

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**AMENDED APPLICATION FOR TRANSFER OF WATER RIGHT**
PART 1Name of Applicant Flying Joseph Ranch LLC Phone (206) 762-1171Mailing address c/o Joseph Clark, 7213 Perimeter Rd. S., Seattle, WA 98108 Email jclark@aviationpartners.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.


 Signature of Applicant or Authorized Representative

James P. Speck, attorney-in-fact

Print Name and Title if applicable

- ☒ If signed by an authorized representative, attach Power of Attorney or documentation providing authority to sign on the applicant's behalf. Also attach documentation providing authority for others – consultants, attorneys or representatives – to act on the applicant's behalf. Label these documents **Attachment #4**.

Representative's name and mailing address James P. Speck, SPECK & AANESTAD, P.C., PO Box 987, Ketchum, ID 83340Phone 208-726-4421 Email jim@speckandaanestad.comSubscribed and sworn to before me this _____ day of January, 20 10.

(Notary Public)

My commission expires _____

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. Pursuant to Permit 73-12146 a pond approximately 11 acres in surface area and averaging 8 ft. in depth has been constructed but did not completely fill with ground water as planned. One of the irrigation rights appurtenant to the 11 acres and other formerly irrigated land on which a private airplane runway has been built (see Attachment #9) will be changed to diversion to storage and aesthetic, recreation and wildlife storage to provide for the evaporation loss and annual fills of the pond in case the ground water level is too low to fill any portion of the pond in a particular year.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

<u>1. Right Number</u>	<u>Amount</u> <u>(cfs/ac-ft)</u>	<u>Nature of Use</u>	<u>Period of Use</u>	<u>Source & Tributary</u>
73-147A	0.95 cfs	diversion to storage	April 1 to October 31	Pashimeroi River
			to	trib, to Salmon River
73-147A	110.9 AFA	aesthetics storage	January 1 to Dec. 31	Pashimeroi River
			to	trib, to Salmon River
73-147A	110.9 AFA	recreation storage	January 1 to Dec. 31	Pashimeroi River
			to	trib, to Salmon River
73-147A	110.9 AFA	wildlife storage	January 1 to Dec. 31	Pashimeroi River
			to	trib, to Salmon River
			to	
Total 0.95 cfs cfs and/or 110.9 AFA ac-ft				

2. Total amount of water being transferred or changed 0.95 cfs cubic feet per second and/or 110.9 AFA acre-feet per annum.

3. Point(s) of Diversion:

- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		NE	SE	SW	20	13N	23E	Custer	Pashimeroi River	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													J			J	
13N	23E	19													R			R	
13N	23E	19													W			W	

Total Acres (for irrigation use) _____

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APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: The existing point of diversion has an old headgate controlled by the Watermaster. The ditch served by this headgate was realigned in 2005 to accommodate the new runway. A new headgate with measuring device diverts water from the realigned ditch to the new pond. Water flowing through the pond is then delivered back into an existing irrigation ditch. All of this is depicted on Attachment #'s 7a & 7b.

- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? **If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it Attachment #6. List the name of the entity and type of lien:** _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
N/A

- d. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: 73-12146

- e. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of waer under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe: _____

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APPLICATION FOR TRANSFER OF WATER RIGHT PART 2

A. DESCRIPTION OF RIGHT(S) AS RECORDED

For each water right listed in Part 1 B.1. of the application, attach a Proof Report (obtained from Department) or Details Report (obtained from website @ <http://www.idwr.idaho.gov/apps/ExtSearch/SearchWRAJ.asp>) Label it Part 2A.

B. IF ONLY A PORTION OF THE RIGHT IS PROPOSED TO BE CHANGED, DESCRIBE THE PORTION BEING CHANGED AS IT APPEARS BEFORE THE REQUESTED CHANGES

- ☒ Complete and attach one copy of Part 2B for each right for which only a portion is proposed to be changed. If the entire right is proposed to be changed, Part 2B is not applicable.

Right Number: 73-147A

1. amount 0.95 cfs (cfs/ac-ft) for irrigation purposes from April 1 to October 31
 amount _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
	SW	NE	SW	20	13N	23E	Custer	Pashimerol River	

3. Lands irrigated or place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19										8.7			39				47.7

Total Acres 47.7

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DEPARTMENT OF WATER RESOURCES

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APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☒ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change: _____

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Prelim. Check by _____ Date _____

Fee Paid 250- Date 6/29/09 Received by _____ Receipt # PD35164

Add'l Fee Paid	Date	Received by	Receipt #
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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 73-147a

Current Owner: FLYING JOSEPH RANCH LLC

Priority Date: 4/25/1886

Origin: Adjudication Recommendation

Status: Active

Basis: Decreed

Source
PAHSIMEROI RIVER

Tributary
SALMON RIVER

Beneficial Use **From** **To**
IRRIGATION 04/01 to 10/31
Total Diversion

Diversion Rate **Annual Volume**
4.4 CFS
4.4 CFS

Location of Point(s) of Diversion

PAHSIMEROI RIVER

SW1/4NE1/4SW1/4

Sec. 20, Twp 13N, Rge 23E B.M.

CUSTER County

Place of UseIRRIGATION Within LEMHI County

T13N R22E S1		SWNW	19.00
T13N R22E S1		SWSW	41.00
T13N R22E S2	Lot 2	NWNE	8.80
T13N R22E S2		SENE	40.00
T13N R22E S2		SESE	40.00
T13N R22E S11		SENE	33.00
T13N R22E S11		SESE	29.00
T13N R22E S12		SWNE	23.00
T13N R22E S12		NWNW	41.00
T13N R22E S12		SENE	0.30
T13N R22E S12		NWSW	31.00
T13N R22E S12		SESW	37.00
T13N R22E S12		SWSE	39.00
T13N R22E S13		SWNE	12.00
T13N R22E S13		NWNW	37.00
T13N R22E S13		SENE	4.50
T13N R22E S13		SWSW	9.80
T13N R22E S13		SESE	34.00
T13N R22E S14		SENE	0.20
T13N R22E S14		NWSE	19.00
T13N R22E S14		SESE	36.00
T13N R22E S23		NWNE	36.00
T13N R22E S23		SENE	40.00

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T13N R22E S1	Lot 4	NWNW	0.90	T13N R22E S24	NENE	8.00
T13N R22E S1		NWSW	35.00	T13N R22E S24	SWNE	30.00
T13N R22E S2	Lot 1	NENE	29.00	T13N R22E S24	NENW	19.00
T13N R22E S2		SWNE	8.20	T13N R22E S24	SWNW	40.00
T13N R22E S2		NESE	40.00	T13N R22E S24	NESW	36.00
T13N R22E S11		NENE	37.00	T13N R22E S24	NESE	39.00
T13N R22E S11		NESE	26.00	T13N R23E S18	Lot 4 SWSW	25.00
T13N R22E S12		NWNE	0.40	T13N R23E S19	SWNE	39.00
T13N R22E S12		NENW	2.30	T13N R23E S19	NENW	39.00
T13N R22E S12		SWNW	40.00	T13N R23E S19	Lot 2 SWNW	7.80
T13N R22E S12		NESW	41.00	T13N R23E S19	NESW	13.00
T13N R22E S12		SWSW	30.00	T13N R23E S19	Lot 4 SWSW	1.50
T13N R22E S12		NWSE	41.00	T13N R23E S19	NWSE	40.00
T13N R22E S13		NWNE	22.00	T13N R23E S19	SESE	21.00
T13N R22E S13		NENW	10.00			
T13N R22E S13		SWNW	9.50			
T13N R22E S13		NESW	0.20			
T13N R22E S13		NWSE	23.00			
T13N R22E S14		NENE	17.00			
T13N R22E S14		NESE	2.80			
T13N R22E S14		SWSE	31.00			
T13N R22E S23		NENE	40.00			
T13N R22E S23		SWNE	23.00			
T13N R22E S23		NESE	12.00			
T13N R22E S24		NWNE	0.50			
T13N R22E S24		SENE	12.00			
T13N R22E S24		NWNW	40.00			
T13N R22E S24		SENW	40.00			
T13N R22E S24		NWSW	27.00			
T13N R22E S24		NWSE	39.00			
T13N R23E S19		NWNE	23.00			
T13N R23E S19		SENE	26.00			
T13N R23E S19	Lot 1	NWNW	36.00			
T13N R23E S19		SENW	38.00			
T13N R23E S19	Lot 3	NWSW	13.00			
T13N R23E S19		NESE	39.00			
T13N R23E S19		SWSE	7.90			
T13N R23E S20		NWSW	26.00			

Total Acres: 1857.6

Conditions of Approval:

1. C18 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.
2. F05 Right Nos. 73-147A, 73-147C, 73-150D, 73-189 and 73-10040 are diverted through the point of diversion described above. Right No. 73-10041 is rediverted from the Pahsimeroi River through the point of diversion described above.
3. K06 This right is limited to the irrigation of 220 acres within the place of use described above in a single irrigation season.
4. E55 Right Nos. 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-2165, 73-10040 and 73-10041 are limited to the irrigation of a combined total of 1857.6 acres in a single irrigation season.

