

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 80878

This is to certify that: FLYING JOSEPH RANCH LLC
C/O JOSEPH CLARK
7213 PERIMETER RD S
SEATTLE, WA 98108

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.

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
73-10023	WR/DECREED	4/17/1915	9.600 cfs	N/A	N/A	370.6	BIG CREEK
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
73-32	WR/DECREED	6/1/1917	2.400 cfs	N/A	N/A	73.0	BIG CREEK

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
73-10023	NO	NO	NO	YES	NO	NO
73-10041	NO	NO	NO	YES	NO	NO
73-12110	NO	NO	NO	YES	NO	NO
73-32	NO	NO	NO	YES	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
73-10023	73-10023	9.600 cfs	N/A	N/A	370.6	N/A	N/A	N/A	N/A	N/A
73-10041	73-10041	7.200 cfs	N/A	N/A	2365.6	N/A	N/A	N/A	N/A	N/A
73-12110	73-12110	32.800 cfs	N/A	N/A	2365.6	N/A	N/A	N/A	N/A	N/A
73-32	73-32	2.400 cfs	N/A	N/A	73.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		52.000 cfs	N/A	N/A	2809.2		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 12th day of July, 2016.

SUPPORT DATA

IN FILE #

73-32

Pamela S. Skaggs

PAMELA S. SKAGGS, Water Rights Supervisor

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WATER RIGHT NO. 73-32**As Modified by Transfer No. 80878**

In accordance with the approval of Transfer No. 80878, Water Right No. 73-32 is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
C/O JOSEPH CLARK
7213 PERIMETER RD S
SEATTLE, WA 98108

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	SESW	Sec 18 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	13	40.0			21.0													61.0
13N	23E	18										12.0							12.0
												1.3							

POU Total Acres: 73.0

CONDITIONS OF APPROVAL

1. 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.
2. 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.
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. 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.

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WATER RIGHT NO. 73-32

As Modified by Transfer No. 80878

CONDITIONS OF APPROVAL

5. 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.
6. This right does not grant any right-of-way or easement across the land of another.
7. Right Nos. 73-32, 73-2102, 73-10023, 73-10041, and 73-12110 are diverted through the points of diversion described above.
8. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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. 73-10023**As Modified by Transfer No. 80878**

In accordance with the approval of Transfer No. 80878, Water Right No. 73-10023 is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
C/O JOSEPH CLARK
7213 PERIMETER RD S
SEATTLE, WA 98108

Priority Date: 4/17/1915

Source: BIG CREEK

Tributary: PAHSIMEROI RIVER

BENEFICIAL USE

IRRIGATION

From

04/01

To

to 10/31

Diversion Rate

9.600 cfs

9.600 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	SESW	Sec 27 Twp 13N Rge 23E	CUSTER County	(I)
BIG CREEK	SWNW	Sec 28 Twp 13N Rge 23E	CUSTER County	(R)

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	23E	20		0.9	29.0	3.3	26.0	40.0	34.0	40.0	32.0			1.8	32.0	40.0	29.0	39.0	347.0
13N	23E	29	23.0	0.5		0.1													23.6

POU Total Acres: 370.6

CONDITIONS OF APPROVAL

1. Rights 73-15A, 73-188B, 73-2162, 73-4001, 73-4003, 73-10023 and 73-10024 when combined shall not exceed the irrigation of 370.6 acres in a single irrigation season.
2. Rights 73-15A, 73-150C, 73-188B, 73-2159, 73-2162, 73-4001, 73-4003, 73-10023 and 73-10024 when combined shall not exceed the irrigation of 926.0 acres in a single irrigation season.
3. Rights 73-15A, 73-150C, 73-188B, 73-2159, 73-2162, 73-4001, 73-4003, 73-10023, 73-10024, 73-12171, and 73-12172 when combined shall not exceed the irrigation of 1074.8 acres in a single irrigation season.
4. 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.

