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DEC 14 2012

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Department of Water Resources

Eastern Region

Transfer No.

77898 78366

AMENDED

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1Name of Applicant(s) Pancheri IncPhone 208.767.3419Mailing address 1494 Hwy 22 Howe ID 83244

Email _____

- ☐ If applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign or act on behalf of the applicant. Label it **Attachment #1**.
- ☐ Attach water right ownership documentation if Department records do not show the transfer applicant as the current water right owner. Label it **Attachment #2a**.
- ☐ If the ownership of the water right will change as a result of the proposed transfer to a new place of use, attach documentation showing land and water right ownership at the new place of use. Include documentation for all affected land and owner(s). Label it **Attachment #2b**.
- ☐ Attach documentation of authority to make the proposed change if the applicant is not the water right owner. Label it **Attachment #3**.

Provide contact information below if a consultant, attorney, or any other person is representing the applicant in this transfer process.

☒ No Representative

Name of Representative _____

Phone _____

Mailing address _____

Email _____

- ☐ Send all correspondence for this application to the representative and not to the applicant.
- OR
- ☐ Send original correspondence to the applicant and copies to the representative.
- ☐ The representative may submit information for the applicant but is not authorized to sign for the applicant.
- OR
- ☐ The representative is authorized to sign for the applicant. Attach a Power of Attorney or other documentation providing authority to sign for the applicant and label it **Attachment #4**.

I hereby assert that no one will be injured by the proposed changes and that the proposed changes do not constitute an enlargement in use of the original right(s). The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval.

Signature of Applicant or Authorized Representative

Rod Pancheri Partner

Print Name and Title if applicable

12/12/12

Date

Signature of Applicant or Authorized Representative

Print Name and Title if applicable

Date

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe your proposal in narrative form, including a detailed description of non-irrigation uses to justify amounts transferred (i.e. number of stock, etc.), and provide additional explanation of any other items on the application. Attach additional pages if necessary and label it **Part 1A.2**. The application proposes to correct the place of use combining all water rights and changing a point of diversion. A portion of 33-7202 (.11 cfs/10 acres) will be split off and combined with 33-32A, 33-33A, 33-35A, 33-2068A and 33-10997 to cover 188 acres of irrigation.

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APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

B. DESCRIPTION OF RIGHTS AFTER THE REQUESTED CHANGES. IF THE RIGHTS ARE BEING SPLIT, DESCRIBE PORTIONS TO BE CHANGED AS THEY WOULD APPEAR AFTER THE REQUESTED CHANGES.

1.	Right Number	Amount (cfs/ac-ft)	Nature of Use	Period of Use	Source & Tributary
All or Part					
☒ ☐	33-32A	2.14 cfs	Irrigation	04/01 to 11/01	Little Lost
☒ ☐	33-33A	2.20 cfs	Irrigation	04/01 to 11/01	Little Lost
☒ ☐	33-35A	.72 cfs	Irrigation	04/01 to 11/01	Badger Creek/Little Lost
☒ ☐	33-2068A	2.21 cfs	Irrigation	04/01 to 11/01	Ground Water
☒ ☐	33-10997	.17 cfs	Irrigation	04/15 to 10/31	Ground Water
☐ ☒	33-7202	3.00 cfs	Irrigation	04/15 to 10/31	Ground Water
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 4.59 cfs and/or ac-ft

2. Total amount of water proposed to be transferred or changed .11 cubic feet per second and/or acre-feet per annum.

3. Point(s) of Diversion:

- ☐ No changes to point(s) of diversion are proposed-the following chart is therefore not completed. (Proceed to #4.)
☐ Attach Eastern Snake Plain Aquifer analysis if this transfer proposes to change a point of diversion affecting the ESPA.
 Label it **Attachment #5**.

New ?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
	3	SE	NE	NW	3	08N	27E	Butte	Ground water	
		NE	NW	NE	33	09N	27E	Butte	Ground water	Rediversion
	3	SW	NE	NW	3	08N	27E	Butte	Ground water	Injection
		NE	SE	SW	34	09N	27E	Butte	Ground water	Rediversion
	****	NO	CHA	NGE	IN	SURF	ACE	***Ground water	ONLY****	

4. Place of use: (If irrigation, identify with number of acres irrigated per ¼ ¼ tract.)

- ☐ No changes to place of use are proposed-the following chart is therefore not completed. (Proceed to #5.)

