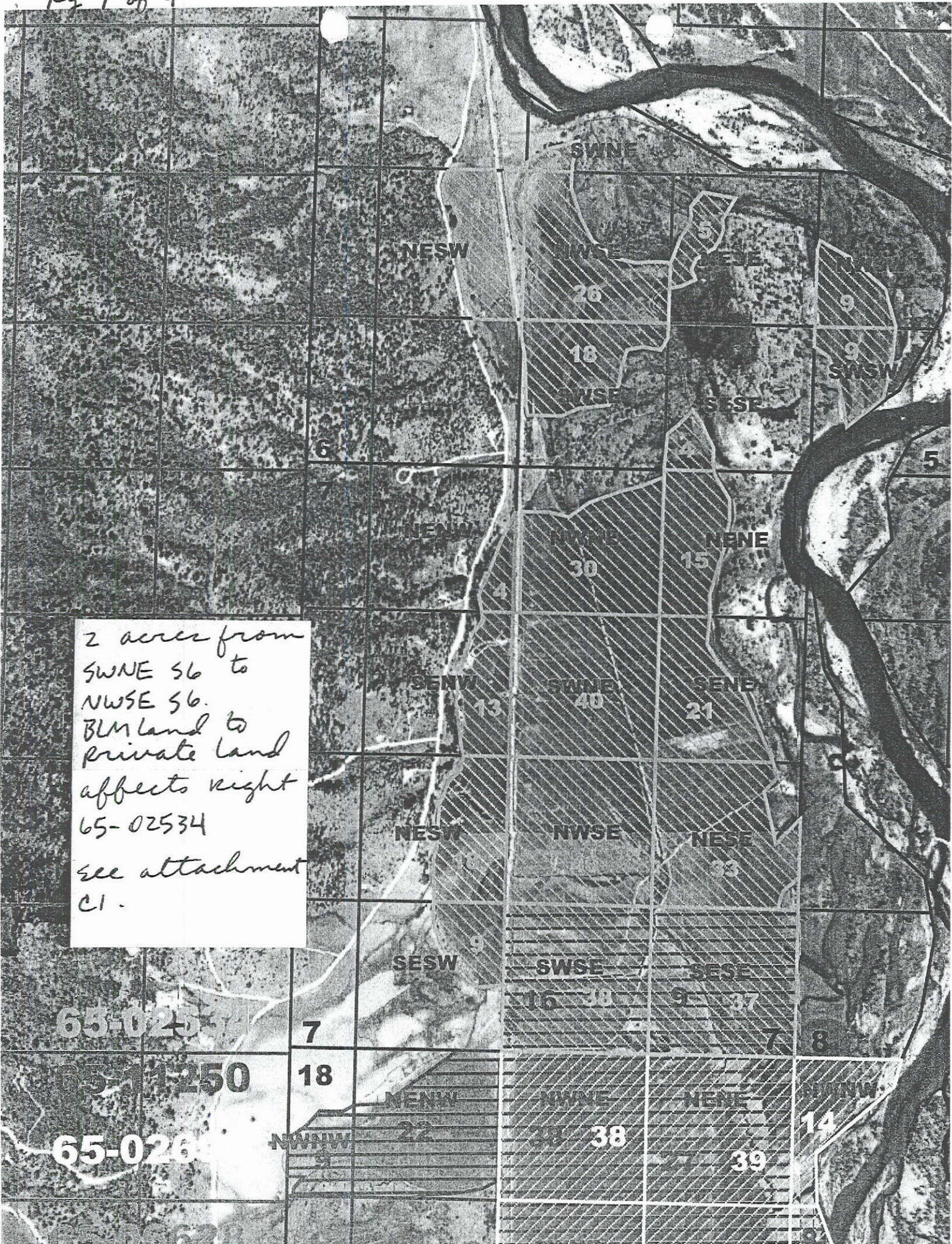




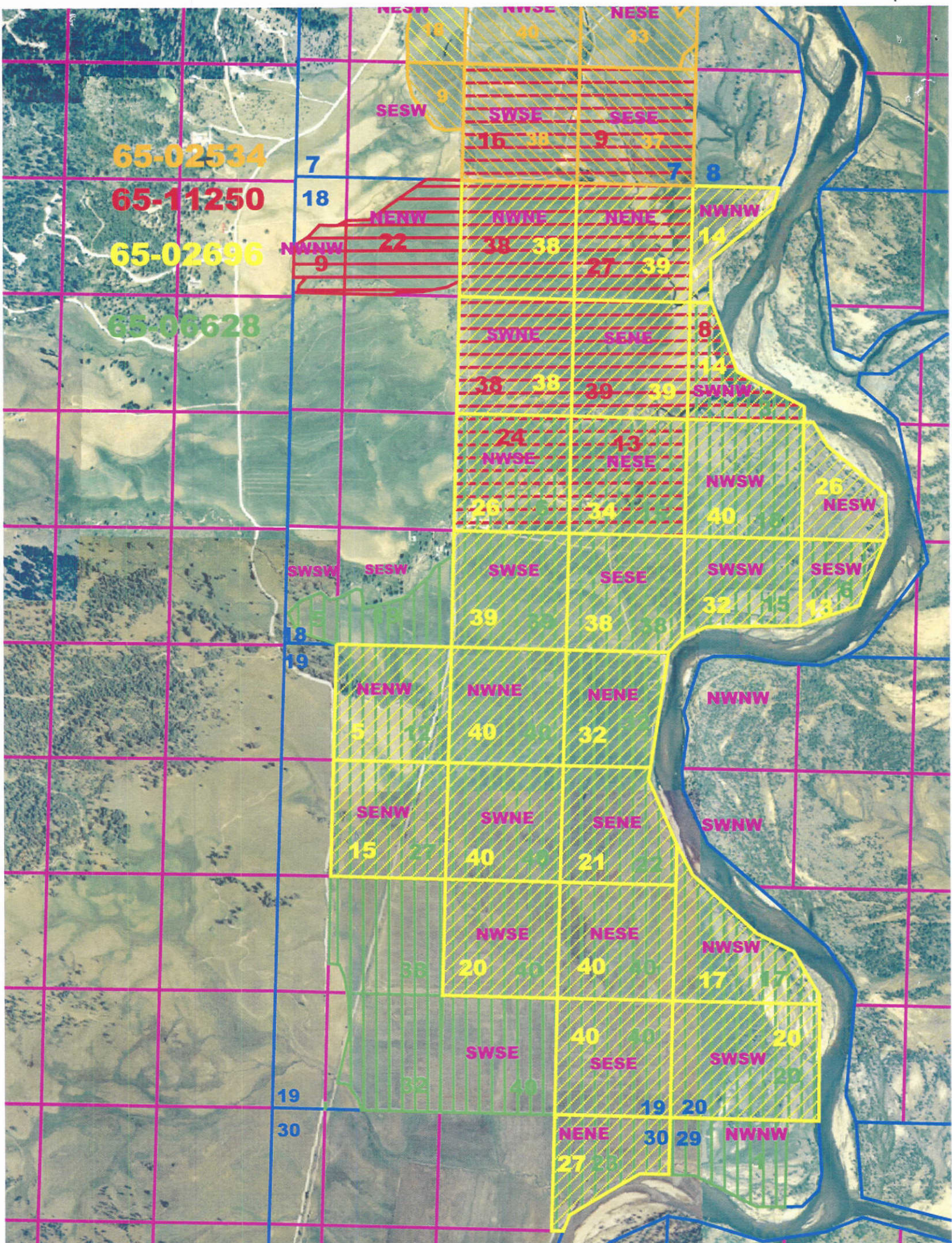
2 acres from
SWNE 56 to
NWSE 56.
BLM land to
private land
affects right
65-02534
see attachment
C1.

65-02534

65-11250

65-02634





STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

T13N R04E

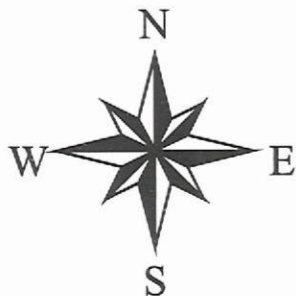
WATER RIGHT(S): 65-06628

OWNER(S): PANCHERI

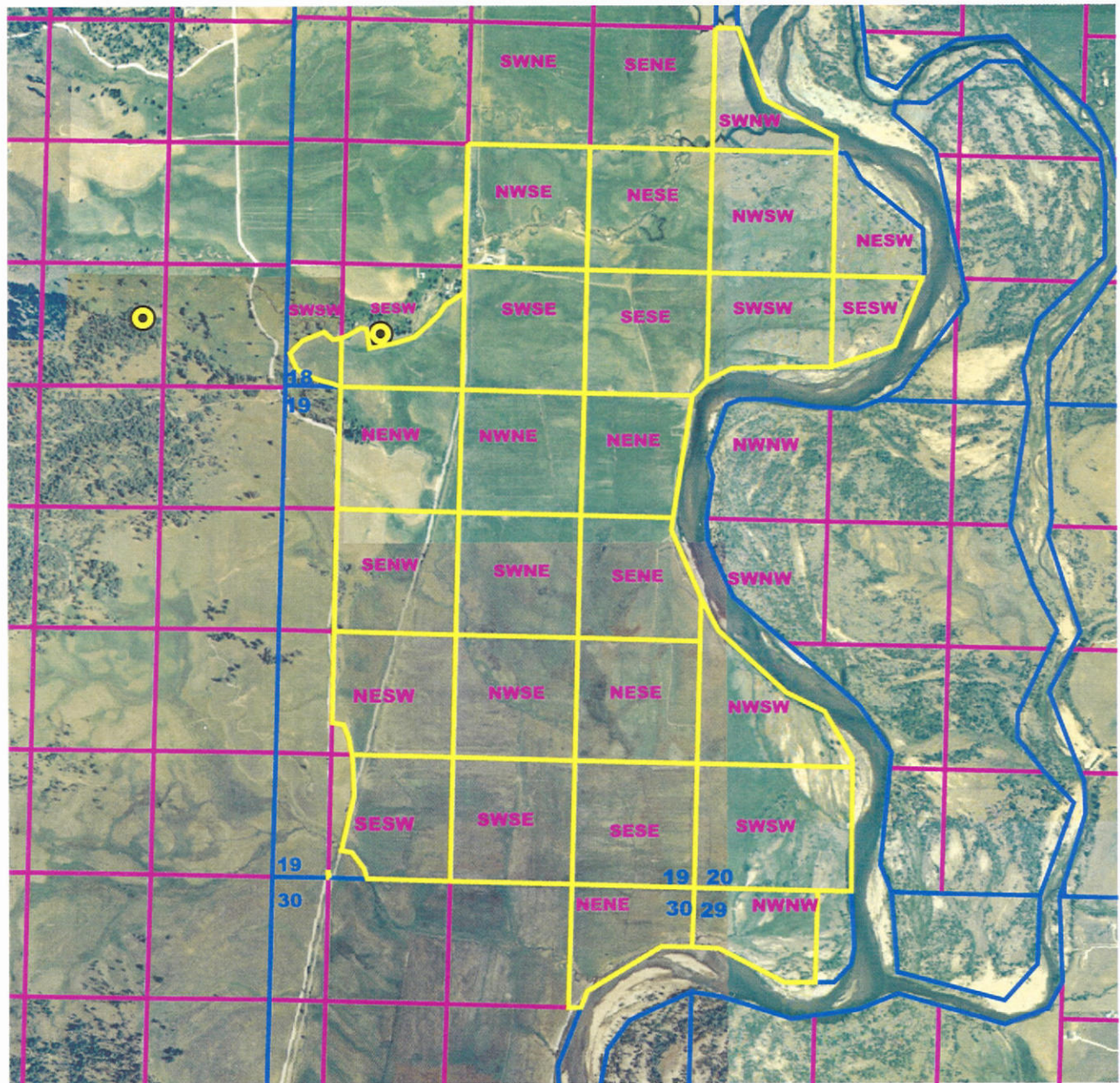
PREPARED BY SCOTT VAN HOFF

3 JUNE 1999

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



NAPP 1987



0 0.6 Miles



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
65-7583 VOL. II P. 131	HILL, LLOYD E. & HILL, MARGARET L. 1601 PROMENTORY ROAD, BOISE, IDAHO 83702	9/25/1975	DOMESTIC	1/ 1 12/31	.60 AFA .04 CFS	SWSE S19 T 9N R 4E	NWNE S30 T 9N R 4E	LICENSE
65-9027 VOL. III P. 683	D & B FARMS, INC. HOLBROOK, DENNIS V. ROUTE 1, NEW PLYMOUTH, IDAHO 83655	11/ 1/1974	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SESE S24 T 7N R 4W	SESE S24 T 7N R 4W	BENEFICIAL USE
65-4001 VOL. II P. 675	HOWARD, FERN I. 1315 MERIDIAN STREET, MERIDIAN, IDAHO 83642 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-3275 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	7/20/1896	IRRIGATION	4/15 10/15	--- AFA 1.54 CFS	SWNE S 7 T16N R 4E SWNW S 7 T16N R 4E NENW S 7 T16N R 4E	SENW(37) SWNW(32) SWNE(8) LOT 2(32) S 7 T16N R 4E *109* *77*	BENEFICIAL USE
65-6571 VOL. III P. 367	HUTCHINSON JR., JAMES E. & HUTCHINSON, VIRGINIA ROUTE 1, BOX 11, PAYETTE IDAHO 83661 REMARKS: LOT 2, BLOCK 6, NORTH PAYETTE.	5/ 1/1952	DOMESTIC STOCKWATER	1/ 1 12/31 1/ 1 12/31	1.20 AFA .04 CFS 1.70 AFA .03 CFS *2.90*AFA *.07*CFS	SWSW NWNW S27 T 9N R 4 5W	SWSW NWNW S27 T 9N R 4 5W SAME AS OTHER USE	BENEFICIAL USE

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
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
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

