



State of Idaho

DEPARTMENT OF WATER RESOURCES

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BRAD LITTLE
Governor

GARY SPACKMAN
Director

12/16/2019

FLYING JOSEPH RANCH LLC
C/O JAMES P SPECK
SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

STATE OF IDAHO DEPT OF FISH AND GAME
C/O ANN VONDE, DEPUTY AG
IDAHO OFFICE OF ATTORNEY GENERAL
PO BOX 83720
BOISE ID 83720-0010

Re: Withdrawal of Protest against Applications for Transfer No. 81963 and 81964 (Flying Joseph Ranch LLC)

Dear Parties:

The Department of Water Resources acknowledges receipt of your stipulation for withdrawal of protests ("stipulation") against the above referenced applications. The parties have agreed to the protestant's withdrawal if approval of the transfer applications are conditioned substantially as provided in the stipulation. Additionally, the stipulation required the applicant to submit an additional transfer application and permit application.

In any conditional withdrawal, the Department must review the agreement to ensure that conditions to be included in an approval are acceptable. The agreement included components that are to be addressed by the Department as conditions on the face of the approval(s) as well as components that are the responsibility of the parties to accomplish and enforce. The attached draft approval(s) contain the conditions stipulated by the parties as well as other conditions required by the Department. Draft approvals for all four Flying Joseph Ranch LLC filings (Transfer Nos. 81963, 81964, 83193 and Permit No. 73-12266) are enclosed for your review.

Please review the draft approvals carefully. **If you think the draft approvals are not substantially in conformance with your stipulated conditions, please contact the Department within 14 days of the date of this letter with your concerns.** The applications have no remaining protests; therefore, if we do not hear from you, the Department will take the steps necessary to bring the applications to final resolution. As always, you may file a petition for reconsideration within 14 days after the preliminary orders approving the transfers and permit are issued.

Please feel free to contact this office if you have any questions regarding this procedure.

Sincerely,

A handwritten signature in blue ink, reading "Angela M. Grimm".

Angela M. Grimm, P.G.
Water Rights Section Manager

Enclosure

Cc. Flying Joseph Ranch LLC, Roxanne Brown (via email), Troy Ziegler (via email), and Joe Clark (via email)

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81964**

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
73-10040	WR/DECREED	5/1/1897	11.200 cfs	N/A	560.0	2365.6	PAHSIMEROI RIVER
73-10041	WR/DECREED	11/24/1909	7.200 cfs	N/A	N/A	2365.6	BIG CREEK
73-12110	WR/DECREED	4/1/1969	32.800 cfs	N/A	N/A	2365.6	BIG CREEK
73-12146	WR/LICENSE	4/12/2008	N/A	110.9 af	N/A	N/A	GROUND WATER
73-147A	WR/DECREED	4/25/1886	4.400 cfs	N/A	172.3	2365.6	PAHSIMEROI RIVER
73-147B	WR/DECREED	4/25/1886	6.000 cfs	N/A	300.0	2276.9	SPRING CREEK
73-147C	WR/DECREED	4/25/1886	4.800 cfs	N/A	240.0	2365.6	GOLDBURG CREEK
73-150D	WR/DECREED	7/1/1897	4.000 cfs	N/A	200.0	2365.6	PAHSIMEROI RIVER
73-189	WR/DECREED	5/19/1909	5.700 cfs	N/A	285.0	2365.6	PAHSIMEROI RIVER
73-259	WR/DECREED	5/1/1950	1.600 cfs	N/A	N/A	2276.9	SPRING CREEK
73-32	WR/DECREED	6/1/1917	2.400 cfs	N/A	N/A	73.0	BIG CREEK

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
73-10040	NO	NO	YES	NO	NO	NO
73-10041	NO	NO	YES	NO	NO	YES
73-12110	NO	NO	YES	NO	NO	YES
73-12146	NO	NO	YES	YES	NO	NO
73-147A	NO	NO	YES	NO	NO	YES
73-147B	NO	NO	YES	NO	NO	NO
73-147C	NO	NO	YES	NO	NO	NO
73-150D	NO	NO	YES	NO	NO	NO
73-189	NO	NO	YES	NO	NO	NO
73-259	NO	NO	YES	NO	NO	NO
73-32	NO	NO	YES	YES	NO	NO

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
73-10040	73-10040	11.200 cfs	N/A	560.0	1849.0	N/A	N/A	N/A	N/A	N/A
73-10041	73-10041	4.420 cfs	N/A	1569.0	1849.0	N/A	N/A	N/A	N/A	N/A
73-12110	73-12110	32.800 cfs	N/A	1569.0	1849.0	N/A	N/A	N/A	N/A	N/A
Transfer No.		81964								

