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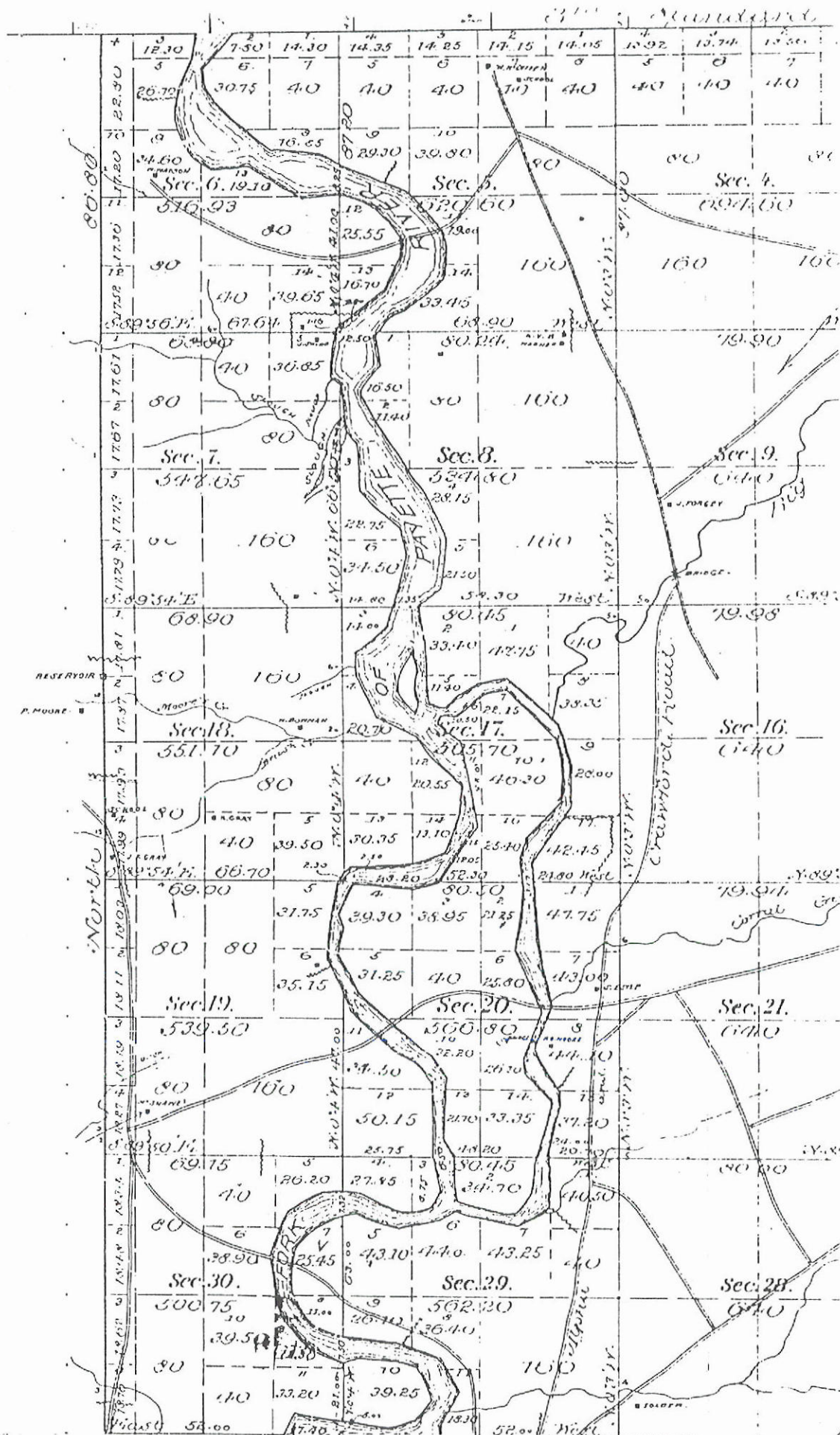
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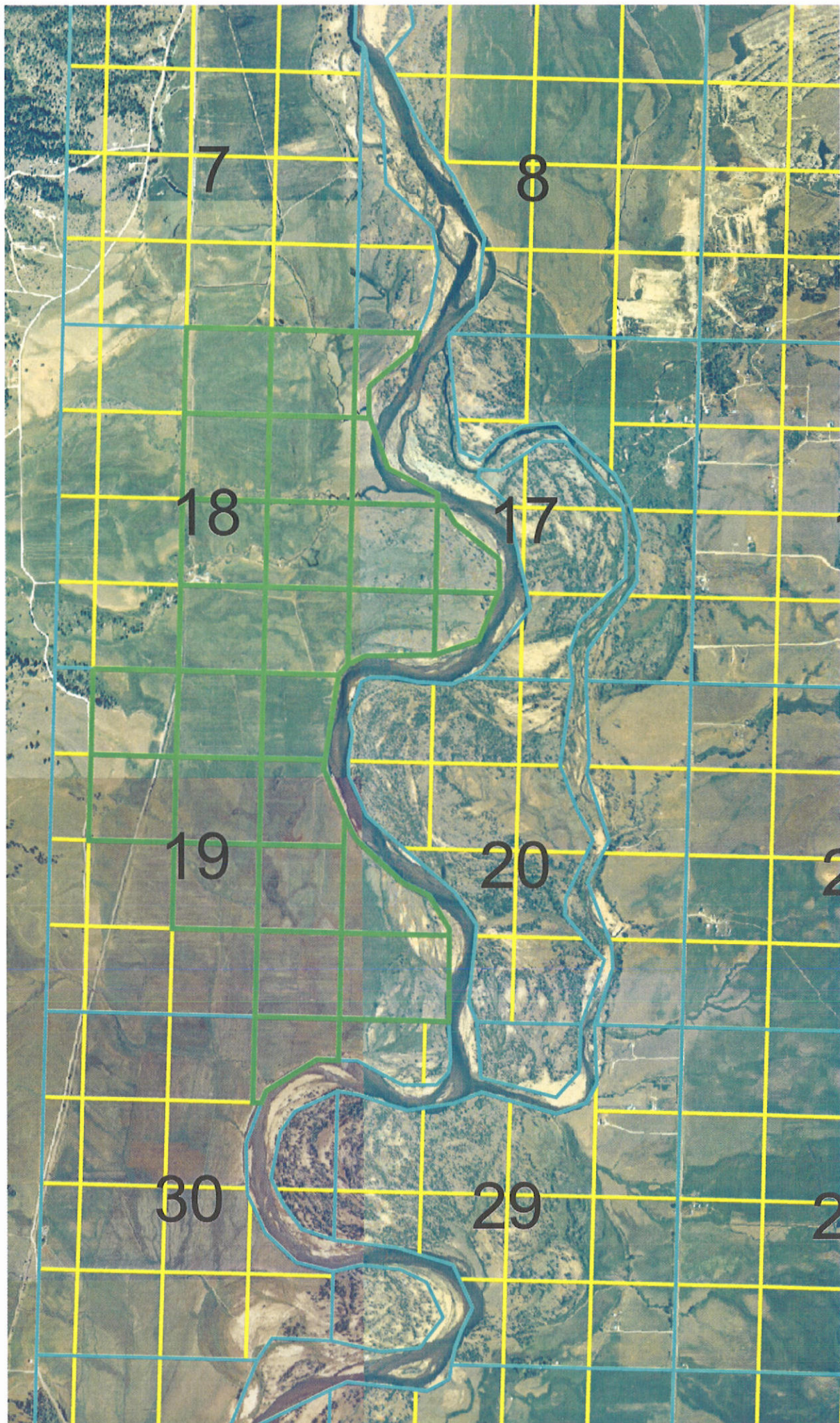
2 acres from
SWNE S6 to
NWSE S6.
BLM land to
private land
affects right
65-02534
see attachment
C1.

65-0253

65-0250

65-0269

17 acres from
NWSW 520 to
NWNW 529.
BLM land to
private land
affects rights
65-02696 +
65-06628
see attachments
C2 and C3



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

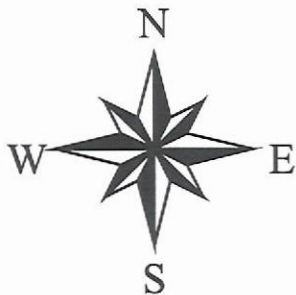
T13N R04E

WATER RIGHT(S): 65-02696

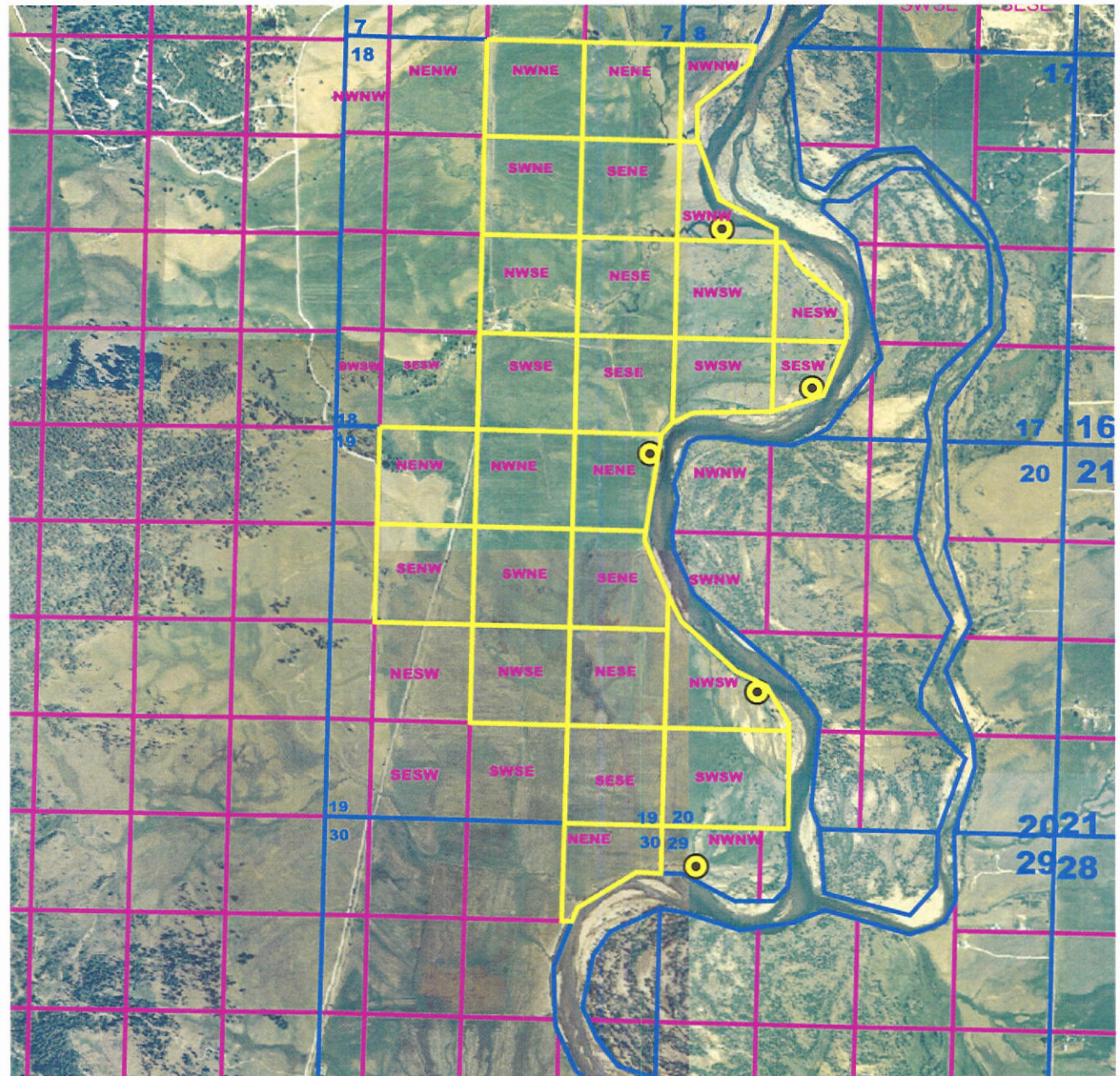
OWNER(S): PANCHERI

PREPARED BY SCOTT VAN HOFF
3 JUNE 1999

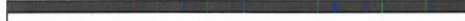
-  POINT OF DIVERSION
-  PLACE OF USE
-  SECTION LINES
-  QUARTER SECTION LINES



NAPP 1987



0 1 Miles



Form No. 6

JAMES E. MILLER

NAME OF APPLICANT

TOWNSHIP 13 N
RANGE 4 E

6th Creek

18

6th Creek

18

6th Creek

RECEIVED
JAN 31 1917

State of Idaho

WATER LICENSE

Water license No. 30017/65-2696 Priority July 28, 1961 Amount 14.96 c.f.s.

THIS IS TO CERTIFY that James E. Miller - Assignee - INDIAN VALLEY GRAZING ASSOCIATION, INC.
of Indian Valley, Idaho made application for a permit to appropriate the public waters of

the State of Idaho, dated July 28, 1961, that Permit 30017/65-2696 was issued pursuant

to said application; that the proposed works were completed on or about August 25, 1967

with a storage or carrying capacity of 15.74 c.f.s., said works consisting of

pumps, motors, and pipes, and that on July 15, 1968

proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 2244

acre feet per season, with a maximum rate of diversion of 14.96 cubic feet per second of the waters

of North Fork Payette River tributary of Payette River

for the purpose of Irrigation from April 1 to October 31

and for _____ from _____ to _____, and for

_____ from _____ to _____, and that the use

of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Recla-

mation Engineer and entered in the records of the Idaho Department of Reclamation; the point of diversion is

located in Lot 13 xxx 1/4 Sec. 6 T. 13 N R. 4 E, B.M., and

other additional points Lot 4, Lot 14 Sec. 17; Lot 5, Sec. 19; Lot 11 Sec. 20; Lot 4 in the County of Blaine, B.

Valley, and that the amount of water to which such right is

entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially

used for said purposes and shall not exceed 2244 acre feet per year.

Description and location of place of use:

TWP	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13 N	4 E	17					L 3 14	L 4 14			L 12 26	L 13 40	L 14 32						139.0
		18	30	38	38	39.3									34.4	26	138.5	37.3	290.6
		19	L 5 32	39.8	41.3	21.4	5			15					40	20	40		254.5
		20									L 11 17.4	L 12 19.7							37.1
		30	L 5 27																27

Total number of acres irrigated 748.2

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described,
as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

22nd day of December, 19 69

[Signature]
State Reclamation Engineer

State of Idaho WATER LICENSE

Water License No. 30017/65-2696 Priority July 28, 1901 Amount 14.06 c.f.s.
 THIS IS TO CERTIFY that James H. Miller Assignee - INDIAN VALLEY GRAZING ASSOCIATION, INC.

of Indian Valley, Idaho made application for a permit to appropriate the public waters of the State of Idaho, dated July 28, 1901, that Permit 30017/65-2696 was issued pursuant to said application, that the proposed works were completed on or about August 26, 1907 with a storage or carrying capacity of 15.73 c.f.s., said works consisting of pumps, motors, and pipes and that on July 15, 1908 proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 2244 acre feet per season, with a maximum rate of diversion of 14.06 cubic feet per second of the waters of North Fork Payette River tributary of Payette River for the purpose of Irrigation from April 1 to October 31 and for from to and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation the point of diversion is located in Lot 13, Sec. 6, T. 13 N., R. 4 E., B.M., and other additional points, Lot 4, Lot 10, Sec. 17; Lot 5, Sec. 10; Lot 11, Sec. 20; Lot 4, Sec. 29, Twp. 13 N., Rge. 4 E., B.M. and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 2244 acre feet per year.

Description and location of place of use																		TOTALS	
TWP	RANGE	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4		SE 1/4
13 N	4 E	17					1.3	1.4			L 12		L 13	L 14					139.0
		18	39.7	38	38	39.8									31.4	26	134	290.6	
		19	1.5			1.6			15		L 11	L 12	L 13	L 14					254.5
		20	32	39	301	321	4.5				17.4	19.7							37.1
		30	1.5																27
Total number of acres irrigated																		748.2	

base described,

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

22nd day of December, 19 69

[Signature]
State Reclamation Engineer

65 405

30017
65-2696

WATER LICENSE

THIS IS TO CERTIFY that James F. Miller - Applicant
of Indian Valley, Idaho made application for a permit to appropriate the public waters of
the State of Idaho, dated July 24, 1907 that Permit 30017-05-2090 was issued pursuant
to the provisions of the Act of Congress approved August 25, 1907.

the State of Idaho, dated July 25, 1901, that permission was granted to said applicant to construct and maintain a dam and works thereon, to said application, that the proposed works were completed on or about August 25, 1907 with a storage or carrying capacity of 15,74 c.f.s., said works consisting of pumps, motors, and pipes; and that on July 15, 1909, the Commission approved the plan of said dam and works for the beneficial use of the water of the said stream.

pumps, motors, and pipes _____ 2244

proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of _____

acre feet per season, with a maximum rate of diversion of 14.06 _____ cubic feet per second of the waters

of _____ North Fork Payette River _____ tributary of _____ Payette River

from April 1 _____ to October 31 _____

of _____ North Park _____ from April 1 _____ to _____, and for
for the purpose of _____ Irrigation _____ from _____ to _____, and that the use
and for _____ from _____ to _____, and that the use _____ confirmed by the State Recla

and for _____ from _____ to _____
of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation; the point of diversion is located in Lot 13, Sec. 6, T. 13 N., R. 4 E., B.M., and 17, Lot 5, Sec. 10, Lot 11 Sec. 20; Lot 14, Sec. 29, Twp. 13 N., R. 4 E., in the County of _____, Idaho.

entitled and which is hereby confirmed for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed _____ acre feet per year.

Description and location of place of use

[illegible]

Total number of acres irrigated 748.2

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
22nd day of December, 1969
State Reclamation Engineer

State Reclamation Engineer

30017
65-2696

NAME OF APPLICANT

James E. Miller

Form No. 0

Township 13 N
Range 4 E

Section 18

18

18

18

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A65-02696
Date Received: 11/21/1988
Receipt No: X999999
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name:	DARWIN PANCHERI	208-467-1348
Address:	9325 MISSOURI AVE	
	NAMPA ID	83686
OR		
Name:	JOAN L PANCHERI	208-467-1348
Address:	9325 MISSOURI AVE	
	NAMPA ID	83686
OR		
Name:	DUANE PANCHERI	208-495-2513
Address:	RT 1 BOX 48	
	MELBA ID	83641
OR		
Name:	LAURA PANCHERI	208-495-2513
Address:	RT 1 BOX 48	
	MELBA ID	83641

2. Date of Priority: JUL 28, 1961

3. Source: PAYETTE RIVER, NORTH FORK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	04E	6	SW	NE		13	VALLEY
		19	NE	NE		5	VALLEY

5. Description of diverting works:
PUMP IN RIVER W/DITCHES AND GRAVITY IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	14.960		

7. Total Quantity Appropriated is:
14.960 C.F.S. (and/or) A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
13N	04E	17	NW	NW	3	IRR	14.0
			SW	NW	4	IRR	14.0
			NE	SW	12	IRR	26.0
			NW	SW		IRR	40.0
			SW	SW	13	IRR	32.0
			SE	SW	14	IRR	13.0
						Section Acres	139.0
		18	NE	NE		IRR	39.0
			NW	NE		IRR	38.0
			SW	NE		IRR	38.0
			SE	NE		IRR	39.0
			NE	SE		IRR	34.0
			NW	SE		IRR	26.0
			SW	SE		IRR	39.0
			SE	SE	5	IRR	38.0
						Section Acres	291.0
		19	NE	NE	5	IRR	32.0
			NW	NE		IRR	40.0
			SW	NE		IRR	41.0
			SE	NE	6	IRR	21.0
			NE	NW		IRR	5.0
			SE	NW		IRR	15.0
			NE	SE		IRR	40.0
			NW	SE		IRR	20.0
			SE	SE		IRR	40.0
						Section Acres	254.0
		20	NW	SW	11	IRR	17.0
			SW	SW	12	IRR	20.0
						Section Acres	37.0
		30	NE	NE	5	IRR	27.0
						Section Acres	27.0
						Total Acres	748.0

11. Place of use in counties: VALLEY

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
65-6628, 65-11250.

