

**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                       |
| <b>COMBINED TOTALS</b> |                                  | <b>4.590 cfs</b>     | <b>N/A</b>             | <b>N/A</b>        | <b>188.0</b>       |                                    | <b>N/A</b>            | <b>N/A</b>              | <b>N/A</b>                  | <b>N/A</b>                   |

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 13<sup>th</sup> 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**  
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 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.
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 rediversions 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 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. 33-35A**  
**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

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

|                              |                    |                  |                              |                                |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
| 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**

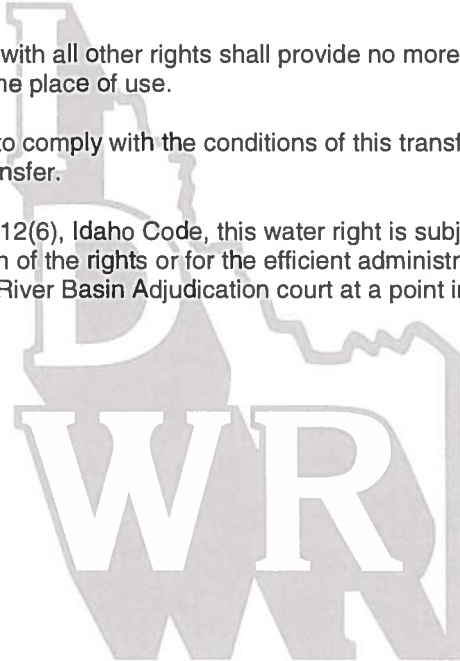
1. Rights 33-32A, 33-33A, 33-35A, 33-2068A, 33-14944 and 33-10997 when combined shall not exceed a total diversion rate of 4.59 cfs and the irrigation of 188 acres.
2. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators 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

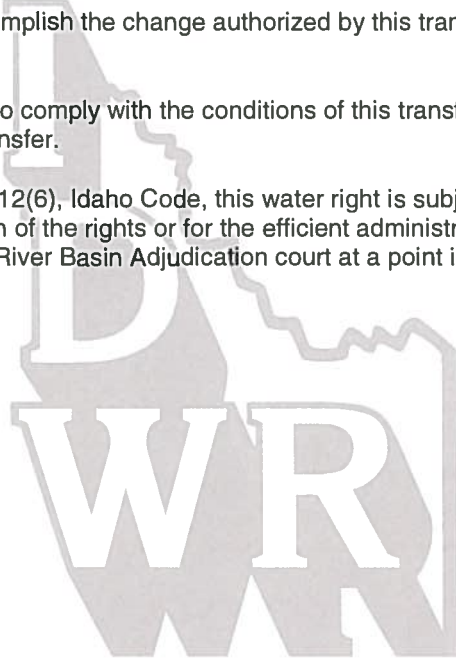
**CONDITIONS OF APPROVAL**

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

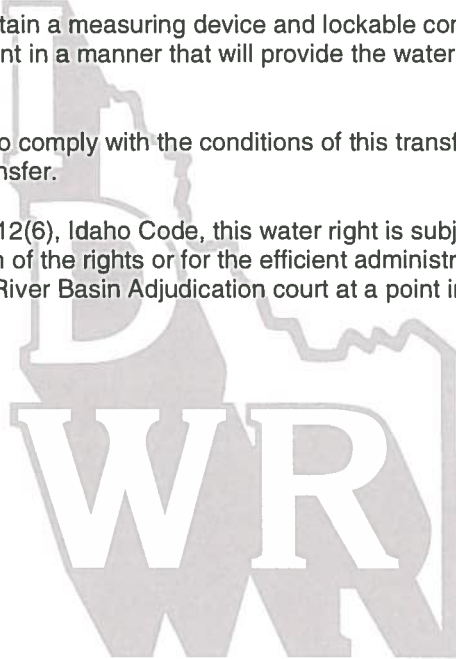
**CONDITIONS OF APPROVAL**

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

|                              |                    |                  |                              |                                |
|------------------------------|--------------------|------------------|------------------------------|--------------------------------|
| <b><u>BENEFICIAL USE</u></b> | <b><u>From</u></b> | <b><u>To</u></b> | <b><u>Diversion Rate</u></b> | <b><u>Diversion Volume</u></b> |
| 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

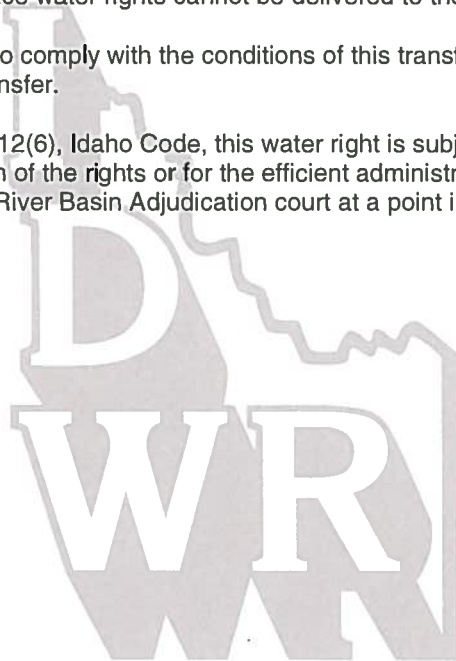
**CONDITIONS OF APPROVAL**

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

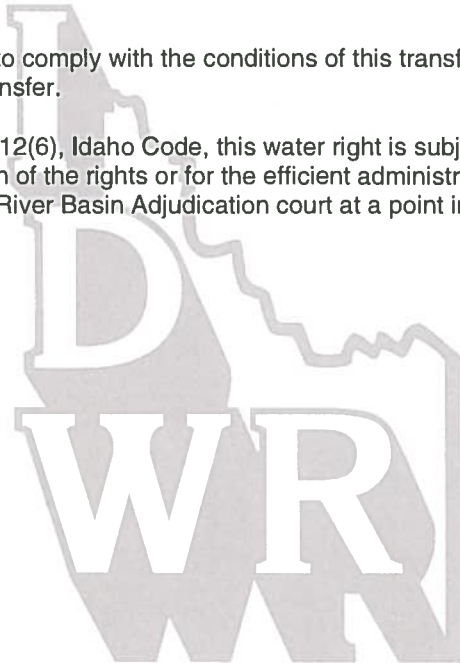
**CONDITIONS OF APPROVAL**

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.