



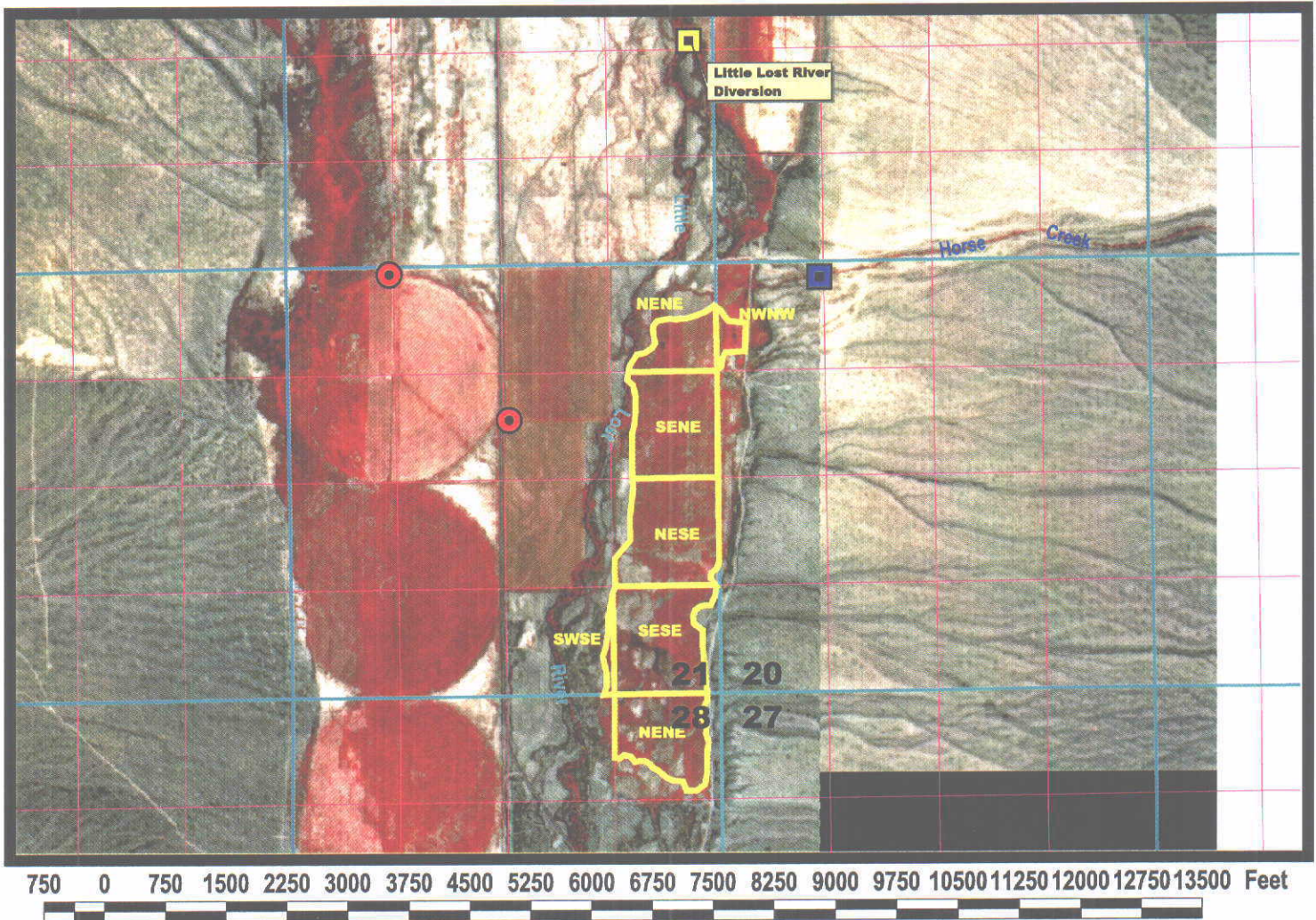
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Pancheri, Inc.

Water Right(s): 33-10070, 33-00090E



LEGEND



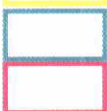
Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



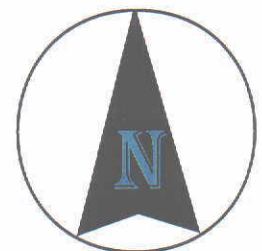
Section Line



Quarter-section line

Place(s) of Use: T.9N., R.27E.
Sec. 21 (parts of) E2E2, SWSE
Sec. 22 (part of) NWNW,
Sec. 28 (part of) NENE

Point(s) of Diversion: T.9N., R.27E.
Sec. 16 SESENE (Little Lost River)



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



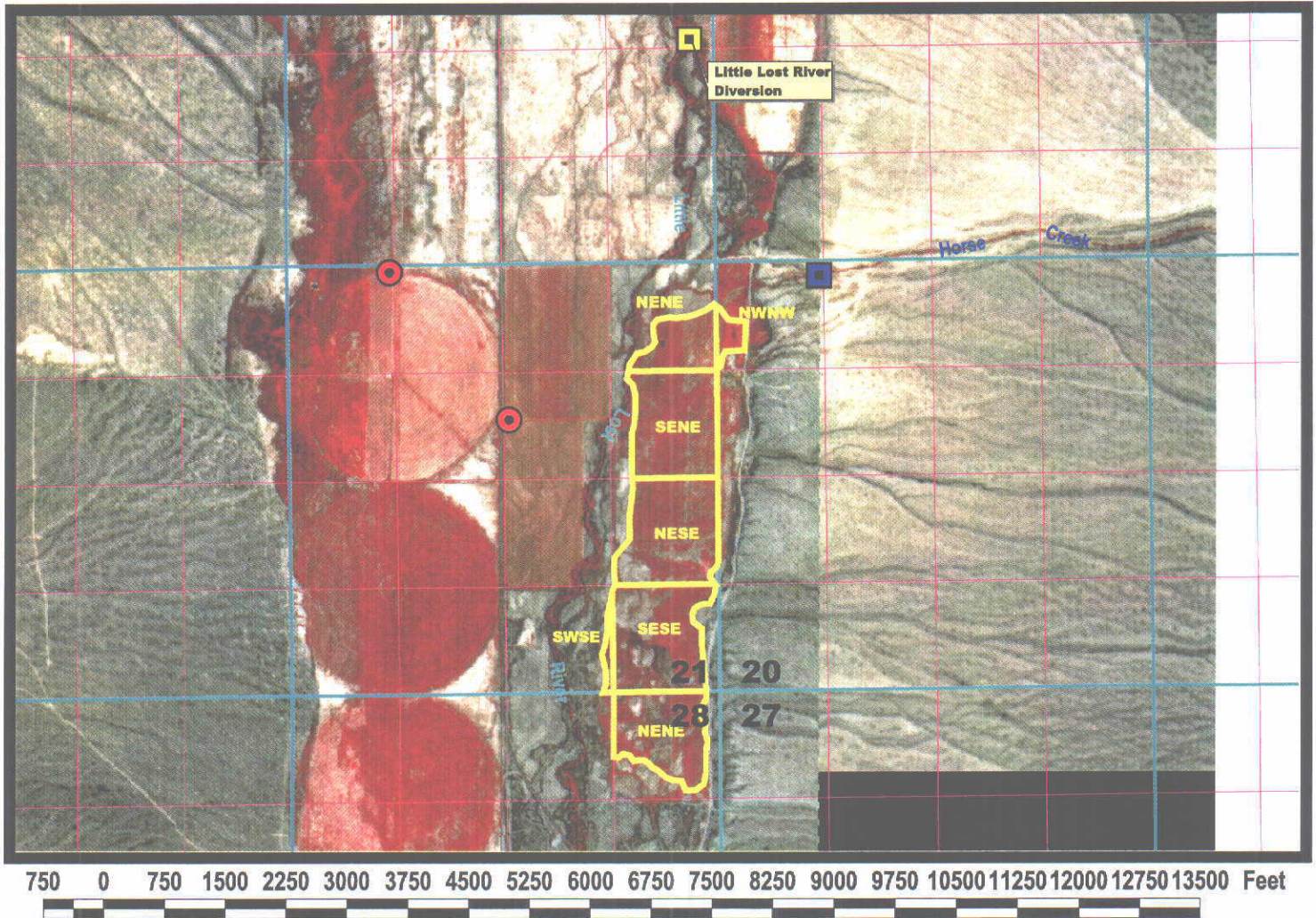
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Pancheri, Inc.

Water Right(s): 33-10070, 33-00090E



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



Section Line



Quarter-section line

Place(s) of Use: T.9N., R.27E.
Sec. 21 (parts of) E2E2, SWSE
Sec. 22 (part of) NWNW,
Sec. 28 (part of) NENE

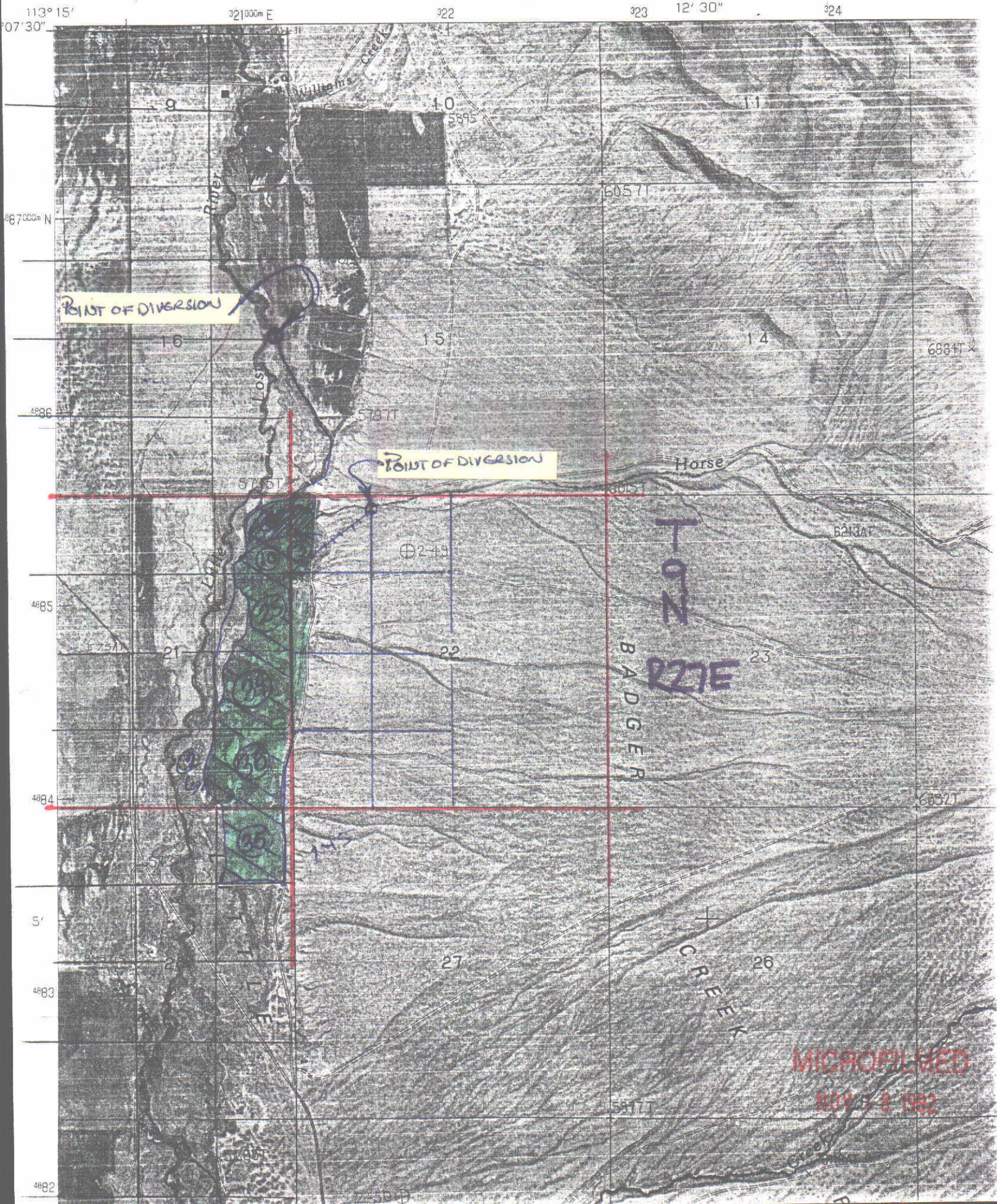
Point(s) of Diversion: T.9N., R.27E.
Sec. 16 SESENE (Little Lost River)