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:	UNNAMED STREAM	WASTEWATER	TRIBUTARY TO:	LITTLE WILLOW CREEK	
65-4957 VOL. II P. 574	RICE, ROBERT A. ROUTE 2, NEW PLYMOUTH, IDAHO 83655 REMARKS: <u>THIS RIGHT WHEN</u> <u>COMBINED WITH RIGHTS OF NOBLE</u> <u>DITCH CO. LTD. SHALL PROVIDE</u> <u>NO MORE THAN .02 CFS/ACRE.</u>	3/15/1960	IRRIGATION	3/15 11/15	--- AFA .20 CFS	NENE S33 T 8N R 4W	<u>PAYETTE RIVER</u> NENE(10) S33 T 8N R 4W *10*	BENEFICIAL USE
			SOURCE:	ANDERSON CREEK		TRIBUTARY TO:	MIDDLE FORK, PAYETTE RIVER	
65-2887 VOL. II P. 16	ROTHOFF, DAN & ROTHOFF, MARGIE GARDEN VALLEY, IDAHO 83622 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-5977, 65-2876, & 65-7346 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	3/ 2/1967	IRRIGATION	4/ 1 11/ 1	--- AFA 3.50 CFS	SENE S23 T 9N R 4E	NENE(31) SWNE(1) SENE(40) NESE(30) NWSE(22) SESE(1) S21 T 9N R 4E NWNW(18) SWNW(33) SENW(1) NWSW(-6)(3) S22 T 9N R 4E *183* *180*	LICENSE
			SOURCE:	PAYETTE RIVER	NORTH FORK, PAYETTE RIVER			
65-8444 VOL. II P. 271	ROWLAND BROS. BOX 809, MC CALL, IDAHO 83638 REMARKS: LOT 9, BLOCK 8, LARDO TOWNSITE.	6/ 1/1949	INDUSTRIAL	1/ 1 12/31	1.07 AFA .10 CFS	LOT 3 S 8 T18N R 3E	SAME AS OTHER USE	BENEFICIAL USE
			DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS *2.27*AFA *.14*CFS		LOT3 S 8 T18N 3E	

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: <u>PAYETTE-RIVER NORTH FORK, PAYETTE RIVER</u>								
65-10376 VOL. II P. 271	ROWLAND BROTHERS BOX 809, MC CALL, IDAHO 83638 REMARKS: COMMERCIAL USE IS CONCRETE PLANT.	6/ 1/1949	COMMERCIAL	1/ 1 12/31	2.20 AFA .01 CFS	LOT 3 S 8 T18N R 3E	LOT 3 S 8 T18N R 3E	BENEFICIAL USE.
SOURCE: GROUNDWATER								
65-2578 VOL. III P. 383	SAMPSON, MANFORD & SAMPSON, ROSEMARY 1013 MAIN STREET, HUNTINGTON BEACH, CALIF. 92648 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF REED CANAL & BILBREY DITCH CO. SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	5/18/1953	IRRIGATION	3/15 11/15	--- AFA .12 CFS	NESW S 8 T 6N R 2W	NESW(6) S 8 T 6N R 2W *6*	LICENSE
SOURCE: BIG PAYETTE LAKE								
65-6865 VOL. II P. 56	SCHADE, A. H. 312 WEST SHERIDAN, NAMPA, IDAHO 83651 REMARKS: --BLOCK-F, CRESCENT BEACH-SUBDIVISION.	8/-1/1961	DOMESTIC	1/-1-12/31	1.20-AFA .02-CFS	LOT-2-S-5 T18N-R-3E	LOT-2 S-5-T18N-R-3E	BENEFICIAL USE

CLAIMS SUBMITTED:

RECOMMENDED TO BE DISALLOWED

RIGHT NUMBER	NAME AND ADDRESS	REASON FOR DISALLOWAL
65-6865	SCHADE, A. H. 312 WEST SHERIDAN, NAMPA, IDAHO 83651	RECOMMENDED AS RIGHT 65-9609.

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 RIGHTS
TO THE USE OF PAYETTE RIVER DRAINAGE BASIN

AMENDED
NOTICE OF CLAIM TO A WATER RIGHT

IDENT. NO. MAP NO.
65-6628 Amended

Notice is hereby given that Darwin Pancheri & Joan L. Pancheri, husband and wife, and Duane
(Name of Claimant)

Pancheri & Laura Pancheri, husband & wife, Melba, Idaho
(Mailing Address)

claims a right to the diversion
and beneficial use of the surface or groundwater, of or tributary to 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 priority date of decreed, licensed or permit right) April 1, 1912
(2) Describe the source of water: (Name of stream, lake, spring, etc., or groundwater) elsewhere trib North Fork
SQUAW CREEK

- (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 <u>15.66 cfs</u> (CFS. GPD. AF.)	Use <u>Irrigation</u> (Domestic, irrigation, stock, etc.)	Period of Use From <u>June 1</u> (Mo., Day) (Both Dates Inclusive)	To <u>Oct. 1</u> (Mo., Day) (Both Dates Inclusive)
Quantity _____ (CFS. GPD. AF.)	Use _____ (Domestic, irrigation, stock, etc.)	Period of Use From _____ (Mo., Day) (Both Dates Inclusive)	To _____ (Mo., Day) (Both Dates Inclusive)
Quantity _____ (CFS. GPD. AF.)	Use _____ (Domestic, irrigation, stock, etc.)	Period of Use From _____ (Mo., Day) (Both Dates Inclusive)	To _____ (Mo., Day) (Both Dates Inclusive)

- (4) 15.66 cfs. TOTAL QUANTITY CLAIMED.
(CFS. GPD. AF.)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 SE 1/4,
Sec. 13, Twp. 13 N., Rge. 3 E., B.M.; additional points: SW 1/4, Sec. 18,
T. 13 N., R. 4 E.

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. Headgate and ditch.

- (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	
13N	4E	17																	139
		18	39	38	38	39.3							15	20	34.4	26.1	38.5	37.3	325.6
		19	32	29.8	41.3	21.4	5			15					40	20		40	254.5
		20											17.4	19.7					37.1
		30	27																27
		17																	
		18	45																
		19	32	39	41	21	5			15					40	20		40	
		20																	
		30																	

Total No. of acres 783.2

- 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) Effluent, sewage waste, or return water from this use is discharged into N. P. Payette River

- (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, permit, license, or claim filed with the Idaho Department of Water Resources.

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

March 22, 1978
(Date)

ANDERSON, KAUFMAN, ANDERSON & RINGERT
(Signature of Claimant)

State of Idaho

Organization

County of Ada

ss.

Seal

On this 22nd day of March

a notary public, personally appeared W. P. RINGERT

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

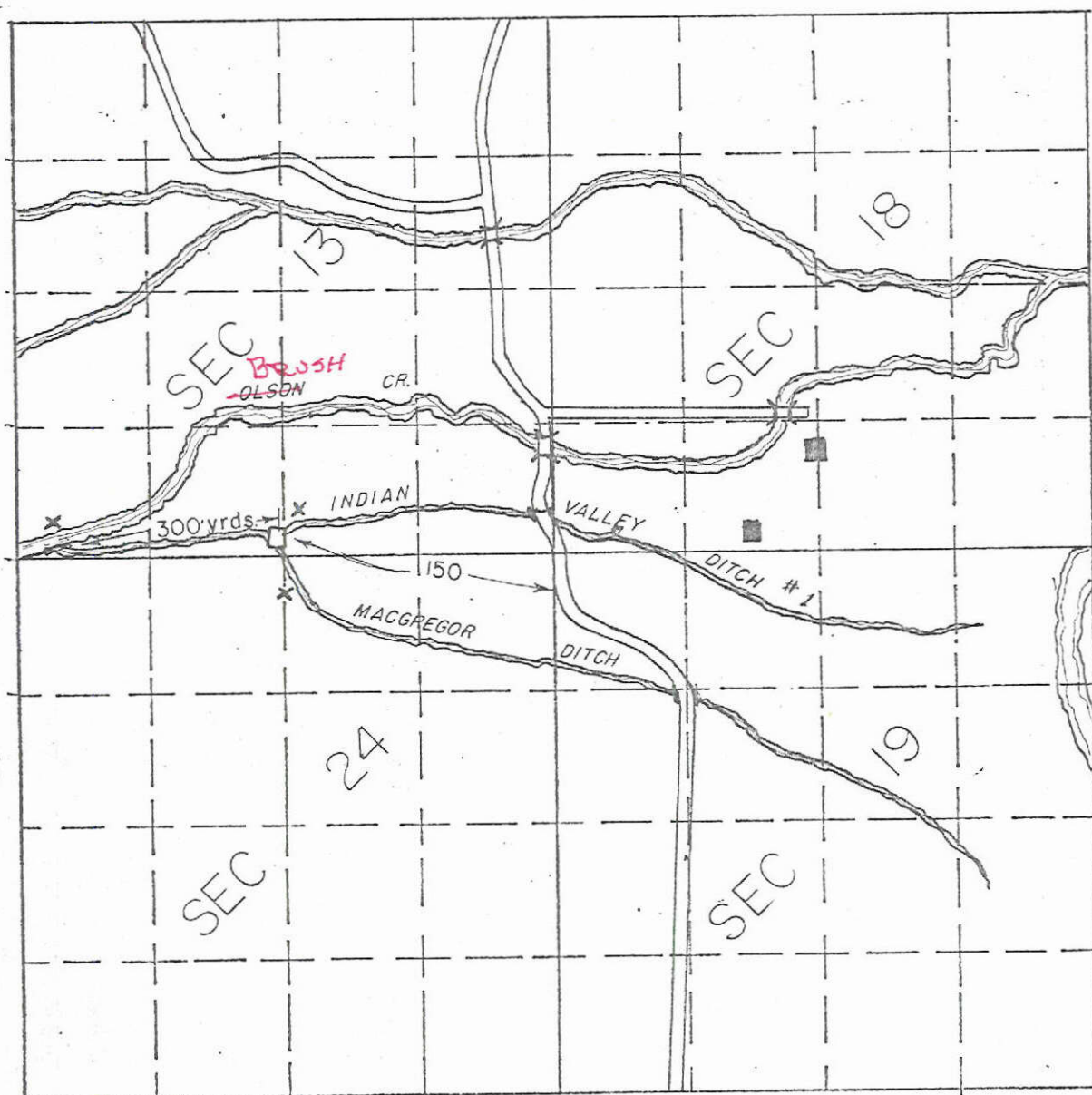
My commission expires Lifetime

RECEIVED
MAR 23 1978

Department of Water Resources
Western Regional Office

INDIAN VALLEY AND MAC GREGOR LIVESTOCK COMPANY'S DITCHES SEC. 13, 13N, 3E.

ON OLSEN CREEK



LJ-200
1-63

STATE OF IDAHO DEPARTMENT OF RECLAMATION

Date 6-10, 1971 DISCHARGE MEASUREMENT NOTES

Indian Vail left from distance 25' below diversion ch River at 25' below diversion ch

Angle coef- ficient	Dist. from initial point	Width	Depth	Observa- tion depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or	Area	Discharge
							At point	Mean in ver- tical			
W	2.0	.25									
	2.5	.5	0.6		40	50	1.80			.3	.54
	3.0	.5	0.6		40	44	2.04			.3	.612
	3.5	.5	0.6		50	47	2.38			.3	.714
	4.0	.5	0.5		50	44	2.39			.25	.635
	4.5	.5	0.5		50	44	2.34			.25	.635
	5.0	.5	0.4		50	46	2.43			.2	.486
	5.5	.5	0.4		50	40	2.80			.2	.56
	6.0	.5	0.4		50	42	2.66			.2	.532
	6.5	.5	0.4		50	43	2.49			.2	.498
	7.0	.5	0.5		50	45	2.49			.25	.623
	7.5	.5	0.5		50	45	2.49			.25	.623
	8.0	.5	0.5		50	47	2.38			.25	.595
W	8.5	.25									
											7.053

No. 1 of 1 Sheets. Comp. by 28800 Chk. by

LJ-200
1-63

STATE OF IDAHO DEPARTMENT OF RECLAMATION

10:30 AM
R. 722

Date 6-10-72 DISCHARGE MEASUREMENT NOTES

McGregor 6th Olson Cr. River at McGregor 6th Olson Cr. diversion

Angle ex- cent	Dist. from initial point	Width	Depth	Observa- tion depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or	Area	Discharge
							At point	Mean in ver- tical			
	2.0	.25									
	2.5	.4	0.5		25	47	1.2			.2	.24
	2.8	.3	0.5		25	41	1.37			.15	.206
	3.1	.3	0.5		30	44	1.53			.15	.23
	3.4	.3	0.5		40	42	2.13			.15	.32
	3.7	.3	0.5		50	49	2.29			.15	.344
	4.0	.3	0.5		40	42	2.13			.15	.32
	4.3	.5	0.5		40	46	1.95			.25	.488
	4.0	.35									
										2.15	

10/07/83

QUESTION IF THIS WAS MLL DITCH, OR IF
SOURCE WAS OLSON CR.

12/24/86

Probably was Brush Cr. (Olson Cr.)
& at split of ditch in SESE, S.13

No. 1 of 1 Sheets. Comp. by RM 123 Chk. by

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: A65-06628
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: LAURA PANCHERI
Address: RT 1 BOX 48
MELBA ID 83641
OR
Name: DARWIN PANCHERI
Address: 9325 MISSOURI AVE
NAMPA ID 83686
OR
Name: JOAN L PANCHERI
Address: 9325 MISSOURI AVE
NAMPA ID 83686
OR
Name: DUANE PANCHERI
Address: RT 1 BOX 48
MELBA ID 83641
208-495-2513
208-467-1348
208-467-1348
208-495-2513
2. Date of Priority: APR 1, 1912
3. Source: BRUSH CREEK Trib. to: PAYETTE RIVER, NORTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	03E	13	SW	SE			VALLEY
	04E	18	SE	SW			VALLEY
5. Description of diverting works:
DIVERSION DAMS WITH 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	12.560		
7. Total Quantity Appropriated is:
12.560 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 1256.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
13N	04E	17	SW	NW	4	IRR	3.0
			NW	SW		IRR	18.0
			SW	SW	13	IRR	15.0
			SE	SW	14	IRR	6.0
						Section Acres	42.0
		18	SW	SW	4	IRR	5.0
			SE	SW		IRR	19.0
			NE	SE		IRR	15.0
			NW	SE		IRR	6.0
			SW	SE		IRR	39.0
			SE	SE	5	IRR	38.0
						Section Acres	122.0
		19	NE	NE	5	IRR	32.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE	6	IRR	22.0
			NE	NW		IRR	12.0
			SE	NW		IRR	27.0
			NE	SW		IRR	38.0
			SE	SW		IRR	32.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	403.0
		20	NW	SW	11	IRR	17.0
			SW	SW	12	IRR	20.0
						Section Acres	37.0
		29	NW	NW	4	IRR	1.0
						Section Acres	1.0
		30	NE	NE	5	IRR	23.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	23.0
					Total Acres	628.0

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:

CLAIM NO.'S 65-11250, 65-02696.

