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FEB 14 2005

DEPARTMENT OF
WATER RESOURCESSTATE 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 MARK W Caver Phone (208)-822-3063
Mailing address 1352 N 1200 E Preston Id. 83263
2. Source of water supply Worm Creek tributary to Cub River
3. Point of diversion is in Gov't. Lot NE 1/4 SW 1/4 NE 1/4, Section 18,
Township 15S Range 40E B.M., Franklin County.
4. Description of diversion and delivery system:
- a) Describe the type of diversion: pump
 - b) Describe the delivery system: pump to pipeline
 - c) Describe the number, type and total capacity of troughs or tanks
1 thousand gallon tank
 - d) Describe the automatic shutoff or flow control mechanism or means of
Returning unused water to the source: Float / pressure
switch
 - 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
15S	40E	18			X													

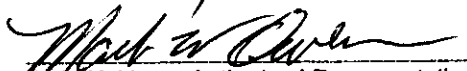
6. Priority date claimed or established: 1900/1/1
7. Rate of diversion: 0.02 cfs

8. Season of use: From 1/1 to 12/31
9. a) Who owns the property at the point of diversion? MARK W Owen
b) Who owns the property at the place of use? MARK W Owen
10. When will construction occur? 5/2005
11. Comments: 120 Range Cattle

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 12-13 day of 04


Right Holder or Authorized Representative

FOR DEPARTMENT USE

Received by DC Date 12/13/2004 Preliminary check by _____
Fee: \$ 25 Receipted by DC Receipt No. E030471 Date 12/13/2004
Water District No. _____ Entered into data base _____ By _____

POU/POD

3668 III NE
(RIVERDALE)

50°R. 40 E.

R. 39 E.

THATCHER 23 MI.
2 MI. TO IDAHO 36

