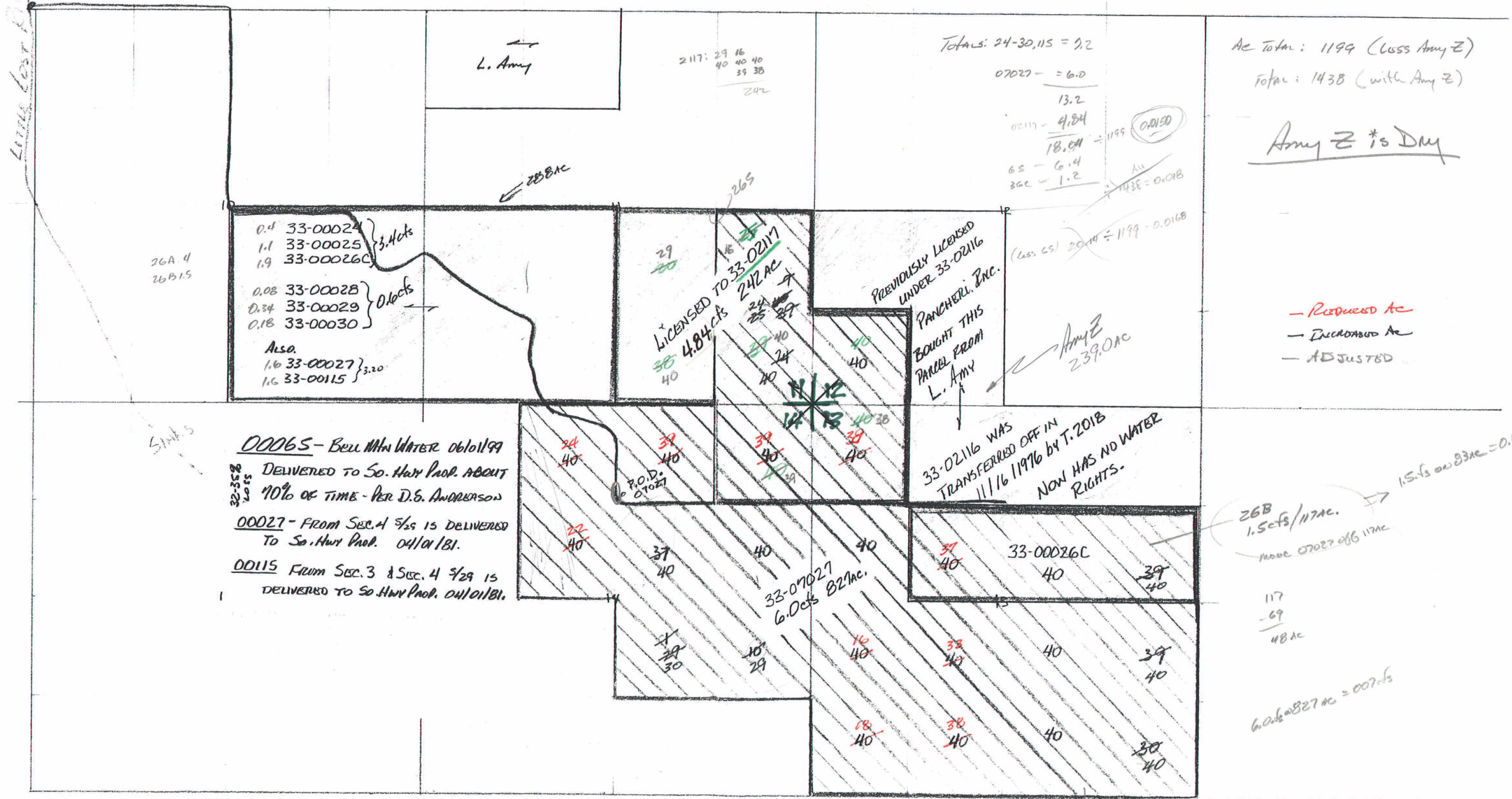


P.O.D.



T.5N. R.29E.

528



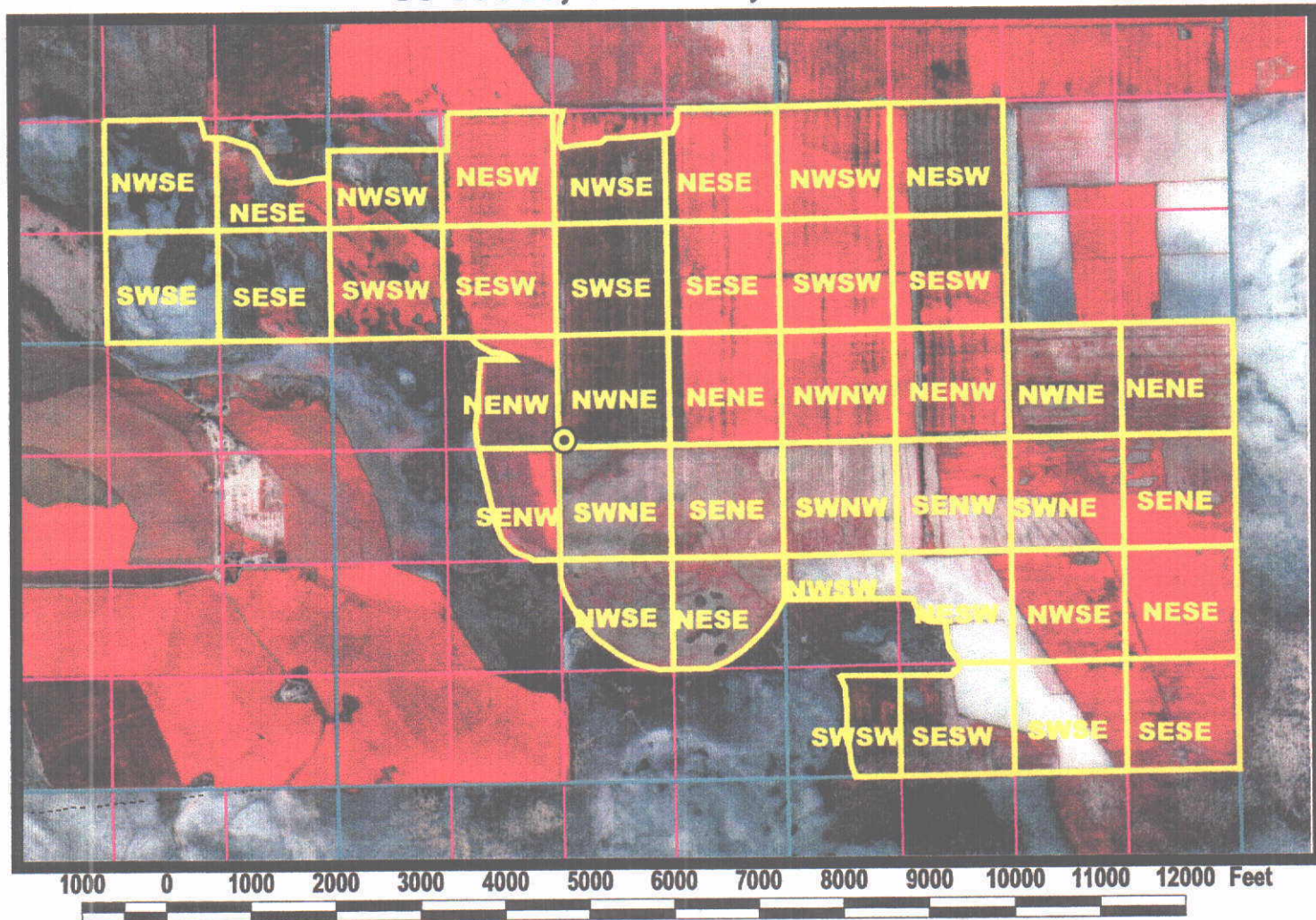
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Pancheri, Inc.

**Water Right(s): 33-07027, 33-02117A, 33-00024, 33-00025,
33-00026C, 33-00027, 33-00028, 33-00029, 33-00030,
33-00065, 33-00115, 33-10109**



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



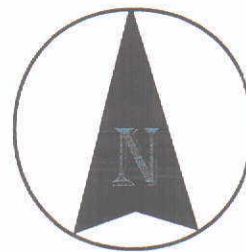
Section Line



Quarter-section line

**Place(s) of Use: T.5N., R.29E.
(parts of) Sec. 10, 11, 12, 13, 14**

**Point(s) of Diversion: T.5N., R.29E.
Sec. 4 SESESE (surface)
T.5N.,R.29E. Sec. 14
SENENW (well)**



**GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: November 1999**



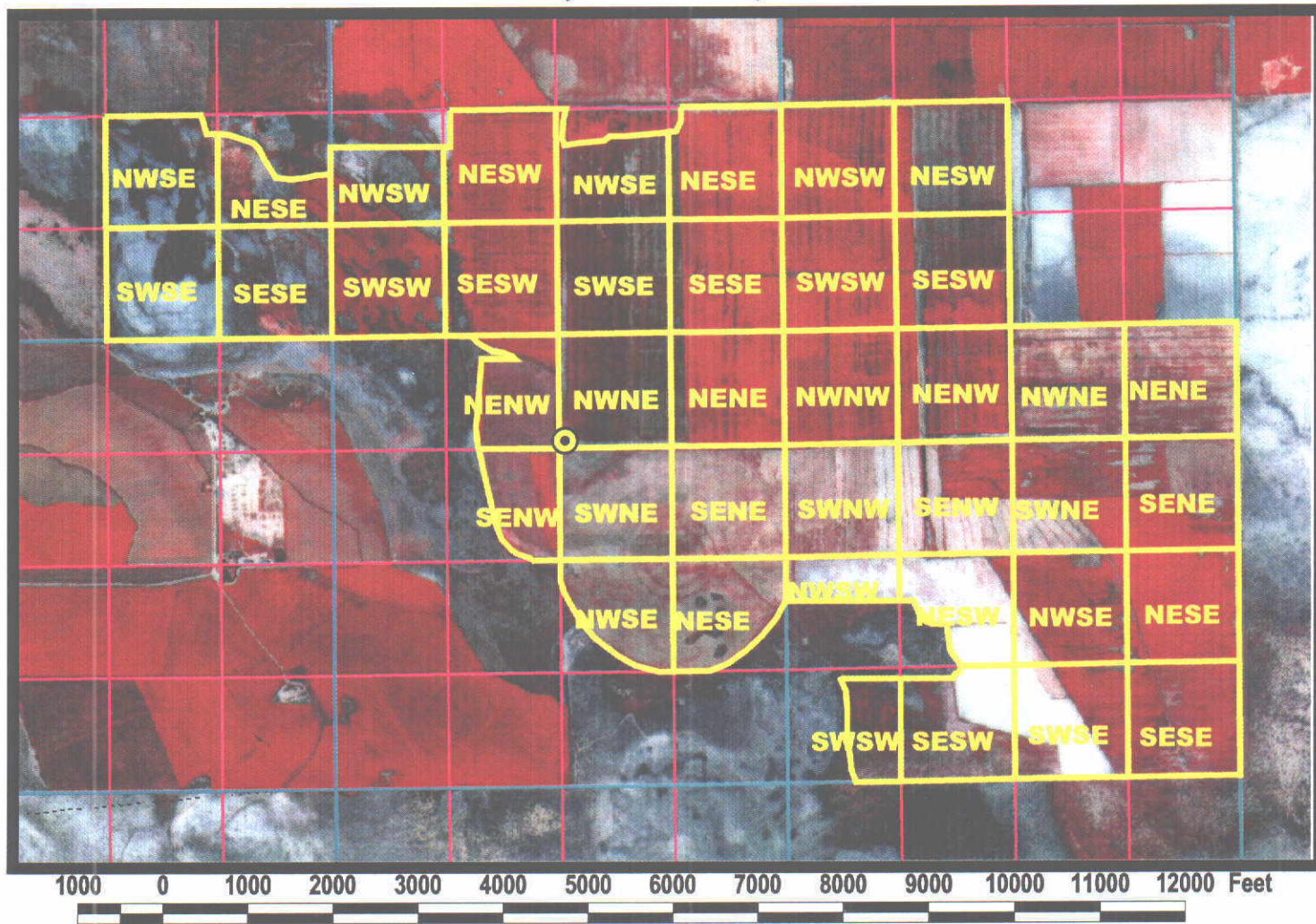
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Pancheri, Inc.