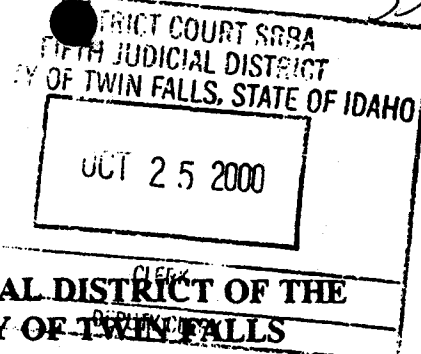


GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: October 1999



UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY





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 11am

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

Steve Hranac
Deputy Clerk

Partial Decree entered 8-11-00

RECEIVED
SEP - 5 2000
Department of Water Resources

2000 SEP 29 PM 3:03
VOID
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
VOID
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)
)

Water Rights: 33-00090E, 33-10070

Gpd.
**NOTICE OF ADMINISTRATIVE
PROCEEDING**

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

☒ I.C. § 42-222 transfer **5796**

☒ point of diversion ☒ place of use

☐ period of use ☐ nature of use

☒ other: **change source**

IDWR projects the Administrative Proceeding shall be completed no later than: AUGUST 8, 2001

DATED: Aug 20, 2000

Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8/23, 2000, 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/Seller for Substitution of Party or attorney of record:
PANCHERI INC
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A

4. One copy to:

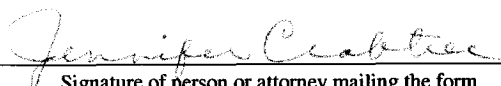
Each party in the subcase, or attorney of record
KENT FOSTER
(SEE ABOVE)

5. One copy each to:

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

6. 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 2, 2000

PANCHERI INC
C/O KENT FOSTER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

RE: Application for Transfer #5796 (33-00090E, 33-10070) and
Notice of Administrative Proceeding (NAP)

Dear Mr. Foster:

On July 17, 2000, the Idaho Department of Water Resources (IDWR) received an Application for Transfer for the above referenced water right(s).

In response to the Application, this office is sending the enclosed NAP to the SRBA Court and other parties listed on page 2 of the form. The intent of this mailing is to notify those parties of the requested change.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Crabtree
Technical Records Specialist

Enclosure

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: 33-00090E, 33-10070

NOTICE OF ADMINISTRATIVE
PROCEEDING

IDWR has received an application for an Administrative Proceeding for the above water right(s).

The Administrative Proceeding contemplates a change in the water right(s) as indicated below:

☐ Substitution of Party (waiting for documentation)

☐ Substitution of Party/Split Water Right

☒ I.C. § 42-222 transfer **5796**

☒ point of diversion ☒ place of use

☐ period of use ☐ nature of use

☒ other: **change source**

IDWR projects the Administrative Proceeding shall be completed no later than: AUGUST 8, 2001

DATED

Aug 20, 2000

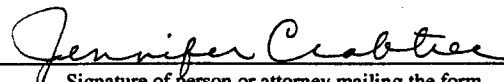
Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 8/23, 2000, 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/Seller for Substitution of Party or attorney of record:
PANCHERI INC
C/O HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
N/A
4. One copy to:
Each party in the subcase, or attorney of record
KENT FOSTER
(SEE ABOVE)
5. One copy each to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. 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

6/11/11

A33-00090E

RENUMBERED FROM A33-10069

PANACHE, INC.

HOWE ID

R

83244

Saw Mill Cr

1887

3 00104

A33-00090E



A3310069

RENUMBERED

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: 33-00090E

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: Reed Pancheri
Please print your name: _____

33-00090 E

Contor, Bryce

From: Contor, Bryce

Sent: Friday, November 19, 1999 2:43 PM

To: Carlsen, Ernie; Ruberry, Allen

Subject: fixed shrink

The selection file B33-FIX-SHRK contains the r-records that need a fixed shrink. I have coded the remark on all of them except R33-00109, I knew if I tried to sort out the twisted path I'd just waste a lot of time doing something Al already knows. Per Neph's Bible as confirmed by David, the original 00109 right had a shrink of 5%.

Other items to note are:

33-00032A Original right not claimed in full.
Removed from sel file, no remark. 33-00047 Pancheri
right. I created r-record so I could add the remark.
33-00063 Source on claim and WR database doesn't
match decree (decreed as "Sawmill,"
coded as "Spring Creek"). Original
right not claimed in full. Removed
from sel file, no remark.

92 also had shrink of 5%
70 had shrink of 25% on Cowgill 1/2
probably not on Brabec half?

See Neph's Bible in

A33-00002 - No shrink on
Brabec portion of 90 (Frank
Reel)

33-00090 E

6 October 1999

IN THE MATTER OF WATER RIGHTS
33-10069, 33-10070, 33-00110, 33-00108
SRBA Claims by Jack & Connie Oar

Original Warranty Deed, 8 Sept. 1989, Pancheri, Inc. to Oar's list water rights conveyed as:

Together with, all water...as follows:

Horse Creek 05-01-1996, twenty (20) inches [33-00110] and 05-01-1996, ninety (90) inches [33-00108] and one-half (1/2) of the Brabec Place Water [33-00090E, 33-00092D, 33-00109], ditch and ditch rights... appurtenant thereto.

PART I

- 1.) 33-10069, SRBA claim, J. Oar, was for 0.02 cfs on 145 acres, priority date of April 01, 1887. Remarks read "This notice is for 1/2 portion of decreed right 33-00090E" (refer to split history of 33-00090, attached) ...33-00090C was further split by Tx#450, 26 April 1929, to parts D and E. This dissertation is concerned only with part E. Part E then became 0.4 cfs.
- 2.) At claims taking evidence supported "a claim to this portion of an historic (decreed) water right." However, it was unclear just what that split portion would be. So, 33-10069 was assigned, pending SRBA investigation.
- 3.) Coincidentally, Pancheri, Inc. filed a claim to decreed right 33-00090 in its entirety as 0.80 cfs and claimed use on the 4699 acre land list. According to recorded (split history) documents, Pancheri Inc. was only entitled to 1/2 of part E (0.40 cfs) or 0.20 cfs. Thus, rendering 33-00090(E) grossly over-claimed. Ultimately, the Pancheri Inc. claim to 33-00090 would be disallowed because by declaring the many points of diversion and the 4699 acre land list they asserted an accomplished change (pursuant to §42-1425 I.C.), in both the point(s) of diversion and place(s) of use after to Nov. 19, 1987, (SRBA commencement order). The claim was taken 01-15-1990. However, there have been no transfers or applications. Further, the District 33 Watermaster, David Andreason, states, and delivery records support, that since his tenure and prior to, all of the Barbec Place water has been delivered at the Barbec Place Little Lost River diversion. **But, Pancheri Inc. still held title to this other one-half (1/2) interest of 33-00090E (0.20 cfs).**
- 4.) Then by Change of Ownership and Quitclaim Deed, 2 March 1994, Jack & Connie Oar (Grantor) conveyed unto Pancheri, Inc. (Grantee) by instrument number 027926, Butte County Recorder "In part to correct or clarify the language...in that certain Warranty Deed (Pancheri Inc. to Oars), 8 Sept. 1989, instrument no 22616, Butte County, Idaho...
...does by these presents promise, release and forever Quitclaim...all right, title...in all the following described water rights...
33-00090 [33-00090E]...04/01/1887
33-00092 [33-00092D]...05/25-1891
33-00109 [33-00109]... 05/25/1891
This effectively conveyed all portions of 33-00090E, 00092D and 00109 to Pancheri, Inc. But, still no transfer application. Thus, leaving the "rights" on Mr. Oar's property.

- 5.) Consequently, the disposition of the right will be:

33-10069, ownership changed to Pancheri, Inc. and amended to show the 145 acres on Mr. Oar's property. Then, 33-10069 will be renumbered to 33-00090E to accurately reflect the split history of decreed right 33-00090. Ultimately, the SRBA recommendation will show ownership by Pancheri, Inc. of all (0.40 cfs) of 33-00090E, but appurtenant to Jack Oar's property.

PART II

- 1.) 33-10070, SRBA claim, J. Oar, is a combined claim of the following right portions:

33-00092D	0.25 cfs...05/25/1891
33-00109	0.50 cfs...05/25/1891

33-10070	0.75 cfs 05/25/1891

NOTE: the remaining 0.25 cfs of 33-00092D was claimed as 33-00092 by Pancheri, Inc. And Pancheri, Inc. had claimed all (1.0 cfs) of the original decreed amount of 33-00109, claimed as 33-00109A. Both to the 4699 acre land list. 33-00109A was now over-claimed by 0.50 cfs. 33-00092 was renumbered to 33-00092F and disallowed since it appeared that Pancheri, Inc. was claiming and accomplished Tx (under §42-1425 I.C.) after 1987.

- 2.) Refer to Part I ¶ 4, Change of Ownership and Quitclaim Deed of 2 March 1994.
- 3.) The course of action for 33-10070, 33-00109A, and 33-00092 will be as follows:

A.) 33-10070, Change of Ownership to Pancheri, Inc. and amended to include the portion of the above referenced rights as:

33-00092	[33-00092F]	0.25 cfs
33-00109A	[33-00109]	1.00 cfs (actually only) 0.50 cfs
33-10070	[33-00092D @ 0.25; 33-00109 @ 0.50]	0.75 cfs

		Total 1.50 cfs

Acreage amended to 145 acres on Jack Oar's property since no Tx or application has come forward.

