

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78366**

This is to certify that: **PANCHERI INC**
1494 HWY 22
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>
33-10997	WR/DECREED	4/15/1953	0.170 cfs	31.5 af	9.0	178.0	GROUND WATER
33-2068A	WR/DECREED	1/14/1953	2.210 cfs	399.0 af	114.0	178.0	GROUND WATER
33-32A	WR/DECREED	6/1/1891	2.140 cfs	N/A	55.0	178.0	LITTLE LOST RIVER
33-33A	WR/DECREED	6/1/1905	2.200 cfs	N/A	55.0	178.0	LITTLE LOST RIVER
33-35A	WR/DECREED	3/6/1907	0.720 cfs	N/A	105.9	178.0	BADGER CREEK, LITTLE LOST RIVER
33-7202	WR/DECREED	11/8/1995	3.110 cfs	1050.0 af	300.0	1122.0	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

<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>
33-84	WR/DECREED	3/14/1891	2.100 cfs	367.5 af	105.0	1122.0	WET CREEK
33-85	WR/DECREED	4/15/1891	2.880 cfs	504.0 af	144.0	1122.0	WET CREEK
33-90E	WR/DECREED	4/1/1887	0.400 cfs	106.8 af	30.5	1122.0	WET CREEK
33-2065	WR/DECREED	11/17/1952	4.660 cfs	1116.5 af	319.0	1122.0	GROUND WATER
33-2066A	WR/DECREED	11/17/1952	3.560 cfs	871.5 af	249.0	1122.0	GROUND WATER
33-2066B	WR/DECREED	11/17/1952	0.520 cfs	220.3 af	66.0	1122.0	GROUND WATER
33-7015	WR/DECREED	5/22/1972	1.770 cfs	750.0 af	249.0	1122.0	GROUND WATER
33-10998	WR/DECREED	4/15/1927	0.710 cfs	126.0 af	36.0	1122.0	WET CREEK
33-10070	WR/DECREED	5/25/1891	1.500 cfs	507.5 af	145.0	1122.0	WET CREEK

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>
33-10997	NO	NO	YES	NO	NO	NO
33-2068A	NO	NO	YES	NO	NO	NO
33-32A	NO	NO	YES	NO	NO	NO
33-33A	NO	NO	YES	NO	NO	NO
33-35A	NO	NO	YES	NO	NO	NO
33-7202	YES	NO	YES	NO	NO	NO

Transfer No. 78366

SUPPORT DATA
33-32A
IN FILE #

SCANNED

MAR 18 2013

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**TRANSFER OF WATER RIGHT
TRANSFER NO. 78366**

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>
33-10997	33-10997	0.170 cfs	31.5 af	9.0	188.0	N/A	N/A	N/A	N/A	N/A
33-2068A	33-2068A	2.210 cfs	399.0 af	114.0	188.0	N/A	N/A	N/A	N/A	N/A
33-32A	33-32A	2.140 cfs	0.0 af	55.0	188.0	N/A	N/A	N/A	N/A	N/A
33-33A	33-33A	2.200 cfs	0.0 af	55.0	188.0	N/A	N/A	N/A	N/A	N/A
33-35A	33-35A	0.720 cfs	0.0 af	105.9	188.0	N/A	N/A	N/A	N/A	N/A
33-7202	33-14944	0.110 cfs	35.0 af	10.0	188.0	33-7202	3.00 cfs	1015.0 af	290.0	1112.0
COMBINED TOTALS		4.590 cfs	N/A	N/A	188.0		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 13th day of March, 2013.


