

RECEIVEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 77785**FEB 28 2012**Department of Water Resources
Eastern Region**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**Name of Applicant(s) Pancheri Inc

Phone _____

Mailing 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

2/28/12

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**. This application proposes to correct the place of use to cover acres currently under irrigation, and split off a portion of 33-7015 to cover the acres under irrigation at a different place of use. Per Telephone w/ Rod split will occur on second transfer app. RM

77785

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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					
☒ ☐	33-84	2.1 cfs	Irrigation	04/01 to 11/01	Wet Creek/Little Lost River
☒ ☐	33-85	2.88 cfs	Irrigation	04/01 to 11/01	Wet Creek/Little Lost River
☒ ☐	33-90E	.40 cfs	Irrigation	04/01 to 11/01	Wet Creek/Little Lost River
☒ ☐	33-2065	4.66 cfs	irrigation	04/15 to 10/31	Ground water
☒ ☐	33-2066A	3.560 cfs	Irrigation	04/15 to 10/31	Ground water
☒ ☐	33-2066B	.52 cfs	Irrigation	04/01 to 10/31	Ground water
☒ ☐	33-7015	1.77 cfs	Irrigation	04/01 to 11/01	Ground water
☒ ☐	33-7202	3.11 cfs	Irrigation	04/15 to 10/31	Ground water
☒ ☐	**See additional	page for	additional rights and	totals. to	

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

2. Total amount of water proposed to be transferred or changed _____ 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 #

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	
**see	next	page																	

Total Acres (for irrigation use) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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 ☒ ☐	33-10998	.71 cfs	Irrigation	04/15 to 10/31	Wet Creek/Little Lost River
☒ ☐	33-10070	1.5 cfs	Irrigation	04/01 to 11/01	Wet Creek/Little Lost River
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	
☐ ☐				to	

Total authorized under rights 18.73 cfs and/or 3927.0 ac-ft

2. Total amount of water proposed to be transferred or changed 18.73 cubic feet per second and/or 3927.0 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 #

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	9							36	37	34	34	34	34					209
09N	27E	16					34	34	34	34	34	34	34	34					272
09N	27E	21					34	34	34	34	34	34	34	34					272
09N	27E	28					34	34	34	34	34	34	34	34					272
09N	27E	33		5	22		36			34									97

Total Acres (for irrigation use) 1122

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

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: The water master currently ~~is~~ is measuring the

surface water over a weir. I imagine we would have to install
flow meters on the ground wells.

- 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: Not applicable

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:

No effect to the land, change will only correct place of use to show current irrigation practices.

- 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:

One right will be split to cover acres under irrigation at a different place of use. A second transfer will be submitted to
combine the place of use and correct the POD for the split portion.

- 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: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. PLAT MAP (See Part 3A of Instructions for application for transfer for complete requirements.)

- ☒ 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.

B. CHANGES IN NATURE OF USE (Water Balance)

- ☐ 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**.

C. PLACE OF USE CHANGES TO SUPPLEMENTAL IRRIGATION RIGHTS

- ☐ 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.:

FOR DEPARTMENT USE ONLY

Transfer contains 26 pages and 3 attachments.

Received by _____ Date _____ Prelim. Check by Km Date 2/13/2012

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

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

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 33-84

Current Owner: PANCHERI INC

Priority Date: 3/14/1891

Origin: Water Right

Status: Active

Basis: Decreed

Source

WET CREEK

Tributary

LITTLE LOST RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Total Diversion

Diversion Rate

2.1 CFS

2.1 CFS

Annual Volume

367.5 AF

367.5 AF

Location of Point(s) of Diversion

WET CREEK

BUTTE County

NE1/4NW1/4NE1/4

Sec. 5, Twp 09N, Rge 27E B.M.

Place of Use

IRRIGATION Within BUTTE County

T09N R27E S9	SWNW	40.00	T09N R27E S9	SESW	37.00
T09N R27E S9	NESW	34.00	T09N R27E S9	NWSW	34.00
T09N R27E S9	SWSW	34.00	T09N R27E S9	SESW	34.00
T09N R27E S16	NENW	34.00	T09N R27E S16	NWNW	34.00
T09N R27E S16	SWNW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S16	NESW	34.00	T09N R27E S16	NWSW	34.00
T09N R27E S16	SWSW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S21	NENW	34.00	T09N R27E S21	NWNW	34.00
T09N R27E S21	SWNW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S21	NESW	34.00	T09N R27E S21	NWSW	34.00
T09N R27E S21	SWSW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S28	NENW	34.00	T09N R27E S28	NWNW	34.00
T09N R27E S28	SWNW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S28	NESW	34.00	T09N R27E S28	NWSW	34.00
T09N R27E S28	SWSW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S33	NWNE	12.00	T09N R27E S33	SWNE	11.00
T09N R27E S33	NENW	40.00	T09N R27E S33	SESW	30.00

Total Acres: 1122

Conditions of Approval:

1. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
2. R43 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.
3. T07 The right holder shall accomplish the change authorized by this transfer by November 7, 2002.
4. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 285 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-7015, 33-10998.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. E61 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.98 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 997.5 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-7015, 33-10998.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
7. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
8. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 105 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Decreed Date: 5/20/2002

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 33-85

Current Owner: PANCHERI INC

Priority Date: 4/15/1891

Origin: Water Right

Status: Active

Basis: Decreed

Source

WET CREEK

Tributary

LITTLE LOST RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Diversion Rate

2.88 CFS

Annual Volume

504 AF

Total Diversion

2.88 CFS

504 AF

Location of Point(s) of Diversion

WET CREEK

L2(NE1/4NW1/4NE1/4)

Sec. 5, Twp 09N, Rge 27E B.M.