- B.) 33-00092 [renumbered to 33-00092F] Pancheri Inc, DISALLOWED.
33-00109A [renumbered to 33-00109] Pancheri Inc., DISALLOWED.
33-10070 [P15 of portions described above] to total 1.50 cfs, amended with Change of Ownership to 145 acres, to Pancheri, Inc., but on Oar's property.

PART III

Since 33-10070 and 33-00090E have been amended with Change of Ownership to show Pancheri, Inc. as the legal owner of the right(s), but, (ultimately) decreed to the Oar property (145 acres): Jerry Pancheri, President Pancheri Inc, with Kent Foster, Attorney, have been advised by IDWR to wait until the Partial Decree is issued before attempting to file a transfer moving the Pancheri, Inc. rights from the Oar property.

PART IV

Until a transfer is IDWR approved, the rights by **what ever definition**, and listed below, will continue to be delivered to the Oar property subject to priority cuts as dictated by the District 33 Watermaster.

Sources	Priority	Amount	Water Right Number
Horse Creek	05/01/1896	20 inches	33-00110
Little Lost River	05/01/1896	90 inches	33-00108
Saw Mill Creek	05/25/1891	50 inches	33-00109
Little Lost River	04/01/1887	20 inches	33-00090(E)
Saw Mill Creek	05/25/1891	25 inches	33-00092(D)

PART V

A33-00110 and A33-00108 are SRBA claims by Jack and Connie Oar, and are uncontested by deed of ownership. Both will be recommended to the SRBA Court in their full amount, to 145 acres, to Jack and Connie Oar. Ref: discussion, Part VI.

PART VI

A complication occurs at SW SE (2.0 acre irrigation by GIS) Sec. 21, T.9N., R. 27E.

This parcel was claimed by Oar on all of Oar's SRBA claims. The original Warranty Deed, 8 Sept. 1989, does not include this parcel in the sale. Apparently, Oar's thought this parcel was included in the sale since other parcels (Ref. Warranty Deed, 8 Sept. 1989, Exhibit "A.") in Section 21 (T.9N., R.27E.) Read: "Section 21 E1/2E1/2... together with all of that portion of the SE1/4NE1/4 and the NW1/4SE1/4 of Section21, [T9N., R.27E.] E.B.M, lying East of the East bank of the Little Lost River.

However, irrigated acres (2.0 acres +) are noted by 1987 NAPP photograph in NWNE Section 28 (lying East of Little Lost River). The Warranty Deed defines N1/2 NE1/4 Section 28... as conveyed by sale.

Pancheri, Inc., through Kent Foster, Attorney, filed a Change of Ownership of claims A33-10069 and A33-10070 which include the questioned 2.0 acres in SWSE Section 21, and thus, will be recommended as such. Oar's claims, 33-00108 and 33-00110 will be recommended to include 2.0 acres in the NWNE Section 28 and delete 2.0 acres in SWSE Section 21, based on an accomplished transfer pursuant to §42-1425 I.C. No amendment will be made pursuant to discussion with Harold Jones, IDWR, 6 October 1999.

Al Ruberry

Cc: Files
Jerry Pancheri, President, Pancheri Inc.
Kent Foster, Attorney for Pancheri Inc.
David Andreason, District 33 Watermaster
Jack Oar, Original claimant & property owner

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right Number(s) _____
Adjudication Claim Number(s) A33-10069, A33-10070

2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE**, or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
AND
 - B. **PLAT OF PROPERTY or SURVEY MAP** for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Jack and Connie Orr
HC 65 Box 3165 Howe ID 83244

4. New Owner/Claimant(s) Panchoni, Eric
Name connector (Check one): ☐ AND ☐ OR ☐ AND/OR
New Mailing Address 16 Jenny Panchoni, Pres.
City, State and ZIP Code Howe ID 83244
New Telephone Number () 267-3419

5. Date you acquired the property 1994

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

 Number of acres actually irrigated _____ Number and type of stock _____

 Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) [Signature] Date 8/23/99

Date _____

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

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

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

WEST ONE BANK BLDG.
330 SHOUP AVENUE, THIRD FLOOR
P.O. BOX 50130
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

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

March 18, 1996

Allen B. Ruberry
IDAHO DEPARTMENT OF
WATER RESOURCES
900 N. Skyline Drive
Idaho Falls, ID 83402-1718

RECEIVED
MAR 20 1996
Department of Water Resources
Eastern District Office

Re: Quitclaim Deed, Oar to Pancheri, Inc.
SRBA Claims for A33-00090, A33-00092, and A33-00109

Dear Mr. Ruberry:

In response to your letter of March 8, 1996, we are enclosing the following documents with this letter:

1. Quitclaim Deed from Jack and Connie Oar to Pancheri, Inc. recorded as Instrument No. 027926 on April 29, 1994;
2. Quitclaim Deed from Pancheri, Inc. to the Oars recorded as Instrument No. 027927 on April 29, 1994;
3. Notice concerning water rights for property signed by Pancheri, Inc. on April 21, 1993;
4. Assignment of Notice of Claims signed by Pancheri, Inc. on April 21, 1993;
5. Copy of a letter to Tim Luke dated May 4, 1994;
6. Copy of a letter to Idaho Falls office of IDWR dated May 4, 1994.

Allen B. Ruberry
March 18, 1996
Page 2

If we can be of any further assistance, please feel free to call upon us at your convenience.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Kent", written in black ink.

Kent W. Foster

Enclosure

pc. Jerry Pancheri

G:\WPDATA\KWF\7548\RBRY0318.LTR.sjw

RECEIVED

MAR 20 1996

Department of Water Resources
Eastern District Office

QUITCLAIM DEED

NO. 027926

FILED

APR 29 1994

A.M. 2:19 P.M.
BUTTE COUNTY RECORDER

THIS INDENTURE is made this 2 day of March, 1994, between JACK JOSEPH OAR and CONNIE JOY OAR, husband and wife, the "GRANTOR" and PANCHERI, INC., whose mailing address is Howe, Idaho 83244, the "GRANTEE", in part to correct or clarify the language relating to water rights in that certain Warranty Deed from Pancheri, Inc., to Oars as Grantees, dated September 8, 1989, and recorded as Instrument No. 22616 of the records of Butte County, Idaho, on the 18th day of September, 1989.

WITNESSETH, that the GRANTOR, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration to GRANTOR in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM unto the GRANTEE, and to GRANTEE's heirs and assigns forever, all right, title and interest now owned or hereafter acquired by the GRANTOR in all the following described water rights in the County of Butte, State of Idaho, to-wit:

<u>IDWR ID NO.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>PRIORITY DATE</u>
33-0090	Little Lost River	.4 cfs (20 miner's inches)	04/01/1887

<u>IDWR ID NO.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>PRIORITY DATE</u>
33-0092	Saw Mill Creek	.5 cfs (25 miner's inches)	05/25/1891
33-0109	Saw Mill Creek	1.0 cfs (50 miner's inches)	05/25/1891

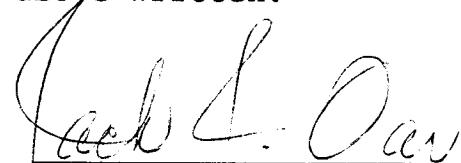
For use upon and in connection with the irrigation of the attached land list.

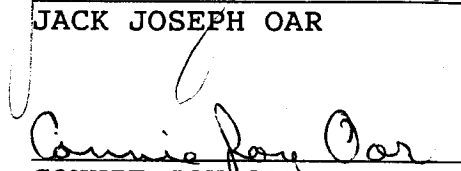
TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, and rents, issues and profits therefrom.

TO HAVE AND TO HOLD the said premises and the appurtenances unto the GRANTEE, and to GRANTEE's heirs and assigns forever.

In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the GRANTOR has executed the within instrument the day and year first above written.

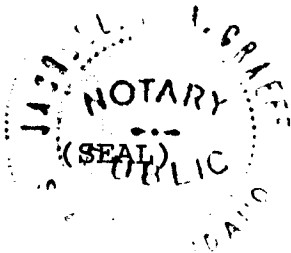

 JACK JOSEPH OAR


 CONNIE JOY OAR

STATE OF IDAHO)
) ss.
County of Butte)

On the 02nd day of March, in the year of 1994,
before me, the undersigned, a Notary Public, in and for the
State of Idaho, personally appeared JACK JOSEPH OAR and
CONNIE JOY OAR, husband and wife, known or identified to me
to be the persons whose names are subscribed to the within
instrument and acknowledged to me that they executed the same.

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



J. S. Haepe
Notary Public for Idaho
Residing at Ham Idaho
My Commission Expires: 4.6.95

#7548.00
58551/srs

12 MARCH 1996

JACK AND CONNIE OAR
HC 65 BOX 3165
HOWE ID 83244

RE: SNAKE RIVER BASIN ADJUDICATION (SRBA) CLAIMS; A33-10069,
A33-10070

Dear Mr. and Mrs. Oar:

During one of our previous discussions we spoke of the omission of the SWSE Section 21, T.9N., R.27E., from the lands identified in the "Legal Description, Exhibit 'A' of the original Warranty Deed". This is a parcel of land which you indicate you purchased from Pancheri, Inc., and so claimed under the above referenced SRBA water right claims. I have contacted the Butte Co. Assessor, 24 January 1996, to confirm ownership. Their records indicate ownership is in the name of Pancheri, Inc. Reference is also made to Quitclaim Deed, No. 027927, recorded April 29, 1994, Butte County Recorder, which adds those lands of SWNE and NWSE, Section 21, east of the east bank of the Little Lost River, but fails to include any portion of SWSE Section 21.

In addition, there is the question of the "Quitclaim Deed", dated ___ May, 1993, which conveys, to Pancheri, Inc., Oar's portions of the following rights:

<u>Right No.</u>	<u>Source</u>	<u>Amount</u>	<u>Priority date</u>
**33-00090(E)	Little Lost Riv.	0.20cfs	04/01/1887
*33-00092(D)	Sawmill Creek	0.25cfs	05/25/1891
*33-00109	Sawmill Creek	0.50cfs	05/25/1891

*33-10070, 0.75cfs, 05/25/1891, Sawmill Ck, claimed by Jack and Connie Oar, combines 0.25cfs of Decreed right 33-00092(D) with 0.5.cfs of Decreed right 33-00109.

**33-10069, 0.20cfs, 04/01/1887, Little Lost River, claimed by Jack and Connie Oar, for 1/2 of Decreed right 33-00090E.

At this time, there has been no fully executed copy of the above referenced Quitclaim Deed presented to the Department, however, it has been requested. If, in-fact, a fully executed copy is presented our recommendation regarding the above referenced rights will be to recommend those rights as appurtenant to your lands. But, the water rights will be in the name of Pancheri, Inc.

