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dent No. 27-12049

DEC 13 2004

STATE OF IDAHO Department of Water Resources
DEPARTMENT OF WATER RESOURCES Eastern Region

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DEC - 6 2004
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)

RECEIVED
JAN 18 2005
DEPARTMENT OF
WATER RESOURCES

1. Name of Right Holder Roland Allen Land ; Livestock Phone 678-4844

2. Mailing address 1910 Oakley Ave Burley ID 83318

3. Source of water supply spring tributary to Blackfoot River

4. Point of diversion is in Gov't. Lot NE 1/4 NE 1/4 NE 1/4, Section 25, Township 07S Range 43E, B.M., Cribou County.

5. Description of diversion and delivery system:

- a) Describe the type of diversion: 24" diameter perforated galvanized pipe 3' long buried in spring.
- b) Describe the delivery system: 12 volt sprayer pump, 1.2 gal/min capacity, will pump water to trough.
- c) Describe the number, type and total capacity of troughs or tanks 1 trough 8' diameter, 2' high.
- d) Describe the automatic shutoff or flow control mechanism or means of Returning unused water to the source: pump will be manually operated.
- e) Describe how the system is designed to allow measurement of the rate of diversion: 12 volt sprayer pump has design capacity of 1.2 gallons per minute.

6. 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
7S	43E	25	X															

7. Priority date claimed or established: November 1, 1886.

8. Rate of diversion: 0.002 cfs

8. Season of use: From 4-1 to Oct 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? immediately following approval
11. Comments: There is not a recorded water right for this use.
10 horses

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 Nov- day of 19-, 2004

Keith Sumner
Right Holder or Authorized Representative

Vice President.

FOR DEPARTMENT USE

Received by Emc Date 11-19-2004 Preliminary check by _____
Fee: \$ 25.00 Received by Emc Receipt No. E030430 Date 11-19-2004
Water District No. _____ Entered into data base _____ By _____

23

24

T07S R43E

SPRING

Trough

NENE

26

25