BUTTE County

Place of Use

IRRIGATION Within BUTTE County

T09N R27E S9	SWNW	40.00	T09N R27E S9	SESW	37.00
T09N R27E S9	NESW	34.00	T09N R27E S9	NWSW	34.00
T09N R27E S9	SWSW	34.00	T09N R27E S9	SESW	34.00
T09N R27E S16	NENW	34.00	T09N R27E S16	NWNW	34.00
T09N R27E S16	SWNW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S16	NESW	34.00	T09N R27E S16	NWSW	34.00
T09N R27E S16	SWSW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S21	NENW	34.00	T09N R27E S21	NWNW	34.00
T09N R27E S21	SWNW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S21	NESW	34.00	T09N R27E S21	NWSW	34.00
T09N R27E S21	SWSW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S28	NENW	34.00	T09N R27E S28	NWNW	34.00
T09N R27E S28	SWNW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S28	NESW	34.00	T09N R27E S28	NWSW	34.00
T09N R27E S28	SWSW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S33	NWNE	12.00	T09N R27E S33	SWNE	11.00
T09N R27E S33	NENW	40.00	T09N R27E S33	SESW	30.00

Total Acres: 1122

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
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.
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. E52 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.98 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 997.5 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-7015, 33-10998.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
7. R43 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. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 285 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-7015, 33-10998.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
9. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 144 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
10. T07 The right holder shall accomplish the change authorized by this transfer by November 7, 2002.

Decreed Date: 5/17/2002

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 33-90E

Current Owner: PANCHERI INC

Priority Date: 4/1/1887

Origin: Water Right

Status: Active

Basis: Decreed

Source

WET CREEK

Tributary

LITTLE LOST RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Total Diversion

Diversion Rate

0.4 CFS

0.4 CFS

Annual Volume

106.8 AF

106.8 AF

Location of Point(s) of Diversion

WET CREEK

BUTTE County

NE1/4NW1/4NE1/4

Sec. 5, Twp 09N, Rge 27E B.M.

Place of Use

IRRIGATION Within BUTTE County

T09N R27E S9	SWNW	40.00	T09N R27E S9	SESW	37.00
T09N R27E S9	NESW	34.00	T09N R27E S9	NWSW	34.00
T09N R27E S9	SWSW	34.00	T09N R27E S9	SESW	34.00
T09N R27E S16	NENW	34.00	T09N R27E S16	NWNW	34.00
T09N R27E S16	SWNW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S16	NESW	34.00	T09N R27E S16	NWSW	34.00
T09N R27E S16	SWSW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S21	NENW	34.00	T09N R27E S21	NWNW	34.00
T09N R27E S21	SWNW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S21	NESW	34.00	T09N R27E S21	NWSW	34.00
T09N R27E S21	SWSW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S28	NENW	34.00	T09N R27E S28	NWNW	34.00
T09N R27E S28	SWNW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S28	NESW	34.00	T09N R27E S28	NWSW	34.00
T09N R27E S28	SWSW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S33	NWNE	12.00	T09N R27E S33	SWNE	11.00
T09N R27E S33	NENW	40.00	T09N R27E S33	SESW	30.00

Total Acres: 1122

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. R43 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.
3. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30.5 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
4. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 145 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-90E, 33-10070.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 300 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-90E, 33-10070, 33-7202.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
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.
6. E04 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 507.5 AF. COMBINED RIGHT NOS.: 33-90E, 33-10070.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
7. T07 The right holder shall accomplish the change authorized by this transfer by November 7, 2002.
8. T08 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. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

Decreed Date: 8/11/2000

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 33-2065

Current Owner: PANCHERI INC

Priority Date: 11/17/1952

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

Beneficial Use

From To

Diversion Rate

Annual Volume

IRRIGATION 04/15 to 10/31
Total Diversion

4.66 CFS 1116.5 AF
4.66 CFS 1116.5 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4NW1/4SW1/4 Sec. 28, Twp 09N, Rge 27E B.M.