**Water Right(s): 33-07027, 33-02117A, 33-00024, 33-00025,
33-00026C, 33-00027, 33-00028, 33-00029, 33-00030,
33-00065, 33-00115, 33-10109**



LEGEND



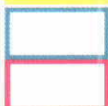
Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



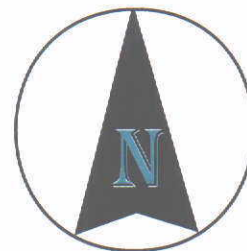
Section Line



Quarter-section line

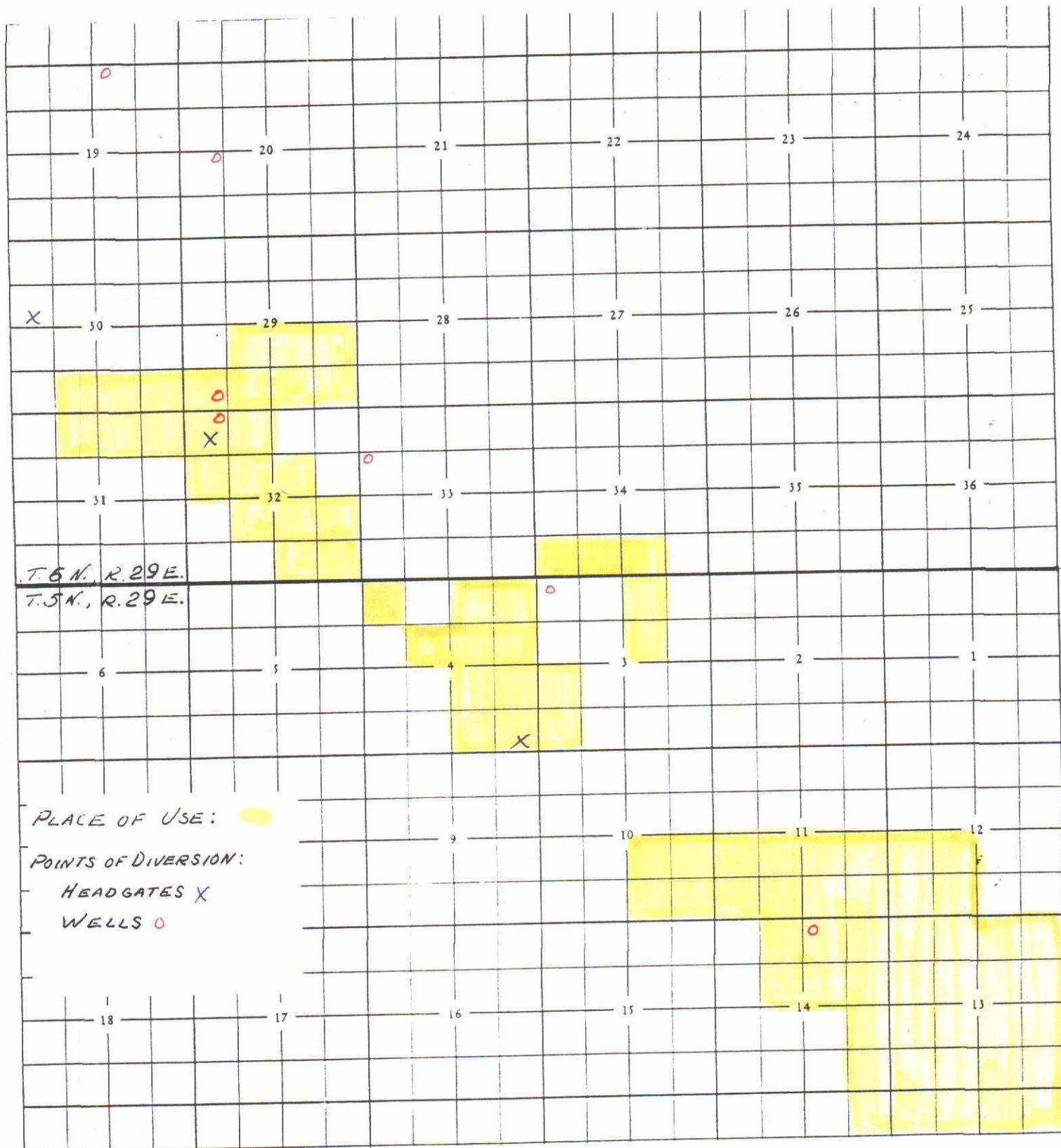
**Place(s) of Use: T.5N., R.29E.
(parts of) Sec. 10, 11, 12, 13, 14**

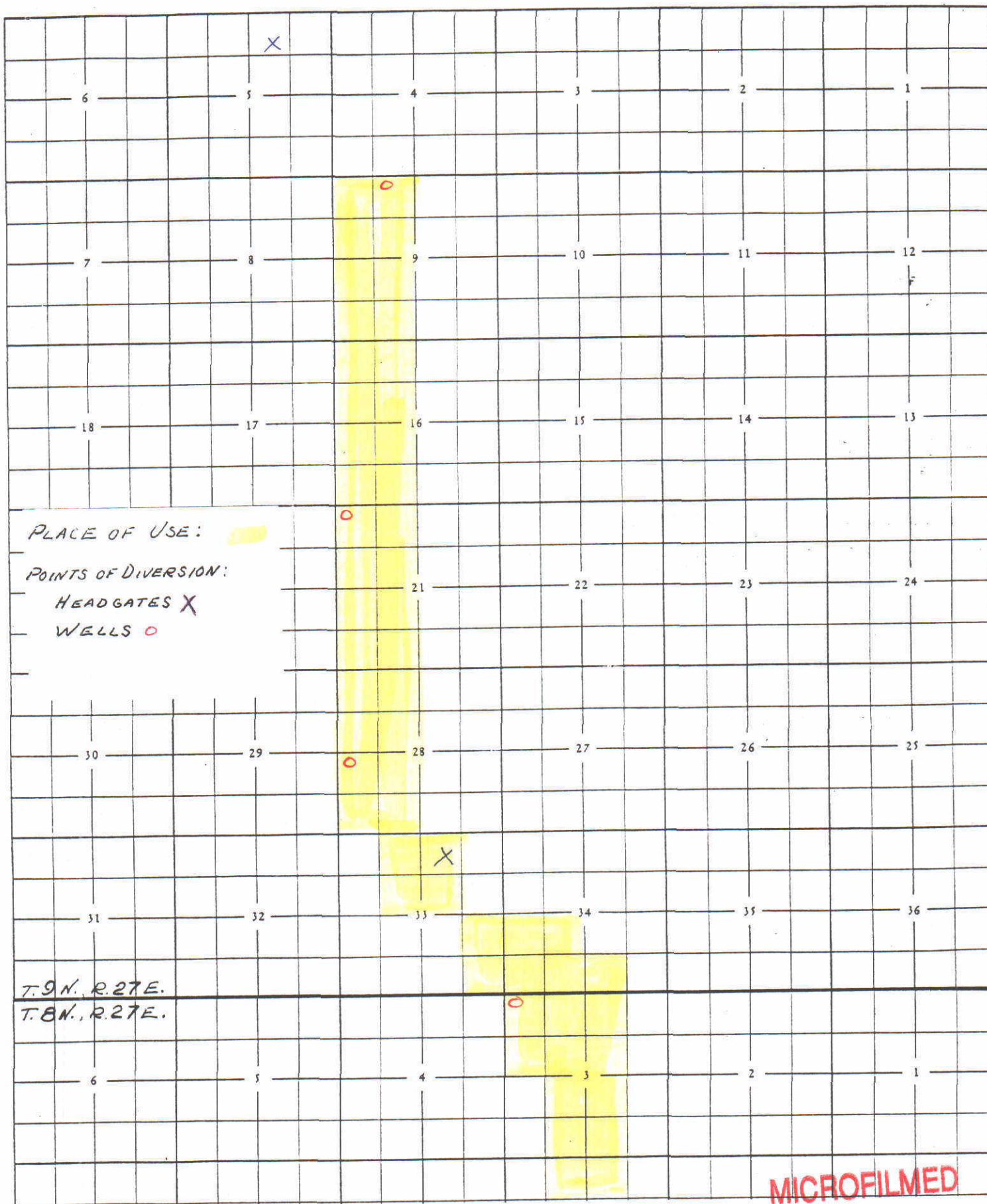
**Point(s) of Diversion: T.5N., R.29E.
Sec. 4 SESESE (surface)
T.5N., R.29E. Sec. 14
SENENW (well)**



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: November 1999







PLACE OF USE:

POINTS OF DIVERSION:

HEADGATES X

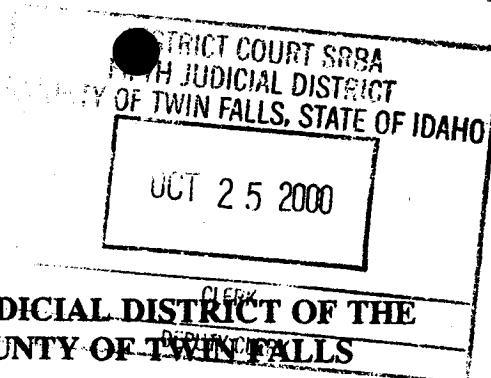
WELLS O

T.9N., R.27E.

T.8N., R.27E.

MICROFILMED

NOV 18 1992



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

Subcase(s): 33-00024 et al

Pancheri Inc

ORDER SETTING HEARING

The court sets the following hearing in the above subcase(s):

- ☒ Status Conference
☐ Settlement Conference
☐ Scheduling Conference

Date: Dec. 20, 2000 11 am

Location: SRBA Court phone

DATED: 10/25/2000.

Brigitte Bilyeu
BRIGETTE BILYEU, Special Master
Snake River Basin Adjudication

CERTIFICATE OF SERVICE

I certify that a true and correct copy of this Order was hand delivered to the following:

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

Kent Foster

Representative of:
United States Dept. of Justice
Environment & Natural Resources Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Deputy Clerk
Deputy Clerk

Law Offices
HOLDEN, KIDWELL, HAHN & CRAPO, P.L.L.C.

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS
DALE W. STORER
MARIE T. TYLER
ROBERT M. FOLLETT
FREDERICK J. HAHN, III
SHAN B. PERRY

U.S. BANK OF IDAHO BUILDING
330 SHOUP AVENUE, THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
FACSIMILE (208) 523-9518
E-MAIL HOLDNLAW@SRV.NET

Arthur W. Holden
(1877-1967)
Robert B. Holden
(1911-1971)
Terry L. Crapo
(1939-1982)
William S. Holden
(1907-1988)

January 22, 1999

Mr. Ernie Carlson
Idaho Department of Water Resources
900 North Skyline Drive
Idaho Falls, ID 83402

RECEIVED

JAN 25 1999

Department of Water Resources
Eastern District Office

Re: Pancheri, Inc.

Dear Ernie:

We have been working on the proposal we are to make with respect to the Pancheri, Inc. water rights claims in Basin 33. This letter will attempt to set out our preliminary proposal and we will then be happy to meet with you and/or Al Ruberry and/or Harold Jones and/or Ron Carlson to begin the refinement process to amend the SRBA claims and to prepare any necessary applications for transfer.

As nearly as we have been able to determine, Pancheri, Inc. is the record title owner of about 10,000 acres of land in Basin 33 and something less than half of it was being irrigated prior to November 19, 1987. As you will recall, the original SRBA claims for most of the irrigated lands claimed virtually all of such irrigated lands as the place of use for each water right. We have attempted to separate the land into a number of individual farming units and to identify the water rights that are used for each. It has not been an easy task and is undoubtedly not yet a polished product.

After our visit last summer, we thought perhaps the best way to approach the matter would be to utilize the technology of the Spatial Dynamics firm in Boise to identify the lands irrigated in 1987 and the specific acreages within each quarter-quarter section. It took them quite some time to get us an estimate of cost, and when they did it was prohibitive. (About \$7,000-8,000) We therefor decided to use ASCS photos showing numbered fields and acreages for 1987. The Pancheris have brought us several photos which they and the ASCS

Mr. Ernie Carlson
January 22, 1999
Page 2

office have attempted to put together. It appears to us that there are some inconsistencies and so we are not certain all of the photos give us accurate numbers for 1987. Nevertheless, we have tried to do the best we can, and eventually perhaps you will have the infrared satellite technology to help with verification and adjustments. Hopefully the following will at least get us started.

We have identified some 10 farms which can be considered as individual operating units, although in some cases, surface or grounds water rights, or both, were used on more than one of such farms in 1987. There have, of course, been some changes since 1987, and while we have not tried to identify each and every one of those, we will also be happy to discuss them with you so that appropriate applications for transfer can be prepared.