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 81964**

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
73-12146	73-12146	0.000 cfs	110.9 af	N/A	N/A	N/A	N/A	N/A	N/A	N/A
73-147A	73-147A	4.400 cfs	N/A	98.9	1849.0	N/A	N/A	N/A	N/A	N/A
73-147B	73-147B	6.000 cfs	N/A	300.0	1849.0	N/A	N/A	N/A	N/A	N/A
73-147C	73-147C	4.800 cfs	N/A	240.0	1849.0	N/A	N/A	N/A	N/A	N/A
73-150D	73-150D	4.000 cfs	N/A	200.0	1849.0	N/A	N/A	N/A	N/A	N/A
73-189	73-189	5.700 cfs	N/A	285.0	1849.0	N/A	N/A	N/A	N/A	N/A
73-259	73-259	1.600 cfs	N/A	80.0	1849.0	N/A	N/A	N/A	N/A	N/A
73-32	73-32	2.400 cfs	N/A	73.0	1849.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		80.100 cfs	N/A	1849.0	1849.0		N/A	N/A	N/A	N/A

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this _____ day of _____, _____.

Angela M. Grimm, Water Rights Section Manager

WATER RIGHT NO. 73-147B**As Modified by Transfer No. 81964**

In accordance with the approval of Transfer No. 81964, Water Right No. 73-147B is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
7299 PERIMETER RD S
SEATTLE, WA 98108-3806

Priority Date: 4/25/1886

Source: SPRING CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

6.000 cfs

6.000 cfs

LOCATION OF POINT(S) OF DIVERSION

SPRING CREEK

NWNW

Sec 29 Twp 13N Rge 23E CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	22E	1							27.0				30.0	40.0	15.0				112.0
13N	22E	2	35.0	35.0	1.0	32.0									28.0			38.0	169.0
			L 1	L 2															
13N	22E	11	36.0			17.0									26.0			1.0	80.0
13N	22E	12			34.0		16.0	40.0	31.0	34.0	33.0	38.0	3.0		34.0				263.0
13N	22E	13							8.0		25.0	24.0	30.0	32.0		1.0	24.0	1.0	145.0
13N	22E	14				13.0									32.0		2.0	4.0	51.0
13N	22E	23	20.0	27.0	24.0	40.0									10.0				121.0
13N	22E	24	20.0	33.0	24.0	32.0	25.0	21.0	37.0	35.0	32.0	29.0			35.0	37.0			360.0
13N	23E	19			13.0	1.0	5.0		8.0	25.0	3.0	17.0	22.0	37.0	2.0	4.0	24.0	10.0	171.0
									L 2			L 3	L 4						
13N	23E	29						19.0	39.0	16.0	18.0	28.0							120.0
13N	23E	30	39.0	40.0	39.0	40.0	40.0	25.0											223.0
								L 1											
14N	22E	35																34	34

Right Acre Limit: 300.0

POU Total Acres: 1849.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 300 acres within the authorized place of use in a single irrigation season.
2. Rights 73-147B and 73-259 when combined shall not exceed the irrigation of 380 acres.

Transfer No. 81964

WATER RIGHT NO. 73-147B

As Modified by Transfer No. 81964

CONDITIONS OF APPROVAL

3. Rights 73-32, 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-10040, 73-10041 and 73-12110 when combined shall not exceed the irrigation of 1,849 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 73.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. The place of use does not include federal land.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 73-12146**As Modified by Transfer No. 81964**

In accordance with the approval of Transfer No. 81964, Water Right No. 73-12146 is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
7299 PERIMETER RD S
SEATTLE, WA 98108-3806

Priority Date: 4/12/2008

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
AESTHETIC STORAGE	01/01	to 12/31		110.9 af
RECREATION STORAGE	01/01	to 12/31		110.9 af
WILDLIFE STORAGE	01/01	to 12/31		110.9 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	SESE	Sec 19 Twp 13N Rge 23E	CUSTER County
GROUND WATER	SWSW	Sec 20 Twp 13N Rge 23E	CUSTER County

PLACE OF USE: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X				X
13N	23E	20											X						

PLACE OF USE: RECREATION STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X				X
13N	23E	20											X						

PLACE OF USE: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X				X
13N	23E	20											X						