Page 2
J. OAR

This matter must then be resolved between you and Pancheri, Inc.

This letter is intended as information only and I have included a copy of the ASCS photo of your ranch for your reference and use.

If I can be of assistance in providing any additional information please do not hesitate to contact me.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudications Bureau

CC: FILE

Enclosure: ASCS photo (copy)

IDWR ADMIN.	WATER RIGHT
NO. OR SRBA	HOLDER OR
CLAIM NO.	CLAIMANT NAME

A33-00090	Pancheri, Inc.	04/01/1887
A33-10069	Oar, Jack & Connie	04/01/1887

FROM PAGE 3

COMMENTS: A33-0090 and A33-10069 are SRBA claims which appear to have been filed on the same right. The correct right as per IDWR records which should have been claimed is 33-0090E, which is a split portion, or 0.40 cfs of decreed right 33-0090. Pancheri claimed 0.8 cfs while Oar claimed 0.20 cfs. The watermaster states

Page 4

that he has always delivered 0.40 cfs to Oar. It is possible that Pancheri and Oar each own one-half or 0.20 cfs of 33-0090E. It is recommended that 0.40 cfs continue to be delivered to Oar unless both Oar and Pancheri can confirm to the watermaster and IDWR the proper ownership of this right. SRBA claims should be amended if necessary.



24 Aug 94

Quit Claim Deed BETWEEN Ours & J. Pancheri

RECORDED w/ Butte Co. APRIL 1994

Q's: IS THERE A CHANGE OF WR OWNERSHIP?
w/ what Doc?

DATED 21 DAY OF APRIL 1993 Both Jack & Connie state the Doc.
(Quit Claim Deed) WAS SIGNED IN/ABOUT 21 DAY OF 1993.

RELINQUISHING OUR 1/2 OF BRADY PLACE WATER (MAY 25, 1891 Samuel Ch
WHAT IS THIS? (A33-10070)

1/2 OF LLR —————> (APRIL 1, 1887)

10069/10070 BRADY PLACE WATER

BRADY CK WATER IS OK (1896) & LLR 1896 IS OK.

CHECK CHANGES TO 10070/69 =>

CHECK CHANGES TO 920 & 109 w/ TS. 404, 423, 450

LAW OFFICES
HOLDEN, KIDWELL, HAHN & CRAPO

IDAHO FALLS OFFICE

FRED J. HAHN
KENT W. FOSTER
ROBERT E. FARNAM
WILLIAM D. FALER
STEPHEN E. MARTIN
CHARLES A. HOMER
GARY L. MEIKLE
GAYLE A. SORENSON, P.A.
DONALD L. HARRIS
DALE W. STORER
MARIE T. TYLER
JOHN G. SIMMONS, P.A.
ROBERT M. FOLLETT
JAMES K. SLAVENS

WEST ONE BANK
P.O. BOX 50130
330 SHOUP AVENUE
IDAHO FALLS, IDAHO 83405

TELEPHONE (208) 523-0620
TELEFAX (208) 523-9518

KEY FINANCIAL CENTER
702 W. IDAHO SUITE 810
BOISE, IDAHO 83702

TELEPHONE (208) 343-0820
TELEFAX (208) 343-8078

BOISE OFFICE

TODD J. WILCOX
FREDERICK J. HAHN III
RONALD D. CHRISTIAN

ARTHUR W. HOLDEN
(1877-1967)
ROBERT B. HOLDEN
(1911-1971)
TERRY L. CRAPO
(1939-1982)
WILLIAM S. HOLDEN
(1907-1988)

May 4, 1994

RECEIVED
MAY 5 1994

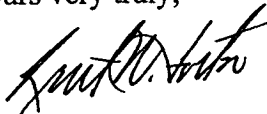
Department of Water Resources
Eastern District Office

IDAHO DEPARTMENT OF
WATER RESOURCES
900 N. Skyline
Idaho Falls, Idaho 83402-1718

Gentlemen:

We are enclosing with this letter an Assignment of Notice of Claims Nos. A 33-00108 and A 33-00110. These all appear to have been signed by Jerry Pancheri on behalf of Pancheri, Inc., but the Notice Concerning Water Rights for Property does not contain the Oars' signature. Since we do not have direct contact with the Oars, if that signature is required, you may want to obtain that directly from them. Thank you for your kind attention to this matter.

Yours very truly,



Kent W. Foster

Enclosure

*These claims are already in the
name of Oar. These papers were
attached to claims for information
purposes only.*



State of Idaho

Department of Water Resources

ASSIGNMENT OF NOTICE OF CLAIM(S)

Pancheri, Inc., hereby assign to Jack Joseph and Connie Joy Oar,
of H-C 65, Box 3165, Howe, Idaho 83244.
Address

All my right, title, and interest in and to Notice of
Claim No(s). A33-00108 and A33-00110.
to a Water Right Acquired Under State Law.

The following described portion of my right, title, and
interest in and to Notice of Claim No(s). _____
to a Water Right Acquired Under State Law.

(If assigning a portion, describe that portion of the
claim being assigned by listing the acreage within each
40-acre tract, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or
acre feet for storage)

Made this 21 day of April 1993.
page JP

PANCHERI, INC.

Signature of Claimant(s) Jerry Pancheri
Jerry Pancheri, President

ATTEST:

Ryan Pancheri
Secretary

STATE OF IDAHO)
County of Butte) ss.
Bonneville)

On this 21 day of April 1993, personally appeared
before me the signer of the above instrument, who duly acknowledged
to me that he executed the same.

Notary Public Augustine A. Hoopes
Residing at Idaho Falls, Idaho
My Commission Expires 4.6.99 page JP

58561/srs

NOTICE CONCERNING WATER RIGHTS FOR PROPERTY
(to be mailed to the Idaho Department of Water Resources)

DATE OF CLOSING: September 8, 1989.

LEGAL DESCRIPTION OF PROPERTY: See description on attached
Quitclaim Deed.

[] Served Only by a Public Service Water Supply (domestic
water is received from a city or company who maintains
water supply system, owns the water right, and bills the
customer on a regular basis)

[X] Water Right Number(s): A33-00108 and A33-00110.

[X] Name and Address of Former
Owner/Claimant(s): Pancheri, Inc.
Howe, Idaho 83244

[X] New Owner/Claimant(s): Jack Joseph and Connie Joy Oar

[X] New Mailing Address: H-C 65, Box 3165
Howe, Idaho 83244

[X] New Telephone Number: (208) 767-3225

[X] Does the change in ownership result in a splitting of the
water right claimed? yes X no

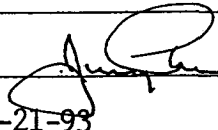
If yes, then describe the portion of the water right that
is now claimed by the new owner:

[X] Signature of New
Owner/Claimant(s): _____

Date: _____

[X] Signature of Former
Owner/Claimant(s): _____

Pancheri, Inc. by

 President

Date: _____

4-21-93

[] Attach proof of
ownership, describe
proof attached: _____

(Proof of ownership must describe
either the property conveyed or
include the claim number. Proof of
ownership is not required if this form
is signed by the former claimant.

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date:

By:

Further Action Needed:

Further Action Taken

Dated:

By:

Final Review and Data-Entry

Dated:

By:

Claim Numbers of Split, if any:

#7548.00
58571/srs

NO. 027927
FILED

APR 29 1994

QUITCLAIM DEED

A.M. 2:19 P.M.
BUTTE COUNTY RECORDER
[Signature]

THIS INDENTURE is made this 21 day of April, 1993, between PANCHERI, INC., the "GRANTOR" and JACK JOSEPH OAR and CONNIE JOY OAR, husband and wife, whose mailing address is H-C 65, Box 3165, Howe, Idaho 83244, the "GRANTEE", in part to correct or clarify the language relating to water rights in that certain Warranty Deed from Pancheri, Inc., to Oars as Grantees, dated September 8, 1989, and recorded as Instrument No. 22616 of the records of Butte County, Idaho, on the 18th day of September, 1989.

WITNESSETH, that the GRANTOR, for and in consideration of the sum of Ten and No/100 Dollars (\$10.00) lawful money of the United States of America and other good and valuable consideration to GRANTOR in hand paid by the GRANTEE, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM unto the GRANTEE, and to GRANTEE's heirs and assigns forever, all right, title and interest now owned or hereafter acquired by the GRANTOR in all the following described water rights in the County of Butte, State of Idaho, to-wit:

<u>IDWR ID NO.</u>	<u>SOURCE</u>	<u>AMOUNT</u>	<u>PRIORITY DATE</u>
33-0108	Little Lost River	100 1.8 cfs (90 miner's inches)	05/01/1896
33-0110	Horse Creek	10.4 cfs (20 miner's inches)	05/01/1896

For use upon and in connection with the irrigation of the following described real property, situate in the County of Butte, State of Idaho:

Township 9 North, Range 27 East of the Boise Meridian

Section 21, E1/2 E1/2 and all of that portion of the SW1/4 of the NE1/4 and the NW1/4 of the SE1/4 lying east of the east bank of the Little Lost River;

B2B2
SWNE? E2R14 Sec. 11
NWSE

Section 22, NW1/4 of the NW1/4;

NW1/4 Sec. 22

Section 28, that portion of the N1/2 of the NE1/4 lying east of the Little Lost River.

TOGETHER, with the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversions, any remainders, and rents, issues and profits therefrom.

TO HAVE AND TO HOLD the said premises and the appurtenances unto the GRANTEE, and to GRANTEE's heirs and assigns forever.

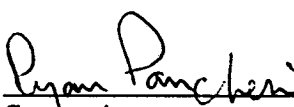
In construing this Quitclaim Deed and where the context so requires, the singular includes the plural.

IN WITNESS WHEREOF, the GRANTOR has executed the within instrument the day and year first above written.

PANCHERI, INC.