BUTTE County

Place of Use

IRRIGATION Within BUTTE County

T09N R27E S9	SWNW	40.00	T09N R27E S9	SESW	37.00
T09N R27E S9	NESW	34.00	T09N R27E S9	NWSW	34.00
T09N R27E S9	SWSW	34.00	T09N R27E S9	SESW	34.00
T09N R27E S16	NENW	34.00	T09N R27E S16	NWNW	34.00
T09N R27E S16	SWNW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S16	NESW	34.00	T09N R27E S16	NWSW	34.00
T09N R27E S16	SWSW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S21	NENW	34.00	T09N R27E S21	NWNW	34.00
T09N R27E S21	SWNW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S21	NESW	34.00	T09N R27E S21	NWSW	34.00
T09N R27E S21	SWSW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S28	NENW	34.00	T09N R27E S28	NWNW	34.00
T09N R27E S28	SWNW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S28	NESW	34.00	T09N R27E S28	NWSW	34.00
T09N R27E S28	SWSW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S33	NWNE	12.00	T09N R27E S33	SWNE	11.00
T09N R27E S33	NENW	40.00	T09N R27E S33	SESW	30.00

Total Acres: 1122

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer by November 7, 2002.
2. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
3. E52 USE OF THIS RIGHT WITH RIGHT NO. 33-02066B IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.18 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1274 AF.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
4. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. 065 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.
6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
8. E56 USE OF THIS RIGHT WITH RIGHT NO. 33-02066B IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 364 ACRES IN A SINGLE IRRIGATION SEASON.
THIS RIGHT IS LIMITED TO THE IRRIGATION OF 319 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
9. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Decreed Date: 8/11/2000

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 33-2066A

Current Owner: PANCHERI INC
Priority Date: 11/17/1952
Origin: Water Right
Status: Active
Basis: Decreed

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/31	3.56 CFS	871.5 AF
	<u>Total Diversion</u>	3.56 CFS	871.5 AF

Location of Point(s) of Diversion

GROUND WATER
 BUTTE County
 NE1/4NW1/4NW1/4 Sec. 21, Twp 09N, Rge 27E B.M.

Place of Use

IRRIGATION Within BUTTE County

T09N R27E S9	SWNW	40.00	T09N R27E S9	SENW	37.00
T09N R27E S9	NESW	34.00	T09N R27E S9	NWSW	34.00
T09N R27E S9	SWSW	34.00	T09N R27E S9	SESW	34.00
T09N R27E S16	NENW	34.00	T09N R27E S16	NWNW	34.00
T09N R27E S16	SWNW	34.00	T09N R27E S16	SENW	34.00
T09N R27E S16	NESW	34.00	T09N R27E S16	NWSW	34.00
T09N R27E S16	SWSW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S21	NENW	34.00	T09N R27E S21	NWNW	34.00
T09N R27E S21	SWNW	34.00	T09N R27E S21	SENW	34.00
T09N R27E S21	NESW	34.00	T09N R27E S21	NWSW	34.00
T09N R27E S21	SWSW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S28	NENW	34.00	T09N R27E S28	NWNW	34.00
T09N R27E S28	SWNW	34.00	T09N R27E S28	SENW	34.00
T09N R27E S28	NESW	34.00	T09N R27E S28	NWSW	34.00
T09N R27E S28	SWSW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S33	NWNE	12.00	T09N R27E S33	SWNE	11.00
T09N R27E S33	NENW	40.00	T09N R27E S33	SENW	30.00

Total Acres: 1122

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. 065 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.
3. E52 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
4. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
5. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
6. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
7. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
9. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 249 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
10. T07 The right holder shall accomplish the change authorized by this transfer by November 7, 2002.

Decreed Date: 8/11/2000

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 33-2066B

Current Owner: PANCHERI INC

Priority Date: 11/17/1952

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 10/31	0.52 CFS	220.3 AF
	<u>Total Diversion</u>	0.52 CFS	220.3 AF

Location of Point(s) of Diversion

GROUND WATER
BUTTE County
NW1/4NW1/4SW1/4 Sec. 28, Twp 09N, Rge 27E B.M.

Place of Use

IRRIGATION Within BUTTE County

T09N R27E S9	SWNW	40.00	T09N R27E S9	SENW	37.00
T09N R27E S9	NESW	34.00	T09N R27E S9	NWSW	34.00
T09N R27E S9	SWSW	34.00	T09N R27E S9	SESW	34.00
T09N R27E S16	NENW	34.00	T09N R27E S16	NWNW	34.00
T09N R27E S16	SWNW	34.00	T09N R27E S16	SENW	34.00
T09N R27E S16	NESW	34.00	T09N R27E S16	NWSW	34.00
T09N R27E S16	SWSW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S21	NENW	34.00	T09N R27E S21	NWNW	34.00
T09N R27E S21	SWNW	34.00	T09N R27E S21	SENW	34.00
T09N R27E S21	NESW	34.00	T09N R27E S21	NWSW	34.00
T09N R27E S21	SWSW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S28	NENW	34.00	T09N R27E S28	NWNW	34.00
T09N R27E S28	SWNW	34.00	T09N R27E S28	SENW	34.00
T09N R27E S28	NESW	34.00	T09N R27E S28	NWSW	34.00
T09N R27E S28	SWSW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S33	NWNE	12.00	T09N R27E S33	SWNE	11.00
T09N R27E S33	NENW	40.00	T09N R27E S33	SENW	30.00

Total Acres: 1122

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
3. 065 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.
4. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. T07 The right holder shall accomplish the change authorized by this transfer by November 7, 2002.
6. E52 USE OF THIS RIGHT WITH RIGHT NO. 33-02065 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 5.18 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1274 AF. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
7. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 66 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
8. E56 USE OF THIS RIGHT WITH RIGHT NO. 33-02065 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 364 ACRES IN A SINGLE IRRIGATION SEASON. USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
9. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
10. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

Decreed Date: 8/11/2000

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 33-7015

Current Owner: PANCHERI INC

Priority Date: 5/22/1972

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	1.77 CFS	750 AF
	<u>Total Diversion</u>	1.77 CFS	750 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4SE1/4NW1/4

Sec. 9, Twp 09N, Rge 27E B.M.