WATER RIGHT NO. 73-12146
As Modified by Transfer No. 81964

CONDITIONS OF APPROVAL

1. The pond established by the storage of water under rights 73-147A, 73-10041, 73-12110 and 73-12146 shall not exceed a total capacity of 86.4 acre-feet or a total surface area of 27 acres.
2. Rights 73-147A, 73-10041, 73-12110, and 73-12146 authorize the diversion of an annual total of 240.2 acre-feet to be used for the initial filling of a pond and for the replacement of losses caused by evaporation from the pond.
3. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 170.
4. Recreation storage, aesthetic storage and wildlife storage uses are for an excavated pond.
5. This right does not authorize the diversion of water from a well.
6. Water stored under this right is subject to fluctuations of the water table caused by changes in the flow of local streams and by diversions under prior ground water rights. This right does not guarantee the maintenance of any particular ground water level.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 73-32
As Modified by Transfer No. 81964

In accordance with the approval of Transfer No. 81964, Water Right No. 73-32 is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
 7299 PERIMETER RD S
 SEATTLE, WA 98108-3806

Priority Date: 6/1/1917

Source: BIG CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

2,400 cfs

2,400 cfs

LOCATION OF POINT(S) OF DIVERSION

BIG CREEK	NENW	Sec 13 Twp 13N Rge 23E	CUSTER County	
BIG CREEK	NESE	Sec 13 Twp 13N Rge 23E	LEMHI County	
BIG CREEK	SWSE	Sec 20 Twp 13N Rge 23E	CUSTER County	(R)
BIG CREEK	SESW	Sec 27 Twp 13N Rge 23E	CUSTER County	(I)

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	22E	1							27.0				30.0	40.0	15.0				112.0
13N	22E	2	35.0	35.0	1.0	32.0									28.0			38.0	169.0
			L 1	L 2															
13N	22E	11	36.0			17.0									26.0			1.0	80.0
13N	22E	12			34.0		16.0	40.0	31.0	34.0	33.0	38.0	3.0			34.0			263.0
13N	22E	13							8.0		25.0	24.0	30.0	32.0		1.0	24.0	1.0	145.0
13N	22E	14				13.0									32.0		2.0	4.0	51.0
13N	22E	23	20.0	27.0	24.0	40.0									10.0				121.0
13N	22E	24	20.0	33.0	24.0	32.0	25.0	21.0	37.0	35.0	32.0	29.0			35.0	37.0			360.0
13N	23E	19			13.0	1.0	5.0		8.0	25.0	3.0	17.0	22.0	37.0	2.0	4.0	24.0	10.0	171.0
									L 2			L 3	L 4						
13N	23E	29						19.0	39.0	16.0	18.0	28.0							120.0
13N	23E	30	39.0	40.0	39.0	40.0	40.0	25.0											223.0
								L 1											
14N	22E	35																34	34

Right Acre Limit: 73.0

POU Total Acres: 1849.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 73 acres within the authorized place of use in a single irrigation season.
2. Rights 73-32, 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-10040, 73-10041 and 73-12110 when combined shall not exceed the irrigation of 1,849 acres.

Transfer No. 81964

WATER RIGHT NO. 73-32
As Modified by Transfer No. 81964

CONDITIONS OF APPROVAL

3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 73.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
6. Prior to the diversion and use of water under this right, the right holder shall install and maintain acceptable measuring devices at the point of injection into Goldburg Creek and at the point of rediversion from the Goldburg Creek.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. This right does not grant any right-of-way or easement across the land of another.
9. The place of use does not include federal land.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 73-259**As Modified by Transfer No. 81964**

In accordance with the approval of Transfer No. 81964, Water Right No. 73-259 is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
7299 PERIMETER RD S
SEATTLE, WA 98108-3806

Priority Date: 5/1/1950

Source: SPRING CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
1.600 cfs
1.600 cfs

LOCATION OF POINT(S) OF DIVERSION

SPRING CREEK NWNW Sec 29 Twp 13N Rge 23E CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	22E	1							27.0			30.0	40.0	15.0					112.0
13N	22E	2	35.0	35.0	1.0	32.0									28.0			38.0	169.0
			L 1	L 2															
13N	22E	11	36.0			17.0									26.0			1.0	80.0
13N	22E	12			34.0		16.0	40.0	31.0	34.0	33.0	38.0	3.0		34.0				263.0
13N	22E	13							8.0		25.0	24.0	30.0	32.0		1.0	24.0	1.0	145.0
13N	22E	14				13.0									32.0		2.0	4.0	51.0
13N	22E	23	20.0	27.0	24.0	40.0									10.0				121.0
13N	22E	24	20.0	33.0	24.0	32.0	25.0	21.0	37.0	35.0	32.0	29.0			35.0	37.0			360.0
13N	23E	19			13.0	1.0	5.0		8.0	25.0	3.0	17.0	22.0	37.0	2.0	4.0	24.0	10.0	171.0
									L 2			L 3	L 4						
13N	23E	29					19.0	39.0	16.0	18.0	28.0								120.0
13N	23E	30	39.0	40.0	39.0	40.0	40.0	25.0											223.0
							L 1												
14N	22E	35																34	34

Right Acre Limit: 80.0

POU Total Acres: 1849.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 80 acres within the authorized place of use in a single irrigation season.
2. Right Nos. 73-147B and 73-259 are limited to the irrigation of a combined total of 380 acres within the place of use described above in a single irrigation season.