The 10 farms are identified as follows:

1. O'Maley Place
- ~~2.~~ Harshbarger Place 2108, 40, 39, 36
- ~~3.~~ Home Place
- ~~4.~~ Hartmann Place
- ~~5.~~ Jack Mays Place
- ~~6.~~ Badger Creek Place ~
- ~~7.~~ Landon Place ~
- ~~8.~~ Clyde Grazing Place ~
- ~~9.~~ South Creek Place
- ~~10.~~ Badger Creek South Place — NOT AS POU/PDD

We will discuss each independently:

1. **O'Maley Place.**

This farming unit contains a total of some 1,600 acres, approximately 1470.6 of which appear to have been irrigated in sections 10, 11, 12, 13 and 14 of Township 5 North Range 29 East in 1987. Portions of this property were acquired by Pancheri, Inc. from Walter and Jerry Pancheri in 1983. Actually, the Pancheris first came to this land in 1972 when it was originally acquired from Charles O'Maley. In 1982, some additional 240 acres in sections

Amy TX 16 Nov. 96
#2018

Mr. Ernie Carlson
January 22, 1999
Page 3



Amy, Tx 2018, 16 Nov. 76

12 and 13 were acquired from Leo Amy. In that purchase, Amy took all the water rights appurtenant to the land and Pancheris began to use the ground water from their existing well on the land to irrigate it. *NO RECORDED TX BY PANCHERIS CØ5*

If the 1470.6 acres is essentially the correct amount of acres that were irrigated in 1987, the place of use would appear to be about as follows:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	29E	10													34	36	33.9	37	140.9
		11									39	35	39	40	39	30	40	40	302
		12									39	39	40	40					158
		13	39	39.2	39.2	39	40	40	40	40	31	23.5	16	35	36	40	38	37	572.9
		14	40	40	40	38.5	36.3			40					29	33			296.8
																			1470.6

Of this total, some 214.9 acres, as follows, was irrigated in 1987 and before, exclusively with the surface water rights:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	29E	10													34	36	33.9	37	140.9
		11										35	39						74
																			214.9

Some 631.5 acres, as follows, was irrigated with a combination of the surface and ground water rights in 1987:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	29E	13			39.2	39				40	31	23.5	16	35	36	40	38	37	374.7
		14			40	38.5	36.3			40					29	33			216.8
																			591.5

And, some 624.2 acres, as follows, was irrigated exclusively with ground water diverted from the well in Section 14 under right no. 33-07027:

Mr. Ernie Carlson
January 22, 1999
Page 4

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	29E	11									39			40	39	30	40	40	228
		12									39	39	40	40					158
		13	39	39.2			40	40											158.2
		14	40	40															80
																			624.2

The surface and ground water rights which were used for the irrigation of this farm in 1987 were as follows:

O'MALEY
WATER OK
6.88-6.5

- 33-00024✓
- 33-00025✓
- 33-00026✓ As 26C
- 33-00027✓
- 33-00028✓
- 33-00029✓
- 33-00030✓

WHEN DELIVERED TO O'MALEY IT GETS 35% LOSS 70% OF TIME

33-00065 - DEVELOPED WATER IN 1955, TX 851 BEU Mtn. WATER - 30% LOSS TO HARSHBARGER T. 30% OF TIME. DELIVERED OUT OF PRIORITY SERVICE.

33-00115 - DECIDED TO USE SEC. 3, E 1/4 SEC. 4 5/8. NOT USED THERE 20 YRS. NO TX FLD.

33-00036C - USED W/ 02108 ON HARSHBARGER T. CUMINGS - BOCKS OF 36A w/ AN OF 36B AS 1.2005 TOTAL

33-00040A - HARSHBARGER T. - SOME DISCUSSION OF OTHER ROD/ROW. E. ? WATERMASTER?

OK - 33-07027 - well

33-02108 - ALSO ≈ 1978, ROD. CHANGED - ENLARGED USE w/o TX OR ADJUT. PERMIT, = SEE A33-10109A

NO - 33-02117 - SYSTEM CHANGED TO HOME PLACE ≈ 1978 PER JURY 13 SEPT. 95. NO TX ENLARGED USE FROM LIC. 242AC TO 348AC. - DIV. RATS?

where?

All the surface water rights under which water was diverted for use on this land was diverted at the O'Maley diversion which appears to be in about the SWSWSW Section, 3 T5 N, OR R29E. Of these, water was also diverted under rights 33-00065, 33-00036C and 33-00040A at the Hartmann East diversion and used on the Harshbarger place and the Home Place. Also, water from the well approximately in the NWSWNW Section 33, 6N, 29E under 33-02108 was used on both the Harshbarger place and the Home Place, and water diverted from the well in the NWNWNW Section 3, 5N 29E, under 33-02117 was also used on the Home Place.

ISAM's Field

By BINGHAM'S

NO TX TO MOVE WATER HERE TO HOME PLACE.

PETE DAVID ANDREASON - Rts. 36C, 39, 40, 65 ARE DELIVERED 70% OF TIME (65 GETS 30% LOSS)

2. Harshbarger Place.

HARSHBARGER T

This farm was acquired in 1974 by Pancheri, Inc. from Mark and Geraldine Harshbarger along with some other lands. In 1987, it consisted of some 185.9 irrigated acres essentially as follows:

*ENLARGEMENT OF AC.
IN SW SE SEC. 34*

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	29E	3		39	37														76
6N	29E	34											38	39			32.9		109.9
																			185.9

At that time, it was all irrigated with water diverted under the following rights:

33-00036C

33-00040A

33-02108 - *15 LICENSED FOR HARSHBARGER T, (IN PART)
NO TK*

As we mentioned under the O'Maley Place, water diverted under these rights was also used on the O'Maley Place.

3. Home Place.

The Home Place is comprised of some 356.6 irrigated acres, some of which was acquired from Walter and Jerry Pancheri, and some from the Harshbargers. The 1987 land list should be approximately as follows:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	29E	3										40	24						64
		4	39	39	38	37				16.6					39	37	16	31	292.6
																			356.6

The water rights then used for its irrigation included the following:

33-00036C

33-00040A

*13 SEPT 95 CONVERSATION BETWEEN
JERRY PANCHERI, AL RICHMAN AND
ERNE CARLSON. JERRY SAYS THIS
FARM WAS PURCHASED ~ 1978 AND
THE MAINLINE SPRINKLER SYSTEM WAS
INSTALLED THAT YEAR... SO NOW
DO 36C, 40A & 210B GET INTO THE SYSTEM?*

Mr. Ernie Carlson
January 22, 1999
Page 6

*NOT Used on O'Malley Place
since 2/1978 according to
Johnny 13 Sept 95.*

33-02117

33-02108 - *How? ITS NOT LICENSED FOR O'MALLEY PLACE.
No TX*

4. Hartmann Place.

The Hartmann Place was acquired from Frank Hartmann, Sr. and Frank Hartmann, Jr. as part of a much larger purchase in 1988. In 1987, the land irrigated of what we have identified as the Hartmann Place consisted of some 773.6 acres and the place of use was essentially as follows:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	29E	4							35	16									51
		5	25																25
6N	29E	29									30	18	37	30	33	36	34	35.5	253.5
		30												25			38	38	101
		31	28	35.1			16												79.1
		32			18		25	33		36	6				38	35	38	35	264
																			773.6

The water rights which were used for irrigation of these lands were diverted from the West Hartmann diversion which appears to be at about the SWNWNW Section 32, 6N, 29E *OK* and from the North Hartmann diversion approximately in the SWSWNW Section 30, 6N, *OK* 29E, and five wells located essentially as follows:

NWNWNW Section 32, 6N, 29E (33-02056) - *BY Romeo's Ac - So.*
NWSWSW Section 29, 6N, 29E (33-02093) - *BY Romeo's Ac - No.*
NWNWSW Section 20, 6N, 29E (33-02113) *Supp. well @ Harrows*
NENWNE Section 19, 6N, 29E (33-02126) *Supp. well @ Romeo's*
SENENW Section 3, 8N, 27E (33-02068-known as the Badger Creek Well)

The surface water rights consisted of 33-00044, 33-00045, 33-00046 and 33-00047.

Of the five wells mentioned under the various water rights, the Badger Creek well was used as an exchange well and also for irrigation of the Badger Creek place identified under number 6 below.

33-02068 *B*

*what about
27 Dec 2000 to
lot 1 Sec. 5
No TX*
*128⁺ ac (main Valley)
Down River
w/ 2nd 4th cfs*

Mr. Ernie Carlson
January 22, 1999
Page 7

When Pancheri, Inc. acquired the Hartmann Place, there were also 80 shares of Blaine County Canal Company stock under which water is at times furnished for this land.

5. Jack Mays Place.

The Jack Mays Place was acquired from Sage Willow, Inc. in 1993 as part of a three way exchange. Of the land acquired in 1993 in the SE ¼ of Section 19 and the N ½ of Section 29 in Township 6 North Range 29 East, it appears that some 419.4 acres were irrigated in 1987, distributed approximately as follows:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
6N	29E	19													39	33.4	16	39	127.4
		29	38	38.4	38.2	38.2	36.4	35.8	30.2	36.8									292
																			419.4

The water rights acquired by Pancheri, Inc. in 1993 with this land included the following: *Sec. 19 Lic. only to 33-02094(A), Same used only by 33-02094A per J. Pancheri 14 May 96. No BCC water deliverable to Sec. 19 SE (Pancheri)*

33-02094A under which water appears to be diverted from a well approximately in the NWNWNW Section 29, 6N, 29E and *33-07038* under which water appears to be diverted approximately in the NWNWSE Section 29, 6N, 29E. In addition, this land came with *296* shares of stock in the Blaine County Canal Company under which water is often available for periods of time.

*only to Sec. 29
and over flow ditch.*

*→ NOT USED, CAN'T BE USED w/ sprinkler system, in
Sec. 19 SE (E. OR HUNY).*

Water rights nos. 33-02094 and/or 33-07038 may well have been appurtenant to more lands than those irrigated by Pancheris but title to the entirety of these rights was conveyed to Pancheris in 1993.

→ Proof of ENTIRETY NEEDED.

6. Badger Creek Place.

The Badger Creek Place was part of the Hartmann purchase in 1988. In 1987, the place of use for the irrigation water rights appears to have been approximately 222.4 acres as follows:

when did Pancheri get Badger Cr

Mr. Ernie Carlson
January 22, 1999
Page 8

STATE?
BLM AGREEMENT?

BLM?

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
8N	27E	3	1	11	14	5	27	18	4.4	20	15			4		10	4	3	136.4
9N	27E	33													16			4	20
		34									26	23	17						66
																			222.4

The ASCS photos we have been able to review for the year 1987 seem to show only 152.4 acres, but Jerry Pancheri was familiar with the operation of the land prior to that date and insists that some additional 70 acres to the South of the numbered fields in the photo was irrigated as pasture for many years, including 1987. Perhaps the infrared satellite photo will clear up this discrepancy.

In any event, the water rights which were used at that time were both surface and ground water, and are listed as follows:

33-00032 \ LLR RIGHTS
33-00033A \
33-00035A \ BADGER CK
33-10119 - DEER CK - NOT PART OF 1927 DEED
33-02068 - EXCHANGE WELL

Water under two of the rights (33-00032 and 33-00033A) was diverted from the Little Lost River in approximately the NENWNE Section 33, T9N, R27E, and brought through a ditch to the upper portion of this land as well as some acreage in the lower east portion of the Landon place.

Water under right no. 33-00035 is diverted from Badger Creek in approximately the NESESW Section 34, 9N, 27E, and under 33-10119 from Deer Creek in approximately the NESESE Section 33, 9N, 27E. Badger Creek flows into this farm from the east side of Little Lost River and Deer Creek from the west. Water is used from each source on some land on the creek side of the river. But, the information received by Pancheris from previous operators suggested that water from both sources is not always available at the same time or in adequate amounts and there is a flume across the river through which water can be and has been taken, from the Badger Creek side, to the opposite side at times to permit supplementing the irrigation supplies on the Deer Creek side. Mr. Ruberry has apparently

Mr. Ernie Carlson
January 22, 1999
Page 9

*I HAVE SO - AND I HAVE PHOTOS OF IT.
IT'S IN TERRIBLE, BADLY
UNSEPARABLE CONDITION*

not seen the flume, and so, if you will let us know when someone is available, we will be happy to arrange to show it to them. There has also been a suggestion that the affidavit of Mr. Van Wagner only establishes a priority of perhaps 1978 for the Deer Creek right. While that date may have been his first knowledge of the existence of the flume and irrigation practices on the farm, the ditches, headgates, flume and irrigation from Deer Creek certainly began a long time prior to 1978. We have not been able to find anyone whose memory, or any documentation that, will provide detailed information, but during Van Wagner's time, and since the Pancheris began operating the property, the Deer Creek water has been diverted and used as a senior and not as a highwater right when it is available, and there has never been any suggestion from anyone so far as we know that the Deer Creek water should not be used as a senior water right.

The Badger Creek well diverts water under right no. 33-02068 in approximately the SENENW Section 3, 8N, 27E. The water is used both on the Badger Creek farm, and is discharged into the river and used on an exchange basis on the Hartmann place as referenced above. *Dave's Comm?*

7. Landon Place.

This property was acquired by Pancheri, Inc. from Farmer's Home Administration in 1983, and in 1987, some 267.2 acres were apparently irrigated, as follows:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9N	27E	28									33	33	35	35.1					136.1
		33		29	31		40			31.1									131.1
																			267.2

The water rights used for this property in 1987 appear to include:

*Pivot
TX and.*

33-00032A
33-00033A
33-02065

*NO RIVER DIVERSION INDICATED FOR THESE LANDS - none has been
Per*

Under the two surface water rights which divert water in the NWNWNE Section 33, 9N, 27E, lands irrigated appear to include only some 20 or so acres in the NWNWNE and a

Mr. Ernie Carlson
January 22, 1999
Page 10

similar amount in the SWNE of Section 33. The balance of the lands were irrigated from the well in the NWNWSW Section 28, 9N, 27E.

