11/27/2023

Idaho Dept of Lands
C/O Heath Hancock
3563 Ririe Hwy
Idaho Falls, ID

RE: Instream Stock Diversion
Water Right No. 27-12339
Notice of Diversion for Instream Stockwater Use

Dear Water Right Holder(s):

The Department of Water Resources acknowledges receipt of the water right notice you submitted under Section 42-113(3), Idaho Code. Please refer to the above referenced number in all future correspondence regarding this notice.

The filing of the notice does not confirm the validity of the water right. It will serve to record and preserve the information regarding the notice.

Please note that the diversion described in your notice may occur only if the following conditions are met.

- The water is diverted from a surface water source to a trough or tank through an enclosed water delivery system.
- The water delivery system is equipped with an automatic shutoff or flow control mechanism or includes a means for returning unused water to the surface water source through an enclosed delivery system, and the system is designed and constructed to allow the rate of diversion to be measured.
- The diversion is from a surface water source to which the livestock would otherwise have access and the watering tank or trough is located on land from which the livestock would have access to the surface water source from which the diversion is made.
- The diversion of water out of the stream in this manner does not injure other water rights.
- The use of the water diverted is for watering livestock.
- The bed and banks of the source shall not be altered as that term is defined in section 42-3802, Idaho Code, except that an inlet conduit may be placed into the source in a manner that does not require excavation or obstruction of the stream channel, unless additional work is approved by the Director of the Department of Water Resources.
- The amount of water diverted for watering of livestock shall not exceed thirteen thousand (13,000) gallons per day.

Also, please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

We are enclosing a copy of the notice for your records. Please feel free to contact this office if you have any questions.

Sincerely,

Thomas Lafortune
Water Resource Agent, Sr.

Enclosure

Proof Report

Water Right 27-12339

Owner Type	**Name and Address**
Current Owner	STATE OF IDAHO DEPT OF LANDS 3563 E RIRIE HWY IDAHO FALLS, ID 83401-5713 (208) 525-7167

Priority Date: 12/31/1916
Basis: Statutory Claim
Status: Active

Source	**Tributary**
SPRING	SINKS

Beneficial Use	**From**	**To**	**Diversion Rate**	**Volume**
STOCKWATER	06/01	10/31	0.020 CFS	
	Total Diversion		0.020 CFS	

Source and Point(s) of Diversion:

SPRING	NENWSW	Sec. 17, Twp 04S, Rge 41E, BINGHAM County

Place Of Use:
STOCKWATER within BINGHAM County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04S	41E	17											X						

Conditions of Approval:

1. 107 This notice was filed in accordance with Idaho Code § 42-113(3). Diversion and use of water in accordance with this notice shall not exceed 13,000 gallons per day for stockwater use. The water delivery system established in accordance with this notice shall be fully enclosed and shall be equipped with an automatic shutoff valve or a mechanism for returning unused water to the source through an enclosed system. The water delivery system shall be designed to facilitate measurement of the rate of flow through the system.
2. X02 Stockwater use is for 600 cow/calf pairs.

Dates and Other Information:
State or Federal: S
Water District Number: 27
Swan Falls Trust or Nontrust: N
Mitigation Plan: False

RECEIVED
NOV 16 2023
Department of Water Resources
Eastern Region

Form 113
12/07

Ident No. 27-12339

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

NOTICE OF DIVERSION AS AN ALTERNATIVE TO INSTREAM STOCKWATER USE

(To provide notice of intent to divert surface water from a stream or riparian area to troughs or tanks as an alternative to instream use for the watering of livestock)

1. Name of right holder State of Idaho Phone 208-525-7167

   Mailing address 3563 Ririe Hwy, Idaho Falls, ID 83401 Email hhancock@idl.idaho.gov

2. Source of water supply Spring tributary to sinks

3. Point of Diversion:

   a) Is this notice based on an existing recorded instream stockwater right? If yes, provide the water right number NA

   If no, describe the beginning and ending points for the instream stockwater use:

   Beginning point is in Gov't. Lot ____, NE 1/4 NW 1/4 SW 1/4, Section 17, Township 04S Range 41E, B.M., Bingham County.