By: 
Jerry Pancheri, President

ATTEST:


Secretary

STATE OF IDAHO)
)ss.
County of Butte)

On this 21 day of April, in the year 1993, before me, the undersigned, a notary public in and for said state, personally appeared JERRY PANCHERI, known or identified to me to be the President, of PANCHERI, INC., the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

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



Jacqueline A. Graepel
Notary Public for Idaho
Residing at Hailey Id
My Commission Expires: 4-6-94

#7548.00
58541/srs

⑧

62.6

17/16
20/21

230

461

21/22

221 NW 1/4
T. 370 NW
J. G. ANDREASON

①
58.5

NHEL
NW 1/4
①
114.5

21
1-302

②
45.3

NHEL
NW
⑤
121.4

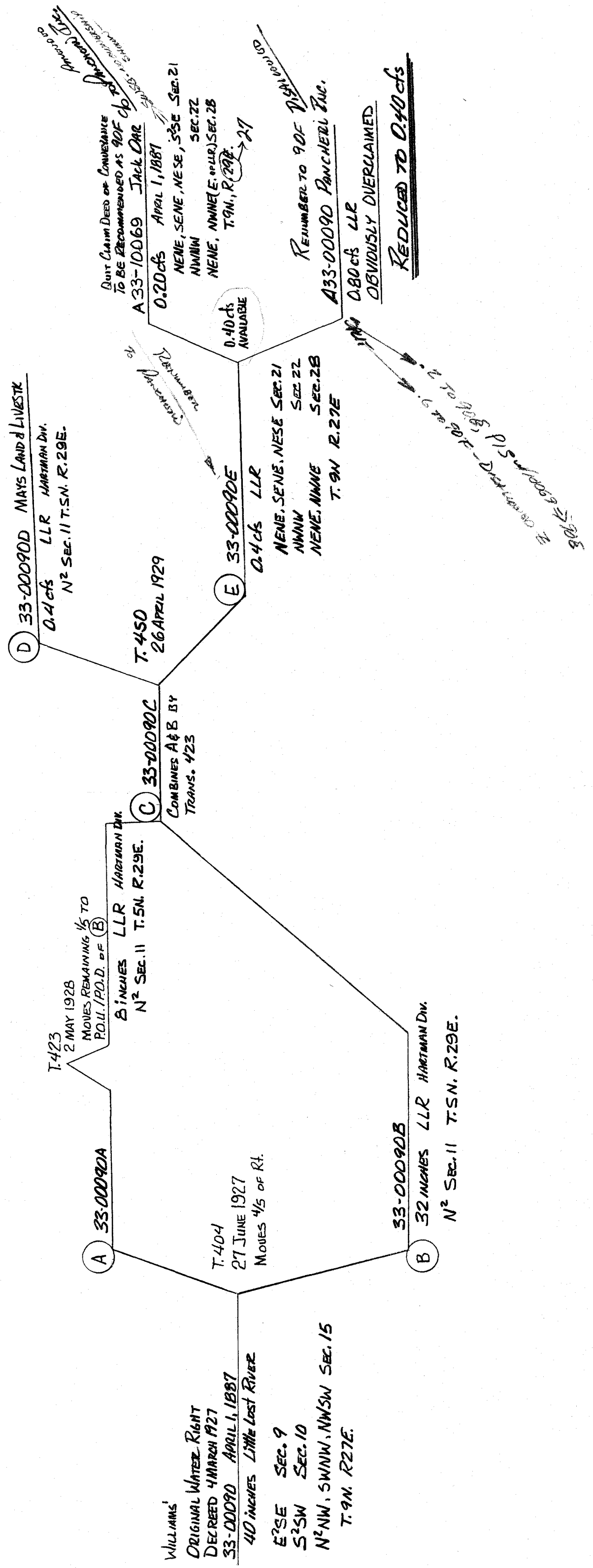
20/21
29/28

⑦
6.1

21/22
28/27

NHEL
NW
⑥
123.3

10069 A
R
00090 A
R
00090 F A
R
00090 E A
R





State of Idaho

DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Date: January 5, 1990

Jack and Connie OAr
HC 65 Box 3165
Howe, ID 83244

RECEIVED

JAN 16 1990

RE: Notices of Claim to a Water Right Returned

Department of Water Resources
Eastern District Office

Dear Mr. and Mrs. OAr:

The Idaho Department of Water Resources (IDWR) is returning your check #573 (\$343.00) and Notices of Claim to a Water Right because of insufficient information and/or fees. All items on the notices must be correctly completed and fees submitted before the IDWR can process the claims.

Please correct the items identified below and return the forms to the IDWR within 30 days of the date of this letter. Failure to return the corrected notices within the 30-day period may result in an assessment of an additional \$50.00 late-fee for each notice.

- Insufficient Fee: The filing fee for each irrigation Notice of Claim is \$50.00, plus a variable fee of \$1.00 per claimed irrigated acre (\$145.00). The total fee for your four notices is \$345.00.

If you have any questions, please call Tony Olenichak, Water Right Agent, at (208)-525-7161.

Sincerely,

Tony Olenichak
for Ernest Carlsen
Ernest Carlsen
Adjudication Supervisor

Enclosure

Dear Mr Ernest Carlsen,

we written a new check and
it.

MICROFILMED
NOV 18 1992

Sincerely, Connie L Oar

Entered . . .	✓
Compared . . .	✓
Indexed	✓

No. 22616
FILED

SEP 18 1989

12:00 A.M. P.M.
BUTTE COUNTY RECORDER

[Signature]

WARRANTY DEED

FOR VALUE RECEIVED Pancheri, Inc., the Grantor does hereby grant bargain, sell and convey unto Jack Joseph Oar and Connie Joy Oar, husband and wife, whose current address is HC-65-Box 3165, HOWE, ID the Grantee (s), the following described premises, in Butte County, to-wit:

Legal Description attached as Exhibit "A" and incorporated by reference hereto.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances and they will warrant and defend the same from all lawful claims whatsoever.

Dated this 8th day of September, 1989.

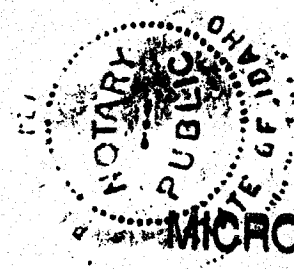
[Signature]
Pancheri, Inc.
By: Jerry Pancheri, Secretary

STATE OF IDAHO, COUNTY OF BONNEVILLE

On this 8th day of September, 1989, before me, the undersigned, a Notary Public in and for said State, personally appeared, Jerry Pancheri, known to me to be the Secretary of the Corporation, Pancheri, Inc., and acknowledged to me that he executed the foregoing instrument on behalf of said Corporation.

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

[Signature]
Notary Public for Idaho
Residing at Idaho Falls
My commission expires: 05-19-1991



MICROFILMED
NOV 18 1992

LEGAL DESCRIPTION
EXHIBIT "A"

Township 9 North, Range 27 East, Boise Meridian Butte County,
Idaho.

Section 21: SE1/2E1/2;

Section 22: NW1/4NW1/4;

Section 28: NE1/2NE1/4. Lying East of the Little Lost River

TOGETHER WITH, all of that portion of the SW1/4NE1/4 and the
NW1/4SE1/4 of Section 21, Township 9 North, Range 27 E.B.M., lying
East of the East bank of the Little Lost River.

TOGETHER WITH, all water and water rights more particularly
described as follows:

Horse Creek 5-1-86, twenty (20) inches

and 5-1-96, ninety (90) inches and one-half

(1/2) of the Snabed Place Water,

ditch and ditch rights appurtenant thereto represented by license,
permit or otherwise and all mineral, oil, gas, coal and geothermal
rights appurtenant thereto.

MICROFILMED

NOV 18 1992

Entered . . .	✓
Compared . .	✓
Indexed	✓

No. 22616
FILED

SEP 18 1989

12:00 A.M. P.M.
BUTTE COUNTY RECORDER

[Signature]

WARRANTY DEED

FOR VALUE RECEIVED Pancheri, Inc., the Grantor does hereby grant bargain, sell and convey unto Jack Joseph Car and Connie Joy Car, husband and wife, whose current address is HC-65-Box 3165, HOWE, ID the Grantee (s), the following described premises, in Butte County, to-wit:

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TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that they are free from all encumbrances and they will warrant and defend the same from all lawful claims whatsoever.

Dated this 8th day of September, 1989.

[Signature] Sec
Pancheri, Inc.
By: Jerry Pancheri, Secretary

STATE OF IDAHO, COUNTY OF BONNEVILLE

On this 8th day of September, 1989, before me, the undersigned, a Notary Public in and for said State, personally appeared, Jerry Pancheri, known to me to be the Secretary of the Corporation, Pancheri, Inc., and acknowledged to me that he executed the foregoing instrument on behalf of said Corporation.

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

[Signature]
Notary Public for Idaho
Residing at Idaho Falls
My commission expires: 05-19-1991



MICROFILMED
NOV 18 1992

DEPARTMENT OF WATER RESOURCES

100 Shoshone Ave., Boise, Idaho 83726

LEGAL DESCRIPTION
EXHIBIT "A"

Township 9 North, Range 27 East, Boise Meridian Butte County,
Idaho.

Section 21: SE 1/4 SE 1/4;

Section 22: NW 1/4 NW 1/4;

Section 28: NE 1/4 NE 1/4, lying East of the Little Lost River

TOGETHER WITH, all of that portion of the SW 1/4 NE 1/4 and the NW 1/4 SE 1/4 of Section 21, Township 9 North, Range 27 E.B.M., lying East of the East Bank of the Little Lost River.

TOGETHER WITH, all water and water rights more particularly described as follows:

Horse Creek S-1-86, twenty (20) inches
and S-1-96, ninety (90) inches and one-half
(1/2) of the Brabec Place Water,
ditch and ditch rights appurtenant thereto represented by license,
permit or otherwise and all mineral, oil, gas, coal and geothermal
rights appurtenant thereto.

→ HORSE CREEK S-1-82, TWENTY (20) INCHES (33-00110)
AND S-1-96, NINETY (90) INCHES (33-00108) AND ONE-HALF
(1/2) OF THE BRABEC PLACE WATER.

AS: 10069 CLAIMS 1/2 OF 00090E, 0.20 cfs LLR 4/1/1987

10070 } CLAIMS Pts OF EACH: 00092D, 0.25 cfs SUMMIT, 5/25/1891
00109, 0.50 cfs " " " "

MICROFILMED

NOV 18 1992

DEPARTMENT OF WATER RESOURCES

Office of the State Engineer, Boise, Idaho

BOISE, IDAHO
OFFICE OF THE
STATE ENGINEER

LEGAL DESCRIPTION
EXHIBIT "A"

Filed: Nov 3, 1980

Township 9 North, Range 27 East, Boise Meridian, Butte County, Idaho.

- Section 21: SE1/4SE1/4;
- Section 22: NW1/4NW1/4;
- Section 28: NW1/2NE1/4. Lying East of the Little Lost River

TOGETHER WITH, all of that portion of the SW1/4NE1/4 and the NW1/4SE1/4 of Section 21, Township 9 North, Range 27 E.S.M., lying East of the East bank of the Little Lost River.

TOGETHER WITH, all water and water rights more particularly described as follows:

- Horse Creek 5-1-86, twenty (20) inches
- and 5-1-96, ninety (90) inches and one-half (1/2) of the Brabec Place Water,
- ditch and ditch rights appurtenant thereto represented by license, permit or otherwise and all mineral, oil, gas, coal and geothermal rights appurtenant thereto.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:03:54
03/31/93

PAGE: 1
GENERAL INFORMATION

3023
CLAIM NUMBER: A33-10059

LAST: GAK
ADDRESS: HC 55 BOX 3165
CITY: HOME
PHONE NUMBER: 208-000-0000
OWNER CODE: C

FIRST: CUNNIE
STATE: ID ZIP: 83244

767-3225

LAST: GAK
ADDRESS: HC 55 BOX 3165
CITY: HOME
PHONE NUMBER: 208-000-0000
OWNER CODE: C

FIRST: JACK
STATE: ID ZIP: 83244

FIELD EXAM REQUIRED?