Transfer No. 81964

WATER RIGHT NO. 73-259
As Modified by Transfer No. 81964

CONDITIONS OF APPROVAL

3. Rights 73-32, 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-10040, 73-10041 and 73-12110 when combined shall not exceed the irrigation of 1,849 acres.
4. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 73.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. The place of use does not include federal land.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 73-147A**As Modified by Transfer No. 81964**

In accordance with the approval of Transfer No. 81964, Water Right No. 73-147A is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
7299 PERIMETER RD S
SEATTLE, WA 98108-3806

Priority Date: 4/25/1886

Source: PAHSIMEROI RIVER

Tributary: SALMON RIVER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
AESTHETIC STORAGE	01/01	to 12/31		240.2 af
DIVERSION TO STORAGE	04/01	to 10/31	2.420 cfs	
IRRIGATION	04/01	to 10/31	1.980 cfs	
RECREATION STORAGE	01/01	to 12/31		240.2 af
WILDLIFE STORAGE	01/01	to 12/31		240.2 af
			4.400 cfs	

LOCATION OF POINT(S) OF DIVERSION

PAHSIMEROI RIVER SWSWSE Sec 20 Twp 13N Rge 23E CUSTER County
PAHSIMEROI RIVER NESW Sec 2 Twp 12N Rge 23E CUSTER County

PLACE OF USE: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X			X	
13N	23E	20											X						

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	22E	1							27.0				30.0	40.0	15.0				112.0
13N	22E	2	35.0	35.0	1.0	32.0									28.0			38.0	169.0
			L 1	L 2															
13N	22E	11	36.0			17.0									26.0			1.0	80.0
13N	22E	12			34.0		16.0	40.0	31.0	34.0	33.0	38.0	3.0			34.0			263.0
13N	22E	13							8.0		25.0	24.0	30.0	32.0		1.0	24.0	1.0	145.0
13N	22E	14				13.0									32.0		2.0	4.0	51.0
13N	22E	23	20.0	27.0	24.0	40.0									10.0				121.0
13N	22E	24	20.0	33.0	24.0	32.0	25.0	21.0	37.0	35.0	32.0	29.0			35.0	37.0			360.0
13N	23E	19			13.0	1.0	5.0		8.0	25.0	3.0	17.0	22.0	37.0	2.0	4.0	24.0	10.0	171.0
									L 2				L 3	L 4					
13N	23E	29						19.0	39.0	16.0	18.0	28.0							120.0
13N	23E	30	39.0	40.0	39.0	40.0	40.0	25.0											223.0
								L 1											
14N	22E	35																34	34

Right Acre Limit: 98.9
POU Total Acres: 1849.0

Transfer No. 81964

WATER RIGHT NO. 73-147A**As Modified by Transfer No. 81964****PLACE OF USE: RECREATION STORAGE**

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X				
13N	23E	20											X						

PLACE OF USE: WILDLIFE STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X				
13N	23E	20											X						

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 98.9 acres within the authorized place of use in a single irrigation season.
2. Rights 73-32, 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-2165, 73-10040, 73-10041, and 73-12110 when combined shall not exceed the irrigation of 1849 acres.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. The pond established by the storage of water under this right shall not exceed a total capacity of 86.4 acre-feet or a total surface area of 27 acres.
5. Rights 73-147A, 73-10041, 73-12110, and 73-12146 authorize the diversion of an annual total of 240.2 acre-feet to be used for the initial filling of a pond and for the replacement of losses caused by evaporation from the pond.
6. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 73.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions and points of measurement described above.
8. The appropriator is entitled to the quantity of water described above at the points of measurement:
T13N, R22E, S13, SWNW
T13N, R23E, S19, SWSE
T13N, R23E, S19, SESE
T13N, R23E, S20, SWSW.
9. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.