Water Resources Program Manager

WATER RIGHT NO. 33-32A**As Modified by Transfer No. 78366**

In accordance with the approval of Transfer No. 78366, Water Right No. 33-32A is now described as follows:

Right Holder: PANCHERI INC
1494 HWY 22
HOWE, ID 83244

Priority Date: 6/1/1891

Source: LITTLE LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From 04/01 **To** 11/01 **Diversion Rate**
2.140 cfs
2.140 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE LOST RIVER NENWNE Sec 33 Twp 09N 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	
08N	27E	3		3.6	4.3		33.	6.6		29.7	23.5					20.3			121.0
09N	27E	33													2.0				2.0
09N	27E	34										30.6	11.1	23.3					65.0

Right Acre Limit: 55.0

POU Total Acres: 188.0

CONDITIONS OF APPROVAL

1. Rights 33-32A and 33-33A when combined shall not exceed a total diversion rate of 2.2 cfs and the irrigation of 55 acres.
2. Rights 33-32A, 33-33A, 33-35A, 33-2068A and 33-10997 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 178 acres.
3. Rights 33-32A, 33-33A, 33-35A, 33-2068A, 33-14944 and 33-10997 when combined shall not exceed a total diversion rate of 4.59 cfs, and the irrigation of 188 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 33-32A
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 33-33A**As Modified by Transfer No. 78366**

In accordance with the approval of Transfer No. 78366, Water Right No. 33-33A is now described as follows:

Right Holder: PANCHERI INC
1494 HWY 22
HOWE, ID 83244

Priority Date: 6/1/1905

Source: LITTLE LOST RIVER

Tributary: SINKS

BENEFICIAL USE
IRRIGATION

From
04/01

To
to 11/01

Diversion Rate
2.200 cfs
2.200 cfs

LOCATION OF POINT(S) OF DIVERSION

LITTLE LOST RIVER NENWNE Sec 33 Twp 09N 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	
08N	27E	3		3.6	4.3		33.	6.6		29.7	23.5					20.3			121.0
09N	27E	33													2.0				2.0
09N	27E	34										30.6	11.1	23.3					65.0

Right Acre Limit: 55.0

POU Total Acres: 188.0

CONDITIONS OF APPROVAL

1. Rights 33-32A and 33-33A when combined shall not exceed a total diversion rate of 2.2 cfs and the irrigation of 55 acres.
2. Rights 33-32A, 33-33A, 33-35A, 33-2068A and 33-10997 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 178 acres.
3. Rights 33-32A, 33-33A, 33-35A, 33-2068A, 33-14944 and 33-10997 when combined shall not exceed a total diversion rate of 4.59 cfs and the irrigation of 188 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

WATER RIGHT NO. 33-33A
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 33-10997
As Modified by Transfer No. 78366

In accordance with the approval of Transfer No. 78366, Water Right No. 33-10997 is now described as follows:

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE, ID 83244

Priority Date: 4/15/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/31	0.170 cfs	31.5 af
			0.170 cfs	31.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NESESW	Sec 34 Twp 09N Rge 27E BUTTE County	Rediversion
GROUND WATER	L3 (SEENW)	Sec 3 Twp 08N Rge 27E BUTTE County	
GROUND WATER	NENWNE	Sec 33 Twp 09N Rge 27E BUTTE County	Rediversion
GROUND WATER	L3 (SWNENW)	Sec 3 Twp 08N Rge 27E BUTTE County	Injection

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	
08N	27E	3		3.6	4.3		33.	6.6		29.7	23.5						20.3		121.0
09N	27E	33													2.0				2.0
09N	27E	34										30.6	11.1	23.3					65.0

Right Acre Limit: 9.0

POU Total Acres: 188.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 9 acres within the place of use described above in a single irrigation season.
2. Rights 33-35A, 33-2068A, and 33-10997 when combined shall not exceed a total diversion rate of 2.28 cfs, a total annual maximum diversion volume of 430.5 af at the field headgate and the irrigation of 123 acres.
3. Rights 33-32A, 33-33A, 33-35A, 33-2068A and 33-10997 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 178 acres.
4. Rights 33-32A, 33-33A, 33-35A, 33-2068A, 33-14944 and 33-10997 when combined shall not exceed a total diversion rate of 4.59 cfs and the irrigation of 188 acres.