8. Clyde Grazing Place.

Much of this property was owned for some time by Clyde Grazing Association, of which Jerry Pancheri was an officer. In 1980, in a complicated transaction involving some trades, Pancheri, Inc. acquired land formerly owned by Clyde Grazing Association, 320 acres owned by the state of Idaho and 40 acres owned by Lawrence and Shirley Isham. Actually, in 1980, Pancheri, Inc. also acquired land which was later sold in 1989 to Jack and Connie Oar, much of which was irrigated with highwater rights as pasture land through 1989 when it was sold to the Oars. The 1987 irrigated land exclusive of that sold in 1989 to the Oars comprises approximately 802.5 acres as follows:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
9N	27E	9								25	34	35	40	36					170
		16					33	34	34	33	28	35	34.2	28					259.2
		21					28.5	28.4	28.8	28.8	32	31	27	39.5					244
		22											8						8
		28					31.5	31.5	29.2	29.1									121.3
																			802.5

The water rights used to irrigate this acreage in 1987 appears to have included:

33-00084 ✓
33-00085 ✓
33-00088A (possibly) - no Docs.
33-02065)
33-02066) *London Place*
? → 33-02073
33-07015

Later, in 1995, right no. 33-07202 commenced being used as well.

As has been mentioned, in 1989, Pancheri, Inc. sold some land in the E½ of Section 21, in the NWNW of Section 22 and in the N ½ NE of Section 28 to Jack and Connie Orr.

Mr. Ernie Carlson
January 22, 1999
Page 11

In that sale, only certain of the water rights were conveyed, (33-00108 and 33-00110) and three others (33-00090, 33-00092 and 33-00109) were retained by Pancheri, Inc. It appears that a transfer will need to be completed to change the point of diversion and place of use for the three water rights kept by Pancheri, Inc.

 South Creek Place.

This property was also part of the Hartmann purchase in 1988. It appears that the land irrigated in 1987 consisted of some 151 acres as shown in the following land list:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
7N	29E	30	18	1	19	4										35	22		99
		31		20	18		4			10									52
																			151

The SRBA claim shows 141 acres, but that appears to be the result of a typographical error. The acreage in the NWSE Section 30 appears to have been 35 rather than 25 as shown in the SRBA claim land list for right no. 33-00101 which is the only right appurtenant to this property.

We understand there is some question about the irrigation of this property in 1987, but the SRBA claim was prepared by IDWR and the map attached to it which was also prepared by someone at IDWR clearly shows all of the land with the acreages as shown in the SRBA claim with the one exception in the NWSE of Section 30.

10. Badger Creek South Place.

This property was acquired by Pancheri, Inc. as part of the Hartmann acquisition of 1988. Although there was some evidence that much of the land in Section 10 and 11 of 8N, 27E, had previously been irrigated as pasture, Pancheri, Inc. applied for and received permit no. 33-07198 in 1990. After some delays, as we understand it, the field exam has been performed and it was found that some 4.3 cfs was being diverted and applied to beneficial use on the 322 acres shown in the license exam. To our knowledge, the license has not yet been issued, but we are unaware of anything else that the permit holder needs to do.

Mr. Ernie Carlson
January 22, 1999
Page 12

Unfortunately, we are unaware of any delivery records regarding highwater rights such as 33-00088A. When there is high water there is no watermaster measuring diversions; when the watermaster begins measuring, the high water is gone. Also, there are some other rights such as 33-02014 and 33-00034A and 33-02032B which were historically used on the Hartmann Place and the Jack Mays Place, but under which, because of circumstances beyond the control of Pancheris, there has been no water available for several years.

Perhaps it would be well for us to meet and discuss these matters, one at a time, to assure that we are all headed in the same direction before we commence filing the amended SRBA claims, any needed applications for transfer, or other documents. We are not sure how to confirm the exact lands and acreages being irrigated in 1987 without the infrared satellite photography and technology provided by Spatial Dynamics, but perhaps you will have access to that soon and appropriate adjustments can be made. In the meantime, maybe we are about ready to commence drafting the amended SRBA claims.

Please let us hear from you when you are ready to visit further.

Very truly yours,



Kent W. Foster

[illegible]

T. 5N. R. 29E.

Q25

December 2, 1999

**NOTICE OF ERROR
REPLY**

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: December 10, 1999

Water right number: 33-00024

PANCHERI INC
C/O JERRY PANCHERI PRES
HC 65 BOX 2104
HOWE ID 83244

Daytime Telephone Number:

Evening Telephone Number:

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

____ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 12/21/99 SIGNATURE: Joel Pancheri
Please print your name: _____

IDWR Eastern Regional Office, 900 N. Skyline Drive, Suite A, Idaho Falls, ID 83402-1718, (208) 525-7161

Landlist Attachment

Total Acres:

Date:

WR0749NP
No. 33-00024

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 08/18/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JENS N. WILDE	04/01/1889	IRRIGATION	00-00 00-00	0.400 CFS	
C	MARY WILDE					
TOTAL DIVERSION:					0.400 CFS	

Water Source: LITTLE LOST RIVER Tributary to: SINKS Stage: DECREED

Place of use Legal Description for: IRRIGATION											
NE											
NW											
SW											
SE											
SUM											
T R S											
05N 29E 10											
05N 29E 11											

Pou County: BUTTE

Other Rights: RT. 33-0025.

Remarks: P/D AND P/U INCOMPLETE.

Dates: App. Received: 04/01/1889
Proof Due Date:
Exam Made Date:
Exam Sent to S.O.:
Licensed Date:

Misc: Water District Number: 33 Field Exam Fee:

Acres unspecificed by Decrees
Decrees: 20m. LLR 1 Aug 1889 - 0024
27 28 29 30 115
Also
55m. SMC 25 May 1891 - 0025
95m SMC 1 June 1891 - 0026
All Appurtenant same lands as shown

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Pancher

CLAIM IDENT. NO.

A33-00024

DATE RECEIVED

1/11/90

CK #

AMOUNT \$

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☐ YES ☒ NO N/A
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☐ YES ☒ NO N/A
- Is the consumptive use correct? ☐ YES ☒ NO N/A
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☐ YES ☒ NO N/A *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☐ YES ☒ NO N/A
15. Is the basis of the claim indicated? ☒ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☐ YES ☒ NO N/A
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☐ YES ☒ NO Exempt *
21. If this claim is based on an existing water right, has the identification number been entered? ☐ YES ☒ NO N/A
22. Should this claim be data entered? ☒ YES ☐ NO *

Claim checked by: DC

Date:

3/11/90

Claim must be returned to claimant:

(Yes) ☒ (No) ☐

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐

Receipt Prepared by:

Claim data entered by: DC

Sent to claimant by:

Date:

Date:

Date:

3/11/90

Checked by:

Date:

Comments:

MICROFILMED

NOV 18 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:01:24
03/25/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A33-70024
795

LAST: WILDE
ADDRESS:
CITY:
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: JENS N.
STATE: ID ZIP: 00000

LAST: WILDE
ADDRESS:
CITY:
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: MARY
STATE: ID ZIP: 00000

LAST: PANCHERI, INC.
ADDRESS: C/O JERRY PANCHERI, PRES.
CITY: HOME
PHONE NUMBER: 208-767-3419
OWNER CODE: C

FIRST:
STATE: ID ZIP: 83244

FIELD EXAM REQUIRED?
VERIFICATION REQUIRED DUE TO REMARKS?
NO REMARKS IN CLAIM

DATABASE
N
FIELD
EXAMINER

Attorney of Record:
FOSTER, KENT W.
ARDEN KIDWELL HANN & CRAIG
P.O. Box 50130
BOAND FALLS ID 83405
(208) 523-0620

CONTACT PERSON: A. Ruben PHONE NUMBER: () - -
DATE OF FIELD EXAM: 11 / 1 / 1 APPOINTMENT MADE: Y () N () TIME: : : A () P ()
ACCOMPANIED BY: J. Ruben PHONE NUMBER: () - -
RELATIONSHIP TO CLAIMANT: Owner, Prop.

DIRECTIONS TO PROPERTY / NOTES:

① Field Exam BY Appointment, 7 Sept 95 - A. Ruben w/ J. Ruben
② Field Exam BY Appointment, 13 Sept 95 - A. Ruben & E. Chesser

A. AJ CLAIM: # A33-00024 PRIORITY DATE: 04-01-1989 STAGE: D
B. WR RECORD: # 33-00024 PRIORITY DATE: 04-01-1989 STAGE: D

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) FIELD EXAMINER

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N()
IF YES EXPLAIN.

NOTES: PRIORITY DATE CLAIMED MATCHES PAPER

RECOMMENDED PRIORITY DATE: As Claimed
04-01-1989

REVIEWED BY [Signature] DATE 7/20/96

POINT OF DIVERSION REVIEW SHEET

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A33-00024	05N	29E	4 Hwy Div.	SE	SE	SE		BUTTE
A33-00024	05N	29E	30 Upper Manhattan Div.	SW	SW	NW		BUTTE
A33-00024	05N	29E	32 Manhattan Div.	NW	NW	NW		BUTTE
A33-00024	09N	27E	5 wet ck	NW	NW	NE		BUTTE
A33-00024	09N	27E	33 L.R. @ Ansonia, Ch.	NW	NW	NE		BUTTE

OTHER AJ CLAIMS WITH SAME AJ P00

R PREFIX

NONE

HR RECORDS IN SAME 40 ACRE TRACT

- A33-00017A
- A33-00018A
- A33-00019A
- A33-00020A
- A33-00021A
- A33-00022A
- A33-00025
- A33-00026
- A33-00027
- A33-00028
- A33-00029
- A33-00030
- A33-00031D
- A33-00031F
- A33-00031H
- A33-00032A
- A33-00033A
- A33-00034C
- A33-00035A
- A33-00036C
- A33-00039A
- A33-00040A
- A33-00042A
- A33-00043A
- A33-00044
- A33-00045
- A33-00046
- A33-00047
- A33-00048
- A33-00049
- A33-00050
- A33-00065
- A33-00083
- A33-00084
- A33-00085
- A33-00088A
- A33-00090
- A33-00090D
- A33-00091C
- A33-00092
- A33-00109A
- A33-00115

A33-02014
 A33-02056
 A33-02065
 A33-02066
 A33-02093
 A33-02108
 A33-02113
 A33-02114
 A33-02117
 A33-07015
 A33-07027
 A33-10021
 A33-10057
 A33-10073
 A33-10074
 A33-10109
 A33-10112

SOURCE: LITTLE LOST RIVER

TRIP: SINKS

B. WR POINT OF DIVERSION AND SOURCE:

330024 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: LITTLE LOST RIVER

TRIP: SINKS

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY? (Y/N)		DUE TO SOURCE DISCREPANCY? (Y/N)		DATE	FIELD EXAMINER

NOTES:

WATERMASTER DIST 33 INDICATES DERIVATION OF THIS RIGHT (ALONG WITH: 00025, 26, 27, 28, 29, 30, 115, SONGSTRESS 65) IS MADE AT THE TSN, E280, SEC. 4, S65S DIVERSION.
THE WATER(S) THEN FLOWS ON TO SEC 10 NWNWSE WHERE THE DITCH ENTERS LANDOWNER PROPERTY.
THIS IS THE ONLY PLACE 24-30 & 115 ARE DIVERTED ACCORDING TO WATERMASTER DIST 33, AND
ADDITIONAL, 5 FEB 96 (MEETING WITH A. RICHARD AND E. CHASSER).

PRESUMPTION FLAG: **D**

NOTES:

LAND LIST SHOWS BRITISH PLACE OF 164 (WITH WATER RIGHTS) USING OVERLAPPING COMMUNITARIAN RIGHTS. CLAIMED POLI. ACRES 7 TO 125. REMOVED. SEE LAND LIST ATTACHMENT PAGE.

Pages 6-125 of
this EVR were
not in file
when converted

01-03-00

CV

RECOMMENDATIONS: ~~SEE~~ ATTACHED LAND LIST CDS $\Rightarrow$ Presump. Gov: D
D.P.A.U.

TOTAL ACRES: 11990 AC

REVIEWED BY: ASB

DATE: 9 Feb 96

EXCERPT FROM: BCI VS RGMAYS DECISION, Pgs. 4 & 5, SECTION VIII.

JENS N. WILDE and MARY WILDE, husband and wife:

From Little Lost River: 20 inches, April 1, 1889: 3378024
From Saw Mill Creek: 55 inches, May 25, 1891: 3378025
95 inches, June 1, 1891: 3378026

Points of Diversion:

From Little Lost River:

From Saw Mill Creek: At the mouth of said stream.

to be used upon and appurtenant to:

The Southeast Quarter of Section Ten, and the Southwest
Quarter of Section Eleven in Township Five North, Range Twenty-nine
East of the Boise Meridian.

SE 1/4 Sec. 10
SW 1/4 Sec. 11

TSN R 29E

26 IS SENT TO A4B BUT COME BACK TO C
FOR A4C - NOW INCOMING 5 1/2 INCHES, SEND
SEC. 13 T.S.N. R. 29E. OVERLAPPED WITH
33-07027 ON 117AC.

