

IDAHO DEPARTMENT OF WATER RESOURCES

2/21/2018

Water Right 73-189

*After-Split***Owner Type**

Current Owner

Name and Address

FLYING JOSEPH RANCH LLC
C/O JOSEPH CLARK
7213 PERIMETER RD S
SEATTLE, WA 98108
(206) 762-1171

Original Owner

PINES GRAZING ASSN INC
C/O LYNN TRITTHART
HC 63 BOX 1769
CHALLIS, ID 83226
(208) 879-2354

Priority Date: 5/19/1909**Basis:** Decreed**Status:** Active**Source**

PAHSIMEROI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From

04/01

To

10/31

Diversion Rate

5.700 CFS

Volume**Total Diversion**

5.700 CFS

Source and 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 within CUSTER County

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							19.0			35.0	41.0						95.0
13N	22E	2	31.0 L1	9.6 L2	8.3	40.0									40.0			40.0	168.9
13N	22E	11	37.0			33.0									27.0			29.0	126.0
13N	22E	12		0.5	23.0		2.6	41.0	40.0	1.1	41.0	31.0	30.0	37.0		41.0	39.0		327.2
13N	22E	13		23.0	12.0		15.0	37.0	9.9	16.0	0.2		9.8			23.0		34.0	179.9
13N	22E	14	17.0			21.0									36.0	20.0	31.0	37.0	162.0
13N	22E	23	40.0	37.0	23.0	40.0									12.0				152.0
13N	22E	24	8.0	0.5	30.0	12.0	19.0	40.0	40.0	40.0	37.0	28.0			39.0	39.0			332.5
13N	23E	18											18.0 L4						18.0
13N	23E	19		25.0	39.0	25.5	27.6	32.4 L1	7.8 L2	38.0	27.8	29.0	25.0 L3	40.0 L4	32.5	29.5	40.0	28.0	447.1
13N	23E	20										27.0							27.0
13N	23E	29						37.0	40.0			28.0							105.0

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 73-189

2/21/2018

13N	23E	30	40.0	40.0	40.0	40.0	40.0	25.0										225.0
								L1										

Right Acre Limit: 285.0

POU Total Acres: 2,365.6

Conditions of Approval:

1. X27 This right is limited to the irrigation of 285.0 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-2165, 73-10040, 73-10041, 73-12110 and 73-12260 when combined shall not exceed the irrigation of 2365.6 acres.
3. R05 Use of water under this right will 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. R43 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. R59 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. D09 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. 029 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. U42 Place of use does not include federal public lands.
9. F05 Right Nos. 73-147A, 73-147C, 73-150D, 73-189 and 73-10040 are diverted through the point of diversion described above. Right Nos. 73-10041, 73-12110 and 73-12260 are rediverted from the Pahsimeroi River through the point of diversion described above in T13N, R23E, S20, SWSWSE.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. T08 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. T19 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Comments:

1. bjordan 2/15/2011 POD
Updated Shape
2. scox 2/24/2011 Transferred Right
This is now an approved transfer, transfer number = 76991

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 73-189

2/21/2018

3. Ownership Change 2/21/2018 Split Right
Split into 73-189 and 73-12260 due to change in ownership.

Dates and Other Information

Decreed Date: 9/30/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 73
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

SubCaseNumber: 73-189
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 12/18/2007
Objection Status: Active

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right 73-189

Before Split

2/21/2018

Owner Type
Current Owner**Name and Address**
FLYING JOSEPH RANCH LLC
C/O JOSEPH CLARK
7213 PERIMETER RD S
SEATTLE, WA 98108
(206) 762-1171

Original Owner

PINES GRAZING ASSN INC
C/O LYNN TRITTHART
HC 63 BOX 1769
CHALLIS, ID 83226
(208) 879-2354**Priority Date:** 5/19/1909**Basis:** Decreed**Status:** Active**Source**
PAHSIMEROI RIVER**Tributary**
SALMON RIVER**Beneficial Use**
IRRIGATION**From** 04/01 **To** 10/31
Total Diversion**Diversion Rate**
6.400 CFS
6.400 CFS**Volume****Source and Point(s) of Diversion**PAHSIMEROI RIVER
PAHSIMEROI RIVERSWSWSE
NESWSec. 20, Twp 13N, Rge 23E, CUSTER County
Sec. 2, Twp 12N, Rge 23E, CUSTER County**Place Of Use**

IRRIGATION within CUSTER County

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							19.0			35.0	41.0						95.0
13N	22E	2	31.0 L1	9.6 L2	8.3	40.0									40.0			40.0	168.9
13N	22E	11	37.0			33.0									27.0			29.0	126.0
13N	22E	12		0.5	23.0		2.6	41.0	40.0	1.1	41.0	31.0	30.0	37.0		41.0	39.0		327.2
13N	22E	13		23.0	12.0		15.0	37.0	9.9	16.0	0.2		9.8			23.0		34.0	179.9
13N	22E	14	17.0			21.0									36.0	20.0	31.0	37.0	162.0
13N	22E	23	40.0	37.0	23.0	40.0									12.0				152.0
13N	22E	24	8.0	0.5	30.0	12.0	19.0	40.0	40.0	40.0	37.0	28.0			39.0	39.0			332.5
13N	23E	18											18.0 L4						18.0
13N	23E	19		25.0	39.0	25.5	27.6	32.4 L1	7.8 L2	38.0	27.8	29.0	25.0	40.0	32.5	29.5	40.0	28.0	447.1
13N	23E	20										27.0							27.0
13N	23E	29						37.0	40.0			28.0							105.0

