name  
50 range COWS

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 18 day of Oct, 2006

Scot Hennings  
Right Holder or Authorized Representative

**FOR DEPARTMENT USE**

Received by \_\_\_\_\_ Date 10/20/06 Preliminary check by \_\_\_\_\_  
Fee: \$ 25.00 Receipted by SC Receipt No. E032351 Date 10/27/06  
Water District No. \_\_\_\_\_ Entered into data base \_\_\_\_\_ By \_\_\_\_\_

|                                 |                               |                                  |                                   |                                    |                                  |                                  |                                |                               |                                |
|---------------------------------|-------------------------------|----------------------------------|-----------------------------------|------------------------------------|----------------------------------|----------------------------------|--------------------------------|-------------------------------|--------------------------------|
| Pat. 6-9-98.                    | 3-7-90.                       | Brig. Adolph. H. Bis 705         | 9-13-18.                          | Lexis. Hausely. Pat.               | Jensen. Pat. 9-10                | Pat. Willford. W.                |                                |                               |                                |
| Harlan. Skinner. Pat. 5-3-90.   | Pat. 3-7-84.                  | 12-13-99                         | 9-13-18.                          | Frederick. Bartschi                | 6-15-91.                         | Clark.                           | W. Clark.                      | Pat. 8-5-89.                  | Clark. Pat. 9-5-               |
| Hix Pat. 6-15-91                | Phillips chugg Pat. 7-25-84   | J.S. Skinner 5-19-10             | John. Minnie 5-27-6-24            | J.A. Skinner 4-4-28                | Thomas. Horsley. Pat. 4-10-84.   | Albert. Bacon. Pat. 8-13-13.     | Edward. B. Clark. Pat. 9-14-04 | Jo. S. Clark. Pat. 13-3-90.   | W. Clark. Pat. 9-5-            |
| Thom chugg. Pat. 1-21-04.       | H. S. Crane. 7-17-09.         | Walter. Hoge. Pat. 4-10-84       | Marion. C. Clark. Pat. 8-19-13.   | Frederick. Bartschi. Pat. 12-26-06 | Arthur. H. Smith. Pat. 9-12-07.  | Susan. W. W. Hess. Pat. 10-6-15. | W. W. Hess. Pat. 10-6-15.      | Leonard. Smith. Pat. 3-26-23. | Amanda. J. Sym. Pat. 12-24-96. |
| Joseph H. Skinner. Pat. 4-2-00. | Robert. Pat. 5-8-88.          | James W. Gallger. Pat. 10-30-90. | Price. Pat. 11-17-86.             | Chas. Bartschi. 4-21-17.           | Gertch. Pat. 8-8-13.             | W. W. Hess. Pat. 10-6-15.        | W. W. Hess. Pat. 10-6-15.      | Leonard. Smith. Pat. 3-26-23. | Amanda. J. Sym. Pat. 12-24-96. |
| Young. Pat. 2-23-29.            | Edgar. Pat. 5-16-33.          | Alex. Anderson. Pat. 12-2-12.    | George H. Williams. Pat. 5-18-07. | Thomas. H. Williams. Pat. 4-6-92.  | Wm. Williams. Pat. 8-1-87.       | Leo H. Williams. Pat. 10-9-19.   | Leo H. Williams. Pat. 10-9-19. | Nels R. Larsen. Pat. 7-29-20. | Warren. S. Kinds. Pat. 9-1.    |
| Ernest. Lehman. Pat. 8-22-17.   | Ernest. Lehman. Pat. 8-22-19. | William. Williams. Pat. 4-14-05. | Williams. Pat. 8-1-87.            | Frederick. Stofor. Pat. 5-6-86.    | Edgar M. Lindsay. Pat. 8-17-03.  | Lindsay. Pat. 5-25-18.           | James. G. Crane. Pat. 12-6-23. |                               |                                |
| Arthur. Budge. Pat. 1-24-89.    | David. R. Chugg. Pat. 9-7-04. | Charles. Bartschi. Pat. 6-17-01. | William. Chugg. Pat. 12-21-84.    | Soren. C. Peterson. Pat. 9-14-00.  | Edgar. M. Lindsay. Pat. 6-15-93. | George. W. Lindsay. Pat. 8-8-19. |                                |                               |                                |

diagrams, the fees for the same are fixed as follows:

|                                                      |        |
|------------------------------------------------------|--------|
| .....                                                | \$1.00 |
| .....                                                | 2.00   |
| .....                                                | 3.00   |
| .....                                                | 4.00   |
| together with topography, etc.                       | 4.00   |
| or diagrams of a section or a part of a section of a |        |

and every smallest legal subdivision or lot is vacant public land. ly check off with a cross, thus X, every lot or smallest legal sub- ed off need not be shown.

Homestead  
water spring built  
1887

Paris, ID  
count house

Just

Territory of Idaho

County of Bear Lake

I Edgar M. Lindsay of the same  
Bear Lake County, Idaho being a citizen of the United States, and the head of a  
family, do declare by these presents that I claim the premises hereinafter described  
as a homestead under Sections 3070 to 3075, inclusive (Chapter II. Title VII),  
Revised Statutes of Idaho, to-wit: The southwest quarter of North West quarter, Section  
thirty-five, the south east quarter of north east quarter, of Section thirty-four in Twp  
eleven south of range forty-three east, Base Meridian, the same being situate in Bear Lake  
County, Idaho Territory, and containing one hundred and sixty acres, together with all  
the tenements hereditaments and appurtenances thereunto belonging or in anywise appertaining.  
And I further declare that I am now residing on said premises and that the estimated  
value of the same is Fifteen Hundred dollars.

Witness my hand and seal this 31st day of May 1890.

Signed in the presence of  
H. A. B. Shepherd

Edgar M. Lindsay Seal

United States of America

Territory of Idaho

County of Bear Lake

On this 31st day of May in the year of our Lord, one  
thousand eight hundred and ninety, before me A. L. Richardson Clerk of District  
Court in and for Bear Lake County, in the Territory of Idaho duly appointed & qualified  
personally appeared Edgar M. Lindsay whose name is subscribed to the annexed  
instrument as a party thereto, personally known to me to be the same person described  
in and who executed the said annexed instrument as a party thereto, and duly  
acknowledged to me that he executed the same freely and voluntarily, and for the  
uses and purposes therein mentioned.

Seal On Witness thereof, I have hereunto set my hand, and affixed my  
Official Seal at my Office in Paris, Idaho, Territory of Idaho the day and year  
in this Certificate first above written.

A. L. Richardson Clerk.

By H. A. B. Shepherd

Filed for record at the request of H. A. B. Shepherd June 3rd A. D. 1890.

Fee 85¢

B. L. Montoya Sec. Recorder

Declaration of Homestead

The undersigned, wife of Francis Niles who is the head of a family consisting  
of Francis Niles, wife and eleven children hereby makes the following selection  
and declaration of Homestead, her husband Francis Niles having failed to make  
said declaration, to-wit: Lot (4) in Block thirteen (13) in Section eleven (11).

Home  
Steaded

May 31

1890

Edgar  
Lindsay

SEC 34

NWNW

SWNW

NWSW

SWSW

House

NENW

SENW

NESW

SESW

11-7558

House  
Spring

T11S R43E S35

NWNE

SWNE

NWSE

SWSE

11-4557

NENE

SENE

NESE

SESE