

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 80670**

This is to certify that: **PANCHERI BROTHERS LLC**
1494 HWY 33
HOWE, ID 83244

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. A summary of the changes is also listed below. 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 Changes

<u>Water Right</u>	<u>Origin/Basis</u>	<u>Priority Date</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
33-14904	WR/DECREED	4/11/1973	1.010 cfs	N/A	N/A	156.0	GROUND WATER
33-2040	WR/DECREED	3/24/1948	2.000 cfs	N/A	120.0	120.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

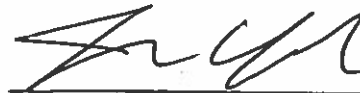
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
33-14904	YES	YES	YES	YES	NO	NO
33-2040	YES	YES	YES	YES	NO	NO

Summary Of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (Changed Portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
33-14904	33-14958	0.160 cfs	N/A	N/A	24.5	33-14904	0.850 cfs	N/A	N/A	131.5
33-2040	33-14957	0.310 cfs	N/A	18.8	24.5	33-2040	1.690 cfs	N/A	N/A	101.2
COMBINED TOTALS		0.470 cfs	N/A	0.0	24.5		N/A	N/A	N/A	N/A

This water right(s) 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. Detailed Water Right Description(s) attached.

Dated this 26th day of August, 2016.



Water Resources Program Manager

SUPPORT DATA

IN FILE # 33-2040

Transfer No. 80670

WATER RIGHT NO. 33-2040
As Modified by Transfer No. 80670

In accordance with the approval of Transfer No. 80670, Water Right No. 33-2040 is now described as follows:

Right Holder: PANCHERI BROTHERS LLC
 1494 HWY 33
 HOWE, ID 83244

Priority Date: 3/24/1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 11/01	1.690 cfs
			1.690 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNWSE Sec 27 Twp 06N Rge 29E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	29E	27													33.0	35.0	7.0	26.2	101.2

POU Total Acres: 101.2

CONDITIONS OF APPROVAL

1. Rights 33-2040 and 33-14904 when combined shall not exceed a total diversion rate of 2.54 cfs, a total annual maximum diversion volume of 460.2 af and the irrigation of 131.5 acres.
2. Right no. 33-14904 is also diverted through the Point of Diversion described above.
3. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer No. 80670

WATER RIGHT NO. 33-14957

As Modified by Transfer No. 80670

In accordance with the approval of Transfer No. 80670, Water Right No. 33-14957 is now described as follows:

Right Holder: PANCHERI BROTHERS LLC
1494 HWY 33
HOWE, ID 83244

Priority Date: 3/24/1948

Source: GROUND WATER

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 11/01

Diversion Rate
0.310 cfs
0.310 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSESE Sec 12 Twp 07N Rge 27E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	27E	12													3.0	1.2	2.4	4.5	11.1
07N	27E	13	0.3																0.3
07N	28E	7									4.4	8.7							13.1
											L 3	L 4							

Right Acre Limit: 18.8

POU Total Acres: 24.5

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 18.8 acres within the authorized place of use in a single irrigation season.
2. Rights 33-14957 and 33-14958 when combined shall not exceed a total diversion rate of 0.47 cfs, a total annual maximum diversion volume of 85.8 af at the field headgate, and the irrigation of 24.5 acres.
3. 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 place of use.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Transfer No. 80670

WATER RIGHT NO. 33-14957
As Modified by Transfer No. 80670

CONDITIONS OF APPROVAL

6. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.



WATER RIGHT NO. 33-14904

As Modified by Transfer No. 80670

In accordance with the approval of Transfer No. 80670, Water Right No. 33-14904 is now described as follows:

Right Holder: PANCHERI BROTHERS LLC
1494 HWY 33
HOWE, ID 83244

Priority Date: 4/11/1973

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/15

To

to 10/15

Diversion Rate

0.850 cfs

0.850 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER

NWNWSW

Sec 26 Twp 06N Rge 29E BUTTE County

GROUND WATER

NWNWSE

Sec 27 Twp 06N Rge 29E BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	29E	27													33.0	35.0	33.0	30.5	131.5

POU Total Acres: 131.5

CONDITIONS OF APPROVAL

1. Rights 33-2040 and 33-14904 when combined shall not exceed a total diversion rate of 2.54 cfs, a total annual maximum diversion volume of 460.2 af and the irrigation of 131.5 acres.
2. Right No. 33-7016 is also diverted through Section 27 point of diversion described above.
3. Right no. 33-2040 is also diverted through Section 26 point of diversion described above.
4. The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than August 11, 2000.
5. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.