14. Remarks:
ADDRESS CHANGED PER CLAIMANT REQUEST 9/17/98. DB

15. Basis of Claim: DECREED

Water Right Number: 30017

Case Number:

Court :

Decree date: / /

STATE OF IDAHO
Decree Plaintiff

A & C CORP., ET AL.
vs Decree Defendant

9/8/98 -

✓ New address: 9325 Missouri Ave.
Nampa, ID 83686

Names: Darwin Pancheri
Joan Pancheri

if possible add our son's name -
Joseph Kurt Pancheri

✓ Phone: 467-1348

Wells: Valley Co. Idaho

✓ Fax - 467-1348



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

August 27, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MR DARWIN PANCHERI
~~15501 STAGECOACH~~
NAMPA ID 83686

*9325 Missoula Ave
Nampa 83686
per AS West
Director 1998
J 9/2/98*

RE: LICENSING OF WATER RIGHT PERMITS

Dear Darwin:

After your call a few days ago, I checked the status of all your water rights in the Cabarton area. All of your permits for that site have been field examined in the last several years. The permits are now in the licensing process.

A perennial problem at this agency is not having the resources to complete everything in a timely manner. More often than not, completion of the licensing process is forced to take a back seat to more urgent work. This is regrettable but unavoidable given the present realities.

I hope that the licenses can be issued soon. The good news is that the beneficial use developed under the permits has been verified. The rights remain fully protected by completion of that verification.

Please let me now if you have any questions about this subject.

Sincerely,

Steve Lester
Water Rights Supervisor

INTER-DEPARTMENT MEMO--1

FROM Steve L.

DATE 1/15/98

TO Karibyan T.

SUBJECT Change ID Address

They have Bs. 63 + Bs. 65 rights, maybe others too?

Recently I sent letter to Darwin P. c. 5732 Grand Rd. address but it was returned w/ P.O. "forwarding address expired" language. I re-sent letter to new address as shown. I received the attached from Darwin P. c. 9/10/98.

Looks like can show new address for Darwin/Joan P. per attached. Does not appear can add son's name based on this, however (?).

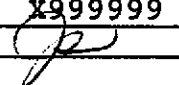
thanks,
SIGNATURE

cc → Western PRBA staff for claims

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A65-02696
Date Received: 11/21/1988
Receipt No: X999999
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DARWIN PANCHERI 208-467-1348
Address: RT. 4, BOX 4261
NAMPA, ID 83686
OR
Name: JOAN L. PANCHERI 208-467-1348
Address: RT. 4, BOX 4261
NAMPA, ID 83686
OR
Name: DUANE PANCHERI 208-495-2513
Address: RT. 1, BOX 48
MELBA, ID 83641
OR
Name: LAURA PANCHERI 208-495-2513
Address: RT. 1, BOX 48
MELBA, ID 83641

2. Date of Priority: JUL 28, 1961

3. Source: PAYETTE RIVER, NORTH FORK Trib. to: PAYETTE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	04E	6	SW	NE	13		VALLEY
		19	NE	NE	5		VALLEY

5. Description of diverting works:
PUMP IN RIVER W/DITCHES AND GRAVITY IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	14.960		

7. Total Quantity Appropriated is:
14.960 C.F.S. (and/or) A.F.A.

A65-02696

Page 1

Date: 11/21/88

MICROFILMED
SEP 21 1992

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
13N	04E	17	NW		NW	3	IRR	14.0
			SW		NW	4	IRR	14.0
			NE		SW	12	IRR	26.0
			NW		SW		IRR	40.0
			SW		SW	13	IRR	32.0
			SE		SW	14	IRR	13.0
							Section Acres	139.0
		18	NE		NE		IRR	39.0
			NW		NE		IRR	38.0
			SW		NE		IRR	38.0
			SE		NE		IRR	39.0
			NE		SE		IRR	34.0
			NW		SE		IRR	26.0
			SW		SE		IRR	39.0
			SE		SE	5	IRR	38.0
							Section Acres	291.0
		19	NE		NE	5	IRR	32.0
			NW		NE		IRR	40.0
			SW		NE		IRR	41.0
			SE		NE	6	IRR	21.0
			NE		NW		IRR	5.0
			SE		NW		IRR	15.0
			NE		SE		IRR	40.0
			NW		SE		IRR	20.0
			SE		SE		IRR	40.0
							Section Acres	254.0
		20	NW		SW	11	IRR	17.0
			SW		SW	12	IRR	20.0
							Section Acres	37.0
		30	NE		NE	5	IRR	27.0
							Section Acres	27.0
							Total Acres	748.0

11. Place of use in counties: VALLEY

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
65-6628, 65-11250.

14. Remarks:

15. Basis of Claim: DECREED
Water Right Number: 30017
Case Number:
Court :
Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Darwin Sanchez Date: 11-21-88
Rosam Sanchez Date: 11-21-88

State of Idaho)
County of ADA) SS.

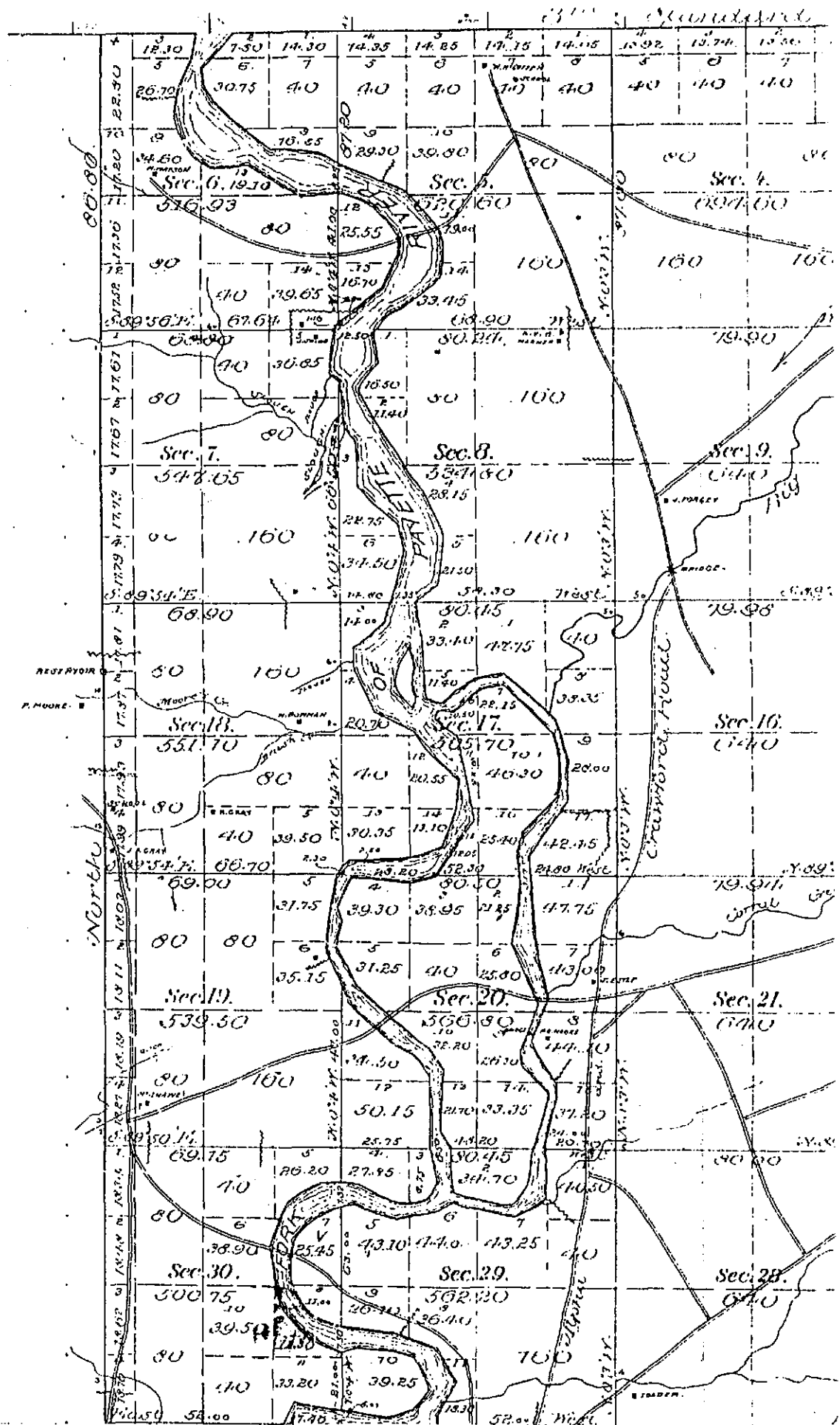
Subscribed and sworn (or affirmed) before me this 21st day
of November 19 88

Jan Thurtell
Notary Public

Seal.

Residing at Meridian ID
My Commission Expires 9-14-94

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05/07/2002

IDAHO DEPARTMENT OF WATER RESOURCES
AMENDED RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-2696

NAME AND ADDRESS: LAURA PANCHERI
19010 S CAN ADA RD
MELBA ID 83641

JOAN L PANCHERI
9325 MISSOURI AVE
NAMPA ID 83686

DARWIN PANCHERI
9325 MISSOURI AVE
NAMPA ID 83686

DUANE PANCHERI
19010 S CAN ADA RD
MELBA ID 83641

SOURCE: NORTH FORK PAYETTE RIVER TRIBUTARY: PAYETTE RIVER

QUANTITY: 14.96 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-11250 & 65-6628 AND ALL
OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE
THAN 3.0 AFA PER ACRE AT THE FIELD HEADGATE FOR IRRIGATION OF THE
LANDS ABOVE.

PRIORITY DATE: 07/28/1961

POINT OF DIVERSION:

T13N R04E S6 SWNE Lot 13 Within VALLEY County

T13N R04E S17 SWNW Lot 4 Within VALLEY County

T13N R04E S17 SESW Lot 14 Within VALLEY County

T13N R04E S19 NENE Lot 5 Within VALLEY County

T13N R04E S20 NWSW Lot 11 Within VALLEY County

T13N R04E S29. NWNW Lot 4 Within VALLEY County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/15 10/15	14.960 CFS

PLACE OF USE:

IRRIGATION Within VALLEY County

T13N R04E S17 Lot 3 NWNW	14.0	T13N R04E S17 Lot 4 SWNW	14.0
T13N R04E S17 Lot 12 NESW	26.0	T13N R04E S17	NWSW 40.0
T13N R04E S17 Lot 13 SWSW	32.0	T13N R04E S17 Lot 14 SESW	13.0
T13N R04E S18	NENE 39.0	T13N R04E S18	NWNE 38.0
T13N R04E S18	SWNE 38.0	T13N R04E S18	SENE 39.0
T13N R04E S18	NESE 34.0	T13N R04E S18	NWSE 26.0
T13N R04E S18	SWSE 39.0	T13N R04E S18 Lot 5 SESE	38.0
T13N R04E S19 Lot 5 NENE	32.0	T13N R04E S19	NWNE 40.0
T13N R04E S19	SWNE 40.0	T13N R04E S19 Lot 6 SENE	21.0
T13N R04E S19	NENW 5.0	T13N R04E S19	SENW 15.0
T13N R04E S19	NESE 40.0	T13N R04E S19	NWSE 20.0
T13N R04E S19	SESE 40.0	T13N R04E S20 Lot 12 SWSW	20.0
T13N R04E S29 Lot 4 NWNW	17.0	T13N R04E S30 Lot 5 NENE	27.0

747 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY THIS TRANSFER WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.

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.

EXPLANATORY MATERIAL: Decreed

THE RIGHT HOLDER SHALL MAINTAIN A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE APPROVED BY THE DEPARTMENT IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.

FAILURE OF THE RIGHT HOLDER TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO RESCIND APPROVAL OF THE TRANSFER.

PURSUANT TO SECTION 42-1412(6), IDAHO CODE, THIS WATER RIGHT IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF WATER RIGHTS AS MAY BE DETERMINED BY THE SNAKE RIVER BASIN ADJUDICATION COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF THE FINAL UNIFIED DECREE.

USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 65, PAYETTE RIVER.

WATER RIGHT NO. 65-2696
As Modified by Transfer No. 68958

In accordance with the approval of Transfer No. 68958, Water Right No. 65-2696 is now described as follows.

Right Holder: DARWIN PANCHERI · OR
JOAN L PANCHERI
9325 MISSOURI AVE
NAMPA ID 83686

OR

DUANE PANCHERI OR
LAURA PANCHERI
19010 S CANADA RD
MELBA ID 83641

Priority Date: 07/28/1961

Source: NORTH FORK PAYETTE RIVER **Tributary:** PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/15	14.96 CFS	
			14.96 CFS	

LOCATION OF POINT(S) OF DIVERSION:

NORTH FORK PAYETTE RIVER Lot 13 SWNE Sec. 6 Twp 13N Rge 04E VALLEY County

NORTH FORK PAYETTE RIVER Lot 4 SWNW Sec. 17 Twp 13N Rge 04E VALLEY County

NORTH FORK PAYETTE RIVER Lot 14 SESW Sec. 17 Twp 13N Rge 04E VALLEY County

NORTH FORK PAYETTE RIVER Lot 5 NENE Sec. 19 Twp 13N Rge 04E VALLEY County

NORTH FORK PAYETTE RIVER Lot 11 NWSW Sec. 20 Twp 13N Rge 04E VALLEY County

NORTH FORK PAYETTE RIVER Lot 4 NWNW Sec. 29 Twp 13N Rge 04E VALLEY County

PLACE OF USE: IRRIGATION

[illegible]

WATER RIGHT NO. 65-2696
As Modified by Transfer No. 68958

13N 04E 19	32.0 L 5	40.0	40.0	21.0 L 6	5.0	15.0	40.0	20.0	40.0	253.0
13N 04E 20							20.0 L 12			20.0
13N 04E 29					17.0 L 4					17.0
13N 04E 30	27.0 L 5									27.0

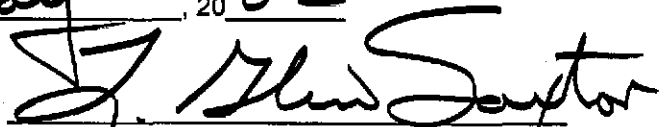
Total Acres: 747

CONDITIONS OF APPROVAL

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 65, Payette River.
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 diversion.
3. This right when combined with Rights 65-6628, 65-11250 and all other rights shall provide no more than 0.02 cfs per acre nor more than 3.0 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

This water right 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.

Dated this 1st day of May, 2002


 Chief, Water Allocation Bureau

Western

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68958

RECEIVED

MAY 02 2002

WATER RESOURCES
WESTERN REGION

This is to certify that: DARWIN PANCHERI OR
JOAN L PANCHERI
9325 MISSOURI AVE
NAMPA ID 83686
(208)467-1348
OR

DUANE PANCHERI OR
LAURA PANCHERI
19010 S CAN ADA RD
MELBA ID 83641
(208)495-2513

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. 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 Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
65-2534	AJC/Decreed	07/21/1950	10.00 cfs			386.0	PAYETTE RIVER
65-2696	AJC/Decreed	07/28/1961	14.96 cfs			673.0	PAYETTE RIVER
65-6628	AJC/Decreed	04/01/1912	12.56 cfs			628.0	BRUSH CREEK

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
65-2534	NO	NO	YES	NO	NO	NO
65-2696	NO	NO	YES	NO	NO	NO
65-6628	NO	NO	YES	NO	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
65-2534	65-2534	10.00 cfs	N/A	N/A	386.0		N/A	N/A	N/A	N/A
65-2696	65-2696	14.96 cfs	N/A	N/A	747.0		N/A	N/A	N/A	N/A
65-6628	65-6628	12.56 cfs	N/A	N/A	628.0		N/A	N/A	N/A	N/A

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68958

Detailed Water Right Description(s) attached

Dated this 1st day of May, 2002
J. Glen Saylor
Chief, Water Allocation Bureau

[illegible]

PART 1**6. General Information:**a. Description of diversion system NO CHANGEb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes / No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

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

FEDERAL LAND WILL NO LONGER BE IRRIGATED

d. Remarks:

affected water right portions: 65-2534 - 2 acres from SWNE 56 to NWSE 56 (.05 cfs), 65-2696 + 65-6628 - 17 acres from NWSW 520 to NWNW 529 (34 cfs each)**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19____.

WR5809NP
No. 65-02534

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 02/07/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	DARWIN PANCHERI RT. 4, BOX 4261 NAMPA ID 83686 (208) 467-1348	07/21/1950	IRRIGATION	04/15 10/15	10.000 CFS	
				TOTAL DIVERSION:	10.000 CFS	
P	DUANE PANCHERI RT. 1, BOX 48 MELBA ID 83641 (208) 495-2513					
C	DARWIN PANCHERI					
C	JOAN L. PANCHERI 9325 MISSOURI AVE NAMPA ID 83686 (208) 467-1348					
C	DUANE PANCHERI					
C	LAURA PANCHERI					

Water Source: PAYETTE RIVER, NORTH FORK

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:

T13N R04E S06

SWNE

VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE										
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
---	---	---	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	-----	-----	-----	-----	:	-----		
13N	04E	5	:					:					:	12-09	13-09			:						:	18.0	
13N	04E	6	:			13-02		:					:	15				:	05	26	18	04	:	70.0		
13N	04E	7	:	15	30	40	21	:	04			13	:	18			09	:	33	40	38	37	:	298.0		
																							TOTAL ACRES	386.0		

Pou County: VALLEY

Dates: App. Received: Priority Date: 07/21/1950
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 09/13/1951

Misc: Water District Number: 65 Field Exam Fee:

Audit: 03/31/87 04/30/88 CONVERT 08/05/92 NAME-ADD 08/05/92 NAME-ADD
02/08/98 CLEARFLD 09/17/98 KTownSEN

pg 4 of 9

WR5809NP
No. 65-02696IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORTDATE: 02/07/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
P	DARWIN PANCHERI RT. 4, BOX 4261 NAMPA ID 83686 (208) 467-1348	07/28/1961	IRRIGATION	04/15 10/15	13.460 CFS	
					TOTAL DIVERSION:	13.460 CFS
P	DUANE PANCHERI RT. 1, BOX 48 MELBA ID 83641 (208) 495-2513					
C	DARWIN PANCHERI 9325 MISSOURI AVE NAMPA ID 83686 (208) 467-1348					
C	LAURA PANCHERI					
C	DUANE PANCHERI					
C	JOAN L. PANCHERI 9325 MISSOURI AVE NAMPA ID 83686 (208) 467-1348					

+1.5 CFS
14.96 CFS per attached stipulation. IDWR failed to update data base.
see attachment

Water Source: PAYETTE RIVER, NORTH FORK

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:	T13N R04E S06 Lot 13(SWNE)	VALLEY County
	S17 Lot 04(SWNW) Lot 14(SESW)	VALLEY County
	S19 Lot 05(NENE)	VALLEY County
	S20 Lot 11(NWSW)	VALLEY County
	S29 Lot 04(NWNW)	VALLEY County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE													
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		SESE			
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
13N	04E	17	:						03-14	04-14					19	13-16	14-06								69.0
13N	04E	18	:	39		38		38		39								28	30	39	05-38				289.0
13N	04E	19	:	05-32		40		40	06-22		05			15				40	20			40			254.0
13N	04E	20	:												11-17	12-20								37.0	
13N	04E	29	:						04-01																1.0
13N	04E	30	:	05-23																					23.0
																							TOTAL ACRES	673.0	

Pou County: VALLEY

Dates:	App. Received:	Priority Date:	07/28/1961
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	12/22/1969	

Misc:	Water District Number: 65	Field Exam Fee:
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Pg 5 of 9

WR5809NP
No. 65-06628IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORTDATE: 02/07/01
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DARWIN PANCHERI 9325 MISSOURI AVE NAMPA ID 83686 (208) 467-1348	04/01/1912	IRRIGATION	04/15 10/15	12.560 CFS	
				TOTAL DIVERSION:	12.560 CFS	
C	JOAN L. PANCHERI 9325 MISSOURI NAMPA ID 83686 (208) 467-1348					
C	DUANE PANCHERI					
C	LAURA PANCHERI					

Water Source: BRUSH CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion:

T13N R03E S13
R04E S18SWSE
SESWVALLEY County
VALLEY County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
13N	04E	17	:					:					:		18	13-15	14-06	:						:	42.0	
13N	04E	18	:					:					:			04-05	19	:	15	06	39	05-38	:	122.0		
13N	04E	19	:	05-32	40	40	06-22	:	12			27	:	38			32	:	40	40	40	40	:	403.0		
13N	04E	20	:					:					:		11-17	12-20		:					:	37.0		
13N	04E	29	:					:		04-01			:					:					:	1.0		
13N	04E	30	:	05-23				:					:					:					:	23.0		
																							TOTAL ACRES	628.0		

Pou County: VALLEY

Remarks: GEN 2 P/D IN SESW, S18, T13N, R4E.