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WATER RIGHT NO. 73-10023

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CONDITIONS OF APPROVAL

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 diversions and points of measurement described above.
6. 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.
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 rediversion from the Pahsimeroi River.
8. 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.
9. This right does not grant any right-of-way or easement across the land of another.
10. Right No.s 73-32, 73-2102, 73-10023, 73-10041, and 73-12110 are diverted through points of diversion described above.
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 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. 73-10041**As Modified by Transfer No. 80878**

In accordance with the approval of Transfer No. 80878, Water Right No. 73-10041 is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
C/O JOSEPH CLARK
7213 PERIMETER RD S
SEATTLE, WA 98108

Priority Date: 11/24/1909

Source: BIG CREEK

Tributary: PAHSIMEROI RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
AESTHETIC STORAGE	01/01	to 12/31		59.1 af
DIVERSION TO STORAGE	04/01	to 10/31	0.140 cfs	
IRRIGATION	04/01	to 10/31	7.060 cfs	
RECREATION STORAGE	01/01	to 12/31		59.1 af
WILDLIFE STORAGE	01/01	to 12/31		59.1 af
			7.200 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	

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							19.0			35.0	41.0						95.0
13N	22E	2	31.0	9.6	8.3	40.0									40.0			40.0	168.9
			L 1	L 2															
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							18.0
												L 4							
13N	23E	19		25.0	39.0	25.5	27.6	32.4	7.8	38.0	27.8	29.0	25.0	40.0	32.5	29.5	40.0	28.0	447.1
								L 1	L 2			L 3	L 4						
13N	23E	20										27.0							27.0
13N	23E	29						37.0	40.0			28.0							105.0
13N	23E	30	40.0	40.0	40.0	40.0	40.0	25.0											225.0

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WATER RIGHT NO. 73-10041**As Modified by Transfer No. 80878****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	
								L1											

POU Total Acres: 2365.6

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

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

CONDITIONS OF APPROVAL

1. The pond established by the storage of water under this right shall not exceed a total capacity of 88 acre-feet or a total surface area of 11 acres.
2. Rights 73-147A, 73-10041, and 73-12110 authorize the diversion of an annual total of 110.9 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. Rights 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-2165, 73-10040, 73-10041, 73-12110 when combined shall not exceed the irrigation of 2365.6 acres.
4. 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.
5. 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.
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 diversions and points of measurement described above.
7. 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.

WATER RIGHT NO. 73-10041
As Modified by Transfer No. 80878

CONDITIONS OF APPROVAL

8. 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
9. This right does not grant any right-of-way or easement across the land of another.
10. Right No.s 73-32, 73-2102, 73-10023, 73-10041, and 73-12110 are diverted through the points of diversion described above.
11. 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.
12. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 73-12110**As Modified by Transfer No. 80878**

In accordance with the approval of Transfer No. 80878, Water Right No. 73-12110 is now described as follows:

Right Holder: FLYING JOSEPH RANCH LLC
C/O JOSEPH CLARK
7213 PERIMETER RD S
SEATTLE, WA 98108

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		110.9 af
DIVERSION TO STORAGE	01/01	to 12/31	0.670 cfs	
IRRIGATION	04/01	to 10/31	32.130 cfs	
RECREATION STORAGE	01/01	to 12/31		110.9 af
WILDLIFE STORAGE	01/01	to 12/31		110.9 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	

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							19.0			35.0	41.0						95.0
13N	22E	2	31.0	9.6	8.3	40.0									40.0			40.0	168.9
			L 1	L 2															
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						18.0
													L 4						
13N	23E	19		25.0	39.0	25.5	27.6	32.4	7.8	38.0	27.8	29.0	25.0	40.0	32.5	29.5	40.0	28.0	447.1
								L 1	L 2				L 3	L 4					
13N	23E	20										27.0							27.0
13N	23E	29						37.0	40.0			28.0							105.0
13N	23E	30	40.0	40.0	40.0	40.0	40.0	25.0											225.0

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WATER RIGHT NO. 73-12110**As Modified by Transfer No. 80878****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	
								L 1											

POU Total Acres: 2365.6

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

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

CONDITIONS OF APPROVAL

1. The pond established by the storage of water under this right shall not exceed a total capacity of 88 acre-feet or a total surface area of 11 acres.
2. Rights 73-147A, 73-10041, and 73-12110 authorize the diversion of an annual total of 110.9 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. 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.
4. 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.
5. 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 Goldberg Creek and at the point of redirection from Goldberg Creek.
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 diversions and points of measurement described above.
7. 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.

