

33-00084 & 33-00085
Delivery Ditch

SENW
36

NWSW
36

NESW
30

SWSW
40

SESW
33

NWNW
24

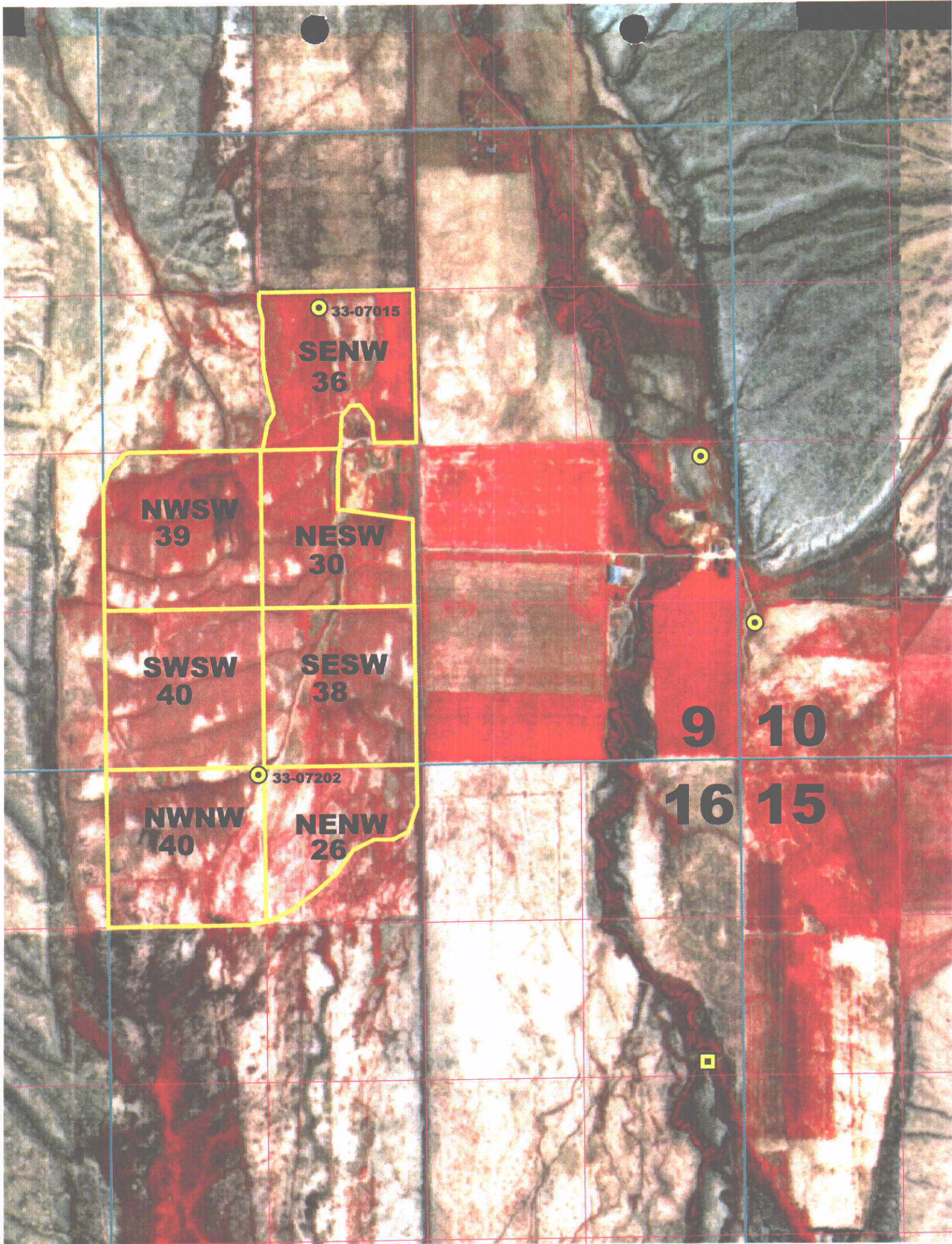
NENW

9

10

16

15





SIGNAL STRENGTH 13
8.13

SETUP NO. 1

PIPE O.D. 8.000 IN

PIPE WALL THICKNESS 0.107 IN

PIPE I.D. 7.786 IN

PIPE MATERIAL CARBON STEEL

PIPE SOUND VELOCITY 10597.129 F/SEC

LINER MATERIAL NONE

LINER SOUND VELOCITY 0.000 F/SEC

LINER THICKNESS 0.000 IN

INSIDE ABS ROUGHNESS 0.00015000

FLUID MATERIAL WATER

FLUID SOUND VELOCITY 4863.330 F/SEC

FLUID VISCOSITY 1.132 CEN

TRANSDUCER TYPE STANDARD

TRANSDUCER MOUNTING II

TRANSDUCER SPACING 6.045 IN

13:20:44 07-11-96

Min. Rate 0.00 CFS
 Max. Rate 1.95 CFS
 Avg. Rate 1.23 CFS
 FLOW RATE 1.23 CFS
 NET TOT(X1) 316625 GAL
 POS TOT(X1) 111504 GAL
 NEG TOT(X1) 4262 GAL

13:22:44 07-11-96

Min. Rate 0.00 CFS
 Max. Rate 1.95 CFS
 Avg. Rate 1.22 CFS
 FLOW RATE 1.22 CFS
 NET TOT(X1) 317715 GAL
 POS TOT(X1) 112593 GAL
 NEG TOT(X1) 4262 GAL

13:24:44 07-11-96

Min. Rate 0.00 CFS
 Max. Rate 1.95 CFS
 Avg. Rate 1.23 CFS
 FLOW RATE 1.25 CFS
 NET TOT(X1) 318822 GAL
 POS TOT(X1) 113701 GAL
 NEG TOT(X1) 4262 GAL

LANCHERI, INC.
A33-07015

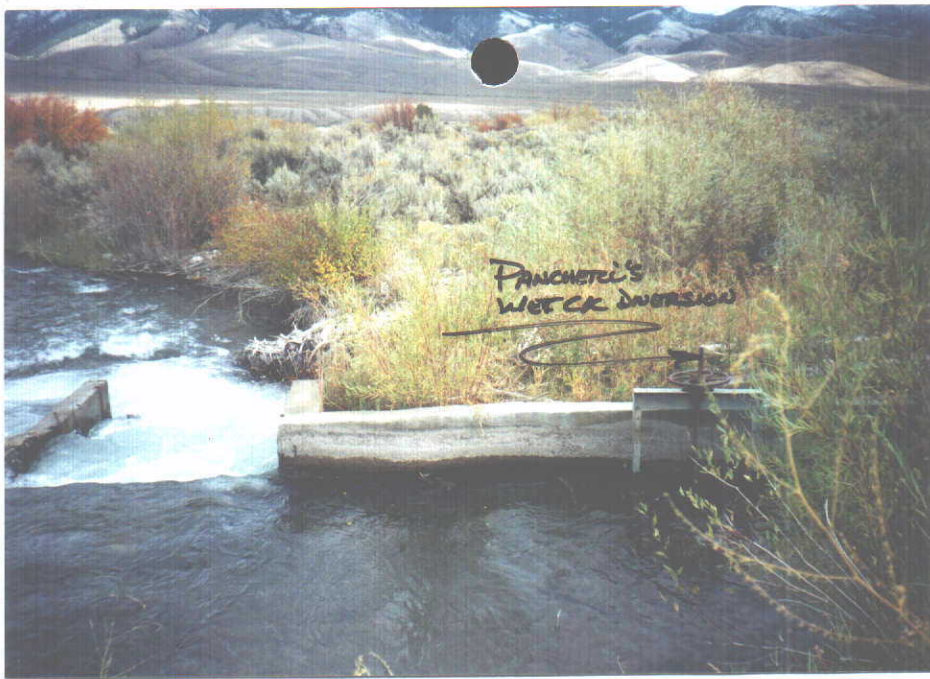


Photo 1. DIVERSION OF WET CK
WATERS TO REED PLACE.

P.O.D. NENWNE SEC. 5 T. 9N, R. 27E.

INCLUDES DRY CK EXCHANGE AND
SAWMILL CK (MUDD FIELD)
WATERS. DECREED RIGHTS
33-00084 & 00085
MOVED WITHOUT TRANSFER
SOME OF 00085 IS OK.



Photo 2. Well - LICENSE 33-07015.

ENJOINED TO ADJUDICATION.

P.O.D. NWSESW SEC. 9
T. 9N, R. 27E.

NOTE DITCH: WET CK WATER FROM
Photo 1, IN DITCH —
ALSO NOTE WELL
A33-07015 IS OFF. WELL
IS SUPPLEMENTAL TO THE
DECREED RIGHTS A33-00084 &
A33-00085.



Photo 3. Well - PERMIT 33-07202

NOT ENJOINED TO ADJUDICATION.

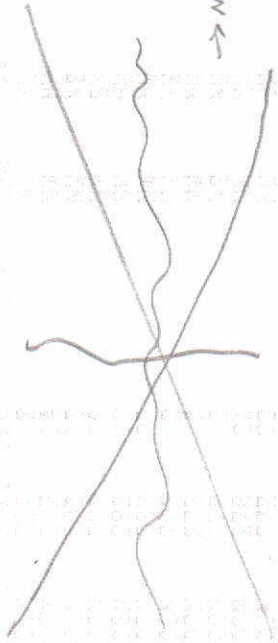
P.O.D. LISTED AS NENW SEC. 16

PLOTTED AS SWSESW SEC. 9
T. 9N, R. 27E.

PERMIT LAPSED 1 NOV. 1995

PANCHERI INC.
REED PLACE WATERS

PHOTOS BY: A. RUGGERY 12 OCT 95



→ NNSSENW

OWN 27E 9 NWL SE NWL

Butler

→ * Licensed P.D. AS SENW SEC. 9 - ERROR OF CLAIMING

S. Blumhary

12 Oct. 95

Pump Data:

Motor: US Electric

410 HP

SN: 1036879

Pump: LB Vertical

SN: 45093

Singer

8" Open Discharge

Well and Pump Data as of 05/28/98.

Motor: US Motor

40 HP

SN: 1086879

Pump: Layne Bowler

450A3

8" Discharge

Piped to Lift Pump

Looking South

Licensed AS: 33-07015

P.O.D. SENW SEC. 9 T.9N, R.27E.

DECEED WATER FROM WET CR
DIVERSION



2019



Photo Set 1. Shows Lands Claimed as Irrig.
Photo set taken from SESESW Sec. 9
T. 9N., R. 27E.

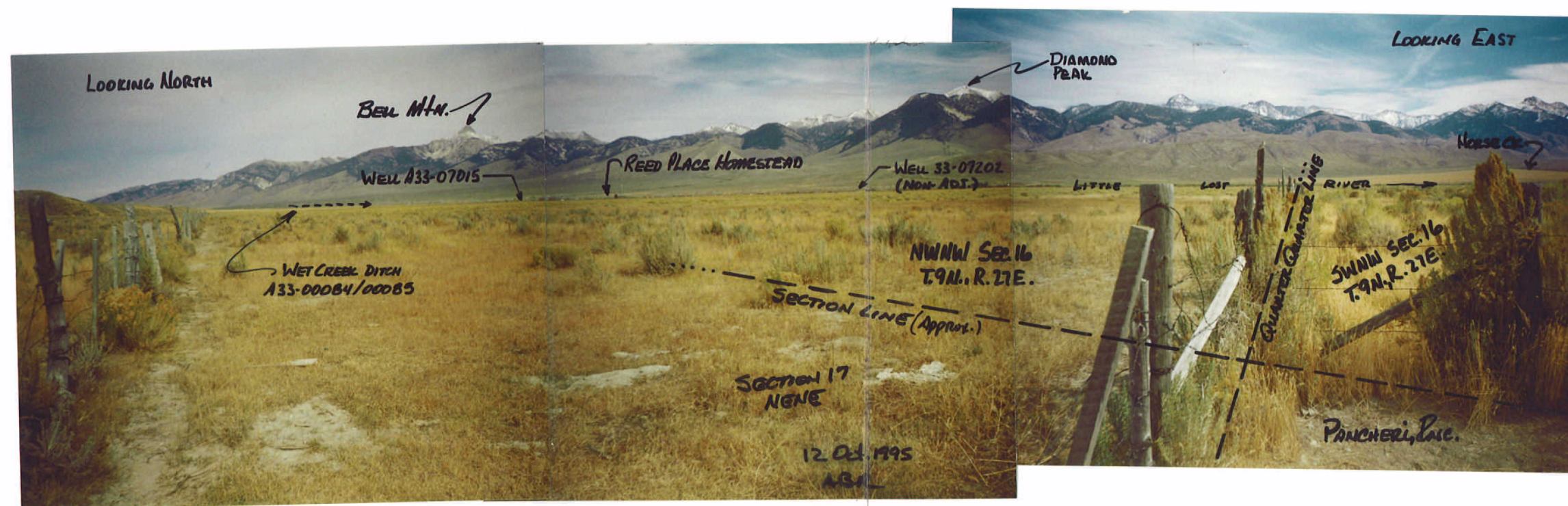


Photo Set 3. Taken from OUTSIDE FENCELINE AT
SE NENE SEC. 17 T. 9N., R. 27E.
Shows LOCATION OF FENCELINE IN
RELATION (Approx.) TO SECTION LINE.

PANCHERI Inc.

Photos taken: 12 Oct 1995 ABR

DITCH FROM WET CREEK

629
7-302
PANCHERI INC

248
7-305
FMHA

① NHEL
36.3

② NHEL
39.9

Field Hydro Box (dim)

③ NHEL
39.6

POINT OF
DIVERSION
A33-07015
BAMBERG
RIGHT

① NHEL
2.6

③ NHEL
10.7

⑤ NHEL
2.1

④ NHEL
18.9

⑨ NHEL
24.4

⑧ NHEL
28.5

⑩ NHEL
38.9

⑪ NHEL
16.4

43
910

Place of Use

Well 33-07202
NO ABANDONMENT
CLAIM RECD.