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**SPECIAL POWER OF ATTORNEY
(WATER RIGHTS)**

FLYING JOSEPH RANCH, LLC, an Idaho limited liability company, designates and appoints JAMES P. SPECK, of Ketchum, Idaho, as Grantor's attorney in fact and agent (subsequently called "Agent") to act in Grantor's name and for Grantor's benefit for the specific purposes stated herein only. Grantor grants to its Agent full power and authority to do everything necessary in exercising any of the powers herein granted as fully as Grantor might or could do if personally present and fully competent, hereby ratifying and confirming all that Grantor's Agent shall lawfully do or cause to be done by virtue of this Special Power of Attorney and the powers herein granted.

1. SPECIFIC GRANT OF POWER. Grantor's agent shall have power to exercise or perform any act, power, duty, right or obligation whatsoever that Grantor now has or may hereafter acquire, RELATING ONLY TO the preparation and filing of claims for water rights in Twin Falls County District Court Civil No. 39576, In Re the General Adjudication of Rights to the Use of Water from the Snake River Basin Water System, and the preparation and filing of applications for permits to or transfers of water rights, or claims to water rights, with the Idaho Department of Water Resources.

2. REVOCABILITY. This Special Power of Attorney is revocable, provided, that insofar as any governmental agency, bank, trust company, insurance company, transfer agent, or other person shall rely upon this power, this power may be revoked only by a notice in writing executed by me or Grantor's Agent and delivered to such person or institution.

3. INTERPRETATION. This instrument is to be construed and interpreted as a Special Power of Attorney and shall be limited in accordance herewith.

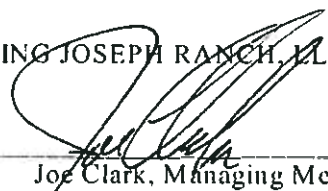
4. THIRD-PARTY RELIANCE. Third parties may rely upon the representations of the Agent as to all matters relating to any power granted to Grantor's Agent, and no person who may act in reliance upon the representations of the Agent or the authority granted to Grantor's Agent shall incur any liability to Grantor as a result of permitting the Agent to exercise any power.

5. GOVERNING LAW. This Special Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

6. COUNTERPARTS. This Special Power of Attorney may be executed in counterparts. Each executed counterpart of this Special Power of Attorney shall have the force and effect of this original.

9th day of April, 2009. IN WITNESS WHEREOF, Grantor has executed this Special Power of Attorney this

FLYING JOSEPH RANCH, LLC

By: 
Joe Clark, Managing Member

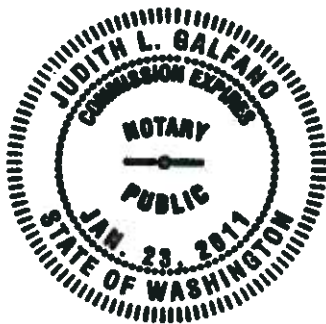
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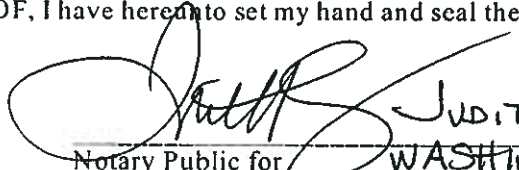
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STATE OF WA)
County of KING) ss.

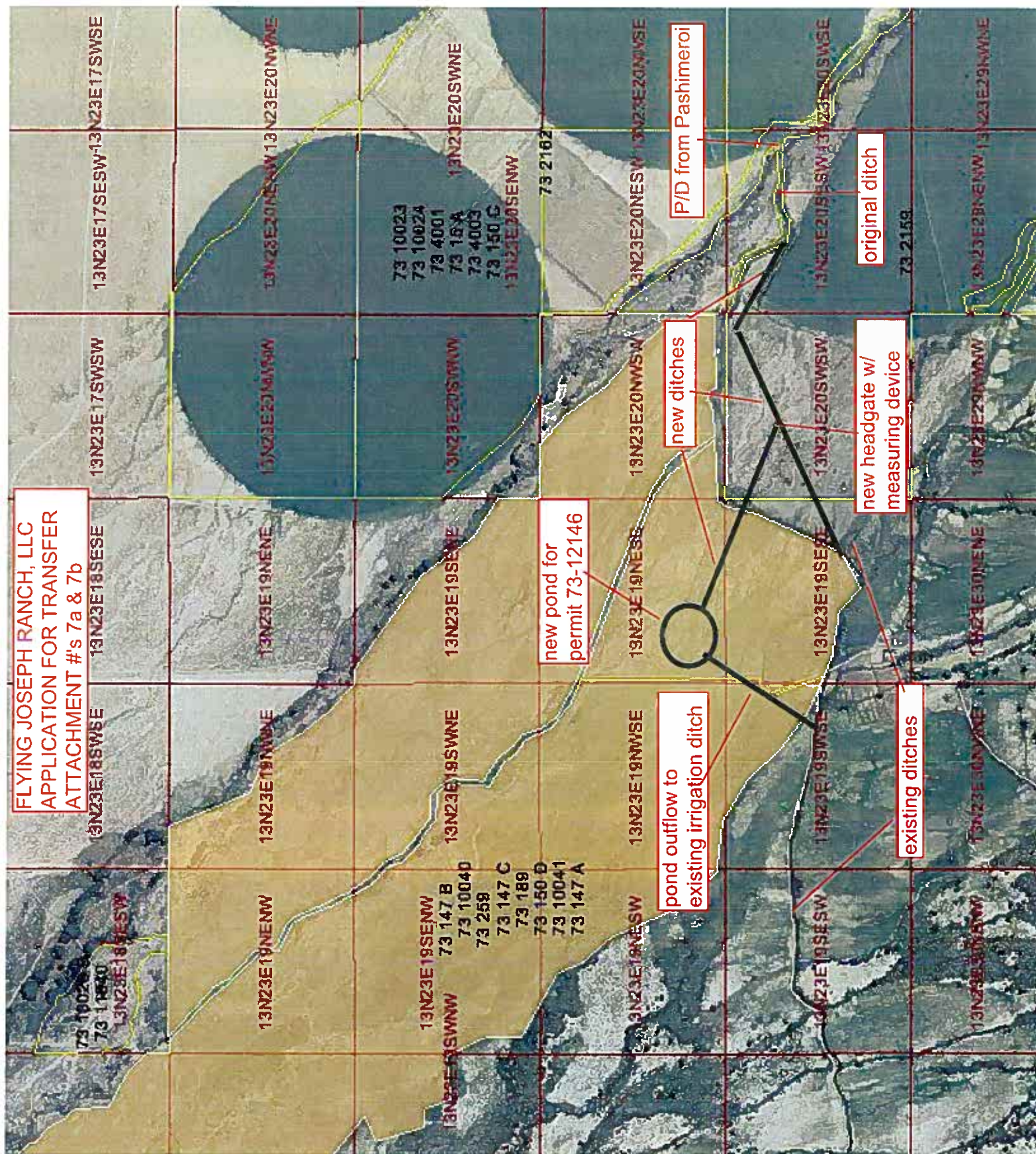
On this 9th day of April, 2009, before me, the undersigned notary public in and for said state, personally appeared Joe Clark, known or identified to me to be the Managing Member of FLYING JOSEPH RANCH, LLC and the person who executed the foregoing instrument on behalf of said limited liability company and acknowledged to me that said limited liability company executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above written.



 JUDITH GALFANO
Notary Public for WASHINGTON
Residing at: SEATTLE
Commission expires: JAN. 23, 2011

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JAN 12 2010

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
AMENDED

Department of Water Resources
Transfer No. 75708
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT
MINIMUM REQUIREMENTS CHECKLIST

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule and water right proof report or details report for Part 2A of the transfer application are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer. * Means the item is always

Yes N/A required and must be included with application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Notarized signature of applicant(s) or applicant's authorized representative on first page of transfer application form. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Proof Report (obtained from Department) or Details Report (obtained on website) describing each water right in the transfer as currently recorded.
- ☒ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (See last page of the instructions for application for transfer.)

Attachments to Application Label each attachment with the corresponding number shown below as **Attachment #1-9.**

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Department records do not show the transfer applicant as the current water right owner.
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☒ ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <http://www.idwr.idaho.gov/water/rights/>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.b.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☒ ☐ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.)
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☒ ☐ #9 Other. Please describe: Copy of 2006 aerial depicting most of the new private airplane runway

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**FLYING JOSEPH RANCH, LLC
APPLICATION FOR TRANSFER
Attachment #8a - Part 1**

WATER BALANCE NARRATIVE

Flying Joseph Ranch, LLC ("FJR") is the owner of Permit 73-12146 (the "Permit"). A copy of the Permit is included as Attachment 8a - Part 2. It provides for the storage of 120 acre-feet of ground water for aesthetic, recreation and wildlife purposes by excavating into the water table. It also provides for the annual diversion of 28 acre-feet of ground water to account for the evapotranspiration loss from the pond. Construction of the pond was recently completed. The "as-built" size is 11 acres in surface area with an average depth of 8 feet for a total storage volume of 88 acre-feet. Unfortunately it has not filled with ground water as the local water table at this time of the year is significantly lower than anticipated. Therefore, FJR has decided to convert a portion of one of its best priority Pashimeroi River irrigation rights (73-147A - the "Water Right") to provide for potential annual fills of the entire pond and to cover the evapotranspiration loss from the actual pond surface area.