DATABASE Y
FIELD EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: THIS NOTICE IS FOR A 1/2 PORTION OF DECEASED RIGHT 33-00090E.
SEE ATTACHED NOTICE
DESCRIBING 1/2 INTEREST IN "BRABEC PLACE" WATER. THIS NOTICE
IS FOR 1/2 OF WATER UNDER THE ABOVE MENTIONED DECEASED RIGHT.

THIS CLAIM IS DISALLOWED BASED ON OWNERSHIP. CURIELAM DEED, CAR TO
PANCHORI INC., (RECORDED) APRIL 29, 1994, REINQUISHES ALL OF CAR'S RIGHT TO
PORTIONS OF 33-00090, 33-00092, AND 33-00109 TO PANCHORI, INC.

CONTACT PERSON: _____ PHONE NUMBER: (____) _____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y(____) N(____) P(____)
ACCOMPANIED BY: _____ PHONE NUMBER: (____) _____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. NJ CLAIM: # A33-10069 PRIORITY DATE: 04-01-1987 STAGE: 0
B. NR RECORD: # 14-36001 PRIORITY DATE: 01-24-1987 STAGE: 0

DOES NOT RELATE TO BASN 33

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

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

NOTES: PRIORITY DATE CLAIMED MATRONS DATABASE (P.15, XXVII)

RECOMMENDED PRIORITY DATE:

REVIEWED BY

DATE

23 Aug 88

A. AD CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A33-10069	31N	7E	16	SE	SE	NE		BUTTE

OTHER AD CLAIMS WITH SAME AD POD

A PREFIX
 A33-00100
 A33-10170

33-00100
 33-02013
 33-07033

SOURCE: LITTLE LOST RIVER

TRIM: SINKS

B. WR POINT OF DIVERSION AND SOURCE:

3310069 THERE IS NO POD ASSOCIATED WITH THIS WATER RIGHT NUMBER

SOURCE: BIG LOST RIVER

TRIM: SINKS

C. FIELD EXAM REQUIRED?

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

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP. R&E. SEC. 1/4 1/4 1/4 LOT COUNTY DIVERSION NAME

---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---
---	---	---	---	---	---	---

SOURCE: TRIP:

REVIEWED BY: DATE:

SYSTEM DESCRIPTION:

SEE Photo of P.O.D. in FILE A33-001084
CONVULSION SYSTEM on ASOS photo (copy).

A. ROOT WATER RIGHT NUMBERS: A33-11059

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	AR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
09N	27E	21	NE	NE		GR, CONNIE	A33-10059 /10.0	-	35.0		
			NE	NE		GR, JACK	A33-00108 /10.0	33-00108 /			
			NE	NE		GR, JACK	A33-00110 /10.0	33-00110 /			
			NE	NE		GR, JACK	A33-10070 /10.0	-			
			NE	NE		WILLIAMS, HAROLD R.		33-00090E /			
			NE	NE		WILLIAMS, HAROLD R.		33-00092D /			
			NE	NE		BRABEC, MATTHEW		33-00109 /			
09N	27E	21	SE	NE		GR, CONNIE	A33-10059 /25.0	-	39.0		
			SE	NE		GR, JACK	A33-00108 /25.0	33-00108 /			
			SE	NE		GR, JACK	A33-00110 /25.0	33-00110 /			
			SE	NE		GR, JACK	A33-10070 /25.0	-			
			SE	NE		WILLIAMS, HAROLD R.		33-00090E /			
			SE	NE		WILLIAMS, HAROLD R.		33-00092D /			
			SE	NE		BRABEC, MATTHEW		33-00109 /			
09N	27E	21	N	SE		GR, CONNIE	A33-10059 /34.0	-	36.0		
			N	SE		GR, JACK	A33-00108 /34.0	33-00108 /			
			N	SE		GR, JACK	A33-00110 /34.0	33-00110 /			
			N	SE		GR, JACK	A33-10070 /34.0	-			
			N	SE		WILLIAMS, HAROLD R.		33-00090E /			
			N	SE		BRABEC, MATTHEW		33-00109 /			
09N	27E	21	S4	SE		GR, CONNIE	A33-10059 / 5.0	-	5.0		
			S4	SE		ANDERSON, JAMES O.	A33-00100 / 5.0	-			
			S4	SE		ANDERSON, JAMES O.	A33-07055 / 5.0	33-07055 / 5.0			
			S4	SE		GR, JACK	A33-00108 / 2.0	33-00108 /			
			S4	SE		GR, JACK	A33-00110 / 2.0	33-00110 /			
			S4	SE		GR, JACK	A33-10070 / 2.0	-			
			S4	SE		WILLIAMS, HAROLD R.		33-00092D /			
			S4	SE		BRABEC, MATTHEW		33-00109 /			
			S4	SE		ALDOUS, JULIA V.		33-02013 /40.0			
09N	27E	21	S	SE		GR, CONNIE	A33-10059 /35.0	-	38.0		
			S	SE		GR, JACK	A33-00108 /35.0	33-00108 /			
			S	SE		GR, JACK	A33-00110 /35.0	33-00110 /			
			S	SE		GR, JACK	A33-10070 /35.0	-			
			S	SE		WILLIAMS, HAROLD R.		33-00092D /			
			S	SE		BRABEC, MATTHEW		33-00109 /			
			S	SE		ALDOUS, JULIA V.		33-02013 /40.0			
09N	27E	22	N4	NW		GR, CONNIE	A33-10059 / 3.0	-	21.0		
			N4	NW		GR, JACK	A33-00108 / 3.0	33-00108 /			
			N4	NW		GR, JACK	A33-00110 / 3.0	33-00110 /			

OWNERSHIP BY GRANT STAMPA
SEE NOTE 1.

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	4R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
DN	27E	28	N	NE		QAR, JACK	A33-10070 / 35.0	-			
			N	NE		WILLIAMS, HAROLD R.		33-00090E /			
			N	NE		WILLIAMS, HAROLD R.		33-00092D /			
			N	NE		GRABEC, MATTHEW		33-00109 /			
DN	27E	28	N	NE		QAR, CONNIE	A33-10059 / 35.0	-	32.0		
			N	NE		QAR, JACK	A33-00108 / 35.0	33-00108 /			
			N	NE		QAR, JACK	A33-00110 / 35.0	33-00110 /			
			N	NE		QAR, JACK	A33-10070 / 35.0	-			
			N	NE		WILLIAMS, HAROLD R.		33-00090E /			
			N	NE		WILLIAMS, HAROLD R.		33-00092D /			
			N	NE		GRABEC, MATTHEW		33-00109 /			
			N	NE		ALDOJE, JULIA V.		33-02013 / 40.0			
TOTAL ACRES							A33-10059	145.00	206.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? FIELD EXAMINER POU COUNTY: BUTTE

DATE: Y

DOE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG: 0

NOTES:

1. 24 JAN 96, Butte Co. Assessor, Lori Ginnant, CONFIRMS SW/SE SEC. 21 AND NW/NE 1/4 SEC. 21, T. 9N, R. 27E, EXCEPT 9AC IN NW/SE SEC. 21, T. 9N, R. 27E.

RECOMMENDATIONS:

TOTAL ACRES:

REVIEWED BY:

DATE:

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A33-10059 IRRIGATION	FROM 04-01 TO 11-01	.200 CFS
	TOTAL DIVERSION RATE/VOLUME CLAIMED	.200 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
E4-00001 IRRIGATION	FROM 05-01 TO 10-15	1.420 CFS
	TOTAL DIVERSION RATE/VOLUME CLAIMED	1.420 CFS

PRESUMPTION FLAG: 0

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N()

RECOMMEND TO WR STANDARDS OR OTHER?

Y() N()

EXPLAIN IN NOTES, BELOW.

NOTES:

Y() N()

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

NO TOTAL CLAIMED DIVERSION RATE: 0.200 CFS
NR ROOT RIGHT TOTAL DIVERSION RATE: 1.200 CFS

AAA IF NO OR IF STATUTORY CLAIM OR BENEFACTIAL USE THEN FLOW MEASUREMENT REQUIRED. AAA
AA IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS AA
AA CLAIMED AND AN ERM IS NOT REQUIRED, EXPLAIN IN NOTES. AA

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y

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

FLOW MEASUREMENT

MEASUREMENT METHOD, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: PORTION OF 33-00020 AND 33-00109, 33-00110 AND 33-00103

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. VOL.	DIV. VOL./ACRE
A33-10059	LITTLE LOST RIVER	DA, CONNIE	0.200		0.001
A33-00100	DRY CREEK	ANDREASON, JAMES D.	0.300		0.006
A33-00108	LITTLE LOST RIVER	DA, JACK	1.300		0.012
A33-00110	HORSE CREEK	DA, JACK	0.400		0.032
A33-07035	GROUNDWATER	ANDREASON, JAMES D	1.140		0.013
A33-10070	SAMMILL CREEK	DA, JACK	0.150		0.005

NO RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION

18. CALCULATIONS

1A. IRRIGATION RATE

ACRES $\times 0.02 \text{ CFS/ACRE} =$ CFS
(TAKEN FROM 9/0 REVIEW)

DUES 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 = ACRES $\times$ AF/A

ACRES $\times$ CONSUMPTIVE VOL. AF/A FOR AREA =

TOTAL CONSUMPTIVE USE AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES $\times$ DIVERSION VOL. AF/A FOR AREA =

TOTAL DIVERSION VOLUME AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()
P/O ARCO CANAL.

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

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER 0.200	DATABASE EXAMINER -----	DATABASE EXAMINER 362.5
TOTAL FOR THIS RIGHT		0.200		362.5

REVIEWED BY: _____ DATE: _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORECLOSURE/REASON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: A33-10069

TOTAL DIVERSION RATE OF WR SPLITS

EXAMINER _____
CFS 1.420

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A33-10069	0.200	-	-	-

TOTAL CFS 0.200 1.420

DIVERSION RATE REVIEW

DO THE SUM OF THE SPLIT DIVERSION RATES EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

FIELD EXAMINER _____
DATABASE N

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

00:00:54
03/31/93

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 15
QUICKLOOK INFORMATION

3043
CLAIM NUMBER: A33-10059

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

"VERIFIED BY" CODES

- TOPO MAP/ORTHO-PQ = 1
- USGS MAP = 2
- AERIAL/MASTER RECORDS = 3
- AAPP 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.