WATER RIGHT NO. 73-147A
As Modified by Transfer No. 81964

CONDITIONS OF APPROVAL

10. The place of use does not include federal land.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
14. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

WATER RIGHT NO. 73-147C**As Modified by Transfer No. 81964**

In accordance with the approval of Transfer No. 81964, Water Right No. 73-147C is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
7299 PERIMETER RD S
SEATTLE, WA 98108-3806

Priority Date: 4/25/1886

Source: GOLDBURG CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

4.800 cfs

4.800 cfs

LOCATION OF POINT(S) OF DIVERSION

GOLDBURG CREEK

SWSWSE

Sec 20 Twp 13N Rge 23E CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	22E	1							27.0			30.0	40.0	15.0					112.0
13N	22E	2	35.0	35.0	1.0	32.0									28.0			38.0	169.0
			L 1	L 2															
13N	22E	11	36.0			17.0									26.0			1.0	80.0
13N	22E	12			34.0		16.0	40.0	31.0	34.0	33.0	38.0	3.0			34.0			263.0
13N	22E	13							8.0		25.0	24.0	30.0	32.0		1.0	24.0	1.0	145.0
13N	22E	14				13.0									32.0		2.0	4.0	51.0
13N	22E	23	20.0	27.0	24.0	40.0									10.0				121.0
13N	22E	24	20.0	33.0	24.0	32.0	25.0	21.0	37.0	35.0	32.0	29.0			35.0	37.0			360.0
13N	23E	19			13.0	1.0	5.0		8.0	25.0	3.0	17.0	22.0	37.0	2.0	4.0	24.0	10.0	171.0
									L 2			L 3	L 4						
13N	23E	29						19.0	39.0	16.0	18.0	28.0							120.0
13N	23E	30	39.0	40.0	39.0	40.0	40.0		25.0										223.0
								L 1											
14N	22E	35																34	34

Right Acre Limit: 240.0

POU Total Acres: 1849.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 240 acres within the authorized place of use in a single irrigation season.
2. Rights 73-32, 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-10040, 73-10041 and 73-12110 when combined shall not exceed the irrigation of 1,849 acres.

Transfer No. 81964

WATER RIGHT NO. 73-147C
As Modified by Transfer No. 81964

CONDITIONS OF APPROVAL

3. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.73.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. Diversion of water from the Pahsimeroi River is limited to those times water is available for diversion under this right and priority from Goldburg Creek at its confluence with the Pahsimeroi River.
7. The appropriator is entitled to the quantity of water described above at the following points of measurement:
T13N, R22E, S13, SWNW
T13N, R23E, S19, SWSE
T13N, R23E, S19, SESE
T13N, R23E, S20, SWSW.
8. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
9. The place of use does not include federal land.
10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 73-150D**As Modified by Transfer No. 81964**

In accordance with the approval of Transfer No. 81964, Water Right No. 73-150D is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
7299 PERIMETER RD S
SEATTLE, WA 98108-3806

Priority Date: 7/1/1897

Source: PAHSIMEROI RIVER

Tributary: SALMON RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

4.000 cfs

4.000 cfs

LOCATION OF POINT(S) OF DIVERSION

PAHSIMEROI RIVER
PAHSIMEROI RIVER

SWSWSE
NESW

Sec 20 Twp 13N Rge 23E CUSTER County
Sec 2 Twp 12N Rge 23E CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	22E	1							27.0				30.0	40.0	15.0				112.0
13N	22E	2	35.0	35.0	1.0	32.0									28.0			38.0	169.0
			L 1	L 2															
13N	22E	11	36.0			17.0									26.0			1.0	80.0
13N	22E	12			34.0		16.0	40.0	31.0	34.0	33.0	38.0	3.0			34.0			263.0
13N	22E	13							8.0		25.0	24.0	30.0	32.0		1.0	24.0	1.0	145.0
13N	22E	14				13.0									32.0		2.0	4.0	51.0
13N	22E	23	20.0	27.0	24.0	40.0									10.0				121.0
13N	22E	24	20.0	33.0	24.0	32.0	25.0	21.0	37.0	35.0	32.0	29.0			35.0	37.0			360.0
13N	23E	19			13.0	1.0	5.0		8.0	25.0	3.0	17.0	22.0	37.0	2.0	4.0	24.0	10.0	171.0
									L 2				L 3	L 4					
13N	23E	29						19.0	39.0	16.0	18.0	28.0							120.0
13N	23E	30	39.0	40.0	39.0	40.0	40.0	25.0											223.0
								L 1											
14N	22E	35																34	34

Right Acre Limit: 200.0

POU Total Acres: 1849.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 200 acres within the authorized place of use in a single irrigation season.
2. Rights 73-32, 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-10040, 73-10041 and 73-12110 when combined shall not exceed the irrigation of 1,849 acres.