14. Remarks:

2 P/D IN SESW, S18, T13N, R4E.

RIGHT SUBJECT TO PANCHERI/LITTLE/A.L. CATTLE INC. STIPULATION AS ORDERED BY DISTRICT COURT ON 12-30-86 IN GEM COUNTY CIVIL NO. 3667.

NOTE: CLAIMANTS WOULD LIKE TO NOTE THAT OLSON CREEK FLOWS INTO BRUSH CREEK JUST BEFORE THEIR DIVERSION POINTS AND ANY DIVERSIONS OUT OF OLSON CREEK BY ANOTHER WATERUSER WOULD AFFECT THIS RIGHT. ADDRESS CHANGED PER CLAIMANT REQUEST 9/17/98. DB

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

05/07/2002

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

RIGHT NUMBER: 65-6628

NAME AND ADDRESS: DARWIN PANCHERI
9325 MISSOURI AVE
NAMPA ID 83686

DUANE PANCHERI
19010 S CAN ADA RD
MELBA ID 83641

LAURA PANCHERI
19010 S CAN ADA RD
MELBA ID 83641

JOAN L PANCHERI
9325 MISSOURI AVE
NAMPA ID 83686

SOURCE: BRUSH CREEK

TRIBUTARY: NORTH FORK PAYETTE RIVER

QUANTITY: 12.56 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-11250 & 65-2696 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: 04/01/1912

POINT OF DIVERSION:

T13N R03E S13 SWSE Within VALLEY County

T13N R04E S18 SESW Within VALLEY County

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

PURPOSE AND

PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/15 10/15	12.560 CFS

PLACE OF USE: IRRIGATION Within VALLEY County

T13N R04E S17 Lot 4 SWNW	3.0	T13N R04E S17	NWSW	18.0	
T13N R04E S17 Lot 13 SWSW	15.0	T13N R04E S17 Lot 14	SESW	6.0	
T13N R04E S18 Lot 4 SWSW	5.0	T13N R04E S18	SESW	19.0	
T13N R04E S18	NESE	15.0	T13N R04E S18	NWSE	6.0
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	22.0
T13N R04E S19	NENW	12.0	T13N R04E S19	SENW	27.0
T13N R04E S19	NESW	38.0	T13N R04E S19	SESW	32.0
T13N R04E S19	NESE	40.0	T13N R04E S19	NWSE	40.0
T13N R04E S19	SWSE	40.0	T13N R04E S19	SESE	40.0
T13N R04E S20 Lot 12 SWSW	20.0	T13N R04E S29 Lot 4	NWNW	18.0	
T13N R04E S30 Lot 5 NENE	23.0				

628 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

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

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.

**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

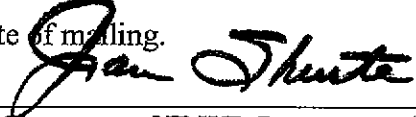
XX Other – Remarks & Conditions

☐ 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:

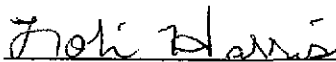
Clive Strong	☐ overnight mail
Off ice of the Attorney General	☒ regular mail
P.O. Box 44449	☐ hand-delivered
Boise, ID 83711-4449	☐ facsimile

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

WATER RIGHT NO. 65-6628
As Modified by Transfer No. 68958

In accordance with the approval of Transfer No. 68958, Water Right No. 65-6628 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 CAN ADA RD
 MELBA ID 83641

Priority Date: 04/01/1912

Source: BRUSH CREEK

Tributary: NORTH FORK PAYETTE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	to 10/15	12.56 CFS	
			12.56 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BRUSH CREEK	SWSE	Sec. 13 Twp 13N	Rge 03E	VALLEY County
BRUSH CREEK	SESW	Sec. 18 Twp 13N	Rge 04E	VALLEY County
BRUSH CREEK	SESW	Sec. 18 Twp 13N	Rge 04E	VALLEY County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
13N 04E 17							3.0 L 4		18.0	15.0	6.0						42.0
13N 04E 18										L 13	L 14		15.0	6.0	39.0	38.0	122.0
13N 04E 19	32.0 L 5	40.0	40.0	22.0 L 6	12.0			27.0	38.0			32.0	40.0	40.0	40.0	40.0	403.0
13N 04E 20										20.0 L 12							20.0
13N 04E 29						18.0 L 4											18.0
13N 04E 30	23.0																23.0

Total Acres: 628

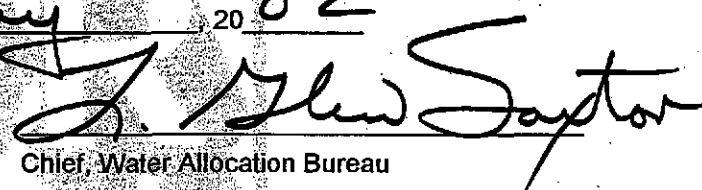
WATER RIGHT NO. 65-6628
As Modified by Transfer No. 68958

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 65-2696, 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

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 CANADA 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

, 20

02

J. Glen Saylor

Chief, Water Allocation Bureau



Page 1 of 9
RECEIVED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 6895

FEB 16 2001

DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
 PART 1

PART 1

Name of applicant JOAN or LAURA PANCHERI or DARWIN or JOAN PANCHERI
Post Office address 19010 J CAN-ADA RD. 9325 MISSOURI AVE
MELBA, ID 83641 NAMPA, ID 83686

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed change: _____

2. Describe the reason for the proposed changes ☒ Change period of use ☒ Change place of use ☐ Other _____

LANDS TO PRIVATE LANDS TO ELIMINATE OBJECTION IN SRBA.
A small proportional share of each water right is being
removed from public land to private land.

DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE PROPOSED CHANGE

Right Number _____

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1.	Right Number	Priority	Amount	Net
65-879				

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
65-02534	7/21/1950	10	IRR	4/15 to 10/15
65-02696	7/28/1961	14.96	IRR	4/15 to 10/15
65-06628	4/1/1912	12.56	IRR	4/15 to 10/15
Total amount of water being transferred		37.52	cubic feet per second and/or	
Source of water		N/C	acre-feet per annum.	
Point(s) of Diversion:		N/C	tributary to	

2. Total amount of water being transferred 37.52 cubic feet per second and/or 4/15 to 10/15

3. Source of water N/C to _____

4. Point(s) of Diversion: N/C tributary to _____ acre-feet per annum.

4. Point(s) of Diversion: *N/C*

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

Lands irrigated or place of use: **SEE ATTACHMENT A**

p.	Rge.	Sec.	NE 1/4

Lands irrigated or place of use: SEE ATTACHMENT A

[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____.

Pg 3 of 9

WR5809NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORTDATE: 02/07/01
PAGE: 1

No. 65-02534

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	:	SUM												
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:											
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. 65-02696

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	07/28/1961	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 stipul
ation. IDWR
failed to upda
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)
S17 Lot 04(SWNW) Lot 14(SESW)
S19 Lot 05(NENE)
S20 Lot 11(NWSW)
S29 Lot 04(NWNW)

VALLEY County
VALLEY County
VALLEY County
VALLEY County
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 Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac 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	:													
13N	04E	18	:	39	38	38	39	:								
13N	04E	19	:	05-32	40	40	06-22	:	05			15	:			
13N	04E	20	:					:					:			
13N	04E	29	:					:					:			
13N	04E	30	:	05-23				:					:			
														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:

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.

65-0263

7

18

38

39

14

65-02696

17 acres of
NW 1/4 Sec 34
NW 1/4 Sec 29
Blm land to
private land

affects rights

65-02696 +

65-06628

see attachments
C2 and C3

18

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

PART 3**B. CHANGES IN NATURE OF USE**N/A

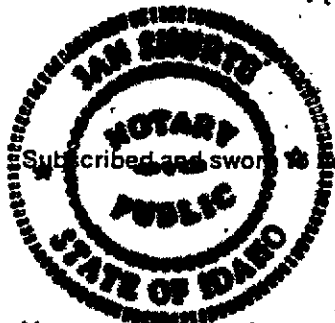
1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				_____ to _____
				_____ to _____

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.



Subscribed and sworn to before me this

Duane Rancher

(Signature of Applicant)

16th

day of

February

2001

, 19

Jan Thurtell

(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

Received by [Signature] Date 2-16-01

RECEIPT 10027374

Published in Tong Valley Advocate

Copies of protest forwarded by _____

Pub. dates 4-11-01 Aug 1 & 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						4 ¹² 9	4 ¹³ 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						4 ³ 14	4 ⁴ 14		4 ¹² 26	40	4 ¹³ 32	4 ¹⁴ 13					139
		18	39	38	38	39									34	26	39	4 ⁵ 38	291
		19	4 ⁵ 32	40	40	21	5			15					40	20		40	253
		20										4 ¹² 20							20
		29					4 ⁴ 17												17
		30	4 ⁵ 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						4 ⁴ 3			18	4 ¹³ 15	4 ¹⁴ 6						42
		18										4 ⁴ 5	19	15	6	39	4 ⁵ 38		122
		19	4 ⁵ 32	40	40	22	12			27	38			32	40	40	40	40	403
		20										4 ¹² 20							20
		29					4 ⁴ 18												18
		30	4 ⁵ 23																23

TOTAL 628

FILED

SEP 14 1979

CLERK

THELMA R. KOLODZIEJ CLERK

DEBBIE BACON 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
MAR 3 1982
FILED

Department of Water Resources FEB 26 1982

Thelma R. Hildings CLERK
Arthur R. Reed 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
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 ~~14.98~~ 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) NENE(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) NENE(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
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

DATE: 09/20/99
PAGE: 1

Field Inspection Flag:
Presumption Flag:

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			:				32	:	40	40	40	40	:	403.0	
13N	04E	20	:						:			27	:					:					:	37.0	
13N	04E	29	:						:		04-01		:				11-17	:					:	1.0	
13N	04E	30	:	05-23					:		+ 17		:					:					:	23.0	
																							TOTAL ACRES		628.0

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:

State of Idaho
County of _____

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MAR 21 2001

**WATER RESOURCES
WESTERN REGION**

being first duly sworn,

deposes and says:

TO I.D.W.R.

~~I RAY MOORE HAVE WORK FOR DUANE PANCHERI FOR 15
YEARS BEGETTING IN 1986. ALL THAT TIME WE USED THE
WATER OUT OF BROSH CREEK TO IRRIGATE ALL OF THE 628
ACRES IN QUESTION.~~



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

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

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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

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 dark 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. Thornburg

Notary public in and for the

State of Idaho,

County of Ada

Residing at Boise

My commission expires: 5-16-2003

01/22/2001

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

RIGHT NUMBER: 65-6628

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: BRUSH CREEK TRIBUTARY: NORTH FORK PAYETTE RIVER

QUANTITY: 12.56 CFS

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

PRIORITY DATE: 04/01/1912

POINT OF DIVERSION: T13N R03E S13 SWSE Within VALLEY County
T13N R04E S18 SESW Within VALLEY County

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

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4-15 10-15	12.56 CFS

PLACE OF USE:

<u>IRRIGATION Within VALLEY County</u>							
T13N R04E S17	LOT 4	SWNW	3	T13N R04E S17		NWS	18
						W	
T13N R04E S17	LOT 13	SWSW	15	T13N R04E S17	LOT 14	SESW	6
T13N R04E S18	LOT 4	SWSW	5	T13N R04E S18		SESW	19
T13N R04E S18		NESE	15	T13N R04E S18		NWSE	6
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	22
T13N R04E S19		NENW	12	T13N R04E S19		SENE	27
T13N R04E S19		NESW	38	T13N R04E S19		SENE	32
T13N R04E S19		NESE	40	T13N R04E S19		NWSE	40
T13N R04E S19		SWSE	40	T13N R04E S19		SESE	40
* T13N R04E S20	LOT 11	NWSW	17	T13N R04E S20	LOT 12	SWSW	20
T13N R04E S29	LOT 4	NWNW	1	T13N R04E S30	LOT 5	NENE	23

628 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**

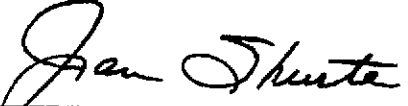
Name and New Address of Claimant:

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

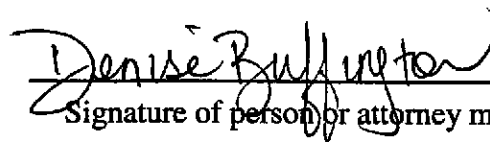


Signature of IDWR Representative

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

105-021096

105-06628 & 11250

☒ Claimant Name(s):

DUANE & LAURA PANCHERI

☒ Old Mailing Address:

RE 1 BOX 48

MELBA

ID 83641

☒ New Mailing Address:

19010 S. CANYON-ADA RD.

MELBA

ID 83641

Telephone Number:

(208) 495-2513

☒ Signature of Claimant(s):

Duane Pancheri

Date:

1/18/01

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

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 9/15/98

TO Karlynn T.

SUBJECT Change in 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. as "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/Jos. P. per attached. Does not appear can add son's name based on this, however (?).