BUTTE County

Place of Use

IRRIGATION Within BUTTE County

T09N R27E S9	SWNW	40.00	T09N R27E S9	SESW	37.00
T09N R27E S9	NESW	34.00	T09N R27E S9	NWSW	34.00
T09N R27E S9	SWSW	34.00	T09N R27E S9	SESW	34.00
T09N R27E S16	NENW	34.00	T09N R27E S16	NWNW	34.00
T09N R27E S16	SWNW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S16	NESW	34.00	T09N R27E S16	NWSW	34.00
T09N R27E S16	SWSW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S21	NENW	34.00	T09N R27E S21	NWNW	34.00
T09N R27E S21	SWNW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S21	NESW	34.00	T09N R27E S21	NWSW	34.00
T09N R27E S21	SWSW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S28	NENW	34.00	T09N R27E S28	NWNW	34.00
T09N R27E S28	SWNW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S28	NESW	34.00	T09N R27E S28	NWSW	34.00
T09N R27E S28	SWSW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S33	NWNE	12.00	T09N R27E S33	SWNE	11.00
T09N R27E S33	NENW	40.00	T09N R27E S33	SESW	30.00

Total Acres: 1122

Conditions of Approval:

1. E52 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.98 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 997.5 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-7015, 33-10998.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
2. E53 USE OF THIS RIGHT WITH RIGHT NO. 33-7202 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1666 AF.
3. T07 The right holder shall accomplish the change authorized by this transfer by November 7, 2002.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
6. E55 USE OF THIS RIGHT WITH RIGHT NO. 33-7202 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 476 ACRES IN A SINGLE IRRIGATION SEASON.
7. 065 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. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 249 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
9. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
10. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
11. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 285 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-7015, 33-10998.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
12. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Decreed Date: 5/17/2002

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 33-7202

Current Owner: PANCHERI INC

Priority Date: 11/8/1995

Origin: Water Right

Status: Active

Basis: Decreed

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	3.11 CFS	1050 AF
	<u>Total Diversion</u>	3.11 CFS	1050 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4NE1/4NW1/4

Sec. 16, Twp 09N, Rge 27E B.M.

BUTTE County

Place of Use

IRRIGATION Within BUTTE County

T09N R27E S9	SWNW	40.00	T09N R27E S9	SESW	37.00
T09N R27E S9	NESW	34.00	T09N R27E S9	NWSW	34.00
T09N R27E S9	SWSW	34.00	T09N R27E S9	SESW	34.00
T09N R27E S16	NENW	34.00	T09N R27E S16	NWNW	34.00
T09N R27E S16	SWNW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S16	NESW	34.00	T09N R27E S16	NWSW	34.00
T09N R27E S16	SWSW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S21	NENW	34.00	T09N R27E S21	NWNW	34.00
T09N R27E S21	SWNW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S21	NESW	34.00	T09N R27E S21	NWSW	34.00
T09N R27E S21	SWSW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S28	NENW	34.00	T09N R27E S28	NWNW	34.00
T09N R27E S28	SWNW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S28	NESW	34.00	T09N R27E S28	NWSW	34.00
T09N R27E S28	SWSW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S33	NWNE	12.00	T09N R27E S33	SWNE	11.00
T09N R27E S33	NENW	40.00	T09N R27E S33	SESW	30.00

Total Acres: 1122

Conditions of Approval:

1. T07 The right holder shall accomplish the change authorized by this transfer by November 7, 2002.
2. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 476 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-7015, 33-7202.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
3. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. E55 USE OF THIS RIGHT WITH RIGHT NOS. 33-90E AND 33-10070 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 300 ACRES IN A SINGLE IRRIGATION SEASON.
6. 065 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.
7. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
8. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
9. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
10. E53 USE OF THIS RIGHT WITH RIGHT NO. 33-7015 IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1666 AF.
11. B09 THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 33.
12. E52 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.

Decreed Date: 5/1/2002

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 33-10998

Current Owner: PANCHERI INC

Priority Date: 4/15/1927

Origin: Water Right

Status: Active

Basis: Decreed

Source

WET CREEK

Tributary

LITTLE LOST RIVER

Beneficial Use

IRRIGATION

From To

04/15 to 10/31

Total Diversion

Diversion Rate

0.71 CFS

0.71 CFS

Annual Volume

126 AF

126 AF

Location of Point(s) of Diversion

WET CREEK

BUTTE County

L2(NE1/4NW1/4NE1/4)

Sec. 5, Twp 09N, Rge 27E B.M.