Dates:	App. Received:	Priority Date:	04/01/1912
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 65 Field Exam Fee:

Audit: 04/24/87 04/30/88 CONVERT 02/08/98 CLEARFLD 09/17/98 KTOWNSEN

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

N

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

2 acres from
SWNE 56 to
NWSE 56.
BLM land to
private land
affects right
65-02534
see attachment
C1.

65-02534

7

65-0250

18

65-026

NW

38

39

14

65-02696

18

65-02696

38

39

14

38

39

14

26

34

40

26

39

38

32

13

5

40

32

15

40

21

20

40

17

40

20

27

17 acres from
NW 1/4 Sec 20 to
NW 1/4 Sec 29
Blm land to
private land
affects rights
65-02696 +
65-06628
see attachments
C2 and C3

PART 3

B. CHANGES IN NATURE OF USE N/A

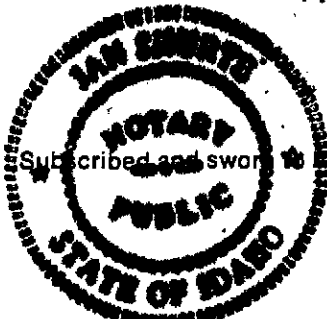
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. 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 voiding its approval.



Deane Rancher

 (Signature of Applicant)
 Subscribed and sworn to before me this 16th day of February, 192001

Jan Shurtliff

 (Notary Public)

My commission expires 9-14-2006

FOR DEPARTMENT USE ONLY

Transfer contains 9 pages and 9 attachments

Received by [Signature] Date 2-16-01 Protest filed by _____

Prelim. check by [Signature] Fee 250.00

Receipted by [Signature] Date 2-16-01 RECEIPT WD27374

Published in Long Valley Advocate Copies of protest forwarded by _____

Pub. dates 2-14-01 Aug 14-8-01 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

65-02534

5. Lands irrigated or place of use:

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	4E	5						412 9	413 9										18
		6								15					5	28	18	4	70
		7	15	30	40	21	4			13	18			9	33	40	38	37	298

TOTAL 386

65-02696

5. Lands irrigated or place of use:

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	4E	17						413 14	414 14		412 26	40	413 32	414 13					139
		18	39	38	38	39									34	26	39	38	291
		19	45 32	40	40	21	5			15					40	20		40	253
		20										412 20							20
		29						414 17											17
		30	45 27																27

TOTAL 747

65-06628

5. Lands irrigated or place of use:

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	4E	17						414 3			18	413 15	414 6						42
		18										414 5	19	15	6	39	38		122
		19	45 32	40	40	22	12			27	38			32	40	40	40	40	403
		20										412 20							20
		29						414 18											18
		30	45 23																23

TOTAL 628

ATTACHMENT A

FILED

SEP 14 1979

DAVID H. LEROY
Attorney General
State of Idaho
Statehouse, Room 210
Boise, Idaho 83720
Telephone: (208) 384-2400

THELMA R. KOLODZIEJ, CLERK

DEBBIE BASOR, DEPUTY

W. HUGH O'RIORDAN
Deputy Attorney General
Chief, Natural Resources Division

JOSEPHINE P. BEEMAN
Deputy Attorney General
Natural Resources Division
Telephone: (208) 384-2215

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR
THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF SURFACE AND GROUNDWATERS OF THE PAYETTE RIVER DRAINAGE BASIN.	)))))	CIVIL NO. 3667 NOTICE OF HEARING FOR MOTION TO AMEND THE PROPOSED FINDING OF WATER RIGHTS TO CONFORM TO UNCONTESTED OBJECTION
---	-----------------------	---

TO: Warren H. Brown, Jane D. Flack, Joseph W. Jensen, Rhea B.
Jensen, Dr. Floyd G. Johnson, F. Elizabeth Johnson, Harold L.
Rohlfing, James A. Warner, Carl J. Wilt, Grace G. Wilt

YOU WILL PLEASE TAKE NOTICE That the Idaho Department of
Water Resources will bring its NOTICE OF HEARING FOR MOTION TO
AMEND THE PROPOSED FINDING OF WATER RIGHTS TO CONFORM TO
UNCONTESTED OBJECTIONS on for hearing before this Court at the
Canyon County Courthouse in Caldwell on the 20th day of
September, 1979 at the hour of 2:00 o'clock p.m. or as soon there-
after as counsel can be heard.

DATED This 13th day of September, 1979.

DAVID H. LEROY

Attorney General of Idaho

Josephine P. Beeman
JOSEPHINE P. BEEMAN
Deputy Attorney General
Natural Resources Division

44444444 B1

RECEIVED
MAR 3 1982

Department of Water Resources

FEB 26 1982

Helma S. Hobbins CLERK
Arthur B. B. B. DEPUTY

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL
DETERMINATION OF THE RIGHT TO THE
USE OF SURFACE AND GROUNDWATERS
OF THE PAYETTE RIVER DRAINAGE
BASIN.

Civil No. 3667

ORDER

This matter having come before the Court for hearing on March 24, 1980 upon Motion To Correct Clerical Oversights, filed by the Department of Water Resources which motion was granted in all other respects by Order dated September 20, 1979, and upon Motion For Order Approving Proposed Findings of Water Rights and Objection to Proposed Amendment thereto by the State of Idaho Department of Water Resources, filed by Orville Jackson, and the Court being fully advised in the premises,

IT IS HEREBY ORDERED that the proposed finding of water rights be amended in conformance with Exhibit A which is attached hereto and incorporated herein by this reference.

DATED this 25th day of February, 1982.

Gilbert C. Norris
GILBERT C. NORRIS
District Judge

INDICATES TOTAL

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
SOURCE: NORTH FORK, PAYETTE RIVER								
65-2696 VOL. II P. 234	PANCHERI, DARWIN & PANCHERI, JOAN L. & PANCHERI, LAURA & PANCHERI, DUANE MELBA, IDAHO 83641 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-6628, 65-6622, & 65-6629 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	7/28/1961	IRRIGATION	4/15 10/15	— AFA ~~34.98~~ CFS 14.96 CFS	LOT13 S 6 T13N R 4E LOT 4 S17 T13N R 4E LOT14 S17 T13N R 4E LOT 5 S19 T13N R 4E LOT11 S20 T13N R 4E LOT 4 S29 T13N R 4E	NWSW(40) LOT 3(14) LOT 4(14) LOT12(26) LOT13(32) LOT14(13) S17 T13N R 4E NENE(32) NWNE(39) SWNE(41) SENE(21) NENW(5) SENW(15) NESE(40) NWSE(20) SESE(40) S19 T13N R 4E NENE(27) S30 T13N R 4E NENE(39) NWNE(38) SWNE(38) SENE(39) NESE(34) NWSE(26) SWSE(39) SESE(38) S18 T13N R 4E LOT11(17) LOT12(20) S20 T13N R 4E *747*	LICENSE
SOURCE: SILVER CREEK PARKS CREEK								
65-3229 VOL. II P. 132	PANCHERI, DUANE & PANCHERI, JOSEPH ROUTE 1, MELBA, IDAHO 83641 REMARKS: SOURCE IS ALSO KNOWN AS HARPHAM CREEK, SCHOOL SECTION CREEK OR SILVER CREEK & PARKS CREEK.	8/12/1901	IRRIGATION	4/15 10/15	— AFA .50 CFS	TRIBUTARY TO: NENW S36 T17N R 2E	CURTIS CREEK NWSW(11)SWSW(15) SESW(39) S25 T17N R 2E *65*	DECREE

CFS
Total Acres
POU
No Remarks

EXHIBIT A PAGE 16 OF 22

NOTION TO CORRECT CLERICAL ERRORS

AJ0749NP
No. R65-02534

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/20/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LAURA PANCHERI RT 1 BOX 48 MELBA ID 83641 (208) 495-2513	07/21/1950	IRRIGATION	04-15 10-15	10.000 CFS	
				TOTAL DIVERSION:	10.000 CFS	
C	DARWIN PANCHERI					
C	JOAN L PANCHERI 9325 MISSOURI AVE NAMPA ID 83686 (208) 467-1348					
C	DUANE PANCHERI RT 1 BOX 48 MELBA ID 83641 (208) 495-2513					

Water Source: PAYETTE RIVER, NORTH FORK

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:

T13N R04E S06

SWNE

VALLEY County

Place of use Legal Description for: IRRIGATION

NE										NW				SW				SE									
T	R	S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: SUM		
13N	04E	5	:								:						:					:			:	18.0	
13N	04E	6	:								:						:					:			:	70.0	
13N	04E	7	:	15		30		40		21	:	04					:	09		33		:	40		37	:	298.0
																							TOTAL ACRES		386.0		

POU County: VALLEY

Other Rights: CLAIM NO. A65-11250.

Remarks: QNT THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-11250, 65-06628 &
65-02696 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

DATE: 09/20/99
PAGE: 1

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO

AJ0749NP
No. R65-06628

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/20/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DUANE PANCHERI	04/01/1912	IRRIGATION	04-15 10-15	12.560 CFS	
C	LAURA PANCHERI					
	RT 1 BOX 48					
	MELBA ID 83641			TOTAL DIVERSION:	12.560 CFS	
	(208) 495-2513					
C	DARWIN PANCHERI					
C	JOAN L PANCHERI					
	9325 MISSOURI AVE					
	NAMPA ID 83686					
	(208) 467-1348					

Water Source: BRUSH CREEK

Tributary to: PAYETTE RIVER, NORTH FORK

Stage: DECREED

Point(s) of Diversion:

T13N R03E S13
R04E S18

SWSE
SESW

VALLEY County
VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
			:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:		
13N	04E	17	:					:			04-03		:	18	13-15	14-06		:					:	42.0	
13N	04E	18	:					:					:		04-05	19		:	15	06	39	05-38	:	122.0	
13N	04E	19	:	05-32	40	40	06-22	:	12			27	:	38		32		:	40	40	40	40	:	403.0	
13N	04E	20	:					:					:					:					:	37.0	
13N	04E	29	:					:					:					:					:	1.0	
13N	04E	30	:	05-23				:					:					:					:	23.0	
																							TOTAL ACRES		628.0

04-01 ← 117 → 1-17 12-20

POU County: VALLEY

Other Rights: CLAIM NOS. 65-11250, 65-02696.

Remarks: QNT THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-02534, 65-11250 &
65-02696 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.

POD 2 POINTS OF DIVERSION LOCATED IN T13N, R04E, S18 SESW

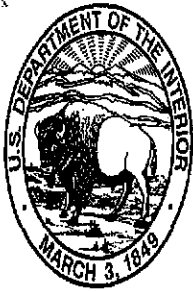
Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Idaho State Office
1387 South Vinnell Way
Boise, Idaho 83709-1657

RECEIVED

APR 05 2001

WATER RESOURCES
WESTERN REGION

In Reply Refer To:
7250 (SRWR) (933b)

March 30, 2001

Gary Spackman, Regional Manager
Western Regional Office
Idaho Department of Water Resources
State of Idaho
2735 Airport Way
Boise, Idaho 83705

**RE: Transfer #68958, Pancheri
65-02534, 65-02696 and 65-06628**

Dear Mr. Spackman:

By this letter I state that I have the authority to act on behalf of the United States, Dept. of Interior, Bureau of Land Management (U.S.D.I., BLM), with myself as its agent, to the matters discussed herein. I understand that the Pancheri's wish to transfer water under rights 65-02534, 65-02696 and 65-06628 from the federal public property to land which the Pancheri's own as private property. The federal public property legal descriptions are as follows:

65-02534:

T13N R04E S06 Lot 13 (SWNE) 2.0 acres

65-02696 and 65-06628:

T13N R04E S20 Lot 11 (NWSW) 17.0 acres
19.0 acres

TOTAL to be transferred off
of public land.

I understand that the Idaho Dept. of Water Resources (I.D.W.R.) cannot complete such a transfer of water under a water right without the notarized consent of the landowner where the water right describes land not owned by the transfer applicant.

On behalf of the United States and the U.S.D.I., BLM, my notarized signature below provides the necessary consent to facilitate the transfer, which will result in the discontinuance of water

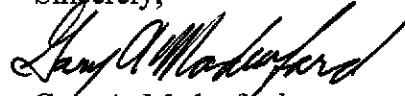
Transfer #68958, Pancheri

F

being applied to federal public land. The United States' non-opposition to the application for transfer does not represent recognition by the United States of the claim elements nor their validity.

If there are questions regarding any statements above, please do not hesitate to contact me at 373-3831 or at the address provided above.

Sincerely,

A handwritten signature in black ink, appearing to read "Gary A. Madenford", written in a cursive style.

Gary A. Madenford
Water Rights Team Leader

cc:

Larry A. Brown, Dept. of Justice, ENRD
CACI, Boise

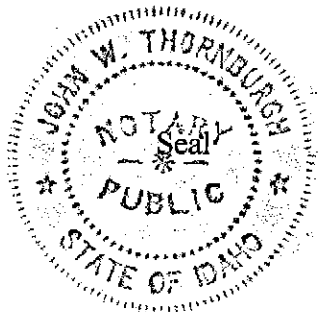
STATE OF IDAHO)

) ss:

COUNTY OF ADA)

On this 30TH day of March, 2001, personally came before me, a notary public in and for said County and State, the within-named GARY A. MADENFORD, to me personally known to be the identical person(s) described in and who executed the within and foregoing instrument and acknowledged to me that they executed the same as their free and voluntary act and deed, for the uses and purposes therein mentioned.

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



John W. Thornburgh

Notary public in and for the

State of Idaho,

County of Ada

Residing at Boise

My commission expires: 5-16-2003

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA

Case No. 39576

**Water Rights: 65-2534, 65-2696 &
65-6628**

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☐ Address change

☐ Substitution of Party

XX IC § 42-222 transfer

☐ Point of diversion XX Place of use

☐ Period of use ☐ Nature of use

☐ Split of water right ☐ Change in ownership

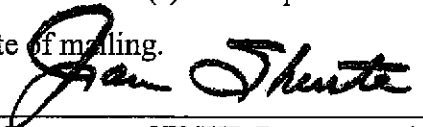
XX Other – Remarks & Conditions

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: May 7, 2002



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 7, 2002, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court	☐ overnight mail
Snake River Basin Adjudication	☒ regular mail
P.O. Box 2707	☐ hand-delivered
Twin Falls, ID 83303-2707	☐ facsimile

2. Copies to:

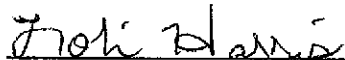
Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

United States Dept of Justice	☐ overnight mail
Environment & Natural Resource Div	☒ regular mail
550 West Fort Street MSC 033	☐ hand-delivered
Boise ID 83724	☐ facsimile

3. Copies to all parties to the subcase:

Duane Pancheri	☐ overnight mail
Laura Pancheri	☒ regular mail
19010 S. Can Ada Rd.	☐ hand-delivered
Melba, ID 83641	☐ facsimile

Darwin Pancheri	☐ overnight mail
Joan L. Pancheri	☒ regular mail
9325 Missouri Ave.	☐ hand-delivered
Nampa, ID 83686	☐ facsimile



Signature of person mailing this document

01/22/2001

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-2696

NAME AND ADDRESS: DUANE PANCHERI
LAURA PANCHERI
19010 S CAN ADA RD
MELBA, ID 83641

DARWIN PANCHERI
JOAN L PANCHERI
9325 MISSOURI AVE
NAMPA, ID 83686

SOURCE: NORTH FORK PAYETTE RIVER TRIBUTARY: PAYETTE RIVER

QUANTITY: 14.9 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-02534, 65-11250 & 65-06628 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE

PRIORITY DATE: 07/28/1961

POINT OF DIVERSION:	T13N R04E S6	LOT 13	SWNE	Within VALLEY County
	T13N R04E S17	LOT 4	SWNW	Within VALLEY County
	T13N R04E S17	LOT 14	SESW	Within VALLEY County
	T13N R04E S19	LOT 5	NENE	Within VALLEY County
	T13N R04E S20	LOT 11	NWSW	Within VALLEY County
	T13N R04E S29	LOT 4	NWNW	Within VALLEY County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-15 10-15	14.90 CFS

PLACE OF USE:

<u>IRRIGATION Within VALLEY County</u>							
T13N R04E S17	LOT 3	NWNW	14	T13N R04E S17	LOT 4	SWNW	14
T13N R04E S17	LOT 12	NESW	26	T13N R04E S17		NWSW	40

T13N R04E S17	LOT 13	SWSW	32	T13N R04E S17	LOT 14	SESW	13
T13N R04E S18		NENE	39	T13N R04E S18		NWNE	38
T13N R04E S18		SWNE	38	T13N R04E S18		SENE	39
T13N R04E S18		NESE	34	T13N R04E S18		NWSE	26
T13N R04E S18		SWSE	39	T13N R04E S18	LOT 5	SESE	38
T13N R04E S19	LOT 5	NENE	32	T13N R04E S19		NWNE	40
T13N R04E S19		SWNE	40	T13N R04E S19	LOT 6	SENE	21
T13N R04E S19		NENW	5	T13N R04E S19		SENE	15
T13N R04E S19		NESE	40	T13N R04E S19		NWSE	20
T13N R04E S19		SESE	40	T13N R04E S20	LOT 11	NWSW	17
T13N R04E S20	LOT 12	SWSW	20	T13N R04E S30	LOT 5	NENE	27

747 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	SUBCASE NO. 65-02534, 65-02696,
	)	65-06628 & 65-11250
Case No. 39576	)	
	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **CHANGE OF ADDRESS**

Name and New Address of Claimant:

Duane Pancheri
Laura Pancheri
19010 S Can-Ada Rd
Melba ID 83641

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: January 22, 2001

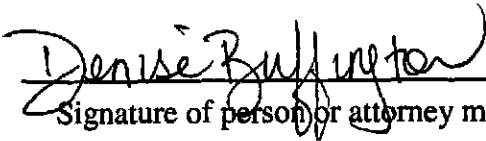


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on January 22, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant or attorney of record:
Duane Pancheri
Laura Pancheri
19010 S Can-Ada Rd
Melba ID 83641
3. One Copy to:
Each party in the subcase or attorney of record:
N / A
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. One Copy to:
United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

RECEIVED

JAN 18 2001

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS OF NOTICE OF CLAIM

☒ Water Right Number(s):

105-02534

105-021094

105-06628 & 11250

☒ Claimant Name(s):

DUANE & LAURA PANCHERI

☒ Old Mailing Address:

RE 1 BOX 48

MELBA

TO 83641

☒ New Mailing Address:

19010 S. CAN-ADA RD.

MELBA

TO 83641

Telephone Number:

(208) 495-2513

☒ Signature of Claimant(s):

Duane Pancheri

Date:

1/18/01

RECEIVED

AUG 16 2002

Department of Water Resources

2002 AUG 15 PM 2:42

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED 

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) SPECIAL MASTER'S REPORT
Case No. 39576)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHT 65-02696

I. FINDINGS OF FACT

A notice of claim was filed for this water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

On April 13, 2000, the United States of America, Bureau of Land Management filed an objection to the Place of Use. On May 13, 2002, IDWR filed a *Notice of Administrative Proceeding (NCAP)* changing the Place of Use element and Language. Subsequently, on May 15, 2002, the United States filed a *Motion to Dismiss Objection*. Motion is hereby **granted**.

II. CONCLUSIONS OF LAW

Therefore, it appearing that all objections have been resolved and based on the file and record herein and pursuant to the *NCAP*, IT IS RECOMMENDED that this water right be decreed with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b) for Water Right 65-02696*.

DATED: August 15, 2002.


THOMAS R. CUSHMAN
Special Master
Snake River Basin Adjudication

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 65-02696

2002 AUG 15 PM 2:42

DISTRICT COURT - SRBA
TWIN FALLS CO, IDAHO
FILED

NAME AND ADDRESS:

DUANE PANCHERI
LAURA PANCHERI
19010 S CAN-ADA RD
MELBA, ID 83641

DARWIN PANCHERI
JOAN L PANCHERI
9325 MISSOURI AVE
NAMPA, ID 83686

RECEIVED

AUG 18 2002

Department of Water Resources

SOURCE: PAYETTE RIVER, NORTH FORK TRIBUTARY: PAYETTE RIVER

QUANTITY: 14.96 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-02534, 65-06628 &
65-11250 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE NOR MORE THAN
3.0 AFA PER ACRE AT THE FIELD HEADGATE FOR THE IRRIGATION OF THE
PLACE OF USE.