WATER RIGHT NO. 33-10997
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. The diversion or redirection on Badger Creek described within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 9 North, Range 27 East, B.M., Butte County, shall not be used under this right prior to December 31, 2037.
6. Water Diverted under this right is exchanged by injecting water diverted under this right into the Little Lost River at the point of injection described above, and diverting an equal amount from Little Lost River or Badger Creek at the point of redirections described above.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the point of injection and point of redirection.
9. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. This right does not grant any right-of-way or easement across the land of another.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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. 33-35A**As Modified by Transfer No. 78366**

In accordance with the approval of Transfer No. 78366, Water Right No. 33-35A is now described as follows:

Right Holder: PANCHERI INC
1494 HWY 22
HOWE, ID 83244

Priority Date: 3/6/1907

Source: BADGER CREEK
Source: LITTLE LOST RIVER

Tributary: LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>
IRRIGATION	04/01	to 11/01	0.720 cfs 0.720 cfs

LOCATION OF POINT(S) OF DIVERSION

BADGER CREEK	NESESW	Sec 34 Twp 09N Rge 27E BUTTE County
LITTLE LOST RIVER	NENWNE	Sec 33 Twp 09N Rge 27E 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	
08N	27E	3		3.6	4.3		33.	6.6		29.7	23.5					20.3			121.0
09N	27E	33													2.0				2.0
09N	27E	34										30.6	11.1	23.3					65.0

Right Acre Limit: 105.9

POU Total Acres: 188.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 105.9 acres within the place of use described above in a single irrigation season.
2. The diversion or rediversion on Badger Creek described within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 9 North, Range 27 East, B.M., Butte County, shall not be used under this right prior to Decemer 31, 2037.
3. Rights 33-35A and 33-2068A when combined shall not exceed a total diversion rate of 2.28 cfs and the irrigation of 114 acres.
4. Rights 33-35A, 33-2068A, and 33-10997 when combined shall not exceed a total diversion rate of 2.28 cfs, a total annual maximum diversion volume of 430.5 af at the field headgate and the irrigation of 123 acres.

WATER RIGHT NO. 33-35A
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. Rights 33-32A, 33-33A, 33-35A, 33-2068A and 33-10997 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 178 acres.
6. Rights 33-32A, 33-33A, 33-35A, 33-2068A, 33-14944 and 33-10997 when combined shall not exceed a total diversion rate of 4.59 cfs and the irrigation of 188 acres.
7. Diversion of water from the Little Lost River is limited to those times water is available for diversion under this right and priority from Badger Creek at the original point of diversion in the NESESW, S34 T09N R27E and to the amount of water that actually reaches the Little Lost River.
8. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the department for measuring the flow in Badger Creek at the original point of diversion, at the mouth of Badger Creek where it discharges into the Little Lost River and at the point of diversion from the Little Lost River.
9. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.
10. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
11. This right when combined with all other rights shall provide no more 3.5 afa per acre at the field headgate for irrigation of the place of use.
12. This right does not grant any right-of-way or easement across the land of another.
13. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
14. 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. 33-2068A**As Modified by Transfer No. 78366**

In accordance with the approval of Transfer No. 78366, Water Right No. 33-2068A is now described as follows:

Right Holder: PANCHERI INC
1494 HWY 22
HOWE, ID 83244

Priority Date: 1/14/1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	2.210 cfs	399.0 af
			2.210 cfs	399.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L3 (SENENW)	Sec 3 Twp 08N Rge 27E BUTTE County	
GROUND WATER	NENWNE	Sec 33 Twp 09N Rge 27E BUTTE County	Rediversion
GROUND WATER	L3 (SWNENW)	Sec 3 Twp 08N Rge 27E BUTTE County	Injection
GROUND WATER	NESESW	Sec 34 Twp 09N Rge 27E BUTTE County	Rediversion

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	
08N	27E	3		3.6	4.3		33.	6.6		29.7	23.5					20.3			121.0
09N	27E	33													2.0				2.0
09N	27E	34									30.6	11.1	23.3						65.0

Right Acre Limit: 114.0

POU Total Acres: 188.0

CONDITIONS OF APPROVAL

1. Rights 33-35A and 33-2068A when combined shall not exceed a total diversion rate of 2.28 cfs and the irrigation of 114 acres.
2. Rights 33-35A, 33-2068A, and 33-10997 when combined shall not exceed a total diversion rate of 2.28 cfs, a total annual maximum diversion volume of 430.5 af at the field headgate and the irrigation of 123 acres.
3. Rights 33-32A, 33-33A, 33-35A, 33-2068A and 33-10997 when combined shall not exceed a total diversion rate of 4.48 cfs and the irrigation of 178 acres.
4. Rights 33-32A, 33-33A, 33-35A, 33-2068A, 33-14944 and 33-10997 when combined shall not exceed a total diversion rate of 4.59 cfs and the irrigation of 188 acres.