   Ending point is in Gov't. Lot ____, NE 1/4 NW 1/4 SW 1/4, Section 17, Township 04S Range 41E, B.M., Bingham County.

   b) Alternate point of diversion is in Gov't. Lot ____, NE 1/4 NW 1/4 SW 1/4, Section 17, Township 04S Range 41E, B.M., Bingham County.

4. Description of diversion and delivery system:

   a) Describe the type of diversion Collection box at the source. The source will then be fenced to protect it.

   b) Describe the delivery system Water will be transferred from the collection box via a 11/4 inch poly pipe to a floated trough.

   c) Describe the number, type and total capacity of troughs or tanks One 1,500 gallon tire trough.

d) Describe the automatic shutoff or flow control mechanism or means of returning unused water to the source An aluminum float will be used on the trough to stop water from flowing when the trough is full.

e) Describe how the system is designed to allow measurement of the rate of diversion At first fill, it will be timed to determine the max rate of flow. Once full, the rate of flow will be much less as livestock drink.

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
04S	41E	17											X					

6. Priority date claimed or established 12/31/1916

7. Rate of diversion .02 cfs

8. Season of use: from June 1 to October 31

9. a) Who owns the property at the point of diversion? State of Idaho

b) Who owns the property at the place of use? Mark Pratt

10. When will construction occur? Potentially Fall 2023 and majority in 2024

11. Comments (include number and type of stock) Up to 600 cow/calf pairs. Actual use in this pasture will be less than 30 days in a multi-pasture grazing system.

12. Map of project required - Attach an 8½"x11" map clearly identifying the location of the instream stockwater use and the locations of the alternative point(s) of diversion and stock trough(s). A photocopy of a USGS 7.5 minute topographic quadrangle map is preferred.

Form 113
12/07

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 permitee 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 16th day of November, 20 23