CLAIM NUMBER: A33-10059

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	COUNCIL D&R	04/01/1837	IRRIGATION	04-01 11-01	0.20 CFS	
C	JACK D&R					
	HC 55 BOX 5155					
	HOME ID 33244					
WATER SOURCE: LITTLE LOST RIVER				TOTAL DIVERSION: 362.5 AFA		
WATER SOURCE: LITTLE LOST RIVER				CONSUMPTIVE USE:		
POINT(S) OF DIVERSION:				STAGE: DECREED		
TOWN RATE SLID				BUTTE COUNTY		
SESENE						
PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION						
T	R	S	NAME	NAME	NAME	NAME
			LT AC	LT AC	LT AC	LT AC
09N 27E 21			10			
09N 27E 21			35			
09N 27E 23						
SUM				SUM		
107.0				107.0		
35.0				35.0		
145.0				145.0		

POU COUNTY: BUTTE

NON-IRRIGATION USES: NONE

OTHER RIGHTS: POSITIONS OF 33-00020 AND 33-00109, 33-00110 AND 33-01108

REMARKS: THIS NOTICE IS FOR A 1/2 PORTION OF DECREED RIGHT 33-00090E. SEE ATTACHED NOTICE DESCRIBING 1/2 INTEREST IN "BRARED PLACE" WATER. THIS NOTICE IS FOR 1/2 OF WATER UNDER THE ABOVE MENTIONED DECREED RIGHT.

DATES: EXAM MADE DATE: 10/07/1995

MISC: WATER DISTRICT NUMBER: 31 FIELD INSPECTION FLAG: 0 PRESUMPTION FLAG: 0

VERIFIED DATE: 10/07/1995

7450 .4000 (90E) .20 cfs.

A33-10059

10090-40



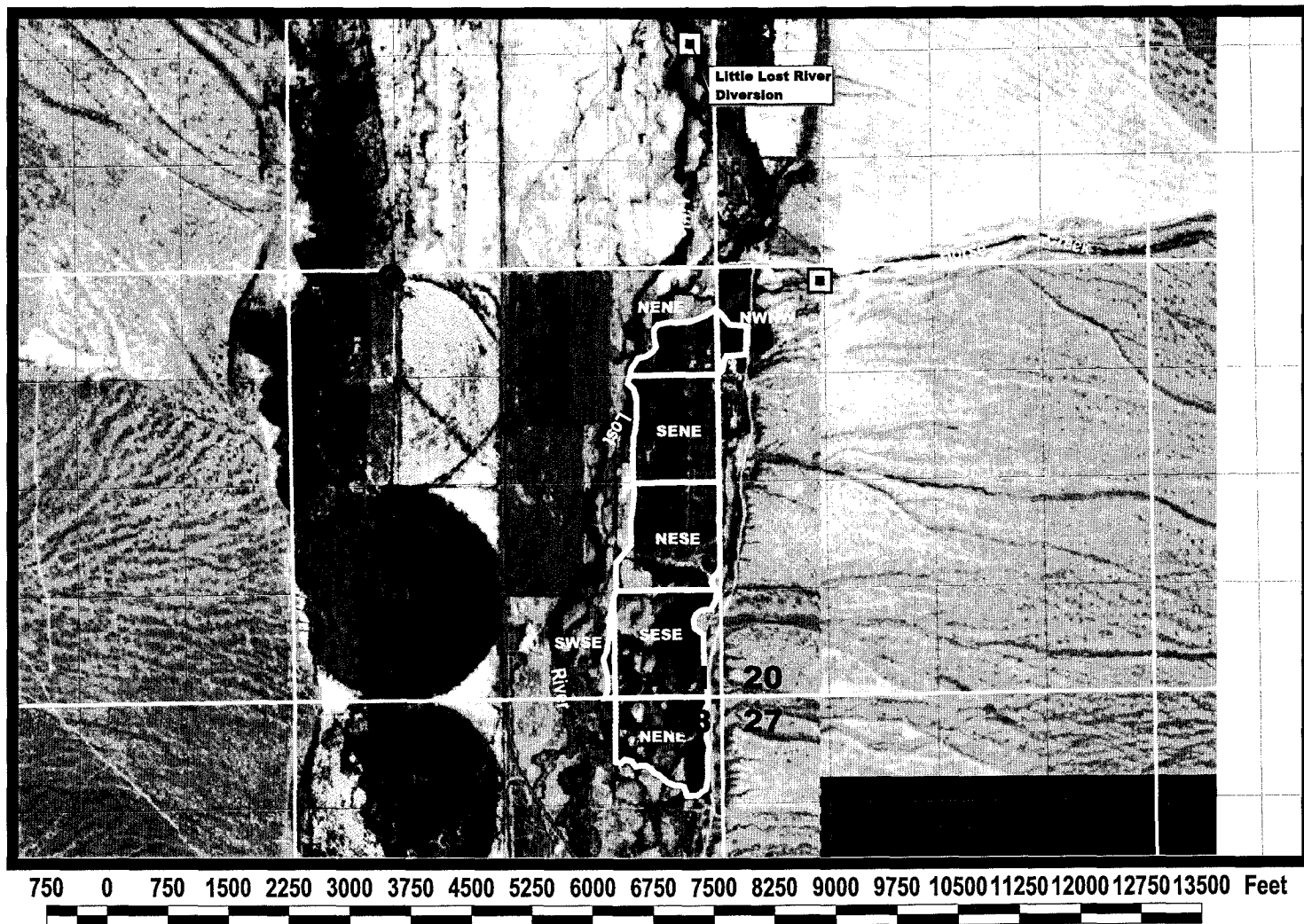
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Pancheri, Inc.

Water Right(s): 33-10070, 33-00090E



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use

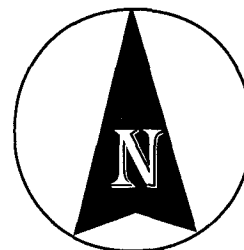


Section Line

Quarter-section line

Place(s) of Use: T.9N., R.27E.
Sec. 21 (parts of) E2E2, SWSE
Sec. 22 (part of) NWNW,
Sec. 28 (part of) NENE

Point(s) of Diversion: T.9N., R.27E.
Sec. 16 SESENE (Little Lost River)



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



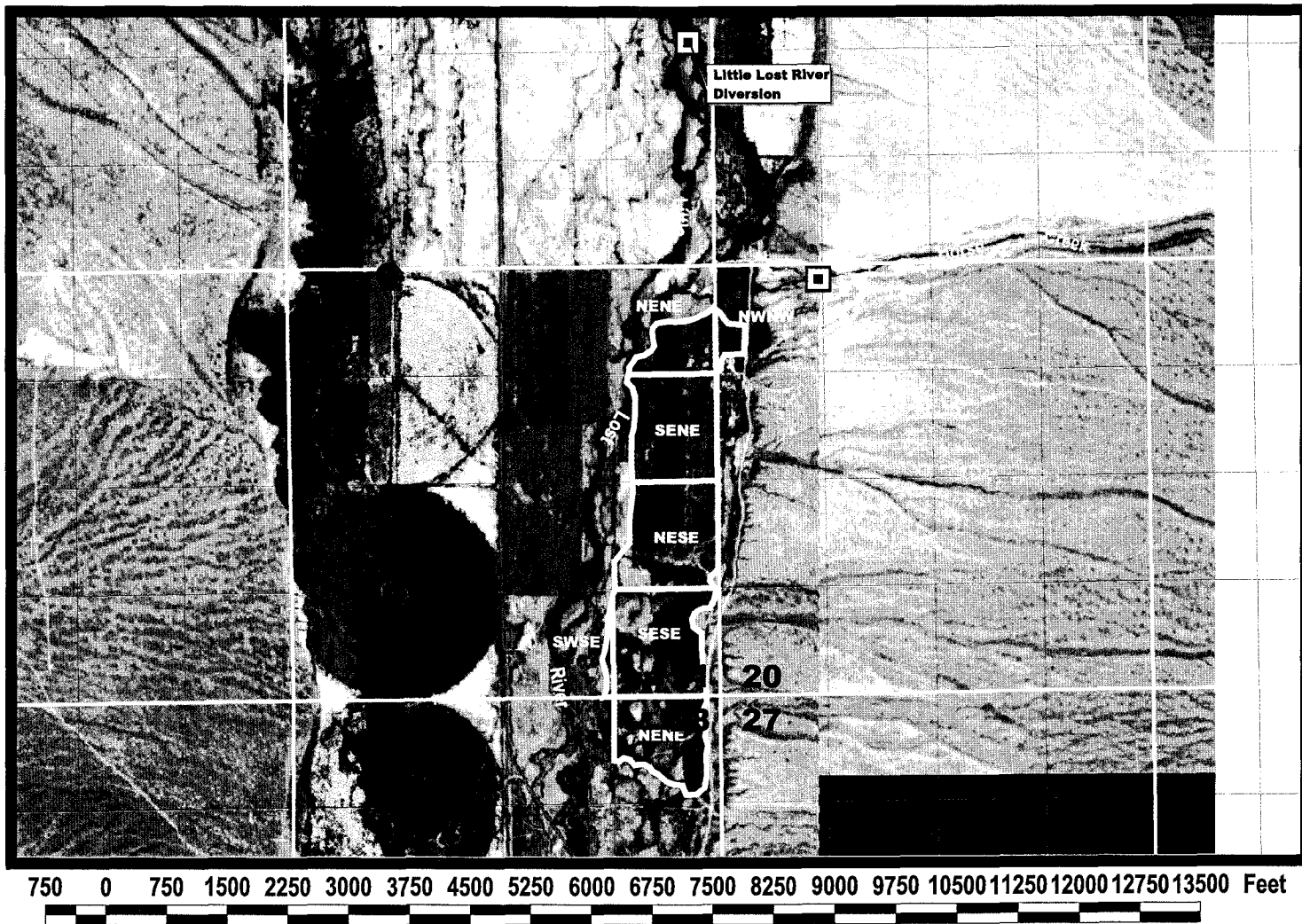
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Pancheri, Inc.