Twp	Rge	Sec	NE ¼				NW ¼				SW ¼				SE ¼				Acre Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
09N	27E	33													2				2
09N	27E	34										30.6	11.1	23.3					65
08N	27E	3		3.6	4.3		33	6.6		29.7	23.5					20.3			121

Total Acres (for irrigation use) 188

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APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1 Continued

5. General Information:

- a. Describe the complete diversion system, including how you will accommodate a measuring device and lockable controlling works should they be required now or in the future:

We have a weir to measure the surface water and a flow meter could be installed to measure ground water.

- b. Who owns the property at the point(s) of diversion? Applicant

If other than the applicant, describe the arrangement enabling the applicant to access the property for the diversion system:

- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts?

If yes, ☐ Attach a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes on official letterhead signed by an authorized representative. Label it **Attachment #6**. List the name of the entity and type of lien: NA

It is the applicant's responsibility to provide notice to lien holder, trustee, mortgagor, or contract holder of the proposed changes that may impact or change the value of the water rights or affected real property. Any misrepresentation of legal encumbrance on this application may result in rejection of the application or cancellation of an approval.

- d. Describe the effect on the land now irrigated if the place or purpose of use is changed pursuant to this transfer:

This change will correct the place of use to accurately show the current irrigated of 188 acres. 10 acres at the current place of use for water right 33-7202 will be dried up, and moved to the new place of use.

- e. Describe the use of any other water right(s) for the same purpose or land, or the same diversion system as right(s) proposed to be transferred at both the existing and proposed point(s) of diversion and place(s) use:

Rights 33-33A, 33-35A, 33-2068A, and 33-32A currently have this place of use. Two of the Pivots have been corrected to ensure that no water will be applied to any land located in T09N, 27E, Sec. 34 the NESW and SWSE quarters.

- f. To your knowledge, has/is any portion of the water right(s) proposed to be changed:

Yes No

☐
☒

undergone a period of five or more consecutive years of non-use,

☐
☒

currently leased to the Water Supply Bank,

☐
☒

currently used in a mitigation plan limiting the use of water under the right, or

☐
☒

currently enrolled in a Federal set-aside program limiting the use of water under the rights?

If yes, describe:

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

☒ Attach a map of the diversion, measurement, control, and distribution system. Label it **Attachment #7a**.

☒ If the transfer application proposes to change the place or purpose of use of an irrigation right attach a Geographic Information System (GIS) shape file, or an aerial photo or other image clearly delineating the location and extent of existing acres and changes to the place of use. Label it **Attachment #7b**. If the place of use currently consists of a permissible place of use, then the attachment is not required if the application contains a clear statement that the boundaries for the place of use are not proposed to be changed by the transfer and the total number of irrigated acres within the place of use before and after the transfer is clearly stated.

☐ If you propose to change the nature of use or period of use of all or part of the rights(s) listed in this application, attach documentation describing the extent of historic beneficial use of the portion of the right(s) proposed to be changed. Also attach documentation showing that the portion of the right(s) to be changed will not be enlarged in rate, volume, or consumptive use through the proposed change. Label it **Attachment #8a**.

☐ If you propose to change the place of use of a supplemental irrigation right, answer below and attach supporting documentation. Label it **Attachment #8b**.

Describe how the supplemental water rights have been used historically in conjunction with other water rights at the existing place of use. Describe the time during the irrigation season that the supplemental rights have been used. Include information about the availability or reliability of the primary right(s) being supplemented, both before and after the change. If the applicant is proposing to change a supplemental irrigation right to a primary right, provide the information required on Part 3B above.:

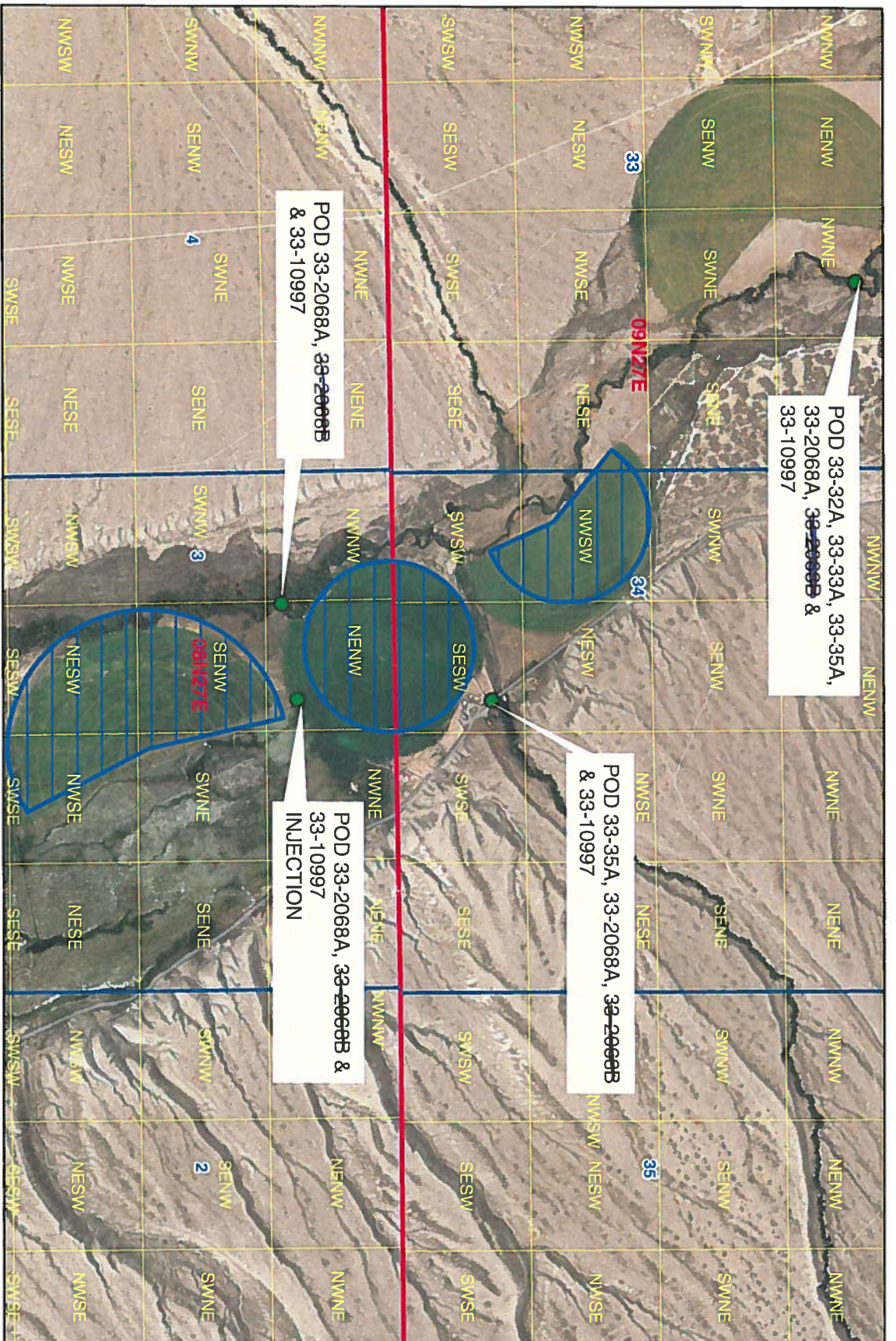
This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There is no handwriting or other markings on the paper.

Transfer contains _____ pages and _____ attachments.

Received by _____ Date _____ Prelim. Check by _____ Date _____

Fee Paid \$500.00 Date 2-28-2012 Received by Km Receipt # E037363

Add'l Fee Paid _____ Date _____ Received by _____ Receipt # _____



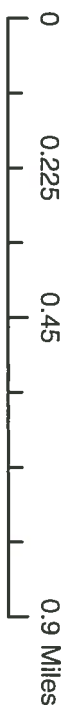
POD 33-32A, 33-33A, 33-35A,
33-2068A, ~~33-2068B~~ &
33-10997