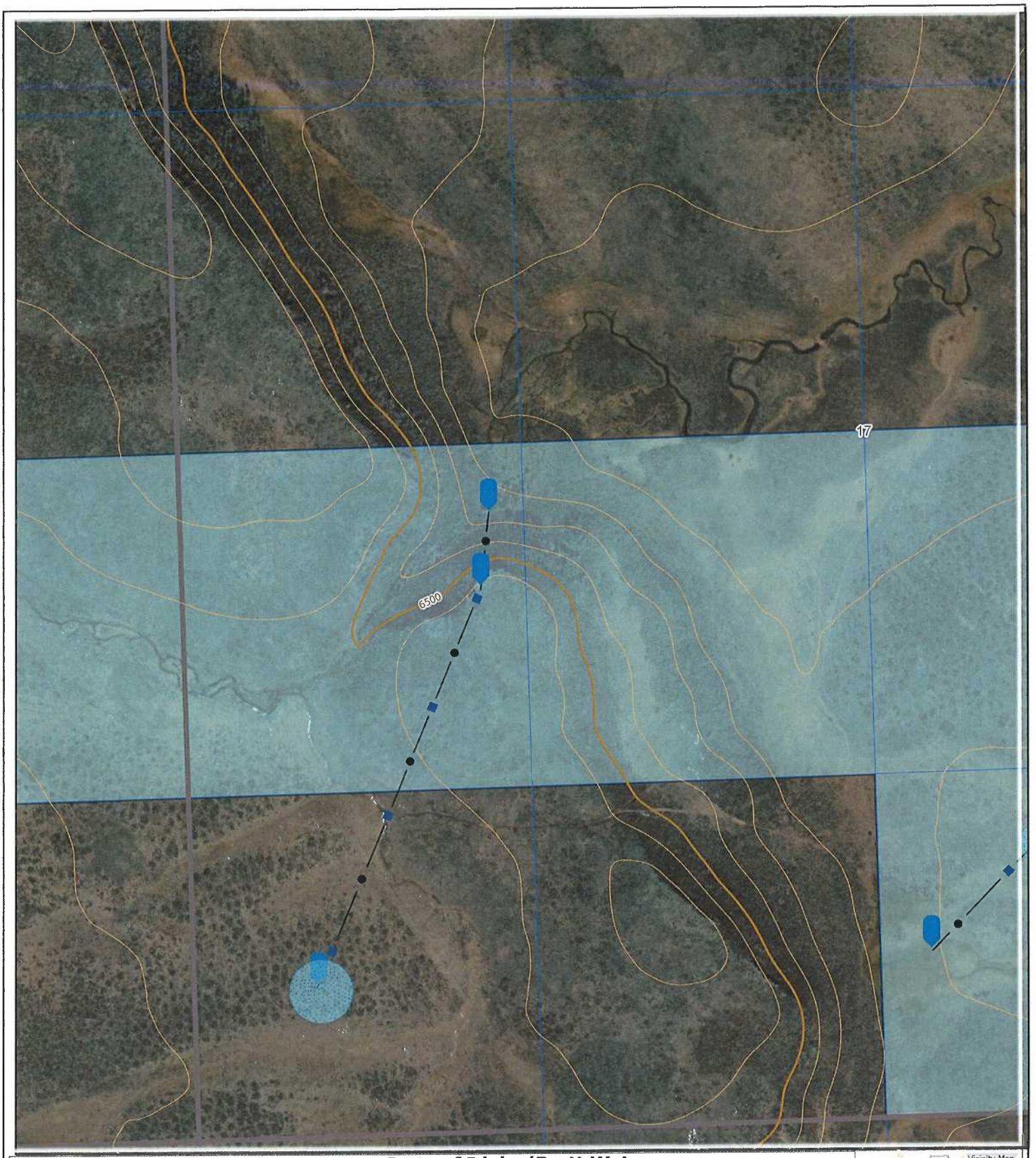
Right Holder or Authorized Representative

FOR DEPARTMENT USE

Received by TL Date _____ Preliminary check by _____

Fee: $ 25 Receipted by _____ Receipt No. B000001 Date 8/24/23

Water District No. 27 Entered into data base 11/29/23 By TL



AGNCY_NAME

- PRIVATE
- STATE
- 0
- 1

- Livestock Pipeline
- Collection Box
- Trough Pads

State of Idaho/Pratt Water System

SWSW Section 17 - T04S - R41E
8/24/2023

IDAHO DEPARTMENT OF LANDS

N
W E
S

0 0.05 0.1 0.2
Miles

Map Notes

Projection: Idaho Transverse Mercator, NAD 83

Map Notes and Data Sources

Disclaimer:
This map has been compiled using the best information available to the Idaho Department of Lands at the time and may be updated and/or revised without notice. In situations where known accuracy and completeness is required, the user has the responsibility to verify the accuracy of the map and the underlying data sources.