A. AJ CLAIMED USES:

PURPOSES MONTH/DAY
A33-00024 IRRIGATION FROM 04-31 TO 11-01
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
400 CFS
400 CFS

B. WR RECORDED USES:

PURPOSES MONTH/DAY
A33-00024 IRRIGATION FROM TO
TOTAL DIVERSION RATE/VOLUME CLAIMED

DIVERSION QUANTITY
400 CFS
400 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

DUE TO WATER-USE DISCREPANCY? (Y/N)
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)

FIELD EXAMINER
DATE BASE N N Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()
Y() N()

EXPLAIN IN NOTES, BELOW.

NOTES:

2) Recommend Period of Use as Claimed as Disputed

1) Disputed Diversion Rate is "20 CFS" => 40 CFS

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AJ TOTAL CLAIMED DIVERSION RATE:
WR ROOT RIGHT TOTAL DIVERSION RATE:

0.400 CFS
0.400 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***

** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **

** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) Y

B. MEASUREMENT METHOD Whispering State Records SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y () N () IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: SEE A33-00024

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A33-00024	LITTLE LOST RIVER	PANCHERI, INC.	0.400			
A33-00032	DRY CREEK	BLAINE COUNTY CANAL CO.	5.500			
A33-00033	DRY CREEK	BLAINE COUNTY CANAL CO.	61.000	0.010		
A33-00034	LITTLE LOST RIVER	BLAINE COUNTY CANAL CO.	12.000	0.002		
A33-00035	LITTLE LOST RIVER	BLAINE COUNTY CANAL CO.	145.000	0.025		
A33-00014	DRY CREEK	BLAINE COUNTY CANAL CO.			9426.00	1.66
A33-00015	LITTLE LOST RIVER	BLAINE COUNTY CANAL CO.			2080.00	0.35
A33-00016	SUMMIT CREEK	BLAINE COUNTY CANAL CO.			1000.00	0.16
	TRAIL CREEK					
	SUMNERHOUSE CREEK					
A33-00017A	LITTLE LOST RIVER	MAYS LAND AND LIVESTOCK INC	1.900	0.001		
A33-00018A	LITTLE LOST RIVER	MAYS LAND AND LIVESTOCK INC	1.900	0.001		
A33-00019A	LITTLE LOST RIVER	MAYS LAND AND LIVESTOCK INC	0.560			
A33-00020A	LITTLE LOST RIVER	MAYS LAND AND LIVESTOCK INC	1.700	0.001		
A33-00021A	LITTLE LOST RIVER	MAYS LAND AND LIVESTOCK INC	0.240			
A33-00022A	LITTLE LOST RIVER	MAYS LAND AND LIVESTOCK INC	3.120	0.002		
A33-00025	SAN MILL CREEK	PANCHERI, INC.	1.100			
A33-00026	SAN MILL CREEK	PANCHERI, INC.	1.900			

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A33-00027	LITTLE LOST RIVER	PANCHERI, INC.	1.500			
A33-00028	LITTLE LOST RIVER	PANCHERI, INC.	0.080			
A33-00029	LITTLE LOST RIVER	PANCHERI, INC.	0.340			
A33-00030	SAWILL CREEK	PANCHERI, INC.	0.180			
A33-00031U	LITTLE LOST RIVER	MAYS LAND AND LIVESTOCK INC	1.600	0.001		
A33-00031H	LITTLE LOST RIVER	MAYS LAND AND LIVESTOCK INC	1.440	0.001		
A33-00032H	LITTLE LOST RIVER	PANCHERI, INC.	2.140			
A33-00033A	LITTLE LOST RIVER	PANCHERI, INC.	2.500			
A33-00034C	SPRING CREEK	PANCHERI, INC.	1.340			
A33-00035A	BADGER CREEK	PANCHERI, INC.	0.720			
A33-00036C	LITTLE LOST RIVER	PANCHERI, INC.	4.580			
A33-00039A	LITTLE LOST RIVER	PANCHERI, INC.	1.060			
A33-00040A	LITTLE LOST RIVER	PANCHERI, INC.	1.500			
A33-00042A	LITTLE LOST RIVER	PANCHERI, INC.	0.680			
A33-00043A	SAW HILL CREEK	PANCHERI, INC.	0.160			
A33-00044	LITTLE LOST RIVER	PANCHERI, INC.	1.400			
A33-00045	LITTLE LOST RIVER	PANCHERI, INC.	2.400			
A33-00046	LITTLE LOST RIVER	PANCHERI, INC.	1.500			
A33-00047	SAW HILL CREEK	PANCHERI, INC.	2.100			
A33-00055	BELL MOUNTAIN CREEK QUAKEN ASP SPRINGS HAWGANY CREEK	PANCHERI, INC.	6.400	0.001		
A33-00058	LITTLE LOST RIVER	BLAINE COUNTY CANAL CO.	4.290			
A33-00075	LITTLE LOST RIVER	BLAINE COUNTY CANAL CO.	3.430			
A33-00077	SAWILL CREEK	BLAINE COUNTY CANAL CO.	1.430			
A33-00084	SAW HILL CREEK	PANCHERI, INC.	4.200			
A33-00085	DRY CREEK	PANCHERI, INC.	3.200			
A33-00088	LITTLE LOST RIVER	FM1A	1.600	0.010		
A33-00089A	LITTLE LOST RIVER	PANCHERI, INC.	0.350			
A33-00090	LITTLE LOST RIVER	PANCHERI, INC.	0.900			
A33-00090D	LITTLE LOST RIVER	MAYS LAND AND LIVESTOCK INC	0.400			
A33-00091C	LITTLE LOST RIVER	MAYS LAND AND LIVESTOCK INC	0.700			
A33-00092	SAW HILL CREEK	PANCHERI, INC.	1.000			
A33-00098	DRY CREEK	BLAINE COUNTY CANAL CO.	5.150			
A33-00109A	SAW HILL CREEK	PANCHERI, INC.	1.300			
A33-00115	LITTLE LOST RIVER	PANCHERI, INC.	1.500			
A33-02014	UNNAMED SPRING	PANCHERI, INC.	1.900			
A33-02056	GROUNDWATER	PANCHERI, INC.	2.740			
A33-02055	GROUNDWATER	PANCHERI, INC.	4.560			
A33-02056	GROUNDWATER	PANCHERI, INC.	4.380			
A33-02039	GROUNDWATER	MONSON, ESQ. PETER	2.300	0.008		
A33-02093	GROUNDWATER	PANCHERI, INC.	2.410			
A33-02108	GROUNDWATER	PANCHERI, INC.	4.590			
A33-02113	GROUNDWATER	PANCHERI, INC.	2.520			
A33-02117	GROUNDWATER	PANCHERI, INC.	4.940			
A33-02126	GROUNDWATER	PANCHERI, INC.	6.000			
					957.00	0.20
						0.001
						0.001

CLAIM NO.	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	VOL./ACRE
A33-07015	GROUNDWATER	PANCHERI, INC.	1.770	0.001	754.80	0.15
A33-07027	GROUNDWATER	PANCHERI, INC.	6.000			
A33-10073	SAWILL CREEK	MAYS LAND AND LIVESTOCK INC	1.100	0.003		
A33-10074	DRY CREEK	MAYS LAND AND LIVESTOCK INC	4.350			
A33-10034	SAWILL CREEK	BLAINE COUNTY CANAL CO.	5.300			
A33-10036	SAWILL CREEK	BLAINE COUNTY CANAL CO.	72.700	0.011		
A33-10036	GROUNDWATER	SC400L DISTRICT NUMBER 111, J	0.360	0.020		
A33-10109	GROUNDWATER	PANCHERI, INC.	7.590	0.001		
A33-10119	DEER CREEK	PANCHERI, INC.	1.400	0.020		

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

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A33-10054	DOMESTIC	ISHAM FARMS	FROM 01-01 TO 12-31	-040 CFS	
A33-10054	STOCKWATER	ISHAM FARMS	FROM 01-01 TO 12-31	-030 CFS	
A33-07057	DOMESTIC	HOME WATER DISTRICT	FROM 01-01 TO 12-31	1.000 CFS	
A33-10113	DOMESTIC	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10113	STOCKWATER	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10114	DOMESTIC	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10114	STOCKWATER	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10112	STOCKWATER	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10110	DOMESTIC	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10110	STOCKWATER	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10117	DOMESTIC	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10117	STOCKWATER	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10115	DOMESTIC	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10115	STOCKWATER	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10116	DOMESTIC	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10116	STOCKWATER	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10111	DOMESTIC	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10111	STOCKWATER	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	
A33-10118	DOMESTIC	PANCHERI, INC.	FROM 01-01 TO 12-31	-040 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE
ACRES 1199 X 0.02 CFS/ACRE = 23.98 CFS
(TAKEN FROM P/U REVIEW)

1B. CALCULATIONS

@ 0.02 CFS/ACRE = 23.98.

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AF/A

ACRES 1199 X CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 4196.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 1199 X DIVERSION VOL. AF/A FOR AREA 2.5 =

TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()
P/D AND P/U INCOMPLETE.

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

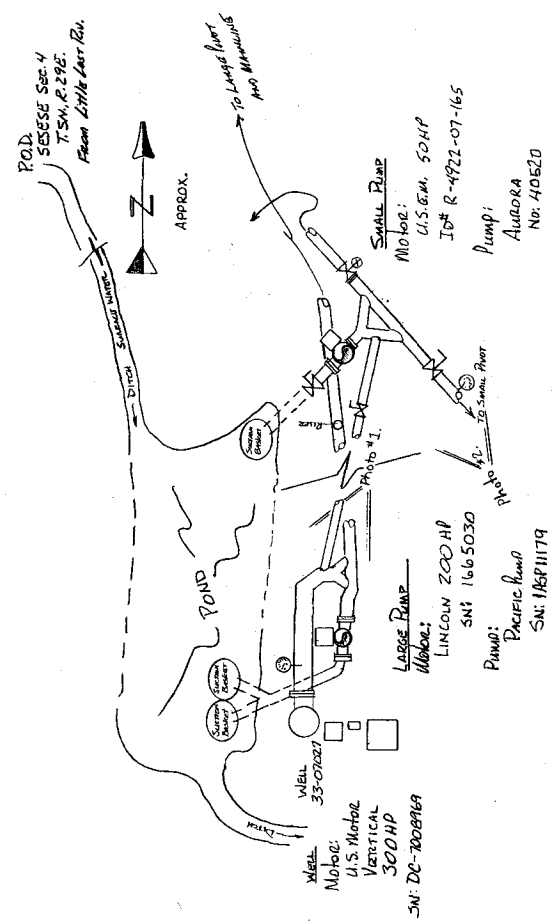
DATE: 7-2 cfs, 4196.5, 1199 ac. Combined; 00025, 00026, 00027, 00028, 00029, 00030, 00035, 07007, 02117-6W)

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM 04-01-91 TO 11-01-91	REC. DIV RATE CFS	REC. CONS. USE
IRRIGATION	04-01-91 TO 11-01-91	0.400	0.0
TOTAL FOR THIS RIGHT		0.400	4196.5

REVIEWED BY: *[Signature]* DATE: 6/20/96

PANCHERI, Inc.



A33-07027
SW NINE Sec 14

Sketch: No Scale
See Photo Page

Drawn: 13 Sept 95
ABL

System used to Commission S. 12, w/ G. N. for Ranniers
Place or Use with Leased Lands.

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

ACCEPTED
AS CLAIMED

NEEDS
REVIEW

☒ ☒ ☒

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 33-00024

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 0.000

EXAMINER 0.4

CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
A33-00024	A33-00024	0.400	-	-	33-00024	0.400
A33-00028	A33-00065	0.400	-	-	33-00024	0.400
					33-00028	0.090
TOTAL CFS		11.200				10.090

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 SHEET ATTACHED? (Y/N)

NOTES:

THIS RIGHT IS NOT SAID - CLAIMED IN FULL, COMMINGLED AND USED WITH 25-30,115 S.W. RIGHTS ON
VARIOUS LANDS. SEE ATTACHED LAND LIST. TOTAL CFS OF COMINGLED S.W. RIGHTS: 11.2 cfs.

