

Form 113
07/00

RECEIVED

JUL 30 2004

DEPARTMENT OF
WATER RESOURCES



RECEIVED

JUL 15 2004

Ident No. 73-12026

Department of Water Resources
Eastern Region
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 BAR G FARMS Phone 208-876-4215
Mailing address PO BOX 175 May ID 83253
2. Source of water supply Warm Springs tributary to PAHSIMEROI RIVER
3. Point of diversion is in Gov't. Lot NE 1/4 NW 1/4 NE 1/4, Section 3,
Township 14N Range 21E, B.M., Custer County.
4. Description of diversion and delivery system:
 - a) Describe the type of diversion: Warm Springs will flow INTO COLLECTION BOX
 - b) Describe the delivery system: GRAVITY FLOW INTO 3" PIPE AND DELIVERED TO WATER TROUGHS.
 - c) Describe the number, type and total capacity of troughs or tanks EIGHT 500 GAL METAL TROUGHS
 - d) Describe the automatic shutoff or flow control mechanism or means of Returning unused water to the source: TROUGHS WILL HAVE AUTOMATIC FLOAT SHUT OFFS;
 - e) Describe how the system is designed to allow measurement of the rate of diversion: SYSTEM IS CLOSED, WATER USE DETERMINED BY CATTLE DEMAND.
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
15N	21E	34													X			X

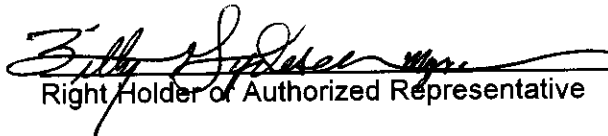
6. Priority date claimed or established: 01/01/1885
7. Rate of diversion: .04 cfs

8. Season of use: From 01/01 ~~to~~ 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? AUGUST 2004
11. Comments: STOCK WATER IS USED INSTREAM AT THIS
TIME. CONSTRUCTION WILL BEGAIN THIS YEAR. WATER FOR
STOCK WILL BE PIPED AER APPROVAL OF THIS APPLICATION.

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 13th day of JULY, 20 04


Right Holder or Authorized Representative

FOR DEPARTMENT USE

Received by AMO Date 15 July 2004 Preliminary check by AMB
Fee: \$ 25 Receipted by AMO Receipt No. E030058 Date July 20, 2004
Water District No. 72 Entered into data base 20 July By AMO