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 73-189

2/21/2018

13N	23E	30	40.0	40.0	40.0	40.0	40.0	25.0											225.0
								L1											

Right Acre Limit: 320.0

POU Total Acres: 2,365.6

Conditions of Approval:

1. X27 This right is limited to the irrigation of 320.0 acres within the authorized place of use in a single irrigation season.
2. X35 Rights 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 2365.6 acres.
3. R05 Use of water under this right will 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. R43 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. R59 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. D09 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. 029 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. U42 Place of use does not include federal public lands.
9. F05 Right Nos. 73-147A, 73-147C, 73-150D, 73-189 and 73-10040 are diverted through the point of diversion described above. Right Nos. 73-10041 and 73-12110 are rediverted from the Pahsimeroi River through the point of diversion described above in T13N, R23E, S20, SWSWSE.
10. T07 The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11. T08 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. T19 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 may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Comments:

1. bjordan 2/15/2011 POD
Updated Shape
2. scox 2/24/2011 Transferred Right
This is now an approved transfer, transfer number = 76991

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right 73-189

2/21/2018

Dates and Other Information

Decreed Date: 9/30/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 73
Generic Max Volume Per Acre: 3.5
Mitigation Plan: False

Combined Use Limits

N/A

SubCase:

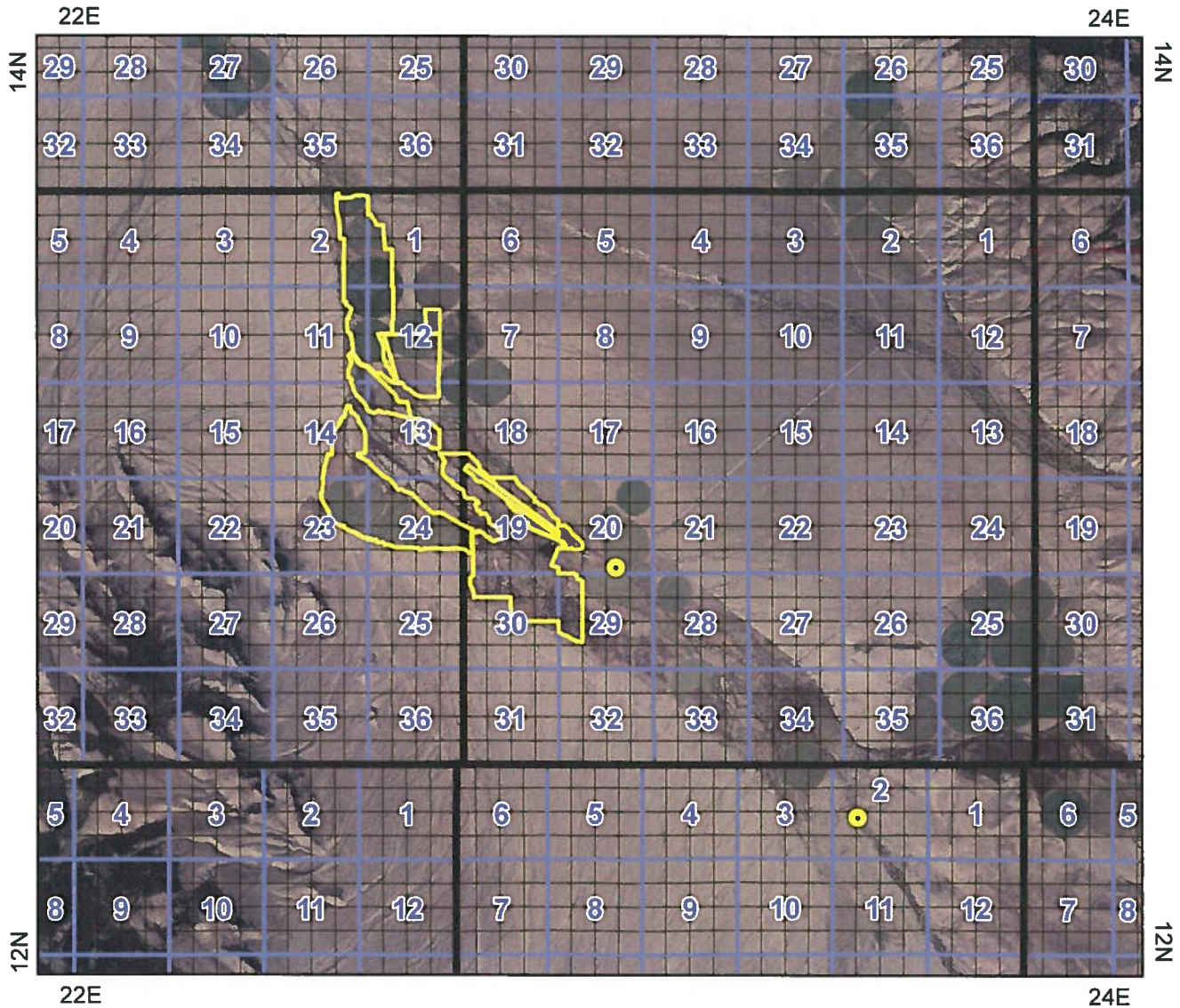
SubCaseNumber: 73-189
Class: 1
SF5 Filed Date:
Special Master Recom Signed Date:
Attorney Assigned:
Adjudication Agent:
Basis of Claim: Decreed
Date Filed: 12/18/2007
Objection Status: Active

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
73-189

Before Split



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections

0 1 2 4 Miles