Photo Set
(3)

① NHEL
132.0

89
1716

② NHEL
36.0

④ NHEL
60.7

⑤ NHEL
24.7

910
1615

CLAIM NO(S): A33-00084, 00085 & 07015
DATE: 5-04-95
SOURCE OF DOC: ACS
SIGNATURE: *M. L. ...*

NOA

Photo Set (1)

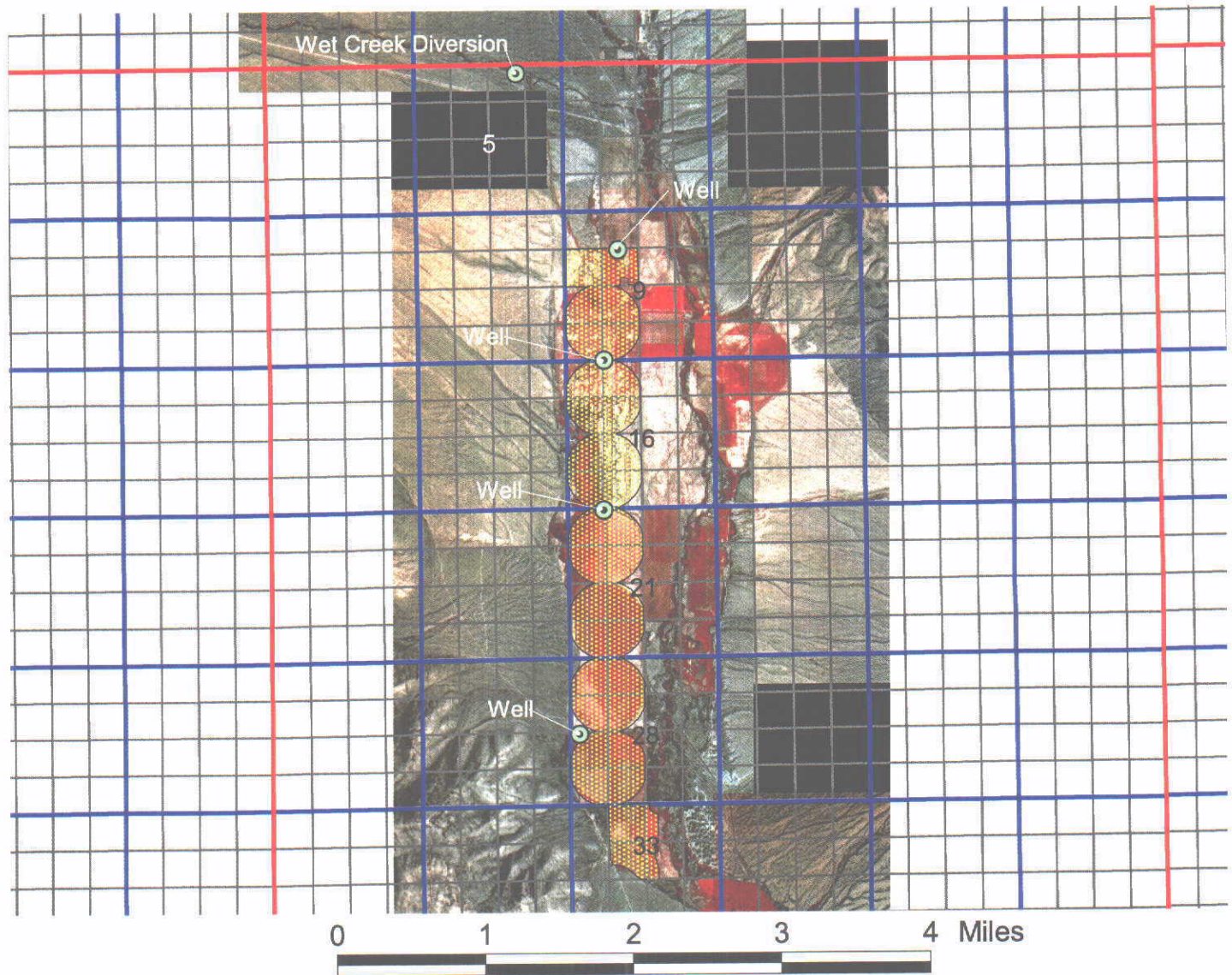
Photo Set (2)

STATE OF IDAHO



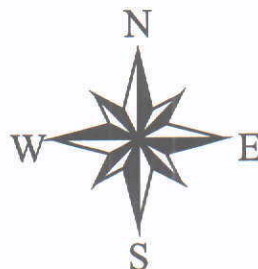
Department of Water Resources

Claim No.: 33-84, 33-85, ~~33-90E~~, 33-2065,
33-2066A, 33-2066B, 33-7015,
33-7202, 33-10070, 33-10998



Irrigated Acres = 1122

- Pod.shp
- T68885.shp
- Townships
- Sections
- QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: January 2002



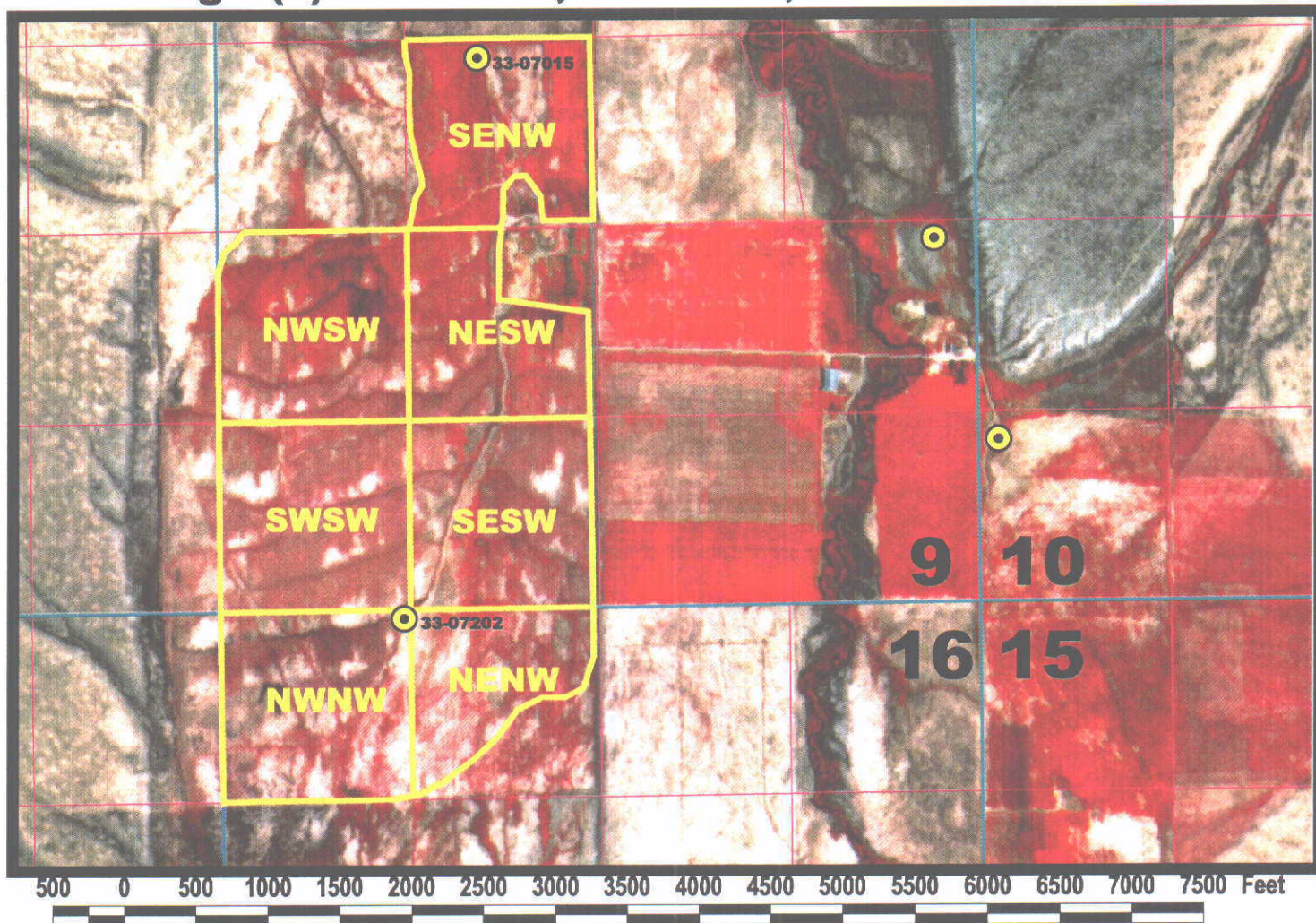
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Pancheri, Inc.

Water Right(s): 33-07015, 33-00084, 33-00085



LEGEND



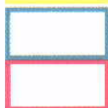
Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use



Section Line

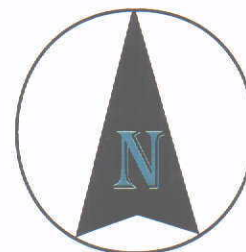


Quarter-section line

**Place(s) of Use: T.9N., R.27E.
Sec. 9 (parts of) SW, SENW,
Sec. 16 (part of) N2NW**

**Point(s) of Diversion: T.9N., R.27E.
Sec. 9 NWSENW**

Note: Revised by Notice of Error Process



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



STATE OF IDAHO

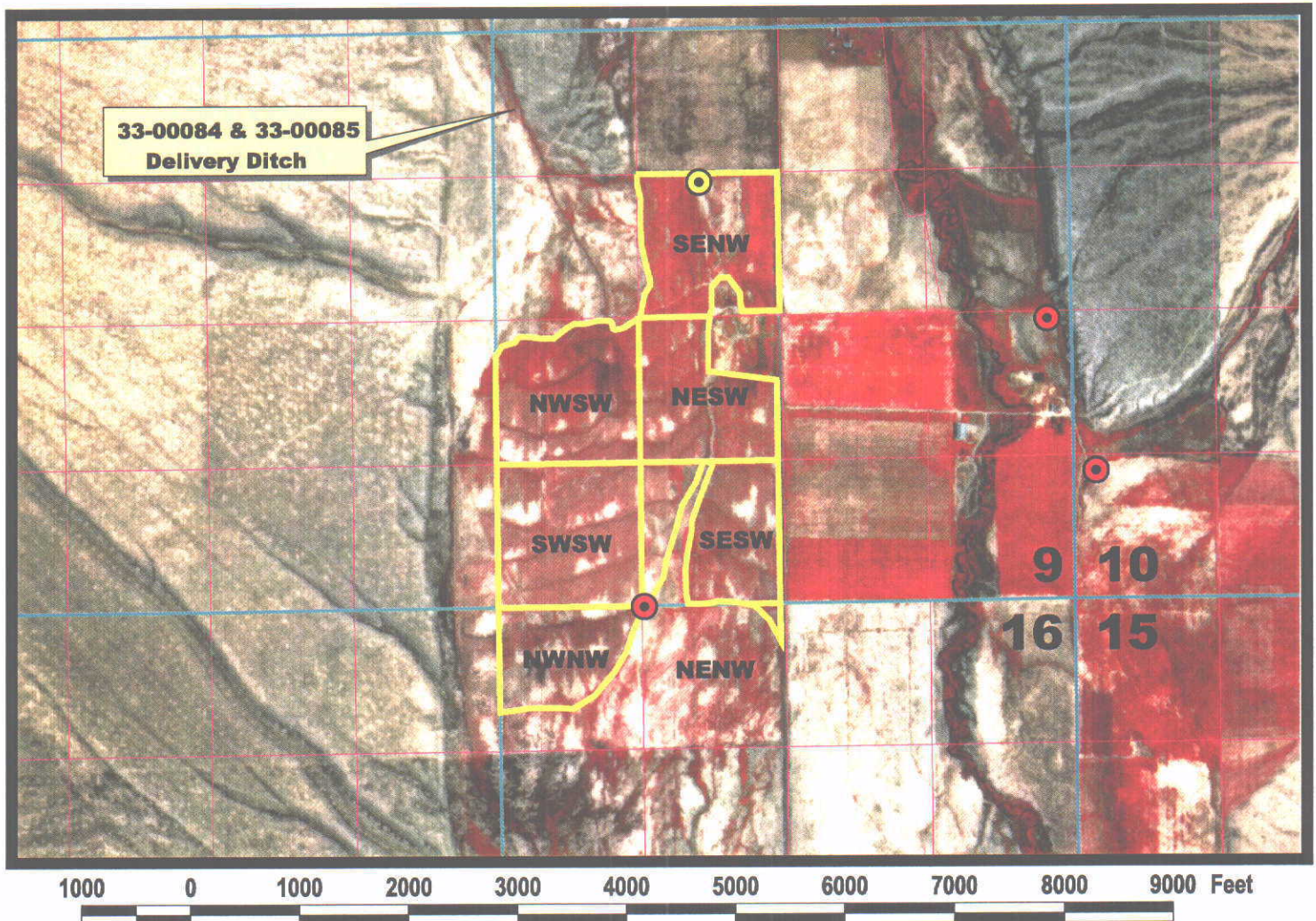
Department of Water Resources

Eastern Region

*Revised
12/13/99*

Claimant: Pancheri Inc.

Water Right(s): 33-00084, 33-00085, 33-07015



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. 9 (parts of) SW, SENW

Sec. 16 (parts of) N2NW

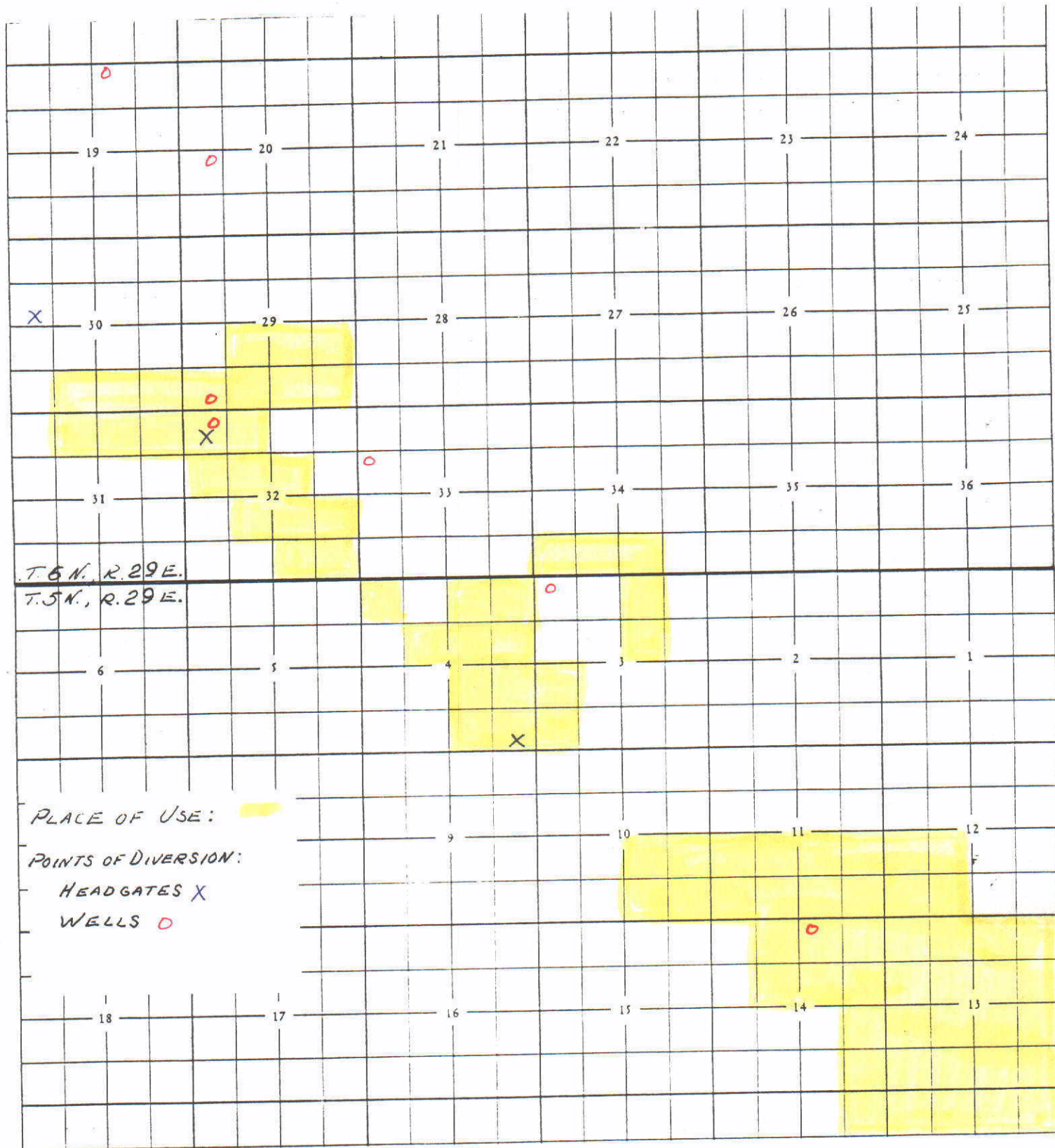
Point(s) of Diversion: T.9N., R.27E.

