

03/16/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 73-10054

NAME AND ADDRESS: JOE CLARK
C/O JUDY Galfano
7213 PERIMETER RD S
SEATTLE WA 98108

Flying dog h Ranch

SOURCE: SPRING CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 160.000 AFY

PRIORITY DATE: 04/01/1963

POINT OF DIVERSION:

T13N R22E S14 NENE Within CUSTER County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

WILDLIFE STORAGE

01/01 12/31

160.00 AFY

PLACE OF USE:

WILDLIFE STORAGE Within CUSTER County

T13N R22E S14

NENE

T13N R22E S14

SENE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.



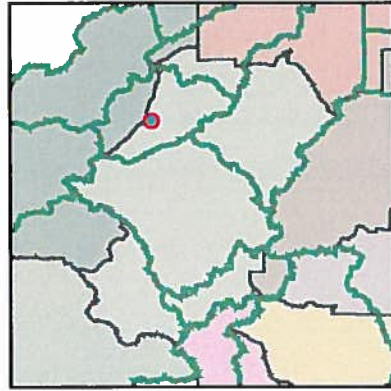
Idaho Department of Water Resources

Adjudication Claim:

73-10054

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Custer County
IDWR Basin 73



0 0.4 0.8 Miles

Prepared by R. Brown
On Thursday, March 16, 2006
1987/88 Aerial Photography

AFFIDAVIT

STATE OF Idaho)
County of Blaine) ss.

_____, being first duly sworn upon oath, deposes and states as follows:

1. Garth Chivers, was a part owner and manager of the Pines Ranch (Pines Grazing Assoc.) from April 1969 to 1997. This water right is from stored water in a reservoir on the ranch. The reservoir was built by Felipe Yribar in 1962. The ~~sources~~ sources of the stored water are from the Pahsimeroi River, springs, Spring Creek, Goldberg Creek and Big Creek. Some additional water was from waste water. The location of the reservoir and the place of use is in Sec 11. To my knowledge the place of use has been the same since 1962.

Regarding water right #73-10054

FURTHER YOUR AFFIANT SAITH NOT.

Garth Chivers

SUBSCRIBED AND SWORN to before me this 12 day of June, 2005.



Melody A Matt
Notary Public for Idaho
Residing at: Ketchum ID
My commission expires: 4.3.2009