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WATER RIGHT NO. 73-12110

As Modified by Transfer No. 80878

CONDITIONS OF APPROVAL

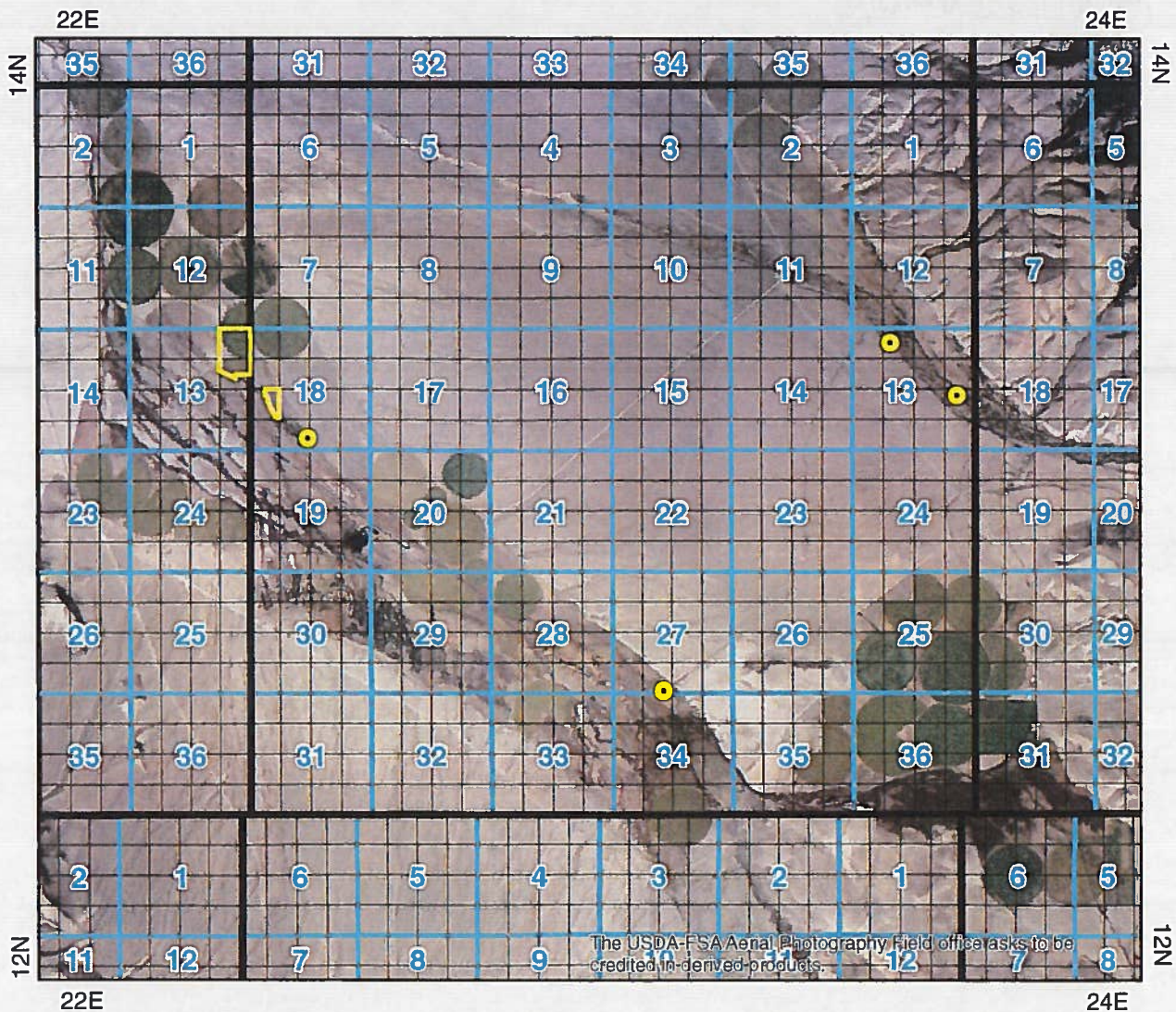
8. The appropriator is entitled to the quantity of water described above at the following points of measurement:
T13N, R22E, S13, SWNW
T13N, R23E, S19, SWSE
T13N, R23E, S19, SESE
T13N, R23E, S20, SWSW
9. Prior to the diversion and use of water under this approval, the right holder shall comply with all fish screening and/or fish passage requirements of the Idaho Department of Fish and Game.
10. Right No.s 73-32, 73-2102, 73-10023, 73-10041, and 73-12110 are diverted through the points of diversion described above.
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 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.