Sec. 5 NENWNE (surface)

Sec. 9 NWSENW (well)



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



MICROFILMED

NOV 18 1992

RECEIVED

MAY 22 2002

Department of Water Resources

2002 MAY 20 PM 4:15

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED 7/1/02

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)
) ORDER OF PARTIAL DECREE
Case No. 39576)
) For Water Right 33-07015
)
_____)

On March 12, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 33-07015 is hereby decreed as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

DATED May 20, 2002

Roger Burdick
ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

ORDER OF PARTIAL DECREE

2002 MAY 20 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

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

CERTIFICATE OF MAILING

Water Right(s): 33-07015

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 33-07015 was mailed
on May 20, 2002, with sufficient first-class postage prepaid
to the following:

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

PANCHERI INC
Represented by:
KENT W FOSTER
PO BOX 50130
IDAHO FALLS, ID 83405
Phone: 208-523-0620

ROBBIN GLATZ
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
05/20/02



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

January 4, 2002

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

RE: Transfer #68885 for water right(s) 33-84, 33-85, 33-7015, 33-7202, 33-10070 and 33-10998 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir:

On November 7, 2001, the Idaho Department of Water Resources (IDWR) approved Transfer #68885, modifying the above referenced water right. Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

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

Respectfully,

Cheri Vandermeulen
Records Clerk

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

In Re SRBA

)
)

Water Rights: 33-84, 33-85, 33-7015,
33-7202, 33-10070 AND 33-10998

Case No. 39576

)
)

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following Administrative proceeding:

☐ Address change

☐ Substitution of Party

☒ I.C. § 42-222 transfer **68885**

☐ point of diversion ☒ place of use

☐ period of use ☐ nature of use

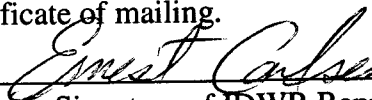
☐ split of water right ☐ change in ownership

☐ other

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

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

DATED: January 4, 2002


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on Jan 4, 2002, 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:
4. One copy to:
Each party in the subcase, or attorney of record
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

Cheri Undermaulen

Signature of person or attorney mailing the form

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 68885

This is to certify that: PANCHERI INC
C/O HOLDEN KIDWELL
HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405
(208)523-0620

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Total</u>	<u>Source</u>
33-85	AJC/Decreed	04/15/1891	2.88 cfs		249.0	249.0	DRY CREEK
33-84	AJC/Decreed	03/14/1891	2.10 cfs		249.0	249.0	WET CREEK
33-7015	AJC/License	05/22/1972	1.77 cfs		249.0	249.0	GROUND WATER
33-10998	AJC/Beneficial Use	04/15/1927	0.71 cfs	126.0 af	36.0	36.0	WET CREEK
33-7202	AJC/License	11/08/1995	3.11 cfs	1050.0 af	300.0	300.0	GROUND WATER
33-10070	AJC/Decreed	05/25/1891	1.50 cfs	507.5 af	145.0	145.0	WET CREEK
33-90E	AJC/Decreed	04/01/1887	0.40 cfs	169.8 af	145.0	145.0	WET CREEK
33-2066A	AJC/License	11/17/1952	3.56 cfs	871.5 af	249.0	249.0	GROUND WATER
33-2066B	AJC/License	11/17/1952	0.52 cfs		364.0	364.0	GROUND WATER
33-2065	AJC/License	11/17/1952	4.66 cfs		364.0	364.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
33-85	NO	YES	YES	NO	NO	NO - AT ISSUE
33-84	NO	NO	YES	NO	NO	NO - AT ISSUE
33-7015	NO	NO	YES	NO	NO	NO - AT ISSUE
33-10998	NO	NO	NO	NO	NO	NO - AT ISSUE
33-7202	NO	NO	YES	NO	NO	NO - AT ISSUE
33-10070	NO	NO	YES	NO	NO	NO - AT ISSUE
33-90E	NO	NO	YES	NO	NO	NO - PD
33-2066A	NO	NO	YES	NO	NO	NO - PD
33-2066B	NO	NO	YES	NO	NO	NO - PD
33-2065	NO	NO	YES	NO	NO	NO - PD

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
33-85	33-85	2.88 cfs	871.5 af	249.0	1,122.0		N/A	N/A		N/A
33-84	33-84	2.1 cfs	871.5 af	249.0	1,122.0		N/A	N/A		N/A
33-7015	33-7015	1.77 cfs	750 af	249.0	1,122.0		N/A	N/A		N/A
33-10998	33-10998	0.71 cfs	126 af	36.0	1,122.0		N/A	N/A		N/A
33-7202	33-7202	3.11 cfs	1050 af	300.0	1,122.0		N/A	N/A		N/A
33-10070	33-10070	1.5 cfs	507.5 af	145.0	1,122.0		N/A	N/A		N/A
33-90E	33-90E	0.4 cfs	106.8 af	30.5	1,122.0		N/A	N/A		N/A
33-2066A	33-2066A	3.56 cfs	871.5 af	249.0	1,122.0		N/A	N/A		N/A
33-2066B	33-2066B	0.52 cfs	220.3 af	66.0	1,122.0		N/A	N/A		N/A
33-2065	33-2065	4.66 cfs	1116.5 af	319.0	1,122.0		N/A	N/A		N/A
TOTALS		18.73 cfs	3927 af	1122	1122		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 7 day of Nov, 2001_____
Chief, Water Allocation Bureau

WATER RIGHT NO. 33-7015
As Modified by Transfer No. 68885

In accordance with the approval of Transfer No. 68885, Water Right No. 33-7015 is now described as follows.

Right Holder: PANCHERI INC
 C/O HOLDEN KIDWELL
 HAHN & CRAPO
 PO BOX 50130
 IDAHO FALLS ID 83405

Priority Date: 05/22/1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	1.77 CFS	750.0 AF
			1.77 CFS	750.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSNW Sec. 9 Twp 09N Rge 27E BUTTE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N 27E 9							40.0	37.0	34.0	34.0	34.0	34.0					213.0
09N 27E 16					34.0	34.0	34.0	34.0	34.0	34.0	34.0	34.0					272.0
09N 27E 21					34.0	34.0	34.0	34.0	34.0	34.0	34.0	34.0					272.0
09N 27E 28					34.0	34.0	34.0	34.0	34.0	34.0	34.0	34.0					272.0
09N 27E 33		12.0	11.0		40.0			30.0									93.0

Total Acres: 1122

CONDITIONS OF APPROVAL

- 107 1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
- 01m 4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

WATER RIGHT NO. 33-7015
As Modified by Transfer No. 68885

CONDITIONS OF APPROVAL

5. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

065 6. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

7. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

K06 8. This right is limited to the irrigation of 249 acres within the place of use described above in a single irrigation season.

E04 9. Rights 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-10070 and 33-10998 when combined shall not exceed a total diversion rate of 18.73 cfs, a total annual maximum diversion volume of 3927.0 af at the field headgate, and the irrigation of 1122 acres.

E14 10. Rights 33-7015 and 33-7202 when combined shall not exceed a total annual maximum diversion volume of 1666.0 af at the field headgate, and the irrigation of 476 acres.

11. Rights 33-84, 33-85, 33-7015 and 33-10998 when combined shall not exceed a total diversion rate of 4.98 cfs, a total annual maximum diversion volume of 997.5 af at the field headgate, and the irrigation of 285 acres.

12. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this _____ day of _____, 20____

Chief, Water Allocation Bureau

N AP
Sent
3-2-01

TRANSFER APPLICATION STAGE

1) Recommended rights being transferred (from Part 2). Check IWTRS for partial decrees.

1. 33-00084
2. 33-00085
3. 33-00090E p.d.

4. 33-02005 p.d.
5. 33-02066A p.d.
6. 33-02066B p.d.

- 33-07015
- 33-07202
- 33-10070
- 33-10998

*2) Overlapping recommended rights before and after proposed change. Check IWTRS for partial decrees.

- 1.
- 2.
- 3.

- 4.
- 5.
- 6.

TRANSFER APPROVAL STAGE

*1) Pedigree for parents and splits (children) due to approved transfer

*2) Any additional overlapping recommended rights

- 1.
- 2.
- 3.

- 4.
- 5.
- 6.

* To be completed by agent

*Rights listed on this TX AND
ALL THAT'S INVOLVED*



MEMORANDUM

To: Transfer File 68885

From: Sharla

Date: November 8, 2001

Re: Combined Diversion Rate

On this date, Ernie Carlsen notified me of an amended transfer that occurred last week modifying the combined rate of diversion limitation under Rights 33-84, 33-85, 33-7015 and 33-10998. Because the AJ records were not immediately updated in the computer database, I prepared the transfer approval for 68885 using the old combined limitation, unaware of the amended transfer.

The transfer had not yet been mailed out when the error was brought to my attention so the approval document was changed and re-signed. The combined rate of diversion under the four rights also affected the grand total under the newly approved transfer so those changes were also made in the new approval document. The transfer had already been updated in the database, which means that I am unable to make the changes to the updated AJ records. Regional AJ staff will be responsible for changing the appropriate records to match the amended combined totals.

Ruberry, Allen

From: Ruberry, Allen
Sent: Monday, February 26, 2001 10:20 AM
To: Shaff, Don
Subject: B33-Pancheri Tx's

Per our discussion this a.m., the following is a listing of the tx's and rights involved.

Tx # 5796 (approved)
33-00090E PARTIAL DECREE issued
33-10070 BLM Objection (Sawmill Ck issue) NO PD

Basically, this tx moves these two rights onto Pancheri lands (off Oar property). The language regarding the Sawmill Ck issue of right 33-10070 is the reason for the BLM objection. However, we (Bryce and I) thought it was completed since we had bowed to BLM to adjust the language for the POD's. Now, there are the two Little Lost River rights left at the Oar place; 33-00108, 33-00110 (both PD'd), both require Remark adjustment. The Tx moves the rights to Wet creek to be delivered with other surface water rights (33-00084, 33-00085) and enlargement claim (33-10998). See Tx # 68885, below.

33-10998 was objected to because of a BLM trespass issue, Transfer # 5780 completed this task. No Partial Decree was issued; NAP, Version 2, and NCAP completed.

Now, along comes the MEGA Transfer # 68885. This Transfer seeks to make a Permissible POU of the following rights;

33-00084 NO PD- BLM Objection-Sawmill Ck issue
33-00085 NO PD
33-07015 NO PD
33-10998 NO PD
33-07202 NO PD
33-10070 ~~PD issued~~- See tx 5796 *No PD*
33-00090E ~~NO PD~~- See tx 5796 *PD issued.*
33-02066A PD issued
33-02066B PD issued
33-02065 PD issued

As we discussed, we in Adj. do not have the system capability to make changes to the PD's. The non-PD'd rights can be changed on Adj. with no real problem (NAP's, Version 2, NCAP's), however, there is specific need with this series of Tx's to know there is a finality of all rights involved. Allocations can't do Adjudication's part and vice versa due to system capabilities, but they need done together.

As always, thanks for the HELP.....al

Ruberry, Allen

From: Ruberry, Allen
Sent: Monday, February 26, 2001 10:20 AM
To: Shaff, Don
Subject: B33-Pancheri Tx's

Per our discussion this a.m., the following is a listing of the tx's and rights involved.

Tx # 5796 (approved)
33-00090E PARTIAL DECREE issued
33-10070 BLM Objection (Sawmill Ck issue) NO PD

Basically, this tx moves these two rights onto Pancheri lands (off Oar property). The language regarding the Sawmill Ck issue of right 33-10070 is the reason for the BLM objection. However, we (Bryce and I) thought it was completed since we had bowed to BLM to adjust the language for the POD's. Now, there are the two Little Lost River rights left at the Oar place; 33-00108, 33-00110 (both PD'd), both require Remark adjustment. The Tx moves the rights to Wet creek to be delivered with other surface water rights (33-00084, 33-00085) and enlargement claim (33-10998). See Tx # 68885, below.

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33-00085 NO PD
33-07015 NO PD
33-10998 NO PD
33-07202 NO PD
33-10070 PD issued- See tx 5796
33-00090E NO PD- See tx 5796
33-02066A PD issued
33-02066B PD issued
33-02065 PD issued

As we discussed, we in Adj. do not have the system capability to make changes to the PD's. The non-PD'd rights can be changed on Adj. with no real problem (NAP's, Version 2, NCAP's), however, there is specific need with this series of Tx's to know there is a finality of all rights involved. Allocations can't do Adjudication's part and vice versa due to system capabilities, but they need done together.

As always, thanks for the HELP.....al



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 • Phone: (208) 525-7161 FAX: (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 13, 2001

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

RE: Amended Transfer #5780 for water right(s) 33-10998, and overlapping rights 33-84, 33-85 and 33-7015 and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. Pancheri:

On November 1, 2001, the Idaho Department of Water Resources (IDWR) approved Amended Transfer #5780, modifying the above referenced water right. Based on this transfer, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of the water right(s) as recorded in the SRBA.

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

Respectfully,

Cheri Vandermeulen
Records Clerk

CERTIFICATE OF MAILING

I certify that on Dec. 14, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
PANCHERI INC
C/O JERRY PANCHERI PRES
HC 65 BOX 2104
HOWE ID 83244
3. One copy to:
Claimant/Purchaser for Substitution of Party, or attorney of record:
4. One copy to:
Each party in the subcase, or attorney of record
KENT FOSTER
HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405
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

Cheri Undermeulen
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

February 27, 2001

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

RE: Application for Transfer #68885 (33-84, 33-85, 33-7015
33-7202, 33-10070, 33-10998) and Notice of Administrative
Proceeding (NAP)

Dear Mr. Foster:

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,

Cheri Vandermeulen
Cheri Vandermeulen
Records Clerk

Enclosure

CERTIFICATE OF MAILING

I certify that on March 2, 2001, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls ID 83303-2707
2. One copy to:
Claimant/Seller for Substitution of Party or attorney of record:
KENT FOSTER
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:
4. One copy to:
Each party in the subcase, or attorney of record
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

Cheri Vandeemeulen

Signature of person or attorney mailing the form

Ruberry, Allen

From: Ruberry, Allen
Sent: Wednesday, November 15, 2000 2:44 PM
To: McHugh, Candice; Music, Vicky
Subject: Outstanding SF1's

I just finished a conversation with Skip Jones to review the MAANY Pancheri Transfers (pending).
He has the following;

TX	wr#'s	name reference
5796	10070, 00090E	Oar water (private)
5797	10997	Badger Creek (BLM)
5798	00101A	South Creek (BLM)
5780	10998	Reed place (BLM)

33-10070 and 33-00090E are the two I was trying to tell you (Vicky) are going to go to the Reed Place to Permissible Place of Use with 33-07202, 7015, 84, 85, 10998.