Transfer No. 80670

WATER RIGHT NO. 33-14958
As Modified by Transfer No. 80670

In accordance with the approval of Transfer No. 80670, Water Right No. 33-14958 is now described as follows:

Right Holder: PANCHERI BROTHERS LLC
 1494 HWY 33
 HOWE, ID 83244

Priority Date: 4/11/1973

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/15

To

to 10/15

Diversion Rate

0.160 cfs

0.160 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWSESE Sec 12 Twp 07N Rge 27E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
07N	27E	12													3.0	1.2	2.4	4.5	11.1
07N	27E	13	0.3																0.3
07N	28E	7										4.4	8.7						13.1
												L3	L4						

POU Total Acres: 24.5

CONDITIONS OF APPROVAL

1. Rights 33-14957 and 33-14958 when combined shall not exceed a total diversion rate of 0.47 cfs, a total annual maximum diversion volume of 85.8 af at the field headgate, and the irrigation of 24.5 acres.
2. 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 place of use.
3. The use of water for irrigation under this right may begin as early as April 1 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water before April 15 and after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than August 11, 2000.
4. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

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WATER RIGHT NO. 33-14958
As Modified by Transfer No. 80670

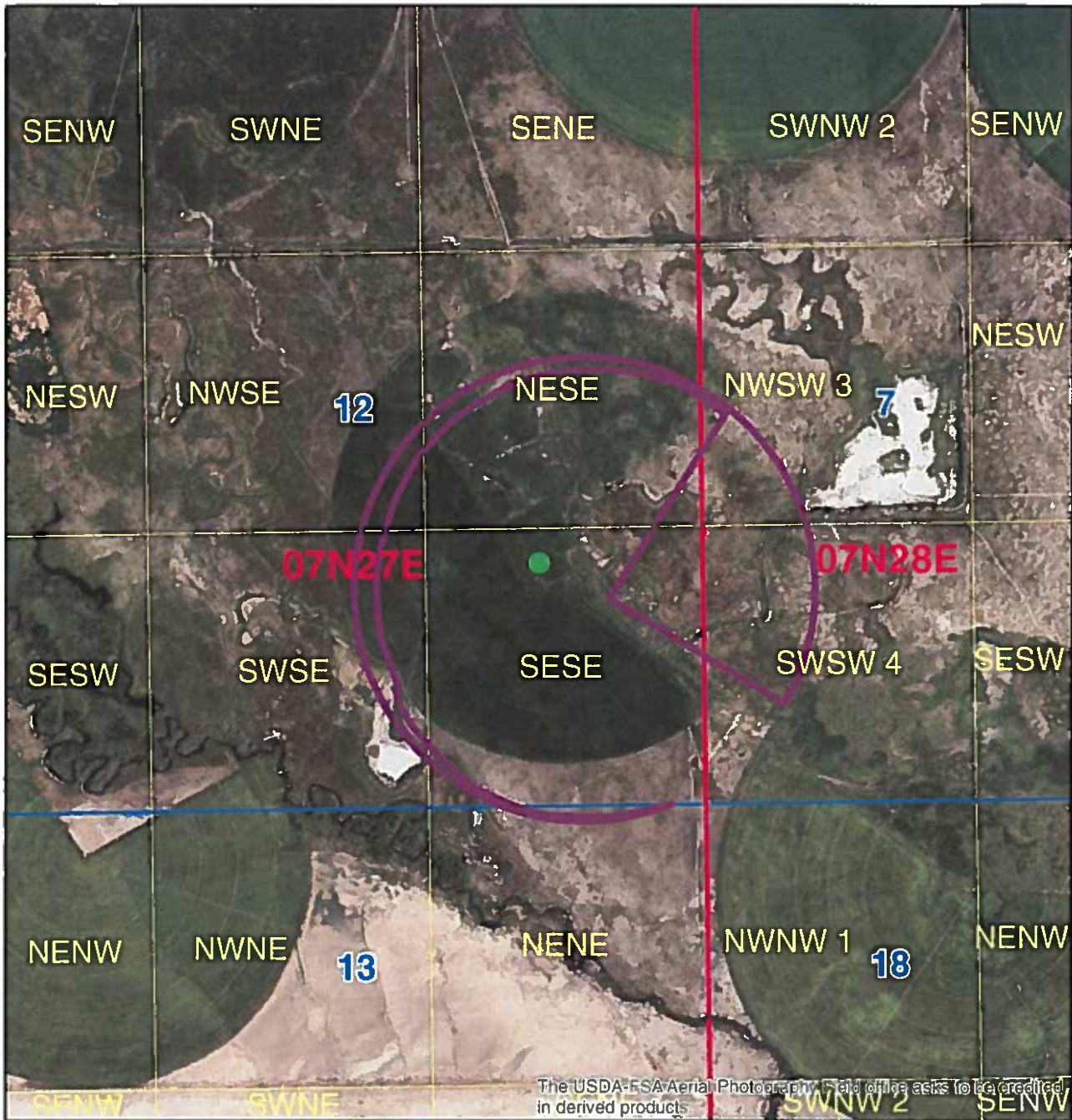
CONDITIONS OF APPROVAL

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as may be determined by the Snake River Basin Adjudication court at a point in time no later than the entry of the final unified decree.



Transfer Approval 80670

This map depicts the IRRIGATION place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

- Water Right POD
- Water Right POU
- Township/Range
- Sections
- QQ

0 345 690 1,380 Feet

1 inch = 764 feet