WATER RIGHT NO. 33-2068A

As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. Water Diverted under this right is exchanged by injecting water diverted under this right into the Little Lost River at the point of injection described above, and diverting an equal amount from Little Lost River or Badger Creek at the point of rediversions described above.
6. The diversion or rediversion on Badger Creek described within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 9 North, Range 27 East, B.M., Butte County, shall not be used under this right prior to Decemer 31, 2037.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the point of injection and point of rediversion.
9. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
10. This right does not grant any right-of-way or easement across the land of another.
11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
12. 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. 33-7202
As Modified by Transfer No. 78366

In accordance with the approval of Transfer No. 78366, Water Right No. 33-7202 is now described as follows:

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE, ID 83244

Priority Date: 11/8/1995

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/31	3.00 cfs	1015.0 af
			3.000 cfs	1015.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNENW Sec 16 Twp 09N 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	
09N	27E	9							32.5	30.5	34.0	34.0	34.0	34.0					199.0
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		5.0	22.0		36.0			34.0									97.0

Right Acre Limit: 290.0
 POU Total Acres: 1112.0

CONDITIONS OF APPROVAL

1. Rights 33-90E, 33-10070 and 33-7202 when combined shall not exceed the irrigation of 290 acres.
2. Rights 33-7015 and 33-7202 when combined shall not exceed a total annual maximum diversion volume of 1631 af, and the irrigation of 466 acres.
3. Rights 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070 and 33-10098 when combined shall not exceed a total diversion rate of 18.62 cfs, a total annual maximum diversion volume of 3892 af, and the irrigation of 1112 acres.
4. If the surface water rights 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.

WATER RIGHT NO. 33-7202
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. 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.
6. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 33-14944**As Modified by Transfer No.**

In accordance with the approval of Transfer No. 78366, Water Right No. 33-14944 is now described as follows:

Right Holder: PANCHERI INC
1494 HWY 22
HOWE, ID 83244

Priority Date: 11/8/1995

Source: GROUND WATER

BENEFICIAL USE

IRRIGATION

From

04/15

To

to 10/31

Diversion Rate

0.110 cfs

0.110 cfs

Diversion Volume

35.0 af

35.0 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	L3 (SENENW)	Sec 3 Twp 08N Rge 27E BUTTE County	
GROUND WATER	NENWNE	Sec 33 Twp 09N Rge 27E BUTTE County	Rediversion
GROUND WATER	L3 (SWNENW)	Sec 3 Twp 08N Rge 27E BUTTE County	Injection
GROUND WATER	NESESW	Sec 34 Twp 09N Rge 27E BUTTE County	Rediversion

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	
08N	27E	3		3.6	4.3		33.0	6.6		29.7	23.5					20.3			121.0
09N	27E	33													2.0				2.0
09N	27E	34									30.6	11.1	23.3						65.0

Right Acre Limit: 10.0

POU Total Acres: 188.0

CONDITIONS OF APPROVAL

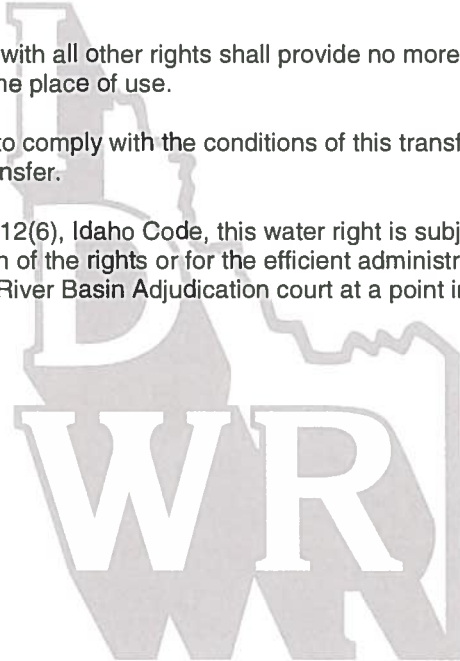
1. Rights 33-32A, 33-33A, 33-35A, 33-2068A, 33-14944 and 33-10997 when combined shall not exceed a total diversion rate of 4.59 cfs and the irrigation of 188 acres.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.
3. Water Diverted under this right is exchanged by injecting water diverted under this right into the Little Lost River at the point of injection described above, and diverting an equal amount from Little Lost River or Badger Creek at the point of rediversion(s) described above.