PRIORITY DATE: 07/28/1961

POINT OF DIVERSION: T13N R04E S06 LOT 13 (SWNE) Within Valley County
S17 LOT 4 (SWNW)
LOT 14 (SESE)
S19 LOT 5 (NENE)
S20 LOT 11 (NWSW)
S29 LOT 4 (NWNW)

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-15 TO 10-15	14.96 CFS

PLACE OF USE:	Irrigation	Within Valley County
	T13N R04E S17 LOT 3 (NWNW)14.0	LOT 4 (SWNW)14.0
	LOT 12 (NESW)26.0	NWSW 40.0
	LOT 13 (SWSW)32.0	LOT 14 (SESE)13.0
	S18 NENE 39.0	NWNE 38.0
	SWNE 38.0	SENE 39.0
	NESE 34.0	NWSE 26.0
	SWSE 39.0	LOT 5 (SESE)38.0
	S19 LOT 5 (NENE)32.0	NWNE 40.0
	SWNE 40.0	LOT 6 (SENE)21.0
	NENW 5.0	SENE 15.0
	NESE 40.0	NWSE 20.0
	SESE 40.0	
	S20 LOT 12 (SWSW)20.0	
	S29 LOT 4 (NWNW)17.0	
	S30 LOT 5 (NENE)27.0	
	747.0 Acres Total	

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY THE
TRANSFER REFLECTED IN THE NOTICE OF COMPLETED ADMINISTRATIVE
PROCEEDING FILED WITH THE SRBA DISTRICT COURT ON MAY 13, 2002,
WITHIN ONE (1) YEAR OF THAT DATE.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

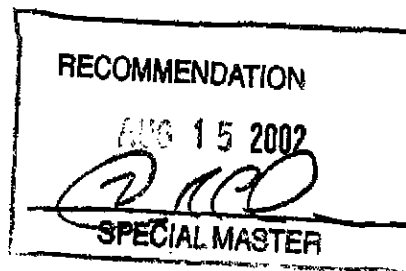
OTHER PROVISIONS (continued)

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication



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AUG 16 2002

Department of Water Resources

2002 AUG 15 PM 2:42

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED 22

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)
)
Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 65-02696

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on August 15, 2002, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

USDI BLM

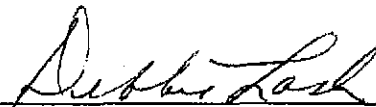
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

DUANE PANCHERI
LAURA PANCHERI
19010 S CAN-ADA RD
MELBA, ID 83641
Phone: 208-495-2513

CERTIFICATE OF MAILING

PAGE 1
08/15/02

DARWIN PANCHERI
JOAN L PANCHERI
9325 MISSOURI AVE
NAMPA, ID 83686
Phone: 208-467-1348


DEBBIE LASH
Deputy Clerk

AUG 16 2002

2002 AUG 15 PM 2:42

DISTRICT COURT - SRBA
 TWIN FALLS CO., IDAHO
 FILED

In Re SRBA)
)
Case No. 39576)
)
)

Water Right(s) : 65-02696


DEBBIE LASH
Deputy Clerk

RECEIVED

MAY 20 2002

Names of Parties Filing Document:

Department of Water Resources

UNITED STATES OF AMERICA

Attorneys' Names and Addresses:

THOMAS L. SANSONETTI
Assistant Attorney General
Environment and Natural Resources Division

LARRY A. BROWN
Attorney, U.S. Dept. of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, Idaho 83724
Ph.: (202) 305-0435 FAX: (202) 305-0274

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	Subcase Numbers 65-02534, 65-02696, and
	)	65-06628
Case No. 39576	)	
_____	)	MOTION TO DISMISS OBJECTIONS

Pursuant to Idaho R. Civ. P. 41(a)(2), the United States of America, by and through the undersigned attorney, respectfully moves this court for an order dismissing its objections to Water Right Claim Numbers 65-02534, 65-02696, and 65-06628, with prejudice, filed on behalf of the United States Department of Interior, Bureau of Land Management (hereinafter "BLM").

//

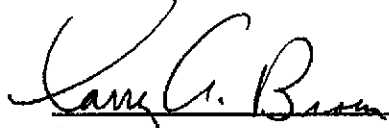
The BLM filed objections to Water Right Claim Numbers 65-02534, 65-02696, and 65-06628 asserted by Darwin Pancheri, Joan Pancheri, Duane Pancheri, and Laura Pancheri. On May 7, 2002, the Idaho Department of Water Resources (hereinafter "IDWR") filed and served Notices of Completed Administrative Proceeding (hereinafter "NCAPs") that resolved BLM's objections to the above-captioned subcases. Based upon the NCAPs, the BLM's objections should be dismissed, with prejudice.

There appearing to be good cause, this Court should issue an order dismissing the BLM's objections, with prejudice.

DATED this 14th day of May, 2002.

Respectfully submitted,

UNITED STATES OF AMERICA



Larry A. Brown
Of Attorneys for the United States

CERTIFICATE OF SERVICE

I certify that on May 14, 2002, I served a true and correct copy of the foregoing **MOTION TO DISMISS OBJECTIONS; SUBCASE 65-02534, 65-02696, and 65-06628 and proposed ORDER** by placing the documents in the United States Mail in Washington D.C., postage paid, and addressed as follows:

Original to:

Clerk of the Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

Copies to:

U.S. Department of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Darwin Pancheri
Joan L. Pancheri
9325 Missouri Ave.
Nampa, ID 83686

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83720-0098

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Duane Pancheri
Laura Pancheri
19010 S. Can Ada Road
Melba, ID 83641



Signature of Attorney Serving Documents

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	Subcase Numbers 65-02534, 65-02696, and
	)	65-06628
	)	
Case No. 39576	)	ORDER GRANTING MOTION TO
_____	)	DISMISS OBJECTIONS

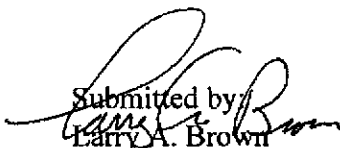
On May 14, 2002, the United States of America filed a Motion to Dismiss Objections in Subcase Numbers 65-02534, 65-02696, and 65-06628. The Motion states:

The BLM filed objections to Water Right Claim Numbers 65-02534, 65-02696, and 65-06628 asserted by Darwin Pancheri, Joan Pancheri, Duane Pancheri, and Laura Pancheri. On May 7, 2002, the Idaho Department of Water Resources (hereinafter "IDWR") filed and served Notices of Completed Administrative Proceeding (hereinafter "NCAPs") that resolved BLM's objections to the above-captioned subcases. Based upon the NCAPs, the BLM's objections should be dismissed, with prejudice.

Based upon the Motion of the United States, the NCAPs filed in the above-captioned subcases, and the record herein, and there appearing to be good cause, it is

ORDERED that the United States Department of the Interior, Bureau of Land Management's objections in Subcases 65-02534, 65-02696, and 65-06628 are dismissed, with prejudice.

DATED this ____ day of _____, 2002.


Submitted by:
Larry A. Brown
Of Attorneys for the United States

Special Master, Snake River Basin Adjudication

CERTIFICATE OF SERVICE

I certify that on _____, 2002, I served a true and correct copy of the foregoing **ORDER GRANTING MOTION TO DISMISS OBJECTIONS; SUBCASES 65-02534, 65-02696, and 65-06628** by placing the document in the United States Mail in Twin Falls, Idaho, postage paid, and addressed as follows:

U.S. Department of Justice
General Litigation Section
Environment and Natural Resources Division
550 West Fort Street, MSC 033
Boise, ID 83724

Darwin Pancheri
Joan L. Pancheri
9325 Missouri Ave.
Nampa, ID 83686

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, ID 83720-0098

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

Duane Pancheri
Laura Pancheri
19010 S. Can Ada Road
Melba, ID 83641

Deputy Clerk



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 7, 2002

Duane Pancheri
Laura Pancheri
19010 S. Can Ada Rd.
Melba, ID 83641

Darwin Pancheri
Joan L. Pancheri
9325 Missouri Ave.
Nampa, ID 83686

Dear Duane & Laura and Darwin & Joan:

Enclosed is a copy of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right(s).

The change to your water right(s) was a result of an approved transfer. This notification to the Court does not affect the previous approval of this transfer or your water right(s). You will be notified of any future action on your water right(s) by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

JS:lh
Enclosures

RECEIVED

APR 14 2000

Department of Water Resources

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

A. Subcase 65-02696

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of
Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown 208 331-5941; Paul F. Holleman, 202 305-0494

United States Department of Justice, Environment and Natural Resource Division, General Litigation Section
550 West Fort Street, MSC 033, Boise, Idaho 83724

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Darwin & Joan L. Pancheri

Address: 9325 Missouri Ave.; Nampa, ID. 83686

Name: Duane & Laura Pancheri

Address: Rt. 1 Box 48; Nampa, ID. 83641

Name:

Address: ;

Name:

Address: ;

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☐ **Source**

Should be: _____

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point(s) of Diversion**

Should be: _____

6. ☐ **Instream Flow Description**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☒ **Place of Use**

Should be: See attached

11. **I object because:**

☐ This water right should not exist.

☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):**

The United States of America, through the Bureau of Land Management, is the owner of the land upon which use is claimed. The claimant's use of Federal land is unauthorized. See attached POU. Claimant's water right should not include this POU.

F. **VERIFICATION** (Must be Completed)

State of Idaho)

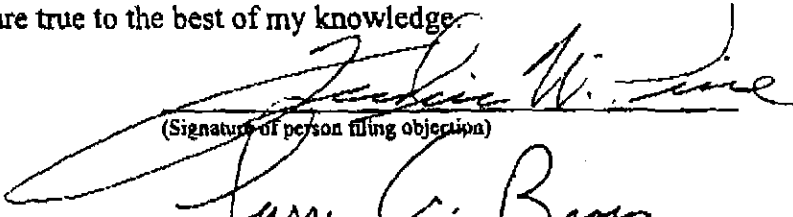
) ss.

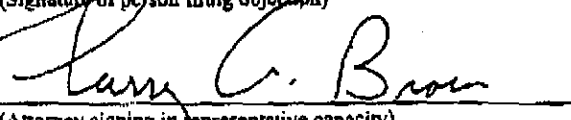
County of Ada)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:

(Name of person filing objection)

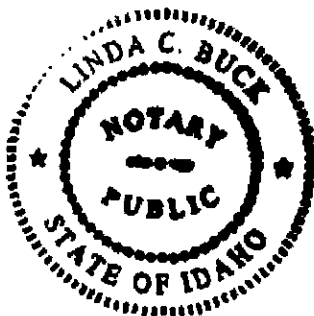
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on: April 11, 2000





Linda C. Buck

Notary Public for Idaho

Residing at: Boise

My Commission Expires: 12-21-2005

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on April 12, 2000, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Darwin & Leah L. Pancheri
Address: 9325 Missouri Ave.; Nampa, ID. 83686

Name: Duane & Laura Pancheri
Address: Rt. 1 Box 48; Nampa, ID. 83641

Name:
Address:;

Name:
Address:;

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449


Signature of Objector or attorney mailing on Objector's behalf

A55856N9

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: SEP-19-1999
PAGE: A-553

RIGHTS FROM: SOURCE: PAYETTE RIVER, NORTH FORK TRIBUTARY: PAYETTE RIVER

RIGHT NUMBER: 65-02696

NAME & ADDRESS: JOAN L PANCHER:
DARWIN PANCHER:
9325 MISSOURI AVE
NANPA ID 83686LAURA PANCHER:
DUANE PANCHER:
RT 1 BOX 48
MELBA ID 83641

SOURCE: PAYETTE RIVER, NORTH FORK TRIBUTARY: PAYETTE RIVER

QUANTITY: 14.9 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-02534, 65-11250 &
65-06628 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE

PRIORITY DATE: 07/28/1961

POINT OF DIVERSION: T13N R04E S06 LOT 13 (SWNE) Within VALLEY County
S17 LOT 4 (SNNW)
LOT 14 (SESE)
S19 LOT 5 (NENE)
S20 LOT 11 (NWSW)-
S29 LOT 4 (NNNW)PURPOSE AND
PERIOD OF USE:PURPOSE OF USE
IRRIGATIONPERIOD OF USE
04-15 10-15QUANTITY
14.9 CFS

PLACE OF USE:

IRRIGATION		Within VALLEY County					
T13N R04E S17	Lot 3 (NNNW) 14	Lot 4 (SWNW) 14	Lot 12 (NESW) 26	NWSW 10			
	Lot 13 (SWSW) 32	Lot 14 (SESW) 13					
S18	NENE 39	NWNE 39	SWNE 38	SENE 19			
	NESE 34	NWSE 26	SWSE 39	Lot 5 (SESE) 32			
S19	Lot 5 (NENE) 32	NWNE 40	SWNE 40	Lot 6 (SENE) 31			
	NENW 5	SENE 15	NESE 40	NWSE 20			
	SESE 40						
S20	Lot 11 (NWSW) 12	Lot 12 (SWSW) 20					
S30	Lot 5 (NENE) 27						
747 ACRES TOTAL							

RECEIVED
SEP 15 2000
DOJ/BOISE
2000 SEP 14 AM 08:23
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) NOTICE SETTING SUBCASE(S)
Case No. 39576) FOR INITIAL HEARING
_____) SUBCASE NOS: 65-02534 65-02696
65-06628 65-11250

The Initial Hearing for this subcase will be held before
Special Master TERRENCE A. DOLAN

THURSDAY, NOVEMBER 30, 2000 at 02:00 PM
GEM COUNTY COURTHOUSE
415 EAST MAIN STREET
EMMETT, ID

(208) 736-4715

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by
NOVEMBER 27, 2000 or hearing will not be vacated.

US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the NOTICE SETTING SUBCASE(S) FOR INITIAL HEARING was mailed on SEPTEMBER 14, 2000, with sufficient first-class postage to the following:

USDI BLM

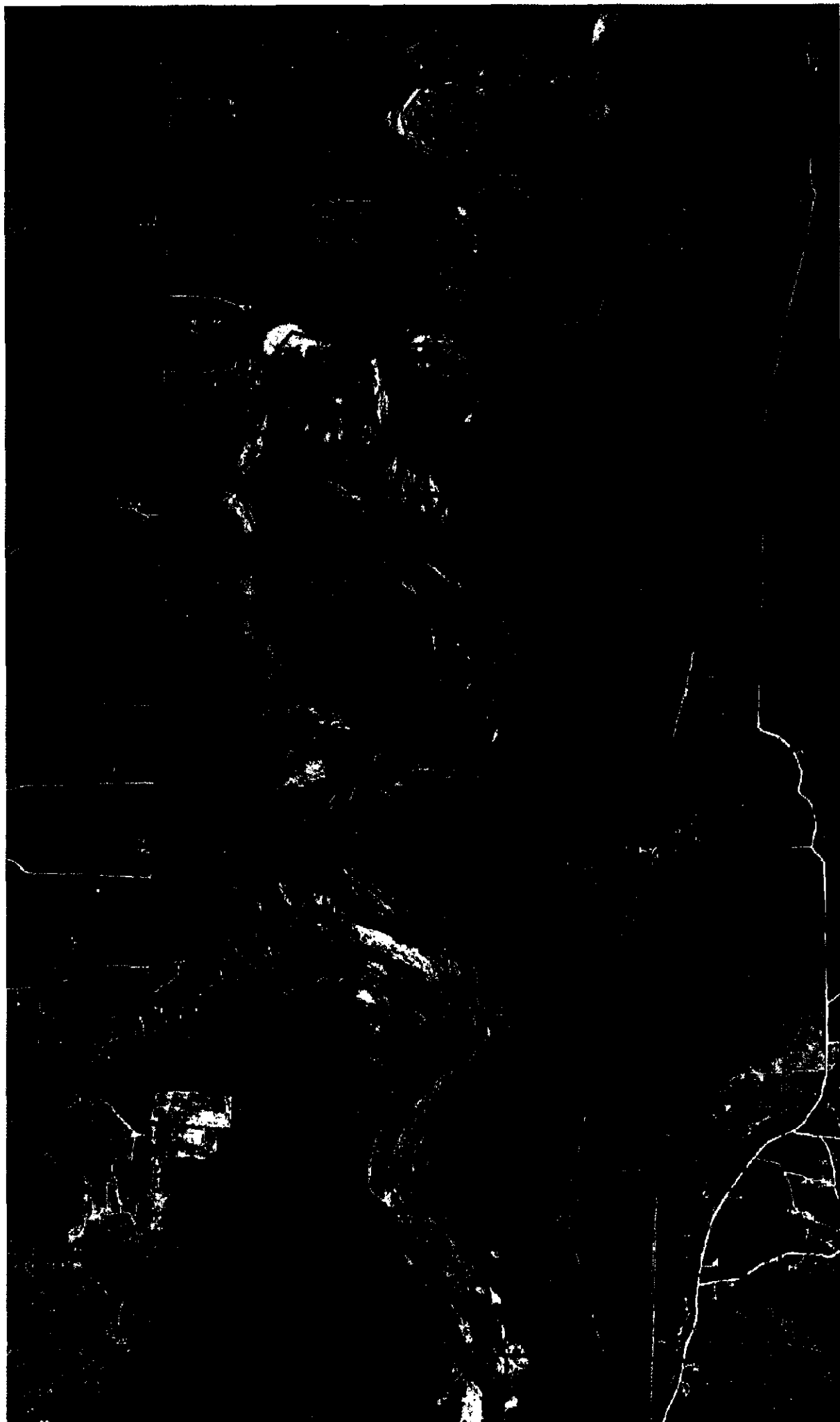
Represented by:

US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724
Phone: 208-387-0835

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

DUANE PANCHERI
LAURA PANCHERI
RT 1 BOX 48
MELBA, ID 83641
Phone: 208-495-2513

DARWIN PANCHERI
JOAN L PANCHERI
9325 MISSOURI AVE
NAMPA, ID 83686
Phone: 208-467-1348



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/20/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOAN L PANCHERI 9325 MISSOURI AVE NAMPA ID 83686 (208) 467-1348	07/28/1961	IRRIGATION	04-15 10-15	14.900 CFS	
				TOTAL DIVERSION:	14.900 CFS	
C	LAURA PANCHERI RT 1 BOX 48 MELBA ID 83641 (208) 495-2513					
C	DARWIN PANCHERI 9325 MISSOURI AVE NAMPA ID 83686 (208) 467-1348					
C	DUANE PANCHERI RT 1 BOX 48 MELBA ID 83641 (208) 495-2513					

Water Source: PAYETTE RIVER, NORTH FORK

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion:

T13N R04E S06 Lot13(SWNE)
S17 Lot04(SWNW) Lot14(SESW)
S19 Lot05(NENE)
S20 Lot11(NWSW)
S29 Lot04(NWNW)

VALLEY County
VALLEY County
VALLEY County
VALLEY County
VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
13N	04E	17	:							03-14	04-14			12-26	40	13-32	14-13			:	139.0	
13N	04E	18	:	39	38	38	39											34	26	39	05-38	291.0
13N	04E	19	:	05-32	40	40	06-21			05		15						40	20		40	253.0
13N	04E	20	:																			37.0
13N	04E	30	:	05-27																		27.0
																			TOTAL ACRES	747.0		

POU County: VALLEY

Other Rights: 65-6628, 65-11250.

Remarks: QNT THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-02534, 65-11250 &
65-06628 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE

POU1 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 22, 2001

DUANE PANCHERI
LAURA PANCHERI
19010 S CAN-ADA RD
MELBA ID 83641

RE: Water Right No. 65-02534, 65-02696, 65-06628 & 65-11250

Dear Property Owners:

Enclosed is a copy of the above referenced water right, which reflects your change in address. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosures

AJ0749NP
No. R65-02696

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 09/20/99
PAGE: 2

Remarks: THE IRRIGATION OF A COMBINED TOTAL OF 747 ACRES IN A SINGLE
IRRIGATION SEASON. COMBINED RIGHT NOS.: 65-06628 AND 65-11250.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

T13N R04E

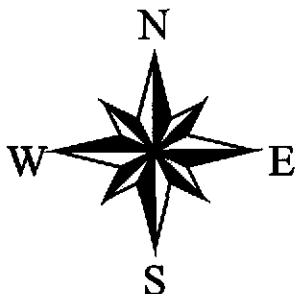
WATER RIGHT(S): 65-02696

OWNER(S): PANCHERI

PREPARED BY SCOTT VAN HOFF

3 JUNE 1999

- POINT OF DIVERSION
- PLACE OF USE
- SECTION LINES
- QUARTER SECTION LINES



NAPP 1987



0 1 Miles

A horizontal scale bar with a black line and white ends. The number '0' is at the left end and '1 Miles' is at the right end.