The Water Right was used to raise pasture grass for an actively managed herd of cattle for many years prior to the purchase of the ranch by FJR in 2005. The nearest ET Idaho weather station is May, Idaho. Precipitation deficit data for grass pasture - high management and open water - shallow systems (ponds, streams) are included as Attachment #8a - Part 3 and Part 4, respectively. Data from these pages has been incorporated into a spreadsheet to calculate the total annual pond evapotranspiration loss at 22.90 acre-feet (see Attachment #8a - Part 5). This will be covered by retiring from irrigation 9.85 acres of the high management pasture grass. The new private airplane runway covers more than 9.85 acres. The amount of water which would otherwise be diverted for irrigation of this 9.85 acres will, instead, be left in the river. Retiring another 37.83 acres will account for filling the entire pond annually. The amount of water which would otherwise be diverted for irrigation of this 37.83 acres will, instead, be diverted to the

**FLYING JOSEPH RANCH, LLC
APPLICATION FOR TRANSFER
Attachment #8a - Part 1**

pond to the extent necessary each year to fill the pond at the beginning of the irrigation season with the remainder available for irrigation. Thus there will be no increase in diversion rate, diversion volume or consumptive use for the changed portion of the Water Right presently used to irrigate 47.7 acres.

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State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 73-12146

Priority: March 28, 2008

Maximum Diversion Volume: 148.0 AF

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

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>ANNUAL VOLUME</u>
RECREATION STORAGE	01/01 to 12/31	148.0 AF
AESTHETIC STORAGE	01/01 to 12/31	148.0 AF
WILDLIFE STORAGE	01/01 to 12/31	148.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE1/4NE1/4SE1/4 Sec. 19, Twp 13N, Rge 23E, B.M. CUSTER County

PLACE OF USE: RECREATION STORAGE, AESTHETIC STORAGE, and WILDLIFE STORAGE

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

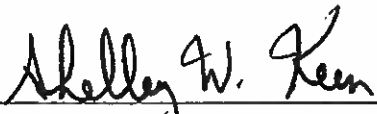
CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2010**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
4. Recreation storage, aesthetic storage and wildlife storage uses are for an excavated pond.

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 73-12146

5. This right provides for a pond volume of 120 af and 28 af of annual evaporation losses.
6. The surface area of the pond constructed in connection with this right shall not exceed 15 acres.
7. 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.
8. This right does not authorize the diversion of water from a well, nor does it authorize the diversion of water from the pond established in connection with this right.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 19th day of November, 2008.


for DAVID R. TUTHILL, JR., Director

LYING JOSEPH RANCH, LLC
APPLICATION FOR TRANSFER
Attachment 8a - Part 3

ETIdaho --- Evapotranspiration and Consumptive Irrigation

Water Requirements for Idaho

Please send suggestions for improving this site to robison at kimberly dot uidaho dot edu Copyright 2007, University of Idaho.

May (NWS NOAA--105685)

Statistics based on 30 years between 1961 to 2004

For a different land cover or crop click on the above link.

You can highlight this table and copy via the clipboard to a Microsoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Grass Pasture - high management														
Precipitation Deficit (Click here for a graph)														
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Annual
Mean	mm/day												mm	
Monthly ^b	0.01	0.12	0.37	1.06	3.41	5.07	6.13	5.32	2.53	0.57	-0.09	-0.08	709	751
15-Day Moving Average ^c	0.01	0.11	0.37	0.99	3.33	5.06	6.15	5.28	2.39	0.55	-0.10	-0.07		
7-Day Moving Average ^d	0.00	0.12	0.37	1.01	3.36	5.05	6.13	5.32	2.43	0.56	-0.10	-0.08		
3-Day Moving Average ^e	0.01	0.13	0.37	1.04	3.40	5.06	6.13	5.33	2.50	0.56	-0.09	-0.08		
Standard Deviation	mm/day												mm	
Monthly	0.18	0.10	0.21	0.72	1.46	1.15	1.16	1.21	0.91	0.65	0.23	0.23	98	89
15-Day Moving Average	0.16	0.16	0.20	0.79	1.38	1.42	1.09	1.23	1.35	0.56	0.34	0.21		
7-Day Moving Average	0.24	0.22	0.30	0.95	1.86	1.87	1.54	1.46	1.71	0.78	0.49	0.32		
3-Day Moving Average	0.40	0.35	0.48	1.16	2.40	2.46	2.09	1.81	2.09	1.09	0.74	0.51		
20% Exceedance	mm/day												mm	
Monthly	0.10	0.21	0.48	1.60	4.24	5.88	6.73	5.89	3.25	0.89	0.10	0.03	778	825
15-Day Moving Average	0.16	0.28	0.67	2.27	5.56	6.70	7.22	6.58	4.29	1.55	0.28	0.14		
7-Day Moving Average	0.23	0.36	0.80	2.82	6.45	7.31	7.77	7.23	5.11	2.26	0.39	0.23		
3-Day Moving Average	0.31	0.55	0.97	3.62	7.02	7.91	8.16	7.55	5.82	2.81	0.51	0.32		
80% Exceedance	mm/day												mm	
Monthly	0.11	0.03	0.23	0.52	2.32	4.35	5.43	4.45	1.64	0.26	-0.31	-0.21	599	666

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15-Day Moving Average	0.29	-0.14	-0.01	0.07	0.90	3.36	4.55	3.50	0.22	0.14	-0.55	-0.49	
7-Day Moving Average	0.66	-0.48	-0.46	-0.55	-0.25	0.74	3.07	1.85	0.75	0.90	-1.27	-0.98	
3-Day Moving Average	1.61	-1.31	-1.54	-1.78	-4.65	-3.22	1.20	-0.38	3.14	2.30	-2.87	-1.84	
Ave Highest ET	mm/day												---
15-Day Moving Average ^f	0.13	0.23	0.57	1.51	4.57	6.01	6.91	6.01	3.57	1.01	0.18	0.09	
7-Day Moving Average ^g	0.20	0.33	0.71	2.03	5.67	6.97	7.42	6.73	4.36	1.43	0.32	0.19	
3-Day Moving Average ^h	0.26	0.45	0.85	2.57	6.48	7.60	7.86	7.23	5.38	1.78	0.44	0.25	
Ave Lowest ET	mm/day												--
15-Day Moving Average ^f	0.13	0.00	0.18	0.56	2.11	3.99	5.39	4.46	1.33	0.13	-0.34	-0.24	
7-Day Moving Average ^g	0.34	-0.20	-0.11	0.13	0.88	2.54	4.12	3.50	0.37	0.38	-0.75	-0.51	
3-Day Moving Average ^h	0.90	-0.64	-0.80	-0.68	-1.24	-0.22	1.47	1.87	1.10	1.47	-1.74	-1.18	
Special normal distribution parameters for monthly, seasonal, and annual intervals													--
Skew	0.52	-0.19	0.03	1.27	0.13	-1.14	0.26	-0.26	0.19	0.17	-0.95	-0.56	-0.06 -0.06
Kurtosis	1.34	2.41	0.49	4.17	0.70	4.49	0.74	1.03	2.42	0.98	4.03	1.39	2.48 2.88

^a Growing Season: This is usually the time from green up or planting in the spring to a killing frost or harvest in the fall. It is not applicable for entries without a growing season and will be blank.

^b Mean of the average daily value for month

^c Mean of the fourteen 15-day period averages contained in the month

^d Mean of the twenty three 7-day period averages contained in the month

^e Mean of the twenty seven 3-day period averages contained in the month

^f Mean of the highest/lowest 15-day period average in month

^g Mean of the highest/lowest 7-day period average in month

^h Mean of the highest/lowest 3-day period average in month

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This work and report were prepared by the University of Idaho Research and Extension Center at Kimberly, Idaho under

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<http://www.kimberly.uidaho.edu/ETIdaho/stcврstats.php?station=105685&cover=15&stats...> 5/27/2009

contract with the Idaho Department of Water Resources. Work was supported by funding from IDWR and the Idaho Agricultural Experiment Station and Idaho Engineering Experiment Station. The authors gratefully acknowledge the long-term evapotranspiration data collection and long-standing advice provided by Dr. James L. Wright, USDA-ARS Kimberly (ret.), the more than two decades of high quality agricultural weather data collection by the U.S. Bureau of Reclamation AgriMet system, and the very long-standing, routine data collection by the hundreds of cooperative weather station volunteers across the state who, for more than one-hundred years, have faithfully observed daily air temperature and precipitation.