State of Idaho
Department of Water Resources

Attachment to Transfer 80878

73-32

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



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

Map attachment 1 of 4

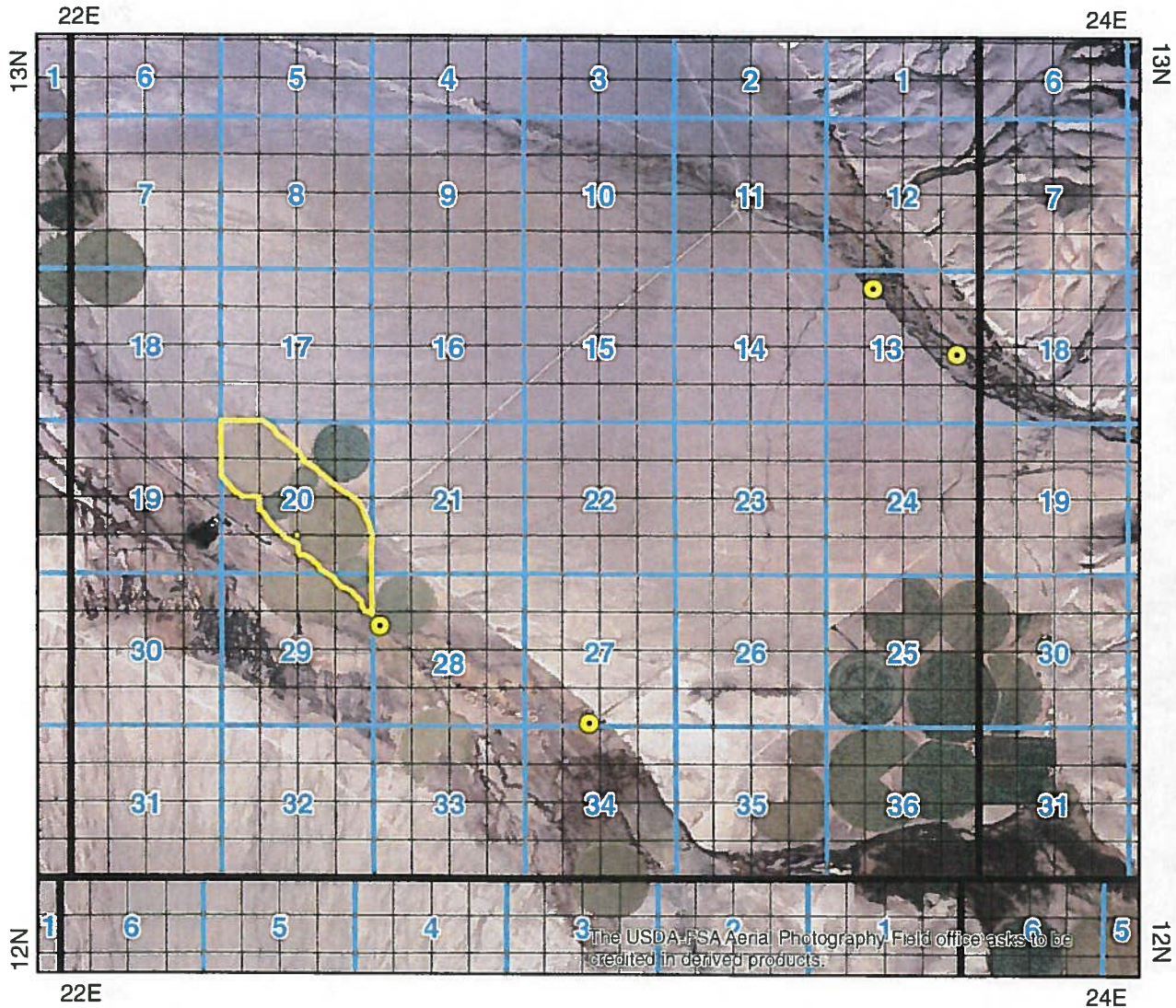


State of Idaho
Department of Water Resources

Attachment to Transfer 80878

73-10023

This map depicts the IRRIGATION place of use boundary for this water right at the time of this approval and is attached to the approval document solely for illustrative purposes.