33-10997 is BLM (enlarge of 33-02068A).
wow.....al

33-7015
DISTRICT COURT SRBA
FIFTH JUDICIAL DISTRICT
COUNTY OF TWIN FALLS, STATE OF IDAHO
OCT 25 2000

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 Easter

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

Steve Hranac
Deputy Clerk



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

July 12, 2000

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

RE: Application for Transfer #5780 (33-10998 & OVERLAPPING
RIGHTS 33-00084, 33-00085, 33-07015) and Notice of
Administrative Proceeding (NAP)

Dear Sir:

On June 20, 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

Water Rights: 33-10998 &
OVERLAPPING RIGHTS
33-00084, 33-00085, & 33-07015

Case No. 39576

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 5780

☐ point of diversion ☒ place of use

☐ period of use ☐ nature of use

IDWR projects the Administrative Proceeding shall be completed no later than: **JULY 12, 2001**

DATED: 13 July '00

Ernest Collier

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 14, 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
N/A
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

Jennifer Crabtree
Signature of person or attorney mailing the form

A33-07015
PANCHERI INC
C/O JERRY PANCHERI
HOWE ID 83244

R

Also See 33-000841 00085



A3307015

No. RED/ACR (Sec. 9)

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: 33-07015

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: Rod Pancheri
Please print your name: _____

33-00084 & 33-00085
Delivery Ditch

SENW
36

NWSW
36

NESW
30

SWSW
40

SESW
33

NWNW
24

NENW

9

10

16

15

1

33-07015

SENW
36

NWSW
39

NESW
30

SWSW
40

SESW
38

33-07202

NWNW
40

NENW
26

9

10

16

15

December 14 1999

Pancheri Inc
C/O Jerry Pancheri Pres
HC 65 Box 2104
Howe ID 83244

Re: **Reed Place** Place of Use adjustments and BLM trespass acres

Dear Jerry;

Pursuant to the meeting with Rori, Rod, and Kent Foster, 12-13-99, I have adjusted the acres at the Reed Place according to our agreement to show an additional 49 acres. I am enclosing copies of the GIS and Profile Reports of the recommendations for your perusal. You should note the areas of acreage adjustments: 3 acres in the NW corner of the place of use and 46 in the SE corner. The three acres were placed in the upper corner to make the 36 acres of BLM trespass "go farther". Any remaining acres in the SE will have to be covered by Permit (License) 33-07202.

The BLM issue will require an enlargement claim of 33-00084 and 33-00085 plus a transfer to move the acres to the new place of use. I understand Kent is to prepare the documents. I am copying him on the above referenced materials as well.

As a reminder, I need the Notice of Error responses as soon as possible. However, if there are further questions or concerns please feel free to contact me.

Thank you for your timely response and attention in this important matter.

Respectfully submitted,

Allen B. Ruberry
Sr. Water Resource Agent
Adjudication Bureau

cc: Kent Foster

enclosures: Profile Reports of 33-07015, 00084, 00085
GIS layout
GIS work map



United States Department of the Interior

BUREAU OF LAND MANAGEMENT

Upper Snake River District
Idaho Falls Field Office
1405 Hollipark Drive
Idaho Falls, Idaho 83401-2100

In Reply Refer To:

7250

Mr. Jerry Pancheri
Howe, Idaho 83244

*9/30/99
NO Response from Pancheri
on Foster*

July 6, 1999

RE: Our 7/1/99 meeting to discuss water rights and agricultural trespass on BLM

Dear Mr. Pancheri:

Thank you for visiting with Bruce Bash, Skip Staffel and me last week to discuss the status of your water rights in the Snake River Basin Adjudication (SRBA) and how they could be affected by your agricultural use of public land. Since the director's report will be coming out soon, this is the optimal time to take care of any unauthorized use and to make sure your water rights reflect the irrigation use that it was intended for. The following is a summary of our discussion as I understand it:

The BLM parcels near Clyde are divided by a fence that separates them from adjacent BLM parcels. In the past, you had farmed up to the fence, but the installation of a center pivot three years ago eliminated the public land from your farming operation. The following is a list of BLM tracts that were previously farmed:

T.9N, R.27E, S.8 SESE (13 acres)
T.9N, R.27E, S.8 NESE (11 acres)
T.9N, R.27E, S.8 SENE (2 acres)
T.9N, R.27E, S.17 NENE (10 acres) } *364*

All of the water rights affecting the above BLM parcels should be re-described as a portion of your private land through an administrative transfer that must be initiated with the Idaho Department of Water Resources (IDWR). I will provide IDWR with a letter stating that BLM does not oppose this transfer.

The BLM parcel near Badger Creek is being flood irrigated from ditches that have run through it for the past 50 to 100 years. Because of the age of the ditches and the fact that you have had a valid water right, the Act of 1866 provides for a grandfathered right-of-way across public land. However, as a result of BLM policy constraints related to the SRBA, we are unable to authorize continued agricultural use of the parcel. In last week's meeting you agreed to manipulate the ditches so public land will no longer be irrigated. It would also be in your best

interest to submit a letter to BLM requesting that the ditches be posted to BLM's master title plans so that, in the future, BLM will recognize that these ditches are authorized to be there. The following legal description characterizes this tract:

T.9N, R.27E, S.34 NESW (7.3 acres)

Again, the water right affecting the above BLM parcel will need to be transferred off BLM onto another private parcel. I will meet with you on July 22, 1999 to assist you in determining the approximate boundary between your land and BLM land.

The following BLM parcels near South Creek are being irrigated for pasture using wheel lines:

T.7N, R.29E, S.30 NWSW (approx. 8 acres)

T.7N, R.29E, S.30 SWSW (approx. 7 acres)

T.7N, R.29E, S.30 NESW (10 acres on BLM - the rest is private)

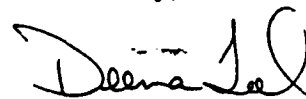
Even though it is evident that they are not being farmed, the places of use in the NWSW and SWSW will be transferred off BLM onto private land. For the place of use in the NESW, your water right will be split so that BLM holds title to the portion on public land and you will hold title to the portion on private land. Since the BLM parcels are smaller than the customary 40 acre tracts used to describe places of use, the exact description of the BLM tracts will need to be further described in the remarks section of each water right. For example, the remarks on BLM's water right will state something like, "The place of use at T.7N, R.29E, S.30 NESW only includes 10 acres of federal public land at T.7N, R.29E, S.30 N $\frac{1}{2}$ NWNESW and N $\frac{1}{2}$ NENESW". The remarks on your water right will state something like, "The place of use at T.7N, R.29E, S.30 NESW does not include federal public land".

With the exception of the place of use at T.7N, R.29E, S.30 NESW, you will need to reseed each of the BLM parcels this fall with the following seed mixture:

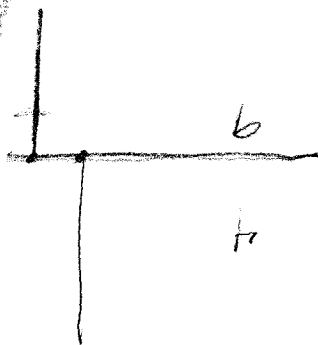
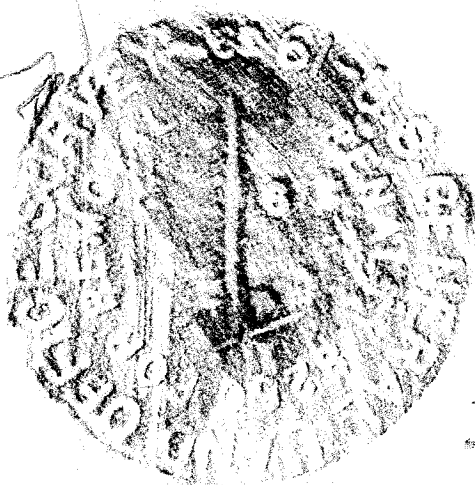
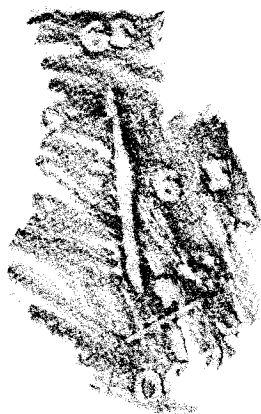
Bluebunch Wheatgrass (Whitmar)	5 lbs/acre
Indian Rice Grass (Nezpar)	3 lbs/acre

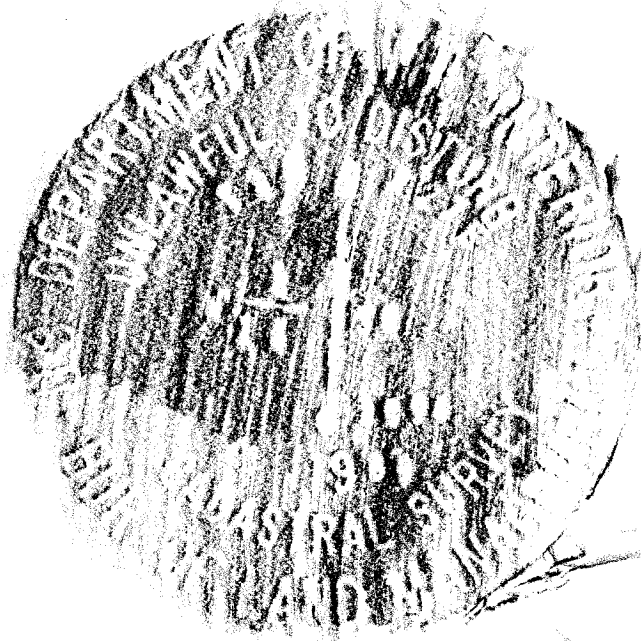
Thanks again for your cooperation in this matter. Feel free to call me at 524-7533 if you have any questions or concerns.

Sincerely,



Deena Teel
Ecologist





T9N

R27E

C

N $\frac{1}{16}$

59

C

1994

1989

Taken 16 Nov 1995, From McDaniels (FmHA) Place

LANCHERI, INC.
REED PLACE
ASS-O-RAIS WEL
17 July 1996

Looking South



COMMINSION
Wet CK (DAY CK) DEGRAD
WATER

SIGNAL STRENGTH 12
8.13

SETUP NO. 1

PIPE O.D. 8.000 IN

PIPE WALL THICKNESS 0.107 IN

PIPE I.D. 7.786 IN

PIPE MATERIAL CARBON STEEL

PIPE SOUND VELOCITY 10597.129 F/SEC

LINER MATERIAL NONE

LINER SOUND VELOCITY 0.000 F/SEC

LINER THICKNESS 0.000 IN

INSIDE ABS ROUGHNESS 0.00015000

FLUID MATERIAL WATER

FLUID SOUND VELOCITY 4863.330 F/SEC

FLUID VISCOSITY 1.132 CP

TRANSDUCER TYPE STANDARD

TRANSDUCER MOUNTING 11

TRANSDUCER SPACING 6.045 IN

13:20:44 07-11-96

Min. Rate 0.00 CFS
Max. Rate 1.95 CFS
Avg. Rate 1.23 CFS
FLOW RATE 1.23 CFS
NET TOT(X1) 316625 GAL
POS TOT(X1) 111504 GAL
NEG TOT(X1) 4262 GAL

13:22:44 07-11-96

Min. Rate 0.00 CFS
Max. Rate 1.95 CFS
Avg. Rate 1.22 CFS
FLOW RATE 1.22 CFS
NET TOT(X1) 317715 GAL
POS TOT(X1) 112595 GAL
NEG TOT(X1) 4262 GAL

13:24:44 07-11-96

Min. Rate 0.00 CFS
Max. Rate 1.95 CFS
Avg. Rate 1.23 CFS
FLOW RATE 1.23 CFS
NET TOT(X1) 318822 GAL
POS TOT(X1) 113701 GAL
NEG TOT(X1) 4262 GAL

LANCHERI, INC. ASS-O-RAIS

12 Oct. 95

QUESTIONS FOR DECREED RIGHTS

RIGHTNUMBER: 07015, OWNER _____

P R O P E R T Y D E S C R I P T I O N :
SECTION(S) _____, T. _____ N., R. _____ E.

1. WHEN DID YOU ACQUIRE THE PROPERTY? 15-16 yrs. Ago

2. WHEN WAS THE WATER LAST USED ON THIS LOCATION, AS LICENSED, DECREED, OR, AS TRANSFERRED?

irrigation of corns & stock water in Sec. 21 & 28

3. WAS THERE A TRANSFER FILED? NO YES, WHEN?
IS THE RIGHT SPLIT? NO YES, HOW?

4. WHERE WAS THIS RIGHT USED (PRE 1987)?
WHERE IS THE RIGHT USED NOW?

See #2 AND ALSO Lic. in Sec. 9

5. WHICH POINT OF DIVERSION WAS USED (PRE 1987)?
WHICH POINT OF DIVERSION IS NOW USED?

Same
& Decreed water from West Ch
Day Ch exchange

6. ANY CHANGES IN THE PLACE OF USE (PRE 1987)?
ANY CHANGES AFTER 1987?

Flood irrig in W² Sec. 16

7. ANY CHANGES IN THE POINT OF DIVERSION (PRE 1987)?
ANY CHANGES AFTER 1987?

NO!

8.

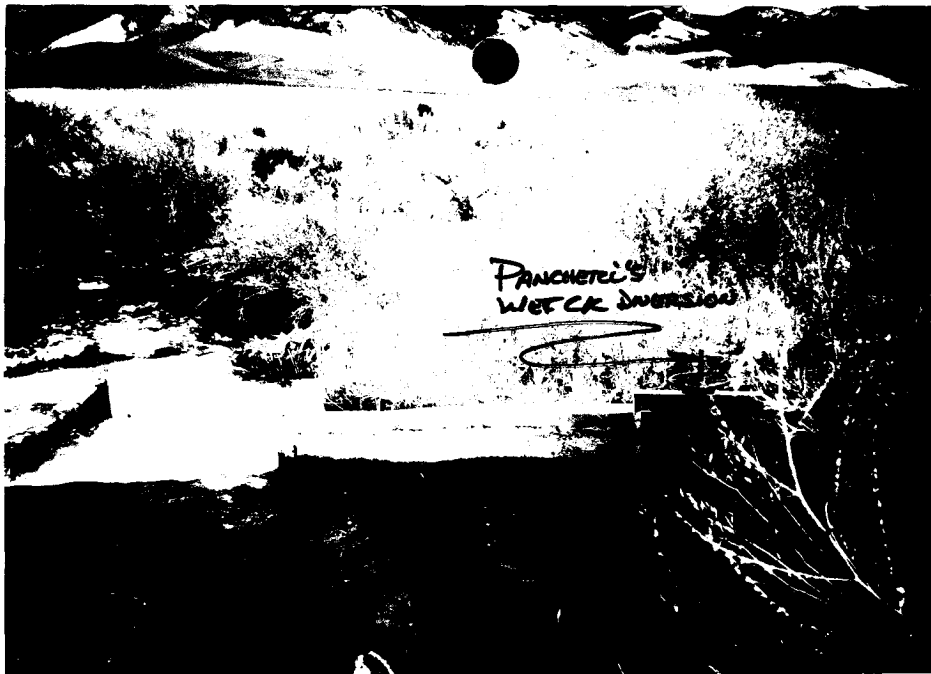


Photo 1. DIVERSION OF WET CR
WATERS TO REED PLACE.

P.O.D. NENWNE SEC. 5 T. 9N, R. 27E.

INCLUDES DRY CR EXCHANGE AND
SAWMILL CR (MIDD FIELD)
WATERS. DECREED RIGHTS
33-00084 & 00085
MOVED WITHOUT TRANSFER.
SOME OF 00085 IS OK.



Photo 2. Well - License 33-07015.

ENCINOED TO ADJUDICATION.

P.O.D. NWSENW SEC. 9
T. 9N, R. 27E.

NOTE DITCH: WET CR WATER FROM

Photo 1. IN DITCH —

ALSO NOTE WELL
A33-07015 IS OFF WELL
IS SUPPLEMENTAL TO THE
DECREED RIGHTS A33-00084 &
A33-00085.