The citation for the evapotranspiration data used from this site should be: *Allen, Richard G. and Clarence W. Robison, 2006 (Revised 2007). Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho, Research Technical Completion Report, Kimberly Research and Extension Center, University of Idaho, Moscow, ID.*

Questions regarding the data should be addressed to [Clarence W. Robison](#) or [Richard G. Allen](#), University of Idaho, Kimberly Research and Extension Center, 3793 North 3600 East, Kimberly, ID 83341. Telephone (208)-423-6610

Kimberly Joseph Ranch, LLC
 APPLICATION FOR TRANSFER
 Attachment 8a - Part 4

ETIdaho --- Evapotranspiration and Consumptive Irrigation

Water Requirements for Idaho

Please send suggestions for improving this site to robison at kimberly dot uidaho dot edu Copyright 2007, University of Idaho.

May (NWS NOAA--105685)

Statistics based on 30 years between 1961 to 2004

For a different land cover or crop click on the above link.

You can highlight this table and copy via the clipboard to a Microsoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Open water - shallow systems (ponds, streams)														
Precipitation Deficit (Click here for a graph)														
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Annual
Mean	mm/day												mm	
Monthly ^b	0.03	0.44	1.23	2.13	2.49	3.25	4.07	3.51	2.08	1.39	0.14	-0.05	633	633
15-Day Moving Average ^c	0.06	0.41	1.24	2.14	2.39	3.30	4.11	3.44	1.92	1.42	0.11	-0.04		
7-Day Moving Average ^d	0.04	0.42	1.25	2.11	2.43	3.28	4.08	3.49	1.99	1.40	0.11	-0.04		
3-Day Moving Average ^e	0.03	0.44	1.24	2.12	2.48	3.26	4.08	3.52	2.05	1.39	0.13	-0.04		
Standard Deviation	mm/day												mm	
Monthly	0.35	0.28	0.48	0.58	1.21	0.99	1.12	1.12	0.69	0.68	0.48	0.49	77	77
15-Day Moving Average	0.34	0.41	0.44	0.69	1.22	1.18	1.08	1.15	1.04	0.62	0.63	0.44		
7-Day Moving Average	0.51	0.51	0.59	0.96	1.62	1.63	1.53	1.39	1.39	0.88	0.84	0.55		
3-Day Moving Average	0.74	0.67	0.82	1.36	2.18	2.26	2.07	1.78	1.84	1.24	1.20	0.79		
20% Exceedance	mm/day												mm	
Monthly	0.24	0.59	1.47	2.67	3.14	3.86	4.71	4.06	2.54	1.69	0.47	0.15	676	676
15-Day Moving Average	0.40	0.79	1.94	2.94	4.07	4.75	5.19	4.61	3.17	2.20	0.80	0.37		
7-Day Moving Average	0.49	0.99	2.20	3.44	4.69	5.27	5.43	5.05	3.72	2.63	1.00	0.47		
3-Day Moving Average	0.63	1.17	2.58	3.95	5.16	5.68	5.67	5.25	4.00	2.86	1.18	0.56		
80% Exceedance	mm/day												mm	

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Monthly	0.20	0.28	0.96	1.69	1.55	2.39	3.53	2.75	1.56	0.88	-0.19	-0.25	577	577
15-Day Moving Average	0.53	-0.03	0.61	1.02	-0.12	1.50	2.46	1.65	0.15	0.04	-0.67	-0.63		
7-Day Moving Average	1.40	-0.37	-0.26	-0.10	-1.19	-0.33	0.89	-0.09	1.38	0.50	-1.68	-1.15		
3-Day Moving Average	2.83	-1.38	-1.60	-3.05	-4.85	-3.96	3.19	-2.13	4.68	2.31	-3.24	-2.22		
Ave Highest ET	mm/day												--	
15-Day Moving Average ^f	0.31	0.64	1.64	2.62	3.29	4.12	4.83	4.15	2.72	1.89	0.53	0.25		
7-Day Moving Average ^g	0.45	0.85	1.96	3.15	4.19	4.87	5.18	4.69	3.27	2.30	0.78	0.40		
3-Day Moving Average ^h	0.54	1.05	2.28	3.63	4.77	5.33	5.48	5.06	3.81	2.56	0.97	0.48		
Ave Lowest ET	mm/day												--	
15-Day Moving Average ^f	0.22	0.20	0.87	1.68	1.46	2.32	3.34	2.75	1.18	0.87	-0.28	-0.29		
7-Day Moving Average ^g	0.66	-0.14	0.39	0.85	0.22	0.99	2.06	1.77	0.00	0.15	-0.83	-0.74		
3-Day Moving Average ^h	1.57	-0.80	-0.57	-0.66	-2.08	-1.70	0.63	0.01	1.81	1.09	-2.08	-1.70		
Special normal distribution parameters for monthly, seasonal, and annual intervals													--	
Skew	0.25	-2.21	-0.04	0.01	-0.06	-1.11	0.30	-0.30	0.16	0.23	-1.63	-0.49	0.16	0.16
Kurtosis	0.85	10.52	0.84	2.41	0.70	4.81	0.77	0.98	2.82	0.73	5.40	1.12	3.37	3.38

^a Growing Season: This is usually the time from green up or planting in the spring to a killing frost or harvest in the fall. It is not applicable for entries without a growing season and will be blank.

^b Mean of the average daily value for month

^c Mean of the fourteen 15-day period averages contained in the month

^d Mean of the twenty three 7-day period averages contained in the month

^e Mean of the twenty seven 3-day period averages contained in the month

^f Mean of the highest/lowest 15-day period average in month

^g Mean of the highest/lowest 7-day period average in month

^h Mean of the highest/lowest 3-day period average in month

This work and report were prepared by the University of Idaho Research and Extension Center at Kimberly, Idaho under contract with the Idaho Department of Water Resources. Work was supported by funding from IDWR and the Idaho Agricultural Experiment Station and Idaho Engineering Experiment Station. The authors gratefully acknowledge the long-term evapotranspiration data collection and long-standing advice provided by Dr. James L. Wright, USDA-ARS Kimberly (ret.), the more than two decades of high quality agricultural weather data collection by the U.S. Bureau of Reclamation AgriMet system, and the very long-standing, routine data collection by the hundreds of cooperative weather station volunteers across the state who, for more than one-hundred years, have faithfully observed daily air temperature and precipitation.

The citation for the evapotranspiration data used from this site should be: *Allen, Richard G. and Clarence W. Robison, 2006 (Revised 2007). Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho, Research Technical Completion Report, Kimberly Research and Extension Center, University of Idaho, Moscow, ID.*

Questions regarding the data should be addressed to [Clarence W. Robison](#) or [Richard G. Allen](#), University of Idaho, Kimberly Research and Extension Center, 3793 North 3600 East, Kimberly, ID 83341. Telephone (208)-423-6610

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FLYING JOSEPH RANCH, LLC
APPLICATION FOR TRANSFER

Attachment #8a - Part 5

FLYING JOSEPH HANGAR POND EVAPOTRANSPIRATION LOSS AND VOLUME												
May, Idaho Weather Station Precipitation Deficit Values												
MONTH	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
Precipitation deficit (avg daily value, mm)	0.03	0.44	1.23	2.13	2.49	3.25	4.07	3.51	2.08	1.39	0.14	0
Days per month	31	28	31	30	31	30	31	31	30	31	30	31
Pond loss (precip deficit, mm)	0.93	12.32	38.13	63.90	77.19	97.50	126.17	108.81	62.40	43.09	4.20	0.00
Pond loss (precip deficit, in)	0.04	0.49	1.50	2.52	3.04	3.84	4.97	4.28	2.46	1.70	0.17	0.00
Pond surface area (acres)	11.00	11.00	11.00	11.00	11.00	11.00	11.00	11.00	11.00	11.00	11.00	11.00
Total pond loss (ac-in)	0.40	5.34	16.51	27.67	33.43	42.22	54.64	47.12	27.02	18.66	1.82	0.00
Total pond loss (ac-ft)	0.03	0.44	1.38	2.31	2.79	3.52	4.55	3.93	2.25	1.56	0.15	0.00

Pond volume	88.00
Evaporation loss	22.90
Transfer application volume	110.90
Precipitation deficit (growing season, mm/A)	709.00
Precipitation deficit (growing season, in/A)	27.91
Precipitation deficit (growing season, AF/A)	2.33
# acres for evaporation loss	9.85
# acres for pond volume	37.83
# acres total	47.68

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private runway

75 70 8

Jennifer Pinkerton

From: Melissa Wolfe [mwolfe@CoshoLaw.com]
Sent: Friday, January 08, 2010 9:14 AM
To: jennifer@speckandaanestad.com
Subject: RE: Eric Glen Coffelt v. Erin O'Toole
Attachments: Coffelt Exhibits.zip

Let me try again. I'll send as a zip file.