Thanks, -JK

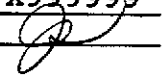
SIGNATURE

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: A65-06628
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: APR 01, 1912

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
13N	03E	13	SW	SE			VALLEY
	04E	18	SE	SW			VALLEY

5. Description of diverting works:
DIVERSION DAMS WITH 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	12.560		

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

A.F.A.

A65-06628

Page 1

Date: 11/21/88

MICROFILMED
SEP 23 1992

8. Total consumptive use is 1256.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
13N	04E	17	SW	NW	4	IRR	3.0
			NW	SW		IRR	18.0
			SW	SW	13	IRR	15.0
			SE	SW	14	IRR	6.0
						Section Acres	42.0
		18	SW	SW	4	IRR	5.0
			SE	SW		IRR	19.0
			NE	SE		IRR	15.0
			NW	SE		IRR	6.0
			SW	SE		IRR	39.0
			SE	SE	5	IRR	38.0
						Section Acres	122.0
		19	NE	NE	5	IRR	32.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE	6	IRR	22.0
			NE	NW		IRR	12.0
			SE	NW		IRR	27.0
			NE	SW		IRR	38.0
			SE	SW		IRR	32.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
						Section Acres	403.0
		20	NW	SW	11	IRR	17.0
			SW	SW	12	IRR	20.0
						Section Acres	37.0
		29	NW	NW	4	IRR	1.0
						Section Acres	1.0
		30	NE	NE	5	IRR	23.0
						Section Acres	23.0

MICROFILMED

SEP 23 1992

10. Place of Use: Continued

Total Acres 628.0

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:
CLAIM NO.'S 65-11250, 65-02696.

14. Remarks:

2 P/D IN SESW, S18, T13N, R4E.

RIGHT SUBJECT TO PANCHERI/LITTLE/A.L. CATTLE INC. STIPULATION AS
ORDERED BY DISTRICT COURT ON 12-30-86 IN GEM COUNTY CIVIL NO.
3667.

NOTE: CLAIMANTS WOULD LIKE TO NOTE THAT OLSON CREEK FLOWS INTO
BRUSH CREEK JUST BEFORE THEIR DIVERSION POINTS AND ANY DIVERSIONS
OUT OF OLSON CREEK BY ANOTHER WATERUSER WOULD AFFECT THIS RIGHT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

Decree Defendant

MICROFILMED

SEP 23 1992

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 Pancheri Date: 11-21-88
Dusan Pancheri Date: 11-21-88

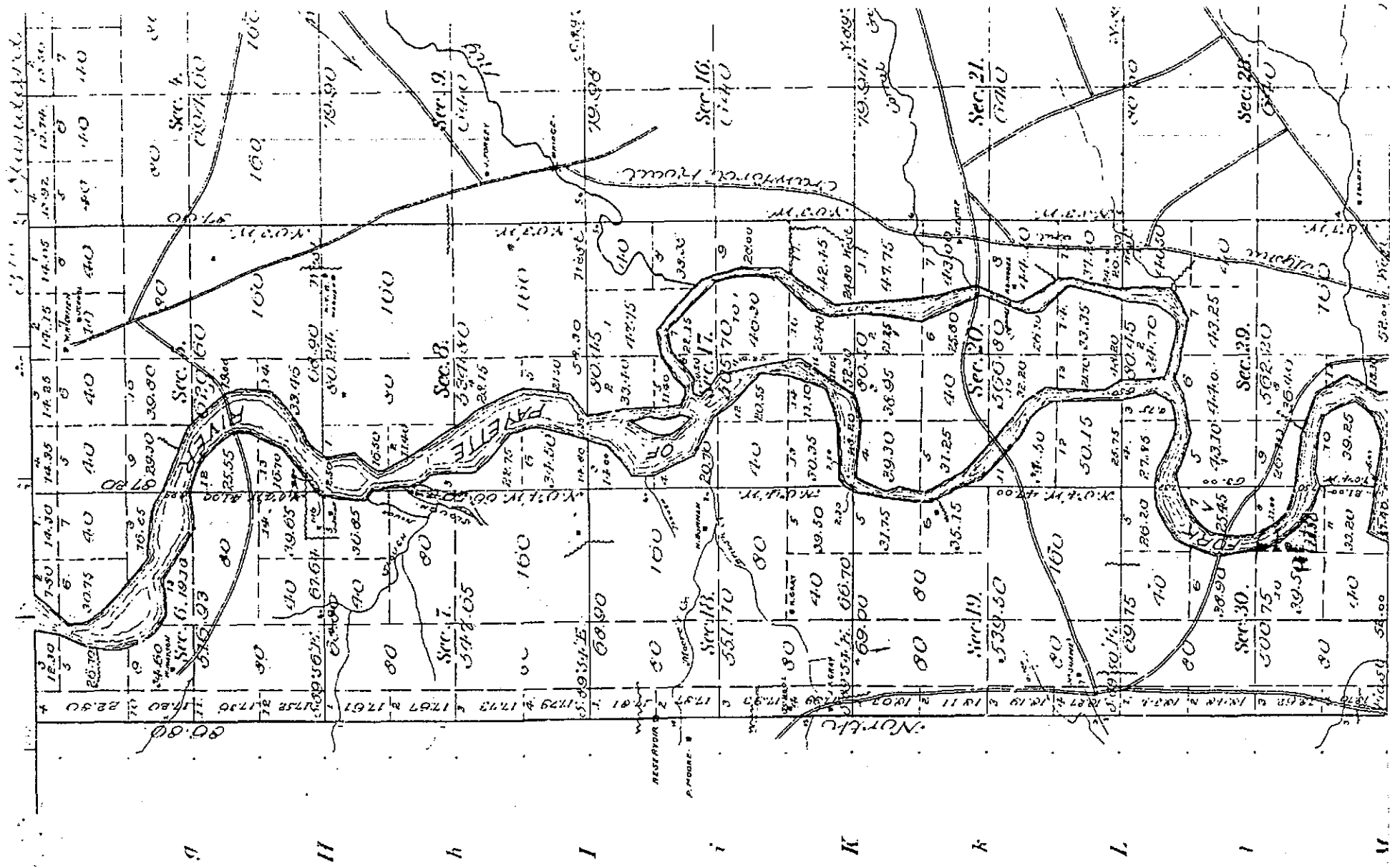
State of Idaho)
County of ADA) SS.

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

Jan Spente
Notary Public

Seal

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



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AUG 16 2002

Department of Water Resources

2002 AUG 15 PM 3:31

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 65-06628

I. FINDINGS OF FACT

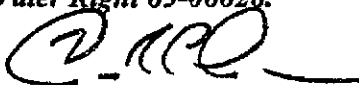
A notice of claim was filed for this water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

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* 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 65-06628*.

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 65-06628

2002 AUG 15 PM 3:32

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED *DK*

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 16 2002

Department of Water Resources

SOURCE:

BRUSH CREEK

TRIBUTARY: PAYETTE RIVER, NORTH FORK

QUANTITY:

12.56 CFS

THIS RIGHT WHEN COMBINED WITH RIGHT NOS. 65-02534, 65-02696 &
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:

04/01/1912

POINT OF DIVERSION:

T13N R03E S13
R04E S18

SWSE
SESW

Within Valley County

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

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE
Irrigation

PERIOD OF USE
04-15 TO 10-15

QUANTITY
12.56 CFS

PLACE OF USE:

Irrigation

Within Valley County

T13N R04E S17 LOT 4	(SNNW) 3.0	NWSW 18.0
LOT 13	(SWSW) 15.0	LOT 14 (SESW) 6.0
S18 LOT 4	(SWSW) 5.0	SESW 19.0
	NESE 15.0	NWSE 6.0
	SWSE 39.0	LOT 5 (SESE) 38.0
S19 LOT 5	(NENE) 32.0	NWNE 40.0
	SWNE 40.0	LOT 6 (SENE) 22.0
	NENW 12.0	SENE 27.0
	NESW 38.0	SESW 32.0
	NESE 40.0	NWSE 40.0
	SWSE 40.0	SESE 40.0
S20 LOT 12	(SWSW) 20.0	
S29 LOT 4	(NWNW) 18.0	
S30 LOT 5	(NENE) 23.0	
628.0 Acres Total		

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

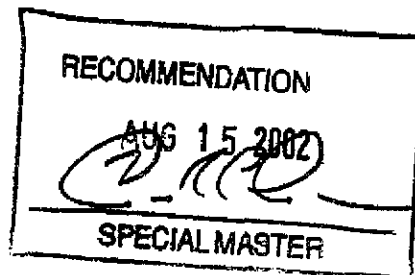
THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY THE
TRANSFER REFLECTED IN THE NOTICE OF COMPLETED ADMINISTRATIVE
PROCEEDING FILED WITH THE SRBA DISTRICT COURT ON MAY 13, 2002,
WITHIN ONE (1) YEAR OF THAT DATE.

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



RECEIVED

AUG 16 2002

Department of Water Resources

2002 AUG 15 PM 3:32

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED 11

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): 65-06628

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

RECEIVED

AUG 16 2002

Department of Water Resources

2002 AUG 15 PM 3:32

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)

Case No. 39576)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

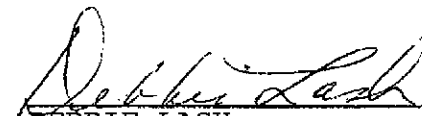
Water Right(s): 65-06628

On August 15, 2002, Special Master THOMAS R CUSHMAN issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED August 15, 2002.


DEBBIE LASH
Deputy Clerk

NOTICE OF ISSUANCE

PAGE 1
08/15/02

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").

//

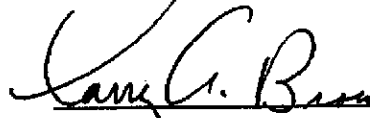
The BLM filed objections to Water Right Claim Numbers 65-02534, 65-02696, and 65-06628 asserted by Darwin Pancheri, Joan Pancheri, Duane Pancheri, and Laura Pancheri. On May 7, 2002, the Idaho Department of Water Resources (hereinafter "IDWR") filed and served Notices of Completed Administrative Proceeding (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

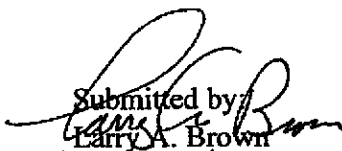
On May 14, 2002, the United States of America filed a Motion to Dismiss Objections in Subcase Numbers 65-02534, 65-02696, and 65-06628. The Motion states:

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



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,

Denise Buffington
Office Specialist I
Adjudication Section
Western Region

DB:db

Enclosures

2000 DEC -4 PM 12: 53

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

Case No. 39576

) Subcases: 65 -02534, 65-02696, 65-06628
) and 65-11250

) **ORDER SETTING TELEPHONE**
) **STATUS CONFERENCE**

An Initial Hearing was held on the 30th day of November, 2000, at the Gem County Courthouse, in Emmett, Idaho. The claimant, Darwin Pancheri appeared pro se, Larry Brown appeared for the United States and Nic Spencer appeared for IDWR. The parties agreed to set a telephone status conference at a later date.

NOW THEREFORE it is hereby ordered, that the Telephone Status Conference is set for February 16, 2001, at 2:00 pm, at the SRBA District Court, Twin Falls, Idaho.

DATED December 4, 2000.



THOMAS R. CUSHMAN
Special Master
Snake River Basin Adjudication

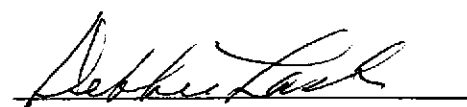
CERTIFICATE OF MAILING

I certify that a true and correct copy of ORDER SETTING TELEPHONE STATUS CONFERENCE was mailed on December 4, 2000, with sufficient first-class postage prepaid to the following:

Director of IDWR
PO Box 83720
Boise, ID 83720-0098

Darwin & Duane Pancheri
9325 Missouri Ave.
Nampa, Idaho 83686

U.S. Dept of Justice
Environment & Natural Resources Div.
550 W Fort St., MSC 033
Boise, ID 83724



Deputy Clerk

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 65-06628

(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 OfficeAddress: 1387 South Vinnell Way
Boise, Idaho 83709-1657Daytime Phone: see below

Name & Address of Attorney, if any:

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

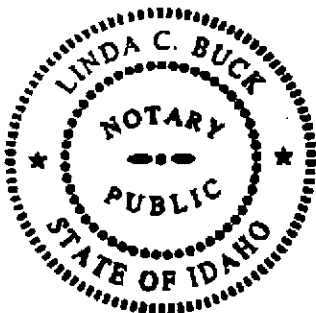
Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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.