WATER RIGHT NO. 33-14944

As Modified by Transfer No.

CONDITIONS OF APPROVAL

4. The diversion or rediversion on Badger Creek described within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 34, Township 9 North, Range 27 East, B.M., Butte County, shall not be used under this right prior to December 31, 2037.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversions.
6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 33-84**As Modified by Transfer No. 78366**

In accordance with the approval of Transfer No. 78366, Water Right No. 33-84 is now described as follows:

Right Holder: PANCHERI INC
1494 HWY 22
HOWE, ID 83244

Priority Date: 3/13/1891 11:00:00 PM

Source: WET CREEK

Tributary: LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	2.100 cfs	367.5 af
			2.100 cfs	367.5 af

LOCATION OF POINT(S) OF DIVERSION

WET CREEK L2 (NENWNE) Sec 5 Twp 09N 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	
09N	27E	9							32.5	30.5	34.0	34.0	34.0	34.0					199.0
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		5.0	22.0		36.0			34.0									97.0

Right Acre Limit: 105.0

POU Total Acres: 1112.0

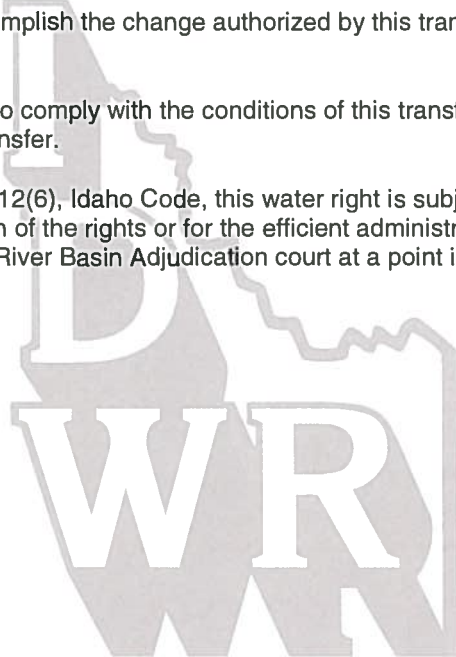
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 105 acres within the authorized place of use in a single irrigation season.
2. 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.
3. Rights 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070 and 33-10098 when combined shall not exceed a total diversion rate of 18.62 cfs, a total annual maximum diversion volume of 3892 af, and the irrigation of 1112 acres.
4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.

WATER RIGHT NO. 33-84
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 33-85
As Modified by Transfer No. 78366

In accordance with the approval of Transfer No. 78366, Water Right No. 33-85 is now described as follows:

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE, ID 83244

Priority Date: 4/15/1891

Source: WET CREEK

Tributary: LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	2.880 cfs	504.0 af
			2.880 cfs	504.0 af

LOCATION OF POINT(S) OF DIVERSION

WET CREEK L2 (NENWNE) Sec 5 Twp 09N 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	
09N	27E	9							32.5	30.5	34.0	34.0	34.0	34.0					199.0
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		5.0	22.0		36.0			34.0									97.0

Right Acre Limit: 144.0

POU Total Acres: 1112.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 144 acres within the authorized place of use in a single irrigation season.
2. 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.
3. Rights 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070 and 33-10098 when combined shall not exceed a total diversion rate of 18.62 cfs, a total annual maximum diversion volume of 3892 af, and the irrigation of 1112 acres.
4. Water diverted under this right is accomplished by injecting water from Dry Creek into Wet Creek at the original point of injection in T10N, R26E, S36, NWSWNW, and diverting an appropriate amount from Wet Creek at the point of diversion described above.