201. FNOB Direct Separate Acct no 4820 June 07 to Oct 09 742-770
202. E*Trade Brokerage Acct. No. 7157 4/1/07 to 12/31/09 771-959
203. E*Trade Savings Acct No. 1222 April 2007 to Jan 2009 960-996
204. T.D. Ameritrade Brokerage Amex & A.G. Edwards transferred to Ameritrade acct. No. 4274
2/27/04 to 12/31/09 997-1182
205. E*Trade House Down Payment Acct. No. 2602 6/7/07 to 12/31/09 1183-1227

-----Original Message-----

From: Jennifer Pinkerton [mailto:jennifer@speckandaanestad.com]
Sent: Friday, January 08, 2010 9:12 AM
To: Melissa Wolfe
Subject: RE: Eric Glen Coffelt v. Erin O'Toole

Hi Melissa,
Looks like we did not get your attachments... "Exceeded Internet Timeout"?

Jennifer P. Talmadge
Speck & Aanestad, PC
120 East Ave. S.
P.O. Box 987
Ketchum, Idaho 83340-0987
Tele: (208) 726-4421
Fax: (208) 726-0752
jennifer@speckandaanestad.com

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-----Original Message-----

From: Melissa Wolfe [mailto:mwolfe@CoshoLaw.com]
Sent: Friday, January 08, 2010 8:13 AM
To: jennifer@speckandaanestad.com; doug@speckandaanestad.com
Cc: Mackenzie E. Whatcott
Subject: Eric Glen Coffelt v. Erin O'Toole

FILE QUARANTINED

The original contents of this file have been replaced with this message because of its characteristics.
File name: "Body of Message"

Virus name: "Exceeded Internet Timeout"

!SIG:4b47595c141301428769473!

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

RECEIVED

JUN 09 2009

APPLICATION FOR TRANSFER OF WATER RIGHT
MINIMUM REQUIREMENTS CHECKLIST

RECEIVED

JUN 29 2009

An application for transfer must be prepared in accordance with the minimum requirements listed below to be a Department for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule and water right proof report or details report for Part 2A of the transfer application are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer. * Means the item is always

Yes N/A required and must be included with application.

- ☒ * Completed Application for Transfer of Water Right form, Part 1.
- ☒ * Notarized signature of applicant(s) or applicant's authorized representative on first page of transfer application form. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
- ☒ * Application for Transfer Part 2A. Attach a Proof Report (obtained from Department) or Details Report (obtained on website) describing each water right in the transfer as currently recorded.
- ☒ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
- ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
- ☒ * Correct fee submitted with transfer application form. (See last page of the instructions for application for transfer.)

Attachments to Application Label each attachment with the corresponding number shown below as **Attachment #1-9**.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Department records do not show the transfer applicant as the current water right owner.
- ☐ ☒ #2b If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s).
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☒ ☐ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <http://www.idwr.idaho.gov/water/rights/>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.b.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use.
- ☒ ☐ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.)
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☒ ☐ #9 Other. Please describe: Copy of 2006 aerial depicting most of the new private airplane runway

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUN 29 2009

Department of Water Resources
Eastern RegionAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of Applicant Flying Joseph Ranch LLC Phone (206) 762-1171
 Mailing address c/o Joseph Clark, 7213 Perimeter Rd. S., Seattle, WA 98108 Email jclark@aviationpartners.com

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
☐ If the ownership of the water right will change as a result of the proposed transfer to new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

J. P. Speck
 Signature of Applicant or Authorized Representative

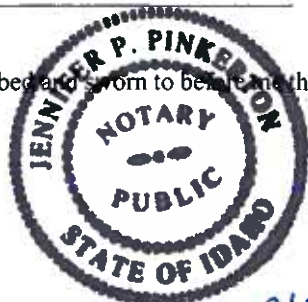
James P. Speck, attorney-in-fact

Print Name and Title if applicable

- ☒ If signed by an authorized representative, attach Power of Attorney or documentation providing authority to sign on the applicant's behalf. Also attach documentation providing authority for others – consultants, attorneys or representatives – to act on the applicant's behalf. Label these documents **Attachment #4**.

Representative's name and mailing address James P. Speck, SPECK & AANESTAD, P.C., PO Box 987, Ketchum, ID 83340
 Phone 208-726-4421 Email jim@speckandaanestad.com

Subscribed and sworn to before me this 5 day of May June, 20 09.



Jennifer P. Pinkerton
 (Notary Public)

My commission expires 2/9/15

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. Pursuant to Permit 73-12146 a pond approximately 11 acres in surface area and averaging 8 ft. in depth has been constructed but did not completely fill with ground water as planned. One of the irrigation rights appurtenant to the 11 acres and other formerly irrigated land on which a private airplane runway has been built (see Attachment #9) will be changed to diversion to storage and aesthetic, recreation and wildlife storage to provide for the evaporation loss and annual fills of the pond in case the ground water level is too low to fill any portion of the pond in a particular year.

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1. <u>Right Number</u>	<u>Amount</u> (cfs/ac-ft)	<u>Nature of Use</u>	<u>Period of Use</u>		<u>Source & Tributary</u>
73-147A	0.95 cfs	diversion to storage	April 1	to October 31	Pashimeroi River
				to	trib, to Salmon River
73-147A	47.7 AFA	aesthetics storage	January 1	to Dec. 31	Pashimeroi River
				to	trib, to Salmon River
73-147A	47.7 AFA	recreation storage	January 1	to Dec. 31	Pashimeroi River
				to	trib, to Salmon River
73-147A	47.7 AFA	wildlife storage	January 1	to Dec. 31	Pashimeroi River
				to	trib, to Salmon River
				to	
Total 0.95 cfs cfs and/or 47.7 AFA ac-ft					

2. Total amount of water being transferred or changed 0.95 cfs cubic feet per second and/or 47.7 AFA acre-feet per annum.

3. Point(s) of Diversion:

- ☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA. Label it Attachment #5.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
		SW	NE	SW	20	13N	23E	Custer	Pashimeroi River	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N	23E	19													J				
13N	23E	19													R				
13N	23E	19													W				

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future: The existing point of diversion has a headgate and measuring device presently controlled by the Watermaster. The ditch served by this headgate was realigned in 2005 to accommodate the new runway. A new headgate with measuring device diverts water from the realigned ditch to the new pond. Water flowing through the pond is then delivered back into an existing irrigation ditch. All of this is depicted on Attachment #'s 7a & 7b.

- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? **If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien:** _____

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
N/A

- d. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use: 73-12146

- e. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

- ☐ ☒ undergone a period of five or more consecutive years of non-use,
☐ ☒ currently leased to the Water Supply Bank,
☐ ☒ currently used in a mitigation plan limiting the use of waer under the right, or
☐ ☒ currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. **Label it Attachment #7b.**

B. CHANGES IN NATURE OF USE (Water Balance)

- ☒ If you propose to change the nature of use or period of use of all or part of the right(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

1. Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change:

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Prelim. Check by _____ Date _____

Fee Paid 250- Date 6/29/09 Received by SC Receipt # E035164

Add'l Fee Paid	Date	Received by	Receipt #
----------------	------	-------------	-----------

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**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 73-147a

Current Owner: FLYING JOSEPH RANCH LLC

Priority Date: 4/25/1886

Origin: Adjudication Recommendation

Status: Active

Basis: Decreed

Source

PAHSIMEROI RIVER

Tributary

SALMON RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 10/31

Total Diversion

Diversion Rate

4.4 CFS

4.4 CFS

Annual Volume

Location of Point(s) of Diversion

PAHSIMEROI RIVER

CUSTER County

SW1/4NE1/4SW1/4

Sec. 20, Twp 13N, Rge 23E B.M.

Place of Use

IRRIGATION Within LEMHI County

T13N R22E S1		SWNW	19.00
T13N R22E S1		SWSW	41.00
T13N R22E S2	Lot 2	NWNE	8.80
T13N R22E S2		SENE	40.00
T13N R22E S2		SESE	40.00
T13N R22E S11		SENE	33.00
T13N R22E S11		SESE	29.00
T13N R22E S12		SWNE	23.00
T13N R22E S12		NWNW	41.00
T13N R22E S12		SENW	0.30
T13N R22E S12		NWSW	31.00
T13N R22E S12		SESW	37.00
T13N R22E S12		SWSE	39.00
T13N R22E S13		SWNE	12.00
T13N R22E S13		NWNW	37.00
T13N R22E S13		SENW	4.50
T13N R22E S13		SWSW	9.80
T13N R22E S13		SESE	34.00
T13N R22E S14		SENE	0.20
T13N R22E S14		NWSE	19.00
T13N R22E S14		SESE	36.00
T13N R22E S23		NWNE	36.00
T13N R22E S23		SENE	40.00

