

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71666

This is to certify that: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244
 (208)767-3419

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 Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
33-32A	WR/Decreed	06/01/1891	2.14 cfs	N/A	N/A	55.0	LITTLE LOST RIVER
33-33A	WR/Decreed	06/01/1905	2.20 cfs	N/A	N/A	55.0	LITTLE LOST RIVER
33-10997	WR/Decreed	04/15/1953	0.17 cfs	N/A	N/A	9.0	GROUND WATER
33-35A	WR/Decreed	03/06/1907	0.72 cfs	N/A	N/A	105.9	BADGER CREEK
33-2068A	WR/Decreed	01/14/1953	2.21 cfs	399 af	N/A	114.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
33-32A	NO	NO	YES	NO	NO	NO
33-33A	NO	NO	YES	NO	NO	NO
33-10997	NO	NO	NO	NO	NO	NO
33-35A	NO	NO	YES	NO	NO	NO
33-2068A	NO	NO	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
33-32A	33-32A	2.14 cfs	N/A	55.0	178.0		N/A	N/A	N/A	N/A
33-33A	33-33A	2.20 cfs	N/A	55.0	178.0		N/A	N/A	N/A	N/A
33-10997	33-10997	0.17 cfs	N/A	9.0	178.0		N/A	N/A	N/A	N/A
33-35A	33-35A	0.72 cfs	N/A	105.9	178.0		N/A	N/A	N/A	N/A
33-2068A	33-2068A	2.21 cfs	399 af	114.0	178.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		4.48 cfs	N/A	178.0	178.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 25th day of October, 2005

SUPPORT DATA

IN FILE # 33-32A


 Chief, Water Allocation Bureau

WATER RIGHT NO. 33-32A
As Modified by Transfer No. 71666

In accordance with the approval of Transfer No. 71666, Water Right No. 33-32A is now described as follows.

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244

Priority Date: June 01, 1891

Source: LITTLE LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	2.14 CFS	
			2.14 CFS	

LOCATION OF POINT(S) OF DIVERSION:

LITTLE LOST RIVER NENWNE Sec. 33 Twp 09N Rge 27E BUTTE County

PLACE OF USE: IRRIGATION

Twp Rge 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		1.0			25.0	4.0		32.0	32.0					15.0			109.0
09N 27E 33													4.0				4.0
09N 27E 34									31.0	12.0	22.0						65.0

Total Acres: 178

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. 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. 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.
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.
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. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 33-32A
As Modified by Transfer No. 71666

CONDITIONS OF APPROVAL

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.

This water right 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.

Dated this 25th day of October, 2005



Chief, Water Allocation Bureau

WATER RIGHT NO. 33-33A
As Modified by Transfer No. 71666

In accordance with the approval of Transfer No. 71666, Water Right No. 33-33A is now described as follows.

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244

Priority Date: June 01, 1905

Source: LITTLE LOST RIVER

Tributary: SINKS

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	2.20 CFS	
			2.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

LITTLE LOST RIVER NENWNE Sec. 33 Twp 09N Rge 27E BUTTE County

PLACE OF USE: IRRIGATION

Twp Rge 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		1.0			25.0	4.0		32.0	32.0					15.0			109.0
09N 27E 33													4.0				4.0
09N 27E 34									31.0	12.0	22.0						65.0

Total Acres: 178

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. 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.
4. 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.
5. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

WATER RIGHT NO. 33-33A
As Modified by Transfer No. 71666

CONDITIONS OF APPROVAL

6. 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. 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.

This water right 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.

Dated this 25th day of October, 20 05



Chief, Water Allocation Bureau

WATER RIGHT NO. 33-35A
As Modified by Transfer No. 71666

In accordance with the approval of Transfer No. 71666, Water Right No. 33-35A is now described as follows.

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244

Priority Date: March 06, 1907

Source: BADGER CREEK

Tributary: LITTLE LOST RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.72 CFS	
			0.72 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BADGER CREEK NESESW Sec. 34 Twp 09N Rge 27E BUTTE County

PLACE OF USE: IRRIGATION

Twp	Rge	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		1.0			25.0	4.0		32.0	32.0					15.0			109.0
09N	27E	33													4.0				4.0
09N	27E	34									31.0	12.0	22.0						65.0

Total Acres: 178

CONDITIONS OF APPROVAL

1. 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.
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 33-35A and 33-2068A when combined shall not exceed a total diversion rate of 2.28 cfs and the irrigation of 114 acres.
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.

WATER RIGHT NO. 33-35A
As Modified by Transfer No. 71666

CONDITIONS OF APPROVAL

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. 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.
10. This right is limited to the irrigation of 105.9 acres within the place of use described above in a single irrigation season.

This water right 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.

Dated this 25th day of October, 20 05



Chief, Water Allocation Bureau

WATER RIGHT NO. 33-2068A
As Modified by Transfer No. 71666

In accordance with the approval of Transfer No. 71666, Water Right No. 33-2068A is now described as follows.

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244

Priority Date: January 14, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	2.21 CFS	399.0 AF
			2.21 CFS	399.0 AF

LOCATION OF POINT(S) OF DIVERSION:

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

PLACE OF USE: IRRIGATION

Twp Rge 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		1.0			25.0	4.0		32.0	32.0						15.0		109.0
09N 27E 33													4.0				4.0
09N 27E 34										31.0	12.0	22.0					65.0

Total Acres: 178

CONDITIONS OF APPROVAL

1. 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 Badger Creek at the point of rediversion described above.
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 33-35A and 33-2068A when combined shall not exceed a total diversion rate of 2.28 cfs and the irrigation of 114 acres.
5. Rights 33-2068B and 33-10997 are also diverted through the point(s) of diversion described above.

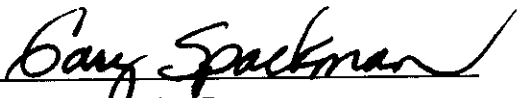
WATER RIGHT NO. 33-2068A
As Modified by Transfer No. 71666

CONDITIONS OF APPROVAL

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. 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. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the point of injection and point of redirection.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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.

This water right 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.

Dated this 25th day of October, 20 05



Chief, Water Allocation Bureau

WATER RIGHT NO. 33-10997
As Modified by Transfer No. 71666

In accordance with the approval of Transfer No. 71666, Water Right No. 33-10997 is now described as follows.

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244

Priority Date: April 15, 1953

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/15	10/31	0.17 CFS	
			0.17 CFS	

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER L3 (SENENW) Sec. 3 Twp 08N Rge 27E BUTTE County

PLACE OF USE: IRRIGATION

Twp Rge 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		1.0			25.0	4.0		32.0	32.0					15.0			109.0
09N 27E 33													4.0				4.0
09N 27E 34									31.0	12.0	22.0						65.0

Total Acres: 178

CONDITIONS OF APPROVAL

1. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, The earlier priority right is the superior right.
2. 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 Badger Creek at the point of rediversion described above.
3. 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.
4. 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.
5. This right is limited to the irrigation of nine (9) acres within the place of use described above in a single irrigation season.

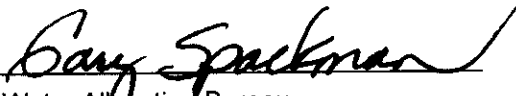
WATER RIGHT NO. 33-10997
As Modified by Transfer No. 71666

CONDITIONS OF APPROVAL

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. 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. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the point of injection and point of redirection.
9. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
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.
12. Rights 33-2068A and 33-2068B are also diverted through the point(s) of diversion described above.

This water right 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.

Dated this 25th day of October, 20 05


Chief, Water Allocation Bureau