

RECEIVED

SEP 13 2005

Form 113
07/00

Department of Water Resources

Ident No. 87-10042

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESRECEIVED
SEP 13 2005
IDWR/North

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 Leland on Ruxwiler Carmichael Phone 208-875-0278
Mailing address 4424 Hwy 6 Huerfano ID 83834
2. Source of water supply Palouse River tributary to Snake River
3. Point of diversion is in Gov't. Lot 2, 1/4 NW 1/4 NE 1/4, Section 3,
Township 41N Range 3W, B.M., LATAH County.
4. Description of diversion and delivery system:
 - a) Describe the type of diversion: Hose in river (2") to pump and to hose
 - b) Describe the delivery system: Hose to troughs - 4 hp pump
 - c) Describe the number, type and total capacity of troughs or tanks 6 fiber-glass troughs - 200 gal per trough
 - d) Describe the automatic shutoff or flow control mechanism or means of Returning unused water to the source: Applicant will manually turning pump on and off
 - e) Describe how the system is designed to allow measurement of the rate of diversion: Bucket measurement

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
41N	3W	3		L2 S														

6. Priority date claimed or established: circa 1904
7. Rate of diversion: .02 cfs

8. Season of use: From 1/1 to 12/31
9. a) Who owns the property at the point of diversion? Applicant
b) Who owns the property at the place of use? Applicant
10. When will construction occur? Summer or spring 2005
11. Comments: Original homestead

I hereby assert the following:

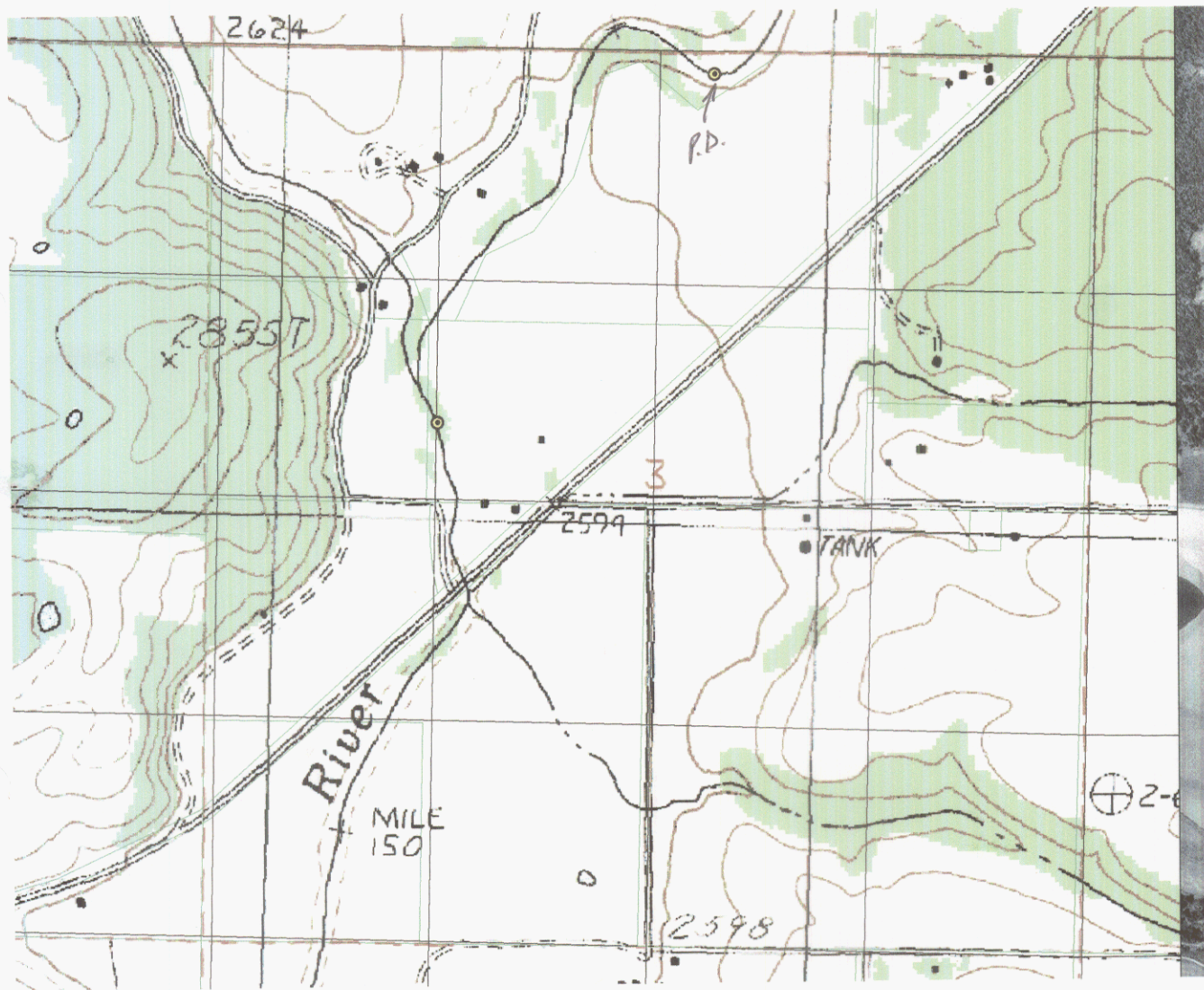
- a) Diversion is from a surface water source to which the livestock would otherwise have access. The land where the watering tanks or troughs will be located is land from which the livestock had access to the source of water from which diversion is being made.
- b) The diversion of water out of the 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 17th day of March, 2005

Richard L. Givins
Right Holder or Authorized Representative

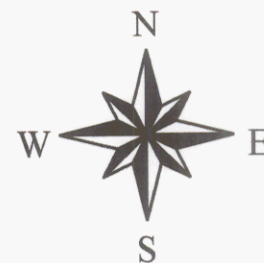
FOR DEPARTMENT USE

Received by db Date 9/13/05 Preliminary check by _____
Fee: \$ 25.00 Receipted by db Receipt No. N017176 Date 9/13/05
Water District No. _____ Entered into data base _____ By _____



T41N R03W Section 3

- Point of Diversion
- Place of Use



0 2000 4000 6000 Feet