

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 73-12171

Priority: May 03, 1990

Maximum Diversion Rate: 3.50 CFS

It is hereby certified that FLYING JOSEPH RANCH LLC
C/O JOSEPH CLARK
7213 PERIMETER RD S
SEATTLE WA 98108 has complied with the terms and conditions of the
permit, issued pursuant to Application for Permit dated May 3, 1990 and has submitted Proof of Beneficial
Use on July 2, 1992. An examination confirms water is diverted from:

SOURCE

GROUND WATER

Tributary: PAHSIMEROI RIVER

and a water right has been established as follows:

BENEFICIAL USE

IRRIGATION

PERIOD OF USE

04/01 to 10/31

DIVERSION RATE

3.50 CFS

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE1/4NE1/4 Sec. 29, Twp 13N, Rge 23E, B.M.

CUSTER County

PLACE OF USE: IRRIGATION

Twp Rge 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	36.0	40.0	40.0	40.0	40.0	35.0	35.0	40.0	31.0				34.0	40.0	5.0	9.5	425.5

Total Acres: 425.5

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. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to use power records to determine the amount of water diverted and shall annually report the information to the Department.
3. If rights 73-15A, 73-150C, 73-188B, 73-4001, 73-4003, 73-10023, and 73-10024 are abandoned, forfeited, sold, transferred, leased or used on any other place of use, this right to divert ground water shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

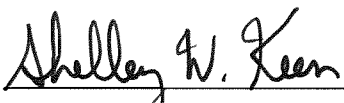
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4. The right holder shall make full beneficial use of rights 73-15A, 73-150C, 73-188B, 73-4001, 73-4003, 73-10023, and 73-10024 for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor exceed a combined annual maximum diversion volume of 1490 af at the field headgate for the lands above.
6. Rights 73-12171 and 73-12172 when combined shall not exceed a total diversion rate of 7.35 cfs, and the irrigation of 425.5 acres.
7. Rights 73-2159 and 75-12171 are limited to a total combined diversion rate of 3.5 cfs and 782 acres.
8. Rights 73-2159, 73-2162, 73-12171, and 73-12172 when combined shall not exceed the irrigation of 785 acres.
9. Rights 73-15A, 73-150C, 73-188B, 73-2159, 73-2162, 73-4001, 73-4003, 73-10023, 73-10024, 73-12171, and 73-12172 are limited to the irrigation of a combined total of 1074.8 acres in a single irrigation season.
10. 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.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. The water right confirmed by this license is subject to all prior water rights and shall be used in accordance with Idaho law and applicable rules of the Department of Water Resources.

Signed this 22nd day of September, 2011.


for GARY SPACKMAN
Interim Director