WATER RIGHT NO. 33-85
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. Diversion of water under this right is limited to those times water is available for diversion under the priority of this right from Dry Creek at the original point of diversion in T10N, R25E, S31 SWNENW.
6. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.
7. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
8. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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. 33-90E**As Modified by Transfer No. 78366**

In accordance with the approval of Transfer No. 78366, Water Right No. 33-90E is now described as follows:

Right Holder: PANCHERI INC
1494 HWY 22
HOWE, ID 83244

Priority Date: 3/31/1887 11:00:00 PM

Source: WET CREEK

Tributary: LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	0.400 cfs	106.8 af
			0.400 cfs	106.8 af

LOCATION OF POINT(S) OF DIVERSION

WET CREEK L2 (NENWNE) Sec 5 Twp 09N 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	
09N	27E	9							32.5	30.5	34.0	34.0	34.0	34.0					199.0
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		5.0	22.0		36.0			34.0									97.0

Right Acre Limit: 30.5

POU Total Acres: 1112.0

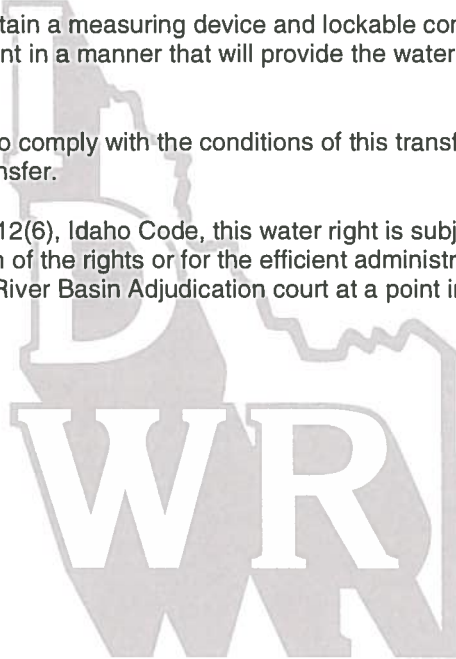
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 30.5 acres within the authorized place of use in a single irrigation season.
2. Rights 33-90E and 33-10070 when combined shall not exceed a total annual maximum diversion volume of 507.5 af at the field headgate, and the irrigation of 145 acres.
3. Rights 33-90E, 33-7202 and 33-10070 when combined shall not exceed the irrigation of 290 acres.
4. Rights 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070 and 33-10098 when combined shall not exceed a total diversion rate of 18.62 cfs, a total annual maximum diversion volume of 3892 af, and the irrigation of 1112 acres.
5. Diversion of water under this right is limited to those times when water is available for diversion under the priority of this right from the Little Lost River at the original point of diversion in T09N R27E SEC 16 NESE.

WATER RIGHT NO. 33-90E
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

6. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.
8. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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. 33-2065
As Modified by Transfer No. 78366

In accordance with the approval of Transfer No. 78366, Water Right No. 33-2065 is now described as follows:

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE, ID 83244

Priority Date: 11/17/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/31	4.660 cfs	1116.5 af
			4.660 cfs	1116.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNWSW Sec 28 Twp 09N 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	
09N	27E	9							32.5	30.5	34.0	34.0	34.0	34.0					199.0
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		5.0	22.0		36.0			34.0									97.0

Right Acre Limit: 319.0

POU Total Acres: 1112.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 319 acres within the authorized place of use in a single irrigation season.
2. Rights 33-2065 and 33-2066B when combined shall not exceed a total diversion rate of 5.18 cfs, a total annual maximum diversion volume of 1274 af at the field headgate, and the irrigation of 364 acres.
3. Rights 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070 and 33-10098 when combined shall not exceed a total diversion rate of 18.62 cfs, a total annual maximum diversion volume of 3892 af, and the irrigation of 1112 acres.
4. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 33-2065

As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. If the surface water rights 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.
7. 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.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 33-2066A
As Modified by Transfer No. 78366

In accordance with the approval of Transfer No. 78366, Water Right No. 33-2066A is now described as follows:

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE, ID 83244

Priority Date: 11/17/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/31	3.560 cfs	871.5 af
			3.560 cfs	871.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NENWNW Sec 21 Twp 09N 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	
09N	27E	9							32.5	30.5	34.0	34.0	34.0	34.0					199.0
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		5.0	22.0		36.0			34.0									97.0

Right Acre Limit: 249.0

POU Total Acres: 1112.0

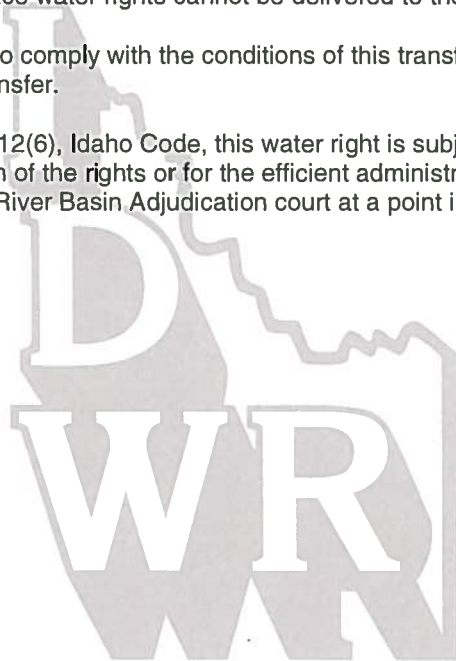
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 249 acres within the authorized place of use in a single irrigation season.
2. Rights 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070 and 33-10098 when combined shall not exceed a total diversion rate of 18.62 cfs, a total annual maximum diversion volume of 3892 af, and the irrigation of 1112 acres.
3. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
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 use power records to determine the amount of water diverted and shall annually report the information to the Department.

WATER RIGHT NO. 33-2066A
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. If the surface water rights 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.
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. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 33-2066B**As Modified by Transfer No. 78366**

In accordance with the approval of Transfer No. 78366, Water Right No. 33-2066B is now described as follows:

Right Holder: PANCHERI INC
1494 HWY 22
HOWE, ID 83244

Priority Date: 11/17/1952

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 10/31	0.520 cfs	220.3 af
			0.520 cfs	220.3 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER NWNWSW Sec 28 Twp 09N 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	
09N	27E	9							32.5	30.5	34.0	34.0	34.0	34.0					199.0
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		5.0	22.0		36.0			34.0									97.0

Right Acre Limit: 66.0
POU Total Acres: 1112.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 66 acres within the authorized place of use in a single irrigation season.
2. Rights 33-2065 and 33-2066B when combined shall not exceed a total diversion rate of 5.18 cfs, a total annual maximum diversion volume of 1274 af at the field headgate, and the irrigation of 364 acres.
3. Rights 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070 and 33-10098 when combined shall not exceed a total diversion rate of 18.62 cfs, a total annual maximum diversion volume of 3892 af, and the irrigation of 1112 acres.
4. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 33-2066B

As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
6. If the surface water rights 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.
7. 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.
8. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
9. 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. 33-7015**As Modified by Transfer No. 78366**

In accordance with the approval of Transfer No. 78366, Water Right No. 33-7015 is now described as follows:

Right Holder: PANCHERI INC
1494 HWY 22
HOWE, ID 83244

Priority Date: 5/22/1972

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	1.770 cfs	750.0 af
			1.770 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	Rng	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							32.5	30.5	34.0	34.0	34.0	34.0					199.0
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		5.0	22.0		36.0			34.0									97.0

Right Acre Limit: 249.0

POU Total Acres: 1112.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 249 acres within the authorized place of use in a single irrigation season.
2. Rights 33-7015 and 33-7202 when combined shall not exceed a total annual maximum diversion volume of 1631 af, and the irrigation of 466 acres.
3. 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.
4. Rights 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070 and 33-10098 when combined shall not exceed a total diversion rate of 18.62 cfs, a total annual maximum diversion volume of 3892 af, and the irrigation of 1112 acres.