Photo 3. Well - Permit 33-07202

NOT ENCINOED TO ADJUDICATION.

P.O.D. LISTED AS NENW SEC. 16

Plotted AS SWSESW SEC. 9

T. 9N, R. 27E.

PERMIT LASED 1 NOV. 1995

PANCHERI INC.

REED PLACE WATERS

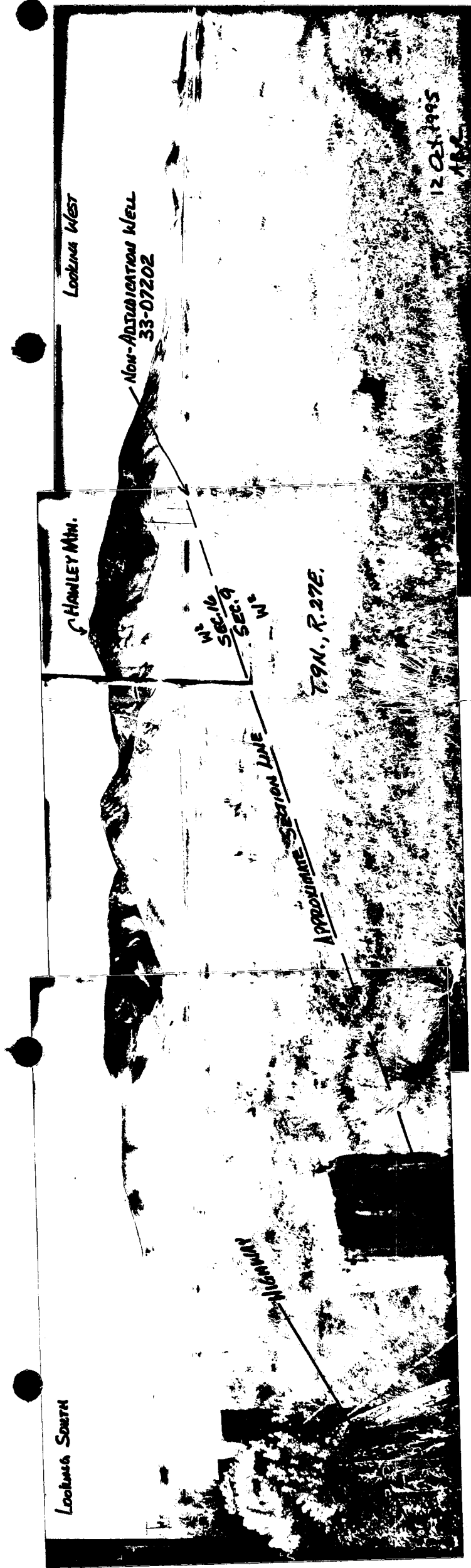


Photo Set 1. Shows Lands Claimed as IRRIE.
 Photo set taken from SESESW Sec. 9
 T.9N., R. 27E.

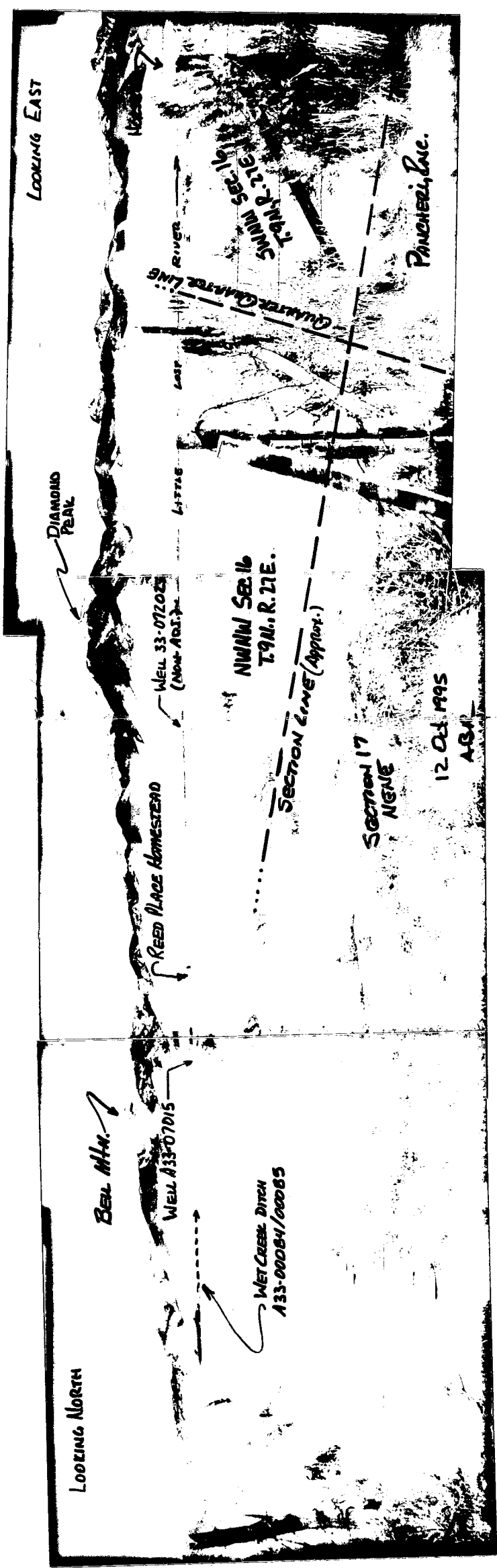


Photo Set 3. Taken from outside fence line at
 Section 17 T.9N., R. 27E.
 Shows location of fence line in
 relation (approx.) to section line.

PANCHERI Inc.

Photos taken: 12 Oct 1995 ABR

5/28/78
done
PME
PANCHORI'S Road Place

00084, 00085, 07015

LIFT OF DECKOOD & Lic.

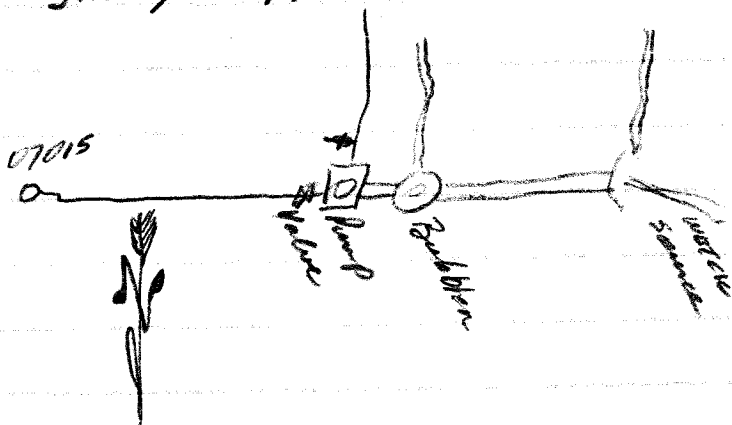
U.S. Motor, H₂ & Thrust 75 hp.

ID# 6327A / 4064872026R-4

Pump: Pump Test.

MOD: 2STG 14PL FULL-105

SN: 7-0193



DITCH FROM WET CREEK

248
T-365
FmHA

629
T-302
PANCHERI INC

① NHEL
36.3

② NHEL
39.9

NHEL
③
10.7

NHEL
④
18.9

4/3
9/10

5/4
8/9

FIELD HEAD BOX (DAM)

⑥ NHEL
37.6

POINT OF
DIVERSION
A33-07015

⑦ NHEL
2.6

⑨ NHEL
24.4

NHEL
⑧
28.5

⑩ NHEL
38.9

NHEL
⑪
16.4

691
T-23 NHEL
MILITARY

CLAIM NO. A33-00084, 00085 & 07015
DATE: 5 Oct. 95
SOURCE OF INFO: AECIS

SIGNATURE: *[Signature]*

Place of Use

8/9
17/16

NHEL
NW
①
132.0

NHEL
NW
②
36.0
WELL 33-07202
NO ADJUSTMENT
CLAIM RECD.

④
60.7

⑤
24.7

9/10
16/15

Photo Set (1)

NOA

Photo Set (2)

STATE OF IDAHO

Photo Set (3)

CLAIMANT: Sanchari Inc.
AGENT: Rubery DATE: 9/11/96

ANALYSIS

ANALYSIS #	AJ NUMBER	REC. ACRES	RECOMMENDED PRIORITY	RECOMMENDED CFS	CUM. CFS
#1 <u>WET CROSSL</u>	<u>33-00084</u>	<u>245</u>		<u>2.10</u>	
#2 <u>DRY CROSSL</u>	<u>33-00085</u>	<u>245</u>		<u>2.88</u>	<u>4.98</u>
#3 <u>GW</u>	<u>33-07015</u>	<u>245</u>		<u>1.77</u>	<u>6.75</u>

TOTAL ACRES 245 (COMBINED)

IRRIGATION METHOD: FLOOD SPRINKLER

DIV VOL = 245 AC. X 3.5 = 857.5 AF 646

C.U. VOL = 245 AC. X 2.5 = 612.5 AF

P.D. A. _____
B. _____
C. _____
RIS. W/ SAME P.D. _____

DIVERSION RATE ANALYSIS

DIV. RATE AT 1" PER ACRE = 245 X 0.02 CFS = 4.90
DIV. RATE AT 1/2" PER ACRE = _____ X 0.01 CFS = _____
DIV. RATE AT _____ PER ACRE = _____ X _____ CFS = _____

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y () N ()
** IF YES, ADDITIONAL WATER USE FORM INCLUDED? Y () N () **
REMARKS: RIGHTS REDUCED TO ACTUAL DELIVERY VALUES.

STANDARD CONDITIONS: RT.#1 _____

RT.#2 _____

RT.#3 _____

RT.#4 _____

STANDARD REMARKS:

33-00084 REDUCED W/ 50% LOSS 4.20 → 2.10
33-00085 REDUCED W/ 10% LOSS 3.20 → 2.88
33-07015 (1.77)(1.9835)(184) = 645.99 → 646

#1 B12: 5.50 cfs, 612.5 AF, 245 AC : 33-00085, 33-07015
#2 E70: 33-00084, 5.50 cfs, 612.5 AF, 245 AC.
#3

DIV RATE COMB.
4.98 cfs OF COMBINED DECREASED RIGHTS
-.50 AS 10% DITCH LOSS
4.48 AT FIELD AVERAGE FROM DECREASED RIGHTS
- 4.90 RIGHTS @ 0.02 cfs/AC AT FIELD AVERAGE
DIFF. - .52. MUST BE MADE UP BY THE WELL OWNER
AS SUPPLEMENTAL WATER.

4.98
+ .52
5.50 REDUCED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 33-7015 Priority May 22, 1972 Amount 1.77 CFS

THIS IS TO CERTIFY that CLYDE GRAZING ASSOCIATION of Howe, Idaho, has complied with the terms and conditions of Permit No. 33-7015 issued pursuant to Application for Permit dated May 22, 1972 and has submitted proof to the Department of Water Resources on May 23, 1977 that he has applied water to a beneficial use. An examination by the Department indicates that the works have a capacity for the diversion of 1.77 CFS of water from a groundwater source tributary to _____ and that the permit holder has applied to a beneficial use in established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from April to Nov 1	at 1.77 cfs and	754.8 AF
	from to	at cfs and	
	from to	at cfs and	
(both dates inclusive)			

Subject, however, to the condition that no more than 1.77 CFS of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and apportioned to for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 754.8 acre feet per year, said waters to be diverted within the SE 1/4 Sec 9, Twp 9N, Rge 27E, B.M. in the County of Butte.

Description and location of place of use:

Twp	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
9N	27E	9								38	30	40	40	39					187
		21								39				39					78
		28					39			20									59

Total number of acres irrigated 324

This right when combined with right 33-2066 shall not provide more than 3.0 AFA for the lands above.
This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27 day of February 19 81

[Signature]
Director

00055 cfs/acre

DO NOT FILM

264



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address
Storehouse
Boise, Idaho 83720
(208) 334-4440

February 11, 1981

Clive Grazing Assoc.
Horse, ID 83244

RE: Water Right No. 33-7015

Dear Sirs,

A representative of this Department has made an examination of the works covered by your Permit No. 33-7015, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 1.77 cfs Source: Groundwater

The maximum quantity diverted shall not exceed 754.9 acre feet per year.

Point(s) of diversion: SEW Sec. 9, T9N, R27E, B.M. Butte County

Beneficial use: Irrigation of 187 acres in the SEW, and SW of Sec. 9,
76 acres in the ESW of Sec. 21, and 59 acres in the
EW of Sec. 28, T9N, R27E.

Priority date established: May 22, 1972

Conditions (if any): This right when combined with 33-2066 shall not provide more than 3.0 cfs for lands above.

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JIM JOHNSON
Water Distribution Supervisor

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Clyde Grazing Assoc.
 Post office address Howe, ID 83244 Phone _____
 Person to contact _____ Phone _____
 2. Source of water supply: Groundwater ☐ Surface water ☒ _____
 (name spring, stream, etc.)
 Tributary to _____

- 3. Water will be used for the following purposes:**

Amount 5.00 c.s. for Irrigation
 Aff/Annum (nature of use)

Period of Use from Apr. 1 to Nov. 1
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use from _____ to _____
(mo.-day) inclusive (mo.-day)

Other users: _____

- 4 Total amount to be appropriated

Max Rate of Diversion 5.00 cubic feet per second and annual volume _____ AF/Annum

- 5. Location of Point(s) of Diversion:**

Township 9N Range 27E E/W. B.M. Section 9 Subdivision SE $\frac{1}{4}$ NW $\frac{1}{4}$ Butte
County
Township Range E/W. B.M. Section Subdivision $\frac{1}{4}$ $\frac{1}{4}$
County
Township Range E/W. B.M. Section Subdivision $\frac{1}{4}$ $\frac{1}{4}$
County

Other Points of Diversions

Description of diverting works: 40 hp, 16", 201'

Measuring device required yes ☒ no ☐

- 6 Lands to be irrigated or place of use.