Fredric W. Price
(Signature of person filing objection)

Larry C. Bove
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

April 11, 2000*Linda C. Buck*
Linda C. BuckNotary Public for IdahoResiding at: BoiseMy 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 & Joan L. Pancheri
Address: 9325 Missouri Ave.; Nampa, ID. 83686

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

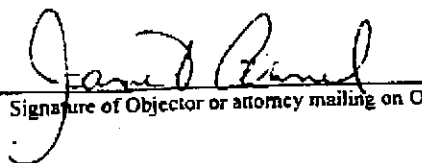
Name:
Address;
Name:
Address;

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

AJ5856NP

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

DATE: DEC-8-1999
PAGE: A-124

RIGHTS FROM: SOURCE: BRUSH CREEK TRIBUTARY: PAYETTE RIVER, NORTH FORK
RIGHT NUMBER: 65-06628
NAME & ADDRESS: CARWIN PANCHERI
JOAN L PANCHERI
9325 MISSOURI AVE
Nampa ID 83696
GUANE PANCHERI
LAURA PANCHERI
RT 1 BOX 48
MELBA ID 83641
UNAUTHORIZED USE

SOURCE: BRUSH CREEK TRIBUTARY: PAYETTE RIVER, NORTH FORK
QUANTITY: 12.56 CFS

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

PRIORITY DATE: 04/01/1912

POINT OF DIVERSION: T13N R03E S13 SWSE Within VALLEY County
R04E S18 SESW

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

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	IRRIGATION	04-15 10-15	12.56 CFS

PLACE OF USE:	IRRIGATION	Within VALLEY County	Lot 13 (SWSW) 15	Lot 14 (SESW) 6
T13N R04E S17	Lot 4 (SWNW) 3	NWSW 18	NESE 15	NWSE 6
S18	Lot 4 (SWSW) 5	SESW 19		
	SWSE 39	(SESE) 38		
319	Lot 5 (NENE) 32	NWNE 40	SWNE 40	Lot 6 (SENE) 22
	NENW 12	S2NW 27	NESW 38	SESW 32
	NESE 40	NWSE 40	SWSE 40	SESE 40
S20	Lot 11 (NWSW) 17	Lot 12 (SWSW) 20		
S29	Lot 4 (NNNW) 1			
S30	Lot 5 (NENE) 23			
628 ACRES TOTAL				

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

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

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 (208) 495-2513					
				TOTAL DIVERSION:	12.560 CFS	
C	DARWIN PANCHERI					
C	JOAN L PANCHERI 9325 MISSOURI AVE NAMPA ID 83686 (208) 467-1348					

Stage: DECREED

VALLEY County
VALLEY County

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

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:

WESTERN REGION

OWNER (S): Pancheri

CLAIM NUMBERS: 65-06628

AGENT: Scott Van Hoff DATE 6-3-99

				NE				NW				SW				SE			
RIGHT NO	TSP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
65-06628	13N	04E	17							3			18	15	6				
	1	1	18											5	19	15	6	39	38
			19	32	40	40	22	12			27	38			32	40	40	40	40
			20										17	20					
			29																
			30	23					1										
P.O.D.				TOWNSHIP				RANGE				SEC.				SOURCE			

P.O.D. TOWNSHIP RANGE SEC. SOURCE

13N 3E 13 SWSE Brush creek

13N 4E 18 SESE Brush creek

628

POLYGON CREATED ON 327

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

ATTRIBUTES OF B65-POU.SHP (243) (244) (245) (247) (249) 242

ATTRIBUTES OF B65-POD.SHP (232) (233) () () ()

 B65-DBPOU.DBF UPDATED BY sdvh

 B65-DBPOD.DBF UPDATED BY sdvh

NOTES:



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

T13N R04E

WATER RIGHT(S): 65-06628

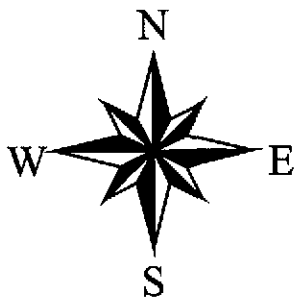
OWNER(S): PANCHERI

PREPARED BY SCOTT VAN HOFF
3 JUNE 1999

⊙ POINT OF DIVERSION
PLACE OF USE

□ SECTION LINES

□ QUARTER SECTION LINES



NAPP 1987



0 0.6 Miles

A horizontal scale bar with a black line and white ends, representing a distance of 0.6 miles.

MAR 02, 1979

PROPOSED FINDING OF WATER RIGHTS - PAYETTE RIVER DRAINAGE

PAGE 244

INDICATES TOTAL

SOURCE: OLSON CREEK

TRIBUTARY TO: 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	BASIS FOR RIGHT
65-6628	PANCHERI, DARWIN E PANCHERI, JEAN L. MELBA, IDAHO 83641 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-11250 & 65-6629 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	4/ 1/1912	IRRIGATION	4/15 10/15	--- AFA 14.74 CFS	SWSE S13 T13N R 3E SWSE S18 T13N R 4E	NENE(39) NWNE(38) SWNE(38) SENE(39) SWSW(15) SESW(20) NWSE(26) SWSE(39) SESE(38) NESE(34) S18 T13N R 4E NENE(32) NWNE(39) SWNE(41) NENW(5) SENE(15) NESW(38) SESW(32) NWSE(40) SWSE(40) SESE(40) NESE(40) LOT 6(21) S19 T13N R 4E LOT 3(14) LOT 4(14) S17 T18N R 4E *737*	BENEFICIAL USE
65-1979	A. L. CATILE, INC. C/O MYRN LITTLE, ROUTE 3, BOX 151, EMMETT, IDAHO 83617 REMARKS: SOURCES FOR THIS RIGHT ARE BRUSH CREEK & OLSON CREEK.	6/ 1/1918	IRRIGATION	4/15 10/15	--- AFA 6.18 CFS	NWSE S13 T13N R 3E SWSE S14 T13N R 3E NWNE S23 T13N R 3E	SWNE(5) SENE(16) NESW(29) NWSW(34) SWSW(26) SESW(6) NESE(37) NWSE(21) SWSE(4) SESE(13) S13 T13N R 3E SENE(27) NESW(30) LOT 2(13) LOT 3(18) S18 T13N R 4E NESE(4) SWSE(8) SESE(10) S14 T13N R 3E *309*	BENEFICIAL USE

INDICATES TOTAL

SOURCE: PADDY CREEK

TRIBUTARY TO: KENNELLY CREEK

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
65-4027A	LOOMIS, CLARENCE P. O. BOX 63, NEW MEADOWS, IDAHO 83654	1/10/1920	IRRIGATION	4/15 10/15	--- AFA 1.04 CFS	SWNE S28 T17N R 4E	SWNW(8) NWSW(12) SWSW(16) S27 T17N R 4E NENE(3) SENE(11) S20 T17N R 4E NWNW(3) S34 T17N R 4E *53*	BENEFICIAL USE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:02:25
05/12/99

PAGE: 1
GENERAL INFORMATION

450
CLAIM NUMBER: A65-06628

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

FIRST: DARWIN
STATE: ID ZIP: 83686

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

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

FIRST: JOAN L
STATE: ID ZIP: 83686

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER
Y() N()

CLAIM REMARKS: GEN 2 P/D IN SESW, S18, T13N, R4E.
RIGHT SUBJECT TO PANCHERI/LITTLE/A.L. CATTLE INC. STIPULATION AS
ORDERED BY DISTRICT COURT ON 12-30-86 IN GEM COUNTY CIVIL NO.
3667.
NOTE: CLAIMANTS WOULD LIKE TO NOTE THAT OLSON CREEK FLOWS INTO
BRUSH CREEK JUST BEFORE THEIR DIVERSION POINTS AND ANY DIVERSIONS
OUT OF OLSON CREEK BY ANOTHER WATERUSER WOULD AFFECT THIS RIGHT.
ADDRESS CHANGED PER CLAIMANT REQUEST 9/17/98. DB

PAGE: 2
FIELD EXAMINATION INFORMATION

451
CLAIM NUMBER: A65-06628

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: # A65-06628 PRIORITY DATE: 04-01-1912 STAGE: D

B. WR RECORD: # 65-06628 PRIORITY DATE: 04-01-1912 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:

04-01-1912

REVIEWED BY

Gulf

DATE

6-3-99

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
A65-06628	13N	03E	13		SW	SE			VALLEY		
A65-06628	13N	04E	18		SE	SW			VALLEY		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A65-17687 65-17687
R65-17687

WR RECORDS IN SAME 40 ACRE TRACT
NONE

SOURCE: BRUSH CREEK

TRIB: PAYETTE RIVER, NORTH FORK

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
65-06628	13N	03E	13		SW	SE			VALLEY		
65-06628	13N	04E	18		SE	SW			VALLEY		

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX
A65-17687 65-17687
R65-17687

NONE

SOURCE: BRUSH CREEK

TRIB: PAYETTE RIVER, NORTH FORK

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	03E	13		SW	SE			VALLEY		
13N	04E	18		SE	SW			VALLEY		
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____	_____	_____

SOURCE: BRUSH CREEK

TRIB: PAYETTE RIVER, NORTH FORK

REVIEWED BY: SVH DATE: 6-3-99

=====

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

A. ROOT WATER RIGHT NUMBERS: A65-06628

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	04E	17	SW	NW	4	PANCHERI, LAURA	A65-06628 / 3.0	65-06628 / 3.0	10.0		3
			SW	NW	4	PANCHERI, DARWIN	A65-02696 / 14.0	65-02696 / 14.0			
			SW	NW	4	PANCHERI, DUANE	A65-11250 / 8.0	65-11250 / 8.0			
13N	04E	17	NW	SW		PANCHERI, LAURA	A65-06628 / 18.0	65-06628 / 18.0	37.0		18
			NW	SW		PANCHERI, DARWIN	A65-02696 / 40.0	65-02696 / 19.0			
13N	04E	17	SW	SW	13	PANCHERI, LAURA	A65-06628 / 15.0	65-06628 / 15.0	21.0		15
			SW	SW	13	PANCHERI, DARWIN	A65-02696 / 32.0	65-02696 / 16.0			
13N	04E	17	SE	SW	14	PANCHERI, LAURA	A65-06628 / 6.0	65-06628 / 6.0	9.0		6
			SE	SW	14	PANCHERI, DARWIN	A65-02696 / 13.0	65-02696 / 6.0			
13N	04E	18	SW	SW	4	PANCHERI, LAURA	A65-06628 / 5.0	65-06628 / 5.0	19.0		5
			SW	SW	4	DAVIS CATTLE CO INC		65-13619 / 35.0			
13N	04E	18	SE	SW		PANCHERI, LAURA	A65-06628 / 19.0	65-06628 / 19.0	41.0		19
			SE	SW		PANCHERI, DUANE	R65-17687 /	- /			
			SE	SW		PANCHERI, DUANE		65-12891 /			
13N	04E	18	NE	SE		PANCHERI, LAURA	A65-06628 / 15.0	65-06628 / 15.0	41.0		15
			NE	SE		PANCHERI, DARWIN	A65-02696 / 34.0	65-02696 / 28.0			
			NE	SE		PANCHERI, DUANE	A65-11250 / 13.0	65-11250 / 13.0			
13N	04E	18	NW	SE		PANCHERI, LAURA	A65-06628 / 6.0	65-06628 / 6.0	40.0		6
			NW	SE		PANCHERI, DUANE	A65-17687 /	- /			
			NW	SE		PANCHERI, DUANE	65-17687 /	- /			
			NW	SE		PANCHERI, DUANE	A65-11250 / 24.0	65-11250 / 24.0			
			NW	SE		PANCHERI, DUANE	R65-17687 /	- /			
			NW	SE		PANCHERI, DARWIN	A65-02696 / 26.0	65-02696 / 30.0			
			NW	SE		PANCHERI, DUANE		65-12891 /			
13N	04E	18	SW	SE		PANCHERI, LAURA	A65-06628 / 39.0	65-06628 / 39.0	37.0		37
			SW	SE		PANCHERI, DARWIN	A65-02696 / 39.0	65-02696 / 39.0			
			SW	SE		PANCHERI, DUANE		65-12891 /			
13N	04E	18	SE	SE	5	PANCHERI, LAURA	A65-06628 / 38.0	65-06628 / 38.0	33.0		38
			SE	SE	5	PANCHERI, DARWIN	A65-02696 / 38.0	65-02696 / 38.0			
13N	04E	19	NE	NE	5	PANCHERI, LAURA	A65-06628 / 32.0	65-06628 / 32.0	28.0		32
			NE	NE	5	PANCHERI, DARWIN	A65-02696 / 32.0	65-02696 / 32.0			
13N	04E	19	NW	NE		PANCHERI, LAURA	A65-06628 / 40.0	65-06628 / 40.0	40.0		40.0
			NW	NE		PANCHERI, DARWIN	A65-02696 / 40.0	65-02696 / 40.0			

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
13N	04E	19	SW	NE		PANCHERI, LAURA	A65-06628 / 40.0	65-06628 / 40.0	40.0		40.0
			SW	NE		PANCHERI, DARWIN	A65-02696 / 41.0	65-02696 / 40.0			
13N	04E	19	SE	NE	6	PANCHERI, LAURA	A65-06628 / 22.0	65-06628 / 22.0	28.0		22
			SE	NE	6	PANCHERI, DARWIN	A65-02696 / 21.0	65-02696 / 22.0			
13N	04E	19	NE	NW		PANCHERI, LAURA	A65-06628 / 12.0	65-06628 / 12.0	36.0		12
			NE	NW		PANCHERI, DARWIN	A65-02696 / 5.0	65-02696 / 5.0			
13N	04E	19	SE	NW		PANCHERI, LAURA	A65-06628 / 27.0	65-06628 / 27.0	39.0		27
			SE	NW		PANCHERI, DARWIN	A65-02696 / 15.0	65-02696 / 15.0			
13N	04E	19	NE	SW		PANCHERI, LAURA	A65-06628 / 38.0	65-06628 / 38.0	35.0		38
13N	04E	19	SE	SW		PANCHERI, LAURA	A65-06628 / 32.0	65-06628 / 32.0	42.0		32
13N	04E	19	NE	SE		PANCHERI, LAURA	A65-06628 / 40.0	65-06628 / 40.0	33.0		40
			NE	SE		PANCHERI, DARWIN	A65-02696 / 40.0	65-02696 / 40.0			
13N	04E	19	NW	SE		PANCHERI, LAURA	A65-06628 / 40.0	65-06628 / 40.0	26.0		40
			NW	SE		PANCHERI, DARWIN	A65-02696 / 20.0	65-02696 / 20.0			
13N	04E	19	SW	SE		PANCHERI, LAURA	A65-06628 / 40.0	65-06628 / 40.0	28.0		40
13N	04E	19	SE	SE		PANCHERI, LAURA	A65-06628 / 40.0	65-06628 / 40.0	33.0		40
			SE	SE		PANCHERI, DARWIN	A65-02696 / 40.0	65-02696 / 40.0			
13N	04E	20	NW	SW	11	PANCHERI, LAURA	A65-06628 / 17.0	65-06628 / 17.0	26.0		17
			NW	SW	10	ADAMS, HARRY SD	A65-17164 /	- /			
			NW	SW	10	ADAMS, HARRY SD	R65-17164 /	- /			
			NW	SW	11	PANCHERI, DARWIN	A65-02696 / 17.0	65-02696 / 17.0			
			NW	SW	11	AMERICA ACTING THROUGH, UNITED	65-19706 /	- /			
13N	04E	20	SW	SW	12	PANCHERI, LAURA	A65-06628 / 20.0	65-06628 / 20.0	42.0		20
			SW	SW	12	PANCHERI, DARWIN	A65-02696 / 20.0	65-02696 / 20.0			
13N	04E	29	NW	NW	4	PANCHERI, LAURA	A65-06628 / 1.0	65-06628 / 1.0	11.0		1
			NW	NW	4	PANCHERI, DARWIN		65-02696 / 1.0			
13N	04E	30	NE	NE	5	PANCHERI, LAURA	A65-06628 / 23.0	65-06628 / 23.0	11.0		23
			NE	NE	5	PANCHERI, DARWIN	A65-02696 / 27.0	65-02696 / 23.0			

ADDITIONAL POU FOUND

TOTAL ACRES A65-06628 628.00 628.00 786.00

628

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
A65-06628	BRUSH CREEK	PANCHERI, LAURA	12.560	0.020		
A65-02696	PAYETTE RIVER, NORTH FORK	PANCHERI, DARWIN	14.960	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
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	
A65-17687	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	
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: CLAIM NO.'S 65-11250, 65-02696.