OWNER(S): Pancheri

AGENT: Scott Van Hoff DATE 6-3-99

P.O.D.	TOWNSHIP	RANGE	SEC.	SOURCE
--------	----------	-------	------	--------

6 S W N E
19 N E N E
17 S W N W
17 S E S W
29 N W N W
30 N W S W

North Fork
Payette
River

POLYGON # () () () () UPDATED BY sdvh

ATTRIBUTES OF B65-POD.SHP (234) (235) (236) (237) (238)

B65-DBPOD.DBF UPDATED BY sdvh

[illegible]



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

September 17, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Re: Notice of Claim to a Water Right No. A65-02534, A65-02696, A65-06628
A65-11250, A63-25988 and A63-26208

Darwin Pancheri
Joan Pancheri
9325 Missouri Ave
Nampa ID 83686

Dear Mr. & Mrs. Pancheri:

Enclosed are copies of the above referenced claims which reflect the changes in address of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you would like to add Joseph Kurt Pancheri to any of your claims, please complete the enclosed Notice of Change of Water Right Ownership form and return with any appurtenant documentation indicating his interest in these claims.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:02:25
05/12/99

PAGE: 1
GENERAL INFORMATION

223
CLAIM NUMBER: A65-02696

LAST: PANCHERI
ADDRESS: 9325 MISSOURI AVE
CITY: NAMPA
PHONE NUMBER: 208-467-1348

FIRST: DARWIN
STATE: ID ZIP: 83686

OWNER CODE: C

LAST: PANCHERI
ADDRESS: 9325 MISSOURI AVE
CITY: NAMPA
PHONE NUMBER: 208-467-1348

FIRST: JOAN L
STATE: ID ZIP: 83686

OWNER CODE: C

LAST: PANCHERI
ADDRESS: RT 1 BOX 48
CITY: MELBA
PHONE NUMBER: 208-495-2513

FIRST: LAURA
STATE: ID ZIP: 83641

OWNER CODE: C

LAST: PANCHERI
ADDRESS: RT 1 BOX 48
CITY: MELBA
PHONE NUMBER: 208-495-2513

FIRST: DUANE
STATE: ID ZIP: 83641

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN ADDRESS CHANGED PER CLAIMANT REQUEST 9/17/98. DB

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: __/__/__

APPOINTMENT MADE: Y(____) N(____)

TIME: __:__ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A65-02696 PRIORITY DATE: 07-28-1961 STAGE: D

B. WR RECORD: # 65-02696 PRIORITY DATE: 07-28-1961 STAGE: D

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE? Y(☒) N(☐)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y(☒) N(☐)

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW) Y(☐) N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED N/A(☐) Y(☐) N(☐)

FIELD EXAM COMPLETED N/A(☐) Y(☐) N(☐)

FIELD EXAM SENT TO STATE OFFICE N/A(☐) Y(☐) N(☐)

LICENSE ISSUED N/A(☐) Y(☐) N(☐)

* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED? N/A(☐) Y(☐) N(☐)

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY? Y(☒) N(☐)

NOTES: _____

RECOMMENDED PRIORITY DATE:

07-28-1961

REVIEWED BY Guth

DATE 6-1-99

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A65-02696	13N	04E	6		SW	NE	13		VALLEY		
A65-02696	13N	04E	19		NE	NE	5		VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
NONE 65-19702

WR RECORDS IN SAME 40 ACRE TRACT
65-13386

SOURCE: PAYETTE RIVER, NORTH FORK

TRIB: PAYETTE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
65-02696	13N	04E	~~19~~		NE	NE	5		VALLEY		
65-02696	13N	04E	20		NW	SW	11		VALLEY		
65-02696	13N	04E	29		NW	NW	4		VALLEY		
65-02696	13N	04E	~~6~~		SW	NE	13		VALLEY		
65-02696	13N	04E	~~17~~		SW	NW	4		VALLEY		
65-02696	13N	04E	~~17~~		SE	SW	14		VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
NONE 65-19702
65-19706

65-13386

SOURCE: PAYETTE RIVER, NORTH FORK

TRIB: PAYETTE RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N(☒)

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y(☒) N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N(☒)

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y(☒) N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N(☒)

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____) Y() N()

AJ FIELD EXAM (DATE OF FIELD EXAM _____ NAME OF EXAMINER _____) Y() N()

OTHER (DESCRIBE IN NOTES BELOW)

NOTES: _____

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED (☒)

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NBR
13N	04E	6		SW	NE	13		VALLEY		
13N	04E	19		NE	NE	5		VALLEY		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: PAYETTE RIVER, NORTH FORK

TRIB: PAYETTE RIVER

REVIEWED BY: SVH

DATE: 6-2-99

SYSTEM DESCRIPTION: DESCRIBED BELOW (), SEE LICENSE FILE (☒), OR SEE ATTACHMENT ()

A. ROOT WATER RIGHT NUMBERS: A65-02696

B. POJ LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	04E	17	NW	NW	3	PANCHERI, DARWIN	A65-02696 / 14.0	65-02696 / 14.0	5.0		14
13N	04E	17	SW	NW	4	PANCHERI, DARWIN	A65-02696 / 14.0	65-02696 / 14.0	10.0		
			SW	NW	4	PANCHERI, LAURA	A65-06628 / 3.0	65-06628 / 3.0			
			SW	NW	4	PANCHERI, DUANE	A65-11250 / 8.0	65-11250 / 8.0			14
13N	04E	17	NE	SW	12	PANCHERI, DARWIN	A65-02696 / 26.0	- /	13.0		26
13N	04E	17	NW	SW		PANCHERI, DARWIN	A65-02696 / 40.0	65-02696 / 19.0	37.0		
			NW	SW		PANCHERI, LAURA	A65-06628 / 18.0	65-06628 / 18.0			40
13N	04E	17	SW	SW	13	PANCHERI, DARWIN	A65-02696 / 32.0	65-02696 / 16.0	21.0		32
			SW	SW	13	PANCHERI, LAURA	A65-06628 / 15.0	65-06628 / 15.0			
13N	04E	17	SE	SW	14	PANCHERI, DARWIN	A65-02696 / 13.0	65-02696 / 6.0	9.0		13
			SE	SW	14	PANCHERI, LAURA	A65-06628 / 6.0	65-06628 / 6.0			
13N	04E	18	NE	NE		PANCHERI, DARWIN	A65-02696 / 39.0	65-02696 / 39.0	29.0		39
			NE	NE		PANCHERI, DUANE	A65-11250 / 27.0	65-11250 / 27.0			
13N	04E	18	NW	NE		PANCHERI, DARWIN	A65-02696 / 38.0	65-02696 / 38.0	41.0		38
			NW	NE		PANCHERI, DUANE	A65-11250 / 38.0	65-11250 / 38.0			
13N	04E	18	SW	NE		PANCHERI, DARWIN	A65-02696 / 38.0	65-02696 / 38.0	38.0		38.0
			SW	NE		PANCHERI, DUANE	A65-11250 / 38.0	65-11250 / 38.0			
13N	04E	18	SE	NE		PANCHERI, DARWIN	A65-02696 / 39.0	65-02696 / 39.0	34.0		39
			SE	NE		PANCHERI, DUANE	A65-11250 / 39.0	65-11250 / 39.0			
13N	04E	18	NE	SE		PANCHERI, DARWIN	A65-02696 / 34.0	65-02696 / 28.0	41.0		34
			NE	SE		PANCHERI, LAURA	A65-06628 / 15.0	65-06628 / 15.0			
			NE	SE		PANCHERI, DUANE	A65-11250 / 13.0	65-11250 / 13.0			
13N	04E	18	NW	SE		PANCHERI, DARWIN	A65-02696 / 26.0	65-02696 / 30.0	40.0		26
			NW	SE		PANCHERI, DUANE	A65-17687 /	- /			
			NW	SE		PANCHERI, DUANE	A65-17687 /	- /			
			NW	SE		PANCHERI, LAURA	A65-06628 / 6.0	65-06628 / 6.0			
			NW	SE		PANCHERI, DUANE	A65-11250 / 24.0	65-11250 / 24.0			
			NW	SE		PANCHERI, DUANE	R65-17687 /	- /			
			NW	SE		PANCHERI, DUANE		65-12891 /			
13N	04E	18	SW	SE		PANCHERI, DARWIN	A65-02696 / 39.0	65-02696 / 39.0	37.0		39
			SW	SE		PANCHERI, LAURA	A65-06628 / 39.0	65-06628 / 39.0			
			SW	SE		PANCHERI, DUANE		65-12891 /			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	04E	18	SE	SE	5	PANCHERI, DARWIN	A65-02696 / 38.0	65-02696 / 38.0	33.0		38
			SE	SE	5	PANCHERI, LAURA	A65-06628 / 38.0	65-06628 / 38.0			
13N	04E	19	NE	NE	5	PANCHERI, DARWIN	A65-02696 / 32.0	65-02696 / 32.0	28.0		32
			NE	NE	5	PANCHERI, LAURA	A65-06628 / 32.0	65-06628 / 32.0			
13N	04E	19	NW	NE		PANCHERI, DARWIN	A65-02696 / 40.0	65-02696 / 40.0	40.0		40.0
			NW	NE		PANCHERI, LAURA	A65-06628 / 40.0	65-06628 / 40.0			
13N	04E	19	SW	NE		PANCHERI, DARWIN	A65-02696 / 41.0	65-02696 / 40.0	40.0		40
			SW	NE		PANCHERI, LAURA	A65-06628 / 40.0	65-06628 / 40.0			
13N	04E	19	SE	NE	6	PANCHERI, DARWIN	A65-02696 / 21.0	65-02696 / 22.0	28.0		21
			SE	NE	6	PANCHERI, LAURA	A65-06628 / 22.0	65-06628 / 22.0			
13N	04E	19	NE	NW		PANCHERI, DARWIN	A65-02696 / 5.0	65-02696 / 5.0	36.0		5
			NE	NW		PANCHERI, LAURA	A65-06628 / 12.0	65-06628 / 12.0			
13N	04E	19	SE	NW		PANCHERI, DARWIN	A65-02696 / 15.0	65-02696 / 15.0	39.0		15
			SE	NW		PANCHERI, LAURA	A65-06628 / 27.0	65-06628 / 27.0			
13N	04E	19	NE	SE		PANCHERI, DARWIN	A65-02696 / 40.0	65-02696 / 40.0	33.0		40
			NE	SE		PANCHERI, LAURA	A65-06628 / 40.0	65-06628 / 40.0			
13N	04E	19	NW	SE		PANCHERI, DARWIN	A65-02696 / 20.0	65-02696 / 20.0	26.0		20
			NW	SE		PANCHERI, LAURA	A65-06628 / 40.0	65-06628 / 40.0			
13N	04E	19	SE	SE		PANCHERI, DARWIN	A65-02696 / 40.0	65-02696 / 40.0	33.0		40
			SE	SE		PANCHERI, LAURA	A65-06628 / 40.0	65-06628 / 40.0			
13N	04E	20	NW	SW	11	PANCHERI, DARWIN	A65-02696 / 17.0	65-02696 / 17.0	26.0		17
			NW	SW	10	ADAMS, HARRY SD	A65-17164 /	- /			
			NW	SW	10	ADAMS, HARRY SD	R65-17164 /	- /			
			NW	SW	11	AMERICA ACTING THROUGH, UNITED	65-19706 /	- /			
			NW	SW	11	PANCHERI, LAURA	A65-06628 / 17.0	65-06628 / 17.0			
13N	04E	20	SW	SW	12	PANCHERI, DARWIN	A65-02696 / 20.0	65-02696 / 20.0	42.0		20
			SW	SW	12	PANCHERI, LAURA	A65-06628 / 20.0	65-06628 / 20.0			
13N	04E	30	NE	NE	5	PANCHERI, DARWIN	A65-02696 / 27.0	65-02696 / 23.0	11.0		27
			NE	NE	5	PANCHERI, LAURA	A65-06628 / 23.0	65-06628 / 23.0			

ADDITIONAL POU FOUND

- only 40 acres
exist

747

TOTAL ACRES	A65-02696	748.00	672.00	770.00
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POU COUNTY: VALLEY

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

Y() N(☒)

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A65-02696	PAYETTE RIVER, NORTH FORK	PANCHERI, DARWIN	14.960	0.020		
A65-06628	BRUSH CREEK	PANCHERI, LAURA	12.560	0.020		
A65-11250	MOORES CREEK	PANCHERI, DUANE	4.860	0.020		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A65-17687	DOMESTIC	PANCHERI, DUANE	FROM 01-01 TO 12-31	0.040 CFS	
A65-17687	STOCKWATER	PANCHERI, DUANE	FROM 01-01 TO 12-31	0.240 CFS	
65-17687	DOMESTIC	PANCHERI, DUANE	FROM 01-01 TO 12-31	0.040 CFS	
65-17687	STOCKWATER	PANCHERI, DUANE	FROM 01-01 TO 12-31	0.240 CFS	
R65-17687	DOMESTIC	PANCHERI, DUANE	FROM 01-01 TO 12-31	0.040 CFS	
R65-17687	STOCKWATER	PANCHERI, DUANE	FROM 01-01 TO 12-31	0.240 CFS	
A65-17164	STOCKWATER	ADAMS, HARRY SD	FROM 05-01 TO 12-31	0.120 CFS	
R65-17164	STOCKWATER	ADAMS, HARRY SD	FROM 05-01 TO 12-31	0.120 CFS	
65-19706	STOCKWATER	AMERICA ACTING THROUGH, UNITED	FROM 01-01 TO 12-31	0.020 CFS	

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

Y(☒) N()

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 65-6628, 65-11250.

E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A() Y(☒) N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS?

N/A() Y(☒) N()

G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM?

Y() N(☒)

H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT?

Y() N(☒)

NOTES:

TOTAL ACRES: 747 N/A()
REVIEWED BY: SVH DATE: 6-3-99

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-02696 IRRIGATION	FROM 04-15 TO 10-15	14.960 CFS	
TOTAL DIVERSION RATE/VOLUME		14.960 CFS	14.90

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-02696 IRRIGATION	FROM 04-15 TO 10-15	13.460 CFS	
TOTAL DIVERSION RATE/VOLUME		13.460 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE?

Y(☒) N(☐)

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☒) N(☐)

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM?

Y(☐) N(☒)

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS?

Y(☒) N(☐)

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS?

Y(☒) N(☐)

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☐) Y(☐) N(☒)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☐) Y(☐) N(☒)

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE?

N/A(☒) Y(☐) N(☐)

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM?

N/A(☒) Y(☐) N(☐)

PAGE: 11

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET CONTINUED

233

CLAIM NUMBER: A65-02696

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 14.960 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 13.460 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N(☒)

B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(☒) N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N(☒)

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N(☒)

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

1b. CALCULATIONS

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A
ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =
TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A
ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =
TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES: claim indicates 41 acres SW NE sec 19 - only 40 acres
exist. recommend as previously decreed - 747 acres 14.90 cfs

WR RECORD CONDITIONS/REMARKS:

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED (___)

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV		REC. DIV		REC. CONS.	
	FROM	TO	RATE	CFS	VOL.	AF/A	USE	
IRRIGATION	04-15	10-15	DATABASE 14.960	EXAMINER <u>14.90</u>	DATABASE	EXAMINER	DATABASE 0.0	EXAMINER
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
_____	_____	_____		_____		_____		_____
TOTAL FOR THIS RIGHT			14.960	_____		_____	0.0	_____

NON-IRRIGATION USES CLAIMED:

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED (✓)

REVIEWED BY: SvH

DATE: 6-3-99

FLAG: _____

STANDARD CONDITIONS (CODE):

STANDARD REMARKS (CODE):

EXPLANATORY CONDITIONS (CODE):

EXPLANATORY REMARKS (CODE):

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP _____	()	()
FORFEIT/ABANDON _____	()	()
ADDITIONAL DIV. AMOUNT _____	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 65-02696

	DATABASE	EXAMINER	CFS
TOTAL DIVERSION RATE OF WR SPLITS	13.460	_____	

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-02696	14.960	-		65-02696	13.460
TOTAL CFS		14.960				13.460

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE	FIELD EXAMINER
N	Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
☒ NAPP	DATE OF PHOTO <u>1987</u> IDWR ID NO. _____	Y(☒) N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:02:25
05/12/99

PAGE: 17
QUICKLOOK INFORMATION

239
CLAIM NUMBER: A65-02696

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:13:55
05/12/99
240

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A65-02696

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	DARWIN PANCHERI	07/28/1961	IRRIGATION	04-15 10-15	14.96 CFS	
C	JOAN L PANCHERI					
C	LAURA PANCHERI					
C	DUANE PANCHERI					
TOTAL DIVERSION:					14.96 CFS	

Water Source: PAYETTE RIVER, NORTH FORK

Tributary to: PAYETTE RIVER

Stage: DECREED

Point(s) of Diversion: T13N R04E S06 Lot13(SWNE)
S19 Lot05(NENE)

VALLEY County
VALLEY County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
13N	04E	17	:									03-14	04-14			12-26	40	13-32	14-13	:	139.0	
13N	04E	18	:	39		38		38		39								34	26	39	05-38	291.0
13N	04E	19	:	05-32		40		41	06-21		05			15				40	20		40	254.0
13N	04E	20	:													11-17	12-20					37.0
13N	04E	30	:	05-27																		27.0
																				TOTAL ACRES	748.0	

POU County: VALLEY

Other Rights: 65-6628, 65-11250.