[illegible]TOTAL ACREAGE 600

T
9
N

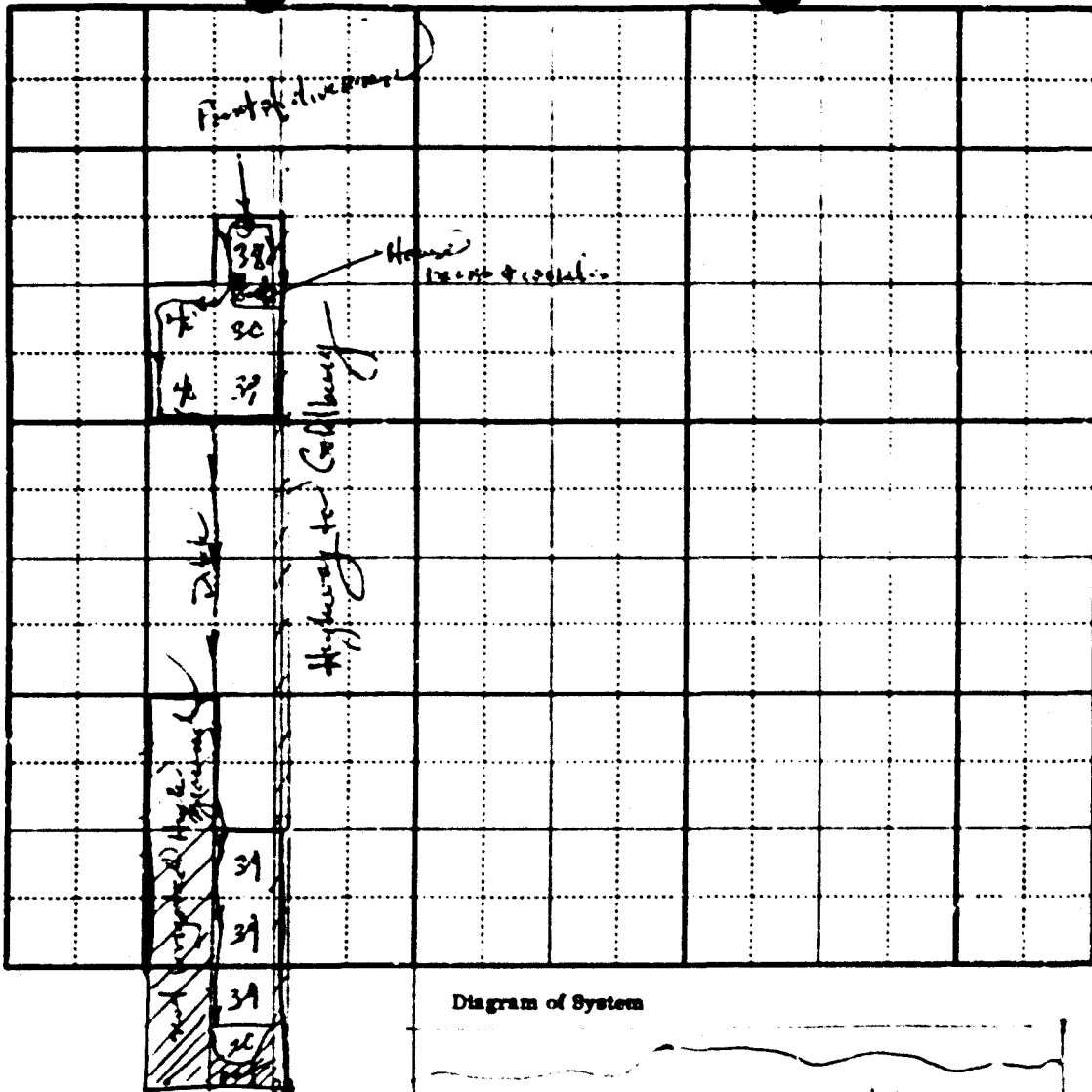
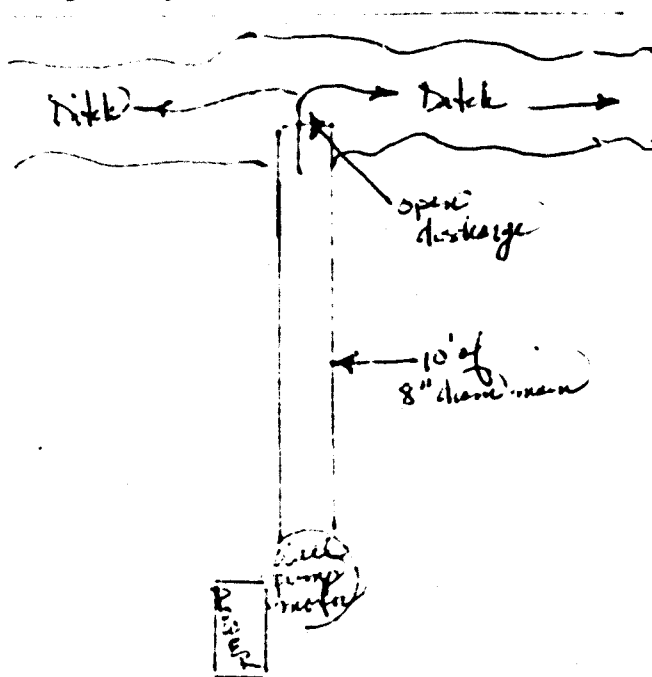


Diagram of System



2/2/27

Chasing down the licensing process

33-2000 - Different PD

Chasing down the licensing process

NESE () 2020 NENE (x)

4 SENE (x)

.013 ds/ac

33-2000

.013 ds/ac

33-7015

.0055

.0185 ds/ac

33-7015 - Different PD

$$\frac{1.77 \text{ ds}}{324 \text{ AC}} = .005 \text{ ds}$$

// LV. up
2/1/01

4/11/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Panther

CLAIM # SENT. NO.

A33-07015

DATE RECEIVED

1/11/90

CK #

AMOUNT \$

YES

NO

Required Info?

1. Is the name and address complete with zip code?
2. Is a priority date entered?
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?
(b) Is a tributary to entered? (if required) N/A
4. Is the legal description of the p.d. sufficient?
5. Is there a description of the diverting works?
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.
Is the period of use included?
Is a quantity claimed for each use?
7. Is a total quantity claimed entered?
8. If required is a consumptive use entered? N/A
Is the consumptive use correct? 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. N/A
10. Is (are) the place(s) of use and purpose(s) indicated?
11. Is (are) the county(ies) entered?
12. Is the ownership of p.u. checked?
13. Are other water rights listed or "none" indicated?
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.) N/A
15. Is the basis of the claim indicated?
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.
18. Has the claim been signed, sealed, and dated by a notary?
19. Was this claim filed on time, or was an extension granted?
20. Is the fee enclosed correct? Exempt
21. If this claim is based on an existing water right, has the identification number been entered? N/A
22. Should this claim be data entered?

Claim checked by:

DC

Date:

2/26/90

Claim must be returned to claimant:

(Yes) X (No)

Claimant must be notified of modifications:

(Yes) X (No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

Date:

Comments:

NOV 18 1992

LAST: EOSTER
ADDRESS: HOLDEN KIDWELL HAHN & CRAPO
PO BOX 50130
CITY: IDAHO FALLS
PHONE NUMBER: 208-523-0620

FIRST: KENT W

STATE: ID ZIP: 83405

OWNER CODE: A

LAST: PANCHERI INC
ADDRESS: Z JERRY PANCHERI PRES
CITY: HOWE
PHONE NUMBER: 208-767-3419

FIRST:

STATE: ID ZIP: 83244

OWNER CODE: C

LAST: CLYDE GRAZING ASSN
ADDRESS:
CITY: HOWE
PHONE NUMBER: 208-000-0000

FIRST:

STATE: ID ZIP: 83244

OWNER CODE: D

FIELD EXAM REQUIRED?

DATABASE Y
FIELD EXAMINER Y() N()

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: CONFORMED ATTORNEY MAILING ADDRESS DMS

Yes

CONTACT PERSON: *As before*

DATE OF FIELD EXAM: *10-13/1985*

APPOINTMENT MADE: Y(✓) N()

TIME: *11:00* A(X) P()

ACCOMPANIED BY: _____

PHONE NUMBER: () _____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES: _____

*Met J. Lawrence at 11:00 am on 12 Oct 95. Discussed Bureau Check Program with us and
lands between Bureau Check and the "Red Line". Field exam of these areas 12 Oct &
13 Oct 95.*

- C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DELETED OR LICENSE? Y(✓) N()
- D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE? Y() N(✓)
- E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW) Y() N(✓)
- F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

N/A() Y() N()
N/A() Y() N()
N/A() Y() N()
N/A() Y() N()

Licensed 21 Feb. 1981

PROOF OF BENEFICIAL USE SUBMITTED
FIELD EXAM COMPLETED
FIELD EXAM SENT TO STATE OFFICE
LICENSE ISSUED

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

- G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED?

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

- H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

NOTES: *Priority claims matters licensed.*

N/A() Y() N(✓)
Y(✓) N()

RECOMMENDED PRIORITY DATE:

05-22-1972 *As claimed*

REVIEWED BY

[Signature]

DATE *2 Nov 85*

RECOMMENDED POINT (8) OF DIVERSION AND COURSE: CHECK HERE IF RECOMMENDED AS CLAYTON ()

* LICENSED P.D. AS SEWN SER. 9 - ERROR OF CLIPPING

→ NNSERNO

09N 27E 9 NW SE NW

Butte

TRIS:

SOURCE: GROUNDWATER

DATE: 12 Oct. 95

REVIEWED BY: *S. Blum*

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

PUMP DATA:

MOTOR: US ELECTRIC

40 HP

SN: 1036879

PUMP: LB VERTICAL

SN: 45093

SINGER

8" OPEN DISCHARGE

WELL AND PUMP DATA AS OF 05/28/98.

MOTOR: US MOTOR

40 HP

SN: 1086879

PUMP: LAYNE BOWLER

45093

8" DISCHARGE

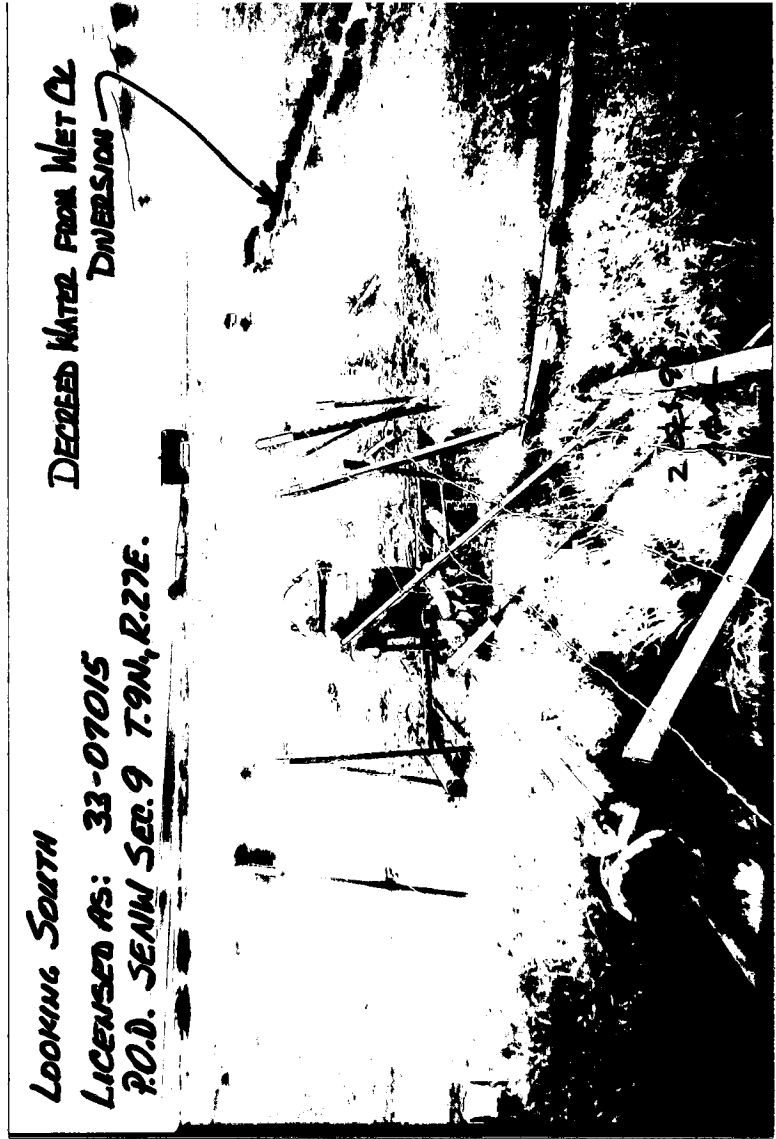
PIPED TO LIFT PUMP

LOOKING SOUTH

LICENSED AS: 33-07015

P.D. SEWN SER. 9 T.9N. R.27E.

DECEASED WATER FROM WET CR
DIVERSION



A33-07015 IRRIGATION FROM 04-01 TO 11-01 1.770 CFS 754.80 AF/A
TOTAL DIVERSION RATE/VOLUME 1.770 CFS 754.80 AF/A

B. WE RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
IRRIGATION	FROM 04-01 TO 11-01	1.770 CFS	754.80 AF/A
TOTAL DIVERSION RATE/VOLUME		1.770 CFS	754.80 AF/A

- C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y() N()
- D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
- * IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.
- E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N()
- F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N()
- G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N()
- * IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.
- H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
- * IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.
- I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()
- J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
- * IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.
- K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

F/G.) RECOMMEND TO DEPT. OF AGRICULTURE TO DEPOSIT AS LIT.

K.) NO CHANGES TO SYSTEM COMPONENTS ONLY REDUCTION IN NUMBER, 324K TO 245K. AS SUGGESTED.

MR ROOT RIGHT TOTAL DIVERSION RATE: 1.770 CES

- A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y(✓) N()
- B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y(✓) N()
- * ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

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

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

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

E. FLOW MEASUREMENT

MEASUREMENT METHOD SEE LICENSEE W/AM. NOTES - SYSTEM REMAINS THE SAME, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

13. IRRIGATION RATE
ACRES 245 * 0.02 CES/ACRE = 4.90 CES
(Taken from pou review)

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

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

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 754.80 AE/A

ACRES 245 * DIVERSION VOL. AE/A FOR AREA 3.5 =

TOTAL DIVERSION VOLUME 857.5 AE/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = AE/A

ACRES 245 * CONSUMPTIVE VOL. AE/A FOR AREA 2.5 =

TOTAL CONSUMPTIVE USE 612.5 AE/A

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

N/A

1b. CALCULATIONS

3.80 cfs cme.

1.77 cfs cme

1600 Supplemental to 33-00084 motion
33-00085

$(1.77)(.9835)(184) = 645.99 = 646.$

ADJUDICATIONS FIRST GRANTS CONVEYED 2 OCT. 95, 12, 13 OCT. 95. DITCH SYSTEMS WERE DRAWN AND MAPPED. BENEFICIAL WAS 1. ONLY RECOGNIZED IN LANDS (NEARABOUTS) SHOWN ON THE LANDSUST ATTACHMENT PAGES. OTHER LANDS LICENSED IN SEC. 21 AND SEC. 28 RECEIVING WATER FROM OTHER SOURCES (WATER 33-02066 AND 33-02065) UNDER PIVOTS. CORNERS OF THESE PIVOTS ARE ONLY, MOSTLY OF WATERS, SANDS BUSH AND CROSTED WINDAT. FEW OTHER GRASSES EXIST. THERE IS A DITCH (OLD) RUNNING PARALLEL TO THE EAST FORCED LINE (ADJACENT TO THE HIGHWAY). HOWEVER, THIS DITCH IS IN VERY POOR CONDITION; OVERGROWN WITH WEEDS, ETC. IN SOME PLACES CATTLE HAVE TRAMPLED ACROSS THE DITCH SO LONG NO DITCH BANK REMAINS. IN OTHER PLACES THE DITCH LOCATION IS EVIDENT BUT THE DITCH (REMAINT) IS UNUSABLE OF CONTAINING A FLOW. IN THESE CORNERS THERE ARE NO ADJUSTMENTS FOR DIRECTING IRRIGATION FLOW. FOR THE MOST PART, THESE CORNERS ARE NOT LEVEL. THEY ARE GENTLY ROLLING IRREGULAR TOPOGRAPHY NEARABOUTS OF FLOOD IRRIGATION. NO OTHER EVIDENCE OF IRRIGATION WAS FOUND.

17 RECORD CONDITIONS/REMARKS:

1720 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 acs per acre for the lands above.

016 - See remarks for additional conditions of approval. THIS RIGHT WHEN COMBINED WITH RIGHT 33-2066 SHALL NOT PROVIDE MORE THAN 3.0 ACA FOR THE LANDS ABOVE.

→ THIS RIGHT WILL NOT COMBINE WITH 33-02066. 33-02066 IS A CLOSED SYSTEM FOR (2) PIVOTS IN W2 SEC. 21 T. 9N. R. 27E. THIS RIGHT IS USED SOME 2nd + 4th OF 33-02066 AND 02065.