Place of Use

IRRIGATION Within BUTTE County

T09N R27E S9	SWNW	40.00	T09N R27E S9	SESW	37.00
T09N R27E S9	NESW	34.00	T09N R27E S9	NWSW	34.00
T09N R27E S9	SWSW	34.00	T09N R27E S9	SESW	34.00
T09N R27E S16	NENW	34.00	T09N R27E S16	NWNW	34.00
T09N R27E S16	SWNW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S16	NESW	34.00	T09N R27E S16	NWSW	34.00
T09N R27E S16	SWSW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S21	NENW	34.00	T09N R27E S21	NWNW	34.00
T09N R27E S21	SWNW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S21	NESW	34.00	T09N R27E S21	NWSW	34.00
T09N R27E S21	SWSW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S28	NENW	34.00	T09N R27E S28	NWNW	34.00
T09N R27E S28	SWNW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S28	NESW	34.00	T09N R27E S28	NWSW	34.00
T09N R27E S28	SWSW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S33	NWNE	12.00	T09N R27E S33	SWNE	11.00
T09N R27E S33	NENW	40.00	T09N R27E S33	SESW	30.00

Total Acres: 1122

Conditions of Approval:

1. E56 USE OF THIS RIGHT WITH THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 285 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-07015, 33-00085, AND 33-00084.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
2. E61 USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.98 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 997.5 AF. COMBINED RIGHT NOS.: 33-00084, 33-00085, 33-10998.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
3. T07 The right holder shall accomplish the change authorized by this transfer by November 7, 2002.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
6. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
7. R43 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. K06 THIS RIGHT IS LIMITED TO THE IRRIGATION OF 36 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Decreed Date: 5/1/2002

**IDAHO DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2A**

Current Water Right No.: 33-10070

Current Owner: PANCHERI INC

Priority Date: 5/25/1891

Origin: Water Right

Status: Active

Basis: Decreed

Source

WET CREEK

Tributary

LITTLE LOST RIVER

Beneficial Use

IRRIGATION

From To

04/01 to 11/01

Total Diversion

Diversion Rate

1.5 CFS

1.5 CFS

Annual Volume

507.5 AF

507.5 AF

Location of Point(s) of Diversion

WET CREEK

BUTTE County

L2(NE1/4NW1/4NE1/4)

Sec. 5, Twp 09N, Rge 27E B.M.

Place of Use

IRRIGATION Within BUTTE County

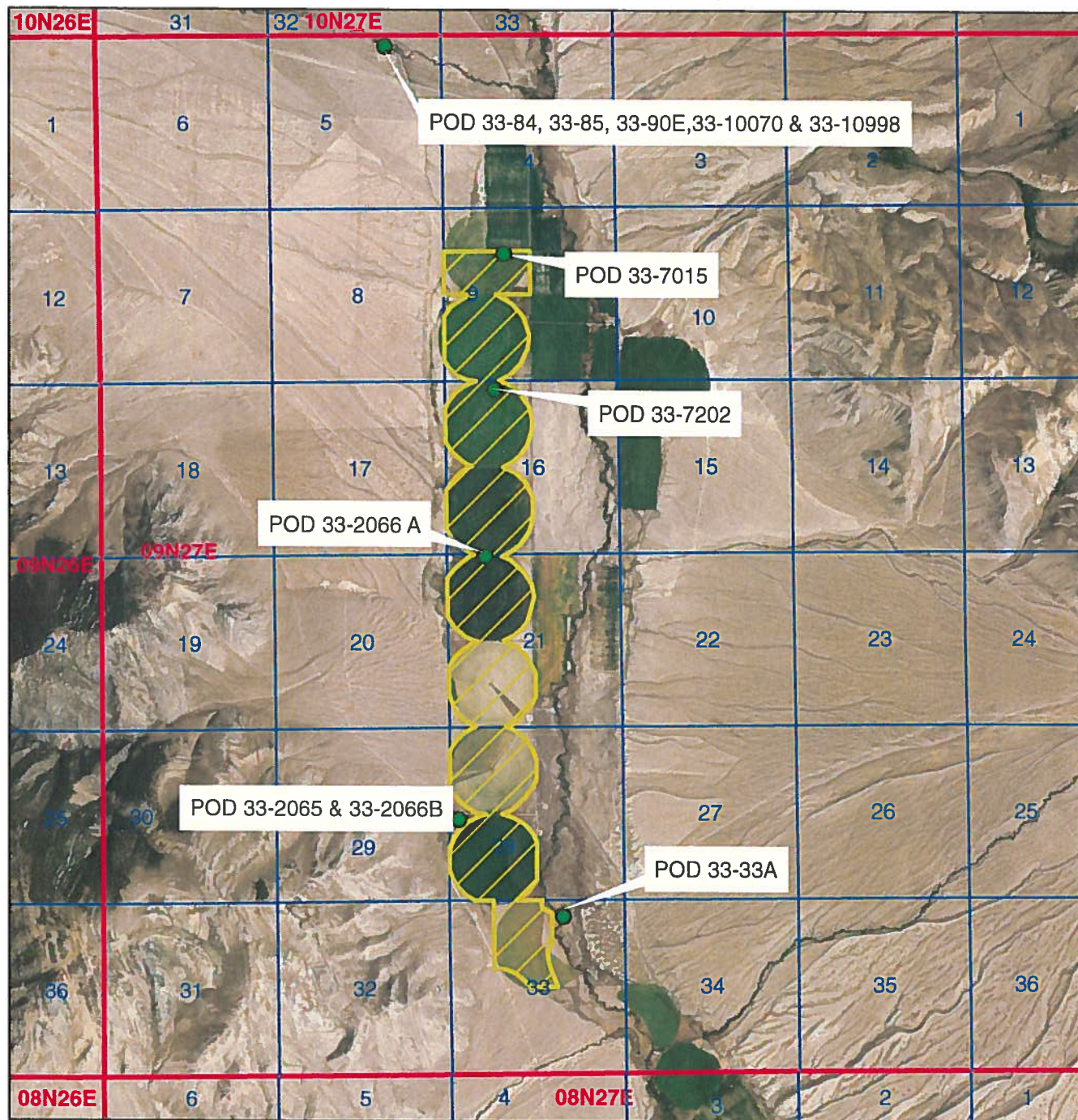
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T09N R27E S9	NESW	34.00	T09N R27E S9	NWSW	34.00
T09N R27E S9	SWSW	34.00	T09N R27E S9	SESW	34.00
T09N R27E S16	NENW	34.00	T09N R27E S16	NWNW	34.00
T09N R27E S16	SWNW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S16	NESW	34.00	T09N R27E S16	NWSW	34.00
T09N R27E S16	SWSW	34.00	T09N R27E S16	SESW	34.00
T09N R27E S21	NENW	34.00	T09N R27E S21	NWNW	34.00
T09N R27E S21	SWNW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S21	NESW	34.00	T09N R27E S21	NWSW	34.00
T09N R27E S21	SWSW	34.00	T09N R27E S21	SESW	34.00
T09N R27E S28	NENW	34.00	T09N R27E S28	NWNW	34.00
T09N R27E S28	SWNW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S28	NESW	34.00	T09N R27E S28	NWSW	34.00
T09N R27E S28	SWSW	34.00	T09N R27E S28	SESW	34.00
T09N R27E S33	NWNE	12.00	T09N R27E S33	SWNE	11.00
T09N R27E S33	NENW	40.00	T09N R27E S33	SESW	30.00