Remarks: GEN ADDRESS CHANGED PER CLAIMANT REQUEST 9/17/98. DB

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number: 65

Field Inspection Flag:
Presumption Flag:

MAR 02, 1979

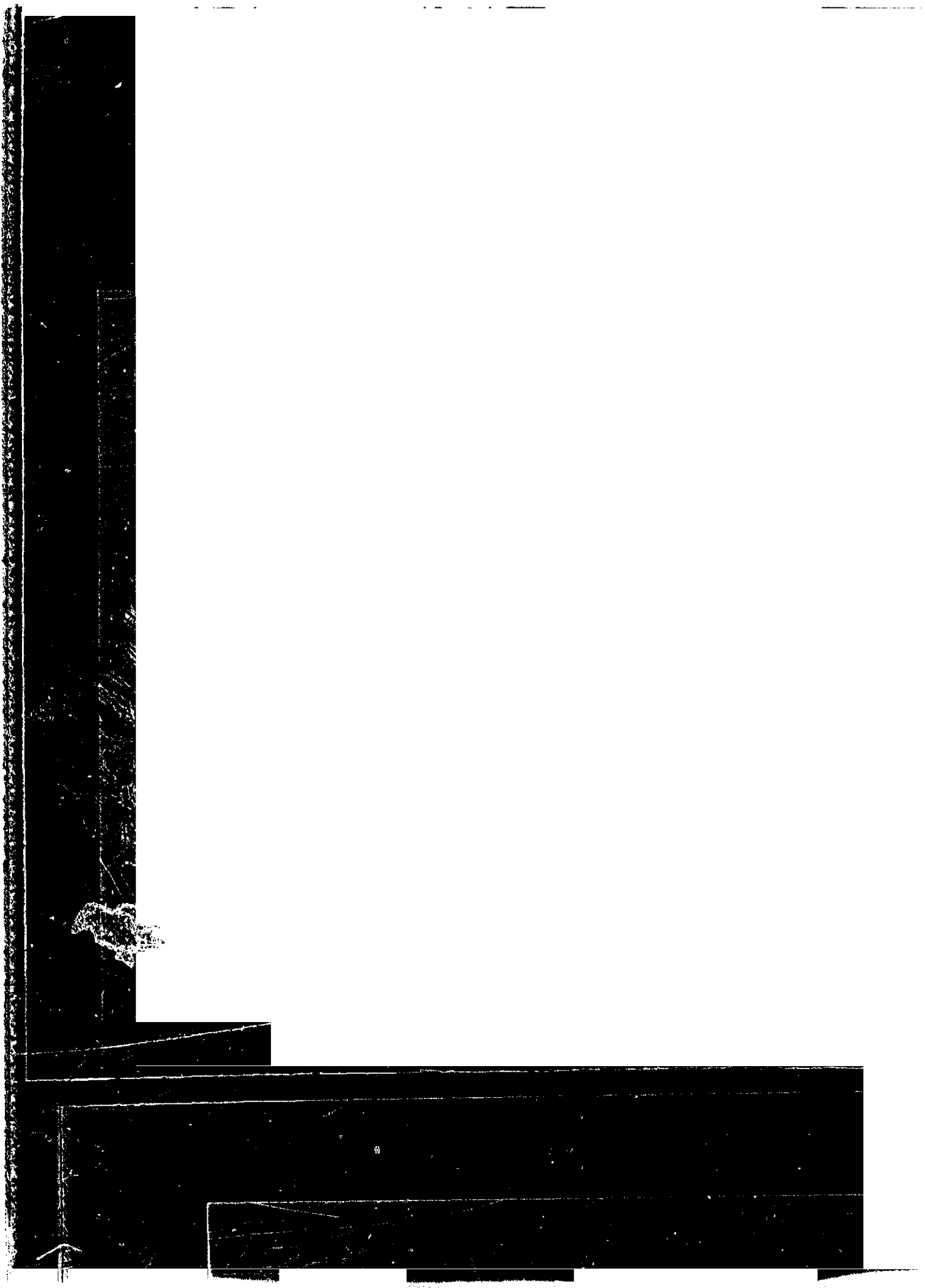
PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PRG

INDICATES TOTAL

SOURCE: NORTH FORK, PAYETTE RIVER

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	
65-2696	PANCHERI, DARWIN & PANCHERI, JEAN L. & PANCHERI, LAURA & PANCHERI, DUANE MELBA, IDAHO 83641 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-6628, 65-6622 & 65-6629 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	7/29/1961	IRRIGATION	4/15 10/15	--- AFA 14.90 CFS	LOT13 S 6 T13N R 4E LOT 4 S17 T13N R 4E LOT14 S17 T13N R 4E LOT 5 S19 T13N R 4E LOT11 S20 T13N R 4E LOT 4 S29 T13N R 4E	NWSW(40) LOT 3(14) LOT 4(14) LOT12(26) LOT13(32) LOT14(13) S17 T13N R 4E NENE(32) NWNE(39) SWNE(41) SENE(21) NENW(5) SENW(15) NESE(40) NWSE(20) SESE(40) S19 T13N R 4E NENE(27) S30 T13N R 4E NENE(39) NWNE(38) SWNE(38) SENE(39) NESE(34) NWSE(26) SWSE(39) SESE(38) S18 T13N R 4E LOT11(17) LOT12(20) S20 T13N R 4E *747*	!
65-2698	HASBROUCK, ELTINGE & HASBROUCK, JOHN CASCADE, IDAHO 83611	8/22/1961	IRRIGATION	4/15 10/15	--- AFA .60 CFS	NWSE S31 T13N R 4E	NESE(9) S31 T13N R 4E NWSW(21) S32 T13N R 4E *30*	LII
65-0595	BOISE CASCADE CORP. TIMBER & WOOD PRODUCTS DIV., 1010 JEFFERSON STREET, BOISE, IDAHO 83702 REMARKS: PUMPED TO SPRINKLE LOGS & FOR STORAGE POND.	7/ 1/1962	INDUSTRIAL	1/ 1 12/31	487.10 AFA 2.89 CFS	NENE S36 T14N R 3E	NENE SENE S36 T14N R 3E	BENE USE
65-2724	BILBAU, FRANK P.O. BOX 49, CASCADE, IDAHO 83611	11/21/1962	IRRIGATION	4/15 10/15	--- AFA 1.50 CFS	SESW S 8 T13N R 4E	NWSE(36) SWSE(40) S 8 T13N R 4E *76*	LIC
65-0452	STATE OF IDAHO DEPARTMENT OF TRANSPORTATION, DIVISION OF HIGHWAYS, P. O. 30X 7129, BOISE, IDAHO 83707	5/ 1/1963	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	NWSE S28 T 9N R 3E	NWSE S28 T 9N R 3E	BENE USE



INDIAN MATRONS GRAYING ASSOCIATION

August 26, 1907

July 15, 1908

October 31

Payable to:

October 31

Indemnity work

County of _____

	I	II	III	IV	V	VI	VII	VIII	IX	X	XI	XII	TOTAL
													1074.8
													169.0
													200.8
													254.5
													87.1
													27

748-2

THE SECRETARY OF THE ARMY

WASHINGTON, D.C.

OFFICE OF THE SECRETARY

ARMY GPO: 1964 O - 748-2

UNIVERSITY LICENSE

[The page contains extremely faint, illegible markings and bleed-through from the reverse side.]

		TOTAL
155		130.0
16		220.0
40		254.6
		27.1
		27

[Illegible handwritten notes]

[Illegible handwritten signature]
State Registration Engineer

[Illegible handwritten initials]

WATER WISENESS

The following is a list of the names of the persons who have been appointed to the various positions in the County of Cook, Illinois, for the year 1900:

Position	Name
County Clerk	John A. Smith
County Treasurer	James B. Jones
County Auditor	William C. Brown
County Engineer	Charles D. White
County Surveyor	Edward F. Black
County Assessor	George H. Green
County Collector	Frank I. Gray
County Jailor	Henry J. Hall
County Prisoner	John K. King
County Prisoner	James L. Lee
County Prisoner	William M. Martin
County Prisoner	Charles N. Nelson
County Prisoner	Edward O. Olson
County Prisoner	George P. Peterson
County Prisoner	Frank Q. Quinn
County Prisoner	Henry R. Reed
County Prisoner	John S. Shaw
County Prisoner	James T. Taylor
County Prisoner	William U. Underhill
County Prisoner	Charles V. Vance
County Prisoner	Edward W. Ward
County Prisoner	George X. West
County Prisoner	Frank Y. Young
County Prisoner	Henry Z. Zimmerman

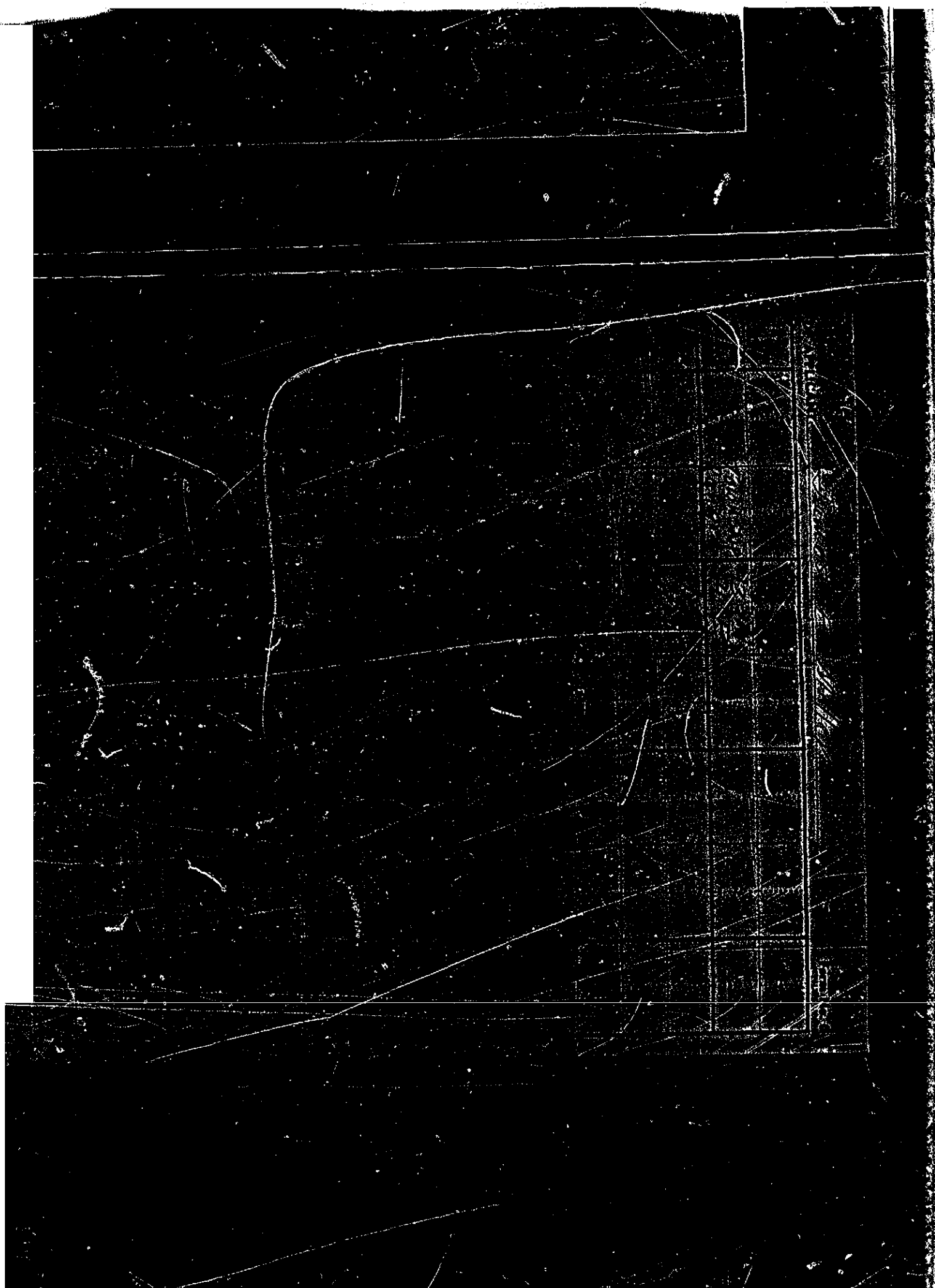
The following is a list of the names of the persons who have been appointed to the various positions in the County of Cook, Illinois, for the year 1900:

Position	Name
County Clerk	John A. Smith
County Treasurer	James B. Jones
County Auditor	William C. Brown
County Engineer	Charles D. White
County Surveyor	Edward F. Black
County Assessor	George H. Green
County Collector	Frank I. Gray
County Jailor	Henry J. Hall
County Prisoner	John K. King
County Prisoner	James L. Lee
County Prisoner	William M. Martin
County Prisoner	Charles N. Nelson
County Prisoner	Edward O. Olson
County Prisoner	George P. Peterson
County Prisoner	Frank Q. Quinn
County Prisoner	Henry R. Reed
County Prisoner	John S. Shaw
County Prisoner	James T. Taylor
County Prisoner	William U. Underhill
County Prisoner	Charles V. Vance
County Prisoner	Edward W. Ward
County Prisoner	George X. West
County Prisoner	Frank Y. Young
County Prisoner	Henry Z. Zimmerman

		TOTAL
100	100	189.0
100	100	200.0
100	100	254.5
100	100	37.3
100	100	27

State Reclamation Engineer

3-2017
67-2696





State of Idaho

DEPARTMENT OF WATER RESOURCES

WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

June 21, 1984

Darwin Pancheri
Duane Pancheri
Melba, ID 83641

RE: 65-6628, 65-2696

Gentlemen:

The information you presented in the meeting in this office on June 13, 1984 has been reviewed. The Department concurs in your position that the land list and amount of water for 65-6628 should be changed.

By adding the additional irrigated land in Sections 17, 20, 29 and 30, the number of acres for 65-6628 would total 628 and the diversion rate would be 12.56. A review of the lands for 65-6628 led to an inspection of 65-2696. Correspondingly the Department would recommend that the number of irrigated acres for 65-2696 is 673 instead of 748 and the diversion rate is 13.46 cfs instead of 14.96 cfs.

I have not enclosed the detailed land list with appropriate changes. If you wish to review these findings with me after you have the ASCS aerial photograph, please call me for an appointment.

Thanks for your continuing cooperation.

Regards,

DONALD V. SHAFF
Adjudication Unit Leader

DVS:ns

cc: Mr. Ringert
Mr. Richards
Mr. Barber

		38.0	39.0	14	
		38.0	39.3	14	
		26.1	39.4	40.0	26.0
		38.5	37.3	32.0	13.0
5		39.8	32.0		
15		41.3	21.4		
		20	40	12.4	
			40	19.7	
				0	0

SUB P- 26

AREA- 748.2

ALLUVEIAL - 14.96

VOL - 2244

10-22-69 02

Permit No. 30017 65-

Name of Applicant Indian Valley Grazing Association, Inc., Indian Valley, Idaho

Source of Water North Fork Payette River

a tributary of Payette River

Location of P.D. Lot 13, Sec. 6; Lot 4, Lot 14, Sec. 17; Lot 5, Sec. 19; Lot 11, Sec. 20; Lot 4, Sec. 29, T. 13 N, R. 4 E, S. 4.

Water is used for Irrigation

Quantity of water claimed: Permit 16.6 c.f.s. Depositions 16.6 c.f.s.

Type of measuring device installed or method of measurement and general description of diversion works 2 electric pumps and portable diesel pump and pipe quantity measured by weir in ditch

Land to be irrigated or place of use:

TWP.	RGE.	SEC.	Description
13 N	4 E	18	EL
		17	W-1/4, SW-1/4
		19	NE-1/4, E-1/4, NW-1/4, SE-1/4
		20	W-1/4
		29	N-1/4
		30	NE-1/4

Filed - July 29, 1961

Due - August 7, 1974

Repe - July 15, 1968

Priority - July 29, 1961

Total acreage 932.55 acres

Other rights and acreage covered: (Indicate amounts, source, licensed or decreed, and acreage covered by subdivision; also show land covered on the map.)

Permits on Brush Creek and Mores Creek - 14 cu. ft. drops to 20 in.

July 1

30017 65-2696

Source of supply NORTH FORK OF PAYETTE RIVER
a tributary of SOUTH PAYETTE RIVER
Location of P.D. (s) PUT IN

Water is used for IRRIGATION
Quantity of water found 15.740 cfs
How was the measurement made? PIGMY CURRENT METER
Measurement calculations 4.396 6.396
8.0 0.956
6.639
1.753
15.744

Diversion works description and diagram
separate sheet

Indicate area irrigated in each subdivision on the map.

Total acreage irrigated 748.2

If water is used for purposes other than irrigation, fully describe how the water is used and what is done with it after the use.

Who represented the permit holder at the examination?

JOHN HOLMES

Recommended allowance for licensing 15.78 cfs

Description of required amendments. Comments.

Gravity irrigation system no sprinklers

Report checked?

Examination date 7-12-12

Signature Dennis Simonschick

WRD417

WATER RIGHTS PROOF READI

WATER RIGHT NUMBER 65-2696

OWNER LAST NAME - PANCHERI FIRST NAME -
OWNER LAST NAME - PANCHERI FIRST NAME -
OWNER LAST NAME - PANCHERI FIRST NAME -
OWNER LAST NAME - PANCHERI FIRST NAME -

ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - MELBA
SOURCE - PAYETTE RIVER, NORTH FORK TRIBUTARY OF - PAYETTE RIVER
STAGE - DECREE STATUS - PRIORITY - 07-28-1961

TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - 65 DI
DIVERSION POINT - NENE 19 13N 04E LOT 05 REDIV - 0.0 0.0
NWSW 20 13N 04E LOT 11 REDIV - 0.0 0.0
NNNN 29 13N 04E LOT 04 REDIV - 0.0 0.0
SWNE 06 13N 04E LOT 13 REDIV - 0.0 0.0
SWNW 17 13N 04E LOT 04 REDIV - 0.0 0.0
SESW 17 13N 04E LOT 14 REDIV - 0.0 0.0

FROM - 04-15 TO - 10-15 USE - IRRIGATION USE DIV. RATE -
USE - IRRIGATION PLACE OF USE - TWN 13N RNG 04E

USE - IRRIGATION PLACE OF USE - TWN 13N RNG 04E

USE - IRRIGATION PLACE OF USE - TWN 13N RNG 04E

USE - IRRIGATION PLACE OF USE - TWN 13N RNG 04E

USE - IRRIGATION PLACE OF USE - TWN 13N RNG 04E

DECREE NAME -

REMARKS - THIS RT. WHEN COMBINED WITH RTS. 65-6628, 65-6629 & 65-11250-
SHALL PROVIDE NO MORE THAN 0.02 CFS/AC.

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE - PERMIT/DENIED - PROTESTED -

PROOF MADE - FLD EXAM - COND. OF APPROVAL -

DIVERSION MEANS -

FIRST NAME - DARWIN ORIG OWNER -
FIRST NAME - JOAN L. ORIG OWNER -
FIRST NAME - LAURA ORIG OWNER -
FIRST NAME - DUANE ORIG OWNER -

NE 2 -

LBA

YETTE RIVER

STATE - ID ZIP CODE - 83641

Y - 07-28-1951 COUNTY - VALLEY TOTAL DIV. RATE - 14.9600 -CFS

DIST. - 65 DLE/CAREY ACT - RIGHT BASIS - E

0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0

USE DIV. RATE - 14.9600 CFS USE DIV. VOLUME - .00 AFR

N 13N RNG 04E SEC 17 TRACT NNWN LOT 03 AC 14 TRACT SWNW LOT 04 AC 14

TRACT NEEW LOT 12 AC 26 TRACT NWSW LOT AC 40

TRACT SNEW LOT 13 AC 32 TRACT SESW LOT 14 AC 13

N 13N RNG 04E SEC 18 TRACT NENE LOT AC 39 TRACT NNWE LOT AC 38

TRACT SENE LOT AC 38 TRACT SENE LOT AC 39

TRACT NESE LOT AC 34 TRACT NWSE LOT AC 26

TRACT SENE LOT AC 39 TRACT SESE LOT 05 AC 38

N 13N RNG 04E SEC 19 TRACT NENE LOT 05 AC 32 TRACT NNWE LOT AC 40

TRACT SENE LOT AC 40 TRACT SENE LOT 06 AC 22

TRACT NENW LOT AC 05 TRACT SENW LOT AC 15

TRACT NESE LOT AC 40 TRACT NWSE LOT AC 20

TRACT SESE LOT AC 40

N 13N RNG 04E SEC 20 TRACT NWSW LOT 11 AC 17 TRACT SWSW LOT 12 AC 20

N 13N RNG 04E SEC 20 TRACT NENE LOT 05 AC 27

DATE -

TOTAL ACRES

748

9 # 65-11250

TED -

HEARING -

OLD NO. -

248

July 26, 1977

W. F. Ringert
Attorney at Law
ANDERSON, KAUFMAN, ANDERSON AND RINGERT
Idaho Building
Boise, Idaho 83701

Dear Mr. Ringert:

In response to your letter of June 29, 1977, regarding the possible water rights of Darwin and Duane Pancheri, we have found ~~Indian Valley~~ Grazing Association, Inc. filed adjudication claims 65-2696, 65-2534, 65-7379, 65-6622, 65-6628, and 65-6629. These claims are for water rights on the lands described in extracts of the contracts you provided.

Please find enclosed copies of these claims and claim forms that your clients may file to amend these claims. In this manner the Pancheris can be listed as the holders of the water rights.

In addition, there may be unclaimed water rights in Section 7, T13N-R4E, that lie west of the railroad tracks and lands in the SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, T13N-R3E, as well as possible rights for a part of Section 19, T13N-R4E.

If you or your clients need further assistance in this matter, please feel free to contact me.

Sincerely,

DONALD V. SHAFF
Water Resource Agent

DVS:lp

Enclosure

ANDERSON, KAUFMAN, ANDERSON AND RINGERT
CHARTERED
LAWYERS

EUGENE H. ANDERSON (1902-1972)
SAMUEL KAUFMAN
RICHARD ANDERSON
WILLIAM F. RINGERT
D. BLAIR CLARK
ANDREW M. HARRINGTON
HOWARD R. FOLEY
JEFFREY R. CHRISTENSON

IDAHO BUILDING
BOISE, IDAHO 83701

June 29, 1977

AREA CODE 208
TELEPHONE 342-4591
POST OFFICE BOX 2773

RECEIVED
JUN 30 1977

Mr. L. Glen Saxton, P.E.
Western Regional Supervisor
Department of Water Resources
92 South Cole Road
Boise, Idaho 83705

Department of Water Resources
Western Regional Office

Re: Darwin and Duane Pancheri
Payette River Adjudication

65-2696
- 2534
- 7379
- 6622
- 6628
- 6629

Dear Mr. Saxton:

I write as attorney for Darwin and Duane Pancheri of Melba, Idaho, and with regard to their water rights for lands in Valley County, Idaho, which are involved in the pending Payette River adjudication suit.

I enclose herewith an extract from a Warranty Deed from Skyline-We Pac Company to the Pancheris and an extract from a Contract of Sale between Indian Valley Grazing Association, Inc., and Skyline-Wepac Company. These extracts set forth the legal description of the lands owned, or being acquired, by the Pancheris.