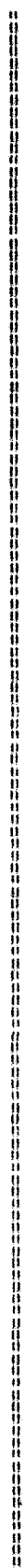
AUTHENTICATION:

SIGNATURE: 

DATE: 2 Feb 96

NAME OF FIELD EXAMINER: Andrew B. Pickering

TITLE: Sr. Asst.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:03:24
03/25/93

923
CLAIM NUMBER: A33-00024

PAGE: 134
QUICKLOOK INFORMATION

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			7 Sept 95					
POINT OF DIV			13 Sept 95	N	6			
SOURCE	Y		Don Eric	Y	5.3			
PLACE OF USE				N	3.5.6			
DIV. AMOUNT CFS/VOLUME	Y			Y	5.6	Pou 1-K06 20 AC		
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE				N	5.6			
BASIS OF CLAIM	Y			N	6			
REMARKS	Y			N	6			

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
MASTER RECORDS = 3
MAP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

Presump. Code: D exp. of Dureas

Don Eric

Cono/Remarks
C03 BTR
C05 F06
C18 K06



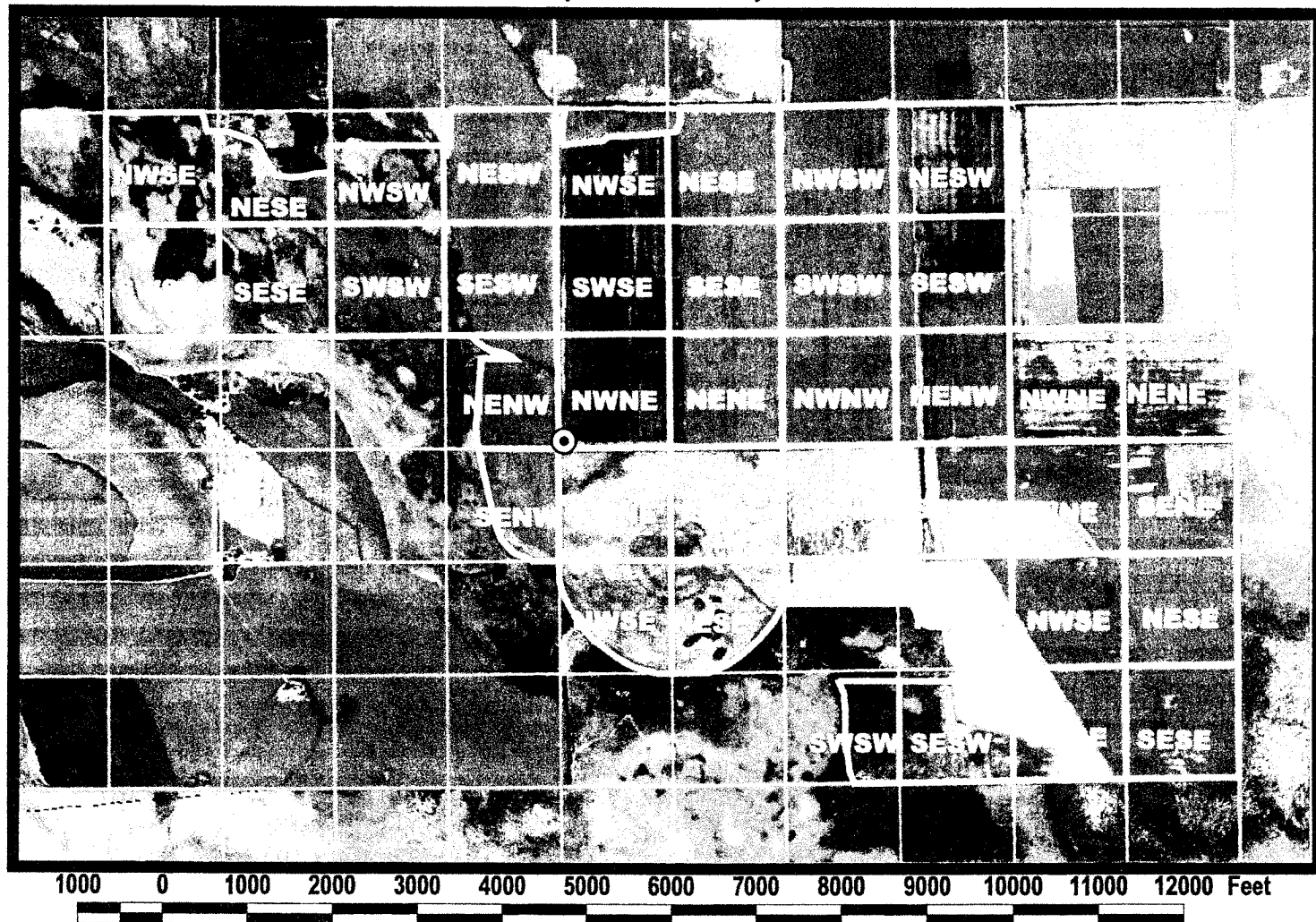
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Pancheri, Inc.

**Water Right(s): 33-07027, 33-02117A, 33-00024, 33-00025,
33-00026C, 33-00027, 33-00028, 33-00029, 33-00030,
33-00065, 33-00115, 33-10109**



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



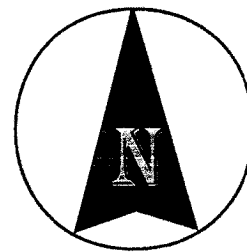
Section Line



Quarter-section line

**Place(s) of Use: T.5N., R.29E.
(parts of) Sec. 10, 11, 12, 13, 14**

**Point(s) of Diversion: T.5N., R.29E.
Sec. 4 SESESE (surface)
T.5N.,R.29E. Sec. 14
SENEW (well)**



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: November 1999



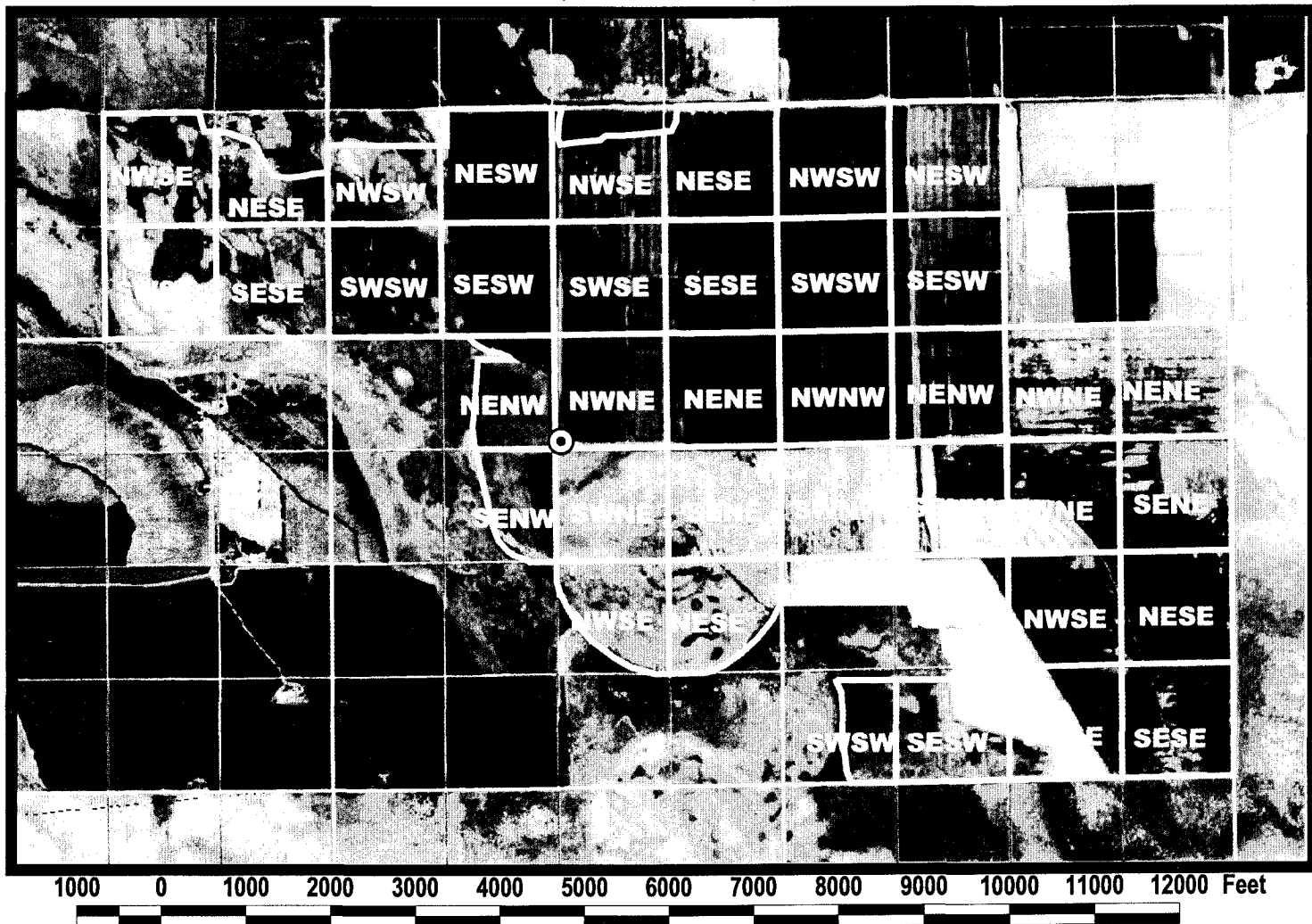
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Pancheri, Inc.

**Water Right(s): 33-07027, 33-02117A, 33-00024, 33-00025,
33-00026C, 33-00027, 33-00028, 33-00029, 33-00030,
33-00065, 33-00115, 33-10109**



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

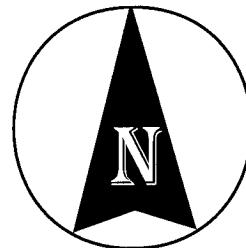
Place of Use

Section Line

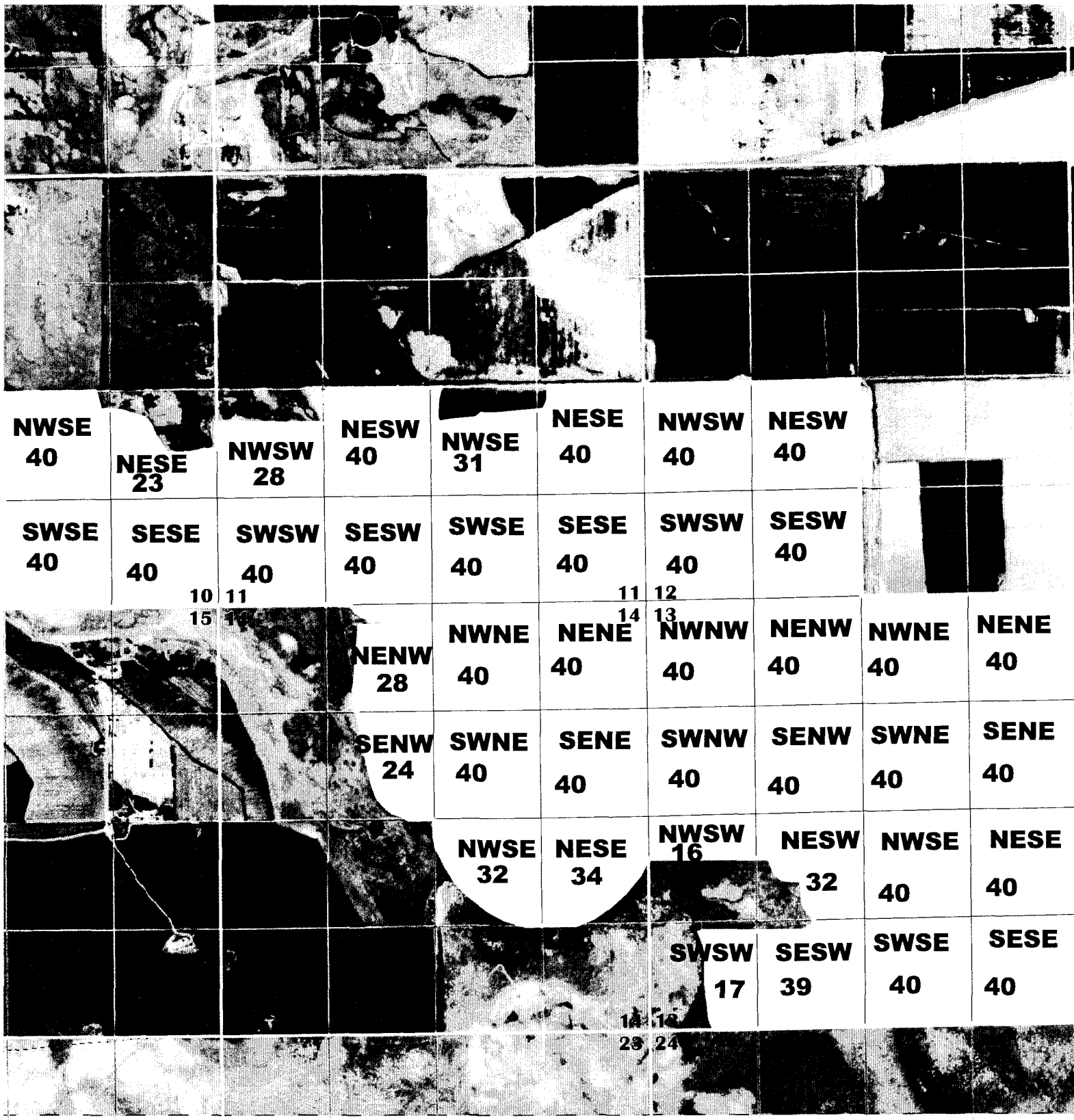
Quarter-section line

**Place(s) of Use: T.5N., R.29E.
(parts of) Sec. 10, 11, 12, 13, 14**

**Point(s) of Diversion: T.5N., R.29E.
Sec. 4 SESESE (surface)
T.5N., R.29E. Sec. 14
SENEW (well)**



GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: November 1999



NWSE
40

NESE
23

NWSW
28

NESW
40

NWSE
31

NESE
40

NWSW
40

NESW
40

SWSE
40

SESE
40

SWSW
40

SESW
40

SWSE
40

SESE
40

SWSW
40

SESW
40

10 11
15 16

11 12
14 13

NENW
28

NWNE
40

NENE
40

NWNW
40

NENW
40

NWNE
40

NENE
40

SENW
24

SWNE
40

SENE
40

SWNW
40

SENW
40

SWNE
40

SENE
40

NWSE
32

NESE
34

NWSW
16

NESW
32

NWSE
40

NESE
40

14 13
23 24

SWSW
17

SESW
39

SWSE
40

SESE
40

AJ0749NP
No. R33-00024

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

DATE: 11/30/99
PAGE: 2

=====

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number: 33	Field Inspection Flag: C	Presumption Flag:

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number _____

Date Received _____

Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

10/19/24
10/19/24
Off Maken Place

1. Name of Claimant(s) Pancheri, Inc. Phone (208) 523-0620
Mailing Address c/o Holden, Kidwell, Hahn & Crapo, P.O. Box 50130, Idaho Falls, Idaho Zip 83402
2. Date of Priority (Only (1) per claim) April 1, 1881 (and subsequent)
3. Source of water supply (a) Little Lost River (also Bell Mountain Creek, un-named creeks and Mahogany Creek tributary to sinks under Right No. 33-00065)
which is tributary to (b) sinks
- 4.a. Location of existing point of diversion is: Township 5 North Range 29 East Section 4, SE 1/4 of SE 1/4 of SE 1/4, Govt. Lot _____, _____ B.M., County of Butte
Additional points of diversion if any: _____
- b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4 Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Headgate and ditch
6. Water is claimed for the following purposes:
(Both dates are inclusive) (cfs) (acre feet)
For irrigation purposes from 04-01 to 11-01 amount 17.7 cfs or _____
7. Total quantity claimed (a) 17.7 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe full (eg. Domestic: Give number of household served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TIS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	29E	10				23				40							40	40	143
		11			40				28				40	40	40	31	40	40	299
		12			40				40				40	40					160
		13	40	40	40	40	40	40	40	40	32	16	17	39	40	40	40	40	584
		14	40	40	40	40	28			24					34	32			278

Total number of acres irrigated 1464

11. In which county(ies) are lands listed above as place of use located? Butte

12. Do you own the property listed above as place of use? Yes x No

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

→ 33-00024, 33-00025 33-00026C, 33-00027, 33-00028, 33-00029, 33-00030, 33-00036C, 33-00039A, 33-00040A, 33-00065, 33-00115, 33-07027, 33-10109 or None ()

14. Remarks:

This is an enlargement claim to address the historical practice of diverting surface water under the following surface water rights (33-00024, 33-00025 33-00026C, 33-00027, 33-00028, 33-00029, 33-00030, 33-00036C, 33-00039A, 33-00040A, 33-00065, 33-00115) from the point of diversion shown above which practice commenced May 1 of 1980 or before.

15. Basis of Claim: Idaho Code §42-1426

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature(s)

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

Number of attachments _____

Last Name Pancheri

Ident. Number _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ of _____, that
Title Organization

I have signed the foregoing document in the space below as _____
Title
of _____ and that the statements contained in the
Organization

foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or _____)

) SS.

County of _____)

Subscribed and sworn (or affirmed) before me this _____ day of _____, 2000.

Notary Public _____

Residing at _____

My Commission Expires _____

17. Notice of Appearance:

Notice is hereby given that I, Kent W. Foster will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address P.O. Box 50130, Idaho Falls, Idaho 83405

Date _____

G:\WPDATA\KWF\7548\CLAIM.NTC.kmc

Last Name Pancheri

Ident. Number _____

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: A33-00024
Date Received: 1/11/1990
Receipt No: E011683
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PANCHERI, INC. 208-767-3419
Address: C/O JERRY PANCHERI, PRES.
HOWE, ID 83244

2. Date of Priority: APR 01, 1889

3. Source: LITTLE LOST RIVER Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	29E	4	SE	SE			BUTTE
06N	29E	30	SW	NW			BUTTE
		32	NW	NW			BUTTE
09N	27E	5	NW	NE			BUTTE
		33	NW	NE			BUTTE

5. Description of diverting works:
DIVERS. DAMS AND WOOD HEADGATES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER

A33-00024

Page 1

Date: 03/01/90

MICROFILMED

NOV 18 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	29E	3	NW	NE		IRR	39.0
			SW	NE		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			Section Acres				159.0
		4	NE	NE		IRR	40.0
			NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			SE	NE		IRR	40.0
			NW	NW		IRR	38.0
			SE	NW		IRR	30.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	35.0
			SE	SE		IRR	40.0
			Section Acres				383.0
		5	NE	NE		IRR	28.0
			Section Acres				28.0
		10	NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				160.0
		11	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	40.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0
			Section Acres				320.0
		12	NE	SW		IRR	40.0
			NW	SW		IRR	40.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			Section Acres				160.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres			
05N	29E	13	NE	NE		IRR	40.0			
			NW	NE		IRR	40.0			
			SW	NE		IRR	40.0			
			SE	NE		IRR	39.0			
			NE	NW		IRR	40.0			
			NW	NW		IRR	40.0			
			SW	NW		IRR	40.0			
			SE	NW		IRR	40.0			
			NE	SW		IRR	40.0			
			NW	SW		IRR	40.0			
			SW	SW		IRR	40.0			
			SE	SW		IRR	40.0			
			NE	SE		IRR	39.0			
			NW	SE		IRR	40.0			
			SW	SE		IRR	40.0			
			SE	SE		IRR	40.0			
			Section Acres						638.0	
				29E	14	NE	NE		IRR	40.0
						NW	NE		IRR	40.0
						SW	NE		IRR	37.0
SE	NE					IRR	40.0			
NE	NW					IRR	40.0			
SE	NW					IRR	40.0			
SE	SW					IRR	30.0			
SE	SE					IRR	31.0			
Section Acres						298.0				
06N	29E	29			NE	SW		IRR	40.0	
					SW	SW		IRR	38.0	
					SE	SW		IRR	40.0	
					NE	SE		IRR	40.0	
					NW	SE		IRR	40.0	
			SW	SE		IRR	40.0			
			SE	SE		IRR	40.0			
			Section Acres						278.0	
	29E	30	SE	SW		IRR	27.0			
			SW	SE		IRR	40.0			
			SE	SE		IRR	40.0			
Section Acres						107.0				

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres		
06N	29E	31	NE	NE		IRR	33.0		
			NW	NE		IRR	40.0		
			NE	NW		IRR	18.0		
					Section Acres			91.0	
		32	SW	NE		IRR	39.0		
			NE	NW		IRR	35.0		
			NW	NW		IRR	37.0		
			SW	NW		IRR	10.0		
			SE	NW		IRR	38.0		
			NE	SW		IRR	14.0		
			NE	SE		IRR	40.0		
			NW	SE		IRR	35.0		
SW	SE			IRR	39.0				
SE	SE			IRR	26.0				
				Section Acres			313.0		
34	SW		SW		IRR	38.0			
	SE	SW		IRR	39.0				
	SW	SE		IRR	40.0				
			Section Acres			117.0			
08N	27E	3	NW	NE		IRR	24.0		
			SW	NE		IRR	15.0		
			NE	NW		IRR	35.0		
			NW	NW		IRR	14.0		
			SW	NW		IRR	2.0		
			SE	NW		IRR	40.0		
			NE	SW		IRR	35.0		
			SE	SW		IRR	32.0		
			NW	SE		IRR	25.0		
			SW	SE		IRR	40.0		
						Section Acres			262.0
			09N	27E	9	NE	NW		IRR
NW	NW					IRR	39.0		
SW	NW					IRR	39.0		
SE	NW					IRR	39.0		
NE	SW					IRR	39.0		
NW	SW					IRR	39.0		

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	27E	9	SW	SW		IRR	39.0
			SE	SW		IRR	39.0
			Section Acres				312.0
		16	NE	NW		IRR	39.0
			NW	NW		IRR	39.0
			SW	NW		IRR	39.0
			SE	NW		IRR	39.0
			NE	SW		IRR	39.0
			NW	SW		IRR	39.0
			SW	SW		IRR	39.0
			SE	SW		IRR	39.0
			Section Acres				312.0
		21	NE	NW		IRR	33.0
			NW	NW		IRR	33.0
			SW	NW		IRR	33.0
			SE	NW		IRR	33.0
			NE	SW		IRR	33.0
			NW	SW		IRR	33.0
			SW	SW		IRR	33.0
			SE	SW		IRR	33.0
			Section Acres				264.0
		28	NE	NW		IRR	33.0
			NW	NW		IRR	33.0
			SW	NW		IRR	33.0
			SE	NW		IRR	33.0
			NE	SW		IRR	33.0
			NW	SW		IRR	33.0
			SW	SW		IRR	33.0
			SE	SW		IRR	33.0
			Section Acres				264.0
		33	NW	NE		IRR	18.0
			SW	NE		IRR	25.0
			NE	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SE		IRR	9.0
			SE	SE		IRR	7.0
			Section Acres				139.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	27E	34	NE	SW		IRR	6.0
			NW	SW		IRR	8.0
			SW	SW		IRR	40.0
			SE	SW		IRR	35.0
			SW	SE		IRR	5.0

Section Acres 94.0

Total Acres 4699.0

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:
SEE A33-00002A

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

BLAINE COUNTY INVESTMENT CO.
Decree Plaintiff

vs

ROBERT G. MAYS, ET. AL.
Decree Defendant

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: A33-00024
Date Received: 10/20/1989
Receipt No: X999999
Received By: EL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DELETE
Address: N/A, ID

00000

2. Date of Priority: APR 01, 1889

3. Source: LITTLE LOST RIVER Trib. to: SINKS
COMBINED RIGHT

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
05N	29E	4	SE		BUTTE

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			0.400		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	29E	10	NE	SE	IRR	
			NW	SE	IRR	
			SW	SE	IRR	

A33-00024

Page 1

Date: 10/20/89

A3300024



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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	29E	10	SE		SE		IRR	
		11	NE		SW		IRR	
			NW		SW		IRR	
			SW		SW		IRR	
			SE		SW		IRR	

11. Place of use in counties: BUTTE

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

13. Other Water Rights Used:
RT. 33-0025.

14. Remarks:
*** THIS RIGHT HAS BEEN COMBINED WITH 33-00028 UNDER
A33-10014 *** ESV 10/20/89

15. Basis of Claim:

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: 039576

Ident. Number A33-0024

Date Received 1/11/90

Receipt Number E011683

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

JAN 11 1990

Department of Water Resources
Eastern District Office

1. Name of Claimant(s) Pancheri, Inc. Phone (208) 767-3419
% Jerry Pancheri, President

Mailing Address Howe, Idaho Zip 83244

2. Date of Priority (Only (1) per claim) April 1, 1889

3. Source of water supply (a) Little Lost River

which is tributary to (b) Sinks

4.a. Location of existing

point of diversion is: Township 5N. Range 29E. Section 4 ,

1/4 of SE 1/4 of SE , Govt. Lot, B.M., County of Butte

Additional points of diversion if any: T.6N, R.29E, S.30, SW1/4 NW1/4;
T.6N, R.29E, S.32, NW1/4 NW1/4; T.9N, R.27E, S.5, NW1/4 NE1/4, T.9N, R.27E,
S.33, NW1/4 NE1/4

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section , 1/4 of 1/4 of 1/4,

Govt. Lot B.M., County of

ending point is: Township Range Section , 1/4 of

 1/4 of 1/4 Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well.

Diversion dams and wooden headgates.

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6. Water is claimed for the following purposes:

(Both dates are inclusive)

(cfs) (acre feet)

For Irrigation purposes from 04/01 to 11/01 amount .40 or _____
(and incidental stock watering)
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .40 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is See attached list of water rights acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.)
Incidental stock watering.