OWNERSHIP
FORFEIT/ABANDON
ADDITIONAL DIV AMOUNT

SEE NOTE 1, BELOW.

2. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 33-07015

TOTAL DIVERSION RATE OF 40 SPLITS

SPLITS:

OLD RIGHT
NUMBERS

DIVERSION
RATE

CURRENT "M"
CLAIM NUM.

"M" DIV.
RATE

NEW RIGHT
NUMBERS

DIVERSION
RATE

33-07015

1.770

TOTAL CEC

DIVERSION RATE REVIEW

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

DATABASE
Y

FIELD
EXAMINER
Y() N()

1.770 *ok*

NOTES:

1.) FIELD EXAMINATIONS 2 Oct 95, 12 & 13 Oct 95. NO REIGATION ERRORS IN THE COMMENTS OF SEE. 21 AND/OR SEE. 28. THE DIVERSION RATE "AS LICENSED" IS 0.0055 cfs/sec. BUT INTENDED (BY LICENSE) AS A SUPPLEMENTAL OR ADDITIONAL SERVICE WITH 33-02066 (ALTHOUGH 33-02066 LICENSE MAKES NO MENTION OF 33-07015 OR, OTHER SOURCES.) USED AS SUPPLEMENTAL TO 33-00084 AND/OR 33-00085. THIS RIGHT, 33-07015, IS DERIVED ONLY TO THE LANDWATER ENCLOSED, CONCENTRATION OF THIS RIGHT AS 1.77 cfs on 200 acres only RAISES THE DIVERSION RATE TO 0.0088 cfs/sec.

AUTHENTICATION:

SIGNATURE: *AB Ruching* DATE: 2 Nov 95

NAME OF FIELD EXAMINER: *Allen B. Ruching* TITLE: *Sec. Agr.*

Supplemental Right to Declassed Rights 33-00084 & 33-00085.
(How do we know this?)

ORIGINALLY Lic. AS,

1.77 cfs on 324.04 ac = 0.0055 cfs/ac

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)

IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION

DATE OF PHOTO

DATE OF PHOTO

DATE OF PHOTO

DATE OF PHOTO

DATE OF PHOTO

() ORTHOPHOTOGRAPH

DATE OF PHOTO

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() TOPOGRAPHIC

DATE OF PHOTO

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() MAP

DATE OF PHOTO

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() ASCS AERIAL PHOTO

DATE OF PHOTO

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() ASCS COLOR SLIDE

DATE OF PHOTO

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() BLM OR USES AERIAL PHOTO

DATE OF PHOTO

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() TOWNSHIP SURVEY (GOVERNMENT PLAT)

DATE OF SURVEY

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() SCS SOIL SURVEY MAP

DATE ISSUED

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() SUBDIVISION PLAT MAP

DATE OF MAP

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() OTHER *Landowner Agreement*

DATE

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() OTHER *Consent of Neighbors*

DATE 12 Oct. 95

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() OTHER

DATE

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

LIST OF ATTACHMENTS (CHECK IF ATTACHED)

NO. OF

NOTES

() LICENSING FIELD EXAM

DATE OF FIELD EXAM

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() WATER RIGHT LICENSE

DATE LICENSE SIGNED

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() IDNR APPROVED TRANSFER

DATE TRANSFER APPROVED

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() SYSTEM DESCRIPTION

DATE DRAWN

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() PHOTOGRAPHS

DATE(S) PHOTOS TAKEN

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() SPLIT RIGHT REVIEW

DATE REVIEW COMPLETED

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() ~~WATER~~ ANALYSIS *overlapping rights*

DATE ANALYSIS COMPLETED

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() CONVEYANCE LOSS ANALYSIS

DATE ANALYSIS COMPLETED

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() FLOW MEASUREMENT CALCULATIONS

DATE SYSTEM MEASURED

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() OTHER

DATE

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

() OTHER

DATE

IDNR ID NO.

IDNR ID NO.

IDNR ID NO.

NR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			4 Oct 95 AND 12/13 Oct 95 JAC	N	JAC 9/12-96	JAC 9/12-96	JAC 9/12-96	
POINT OF DIV	Y			Y				
SOURCE				N				
PLACE OF USE	Y			Y				
DIV AMOUNT CES/VOLUME				Y				
CONSUMPTIVE USE								
PURPOSES OF USE				N				
PERIOD OF USE				Y				
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

Assump. Co. C

Cond. / Remarks

CP3 512
CP3

[illegible][illegible]

SECRET

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THE ONLY POINT OF DIVERSION OF
THIS ROUTE IS:

NW SE NW Sec. 9
T. 9N, R. 27E.

100-443886-100

[illegible]

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[illegible]

THE
FEDERAL
BUREAU OF
INVESTIGATION
OF THE
DEPARTMENT OF JUSTICE
WASHINGTON, D. C. 20535

~~SECRET~~

Presumption Coor: C.

Cond. / Cond.

CP3
CP5

Other Rights: SEE 33-00002A $\Rightarrow$ *Withdrawn* - See 33-00004 and 33-000085

Conditions of Approval:

- This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.0 afa per acre for the lands above.

016 - ~~See remarks for additional conditions as approved.~~

Remarks: CONFIRMED ATTORNEY MAILING ADDRESS DMS

Dates: Exam Made Date:

Verified Date:

Misc: Water District Number: 33

Field Inspection Flag:
Presumption Flag:

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

DISTRICT COURT-SRBA
Fifth Judicial District
County of Twin Falls - State of Idaho

In Re SRBA)
Case No. 39576)

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

Water Right 33-07015

MAY 17 2002

By

Clerk

Deputy Clerk

NAME AND ADDRESS: PANCHERI INC
C/O HOLDEN KIDWELL
HAHN & CRAPO
PO BOX 50130
IDAHO FALLS, ID 83405

SOURCE: GROUNDWATER

QUANTITY: 1.77 CFS
750.00 APY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 4.98 CFS. AND TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 997.5 AF. COMBINED RIGHT NOS.:
33-84, 33-85, 33-7015, 33-10998.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85,
33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070,
33-10998.

USE OF THIS RIGHT WITH RIGHT NO. 33-7202 IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1666 AF.

PRIORITY DATE: 05/22/1972

POINT OF DIVERSION: T09N R27E S09 NWSNW Within Butte County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 11-01	1.77 CFS 750.00 APY

PLACE OF USE:	Irrigation	Within Butte County
T09N R27E S09	SWNW 40.0	SESW 37.0
	NESW 34.0	NWSW 34.0
	SWSW 34.0	SESW 34.0
S16	NENW 34.0	NWNW 34.0
	SWNW 34.0	SESW 34.0
	NESW 34.0	NWSW 34.0
	SWSW 34.0	SESW 34.0
S21	NENW 34.0	NWNW 34.0
	SWNW 34.0	SESW 34.0
	NESW 34.0	NWSW 34.0
	SWSW 34.0	SESW 34.0
S28	NENW 34.0	NWNW 34.0
	SWNW 34.0	SESW 34.0
	NESW 34.0	NWSW 34.0
	SWSW 34.0	SESW 34.0
S33	NWNE 12.0	SWNE 11.0
	NENW 40.0	SESW 30.0
	1122.0 Acres Total	

USE OF THIS RIGHT WITH RIGHT NO. 33-7202 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 476 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 285 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 33-84, 33-85, 33-7015, 33-10998.

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

PLACE OF USE (continued)

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 249 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

THE RIGHT HOLDER SHALL USE THE FULL ALLOTMENT OF APPURTENANT SURFACE WATER RIGHTS IN CONJUNCTION WITH GROUND WATER DIVERTED UNDER THIS RIGHT AND SHALL ONLY DIVERT GROUND WATER UNDER THIS RIGHT WHEN WATER FROM THE APPURTENANT SURFACE WATER RIGHTS CANNOT BE DELIVERED TO THE RIGHT HOLDER.

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

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

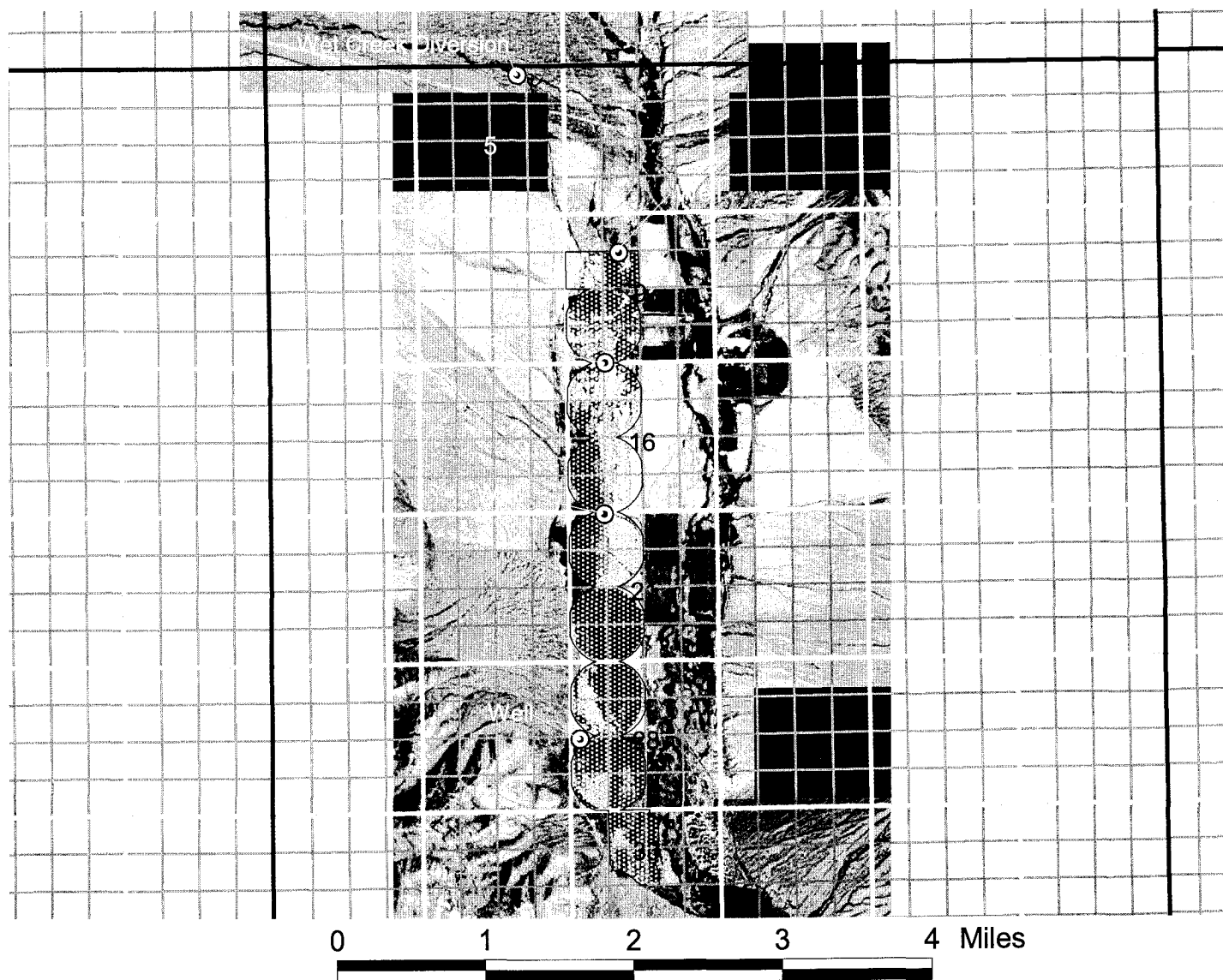


Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication



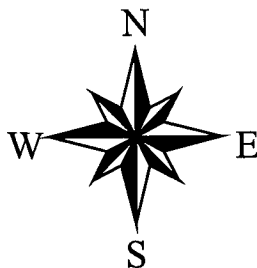
Department of Water Resources

Claim No.: 33-84, 33-85, 33-90E, 33-2065,
33-2066A, 33-2066B, 33-7015,
33-7202, 33-10070, 33-10998



Irrigated Acres = 1122

- Pod.shp
- T68885.shp
- Townships
- Sections
- QQ



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepare by: E. Carlsen
Date: January 2002

01/07/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 33-7015
NAME AND ADDRESS: PANCHERI INC
C/O HOLDEN KIDWELL
HAHN & CRAPO
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.770 CFS
750.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.98 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 997.5 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-7015, 33-10998.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.

USE OF THIS RIGHT WITH RIGHT NO. 33-7202 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1666 AF.

PRIORITY DATE: 05/22/1972

POINT OF DIVERSION: T09N R27E S9 NWSEW Within BUTTE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	04/01 11/01	1.770 CFS 750.00 AFY

PLACE OF USE: IRRIGATION Within BUTTE County

T09N R27E S16	NENW	34.0	T09N R27E S16	NWNW	34.0
T09N R27E S16	SWNW	34.0	T09N R27E S16	SENW	34.0
T09N R27E S16	NESW	34.0	T09N R27E S16	NWSW	34.0
T09N R27E S16	SWSW	34.0	T09N R27E S16	SESW	34.0
T09N R27E S21	NENW	34.0	T09N R27E S21	NWNW	34.0
T09N R27E S21	SWNW	34.0	T09N R27E S21	SENW	34.0
T09N R27E S21	NESW	34.0	T09N R27E S21	NWSW	34.0
T09N R27E S21	SWSW	34.0	T09N R27E S21	SESW	34.0
T09N R27E S28	NENW	34.0	T09N R27E S28	NWNW	34.0
T09N R27E S28	SWNW	34.0	T09N R27E S28	SENW	34.0
T09N R27E S28	NESW	34.0	T09N R27E S28	NWSW	34.0
T09N R27E S28	SWSW	34.0	T09N R27E S28	SESW	34.0
T09N R27E S33	NWNE	12.0	T09N R27E S33	SWNE	11.0
T09N R27E S33	NENW	40.0	T09N R27E S33	SENW	30.0
T09N R27E S09	SWNW	40.0	T09N R27E S09	SENW	37.0
T09N R27E S09	NESW	34.0	T09N R27E S09	NWSW	34.0
T09N R27E S09	SWSW	34.0	T09N R27E S09	SESW	34.0

1122 ACRES TOTAL

01/07/2002

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

USE OF THIS RIGHT WITH RIGHT NO. 33-7202 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 476 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 285 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-7015, 33-10998.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 249 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

rights in The right holder shall use the full allotment of appurtenant surface water
ground conjunction with ground water diverted under this right and shall only divert
cannot water under this right when water from the appurtenant surface water rights
 be delivered to the right holder.
 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY
 FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF
 THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A
 POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION
 42-1412(6), IDAHO CODE.
 The right holder shall accomplish the change authorized by this transfer by
 November 7, 2002.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

a suitable After specific notification by the Department, the right holder shall install
determine measuring device or shall enter into an agreement with the Department to
 the amount of water diverted from power records and shall annually report the
 information to the Department.
transferred, If the surface water right(s) appurtenant to the place of use is sold,
shall not leased or used on any other place of use, this right to divert groundwater
or be used without an approved transfer pursuant to Section 42-222, Idaho Code,
 approval of the Department if a transfer is not required.
cfs per This right when combined with all other rights shall provide no more than 0.02
the lands acre nor more than 3.5 afa per acre at the field headgate for irrigation of
 above.
cause for Failure of the right holder to comply with the conditions of this transfer is
 the Director to rescind approval of the transfer.