Darwin Pancheri advised me that he thought the Indian Valley Grazing Association might have filed a notice of claim of water right, covering the water rights for the lands described in the two extracts, in the Payette River adjudication suit. Would you please cross-check these legal descriptions against your records of water right claims which have been filed in the adjudication suit, and advise me as to whether water right claims have been filed for these lands.

If a water right claim has not been filed for these lands, would you please send me several copies of the form used for preparation of a water right claimed in the Payette River adjudication.

Thank you for your attention to this matter.

Yours very truly,

ANDERSON, KAUFMAN, ANDERSON & RINGERT

By

W. F. Ringert
W. F. Ringert

WFR:am
Enclosures

WATER LICENSE

Water License No. 30017/65-2696 Priority July 28, 1961 Amount 14.96 c.f.s.

THIS IS TO CERTIFY, that James E. Miller - Assignee - INDIAN VALLEY GRAZING ASSOCIATION, INC. of Indian Valley, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated July 28, 1961; that Permit 30017/65-2696 was issued pursuant to said application; that the proposed works were completed on or about August 25, 1967 with a storage/or carrying capacity of 15.74 c.f.s., said works consisting of pumps, motors, and pipes; and that on July 15, 1968 proof was made to the satisfaction of the State Reclamation Engineer, of the beneficial use of 2244 acre feet per season, with a maximum rate of diversion of 14.96 cubic feet per second of the waters of North Fork Payette River, tributary of Payette River for the purpose of Irrigation from April 1 to October 31; and for _____ from _____ to _____; and for _____ from _____ to _____; and that the use of said waters has been made in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer and entered in the records of the Idaho Department of Reclamation: the point of diversion is located in Lot 13 ~~xxx~~ 1/4, Sec. 6, T. 13 N, R. 4 E, B.M., and other additional points Lot 4, Lot 14 Sec. 17; Lot 5, Sec. 19; Lot 11 Sec. 20; Lot 4 Sec. 29, Twp. 13 N. Rge. 4 E., Valley, and that the amount of water to which such right is entitled and which is hereby confirmed, for the purposes aforesaid, is limited to an amount actually beneficially used for said purposes and shall not exceed 2244 acre feet per year.

Description and location of place of use:

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13 N	4 E	17						L 3 14	L 4 14		L 12 26	40	L 13 32	L 14 13					139.0
		18	39	38	38	39.3									34.4	26.1	38.5	37.3	290.6
		19	L5 32	39.8	41.3	L6 21.4	5			15					40	20		40	254.5
		20									L11 17.4	L12 19.7							37.1
		30	L5 27																27

Total number of acres irrigated 748.2

The right to the use of the water hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

22nd day of December, 19 69.

R. Keith Higgins
State Reclamation Engineer

65 2696

30017
65-2696

Valley, State of Idaho, and more particularly described as follows, to wit:

In Township 13 North, Range 4 E.B.M.

Sec. 5: Lots 12 and 13;

Sec. 6: All that part of the E $\frac{1}{2}$ of the SW $\frac{1}{4}$ lying East of Cabarton Road. Also the W $\frac{1}{2}$ of the SE $\frac{1}{4}$, the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$, and Lot 14;

Sec. 7: The E $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$.

Together with all water and water rights heretofore and now existing for use on the above described lands, including but not limited to all filed upon water rights with the State of Idaho, Department of Water Administration, as reflected where pertinent by Permit/License No. 21619, now designated as License No. 65-2534, a copy of which license is hereto attached and by reference there to made a part hereof the same as though set forth herein in full and at length.

Also, together with one 15 horsepower electric motor No. JC4150 with attached pumps, switches and other facilities.

LAW OFFICES
VAN D SWEET
WEISER, IDAHO
63072

1/pb

Exhibit B

Department of Water Resources
Western Regional Office

Contract of Sale

RECEIVED
JUN 17 1977

Department of Natural Resources
Western Regional Office

WARRANTY DEED

SKYLINE-WE PAC COMPANY, consisting of The Skyline Corporation, an Idaho Corporation, and We-Pac Company, a partnership composed of Varselle Weaver and Janice Weaver, Husband and Wife, and Robert C. Packard and Talmadge Packard, Husband and Wife, GRANTORS of Boise, County of Ada, State of Idaho, hereby CONVEYS, GRANTS and WARRANTS TO DARWIN PANCHERI and JOAN L. PANCHERI, Husband and Wife, and DUANE PANCHERI and LAURA PANCHERI, Husband and Wife, GRANTEES of Melba, Canyon County, State of Idaho, for the sum of TEN DOLLARS (\$10.00) the following described tract(s) of land in Valley County, State of Idaho:

All that part of the Southeast Quarter of the Southeast Quarter (SE1/4SE1/4) of Section 12 lying East of Cabarton Road; All that part of the Northeast Quarter of the Northeast Quarter (NE1/4NE1/4) and the Southeast Quarter of the Southeast Quarter (SE1/4SE1/4) of Section 13 lying east of Cabarton Road, all in Township 13 North, Range 3 East of Boise Meridian.

The East Half (E1/2) (less, however, the East Half (E1/2) of the NE 1/4 of the NE 1/4), all that part of the East Half (E1/2) of the Northwest Quarter (E1/2NW1/4), the East half of the Southwest Quarter (E1/2SW1/4) and Lot Four (4) of Section Seven (7), lying East of Cabarton Road;

Lots Three (3), Four (4), Twelve (12), Thirteen (13), and Fourteen (14), and the Northwest Quarter of the Southwest Quarter (NW1/4SW1/4) of Section Seventeen (17);

Lots One (1), Four (4), Five (5), the Northeast Quarter of the Northwest Quarter (NE1/4NW1/4), the Southeast Quarter of the Southwest Quarter (SE1/4SW1/4), the Northeast Quarter (NE1/4), the North Half of the Southeast Quarter (N1/2SE1/4) and the Southwest Quarter of the Southeast Quarter (SW1/4SE1/4) of Section Eighteen (18);

That part of Lot One (1) lying North and East of Cabarton Road; Lots Five (5) and Six (6);

East Half of the West Half (E1/2W1/2), the East Half of the Southeast Quarter (E1/2SE1/4), West Half of the Southeast Quarter (W1/2SE1/4) and the West Half of the Northeast Quarter (W1/2NE1/4) of Section Nineteen (19);

Lot Twelve (12) of Section Twenty (20);

Lots Three (3) and Four (4) of Section Twenty-Nine (29);

Lot Five (5) of Section Thirty (30), all in Township Thirteen (13) North, Range Four (4), East of the Boise Meridian.

$$707(3) = 2121 AF$$

$$\begin{array}{r} 729 \\ .02 \\ \hline 14.58 \text{ ccs.} \end{array}$$

file in 14.96 ccs & 2244 AF.
Rec. 14.54 ccs & 2187 AF.

Scott

1 **DAVID H. LEROY**
2 Attorney General
3 State of Idaho
4 Statehouse, Room 210
5 Boise, Idaho 83720
6 Telephone: (208) 384-2400

7 **W. HUGH O'RIORDAN**
8 Deputy Attorney General
9 Chief, Natural Resources Division

10 **JOSEPHINE P. BEEMAN**
11 Deputy Attorney General
12 Natural Resources Division
13 Telephone: (208) 384-2215

14 IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
15 OF THE STATE OF IDAHO, IN AND FOR
16 THE COUNTY OF GEM

17	IN THE MATTER OF THE GENERAL	)	CIVIL NO. 3667
18	DETERMINATION OF THE RIGHT	)	
19	TO THE USE OF SURFACE AND	)	ORDER CONFORMING PROPOSED
20	GROUNDWATERS OF THE PAYETTE	)	FINDING OF WATER RIGHTS TO
21	RIVER DRAINAGE BASIN.	)	UNCONTESTED OBJECTIONS

22 The motion of the Department of Water Resources for an
23 order amending the proposed finding of water rights to conform to
24 uncontested objections having come before the court for hearing,
25 and the court being fully advised in the premises,

26 IT IS HEREBY ORDERED that the proposed finding, of water
27 rights be amended in conformance with the previously filed res-
28 ponses of the Department of Water Resources to the objections of:

29 Warren H. Brown - objection uncontested by Department
30 Jane D. Flack - Department's response to objection
31 acceptable

32 Joseph W. Jensen - Department's response to objection
 acceptable

 Dr. Floyd G. Johnson & F. Elizabeth Johnson - objection
 uncontested by Department

 Harold L. Rohlfing - objection uncontested by Department
 James A. Warner - objection uncontested by Department

1 Carl J. Wilt and Grace G. Wilt - objection uncontested
2 by Department

3 DATED This _____ day of _____, 1979.
4
5

6 Gilbert C. Norris
7 District Judge
8
9
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FILED

SEP 14 1979

CLERK

THELMA R. KOLODZIEJ CLERK

DEBBIE BACOR DEPUTY

DAVID H. LEROY
Attorney General
State of Idaho
Statehouse, Room 210
Boise, Idaho 83720
Telephone: (208) 384-2400

W. HUGH O'RIORDAN
Deputy Attorney General
Chief, Natural Resources Division

JOSEPHINE P. BEEMAN
Deputy Attorney General
Natural Resources Division
Telephone: (208) 384-2215

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR

THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL)
DETERMINATION OF THE RIGHT)
TO THE USE OF SURFACE AND)
GROUNDWATERS OF THE PAYETTE)
RIVER DRAINAGE BASIN.)

CIVIL NO. 3667

NOTICE OF HEARING FOR MOTION
TO AMEND THE PROPOSED FINDING
OF WATER RIGHTS TO CONFORM TO
UNCONTESTED OBJECTION

TO: Warren H. Brown, Jane D. Flack, Joseph W. Jensen, Rhea B.
Jensen, Dr. Floyd G. Johnson, F. Elizabeth Johnson, Harold L.
Rohlfing, James A. Warner, Carl J. Wilt, Grace G. Wilt

YOU WILL PLEASE TAKE NOTICE That the Idaho Department of
Water Resources will bring its NOTICE OF HEARING FOR MOTION TO
AMEND THE PROPOSED FINDING OF WATER RIGHTS TO CONFORM TO
UNCONTESTED OBJECTIONS on for hearing before this Court at the
Canyon County Courthouse in Caldwell on the 20th day of
September, 1979 at the hour of 2:00 o'clock p.m. or as soon there-
after as counsel can be heard.

DATED This 13th day of September, 1979.

DAVID H. LEROY

Attorney General of Idaho

Josephine P. Beeman
JOSEPHINE P. BEEMAN
Deputy Attorney General
Natural Resources Division

RECEIVED
FILED

MAR 3 1982

Department of Water Resources

FEB 26 1982

Thelma R. Hobdy CLERK
Debra R. Baco DEPUTY

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL)
DETERMINATION OF THE RIGHT TO THE)
USE OF SURFACE AND GROUNDWATERS)
OF THE PAYETTE RIVER DRAINAGE)
BASIN.)

Civil No. 3667

O R D E R

This matter having come before the Court for hearing on March 24, 1980 upon Motion To Correct Clerical Oversights, filed by the Department of Water Resources which motion was granted in all other respects by Order dated September 20, 1979, and upon Motion For Order Approving Proposed Findings of Water Rights and Objection to Proposed Amendment thereto by the State of Idaho Department of Water Resources, filed by Orville Jackson, and the Court being fully advised in the premises,

IT IS HEREBY ORDERED that the proposed finding of water rights be amended in conformance with Exhibit A which is attached hereto and incorporated herein by this reference.

DATED this 25th day of February, 1982.

Gilbert C. Norris
GILBERT C. NORRIS
District Judge

INDICATES TOTAL

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	USE	USE PERIOD FROM TO	MAX AMOUNT MAX RATE	DIVERSION POINT	PLACE OF USE AND ACREAGE	BASIS FOR RIGHT
SOURCE: NORTH FORK, PAYETTE RIVER								
65-2696 VOL. II P. 234	PANCHERI, DARWIN & PANCHERI, JOAN L. & PANCHERI, LAURA & PANCHERI, DUANE MELBA, IDAHO 83641 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-6628, 65-6622, & 65-6629 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	7/28/1961	IRRIGATION	4/15 10/15	--- AFA ~~14.90~~ CFS 14.96 CFS	LOT13 S 6 T13N R 4E LOT 4 S17 T13N R 4E LOT14 S17 T13N R 4E LOT 5 S19 T13N R 4E LOT11 S20 T13N R 4E LOT 4 S29 T13N R 4E	NWSW(40) LOT 3(14) LOT 4(14) LOT12(26) LOT13(32) LOT14(13) S17 T13N R 4E NENE(32) NWNE(39) SWNE(41) SENE(21) NENW(5) SENW(15) NESE(40) NWSE(20) SESE(40) S19 T13N R 4E NENE(27) S30 T13N R 4E NENE(39) NWNE(38) SWNE(38) SENE(39) NESE(34) NWSE(26) SWSE(39) SESE(38) S18 T13N R 4E LOT11(17) LOT12(20) S20 T13N R 4E *747*	LICENSE
SOURCE: SILVER GREEK PARKS CREEK								
65-3229 VOL. II P. 332	PANCHERI, DUANE & PANCHERI, JOSEPH ROUTE 1, MELBA, IDAHO 83641 REMARKS: SOURCE IS ALSO KNOWN AS HARPHAM CREEK, SCHOOL SECTION CREEK OR SILVER CREEK & PARKS CREEK.	8/12/1901	IRRIGATION	4/15 10/15	--- AFA .50 CFS	TRIBUTARY TO: NENW S36 T17N R 2E	CURTIS CREEK NWSW(11)SWSW(15) SESW(39) S25 T17N R 2E *65*	DECREE

CFS
Total Acres
POU
No Remarks

EXHIBIT A PAGE 16 OF 22

MOTION TO CORRECT CLERICAL ERRORS

Scott

17

JIM JONES
Attorney General
State of Idaho
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Boise, Idaho 83720
Telephone: (208) 334-2400

PHILLIP J. RASSIER
JOSEPHINE P. BEEMAN
Deputy Attorneys General
Department of Water Resources
450 West State Street
Boise, ID 83720
Telephone: (208) 334-4448

I hereby certify that this is
a true and correct copy of
the original stipulation and
order filed in this cause
on the 30th day of December,
1986, at 1:50 p.m.

John R. Donahue
District Judge

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL	)	Civil No. 3667
DETERMINATION OF THE RIGHT TO	)	
THE USE OF SURFACE AND GROUND-	)	STIPULATION AND ORDER:
WATER OF THE PAYETTE RIVER	)	PANCHERIS AND LESLIE
DRAINAGE BASIN	)	

The director of the Idaho Department of Water Resources, Darwin Pancheri and Joan L. Pancheri, Duane Pancheri and Laura Pancheri ("Pancheris" herein), and William John Leslie ("Leslie" herein) stipulate to the following water rights for the Pancheris and Leslie, and A. L. Cattle, Inc. within the Brush Creek drainage which is tributary to the North Fork of the Payette River. All of these water rights are listed in complete detail in the attached Exhibit A, but are listed in an abbreviated form here.

1. Andy Creek, tributary to South Fork Moores Creek
65-3420 (Leslie): 2.08 cfs for irrigation with a
priority date of 4/1/1894;
2. House Creek, tributary to North Fork Moore's Creek
65-3419 (Leslie): 2.62 cfs for irrigation with a
priority date of 4/1/1894;
3. Moores Creek, tributary to Brush Creek
65-11250 (Pancheris): 4.86 cfs for irrigation with a
priority date of 5/1/1899;
4. North Fork Moores Creek, tributary to Moores Creek
65-3419 (Leslie): 2.62 cfs for irrigation with a
priority date of 4/1/1894;
65-3420 (Leslie): 2.08 cfs for irrigation with a
priority date of 4/1/1894;
5. South Fork Moores Creek, tributary to Moores Creek
65-3420 (Leslie): 2.08 cfs for irrigation with a
priority date of 4/1/1894;
6. Springs, tributary to Moores Creek
65-3418 (Leslie): 0.04 cfs for irrigation with a
priority date of 4/1/1910.

With respect to rights 65-3418, 65-3419, 65-3420 (in the name of Leslie), the Pancheris and Leslie agree as follows. Although right 65-3418 on springs tributary to Moores Creek is junior in priority to the Pancheris' downstream right 65-11250 on Moores Creek, it will be considered for distribution purposes to be a prior right as long as the following conditions are satisfied:

a. The use of water by Leslie, his successors, heirs and assigns under rights 65-3418, 65-3419, and 65-3420 will not be expanded to lands not shown to be irrigated on the attached Exhibit A. That is if the Exhibit shows a given number of acres irrigated in a quarter section, Leslie will not increase the number of acres being irrigated in that fractional section.

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Department of Water Resources

Department of Water Resources

FILED

O'CLOCK

JUL 15 1987

JIM JONES
Attorney General

PHILLIP J. RASSIER
JOSEPHINE P. BEEMAN
Deputy Attorneys General
Department of Water Resources
Statehouse
Boise, Idaho 83720
Telephone: (208) 334-4448

Thelma R. Kolodziej CLERK
Lori R. Ransom DEPUTY

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR GEM COUNTY

IN THE MATTER OF THE GENERAL	)	Civil No. 3667
DETERMINATION OF THE RIGHTS TO	)	
THE USE OF SURFACE AND GROUND	)	STIPULATION RE MOTION
WATER OF THE PAYETTE RIVER	)	TO CORRECT CLERICAL ERROR
DRAINAGE.	)	
	)	

COMES NOW A. Kenneth Dunn, Director of the Idaho Department of Water Resources (director), through the undersigned deputy attorney general, and W. A. (Guss) Ziegler (Ziegler), and stipulate as follows:

1. Ziegler is the claimant and current owner of water right no. 65-5993.

2. Water right no. 65-5993 was determined by the Partial Decree (decree) signed by this court December 20, 1985. The decree incorporated by reference the description of the water right set forth in the Proposed Finding of Water Rights in the Payette River Drainage Basin (report) filed by the director April 26, 1979.

3. The report incorrectly lists the source of water for water right no. 65-5993 as wastewater, tributary to Lateral B, Drainage Dist. No. 1.

4. The source of water for water right no. 65-5993 should be listed as Graveyard Gulch Wasteway, tributary to Main Drain, Dist. No. 1.

5. The report and the decree should be amended to show the correct source of water for water right no. 65-5993.

DATED this 31st day of March, 1987.

JIM JONES
Attorney General

Josephine P. Beeman
JOSEPHINE P. BEEMAN
Deputy Attorney General
Idaho Department of
Water Resources

DATED this 8 day of April, 1987.

W. A. Ziegler
W. A. (GUSS) ZIEGLER

16

I hereby certify that this
is a true and correct copy of
the original Stipulation and
Order filed in this cause on
the 30th day of December, 1986
at 1:43 p.m.

John R. Dostert
District Judge

JIM JONES
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IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL	)	Civil No. 3667
DETERMINATION OF THE RIGHT TO	)	
THE USE OF SURFACE AND GROUND-	)	STIPULATION AND ORDER:
WATER OF THE PAYETTE RIVER	)	PANCHERIS/LITTLES/
DRAINAGE BASIN	)	A. L. CATTLE INC.

The director of the Idaho Department of Water Resources, Darwin Pancheri and Joan L. Pancheri, Duane Pancheri and Laura Pancheri ("Pancheris" herein), the estate of Myrn H. Little, and A. L. Cattle, Inc. stipulate to the following water rights for the Pancheris, the estate of Myrn H. Little, and A. L. Cattle, Inc. within the Brush Creek drainage which is tributary to the North Fork of the Payette River. All of these water rights are listed in complete detail in the attached Exhibit A, but are listed in an abbreviated form here.

1. Brush Creek, tributary to North Fork, Payette River
65-6628 (Pancheris): 12.56 cfs for irrigation with a
priority date of 4/1/1912;
65-1979 (A. L. Cattle, Inc.): 6.24 cfs for
irrigation with a priority date of 6/1/1918;
2. Moores Creek, tributary to Brush Creek
65-11250 (Pancheris): 4.86 cfs for irrigation with a
priority date of 5/1/1899;
3. Andy Creek, tributary to South Fork Moores Creek, and
South Fork Moores Creek, tributary to Moores Creek
65-11280 (A. L. Cattle, Inc.): 1.06 cfs for
irrigation with a priority date of 6/1/1902.