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(☒)

CHECK DOCUMENTS USED TO VERIFY POU: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____;

NOTES: _____

RECOMMENDATIONS:

TOTAL ACRES: 600 N/A()

REVIEWED BY: SVH DATE: 6-7-77

DATE: 6-1-77

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A65-06628 IRRIGATION	FROM 04-15 TO 10-15	12.560 CFS	
TOTAL DIVERSION RATE/VOLUME		12.560 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
65-06628 IRRIGATION	FROM 04-15 TO 10-15	12.560 CFS	
TOTAL DIVERSION RATE/VOLUME		12.560 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

460

CLAIM NUMBER: A65-06628

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 12.560 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 12.560 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 = 1256.0 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 ()

PAGE: 13
DIVERSION AMOUNT REVIEW SHEET CONTINUED

462
CLAIM NUMBER: A65-06628

NOTES:

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 12.560	EXAMINER _____	DATABASE	EXAMINER _____	DATABASE 1256.0	EXAMINER _____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____	_____	_____
TOTAL FOR THIS RIGHT			12.560	_____		_____	1256.0	_____

NON-IRRIGATION USES CLAIMED: NONE

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

REVIEWED BY: ju H

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: 65-06628

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE	EXAMINER	CFS
	12.560		

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A65-06628	12.560	-		65-06628	12.560
TOTAL CFS		12.560				12.560

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
Y	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()
(x) NAPP	DATE OF PHOTO <u>1987</u> IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO <u>1</u> _____	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 _____	_____	_____

RECEIVED

OCT 3 1979

Filed

Sept. 28, 1979

by Thelma R. Keteleir, Clerk
vs. Debbie Bacon, Deputy

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

Department of Water Resources

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)	CIVIL NO. 3667
DETERMINATION OF THE RIGHT)	
TO THE USE OF SURFACE AND)	ORDER CORRECTING CLERICAL
GROUNDWATERS OF THE PAYETTE)	OVERSIGHTS IN PROPOSED
RIVER DRAINAGE BASIN.)	FINDING OF WATER RIGHTS

The motion of the Department of Water Resources for an order correcting certain clerical oversights in the proposed finding of water rights having come before the court for hearing, 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 reference, provided that Orville Jackson and Floy L. Jackson do not file with the court by or before October 5, 1979, a notice of hearing of the objection filed by them to Water Resources' motion. The objection filed by the Jacksons shall be withdrawn if such notice is not filed by or before October 5, 1979. If the Jacksons file a notice of hearing by or before October 5, 1979, this present order amends the proposed finding of water rights in conformance with Exhibit A except for certain material appearing at page 11 of Exhibit A where clerical amendments are listed for rights

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1 held by Orville Jackson and Floy L. Jackson.

2 DATED This 20th day of September, 1979.

3
4 1st Gilbert C. Norris
5 Gilbert C. Norris
6 District Judge
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OF THE STATE OF IDAHO, IN AND FOR
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Attorney General
State of Idaho
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Boise, Idaho 83720
Telephone (208) 384-2400

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
65-3583 VOL. II P. 131	HILL, LLOYD E. & HILL, MARGARET L. 1601 PROMENTORY ROAD, BOISE, IDAHO 83702	9/25/1975	DOMESTIC	1/ 1 12/31	.60 AFA .04 CFS	SWSE S19 T 9N R 4E	NWNE S30 T 9N R 4E	LICENSE
65-9027 VOL. III P. 683	B & B FARMS, INC. HOLBROOK, DENNIS V. ROUTE 1, NEW PLYMOUTH, IDAHO 83655	11/ 1/1974	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SESE S24 T 7N R 4W	SESE S24 T 7N R 4W	BENEFICIAL USE
65-4001 VOL. II P. 675	HOWARD, FERN I. 1315 MERIDIAN STREET, MERIDIAN, IDAHO 83642 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHT 65-3275 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	7/20/1896	IRRIGATION	4/15 10/15	--- AFA 1.54 CFS	SWNE S 7 T16N R 4E SWNW S 7 T16N R 4E NENW S 7 T16N R 4E	SENW(37) SWNW(32) SWNE(8) LOT 2(32) S 7 T16N R 4E *109* *77*	BENEFICIAL USE
65-6571 VOL. III P. 367	HUTCHINSON JR., JAMES E. & HUTCHINSON, VIRGINIA ROUTE 1, BOX 11, PAYETTE IDAHO 83661 REMARKS: LOT 2, BLOCK 6, NORTH PAYETTE.	5/ 1/1952	DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS	SWSW NWNW S27 T 9N R 4 5W	SWSW NWNW S27 T 9N R 4 5W SAME AS OTHER USE	BENEFICIAL USE
			STOCKWATER	1/ 1 12/31	1.70 AFA .03 CFS *2.90*AFA *.07*CFS			

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
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
65-3229 VOL. II P. 332	PANCHERI, DUANE & PANCHERI, JOSEPH ROUTE 1, MELBA, IDAHO 83641 REMARKS: SOURCE IS ALSO KNOWN AS HARPHAM CREEK, <u>SCHOOL</u> <u>SECTION CREEK OR SILVER CREEK</u> & 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

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: <u>UNNAMED STREAM WASTEWATER</u> TRIBUTARY TO: <u>LITTLE WILLOW CREEK</u>								
65-4957 VOL. II P. 574	RICE, ROBERT A. ROUTE 2, NEW PLYMOUTH, IDAHO 83655 REMARKS: <u>THIS RIGHT WHEN</u> <u>COMBINED WITH RIGHTS OF NOBLE</u> <u>DITCH CO. LTD. SHALL PROVIDE</u> <u>NO MORE THAN .02 CFS/ACRE.</u>	3/15/1960	IRRIGATION	3/15 11/15	--- AFA .20 CFS	NENE S33 T 8N R 4W	<u>PAYETTE RIVER</u> NENE(10) S33 T 8N R 4W *10*	BENEFICIAL USE
SOURCE: <u>ANDERSON CREEK</u> TRIBUTARY TO: <u>MIDDLE FORK, PAYETTE RIVER</u>								
65-2887 VOL. II P. 16	ROTHHOFF, DAN & ROTHHOFF, MARGIE GARDEN VALLEY, IDAHO 83622 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS 65-5977, 65-2876, & 65-7346 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	3/ 2/1967	IRRIGATION	4/ 1 11/ 1	--- AFA 3.50 CFS	SENE S23 T 9N R 4E	NENE(31) SWNE(1) SENE(40) NESE(30) NWSE(22) SESE(1) S21 T 9N R 4E NWNW(18) SWNW(33) SENW(1) NWSW(~~6~~) (3) S22 T 9N R 4E *183* *180*	LICENSE
SOURCE: <u>PAYETTE RIVER NORTH FORK, PAYETTE RIVER</u>								
63-8444 VOL. II P. 271	ROWLAND BROS. BOX 809, MC CALL, IDAHO 83638 REMARKS: LOT 9, BLOCK 8, LARDO TOWNSITE.	6/ 1/1949	INDUSTRIAL	1/ 1 12/31	1.07 AFA .10 CFS	LOT 3 S 8 T18N R 3E	SAME AS OTHER USE	BENEFICIAL USE
			DOMESTIC	1/ 1 12/31	1.20 AFA .04 CFS *2.27*AFA *.14*CFS	LOT3 S 8 T18N 3E		

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: PAYETTE-RIVER NORTH FORK, PAYETTE RIVER								
65-10376 VOL. II P. 271	ROWLAND BROTHERS BOX 809, MC CALL, IDAHO 83638 REMARKS: COMMERCIAL USE IS CONCRETE PLANT.	6/ 1/1949	COMMERCIAL	1/ 1 12/31	2.20 AFA .01 CFS	LOT 3 S 8 T18N R 3E	LOT 3 S 8 T18N R 3E	BENEFICIAL USE
SOURCE: GROUNDWATER								
65-2578 VOL. III P. 383	SAMPSON, MANFORD & SAMPSON, ROSEMARY 1013 MAIN STREET, HUNTINGTON BEACH, CALIF. 92648 REMARKS: THIS RIGHT WHEN COMBINED WITH RIGHTS OF REED CANAL & BILBREY DITCH CO. SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.	5/18/1953	IRRIGATION	3/15 11/15	--- AFA .12 CFS	NESW S 8 T 6N R 2W	NESW(6) S 8 T 6N R 2W *6*	LICENSE
SOURCE: BIG PAYETTE LAKE								
65-6865 VOL. II P. 56	SCHADE, A. H. 312-WEST-SHERIDAN, NAMPA, IDAHO-83651 REMARKS:--BLOCK-F,--CRESCENT BEACH-SUBDIVISION-	8/-1/1961	DOMESTIC	1/-1-12/31	1.20-AFA .02-GFS	LOT-2-S-5 T18N-R-3E	LOT-2 S-5-T18N-R-3E	BENEFICIAL USE

CLAIMS SUBMITTED:

RECOMMENDED TO BE DISALLOWED

RIGHT NUMBER	NAME AND ADDRESS	REASON FOR DISALLOWAL
65-6865	SCHADE, A. H. 312 WEST SHERIDAN, NAMPA, IDAHO 83651	RECOMMENDED AS RIGHT 65-9609.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:02:25
05/12/99

PAGE: 17
QUICKLOOK INFORMATION

466
CLAIM NUMBER: A65-06628

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								
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:25:20
05/12/99
467

PAGE: 18
PROFILE REPORT

CLAIM NUMBER: A65-06628

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LAURA PANCHERI	04/01/1912	IRRIGATION	04-15 10-15	12.56 CFS	
C	DARWIN PANCHERI					
C	DUANE PANCHERI					
C	JOAN L PANCHERI					
TOTAL DIVERSION:					12.56 CFS	
CONSUMPTIVE USE:						1256.00 AFA

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	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
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		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

Non-Irrigation Uses: NONE

Other Rights: CLAIM NO.'S 65-11250, 65-02696.

Remarks: GEN 2 P/D IN SESW, S18, T13N, R4E.
RIGHT SUBJECT TO PANCHERI/LITTLE/A.L. CATTLE INC. STIPULATION AS
ORDERED BY DISTRICT COURT ON 12-30-86 IN GEM COUNTY CIVIL NO.
3667.
NOTE: CLAIMANTS WOULD LIKE TO NOTE THAT OLSON CREEK FLOWS INTO
BRUSH CREEK JUST BEFORE THEIR DIVERSION POINTS AND ANY DIVERSIONS
OUT OF OLSON CREEK BY ANOTHER WATERUSER WOULD AFFECT THIS RIGHT.
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:



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

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 RIGHTS
TO THE USE OF PAYETTE RIVER DRAINAGE BASIN

AMENDED
NOTICE OF CLAIM TO A WATER RIGHT

IDENT. NO. MAP NO.
55-6626 Amended

Notice is hereby given that Darwin Pancheri & Joan L. Pancheri, husband and wife, and Duane
(Name of Claimant)

Pancheri & Laura Pancheri, husband & wife, Melba, Idaho, claims a right to the diversion
(Mailing Address)

and beneficial use of the surface or groundwater, of or tributary to 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 priority date of decreed, licensed or permit right)
April 1, 1912
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or groundwater) Olson et trib North Fork
Green Creek SQUAW CREEK

- (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 15.66 cfs Use Irrigation Period of Use From June 1 To Oct. 1
(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) 15.66 cfs. TOTAL QUANTITY CLAIMED.
(CFS. GPD. AF.)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 SE 1/4
Sec. 13, Twp. 13 N., Rge. 3 E., B.M.; additional points: SW 1/4, Sec. 18,
T. 13 N., R. 4 E.

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. Headgate and ditch.

- (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	
13N	4E	17																	139
		18	39	38	38	39.3							15	20	34.4	26.1	38.5	37.3	325.6
		19	32	29.8	11.3	21.4	5			15					40	20		40	254.5
		20											17.4	19.7					37.1
		30	27																27
		17																	
		18	45																
		19	32	39	41	21	5			15					40	20		40	
		20																	
		30																	

Total No. of acres 783.2

- 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) Effluent, sewage waste, or return water from this use is discharged into N. P. Payette River

- (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, permit, license, or claim filed with the Idaho Department of
Water Resources.

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

March 22, 1978
(Date)

ANDERSON, KAUFMAN, ANDERSON & RINGERT
(Signature of Claimant)

State of Idaho Organization

County of Ada Seal

On this 22nd day of March

a notary public, personally appeared W. F. RINGERT

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

My commission expires lifetime

Attorneys for Claimants
(Signature of Spouse)

By W. F. RINGERT

P. O. Box 2773, Boise, Idaho 83701
(Signature of Authorized Agent)

in the year 1978, before me,

Notary Public residing at Boise, Idaho

IN THE MATTER OF THE GENERAL DETER- NOTICE OF CLAIM
MINATION OF RIGHTS TO THE USE OF _____ TO A
DRAINAGE BASIN. WATER RIGHT

65-6628	
I. D. No.	Map No.
\$ Fee Paid	Receipt No.