10. Description of place of use:

- a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

TWP:RNG:SEC:	NE1/4	:	NW1/4	:	SW1/4	:	SE1/4	:	TLS
:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:NE 'NW 'SW 'SE	:	:
5N:29E: 3:	' 39' 40'	:	' ' ' ':	:	' 40' 40'	:	' ' ' ':	:	:159
:	: 4: 40' 40' 40' 40:	:	' 38' ' 30:	:	' ' ' ':	:	: 40' 40' 35' 40:	:	:383
:	: 5: 28' ' ' ':	:	' ' ' ':	:	' ' ' ':	:	' ' ' ':	:	: 28
:	: 10: ' ' ' ':	:	' ' ' ':	:	' ' ' ':	:	: 40' 40' 40' 40:	:	:160
:	: 11: ' ' ' ':	:	' ' ' ':	:	: 40' 40' 40' 40:	:	: 40' 40' 40' 40:	:	:320
:	: 12: ' ' ' ':	:	' ' ' ':	:	: 40' 40' 40' 40:	:	' ' ' ':	:	:160
:	: 13: 40' 40' 40' 39:	:	40' 40' 40' 40:	:	40' 40' 40' 40:	:	40' 39' 40' 40:	:	:638
:	: 14: 40' 40' 37' 40:	:	40' ' ' 40:	:	' ' ' ':	:	30: ' ' ' ':	:	:298
6N:29E: 29:	' ' ' ':	:	' ' ' ':	:	: 40' ' 38' 40:	:	40' 40' 40' 40:	:	:278
:	: 30: ' ' ' ':	:	' ' ' ':	:	' ' ' ':	:	: 27: ' ' 40' 40:	:	:107
:	: 31: 33' 40' ' ':	:	: 18' ' ' ':	:	' ' ' ':	:	' ' ' ':	:	: 91
:	: 32: ' ' 39' ' ':	:	: 35' 37' 10' 38:	:	14' ' ' ':	:	: 40' 35' 39' 26:	:	:313
:	: 34: ' ' ' ':	:	' ' ' ':	:	' ' 38' 39:	:	' ' 40' ' ':	:	:117
8N:27E: 3:	' 24' 15' ' ':	:	: 35' 14' 2' 40:	:	35' ' ' 32:	:	' 25' 40' ' ':	:	:262
9N:27E: 9:	' ' ' ':	:	: 39' 39' 39' 39:	:	39' 39' 39' 39:	:	' ' ' ':	:	:312
:	: 16: ' ' ' ':	:	: 39' 39' 39' 39:	:	39' 39' 39' 39:	:	' ' ' ':	:	:312
:	: 21: ' ' ' ':	:	: 33' 33' 33' 33:	:	33' 33' 33' 33:	:	' ' ' ':	:	:264
:	: 28: ' ' ' ':	:	: 33' 33' 33' 33:	:	33' 33' 33' 33:	:	' ' ' ':	:	:264
:	: 33: ' 18' 25' ' ':	:	: 40' ' ' 40:	:	' ' ' ':	:	: 9' ' ' 7:	:	:139
:	: 34: ' ' ' ':	:	' ' ' ':	:	: 6' 8' 40' 35:	:	' ' ' 5' ':	:	: 94

Total number of acres irrigated 4699

11. In which county(ies) are lands listed above as place of use located?
Butte

Last Name Pancheri, Inc. Ident. Number 33-0024

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NOV 18 1992

12. Do you own the property listed above as place of use? Yes X No ____
If your answer is ____ describe in Remarks below the authority you have
to claim this water right.

13. Describe any other water rights used at the same place and for the same
purposes as described above.

See attached list of water rights. or None ()

14. Remarks:

15. Basis of Claim (Check one) Beneficial Use ____ Posted Notice ____
Permit ____ Decree X License ____

If applicable provide IDWR Water Right Number 33-0024
Court Sixth District for Butte County Case Number ____ Decree
Date March 4, 1927 Plaintiff vs Defendant The Blaine County Invest. Co. v.
Robert G. Mays, et al.

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 3

For Individuals: I do solemnly swear or affirm that the statements
contained in the foregoing document are true and correct.

Signature of Claimant(s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I
am President of Pancheri, Inc., that I have signed the
Title Organization

foregoing document in the space below as President
Title
of said corporation and that the statements contained in the
Organization

foregoing document are true and correct.

Signature of Authorized Agent 
Title and Organization President, Pancheri, Inc. Date 1/8/90

Last Name Pancheri, Inc. Ident. Number 33-0024

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State of Idaho/or _____)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of January, 1990.

Notary Public *Kent W. Foster*
Residing at Idaho Falls, Idaho
My Commission Expires 11/10/92

17. Notice of Appearance:

Notice is hereby given that I, Kent W. Foster will be acting as
attorney at law on behalf of the claimant signing above, and that all
notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

Signature *Kent W. Foster*
Address P.O. Box 50130, Idaho Falls, Idaho 83405
Date 01/11/90

Last Name Pancheri, Inc.

Ident. Number 33-0024

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NOV 18 1992

LIST OF ALL WATER RIGHTS APPURTENANT
TO TOTAL 4699 ACRES INCLUDED WITHIN THE LAND LIST

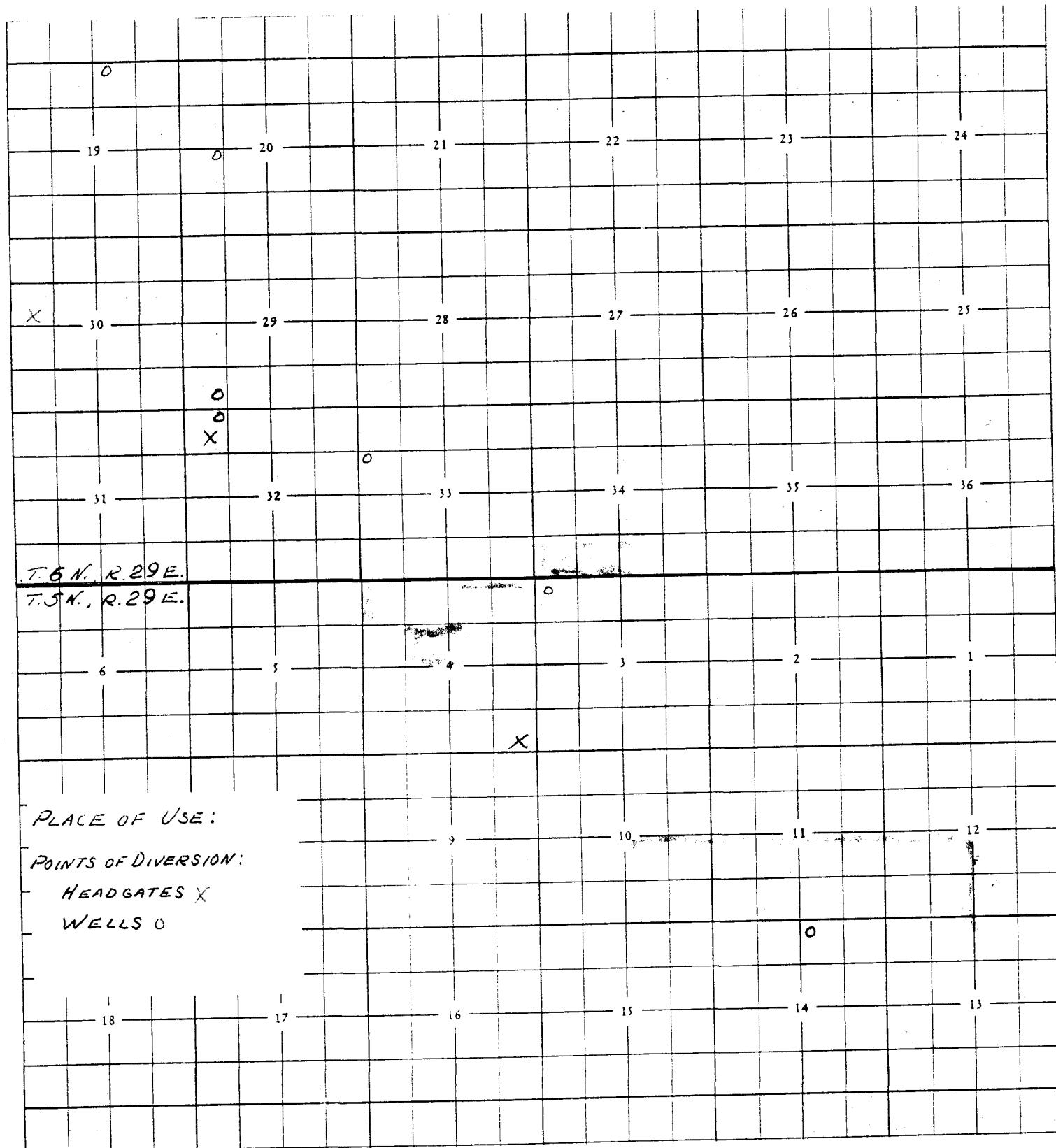
<u>RIGHT #</u>	<u>RIGHT #</u>
33-2014	33-0029
33-2056	33-0030
33-2065	33-0031
33-2066	33-0032
33-2093	33-0033
33-2108	33-0034
33-2113	33-0035
33-2117	33-0036
33-2126	33-0039
33-7015	33-0040
33-7027	33-0041
33-? (expansion of groundwater licenses	33-0042
under Idaho Code §42-1416(2))	33-0043
33-0002	33-0044
33-0003	33-0045
33-0004	33-0046
33-0005	33-0047
33-0006	33-0065
33-0007	33-0068
33-0008	33-0083
33-0009	33-0084
33-0010	33-0085
33-0011	33-0087
33-0012	33-0088
33-0013	33-0090
33-0024	33-0092
33-0025	33-0108
33-0026	33-0109
33-0027	33-0110
33-0028	33-0115

The consumptive use claimed for the combination of all the above listed rights for the irrigation of the total 4699 acres is 16,446.5 acre feet per annum.

5676h/srr

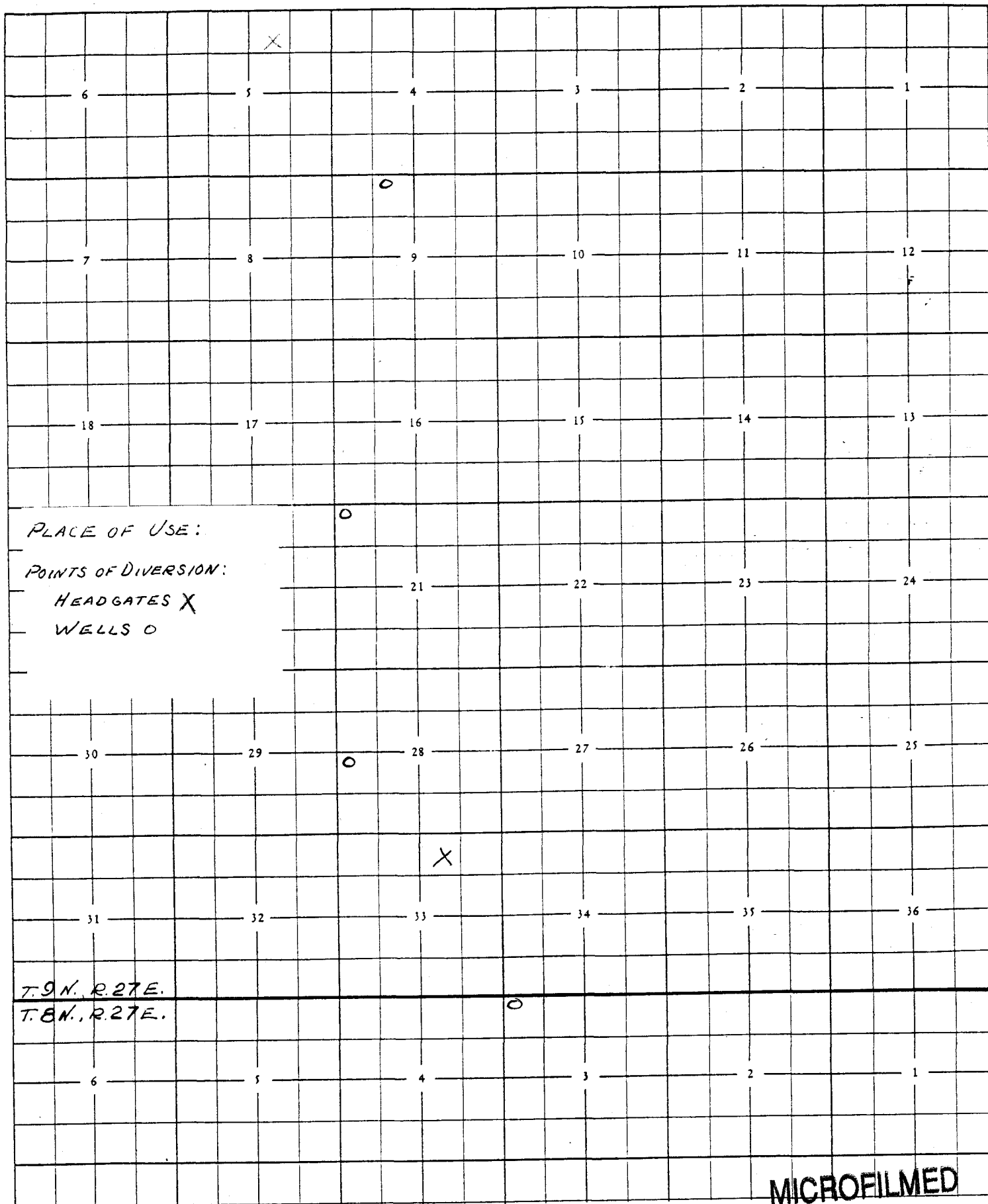
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