WATER RIGHT NO. 33-7015
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. 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 use power records to determine the amount of water diverted and shall annually report the information to the Department.
7. If the surface water rights 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.
8. 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.
9. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
10. 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. 33-10998**As Modified by Transfer No. 78366**

In accordance with the approval of Transfer No. 78366, Water Right No. 33-10998 is now described as follows:

Right Holder: PANCHERI INC
1494 HWY 22
HOWE, ID 83244

Priority Date: 4/15/1927

Source: WET CREEK

Tributary: LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/15	to 10/31	0.710 cfs	126.0 af
			0.710 cfs	126.0 af

LOCATION OF POINT(S) OF DIVERSION

WET CREEK L2 (NENWNE) Sec 5 Twp 09N 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	
09N	27E	9							32.5	30.5	34.0	34.0	34.0	34.0					199.0
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		5.0	22.0		36.0			34.0									97.0

Right Acre Limit: 36.0

POU Total Acres: 1112.0

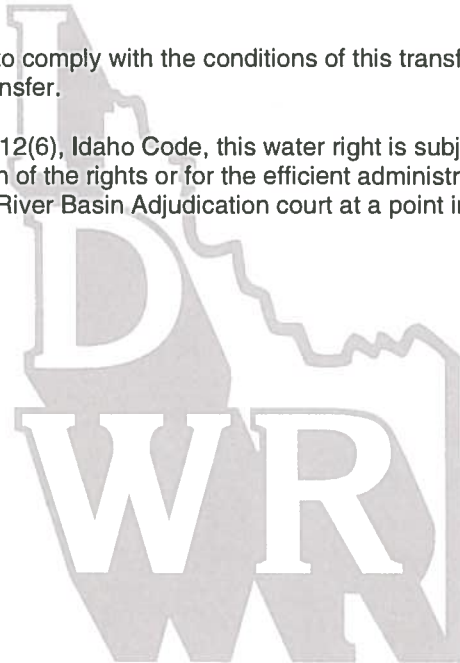
CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 36 acres within the authorized place of use in a single irrigation season.
2. 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.
3. Rights 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070 and 33-10098 when combined shall not exceed a total diversion rate of 18.62 cfs, a total annual maximum diversion volume of 3892 af, and the irrigation of 1112 acres.
4. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

WATER RIGHT NO. 33-10998
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.
6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. 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. 33-10070**As Modified by Transfer No. 78366**

In accordance with the approval of Transfer No. 78366, Water Right No. 33-10070 is now described as follows:

Right Holder: PANCHERI INC
1494 HWY 22
HOWE, ID 83244

Priority Date: 5/25/1891

Source: WET CREEK

Tributary: LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Diversion Volume</u>
IRRIGATION	04/01	to 11/01	1.500 cfs	507.5 af
			1.500 cfs	507.5 af

LOCATION OF POINT(S) OF DIVERSION

WET CREEK L2 (NENWNE) Sec 5 Twp 09N 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	
09N	27E	9							32.5	30.5	34.0	34.0	34.0	34.0					199.0
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		5.0	22.0		36.0			34.0									97.0

Right Acre Limit: 145.0

POU Total Acres: 1112.0

CONDITIONS OF APPROVAL

1. The quantity of water that may be delivered at the point of diversion described below is 1.43 cfs. This reduction in quantity is due to the historical practice of assessing a conveyance loss for the delivery of the right.
2. Diversion of water under this right is limited to those times water is available from diversions under the priority of this right from Sawmill Creek at the original point of measurement in T10N R26E S12 NESW.
3. Water diverted under this right is exchanged by injecting water from Sawmill Creek into the Little Lost River in the original point of diversion in T10N, R27E, S18, NWSESW, and diverting an appropriate amount from Wet Creek at the point of diversion described above.
4. Rights 33-90E and 33-10070 when combined shall not exceed a total annual maximum diversion volume of 507.5 af at the field headgate, and the irrigation of 145 acres.

WATER RIGHT NO. 33-10070
As Modified by Transfer No. 78366

CONDITIONS OF APPROVAL

5. Rights 33-90E, 33-10070 and 33-7202 when combined shall not exceed the irrigation of 290 acres.
6. Rights 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070 and 33-10098 when combined shall not exceed a total diversion rate of 18.62 cfs, a total annual maximum diversion volume of 3892 af, and the irrigation of 1112 acres.
7. This right when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
8. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 33.
9. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
11. 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.