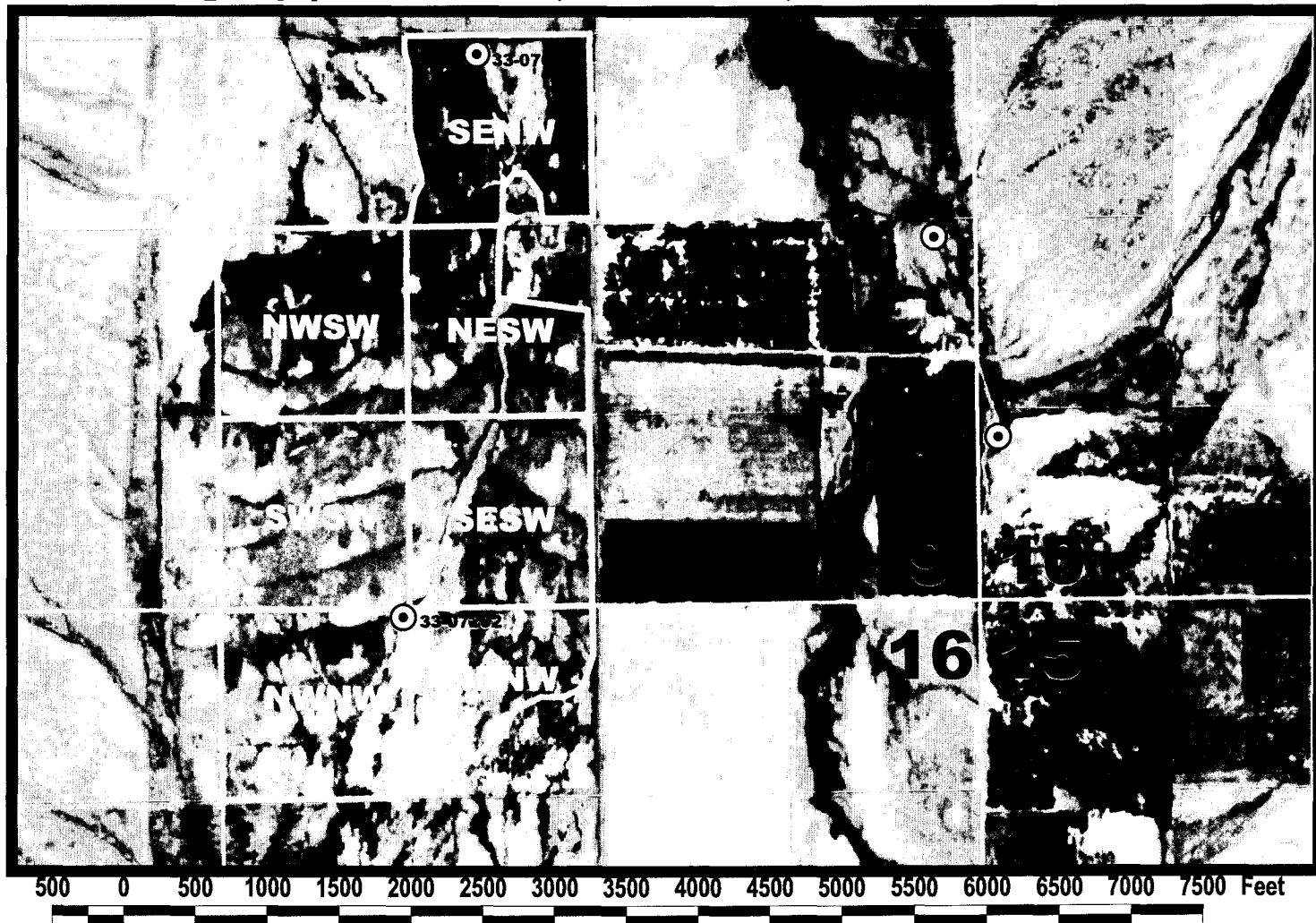
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Pancheri, Inc.

Water Right(s): 33-07015, 33-00084, 33-00085



LEGEND



Point of Diversion- GW



Point of Diversion- SW

SESE

Place of Use

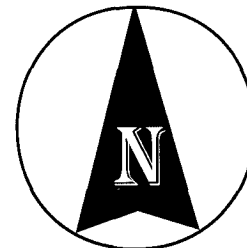
Section Line

Quarter-section line

**Place(s) of Use: T.9N., R.27E.
Sec. 9 (parts of) SW, SENW,
Sec. 16 (part of) N2NW**

**Point(s) of Diversion: T.9N., R.27E.
Sec. 9 NWSENW**

Note: Revised by Notice of Error Process



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



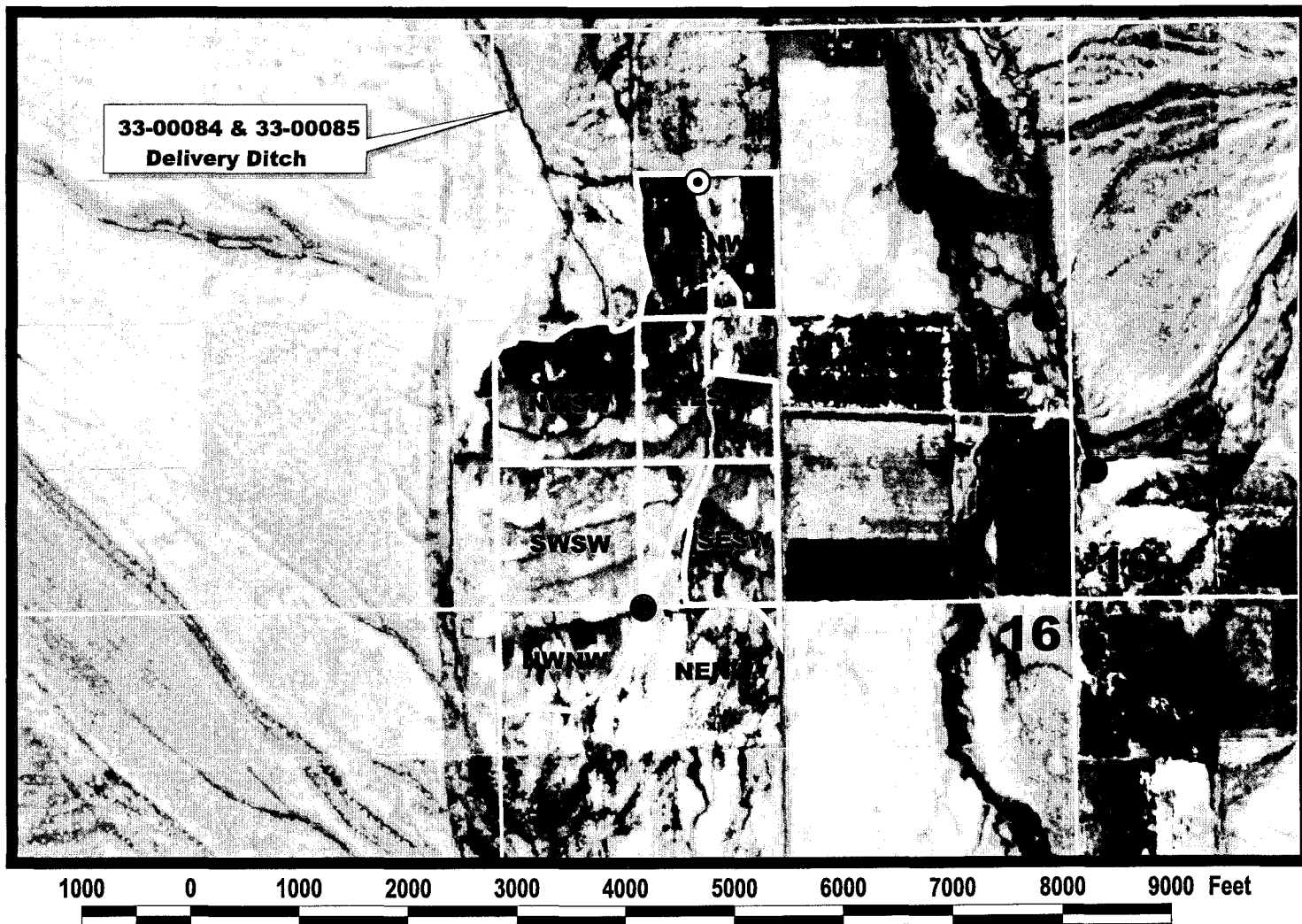
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Pancheri Inc.

Water Right(s): 33-00084, 33-00085, 33-07015



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.

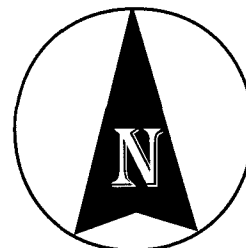
Sec. 9 (parts of) SW, SENW

Sec. 16 (parts of) N2NW

Point(s) of Diversion: T.9N., R.27E.

Sec. 5 NENWNE (surface)

Sec. 9 NWSENW (well)



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

12/11/2001

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 33-7015
NAME AND ADDRESS: PANCHERI INC
C/O JERRY PANCHERI PRES
HC 65 BOX 2104
HOWE ID 83244

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.770 CFS
747.00 AFY

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 4.98 CFS. COMBINED RIGHT NOS.: 33-00084,
33-00085, AND 33-10998.

PRIORITY DATE: 05/22/1972

POINT OF
DIVERSION: T09N R27E S9 NWSNW Within BUTTE County

PURPOSE AND PERIOD OF USE:	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/01 11/01	1.770 CFS
			<u>747.00 AFY</u>

PLACE OF USE: IRRIGATION Within BUTTE County

T09N R27E S09	SESW	36.0	T09N R27E S09	NESW	30.0
T09N R27E S09	NWSW	39.0	T09N R27E S09	SWSW	40.0
T09N R27E S09	SESW	38.0	T09N R27E S16	NENW	26.0
T09N R27E S16	NWNW	40.0			

249 ACRES TOTAL

USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 285 ACRES IN A SINGLE IRRIGATION
SEASON. COMBINED RIGHT NOS.: 33-00084, 33-00085, AND 33-10998.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO
SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

AJ0749NP
No. R33-07015

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

DATE: 12/13/99
PAGE: 2

Comments: Date: 01/08/1996 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
CONFORMED ATTORNEY MAILING ADDRESS DMS

Date: 09/30/1999 User-ID: ARUBERRY Subject: COPIED FROM REMARKS
USE OF THIS RIGHT WITH RIGHT NO. 33-00084 AND OTHER RIGHTS
LISTED THEREIN IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
5.50 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 612.5AF,
AND TO THE IRRIGATION OF A COMBINED TOTAL OF 245 ACRES IN A
SINGLE IRRIGATION SEASON.

Date: 09/30/1999 User-ID: ARUBERRY Subject: REDUCTION/CONCENTRATION OF RIGHT
THE ACREAGE WAS REDUCED BECAUSE THE WELL CANNOT SERVE LANDS IN
SECTIONS 21 AND 28 AS LICENSED. CFS WAS CONCENTRATED ON THE ACRES
AT THE "REED PLACE"; THE CFS/AC IS 0.00885 CFS/AC (1.77CFS/200AC)
THIS RIGHT IS CONSIDERED SUPPLEMENTAL TO DECREED RIGHTS 33-00084
AND 33-00085.

Date: 11/22/1999 User-ID: AJU10-EC Subject: AJU10 CONDITION UPDATE
CONDITION CODE(S) C18 ADDED IF NOT ALREADY PART
OF RECORD THRU AJU10.

Date: 12/13/1999 User-ID: ARUBERRY Subject: N-O-E ADJUSTMENT
PLACE OF USE WAS ADJUSTED +49 ACRES AS NOE SETTLEMENT.

Audit: 12/13/99 ARUBERRY

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: A33-07015
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: MAY 22, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	29E	3	NW	NW			BUTTE
		14	NW	NE			BUTTE
06N	29E	19	NW	NE			BUTTE
		20	NW	SW			BUTTE
		29	SW	SW			BUTTE
		32	NW	NW			BUTTE
		33	SW	NW			BUTTE
08N	27E	3	NW	NW			BUTTE
09N	27E	9	NE	NW			BUTTE
		21	NW	NW			BUTTE
		28	NW	SW			BUTTE

5. Description of diverting works:
WELL, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.770		754.80

7. Total Quantity Appropriated is:
1.770 C.F.S. (and/or) 754.80 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

A33-07015

Page 1

Date: 02/26/90

MICROFILMED

NOV 18 1992

9. Non-irrigation uses:
NONE

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

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	29E	12	NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	40.0
			Section Acres 160.0					
		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					
		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					

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	29E	30	SE	SW		IRR	27.0
			SW	SE		IRR	40.0
			SE	SE		IRR	40.0

Section Acres 107.0

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	39.0
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A33-07015

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Date: 02/26/90

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
09N	27E	9	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
		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

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
09N	27E	33	NE	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SE		IRR	9.0
			SE	SE		IRR	7.0
						Section Acres	139.0
		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 33-00002A

14. Remarks:

15. Basis of Claim: LICENSE

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: 0 39576

Ident. Number A33-7015Date Received 1/11/90Receipt Number E011683

A3307015



RECEIVED

JAN 11 1990

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAWDepartment of Water Resources
Eastern District Office1. Name of Claimant(s) Pancheri, Inc. Phone (208) 767-3419
% Jerry Pancheri, PresidentMailing Address Howe, Idaho Zip 832442. Date of Priority (Only (1) per claim) May 22, 19723. Source of water supply (a) Groundwater

which is tributary to (b) _____

4.a. Location of existing

point of diversion is: Township 5N. Range 29E. Section 14 ,1/4 of NW 1/4 of NE , Govt. Lot, B.M., County of ButteAdditional points of diversion if any: T.5N, R.29E, S.3, NW1/4 NW1/4;
T.6N, R.29E, S.33, SW1/4 NW1/4; T.6N, R.29E, S.32, NW1/4 NW1/4; T.6N, R.29E,
S.29, SW1/4 SW1/4; T.6N, R.29E, S.20, NW1/4 SW1/4; T.6N, R.29E, S.19, NW1/4
NE1/4; T.8N, R.27E, S.3, NW1/4 NW1/4; T.9N, R.27E, S.28, NW1/4 SW1/4; T.9N,
R.27E, S.21, NW1/4 NW1/4; T.9N, R.27E, S.9, NE1/4 NW1/4

NO WELL, NO STREAM, NO SPRING / 1/10/90

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. _____

Wells and pumps.

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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 1.77 or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.77 (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.)

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'	39' 40' 40' 40'	638
: 14:	40' 40' 37' 40'	40'	' 40'	' 30'	: 31:298
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 33-7015

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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.

See attached list of water rights. or None ()

14. Remarks:

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

If applicable provide IDWR Water Right Number 33-7015
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 3

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

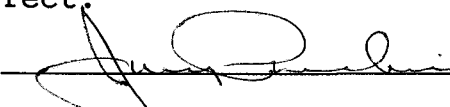
Signature of Claimant(s) Date
 Date

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 33-7015

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

Subscribed and sworn (or affirmed) before me this 8th 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 33-7015

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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 under Idaho Code §42-1416(2))	33-0042
33-0002	33-0043
33-0003	33-0044
33-0004	33-0045
33-0005	33-0046
33-0006	33-0047
33-0007	33-0065
33-0008	33-0068
33-0009	33-0083
33-0010	33-0084
33-0011	33-0085
33-0012	33-0087
33-0013	33-0088
33-0024	33-0090
33-0025	33-0092
33-0026	33-0108
33-0027	33-0109
33-0028	33-0110
	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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