T13N R22E S1	Lot 4	NWNW	0.90	T13N R22E S24		NENE	8.00
T13N R22E S1		NWSW	35.00	T13N R22E S24		SWNE	30.00
T13N R22E S2	Lot 1	NENE	29.00	T13N R22E S24		NENW	19.00
T13N R22E S2		SWNE	8.20	T13N R22E S24		SWNW	40.00
T13N R22E S2		NESE	40.00	T13N R22E S24		NESW	36.00
T13N R22E S11		NENE	37.00	T13N R22E S24		NESE	39.00
T13N R22E S11		NESE	26.00	T13N R23E S18	Lot 4	SWSW	25.00
T13N R22E S12		NWNE	0.40	T13N R23E S19		SWNE	39.00
T13N R22E S12		NENW	2.30	T13N R23E S19		NENW	39.00
T13N R22E S12		SWNW	40.00	T13N R23E S19	Lot 2	SWNW	7.80
T13N R22E S12		NESW	41.00	T13N R23E S19		NESW	13.00
T13N R22E S12		SWSW	30.00	T13N R23E S19	Lot 4	SWSW	1.50
T13N R22E S12		NWSE	41.00	T13N R23E S19		NWSE	40.00
T13N R22E S13		NWNE	22.00	T13N R23E S19		SESE	21.00
T13N R22E S13		NENW	10.00				
T13N R22E S13		SWNW	9.50				
T13N R22E S13		NESW	0.20				
T13N R22E S13		NWSE	23.00				
T13N R22E S14		NENE	17.00				
T13N R22E S14		NESE	2.80				
T13N R22E S14		SWSE	31.00				
T13N R22E S23		NENE	40.00				
T13N R22E S23		SWNE	23.00				
T13N R22E S23		NESE	12.00				
T13N R22E S24		NWNE	0.50				
T13N R22E S24		SENE	12.00				
T13N R22E S24		NWNW	40.00				
T13N R22E S24		SENE	40.00				
T13N R22E S24		NWSW	27.00				
T13N R22E S24		NWSE	39.00				
T13N R23E S19		NWNE	23.00				
T13N R23E S19		SENE	26.00				
T13N R23E S19	Lot 1	NWNW	36.00				
T13N R23E S19		SENE	38.00				
T13N R23E S19	Lot 3	NWSW	13.00				
T13N R23E S19		NESE	39.00				
T13N R23E S19		SWSE	7.90				
T13N R23E S20		NWSW	26.00				

Total Acres: 1857.6

Conditions of Approval:

1. C18 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.
2. F05 Right Nos. 73-147A, 73-147C, 73-150D, 73-189 and 73-10040 are diverted through the point of diversion described above. Right No. 73-10041 is rediverted from the Pahsimeroi River through the point of diversion described above.
3. K06 This right is limited to the irrigation of 220 acres within the place of use described above in a single irrigation season.
4. E55 Right Nos. 73-147A, 73-147B, 73-147C, 73-150D, 73-189, 73-259, 73-2165, 73-10040 and 73-10041 are limited to the irrigation of a combined total of 1857.6 acres in a single irrigation season.

**SPECIAL POWER OF ATTORNEY
(WATER RIGHTS)**

FLYING JOSEPH RANCH, LLC, an Idaho limited liability company, designates and appoints JAMES P. SPECK, of Ketchum, Idaho, as Grantor's attorney in fact and agent (subsequently called "Agent") to act in Grantor's name and for Grantor's benefit for the specific purposes stated herein only. Grantor grants to its Agent full power and authority to do everything necessary in exercising any of the powers herein granted as fully as Grantor might or could do if personally present and fully competent, hereby ratifying and confirming all that Grantor's Agent shall lawfully do or cause to be done by virtue of this Special Power of Attorney and the powers herein granted.

1. SPECIFIC GRANT OF POWER. Grantor's agent shall have power to exercise or perform any act, power, duty, right or obligation whatsoever that Grantor now has or may hereafter acquire, RELATING ONLY TO the preparation and filing of claims for water rights in Twin Falls County District Court Civil No. 39576, In Re the General Adjudication of Rights to the Use of Water from the Snake River Basin Water System, and the preparation and filing of applications for permits to or transfers of water rights, or claims to water rights, with the Idaho Department of Water Resources.

2. REVOCABILITY. This Special Power of Attorney is revocable, provided, that insofar as any governmental agency, bank, trust company, insurance company, transfer agent, or other person shall rely upon this power, this power may be revoked only by a notice in writing executed by me or Grantor's Agent and delivered to such person or institution.

3. INTERPRETATION. This instrument is to be construed and interpreted as a Special Power of Attorney and shall be limited in accordance herewith.

4. THIRD-PARTY RELIANCE. Third parties may rely upon the representations of the Agent as to all matters relating to any power granted to Grantor's Agent, and no person who may act in reliance upon the representations of the Agent or the authority granted to Grantor's Agent shall incur any liability to Grantor as a result of permitting the Agent to exercise any power.

5. GOVERNING LAW. This Special Power of Attorney is executed and delivered in the State of Idaho and the laws of the State of Idaho shall govern all questions as to the validity of this power and as to the construction of its provisions.

6. COUNTERPARTS. This Special Power of Attorney may be executed in counterparts. Each executed counterpart of this Special Power of Attorney shall have the force and effect of this original.

9th IN WITNESS WHEREOF, Grantor has executed this Special Power of Attorney this
day of April, 2009.

FLYING JOSEPH RANCH, LLC

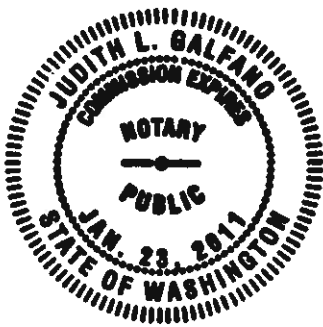
By: 
Joe Clark, Managing Member

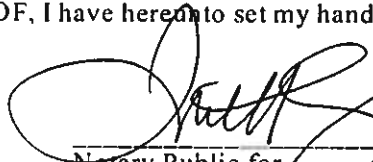
STATE OF WA)
County of KING)

ss.

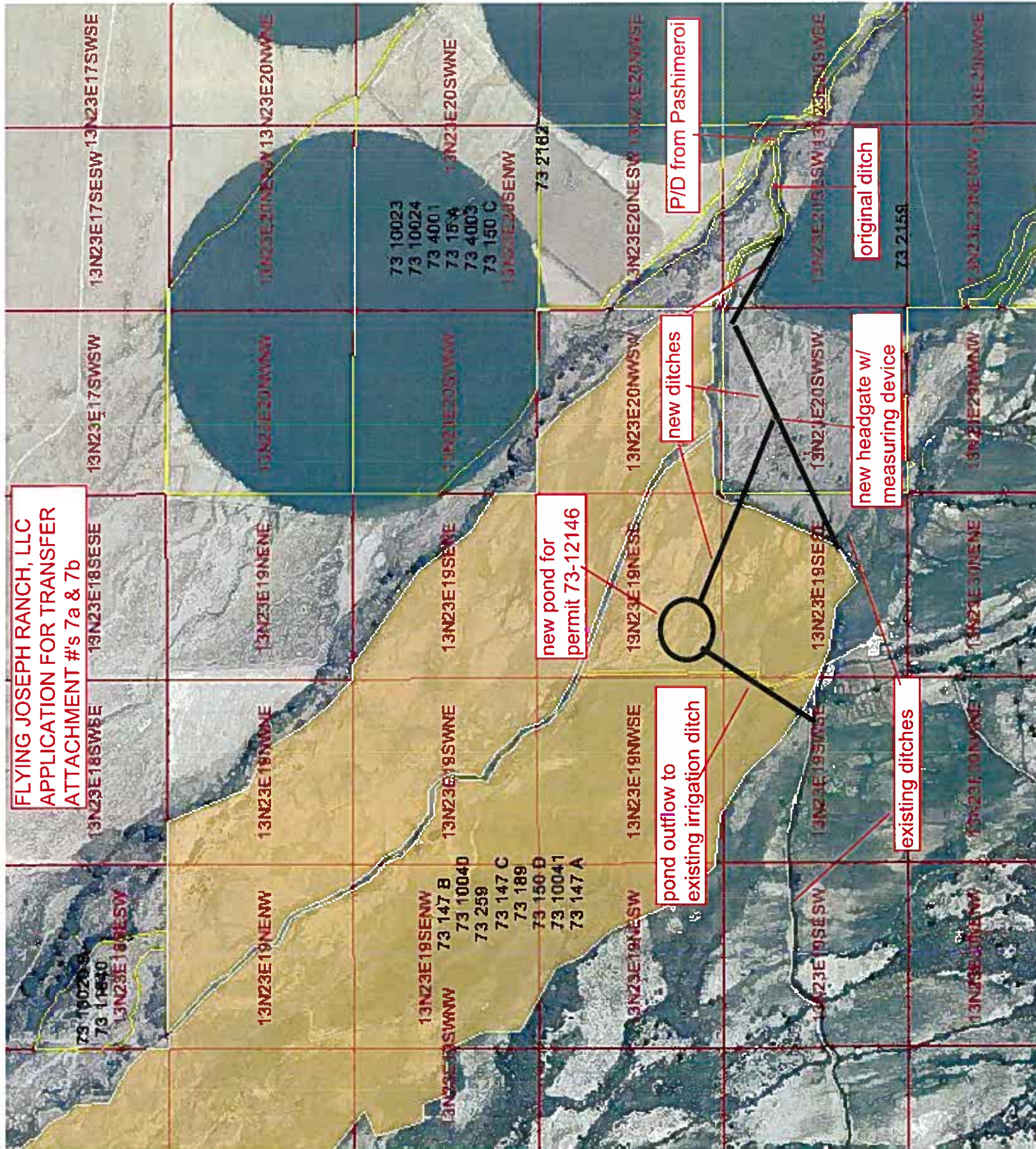
On this 9th day of April, 2009, before me, the undersigned notary public in and for said state, personally appeared Joe Clark, known or identified to me to be the Managing Member of FLYING JOSEPH RANCH, LLC and the person who executed the foregoing instrument on behalf of said limited liability company and acknowledged to me that said limited liability company executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the day and year in this certificate first above written.