Document Path: X:\Projects\Lands\LUP\LU800698\LU800698.aprx

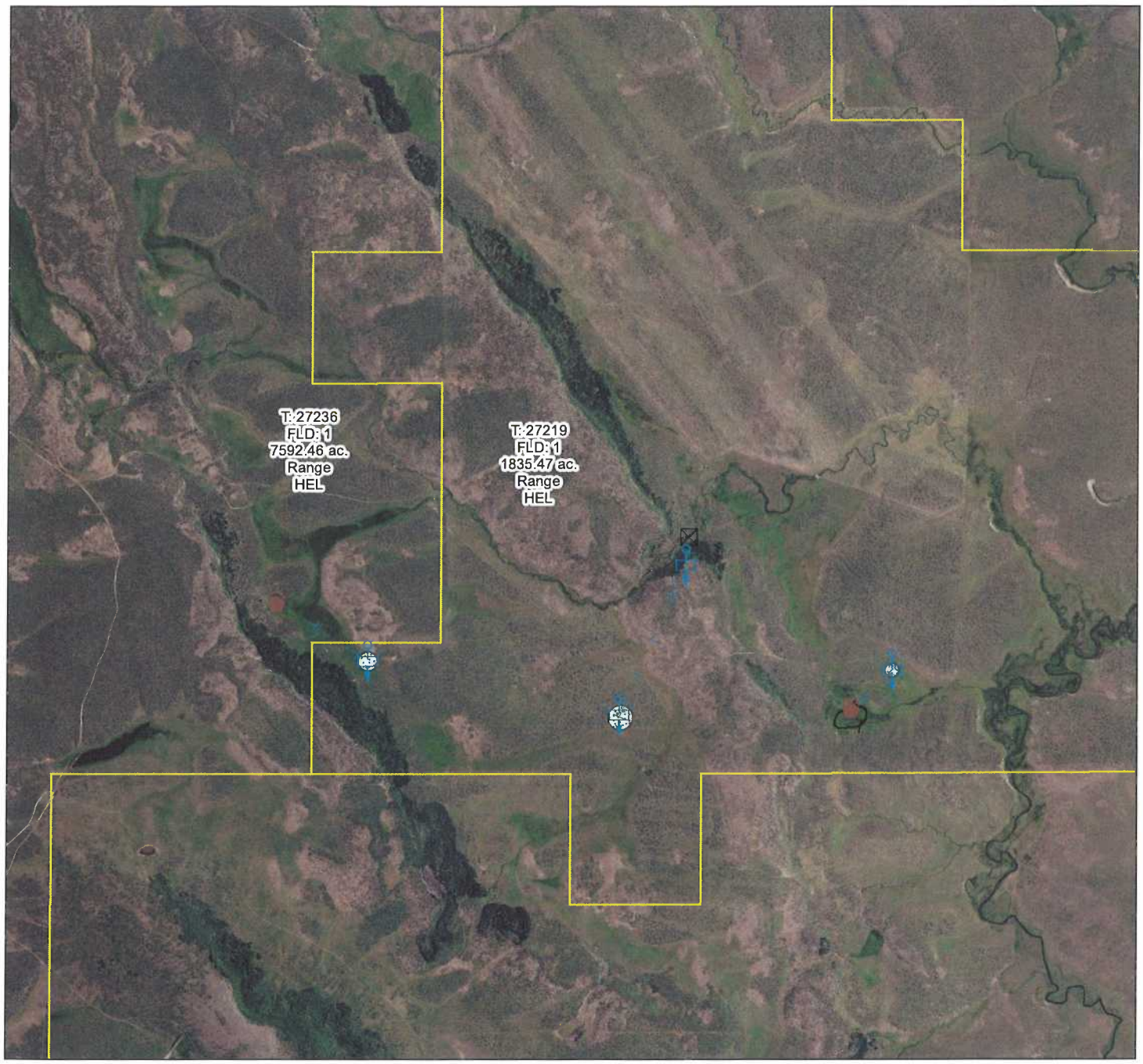
HHancock

Date: 7/31/2023

Conservation Plan Map

Client(s): MARK PRATT
Bingham County, Idaho
Approximate Acres: 9621.20

Assisted By: WILLIAM KENYON
USDA-NRCS
BLACKFOOT SERVICE CENTER



Prepared with assistance from USDA-Natural Resources Conservation Service

0 1505 Feet

Conservation Practice Points

- Pumping Plant (533)
- Spring Development (574)
- Watering Facility (614)

Conservation Practice Lines

- Fence (382)
- Livestock Pipeline (516)

Conservation Practice Polygons

- Heavy Use Area Protection (561)
- Practice Schedule PLUs

N

USDA

USDA is an equal opportunity provider, employer, and lender