Notice is hereby given that Darwin Pancheri + ⁴⁵⁵ ~~456~~ W. Pancheri
(Name of Claimant)

—Melba, Idaho (Mailing Address)

83641

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)
4/1/12
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or groundwater)
01504 CR TRIP North CR Raytheon R OF.
- (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 14.74 Use 2211 #2 TAR Period of Use From 4/15 To 10/15
(CFS, GPD, AF.) (Domestic, Irrigation, stock, etc.) (Mo., Day) (Mo., Day)

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) 14.74 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF.)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source SW $\frac{1}{4}$ SE $\frac{1}{4}$.
Sec. 13, Twp. 13 N, Rge. 3E, B.M.; additional points: SW SE 2nd 18
T 13 N 4E

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	737
--------------------	-----

- 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 *This item combined with sta 65-11250, 65-4629 shall provide no more than .02 gss/A nor more than*
3 gss/A

- (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.

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

33.

Seal

Organization

(Signature of Spouse)

County of _____

(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

Blue
Valley
NO.

MAP NO.

65-6628

Indian Valley Grazing Assoc.
(Name of Claimant)

(Name of Claimant)

Indian Valley, Idaho 83432
(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:

- 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) Apr. 1 1912
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Olson Creek
- (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 16.0 2.394 2274 AF Period of Use From 4/15 To 10/15
15.2 gpm. (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)
- Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)
- Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both Dates Inclusive)
- (4) Quantity of water claimed: _____ Cubic Feet Per Second, or _____ Acre Feet Per Annum,
and/or _____ Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE $\frac{1}{4}$ SW $\frac{1}{4}$,
Sec. 13, Twp. 13N, Rge. 4E, B.M.; additional points: SWSE 2nd 18
13N SE
- 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) 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 758
possible: 798

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible: 798
- (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 right is combined with rights - 45-6622
45-2894 & 45-6629 shall provide no more than
.02 cfs/acre nor 3 AF/acre.
- (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.: _____

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)

Organization

(Signature of Spouse)

(Signature of Authorized Agent)

State of

SS.

Organization
Seal

County of _____

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

Rev. 2/7/77

254

blue

MAP NO.

65-6628

(Name of Claimant)

(Mailing Address)

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) April 1 - 1912
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Olsen Creek
- (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 Period of Use From June 1 To Oct. 1
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
- (4) Quantity of water claimed: 15.66 Cubic Feet Per Second, or _____ Acre Feet Per Annum, and/or _____ Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 SW 1/4, Sec. 13, Twp. 13 N., Rge. 3 E., B.M.; additional points: SW 1/4 Sec. 18, T. 13 N., R. 4 E.
- 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. Headgate and ditch
- (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.

[illegible]

Total No. of acres 783.2

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 N. F. Payette River
- (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.: _____

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 } ss.

Organization Indian Valley Grary. Ass
Clifford Johnson Pres.
(Signature of Authorized Agent)

On this 20th day of June, in the year 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

My commission expires

May 26, 1974

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

Panckeri

65-6628

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) April 1 - 1912
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Brush Creek / Payette River, North Fork
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- Use Irrigation 12.22 12.56 Period of Use From June 1 To Oct. 1
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) 12.56 (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- (4) Quantity of water claimed: 15.66 Cubic Feet Per Second, or _____ Acre Feet Per Annum, and/or _____ Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source. SW 1/4 SE 1/4 Sec. 13, Twp. 13 N., Rge. 3 E., B.M.; additional points: SW 1/4 Sec. 18, T.13 N. R. 4 E.
- 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. Headgate and ditch
- (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				14	14		26	40	32	13					139
				18	39	38	38	39.3					15	20	34.4	26.1	38.5	37.3	325.6
				19	32	29.8	41.3	21.4	5		15				40	20		40	254.5
				20							17.4	19.7							37.1
				30	23.5	27													27.23
				29				4.1											1
				20						4.4	17	20							37.20
				19	32	40	40	22	12		27	38	38	32	40	40	40	40	403.391
				18							4.5	19	15	6	39	38.5			122
				17							4.4	3	18	15	6				783.22
																			626.88

Total No. of acres 783.22

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 N. F. Payette River
- (8) If you are claiming water as a member of an organization, list name of organization.
- (9) Remarks (2 PDS in SESW, S/8 T/13 N) R 4 E. This right when combined with ct 65-2696 shall provide no more than .02 cfs/acre.)
- (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.:

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)

(Signature of Spouse)

Organization Indian Valley Grazing Ass.

Clifford Johnson Pres
(Signature of Authorized Agent)

On this 20th day of June, in the year 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
6/13/84

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

PANCHER

65-6628

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) April 1-1912
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Brush Creek / PAYETTE RIVER NORTH FORK
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- Use Irrigation A Period of Use From June 1 To Oct 1
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- Use _____ Period of Use From _____ To _____
(Domestic, irrigation, stock, etc.) (Mo., Day) (Both Dates Inclusive) (Mo., Day)
- (4) Quantity of water claimed: 15.66 ^{10¹²} Cubic Feet Per Second, or _____ Acre Feet Per Annum, and/or _____ Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SW 3/4 SE 1/4 Sec. 13, Twp. 13 N., Rge. 3 E., B.M.; additional points: SW 3/4 SE 1/4, Sec. 18, T. 13 N., R. 4 E.
- 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. Headgate and ditch
- (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~~						~~L-3~~	~~L-4~~		~~L-12~~	~~40~~	~~L-13~~	~~L-14~~					~~139~~
		~~18~~	~~39~~	~~38~~	~~38~~	~~39.3~~		~~14~~	~~14~~				~~15~~	~~20~~	~~34.4~~	~~26.1~~	~~38.5~~	~~37.3~~	~~325.6~~
		~~19~~	~~32~~	~~29.8~~	~~41.3~~	~~21.4~~	~~5~~			~~15~~					~~40~~	~~20~~		~~40~~	~~254.5~~
		~~20~~										~~17.4~~	~~19.7~~						~~37.1~~
		~~30~~	~~27~~																~~27~~
												~~2.4~~						~~1.5~~	
<u>13 N</u>	<u>4 E</u>	<u>18</u>										<u>5</u>	<u>19</u>	<u>8</u>	<u>6</u>	<u>39</u>	<u>38</u>		<u>115</u>
		<u>19</u>	<u>32</u>	<u>40</u>	<u>40</u>	<u>22</u>	<u>12</u>			<u>15</u>	<u>38</u>		<u>32</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>		<u>390</u>
			<u>L.5</u>			<u>L.6</u>													

OTHER RTS: 65-2696

Total No. of acres 783.2

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 N. E. Payette River
- (8) If you are claiming water as a member of an organization, list name of organization: _____
- (9) Remarks (2 P/Ds 10 SE SW, S. 18, T. 13 N, R. 4 E) THIS RT WHEN COMBINED WITH RT 65-2696 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.
- (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.: _____

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)

(Signature of Spouse)

Organization Indian Valley Gray. a.

Clifford Johnson Pres

(Signature of Authorized Agent)

State of Idaho

County of Ada

On this 20th day of June, in the year 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

10/01/83 10/21/83

IN THE DISTRICT COURT OF THE
OF THE STATE OF IDAHO AND FOR THE COUNTY OF

JUDICIAL DISTRICT

NW NW 24

18 41

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

IDENT. NO.

MAP NO.

Notice is hereby given that (Name of Claimant)

Pancheri & Laura Pancheri, (Mailing Address) 83641, 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 date that permit was issued) August 18, 1928

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

(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 3.68 CFS. 486 Use Irrigation (Domestic, irrigation, stock, etc.) Period of Use From 1928 To October 13

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

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

(4) 486 TOTAL QUANTITY CLAIMED.

(5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 NE 1/4, Sec 13, Twp. 13 N., Rge. 3 E., B.M.; additional points: VALLEY

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.

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	18	20	21	22	23	24	25	26	27	28	29	30	31	32	33	34	184
			37	38	39	40	41	42	43	44									
																	16	9	25
13	N	4	E																
			17																8
			18	27	38	38	39	22	9						13	24			210

OTHER RTS: 65-2534, 65-2696

Total No. of acres 243

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 (THIS RT WHEN COMBINED WITH 65-2534 OR 65-2696 SHALL PROVIDE NO MORE THAN .02 CFS/ACRE.)

(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 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

March 27, 1983 (Date)

(Signature of Claimant)

(Signature of Spouse)

State of Idaho

Organization

ss.

Seal

County of

On this 29th day of March

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

10/23/83

10/11/83

10/21/83

1
2 JIM JONES
3 Attorney General
4 State of Idaho
5 Statehouse, Room 210
6 Boise, Idaho 83720
7 Telephone: (208) 334-2400

8 PHILLIP J. RASSIER
9 JOSEPHINE P. BEEMAN
10 Deputy Attorneys General
11 Department of Water Resources
12 450 West State Street
13 Boise, ID 83720
14 Telephone: (208) 334-4448

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

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

23
24 The director of the Idaho Department of Water
25 Resources, Darwin Pancheri and Joan L. Pancheri, Duane Pancheri
26 and Laura Pancheri ("Pancheris" herein), the estate of Myrn H.
27 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.

*is a true and correct copy of
the original Stipulation and
Order filed in this cause on
the 30th day of December, 1988
at 1:43 p.m.*

*John R. Dostert
District Judge*

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

JIM JONES
Attorney General
State of Idaho
Statehouse, Room 210
Boise, Idaho 83720
Telephone: (208) 334-2400

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Louie Gorrone 27 December 1986

Louie Gorrone, 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

PHILLIP J. RASSIER
JOSEPHINE P. BEEMAN
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Department of Water Resources
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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
DETERMINATION OF THE RIGHT TO
THE USE OF SURFACE AND GROUNDWATER
OF THE PAYETTE RIVER DRAINAGE
BASIN

Civil No. 3667

ORDER

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.

/s/
JIM R. DOOLITTLE
District Judge

12/86

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

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 S18 LT04(SWSW) 5 S19 LT05(NENE)32 SESW 32 S20 LT11(NWSW)17 S29 LT04(NWNW) 1 S30 LT05(NENE)23 628 ACRES TOTAL	04-01-1912	IRRIGATION	04-15 10-15	12.56 CFS	BENEFICIAL
	T13N R04E S17 LT04(SWNW) 3 S18 LT04(SWSW) 5 S19 LT05(NENE)32 SESW 32 S20 LT11(NWSW)17 S29 LT04(NWNW) 1 S30 LT05(NENE)23 628 ACRES TOTAL	NWSW 18 SESW 19 NWNE 40 NESE 40	LT13(SWSW)15 NESE 15 SWNE 40 NWSE 40	LT14(SESW) 6 NWSE 6 LT06(SENE)22 SWSE 40	SWSE 39 NENW 12 SESE 40	LT05(SESE)38 SENW 27 NESE 38
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 NWSE 21 S14 NESE 13 T13N R04E S18 LT02(SWNW)13 312 ACRES TOTAL	06-01-1918	IRRIGATION	04-15 10-15	6.24 CFS	BENEFICIAL USE
	T13N R03E S13 S14 T13N R04E S18 312 ACRES TOTAL	SENE 16 SWSE 8 SENW 33	NESW 29 SESE 10 NESW 38	NWSW 39 LT03(NWSW)18	SWSW 26 SESW 6	NESE 37

01 WATER RIGHT NUMBER - 65-6628

02 OLD (D) NUMBER -

LAST NAME

03001 - PANCHERI
03002 - PANCHERI
03003 - PANCHERI
03004 - PANCHERI

FIRST NAME

04001 - DARWIN
04002 - JOAN L.
04003 - DUANE
04004 - LAURA

ORIG. OWNER

05001 - C
05002 - C
05003 - D
05004 - D

06 ADD LINE 1 -

07 ADD LINE 2 -

08 ADD LINE 3 -

09 CITY - MELBA

10 STATE - ID

11 ZIP - 83641

12 STAGE - D DECREE

13 STATUS -

SOURCE

14001 - BRUSH CREEK

TRIBUTARY OF

15001 - PAYETTE RIVER, NORTH FORK

16 DIVERSION MEANS -

17 COUNTY - 85 VALLEY

18 DIVERSION CAPACITY - .000

19 TOTAL DIVERSION RATE - 12.560

20 TOTAL DIVERSION VOLUME - .00

21 WATER DISTRICT - 65

----- DIVERSION POINTS -----													
TRACT	SEC	TWN	RNG	LOT	RFLG	S T R E A M I N D E X F I E L D S							
22001 -	SWSE	23001 - 13	24001 - 13N	25001 - 03E	26001 -	27001 -							
				28001 -	0	0.0	0.0	0.0	0.0	0.0	0.0	0	0 0 0.0
22002 -	SESW	23002 - 18	24002 - 13N	25002 - 04E	26002 -	27002 -							
				28002 -	0	0.0	0.0	0.0	0.0	0.0	0.0	0	0 0 0.0