 JUDITH GALFANO
Notary Public for WASHINGTON
Residing at: SEATTLE
Commission expires: JAN. 23, 2011

FLYING JOSEPH RANCH, LLC
APPLICATION FOR TRANSFER
ATTACHMENT #'s 7a & 7b



**FLYING JOSEPH RANCH, LLC
APPLICATION FOR TRANSFER
Attachment #8a - Part 1**

WATER BALANCE NARRATIVE

Flying Joseph Ranch, LLC ("FJR") is the owner of Permit 73-12146 (the "Permit"). A copy of the Permit is included as Attachment 8a - Part 2. It provides for the storage of 120 acre-feet of ground water for aesthetic, recreation and wildlife purposes by excavating into the water table. It also provides for the annual diversion of 28 acre-feet of ground water to account for the evapotranspiration loss from the pond. Construction of the pond was recently completed. The "as-built" size is 11 acres in surface area with an average depth of 8 feet for a total storage volume of 88 acre-feet. Unfortunately it has not filled with ground water as the local water table at this time of the year is significantly lower than anticipated. Therefore, FJR has decided to convert a portion of one of its best priority Pashimeroi River irrigation rights (73-147A - the "Water Right") to provide for potential annual fills of the entire pond and to cover the evapotranspiration loss from the actual pond surface area.

The Water Right was used to raise pasture grass for an actively managed herd of cattle for many years prior to the purchase of the ranch by FJR in 2005. The nearest ET Idaho weather station is May, Idaho. Precipitation deficit data for grass pasture - high management and open water - shallow systems (ponds, streams) are included as Attachment #8a - Part 3 and Part 4, respectively. Data from these pages has been incorporated into a spreadsheet to calculate the total annual pond evapotranspiration loss at 22.90 acre-feet (see Attachment #8a - Part 5). This will be covered by retiring from irrigation 9.85 acres of the high management pasture grass. The new private airplane runway covers more than 9.85 acres. The amount of water which would otherwise be diverted for irrigation of this 9.85 acres will, instead, be left in the river. Retiring another 37.83 acres will account for filling the entire pond annually. The amount of water which would otherwise be diverted for irrigation of this 37.83 acres will, instead, be diverted to the

**FLYING JOSEPH RANCH, LLC
APPLICATION FOR TRANSFER
Attachment #8a - Part 1**

pond to the extent necessary each year to fill the pond at the beginning of the irrigation season with the remainder available for irrigation. Thus there will be no increase in diversion rate, diversion volume or consumptive use for the changed portion of the Water Right presently used to irrigate 47.7 acres.

Page 1

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 73-12146

Priority: March 28, 2008

Maximum Diversion Volume: 148.0 AF

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

has applied for a permit to appropriate water from:

Source: GROUND WATER

and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>ANNUAL VOLUME</u>
RECREATION STORAGE	01/01 to 12/31	148.0 AF
AESTHETIC STORAGE	01/01 to 12/31	148.0 AF
WILDLIFE STORAGE	01/01 to 12/31	148.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SE1/4NE1/4SE1/4 Sec. 19, Twp 13N, Rge 23E, B.M. CUSTER County

PLACE OF USE: RECREATION STORAGE, AESTHETIC STORAGE, and WILDLIFE STORAGE

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

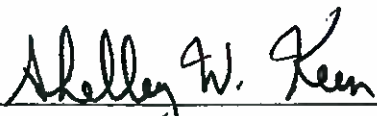
CONDITIONS OF APPROVAL

1. Proof of application of water to beneficial use shall be submitted on or before **September 01, 2010**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which the permit holder had no control.
4. Recreation storage, aesthetic storage and wildlife storage uses are for an excavated pond.

State of Idaho
Department of Water Resources
Permit to Appropriate Water
NO. 73-12146

5. This right provides for a pond volume of 120 af and 28 af of annual evaporation losses.
6. The surface area of the pond constructed in connection with this right shall not exceed 15 acres.
7. 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.
8. This right does not authorize the diversion of water from a well, nor does it authorize the diversion of water from the pond established in connection with this right.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code. Witness the signature of the Director, affixed at Boise, this 19th day of November, 2008.


for DAVID R. TUTHILL, JR., Director

LYING JOSEPH RANCH, LLC
APPLICATION FOR TRANSFER
Attachment 8a - Part 3

ETIdaho --- Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho

Please send suggestions for improving this site to robison at kimberly dot uidaho dot edu Copyright 2007, University of Idaho.

May (NWS NOAA--105685)

Statistics based on 30 years between 1961 to 2004

For a different land cover or crop click on the above link.

You can highlight this table and copy via the clipboard to a Microsoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Grass Pasture - high management														
Precipitation Deficit (Click here for a graph)														
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Annual
Mean	mm/day												mm	
Monthly ^b	0.01	0.12	0.37	1.06	3.41	5.07	6.13	5.32	2.53	0.57	-0.09	-0.08	709	751
15-Day Moving Average ^c	0.01	0.11	0.37	0.99	3.33	5.06	6.15	5.28	2.39	0.55	-0.10	-0.07		
7-Day Moving Average ^d	0.00	0.12	0.37	1.01	3.36	5.05	6.13	5.32	2.43	0.56	-0.10	-0.08		
3-Day Moving Average ^e	0.01	0.13	0.37	1.04	3.40	5.06	6.13	5.33	2.50	0.56	-0.09	-0.08		
Standard Deviation	mm/day												mm	
Monthly	0.18	0.10	0.21	0.72	1.46	1.15	1.16	1.21	0.91	0.65	0.23	0.23	98	89
15-Day Moving Average	0.16	0.16	0.20	0.79	1.38	1.42	1.09	1.23	1.35	0.56	0.34	0.21		
7-Day Moving Average	0.24	0.22	0.30	0.95	1.86	1.87	1.54	1.46	1.71	0.78	0.49	0.32		
3-Day Moving Average	0.40	0.35	0.48	1.16	2.40	2.46	2.09	1.81	2.09	1.09	0.74	0.51		
20% Exceedance	mm/day												mm	
Monthly	0.10	0.21	0.48	1.60	4.24	5.88	6.73	5.89	3.25	0.89	0.10	0.03	778	825
15-Day Moving Average	0.16	0.28	0.67	2.27	5.56	6.70	7.22	6.58	4.29	1.55	0.28	0.14		
7-Day Moving Average	0.23	0.36	0.80	2.82	6.45	7.31	7.77	7.23	5.11	2.26	0.39	0.23		
3-Day Moving Average	0.31	0.55	0.97	3.62	7.02	7.91	8.16	7.55	5.82	2.81	0.51	0.32		
80% Exceedance	mm/day												mm	
Monthly	0.11	0.03	0.23	0.52	2.32	4.35	5.43	4.45	1.64	0.26	-0.31	-0.21	599	666

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15-Day Moving Average	0.29	-0.14	-0.01	0.07	0.90	3.36	4.55	3.50	0.22	0.14	-0.55	-0.49
7-Day Moving Average	0.66	-0.48	-0.46	-0.55	-0.25	0.74	3.07	1.85	0.75	0.90	-1.27	-0.98
3-Day Moving Average	1.61	-1.31	-1.54	-1.78	-4.65	-3.22	1.20	-0.38	3.14	2.30	-2.87	-1.84
Ave Highest ET	mm/day											--
15-Day Moving Average ^f	0.13	0.23	0.57	1.51	4.57	6.01	6.91	6.01	3.57	1.01	0.18	0.09
7-Day Moving Average ^g	0.20	0.33	0.71	2.03	5.67	6.97	7.42	6.73	4.36	1.43	0.32	0.19
3-Day Moving Average ^h	0.26	0.45	0.85	2.57	6.48	7.60	7.86	7.23	5.38	1.78	0.44	0.25
Ave Lowest ET	mm/day											--
15-Day Moving Average ^f	0.13	0.00	0.18	0.56	2.11	3.99	5.39	4.46	1.33	0.13	-0.34	-0.24
7-Day Moving Average ^g	0.34	-0.20	-0.11	0.13	0.88	2.54	4.12	3.50	0.37	0.38	-0.75	-0.51
3-Day Moving Average ^h	0.90	-0.64	-0.80	-0.68	-1.24	-0.22	1.47	1.87	1.10	1.47	-1.74	-1.18
Special normal distribution parameters for monthly, seasonal, and annual intervals												--
Skew	0.52	-0.19	0.03	1.27	0.13	-1.14	0.26	-0.26	0.19	0.17	-0.95	-0.56
Kurtosis	1.34	2.41	0.49	4.17	0.70	4.49	0.74	1.03	2.42	0.98	4.03	1.39

^a Growing Season: This is usually the time from green up or planting in the spring to a killing frost or harvest in the fall. It is not applicable for entries without a growing season and will be blank.