With respect to right 65-11280 (in the name of A. L. Cattle, Inc.), the Pancheris and A. L. Cattle, Inc. agree as follows. Although right 65-11280 on Andy Creek is junior in priority to the Pancheri's downstream right 65-11250 on Moores Creek, it will be considered for distribution purposes to be a prior right as long as the following conditions are satisfied:

a. The use of water by A. L. Cattle, Inc., its successors and assigns under right 65-11280 will not be expanded to lands not shown to be irrigated on the attached Exhibit A. That is if the Exhibit shows a given number of acres irrigated in a quarter section, A. L. Cattle, Inc. will not increase the number of acres being irrigated in that fractional section.

b. A. L. Cattle, Inc. agrees, for and on behalf of itself, successors and assigns, not to change the method of irrigating under 65-11280 even though the method of irrigating can be changed without increasing the consumptive use, such as changing from the present method of irrigating, flood irrigation, to sprinklers.

1 c. A. L. Cattle, Inc. agrees for and on behalf of
2 itself, its successors and assigns not to change
3 either the place of use of the water or the points of
4 diversion without first obtaining the written consent
5 of the Pancheris or the Pancheris' successors and
6 assigns.

7 d. A. L. Cattle, Inc. agrees, for and on behalf of
8 itself, its successors and assigns to use the water
9 in such a manner that all water not needed for the
10 propagation of crops will either be left in the
11 natural drainage or will be returned back to Moores
12 Creek upstream from the Pancheris' point of diverison
13 as it presently exists.

14 e. The enforcement of those conditions which occur
15 after the water is diverted from the natural channel
16 will be the responsibility of the private parties,
17 except that Water Resources may also exercise its
18 authority under Title 42, Idaho Code.

19 4. Springs, tributary to Moores Creek

20 65-1972 (estate of Myrn H. Little): .04 cfs for
21 domestic purposes with a priority date of 5/1/1901;

22 65-1973 (estate of Myrn H. Little): .01 cfs for
23 domestic purposes with a priority date of 5/1/1901.

24 The Pancheris, the estate of Myrn H. Little and A. L.
25 Cattle, Inc. further agree, based upon this stipulation, to
26 withdraw the objections that each had filed affecting their
27 respective rights on Brush Creek, Moores Creek and Andy Creek.

Dated this 30th day of December, 1986.

RINGERT, CLARK, HARRINGTON,
'REID, CHRISTENSON & KAUFMAN,
CHARTERED

By:

W. F. Ringert 12-30-86
William F. Ringert, a member
of the firm
Attorneys for Darwin Pancheri,
Joan L. Pancheri, Duane
Pancheri, and Laura Pancheri

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Saul Gorrondo 27 December 1986

Louie Gorrondo, Attorney for
Claimant Agnes Brailsford,
Personal Representative of the
Estate of Myrn H. Little,
Deceased and for Claimant
A. L. Cattle, Inc.

JIM JONES
Attorney General

Josephine P. Beeman 26 December 1986

Josephine P. Beeman
Deputy Attorney General
Idaho Department of Water
Resources

Attorney General
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IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL	)	Civil No. 3667
DETERMINATION OF THE RIGHT TO	)	
THE USE OF SURFACE AND GROUNDWATER	)	ORDER
OF THE PAYETTE RIVER DRAINAGE	)	
BASIN	)	

The foregoing stipulation having come duly and regularly
before the court and good cause appearing therefore,

IT IS HEREBY ORDERED that the objections filed by the
Pancheris as to their rights 65-6622, 65-6629, 65-6628, and
65-11250 be dismissed with prejudice; further that the objections
to and protests filed against Pancheris' water rights by A. L.
Cattle, Inc. and the estate of Myrn H. Little and against the
water rights of A. L. Cattle, Inc. and the estate of Myrn H.
Little by Pancheris be dismissed with prejudice and without
attorneys fees and costs to any party.

IT IS FURTHER ORDERED that A. L. Cattle, Inc.'s water
rights 65-1979, 65-11280 and the estate of Myrn H. Little's water
rights 65-1972 and 65-1973 listed in the attached Exhibit A are
deemed admitted and conceded by the Pancheris, their heirs,

successors and assigns as true and accurate, and subject to the conditions stated on pages 2 and 3 of the Pancheris/Littles/A. L. Cattle Inc. stipulation.

IT IS FURTHER ORDERED that the Pancheris' water rights 65-6628 and 65-11250 listed in the attached Exhibit A are deemed admitted and conceded by A. L. Cattle, Inc. and the estate of Myrn H. Little and their successors and assigns as true and accurate, and subject to the conditions stated on pages 2 and 3 of the Pancheris/Littles/A. L. Cattle Inc. stipulation.

DATED this 30 day of December, 1986.

151
JIM R. DOOLITTLE
District Judge

1. Andy Creek, tributary to South Fork Moores Creek
65-3420 (Leslie): 2.08 cfs for irrigation with a
priority date of 4/1/1894;
2. House Creek, tributary to North Fork Moore's Creek
65-3419 (Leslie): 2.62 cfs for irrigation with a
priority date of 4/1/1894;
3. Moores Creek, tributary to Brush Creek
65-11250 (Pancheris): 4.86 cfs for irrigation with a
priority date of 5/1/1899;
4. North Fork Moores Creek, tributary to Moores Creek
65-3419 (Leslie): 2.62 cfs for irrigation with a
priority date of 4/1/1894;
65-3420 (Leslie): 2.08 cfs for irrigation with a
priority date of 4/1/1894;
5. South Fork Moores Creek, tributary to Moores Creek
65-3420 (Leslie): 2.08 cfs for irrigation with a
priority date of 4/1/1894;
6. Springs, tributary to Moores Creek
65-3418 (Leslie): 0.04 cfs for irrigation with a
priority date of 4/1/1910.

With respect to rights 65-3418, 65-3419, 65-3420 (in the name of Leslie), the Pancheris and Leslie agree as follows. Although right 65-3418 on springs tributary to Moores Creek is junior in priority to the Pancheris' downstream right 65-11250 on Moores Creek, it will be considered for distribution purposes to be a prior right as long as the following conditions are satisfied:

a. The use of water by Leslie, his successors, heirs and assigns under rights 65-3418, 65-3419, and 65-3420 will not be expanded to lands not shown to be irrigated on the attached Exhibit A. That is if the Exhibit shows a given number of acres irrigated in a quarter section, Leslie will not increase the number of acres being irrigated in that fractional section.

1 b. Leslie agrees, for and on behalf of himself, his
2 successors, heirs and assigns, not to change the
3 method of irrigating under rights 65-3418, 65-3419,
4 and 65-3420 even though the method of irrigating can
be changed without increasing the consumptive use,
such as changing from the present method of
irrigating, flood irrigation, to sprinklers.

5 c. Leslie agrees for and on behalf of himself, his
6 successors, heirs and assigns not to change either
7 the place of use of the water or the points of
8 diversion without first obtaining the written consent
9 of the Pancheris or the Pancheris' successors, heirs
and assigns. A replacement to a damaged headgate
will not constitute a change in point of diversion
where the point of diversion is not substantially
changed.

10 d. Leslie agrees, for and on behalf of himself, his
11 successors, heirs and assigns to use the water in
12 such a manner that all water not needed for the
13 propagation of crops will either be left in the
14 natural drainage or will be returned back to Moores
15 Creek upstream from the Pancheris' point of diversion
16 as it presently exists. The parties to this
17 stipulation acknowledge the existence of a rotation
18 agreement between Leslie and MacGregor which is
19 attached as Exhibit B.

20 e. The enforcement of those conditions which occur
21 after the water is diverted from the natural channel
22 will be the responsibility of the private parties,
23 except that Water Resources may also exercise its
24 authority under Title 42, Idaho Code.

25 The Pancheris and Leslie further agree, based upon
26 this stipulation, to withdraw the objections that each had
27 filed affecting their respective rights on Andy Creek, House
Creek, Moores Creek, North Fork Moores Creek and South Fork
Moores Creek.

1
2 Dated this 29th day of December, 1986.
3

4 RINGERT, CLARK, HARRINGTON,
5 REID, CHRISTENSON & KAUFMAN,
6 CHARTERED

7 By: W. F. Ringert

8 William F. Ringert, a member
9 of the firm
10 Attorneys for Darwin Pancheri,
11 Joan L. Pancheri, Duane
12 Pancheri, and Laura Pancheri
13

14 COLLINS & MANLY

15 By: W. D. Collins 26 December 1986

16 William D. Collins,
17 Attorneys for William John
18 Leslie
19

20 JIM JONES
21 Attorney General

22 Josephine P. Beeman 26 December 1986
23 Josephine P. Beeman
24 Deputy Attorney General
25 Idaho Department of Water
26 Resources
27

PHILLIP J. RASSIER
JOSEPHINE P. BEEMAN
Deputy Attorneys General
Department of Water Resources
450 West State Street
Boise, ID 83720
Telephone: (208) 334-4448

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL	)	Civil No. 3667
DETERMINATION OF THE RIGHT TO	)	
THE USE OF SURFACE AND GROUNDWATER	)	ORDER
OF THE PAYETTE RIVER DRAINAGE	)	
BASIN	)	

The foregoing stipulation having come duly and regularly
before the court and good cause appearing therefore,

IT IS HEREBY ORDERED that the objections filed by the
Pancheris as to their rights 65-6622, 65-6629, 65-6628, and
65-11250 be dismissed with prejudice; further that the objections
to and protests filed against Pancheris' water rights by Leslie
and against the water rights of Leslie by Pancheris be dismissed
with prejudice and without attorneys fees and costs to any party.

IT IS FURTHER ORDERED that Leslie's water rights
65-3418, 65-3419 and 65-3420 listed in the attached Exhibit A are
deemed admitted and conceded by the Pancheris, their heirs,
successors and assigns as true and accurate, and subject to the
conditions stated on pages 2 and 3 of the Pancheris and Leslie
stipulation.

IT IS FURTHER ORDERED that the Pancheris' water right
65-11250 listed in the attached Exhibit A is deemed admitted and

conceded by Leslie, his successors, heirs and assigns as true and accurate, and subject to the conditions stated on pages 2 and 3 of the Pancheris and Leslie stipulation.

DATED this 30 day of December, 1986.

/s/
JIM R. DOOLITTLE
District Judge

PANCHERI/LITTLE/A.L. CATTLE STIPULATION
PANCHERI/LESLIE STIPULATION
EXHIBIT A - LISTING OF WATER RIGHTS

12/86

PAGE 2

RIGHT NUMBER	NAME AND ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	MAXIMUM DIVERSION	STAGE
SOURCE: BRUSH CREEK			TRIBUTARY: PAYETTE RIVER, NORTH FORK			
65-6628	PANCHERI, DARWIN PANCHERI, JOAN L. PANCHERI, DUANE PANCHERI, LAURA MELBA, ID 83641 OTHER RIGHTS: 65-2696. REMARKS: 2 P/D IN SESW, S18, T13N, R4E. POINT OF DIVERSION: T13N R03E S13 SWSE T13N R04E S18 SESW PLACE OF USE: IRRIGATION T13N R04E S17 LT04(SWNW) 3 NWSW 18 LT13(SWSW)15 LT14(SESW) 6 S18 LT04(SWSW) 5 SESW 19 NESE 15 NWSE 6 S19 LT05(NENE)32 NWNE 40 SWNE 40 LT06(ENE)22 SESW 32 NESE 40 NWSE 40 SWSE 40 S20 LT11(NWSW)17 LT12(SWSW)20 S29 LT04(NWNW) 1 S30 LT05(NENE)23 628 ACRES TOTAL	04-01-1912	IRRIGATION	04-15 10-15	12.56 CFS	BENEFICIAL
65-1979	A. L. CATTLE, INC. C/O AGNES BRAILSFORD P.O. BOX 180 HAGERMAN, ID 83338 OTHER RIGHTS: 65-11280 POINT OF DIVERSION: T13N R03E S14 SESE S23 NWNE PLACE OF USE: IRRIGATION T13N R03E S13 SWNE 5 S14 NWSE 21 T13N R04E S18 LT02(SWNW)13 312 ACRES TOTAL	06-01-1918	IRRIGATION	04-15 10-15	6.24 CFS	BENEFICIAL USE
	SENE 16 SWSE 8 SENW 33	NESW 29 SESE 10 NESW 38	NWSW 39 SESE 10 LT03(NWSW)18	SWSW 26 SESW 6	NESE 37	

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CEM

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
PAYETTE RIVER
DRAINAGE BASIN.

NOTICE OF CLAIM
TO A
WATER RIGHT

65-2696	T13N-R4E
I.D. No.	Map No.
\$	Fee Paid
	Receipt No.

Notice is hereby given that PANCHERI, DARWIN ET AL — SEE YELLOW
(Name of Claimant)

(Mailing Address)

(Zip Code)

Telephone No.

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 7/28/1961
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) NORTH FORK
PAYETTE RIVER tributary to PAYETTE RIVER
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
Quantity 14.96 CFS Use IRRIGATION Period of Use From 4/15 To 10/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity 13.46 Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)
- (4) 13.46 14.96 CFS TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source
Sec. 6, Twp. 13N, Rge. 4E, B.M. VALLEY, County CEM
Additional Points: LOT 4 (SW NW) SEC 17, T13N-R4E, LOT 14 (SE SW) SEC 17, T13N-R4E, LOT 5 (NE NE) SEC 10, T13N-R4E
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give
sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.
LOT 11 (NW SW) SEC 28, T13N-R4E, LOT 4 (NW NW) SEC 29, T13N-R4E.
PUMPS, MOTORS, & PIPELINES
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
13N	4E	17																	13.9 - 6.9
"	"	18	33	38	38	33									28.4	38	33	38	29.1 - 28.9
"	"	19	32	40	40	32	5			15					40	20		40	25.4 -
"	"	20																	37 -
"	"	30	25																27 - 23
		29																	1

Total no. of acres 248 - 248
673

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization: OR 65-11250
- (8) Remarks THIS RIGHT WHEN COMBINED WITH RIGHTS 65-6628, 65-6029, OR 65-11250 SHALL
PROVIDE NO MORE THAN .02 CFS PER ACRE
- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.
☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho
Department of Water Resources. Give No. 65-2696

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

(Signature of Claimant)

(Date)

(Signature of Spouse)

State of _____

Organization _____

County of _____

ss.

Seal

(Signature of Authorized Agent)

On this _____ day of _____, in the year _____, before me
a notary public, personally appeared _____

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation,
partnership or _____) executed the same.

3/9/83

My commission expires _____

Notary Public residing at _____

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF _____
PLATE 1000 DRAINAGE BASIN.

NOTICE OF CLAIM
 TO A
 WATER RIGHT

IDENT. NO. _____

MAP NO. _____

Fancher, John Pancheri, 1001 S. Hill, Suite 100 **P3641**, claims a right to the diversion
(Mailing Address)

The extent and nature of said claim is as follows:

- (2) Describe the source of water: (Name of stream, lake, spring, etc., or groundwater) 1. E. Bayou de l'Est

- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity Use Period of Use From To
(CFS, GPD, AF.) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Quantity _____ Use _____ Period of Use From _____ To _____
(CFS, GPD, AF.) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Quantity Use Period of Use From To
(CFS, GPD, AF.) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)

- (4) 1375 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF.)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source _____ ¼ _____ ¼,
Sec. _____, Twp. _____, Rge. _____, B.M.; additional points: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres _____

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

- (7) Effluent, sewage waste, or return water from this use is discharged into _____

- (8) If you are claiming water as a member of an organization, list name of organization.

- (9) Remarks

- (10). Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
- ☐ B) Right decreed by court, cite title of case. Department of Water Administration
- ☐ C) Right based on application, permit, license, or claim filed with the Idaho Department of Water Administration.

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

(Date)

(Signature of Claimant)

State of _____ Organization _____

Organization _____ **(Signature of Spouse)** _____

County of _____ SS. Seal

(Signature of Authorized Agent)

On this _____ day of _____, in the year _____, before me, a notary public, personally appeared _____, known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

Notary Public residing at _____

My commission expires _____

OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF

NOTICE OF CLAIM
TO A
WATER RIGHT

65-2696	
I. D. No.	Map No.
\$	Receipt No.

Notice is hereby given that _____
(Name of Claimant)

(Mailing Address)

address
claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to _____

The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) _____

7/28/41

(2) Describe the source of water: (Name of stream, lake, spring, etc., or groundwater) _____

North Fork Payette R.

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

235 AF 14.96
Quantity (CFS, GPD, AF.) Use 900 Period of Use From 4/15 To 10/15
(Both Dates Inclusive)

Quantity (CFS, GPD, AF.) Use (Domestic, irrigation, stock, etc.) Period of Use From (Mo., Day) To (Mo., Day)
(Both Dates Inclusive)

Quantity (CFS, GPD, AF.) Use (Domestic, irrigation, stock, etc.) Period of Use From (Mo., Day) To (Mo., Day)
(Both Dates Inclusive)

(4) TOTAL QUANTITY CLAIMED.

(CFS, GPD, AF.)

(5) A) Point of Diversion: Give location of point where water is diverted from its source _____
Sec. 6 Twp. 13 N Rge. 4 E B.M.; additional points: 1st 13, 1st 4, 1st 4 Sec 17B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities: be as specific as possible.

1st 5 Sec 19 1st 11 Sec 20 1st 4 Sec 29 T 13 N 4 E

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13 N	4 E	17	45					45	44		412		413	414					139
		19	32	39	41	21	5		14	14	26	40	32	13	40	20		40	253
		18	39	38	38	39									34	26	42	47	299
		20									411	412					39	38	296
		20									(17)	(20)							37
		20	45																27

Total No. of acres 745

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 7457

(7) Effluent, sewage waste, or return water from this use is discharged into _____

(8) If you are claiming water as a member of an organization, list name of organization. _____

(9) Remarks This at when combined with 65-6628, 65-6629 & 65-6629 shall provide no more than .025 cfs per acre than 65-6629

(10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case.☒ C) Right based on application, permit, license, or claim filed with the Idaho Department of Water Resources. See

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

(Date)

(Signature of Claimant)

10-30-78

State of _____ Organization _____

ss.

Seal

Organization _____

(Signature of Spouse)

County of _____

On this _____ day of _____

(Signature of Authorized Agent)

, in the year _____, before me,

a notary public, personally appeared _____

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

Notary Public residing at _____

My commission expires _____

Valley

65-2096	
I. D. No.	Map No.
\$ Fee Paid	Receipt No.

~~Home address etc~~
(Name of Claimant)

Indian Valley Grazing Assoc Indian Valley, ID, claims a right to the diversion

9 KN Rev 2/2/77

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF GEM

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM

IDENT. NO.

MAP NO.

TO A
WATER RIGHT

65-2696

Notice is hereby given that INDIAN VALLEY GRAZING ASSOCIATION
(Name of Claimant)

Indian Valley, Idaho 83632 (Mailing Address), claims a right to the diversion and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) July 28, 1961
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) N. F. Payette River
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: (Both Dates Inclusive)
- Use Irrigation (Domestic, irrigation, stock, etc.) Period of Use From April 15 To Oct. 31 (Mo., Day) (Mo., Day) (Both Dates Inclusive)
- Use (Domestic, irrigation, stock, etc.) Period of Use From To (Mo., Day) (Mo., Day) (Both Dates Inclusive)
- Use (Domestic, irrigation, stock, etc.) Period of Use From To (Mo., Day) (Mo., Day) (Both Dates Inclusive)
- (4) Quantity of water claimed: 14.96 cfs 2244 AF Cubic Feet Per Second, or 25.74 Acre Feet Per Annum, and/or 14.94 Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source 1/4 Lot 13, Sec. 6, Twp. 13 N., Rge. 4 E., B.M.; additional points: Lot 4, Lot 14, Sec. 17; Lot 5, Sec. 19; Lot 11, Sec. 20; Lot 4, Sec. 29; T. 13 N., R. 4 E., B.M.
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. Pumps, motors & pipes
- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
13 N 4 E		17																	
		18	39	38	38	39.3													139
		19	32	29	84	1.32	1.4	5	11	10	15								290.6
		20																	254.5
		30	27	39	40	33													37.1
		26																	27

Total No. of acres 748.2

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

- (7) Effluent, sewage waste, or return water from this use is discharged into
- (8) If you are claiming water as a member of an organization, list name of organization.
- (9) Remarks
- (10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case

☒ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.:

License No. 65-2896

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

June 20, 1973
(Date)

(Signature of Claimant)

State of Idaho
County of Ada

Organization Seal

Organization Indian Valley Graz.
Clifford Johnson President
(Signature of Authorized Agent)

On this 20th day of June, 1973, before me,
a notary public, personally appeared Clifford Johnson
known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they,
corporation, partnership or) executed the same.

Notary Public residing at Boise, Idaho

My commission expires May 26, 1974