29 NON-IRRIGATION USE -

----- PLACE OF USE -----									
USE CODE / USE		TWN	RNG	SEC	TRACT	ACRES	LOT		
30001 - 01	IRRIGATION	31001 - 13N	32001 - 04E	33001 - 18	34001 - SESW	35001 - 19	36001 -		
30002 - 01	IRRIGATION	31002 - 13N	32002 - 04E	33002 - 18	34002 - NWSE	35002 - 06	36002 -		
30003 - 01	IRRIGATION	31003 - 13N	32003 - 04E	33003 - 18	34003 - SWSE	35003 - 39	36003 -		
30004 - 01	IRRIGATION	31004 - 13N	32004 - 04E	33004 - 18	34004 - SWSW	35004 - 05	36004 - 04		
30005 - 01	IRRIGATION	31005 - 13N	32005 - 04E	33005 - 19	34005 - NENE	35005 - 32	36005 - 05		
30006 - 01	IRRIGATION	31006 - 13N	32006 - 04E	33006 - 19	34006 - NWNE	35006 - 40	36006 -		
30007 - 01	IRRIGATION	31007 - 13N	32007 - 04E	33007 - 19	34007 - SWNE	35007 - 40	36007 -		
30008 - 01	IRRIGATION	31008 - 13N	32008 - 04E	33008 - 19	34008 - NENW	35008 - 12	36008 -		
30009 - 01	IRRIGATION	31009 - 13N	32009 - 04E	33009 - 19	34009 - NESW	35009 - 38	36009 -		
30010 - 01	IRRIGATION	31010 - 13N	32010 - 04E	33010 - 19	34010 - SESW	35010 - 32	36010 -		
30011 - 01	IRRIGATION	31011 - 13N	32011 - 04E	33011 - 19	34011 - NWSE	35011 - 40	36011 -		
30012 - 01	IRRIGATION	31012 - 13N	32012 - 04E	33012 - 19	34012 - NESE	35012 - 40	36012 -		
30013 - 01	IRRIGATION	31013 - 13N	32013 - 04E	33013 - 19	34013 - SWSE	35013 - 40	36013 -		
30014 - 01	IRRIGATION	31014 - 13N	32014 - 04E	33014 - 19	34014 - SESE	35014 - 40	36014 -		
30015 - 01	IRRIGATION	31015 - 13N	32015 - 04E	33015 - 18	34015 - SESE	35015 - 38	36015 - 05		
30016 - 01	IRRIGATION	31016 - 13N	32016 - 04E	33016 - 18	34016 - NESE	35016 - 15	36016 -		
30017 - 01	IRRIGATION	31017 - 13N	32017 - 04E	33017 - 19	34017 - SENW	35017 - 27	36017 -		
30018 - 01	IRRIGATION	31018 - 13N	32018 - 04E	33018 - 19	34018 - SENE	35018 - 22	36018 - 06		
30019 - 01	IRRIGATION	31019 - 13N	32019 - 04E	33019 - 17	34019 - SWNW	35019 - 03	36019 - 04		

USE CODE / USE	TWN	RNG	SEC	TRACT	ACRES	LOT
30020 - 01 IRRIGATION	31020 - 13N	32020 - 04E	33020 - 17	34020 - NWSW	35020 - 18	36020 -
30021 - 01 IRRIGATION	31021 - 13N	32021 - 04E	33021 - 17	34021 - SWSW	35021 - 15	36021 - 13
30022 - 01 IRRIGATION	31022 - 13N	32022 - 04E	33022 - 17	34022 - SESW	35022 - 06	36022 - 14
30023 - 01 IRRIGATION	31023 - 13N	32023 - 04E	33023 - 20	34023 - NWSW	35023 - 17	36023 - 11
30024 - 01 IRRIGATION	31024 - 13N	32024 - 04E	33024 - 20	34024 - SWSW	35024 - 20	36024 - 12
30025 - 01 IRRIGATION	31025 - 13N	32025 - 04E	33025 - 29	34025 - NWNW	35025 - 01	36025 - 04
30026 - 01 IRRIGATION	31026 - 13N	32026 - 04E	33026 - 30	34026 - NENE	35026 - 23	36026 - 05

TOTAL ACRES: 628

PERIOD FROM	PERIOD TO	USE CODE / USE	WATER USE	DIVERSION RATE	DIVERSION VOLUME
37001 - 0415	38001 - 1015	39001 - 01 IRRIGATION		40001 - 12.560	41001 - 0.00

42 DECREE PLAINTIFF NAME - STATE OF IDAHO

43 DECREE DEFENDANT NAME - A & C CORP., ET AL.

REMARKS

44001 - 2 P/D IN SESW, S18, T13N, R4E.

APPROVAL CONDITIONS: 45001 -

46 OTHER RIGHTS FOR SAME USE - 65-2696.

D A T E S		D A T E S		F L A G S	
47	PRIORITY - 1-APR-1912	55	LICENSE	63	TRANSFER/AMENDED
48	PROOF DUE -	56	APPL RECEIVED	64	DLE/CAREY ACT
49	PROOF MADE -	57	FIELD EXAM MADE	65	FLAG_1
50	APPROVE/DENIED -	58	DECREE - 21-JAN-1986	66	FLAG_2
51	PROTESTED -	59	START WORK	67	FLAG_3
52	HEARING -	60	ORDER SHOW CAUSE		
53	VERIFIED - 1/06/87 <i>JS</i>	61	DATE_1		
54	LAST UPDATE - 23-DEC-1986	62	DATE_2		

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF Date 10/07/83
Right No. 65-6628 Claimant PANCHER

Recommendation differs from claim: ☒ Yes ☐ No ☐ Disallow
(Document any differences)

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

- ☐ License
- ☐ Previous Statutory Claim.
- ☐ Permits, valid or lapsed. Number(s) if different than above _____
- ☐ Decree. Name & date _____
- ☐ Conveyance Loss Calculations. See printout included.
- ☐ Title abstract. ☐ In file. Or, Name & location _____
- ☐ County records. ☐ In file. Or, Name & location _____
- ☐ Affidavits. ☐ In file.
- ☐ Posted Notices, Water Locations Notices. ☐ In file.
- ☐ Deed Records. ☐ In file. Or, Name & location _____
- ☐ Patent Records. ☐ In file. Or, Name & location _____

- ☐ Metzker Maps. Identify _____
- ☒ A.S.C.S. Records. Year & Photograph No. DHZ-28B-32, -30, -104 ^{IBB-104} 7/15/61
- ☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____
- ☐ Historical Books. Name(s) & location _____

- ☐ Interview(s). Attach conversation memorandum.
- ☒ Other DISCUSSION w/ PANCHERIS ON 7/22/83
- ☐ _____

Field Exam Made: ☒ Yes ☐ No Date 7/22/83

☒ Adj. Report in file ☐ Beneficial Use Report in License (S.O.) File

Measurement Not all P/Ds 920 cfs. Amount recommended 12.56 cfs.

Type of measuring device: Flow meter Meter No. _____

Condition _____ Date 6-10-1971 Time 10 a.m.

Adjudication Photo(s) Used: Name or No. _____

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☒ Yes ☐ No

Remarks _____



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

6/13/84

To: 65-6628
From: D. Shaff
Subj: Visit with Duane & Darwin Pancheri

The Pancheris came to the office to discuss the exhibits connected with the stipulation distributed by Moffatt Thomas.

They objected to disallowing claim 65-11250 and the 1899 priority associated with it. They indicated they would research the matter further to support an 1899 priority.

They objected to the amount of water and number of irrigated acres for claim 65-6628. They pointed to areas and the features on aerial photo DHE-1BB-104 they contend are ditches to supply those areas that would add irrigated acres to this recommended water right. I concurred in many of the instances and roughly calculated about 100 more acres are irrigated beyond ~~on~~ 506 appearing in the exhibit. I am to further refine this number and the corresponding diversion rate.

DS

MEMO

TO: File No. 65-6628
FROM: Don Shaff *DS*
DATED: 10/07/83
SUBJ: Review Analysis

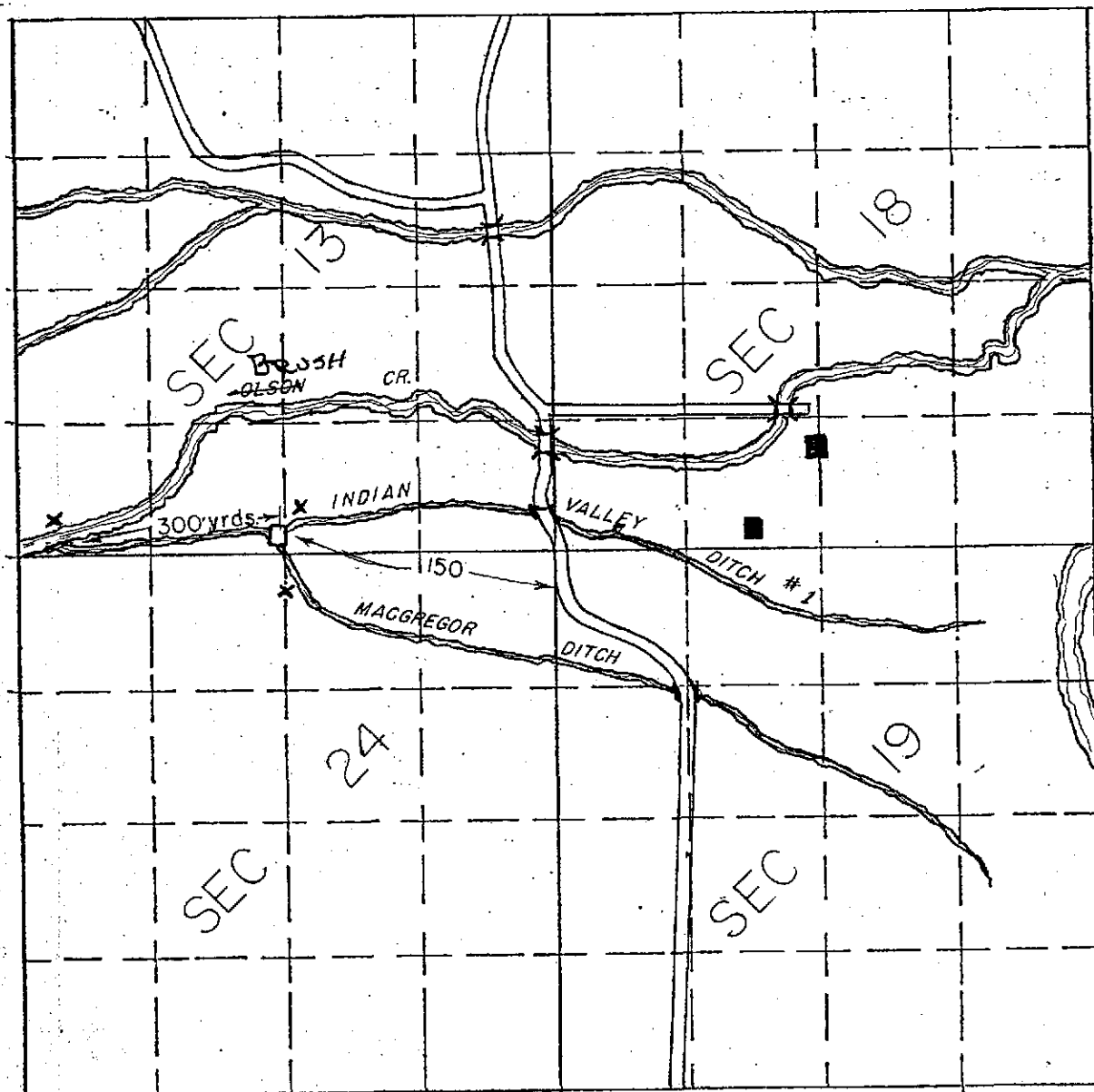
The source of water for this right was changed as to the name to reflect the findings of the 7/22/83 field inspection in this area. Duane Pancheri assisted me in the investigation. The findings from that day revealed Brush Creek flows eastwardly ^{where it is} ~~was~~ joined by Olson Creek and flows as Brush Creek eastwardly toward the Payette River, ^{it is} ~~whereas~~ joined by Morris Creek and flows as Brush Creek into the north ^{ive} ~~fork~~ of the ~~Boise~~ ^{PAYETTE} River. The diversion points described in the Proposed Finding had the quarter quarters transposed in the respective ~~at~~ sections.

At the ranch house Duane and Darwin Pancheri reviewed the aerial photographs with me to determine the irrigated lands for each source of water. In this case they agreed Brush Creek irrigated those lands only as far north as Brush Creek. There was no irrigation from the creek in section 17. The irrigated acreage shown in this review was confirmed by the Pancheris. The diversion rate measured in 1971 totals 9.20 from the diversion in the SWSE, Sec. 13. No measurement has been taken for the diversions in the SESW, Sec. 18. It is safe to assume that this second diversion would supply the 0.9 cfs necessary to satisfy the 1 miners inch per acre requirement of this water right or 10.1 cfs in total. The only overlapping right for this land is under 65-2696 for diversions from the Payette River, North Fork.

Date _____

INDIAN VALLEY AND MAC GREGOR LIVESTOCK COMPANY'S DITCHES SEC. 13, 13N, 3E.

ON OLSEN CREEK



LJ-200
1-63

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Date 6-10-71 DISCHARGE MEASUREMENT NOTES

Indian Vell Lgh from diversion 25' below diversion
River at Evans

Angle coef- ficient	Dist. from initial point	Width	Depth	Observa- tion depth	Revo- lutions	Time in sec- onds	VELOCITY		Adjust- ed for hor. angle or	Area	Discharge
							At point	Mean in ver- tical			
W	2.0	.25									
	3.5	.5	0.6		40	50	1.80			.3	.54
	3.0	.5	0.6		40	44	2.04			.3	.612
	3.5	.5	0.6		50	47	2.38			.3	.714
	4.0	.5	0.5		50	41	2.54			.25	.635
	4.5	.5	0.5		50	44	2.54			.25	.635
	4.0	.5	0.4		50	46	2.43			.2	.486
	5.5	.5	0.4		50	40	2.80			.2	.56
	6.0	.5	0.4		50	42	2.66			.2	.532
	6.5	.5	0.4		50	45	2.49			.2	.498
	7.0	.5	0.5		50	45	2.49			.25	.623
	7.5	.5	0.5		50	45	2.49			.25	.623
	8.0	.5	0.5		50	47	2.38			.25	.595
	8.5	.25									
										7.053	

No. 1 of 1 Sheets. Comp. by EBW Chk. by

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

10130 AM
N
7.22

Mr. George L. H. O'Brien, C. E. #1
River at 100' E. of old river in

River at 200' E. of old bridge

July 26, 1977

C
O
P
Y
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

$$8758(3) = 2274 \text{ and}$$

$$15.16(1.99)184 = 5523$$

$$\begin{array}{r} 758 \\ 02 \\ \hline 15.16 \end{array}$$