Water Right(s): 33-10070, 33-00090E



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

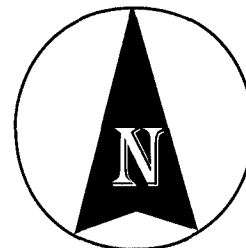
Place of Use

Section Line

Quarter-section line

Place(s) of Use: T.9N., R.27E.
Sec. 21 (parts of) E2E2, SWSE
Sec. 22 (part of) NWNW,
Sec. 28 (part of) NENE

Point(s) of Diversion: T.9N., R.27E.
Sec. 16 SESENE (Little Lost River)



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

DATE: 11/24/99
PAGE: 1

DIVERSION RATE
DIVERSION VOLUME

0.400 CFS

TOTAL DIVERSION:

Stage: DECREED

NESE

Place of use Legal Description for: IRRIGATION

AN
NE

TOTAL ACRES 145.0

Other Rights: 33-00108, 33-00110, 33-10070

Objection Filed Date:

Comments: Date: 11/24/1999 User-ID: BCONTOR Subject: COPIED FROM REMARKS
TRANSFER 404, 423, 450.
**** THIS RIGHT HAS BEEN SPLIT

Recd To # 40,41

000 20 # 51

AJ0749NP
No. R33-00090E

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

DATE: 11/24/99
PAGE: 2

Comments: Date: 11/24/1999 User-ID: BCONTOR Subject: COPIED FROM REMARKS
* - 0.20CFS WAS CLAIMED UNDER A33-10069 BY JACK OAR. ESV12/23/89

A33-00090 = 0.80 CFS
A33-000900 = 0.40 CFS
A33-10069 = 0.20 CFS (0.20CFS OF 0.40 CFS FROM 33-00090E)
TOTAL = 1.40 CFS

* THIS RIGHT APPEARS TO BE OVER CLAIMED. CLF 12-29-92
0.80 CFS WAS ORIGINALLY DECREED TO RIGHT 33-00090.

Date: 11/24/1999 User-ID: BCONTOR Subject: RENUMBERED
RIGHT 33-10069 WAS RENUMBERED TO THIS RIGHT TO MORE ACCURATELY
REFLECT SPLIT HISTORY. SEE AL RUBERRY NOTES IN FILE.

Audit: 11/24/99 BCONTOR

Old (D) Number -

09N	27E	21	NE	NE	13.0	01	IRRIGATION	(23)	BUTTE
09N	27E	21	SE	NE	32.0	01	IRRIGATION	(23)	BUTTE
09N	27E	21	SE	SE	35.0	01	IRRIGATION	(23)	BUTTE
09N	27E	21	SW	SE	2.0	01	IRRIGATION	(23)	BUTTE
09N	27E	21	SE	SE	34.0	01	IRRIGATION	(23)	BUTTE
09N	27E	22	NW	NW	4.0	01	IRRIGATION	(23)	BUTTE

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

RENUMBERED TO A33-000906

Ident. Number: ~~A33-10069~~ *AKR*

Date Received: 1/16/1990

Receipt No: E011733

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

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

2. Date of Priority: APR 1, 1887

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09N	27E	16	SE	SE	NE		BUTTE

5. Description of diverting works:
HEADGATE IN RIVER TO DITCHES. FLOOD IRRIGATION

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:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
09N	27E	21	NE	NE		IRR	13.0
			SE	NE		IRR	32.0
			NE	SE		IRR	35.0
			SW	SE		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	27E	21	SE	SE		IRR	34.0
						Section Acres	116.0
		22	NW	NW		IRR	4.0
						Section Acres	4.0
		28	NE	NE		IRR	25.0
						Section Acres	25.0
						Total Acres	145.0

11. Place of use in counties: BUTTE

12. Do you own the property listed above as place of use? ~~YES~~ NO

13. Other Water Rights Used:

PORITON OF 33-00092D AND 33-00109, , 33-00110 AND 33-00108

14. Remarks:

THIS NOTICE IS FOR DECREED RIGHT 33-00090E.

SEE NOTICE ATTACHED TO ORIGINAL CLAIM PER "BRABEC PLACE."

8/23/1999 OWNERSHIP CHANGED PER QUITCLAIM DEED. CLAIM AMENDED TO REFLECT FULL INTEREST IN RIGHTS DESCRIBED ABOVE, PLACE OF USE ADJUSTED TO REFLECT GIS COVERAGE. BCONTOR.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 3/ 4/1927

BLAINE COUNTY INVESTMENT CO.

Decree Plaintiff

ROBERT G. MAYS, ET. AL.

vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am ATTORNEY of _____ Title
PANCHERI, INC., that I have signed the foregoing Organization
document in the space below as ATTORNEY of _____ Title
PANCHERI, INC. and that the statements contained in the Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

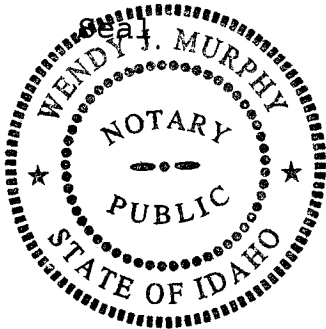
ATTORNEY FOR PANCHERI, INC.
Title and Organization

8/23/99
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 23RD day
of August 19 99

Wendy J. Murphy
Notary Public



Residing at Idaho Falls

My Commission Expires 6/23/2000

Water Right Number - A33-10070

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - -

*** C - CURRENT OWNER ***

OAR

JACK

1 - HC 65 BOX 3165

2 -

3 -

City- HOME

Phone - 208-000-0000

State- ID Zip- 83244

CONNIE

1 - HC 65 BOX 3165

2 -

3 -

City- HOME

Phone - 208-000-0000

State- ID Zip- 83244

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/25/1891 15 EASTERN D - DECREED+ - - - - Source - - - - + + - - - - Tributary - - - - -
SAWMILL CREEK LITTLE LOST RIVER+ - - - - Point of Diversion - - - - -
Diversion Name

09N 27E 16 SE SE NE (23) BUTTE

+ - - - - Water Use - - - - -
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

04/01 11/01

0.750

+ - - Total Div. Rate - - + + - - Total Div. Volume - + - - Total Div. Capacity - + - - Total Consumptive Use - + - - KW Usage - +
0.750 0.750 362.5+ - - - - Place of Use - - - - -
Twn Rng Sec Tract Lot Acres Code Description County

09N	27E	21	NE NE	10.0	01	IRRIGATION	(23) BUTTE
09N	27E	21	SE NE	25.0	01	IRRIGATION	(23) BUTTE
09N	27E	21	NE SE	34.0	01	IRRIGATION	(23) BUTTE
09N	27E	21	SW SE	2.0	01	IRRIGATION	(23) BUTTE
09N	27E	21	SE SE	36.0	01	IRRIGATION	(23) BUTTE
09N	27E	22	NW NW	3.0	01	IRRIGATION	(23) BUTTE
09N	27E	28	NE NE	35.0	01	IRRIGATION	(23) BUTTE

Total Acres: 145.0

+ - - Diversion Means - HEADGATE IN RIVER TO DITCHES. FLOOD IRRIGATION

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - PORTION OF 33-00090E, 33-00110 AND 33-00108

100-030-001
100-030-001
100-030-001

No

Water right number - A33-10070

Prefix Translation: ADJUDICATION CLAIM

+ - - - - - Remarks - - - - - +

GEN TRANSFER 404, 423, 450.
THIS NOTICES COMBINES .25CFS OF DECREE RIGHT 33-00092D WITH
.50CFS OF DECREE RIGHT 33-00109. SEE ATTACHED NOTICE
DESCRIBING 1/2 INTEREST IN "BRABEC PLACE" WATER. THIS NOTICE
IS FOR 1/2 OF WATER UNDER THE ABOVE MENTIONED DECREE RIGHTS.

+ - - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - - Decree Plaintiff - - - - - + - - - - - Decree Defendant - - - - - +
BLAINE COUNTY INVESTMENT CO. ROBERT G. MAYS, ET. AL. 03/04/1927

+ - - - - - Audit Fields - 12/26/89 VERNER 03/30/95 POST-STD

+ - - - - - Comments - - - - - +

No Comments Found

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 10/07/1986	Old Judicial District	-
Claim Received Date	- 01/16/1990	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 33
Licensed Date	- 00/00/0000	Receipt Number	- E011733	Federal/State Indicator	- S
		POJ Ownership Flag	- Y	Presumption Flag	- D
		Name Connector	- OR	Notice of Error Flag	-

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: A33-00090E

Date Received:

Receipt No: X777777

Received By: 21

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SPLIT RIGHT

Address:

N/A, ID

00000

2. Date of Priority: APR 01, 1887

3. Source: LITTLE LOST RIVER
SPLIT RIGHT

Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09N	27E	16	NE	NE	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		
DOMESTIC					

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 of	Lot	Use	Acres
09N	27E	21	NE	NE		IRR	
			SE	NE		IRR	

A33-00090E

Page 1

Date: 12/27/89



MICROFILMED
NOV 18 1992

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09N	27E	21	NE		SE		IRR	
		22	NW		NW		IRR	
		28	NE		NE		IRR	
			NW		NE		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. 33-0092.

14. Remarks:

TRANSFER 404, 423, 450.

**** THIS RIGHT HAS BEEN SPLIT

- 0.20CFS WAS CLAIMED UNDER A33-10069 BY JACK OAR. ESV12/23/89

15. Basis of Claim:

1950
X
NO LATE IF RECEIVED

BY 2/5/90 Z.O.

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

RECEIVED

JAN 16 1990

Ident. Number: A33-10069

Date Received: 12/26/1989

Receipt No: E011733

Received By: SW

P.M. 1/12/90

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

Eastern District Office

1. Name: CONNIE OAR
Address: HC 65 BOX 3165
HOWE, ID

83244

OR

Name: JACK OAR
Address: HC 65 BOX 3165
HOWE, ID

83244

RECEIVED

JAN - 6 1990

Department of Water Resources
Eastern District Office

2. Date of Priority: APR 01, 1887

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
09N	27E	16	SE	SE	NE		BUTTE

5. Description of diverting works:
HEADGATE IN RIVER TO DITCHES. FLOOD IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

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

8. Total consumptive use is 362.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A33-10069

Page 1

Date: 12/26/89

MICROFILMED
NOV 18 1992

A3310069

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	27E	21	NE	NE		IRR	10.0
			SE	NE		IRR	25.0
			NE	SE		IRR	34.0
			SW	SE		IRR	2.0
			SE	SE		IRR	36.0
						Section Acres	107.0
		22	NW	NW		IRR	3.0
						Section Acres	3.0
		28	NE	NE		IRR	35.0
						Section Acres	35.0
						Total Acres	145.0

Ownership not shown by Jack Orr

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:

PORITON OF 33-00092D AND 33-00109, , 33-00110 AND 33-00108

14. Remarks:

THIS NOTICE IS FOR A 1/2 PORTION OF DECREED RIGHT 33-00090E.
SEE ATTACHED NOTICE
DESCRIBING 1/2 INTEREST IN "BRABEC PLACE" WATER. THIS NOTICE
IS FOR 1/2 OF WATER UNDER THE ABOVE MENTIONED DECREED RIGHT.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 3/04/1927

BLAINE COUNTY INVESTMENT CO.
Decree Plaintiff

vs

ROBERT G. MAYS, ET. AL.
Decree Defendant

16. Signature(s)

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

Number of attachments: 1

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): Jack Oar Date: Dec. 26, 1989

Date: _____

State of Idaho

County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 26 day
of December 19 89

E. E. Rene
Notary Public

Seal

Residing at Idaho Falls, Id.

My Commission Expires 22 Aug 1994

AK

2873

16

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NENE
13.0

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SENE
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NESE
35.0

SESE
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NENE
25.0

SWSE
32.0