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

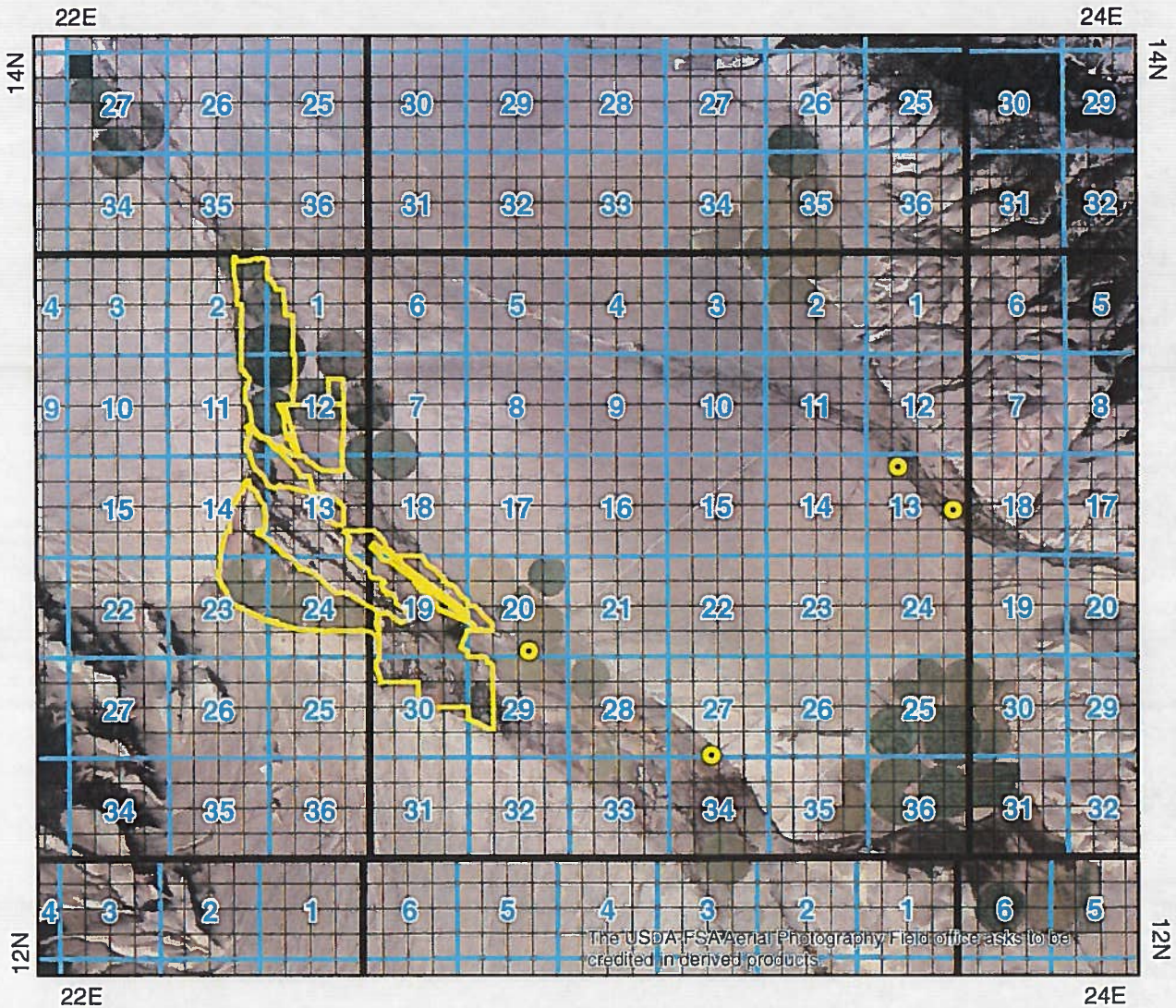
Map attachment 2 of 4

State of Idaho
Department of Water Resources

Attachment to Transfer 80878

73-10041 and 73-12110

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



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

0 1 2 4 Miles

Map attachment 3 of 4