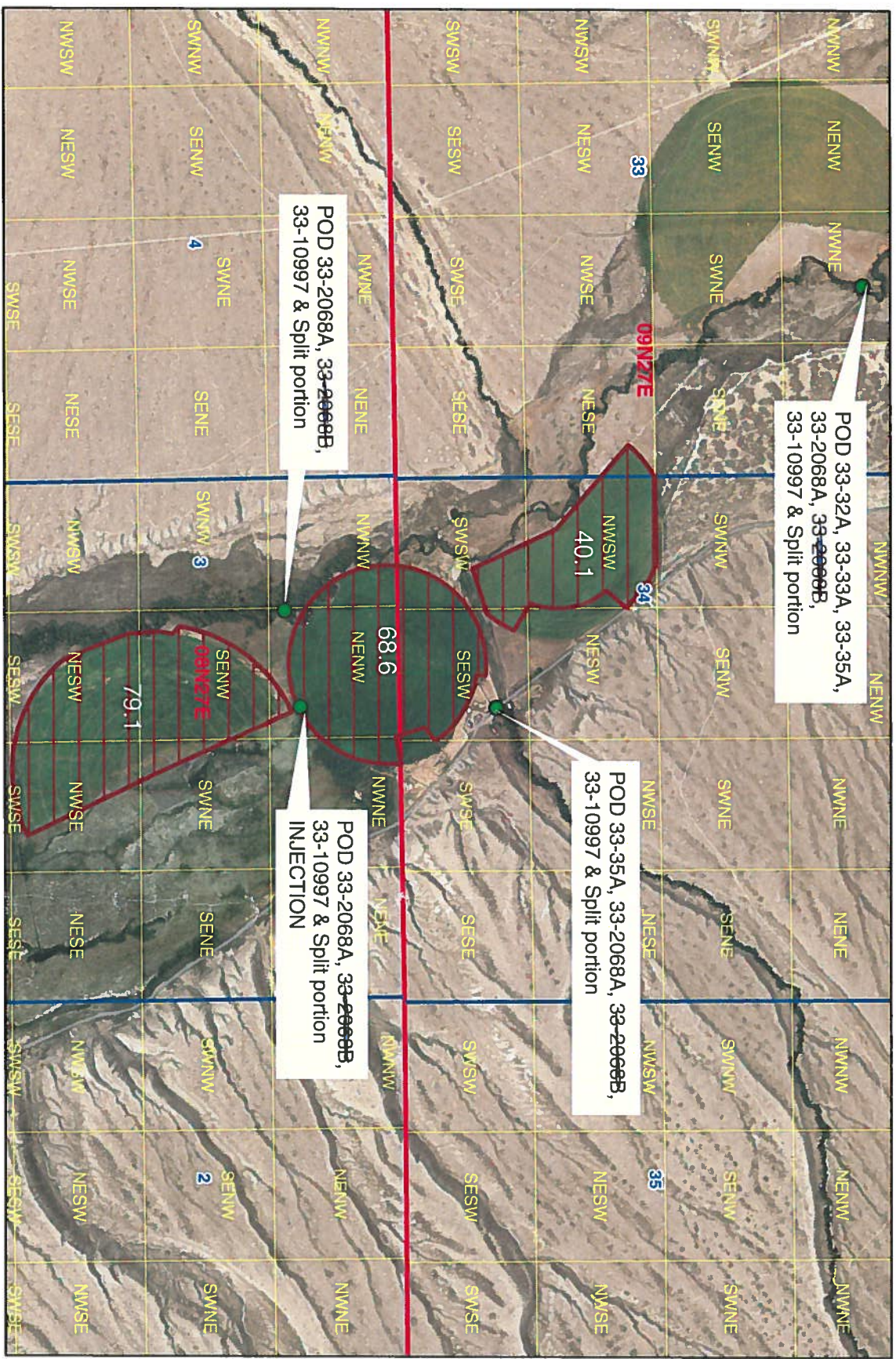
POD 33-35A, 33-2068A, ~~33-2068B~~
& 33-10997

POD 33-2068A, ~~33-2068B~~
& 33-10997

POD 33-2068A, ~~33-2068B~~ &
33-10997
INJECTION

-  Existing_POU
-  Township/Range
-  Sections
-  QQ





- Amend POU
- Township/Range
- Sections
- QQ