Transfer No. 81964

WATER RIGHT NO. 73-150D
As Modified by Transfer No. 81964

CONDITIONS OF APPROVAL

3. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 73.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. The appropriator is entitled to the quantity of water described above at the following points of measurement:
T13N, R22E, S13, SWNW
T13N, R23E, S19, SWSE
T13N, R23E, S19, SESE
T13N, R23E, S20, SWSW.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. The place of use does not include federal land.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 73-189
As Modified by Transfer No. 81964

In accordance with the approval of Transfer No. 81964, Water Right No. 73-189 is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
 7299 PERIMETER RD S
 SEATTLE, WA 98108-3806

Priority Date: 5/19/1909

Source: PAHSIMEROI RIVER

Tributary: SALMON RIVER

BENEFICIAL USE
 IRRIGATION

From 04/01 **To** 10/31

Diversion Rate
 5.700 cfs
 5.700 cfs

LOCATION OF POINT(S) OF DIVERSION

PAHSIMEROI RIVER SWSWSE Sec 20 Twp 13N Rge 23E CUSTER County
 PAHSIMEROI RIVER NESW Sec 2 Twp 12N Rge 23E CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	22E	1							27.0				30.0	40.0	15.0				112.0
13N	22E	2	35.0	35.0	1.0	32.0									28.0			38.0	169.0
			L 1	L 2															
13N	22E	11	36.0			17.0									26.0			1.0	80.0
13N	22E	12			34.0		16.0	40.0	31.0	34.0	33.0	38.0	3.0		34.0				263.0
13N	22E	13							8.0		25.0	24.0	30.0	32.0		1.0	24.0	1.0	145.0
13N	22E	14				13.0									32.0		2.0	4.0	51.0
13N	22E	23	20.0	27.0	24.0	40.0									10.0				121.0
13N	22E	24	20.0	33.0	24.0	32.0	25.0	21.0	37.0	35.0	32.0	29.0			35.0	37.0			360.0
13N	23E	19			13.0	1.0	5.0		8.0	25.0	3.0	17.0	22.0	37.0	2.0	4.0	24.0	10.0	171.0
									L 2			L 3	L 4						
13N	23E	29						19.0	39.0	16.0	18.0	28.0							120.0
13N	23E	30	39.0	40.0	39.0	40.0	40.0		25.0										223.0
								L 1											
14N	22E	35																34	34

Right Acre Limit: 285.0
 POU Total Acres: 1849.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 285 acres within the authorized place of use in a single irrigation season.
2. Rights 73-32, 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-10040, 73-10041 and 73-12110 when combined shall not exceed the irrigation of 1,849 acres.

Transfer No. 81964

WATER RIGHT NO. 73-189

As Modified by Transfer No. 81964

CONDITIONS OF APPROVAL

3. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 73.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. The appropriator is entitled to the quantity of water described above at the following points of measurement:
T13N, R22E, S13, SWNW
T13N, R23E, S19, SWSE
T13N, R23E, S19, SESE
T13N, R23E, S20, SWSW.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. The place of use does not include federal land.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 73-10040
As Modified by Transfer No. 81964

In accordance with the approval of Transfer No. 81964, Water Right No. 73-10040 is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
 7299 PERIMETER RD S
 SEATTLE, WA 98108-3806

Priority Date: 5/1/1897

Source: PAHSIMEROI RIVER **Tributary:** SALMON RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 10/31	11.200 cfs 11.200 cfs

LOCATION OF POINT(S) OF DIVERSION

PAHSIMEROI RIVER	SWSWSE	Sec 20 Twp 13N Rge 23E	CUSTER County
PAHSIMEROI RIVER	NESW	Sec 2 Twp 12N Rge 23E	CUSTER County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	22E	1							27.0			30.0	40.0	15.0					112.0
13N	22E	2	35.0	35.0	1.0	32.0									28.0			38.0	169.0
			L 1	L 2															
13N	22E	11	36.0			17.0									26.0			1.0	80.0
13N	22E	12			34.0		16.0	40.0	31.0	34.0	33.0	38.0	3.0			34.0			263.0
13N	22E	13							8.0		25.0	24.0	30.0	32.0		1.0	24.0	1.0	145.0
13N	22E	14				13.0									32.0		2.0	4.0	51.0
13N	22E	23	20.0	27.0	24.0	40.0									10.0				121.0
13N	22E	24	20.0	33.0	24.0	32.0	25.0	21.0	37.0	35.0	32.0	29.0				35.0	37.0		360.0
13N	23E	19			13.0	1.0	5.0		8.0	25.0	3.0	17.0	22.0	37.0	2.0	4.0	24.0	10.0	171.0
									L 2			L 3	L 4						
13N	23E	29						19.0	39.0	16.0	18.0	28.0							120.0
13N	23E	30	39.0	40.0	39.0	40.0	40.0	25.0											223.0
								L 1											
14N	22E	35																34	34

Right Acre Limit: 560.0
 POU Total Acres: 1849.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 560 acres within the authorized place of use in a single irrigation season.
2. Rights 73-32, 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-10040, 73-10041 and 73-12110 when combined shall not exceed the irrigation of 1,849 acres.