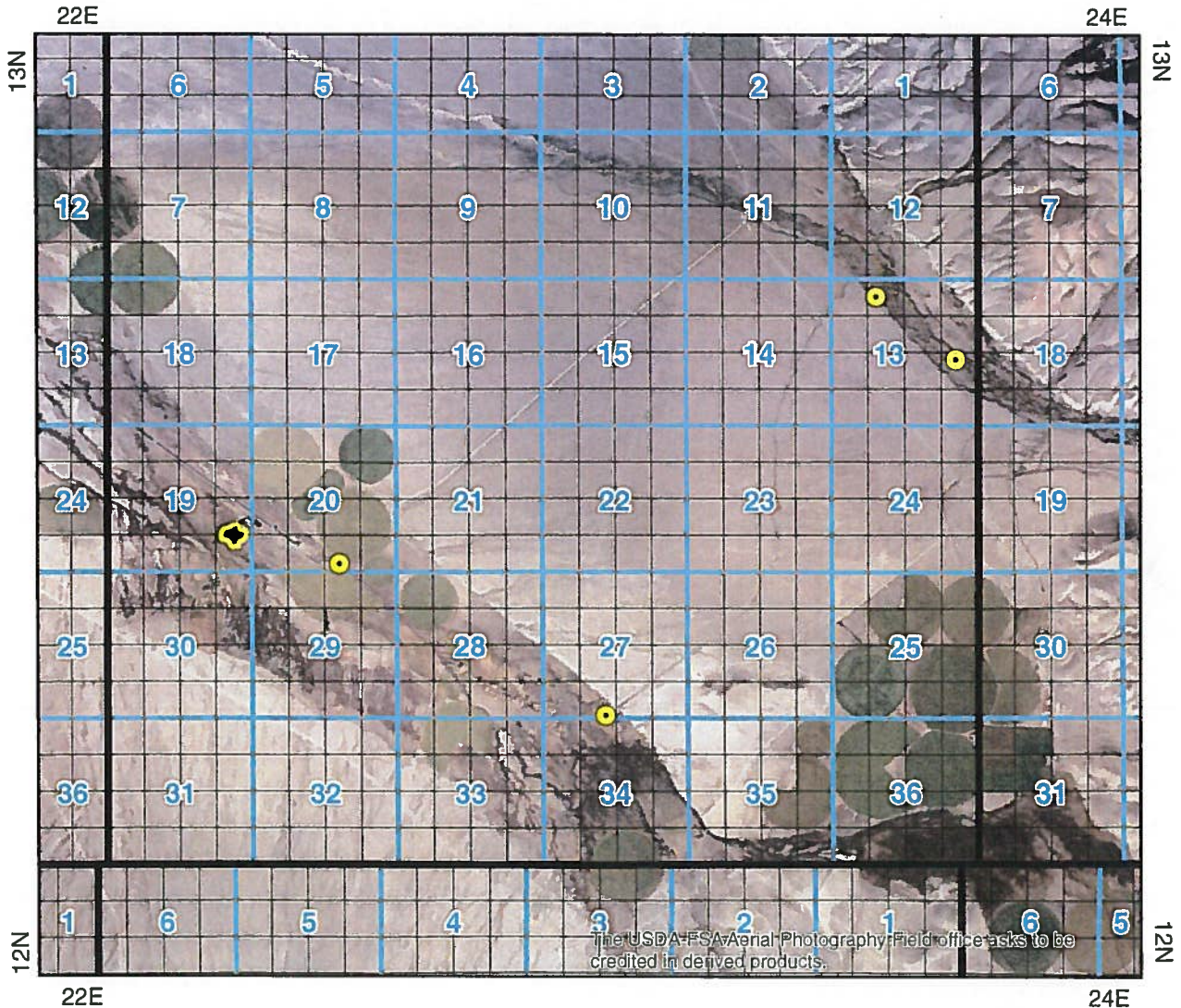


State of Idaho
Department of Water Resources

Attachment to Transfer 80878

73-10041 and 73-12110

This map depicts the AESTHETIC, RECREATION, and WILDLIFE STORAGE place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.



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

0 0.75 1.5 3 Miles

Map attachment 4 of 4