^b Mean of the average daily value for month

^c Mean of the fourteen 15-day period averages contained in the month

^d Mean of the twenty three 7-day period averages contained in the month

^e Mean of the twenty seven 3-day period averages contained in the month

^f Mean of the highest/lowest 15-day period average in month

^g Mean of the highest/lowest 7-day period average in month

^h Mean of the highest/lowest 3-day period average in month

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<http://www.kimberly.uidaho.edu/ETIdaho/stcvrstats.php?station=105685&cover=15&stats...> 5/27/2009

contract with the Idaho Department of Water Resources. Work was supported by funding from IDWR and the Idaho Agricultural Experiment Station and Idaho Engineering Experiment Station. The authors gratefully acknowledge the long-term evapotranspiration data collection and long-standing advice provided by Dr. James L. Wright, USDA-ARS Kimberly (ret.), the more than two decades of high quality agricultural weather data collection by the U.S. Bureau of Reclamation AgriMet system, and the very long-standing, routine data collection by the hundreds of cooperative weather station volunteers across the state who, for more than one-hundred years, have faithfully observed daily air temperature and precipitation.

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Questions regarding the data should be addressed to [Clarence W. Robison](#) or [Richard G. Allen](#), University of Idaho, Kimberly Research and Extension Center, 3793 North 3600 East, Kimberly, ID 83341. Telephone (208)-423-6610

LYING JOSEPH RANCH, LLC
APPLICATION FOR TRANSFER
Attachment 8a - Part 4

ETIdaho --- Evapotranspiration and Consumptive Irrigation Water Requirements for Idaho

Please send suggestions for improving this site to robison at kimberly dot uidaho dot edu Copyright 2007, University of Idaho.

May (NWS NOAA--105685)

Statistics based on 30 years between 1961 to 2004

For a different land cover or crop click on the above link.

You can highlight this table and copy via the clipboard to a Microsoft Excel or OpenOffice spreadsheet to plot or otherwise work with this data.

Open water - shallow systems (ponds, streams)														
Precipitation Deficit (Click here for a graph)														
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Growing Season ^a	Annual
Mean	mm/day												mm	
Monthly ^b	0.03	0.44	1.23	2.13	2.49	3.25	4.07	3.51	2.08	1.39	0.14	-0.05	633	633
15-Day Moving Average ^c	0.06	0.41	1.24	2.14	2.39	3.30	4.11	3.44	1.92	1.42	0.11	-0.04		
7-Day Moving Average ^d	0.04	0.42	1.25	2.11	2.43	3.28	4.08	3.49	1.99	1.40	0.11	-0.04		
3-Day Moving Average ^e	0.03	0.44	1.24	2.12	2.48	3.26	4.08	3.52	2.05	1.39	0.13	-0.04		
Standard Deviation	mm/day												mm	
Monthly	0.35	0.28	0.48	0.58	1.21	0.99	1.12	1.12	0.69	0.68	0.48	0.49	77	77
15-Day Moving Average	0.34	0.41	0.44	0.69	1.22	1.18	1.08	1.15	1.04	0.62	0.63	0.44		
7-Day Moving Average	0.51	0.51	0.59	0.96	1.62	1.63	1.53	1.39	1.39	0.88	0.84	0.55		
3-Day Moving Average	0.74	0.67	0.82	1.36	2.18	2.26	2.07	1.78	1.84	1.24	1.20	0.79		
20% Exceedance	mm/day												mm	
Monthly	0.24	0.59	1.47	2.67	3.14	3.86	4.71	4.06	2.54	1.69	0.47	0.15	676	676
15-Day Moving Average	0.40	0.79	1.94	2.94	4.07	4.75	5.19	4.61	3.17	2.20	0.80	0.37		
7-Day Moving Average	0.49	0.99	2.20	3.44	4.69	5.27	5.43	5.05	3.72	2.63	1.00	0.47		
3-Day Moving Average	0.63	1.17	2.58	3.95	5.16	5.68	5.67	5.25	4.00	2.86	1.18	0.56		
80% Exceedance	mm/day												mm	

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Monthly	0.20	0.28	0.96	1.69	1.55	2.39	3.53	2.75	1.56	0.88	-0.19	-0.25	577	577
15-Day Moving Average	0.53	-0.03	0.61	1.02	-0.12	1.50	2.46	1.65	0.15	0.04	-0.67	-0.63		
7-Day Moving Average	1.40	-0.37	-0.26	-0.10	-1.19	-0.33	0.89	-0.09	1.38	0.50	-1.68	-1.15		
3-Day Moving Average	2.83	-1.38	-1.60	-3.05	-4.85	-3.96	3.19	-2.13	4.68	2.31	-3.24	-2.22		
Ave Highest ET	mm/day												--	
15-Day Moving Average ^f	0.31	0.64	1.64	2.62	3.29	4.12	4.83	4.15	2.72	1.89	0.53	0.25		
7-Day Moving Average ^g	0.45	0.85	1.96	3.15	4.19	4.87	5.18	4.69	3.27	2.30	0.78	0.40		
3-Day Moving Average ^h	0.54	1.05	2.28	3.63	4.77	5.33	5.48	5.06	3.81	2.56	0.97	0.48		
Ave Lowest ET	mm/day												--	
15-Day Moving Average ^f	0.22	0.20	0.87	1.68	1.46	2.32	3.34	2.75	1.18	0.87	-0.28	-0.29		
7-Day Moving Average ^g	0.66	-0.14	0.39	0.85	0.22	0.99	2.06	1.77	0.00	0.15	-0.83	-0.74		
3-Day Moving Average ^h	1.57	-0.80	-0.57	-0.66	-2.08	-1.70	0.63	0.01	1.81	1.09	-2.08	-1.70		
Special normal distribution parameters for monthly, seasonal, and annual intervals													--	
Skew	0.25	-2.21	-0.04	0.01	-0.06	-1.11	0.30	-0.30	0.16	0.23	-1.63	-0.49	0.16	0.16
Kurtosis	0.85	10.52	0.84	2.41	0.70	4.81	0.77	0.98	2.82	0.73	5.40	1.12	3.37	3.38

^a Growing Season: This is usually the time from green up or planting in the spring to a killing frost or harvest in the fall. It is not applicable for entries without a growing season and will be blank.

^b Mean of the average daily value for month

^c Mean of the fourteen 15-day period averages contained in the month

^d Mean of the twenty three 7-day period averages contained in the month

^e Mean of the twenty seven 3-day period averages contained in the month

^f Mean of the highest/lowest 15-day period average in month

^g Mean of the highest/lowest 7-day period average in month

^h Mean of the highest/lowest 3-day period average in month

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FLYING JOSEPH RANCH, LLC
APPLICATION FOR TRANSFER
Attachment #8a - Part 5

FLYING JOSEPH HANGAR POND EVAPOTRANSPIRATION LOSS AND VOLUME
May, Idaho Weather Station Precipitation Deficit Values

MONTH	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	TOTAL
Precipitation deficit (avg daily value, mm)	0.03	0.44	1.23	2.13	2.49	3.25	4.07	3.51	2.08	1.39	0.14	0	
Days per month	31	28	31	30	31	30	31	31	30	31	30	31	
Pond loss (precip deficit, mm)	0.93	12.32	38.13	63.90	77.19	97.50	126.17	108.81	62.40	43.09	4.20	0.00	634.64
Pond loss (precip deficit, in)	0.04	0.49	1.50	2.52	3.04	3.84	4.97	4.28	2.46	1.70	0.17	0.00	24.99
Pond surface area (acres)	11.00	11.00	11.00	11.00	11.00	11.00	11.00	11.00	11.00	11.00	11.00	11.00	11.00
Total pond loss (ac-in)	0.40	5.34	16.51	27.67	33.43	42.22	54.64	47.12	27.02	18.66	1.82	0.00	274.84
Total pond loss (ac-ft)	0.03	0.44	1.38	2.31	2.79	3.52	4.55	3.93	2.25	1.56	0.15	0.00	22.90

Pond volume	88.00
Evaporation loss	22.90
Transfer application volume	110.90
Precipitation deficit (growing season, mm/A)	709.00
Precipitation deficit (growing season, in/A)	27.91
Precipitation deficit (growing season, AF/A)	2.33

# acres for evaporation loss	9.85
# acres for pond volume	37.83
# acres total	47.68

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FLYING JOSEPH RANCH, LLC
APPLICATION FOR TRANSFER
Attachment #9

private runway

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private runway

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