Transfer No. 81964

WATER RIGHT NO. 73-10040
As Modified by Transfer No. 81964

CONDITIONS OF APPROVAL

3. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 73.
4. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
5. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
6. The appropriator is entitled to the quantity of water described above at the following points of measurement:
T13N, R22E, S13, SWNW
T13N, R23E, S19, SWSE
T13N, R23E, S19, SESE
T13N, R23E, S20, SWSW.
7. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
8. The place of use does not include federal land.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

WATER RIGHT NO. 73-10041**As Modified by Transfer No. 81964**

In accordance with the approval of Transfer No. 81964, Water Right No. 73-10041 is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
7299 PERIMETER RD S
SEATTLE, WA 98108-3806

Priority Date: 11/24/1909

Source: BIG CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
AESTHETIC STORAGE	01/01	to 12/31		128.0 af
DIVERSION TO STORAGE	04/01	to 10/31	0.320 cfs	
IRRIGATION	04/01	to 10/31	4.680 cfs	
RECREATION STORAGE	01/01	to 12/31		128.0 af
WILDLIFE STORAGE	01/01	to 12/31		128.0 af
			4.420 cfs	

LOCATION OF POINT(S) OF DIVERSION

BIG CREEK	NENW	Sec 13 Twp 13N Rge 23E	CUSTER County	
BIG CREEK	NESE	Sec 13 Twp 13N Rge 23E	LEMHI County	
BIG CREEK	SWSWSE	Sec 20 Twp 13N Rge 23E	CUSTER County	(R)
BIG CREEK	SESW	Sec 27 Twp 13N Rge 23E	CUSTER County	(I)

PLACE OF USE: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X			X	
13N	23E	20											X						

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	22E	1							27.0			30.0	40.0	15.0					112.0
13N	22E	2	35.0	35.0	1.0	32.0									28.0			38.0	169.0
			L 1	L 2															
13N	22E	11	36.0			17.0									26.0			1.0	80.0
13N	22E	12			34.0		16.0	40.0	31.0	34.0	33.0	38.0	3.0		34.0				263.0
13N	22E	13							8.0		25.0	24.0	30.0	32.0		1.0	24.0	1.0	145.0
13N	22E	14				13.0									32.0		2.0	4.0	51.0
13N	22E	23	20.0	27.0	24.0	40.0									10.0				121.0
13N	22E	24	20.0	33.0	24.0	32.0	25.0	21.0	37.0	35.0	32.0	29.0			35.0	37.0			360.0
13N	23E	19			13.0	1.0	5.0		8.0	25.0	3.0	17.0	22.0	37.0	2.0	4.0	24.0	10.0	171.0
									L 2			L 3	L 4						
13N	23E	29						19.0	39.0	16.0	18.0	28.0							120.0
13N	23E	30	39.0	40.0	39.0	40.0	40.0		25.0										223.0
								L 1											
14N	22E	35																34	34

Right Acre Limit: 1569.0

Transfer No. 81964

WATER RIGHT NO. 73-10041**As Modified by Transfer No. 81964****PLACE OF USE: IRRIGATION**

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
POU Total Acres:			1849.0																

PLACE OF USE: RECREATION STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X			X	
13N	23E	20											X						

PLACE OF USE: WILDLIFE STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X			X	
13N	23E	20											X						

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1569 acres within the authorized place of use in a single irrigation season.
2. Rights 73-32, 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-10040, 73-10041 and 73-12110 when combined shall not exceed the irrigation of 1,849 acres.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. The pond established by the storage of water under rights 73-147A, 73-10041, 73-12110 and 73-12146 shall not exceed a total capacity of 86.4 acre-feet or a total surface area of 27 acres.
5. Rights 73-147A, 73-10041, 73-12110, and 73-12146 authorize the diversion of an annual total of 240.2 acre-feet to be used for the initial filling of a pond and for the replacement of losses caused by evaporation from the pond.
6. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No.73.
7. Prior to the diversion and use of water under this right, the right holder shall install and maintain acceptable measuring devices at the point of injection into Goldburg Creek and at the point of redirection from Goldburg Creek.