Total Acres: 1122

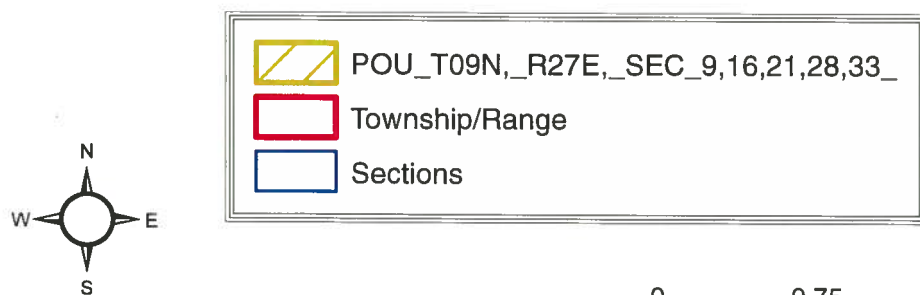
Conditions of Approval:

1. DIVERSION OF WATER UNDER THIS RIGHT IS LIMITED TO THOSE TIMES WATER IS AVAILABLE FOR DIVERSION UNDER THE PRIORITY OF THIS RIGHT FROM SAWMILL CREEK AT THE ORIGINAL POINT OF MEASUREMENT IN T10N R26E S12 NESW.
2. E52 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 507.5 AF. COMBINED RIGHT NOS.: 33-90E, 33-10070.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 18.73 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 3927.0 AF. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
3. E56 USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 300 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-90E, 33-10070, 33-7202.
USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 1122 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 33-84, 33-85, 33-90E, 33-2065, 33-2066A, 33-2066B, 33-7015, 33-7202, 33-10070, 33-10998.
4. E55 USE OF THIS RIGHT WITH RIGHT NO. 33-00090E IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 145 ACRES IN A SINGLE IRRIGATION SEASON.
5. T07 The right holder shall accomplish the change authorized by this transfer by November 7, 2002..
6. THE QUANTITY OF WATER THAT MAY BE DELIVERED AT THE POINT OF DIVERSIION 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.
7. G03 WATER DIVERTED UNDER THIS RIGHT IS EXCHANGED BY INJECTING WATER FROM SAWMILL CREEK INTO 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.
8. P29 THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS. 33-00109, 33-00092D, 33-00092F.
9. T08 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. R63 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
11. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
12. R43 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.

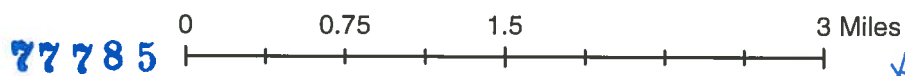
Decreed Date: 5/1/2002

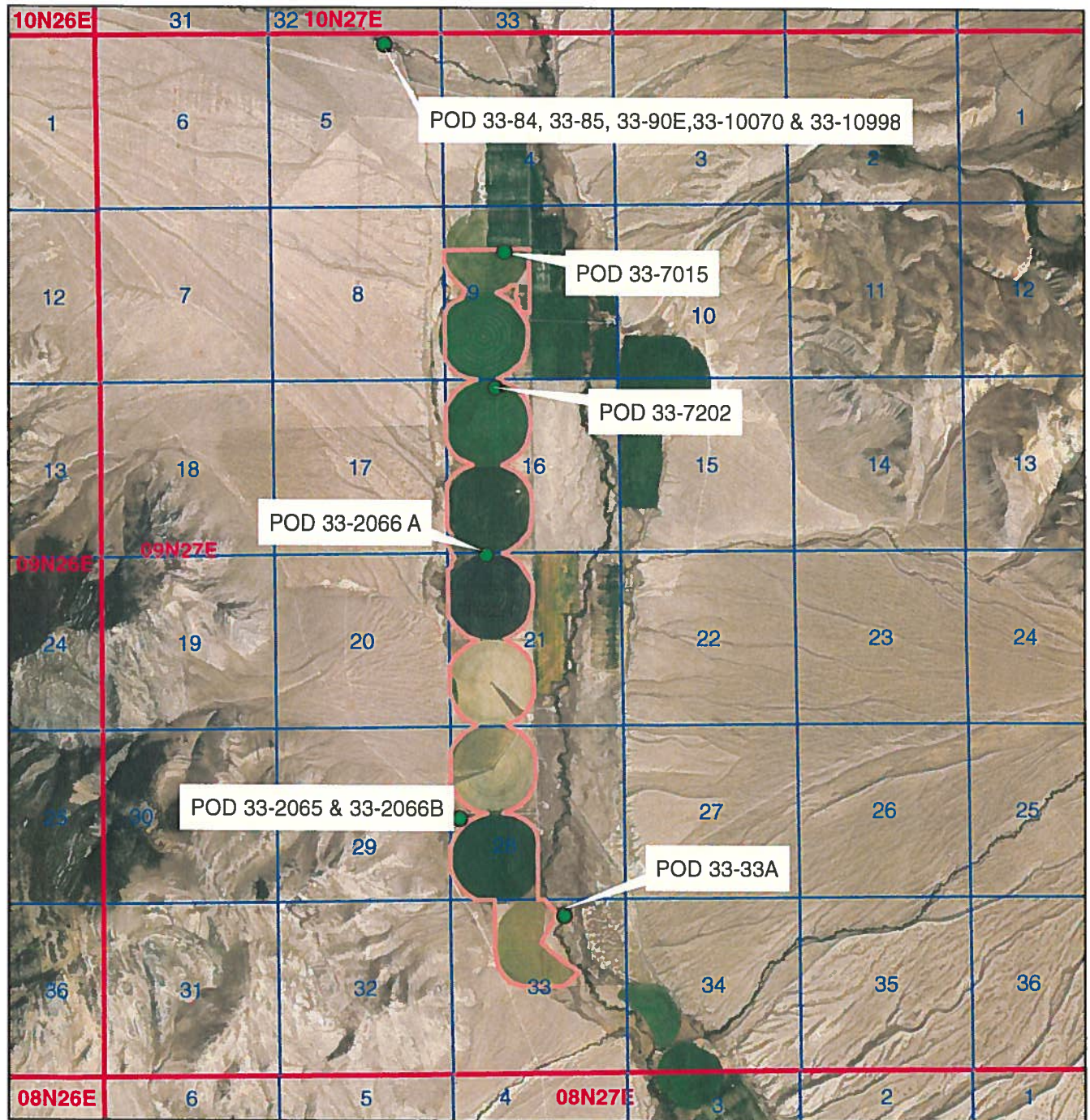


Current Place of Use

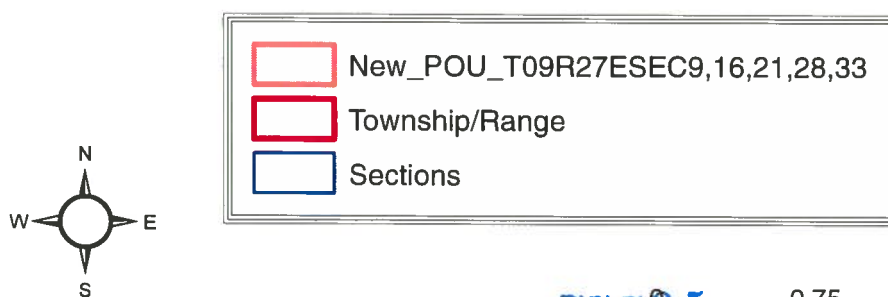


2011 Aerial Photography





New Place of Use



2011 Aerial Photography

77785

0.75

1.5

3 Miles

km

No. C 36205	Due no later than Mar 31, 2011 Annual Report Form		2. Registered Agent and Address (NO PO BOX)			
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	1. Mailing Address: Correct in this box if needed. PANCHERI, INC. JERRY PANCHERI 1494 HWY 33 HOWE ID 83244		JERRY PANCHERI 1494 HWY 22 HOWE ID 83244			
			3. <u>New</u> Registered Agent Signature:*			
4. Corporations: Enter Names and Business Addresses of President, Secretary, and Directors. Treasurer (optional).						
Office Held	Name	Street or PO Address	City	State	Country	Postal Code
TREASURER	RORY PANCHERI	3695 N. 1700 W	HOWE	ID	USA	83244
SECRETARY	RYAN PANCHERI	1401 W HWY33	HOWE	ID	USA	83244
PRESIDENT	ROCK PANCHERI	3639 N.L.L.R. HWY	HOWE	ID	USA	83244
PRESIDENT	(RICK PANCHERI	P.O.BOX 46	HOWE	ID	USA	83244
5. Organized Under the Laws of: ID C 36205		6. Annual Report must be signed.* Signature: Rock Pancheri Name (type or print): Rock Pancheri Date: 01/18/2011 Title: Vp				
Processed 01/18/2011		* Electronically provided signatures are accepted as original signatures.				

77785

1/27/2012

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

MINIMUM REQUIREMENTS CHECKLIST
TO BE SUBMITTED WITH APPLICATION FOR TRANSFER

An application for transfer must be prepared in accordance with the minimum requirements listed below to be acceptable for processing by the Department. Incomplete applications will be returned. The instructions, fee schedule, Part 2A reports and additional Part 2B forms are available from any Department office or on the Department's website at <http://www.idwr.idaho.gov/>.

Check whether each item below is *attached* (Yes) or *not applicable* (N/A) for the proposed transfer.

- Yes N/A * Means the item is always required and must be included with the application.
- ☒ * Completed Application for Transfer of Water Right form, Part 1.
 - ☒ * Signature of applicant(s) or applicant's authorized representative on Application for Transfer Part 1. Include evidence of authority labeled Attachment #3 (see below) if signed by representative.
 - ☒ * Application for Transfer Part 2A. Attach a Part 2A report describing each water right in the transfer as currently recorded.
 - ☒ ☐ Complete and attach an Application for Transfer Part 2B for each water right for which only a portion is proposed to be changed through this transfer application.
 - ☒ * Application for Transfer Part 3A is always required (see Attachment #7a below); Parts 3B and 3C must be completed for transfer applications proposing to change the nature of use of the water right(s) or proposing changes to supplemental right(s).