WATER RIGHT NO. 73-10041

As Modified by Transfer No. 81964

CONDITIONS OF APPROVAL

8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).
9. The appropriator is entitled to the quantity of water described above at the following points of measurement:
T13N, R22E, S13, SWNW
T13N, R23E, S19, SWSE
T13N, R23E, S19, SESE
T13N, R23E, S20, SWSW.
10. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
11. This right does not grant any right-of-way or easement across the land of another.
12. The place of use does not include federal land.
13. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
14. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
15. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
16. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.

WATER RIGHT NO. 73-12110**As Modified by Transfer No. 81964**

In accordance with the approval of Transfer No. 81964, Water Right No. 73-12110 is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
7299 PERIMETER RD S
SEATTLE, WA 98108-3806

Priority Date: 4/1/1969

Source: BIG CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE	From	To	Diversion Rate	Diversion Volume
AESTHETIC STORAGE	01/01	to 12/31		240.2 af
DIVERSION TO STORAGE	01/01	to 12/31	11.490 cfs	
IRRIGATION	04/01	to 10/31	21.310 cfs	
RECREATION STORAGE	01/01	to 12/31		240.2 af
WILDLIFE STORAGE	01/01	to 12/31		240.2 af
			32.800 cfs	

LOCATION OF POINT(S) OF DIVERSION

BIG CREEK	NENW	Sec 13 Twp 13N Rge 23E	CUSTER County	
BIG CREEK	NESE	Sec 13 Twp 13N Rge 23E	LEMHI County	
BIG CREEK	SWSWSE	Sec 20 Twp 13N Rge 23E	CUSTER County	(R)
BIG CREEK	SESW	Sec 27 Twp 13N Rge 23E	CUSTER County	(I)

PLACE OF USE: AESTHETIC STORAGE

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X			X	
13N	23E	20											X						

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	22E	1							27.0				30.0	40.0	15.0				112.0
13N	22E	2	35.0	35.0	1.0	32.0									28.0			38.0	169.0
			L 1	L 2															
13N	22E	11	36.0			17.0									26.0			1.0	80.0
13N	22E	12			34.0		16.0	40.0	31.0	34.0	33.0	38.0	3.0		34.0				263.0
13N	22E	13							8.0		25.0	24.0	30.0	32.0		1.0	24.0	1.0	145.0
13N	22E	14				13.0									32.0		2.0	4.0	51.0
13N	22E	23	20.0	27.0	24.0	40.0									10.0				121.0
13N	22E	24	20.0	33.0	24.0	32.0	25.0	21.0	37.0	35.0	32.0	29.0			35.0	37.0			360.0
13N	23E	19			13.0	1.0	5.0		8.0	25.0	3.0	17.0	22.0	37.0	2.0	4.0	24.0	10.0	171.0
									L 2			L 3	L 4						
13N	23E	29						19.0	39.0	16.0	18.0	28.0							120.0
13N	23E	30	39.0	40.0	39.0	40.0	40.0		25.0										223.0
								L 1											
14N	22E	35																34	34

Right Acre Limit: 1569.0

Transfer No. 81964

WATER RIGHT NO. 73-12110**As Modified by Transfer No. 81964****PLACE OF USE: IRRIGATION**

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
POU Total Acres:			1849.0																

PLACE OF USE: RECREATION STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X				X
13N	23E	20											X						

PLACE OF USE: WILDLIFE STORAGE

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													X				X
13N	23E	20											X						

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1569 acres within the authorized place of use in a single irrigation season.
2. Rights 73-32, 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-10040, 73-10041 and 73-12110 when combined shall not exceed the irrigation of 1,849 acres.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
4. The pond established by the storage of water under rights 73-147A, 73-10041, 73-12110 and 73-12146 shall not exceed a total capacity of 86.4 acre-feet or a total surface area of 27 acres.
5. Rights 73-147A, 73-10041, 73-12110, and 73-12146 authorize the diversion of an annual total of 240.2 acre-feet to be used for the initial filling of a pond and for the replacement of losses caused by evaporation from the pond.
6. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 73.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

WATER RIGHT NO. 73-12110
As Modified by Transfer No. 81964

CONDITIONS OF APPROVAL

8. Prior to the diversion and use of water under this right, the right holder shall install and maintain acceptable measuring devices at the point of injection into Goldburg Creek and at the point of rediversion from Goldburg Creek.
9. The appropriator is entitled to the quantity of water described above at the following points of measurement:
T13N, R22E, S13, SWNW
T13N, R23E, S19, SWSE
T13N, R23E, S19, SESE
T13N, R23E, S20, SWSW.
10. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
13. Pursuant to Idaho Code § 42-1412(6), this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.
14. The approval of this transfer redefines all of the elements of this water right, and the new use of water authorized by this approval shall constitute the full extent of the right.