 - ☒ * Correct fee submitted with transfer application form. (Fee schedule is on website and instructions for application for transfer.)

Attachments to Application - Label each attachment with the corresponding number shown below as Attachment #1-9.

- ☐ ☒ #1 If the applicant is a business, partnership, organization, or association, and not currently registered in the State of Idaho as a business entity, attach documentation identifying officers authorized to sign or act on behalf of right holder. (See Part 1.)
- ☐ ☒ #2a Water Right ownership documentation if Dept. records do not show the transfer applicant as the current water right owner. Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #2b 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). Additional fee(s) required for water right ownership changes; see fee schedule.
- ☐ ☒ #3 Documentation of authority to make the change if the applicant is not the water right owner.
- ☐ ☒ #4 Power of Attorney or documentation providing authority to sign or act on the applicant's behalf. (See Part 1.)
- ☐ ☒ #5 If the transfer application proposes to change the point of diversion for a water right affecting the Eastern Snake Plain Aquifer (ESPA), attach the results of an ESPA analysis and a detailed mitigation plan to offset any depletions to hydraulically connected reaches of the Snake River. ESPA transfer spreadsheet and model grid labeled cells are available on the Department's website at <http://www.idwr.idaho.gov/WaterManagement/WaterRights/WaterRightTransfers/resources.htm>.
- ☐ ☒ #6 Notarized statement of agreement or a statement on official letterhead signed by an authorized representative from each lien holder or other entity with financial interest in the water right(s) or land affected by the proposed transfer. (See Part 1.5.c.)
- ☒ * #7a Attach a map identifying the proposed point(s) of diversion, place(s) of use, and water diversion and distribution system details as described on the application. Include legal description labels. If only a portion of the right is proposed to be changed, identify the current location of the part of the existing right(s) proposed to be changed. (See Part 3A.)
- ☒ ☐ #7b 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.
- ☐ ☒ #8a If the transfer application proposes to change the nature of use or period of use for one or more rights, provide documentation describing the extent of historic beneficial use for the water rights proposed to be transferred and document how enlargement will be avoided. (See Part 3B.) Additional fee required for proposed changes to nature of use; see fee schedule.
- ☐ ☒ #8b If the transfer application proposes to change the place of use of a supplemental irrigation right, provide documentation regarding the historic use of the supplemental right(s) and availability or reliability of the primary right(s) being supplemented, both before and after the proposed change. (See Part 3C.)
- ☐ ☒ #9 Other. Please describe: _____