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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70402

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>
33-44	WR/Decreed	03/25/1885	1.4 cfs	245 af	70.0	991.0	LITTLE LOST RIVER
33-45	WR/Decreed	04/01/1886	2.4 cfs	420 af	120.0	991.0	LITTLE LOST RIVER
33-46	WR/Decreed	06/01/1891	1.3 cfs	227.5 af	65.0	991.0	LITTLE LOST RIVER
33-47	WR/Decreed	05/25/1891	2.1 cfs	367.5 af	105.0	991.0	LITTLE LOST RIVER
33-2056	WR/Decreed	01/18/1950	2.74 cfs	623 af	178.0	991.0	GROUND WATER,
33-2068B	WR/Decreed	01/14/1953	2.64 cfs	476 af	136.0	991.0	GROUND WATER,
33-2093	WR/Decreed	07/27/1960	2.41 cfs	847 af	242.0	991.0	GROUND WATER
33-2094	WR/Decreed	09/11/1960	4.11 cfs	1530 af	437.0	991.0	GROUND WATER
33-2126B	WR/Decreed	07/22/1966	4.04 cfs	962.5 af	275.0	991.0	GROUND WATER,
33-7038	WR/Decreed	02/03/1975	3.06 cfs	459 af	153.0	991.0	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>
33-44	NO	YES	NO	NO	NO	NO
33-45	NO	YES	NO	NO	NO	NO
33-46	NO	YES	NO	NO	NO	NO
33-47	NO	YES	NO	NO	NO	NO
33-2056	NO	NO	NO	NO	NO	NO
33-2068B	NO	NO	NO	NO	NO	NO
33-2093	NO	NO	NO	NO	NO	NO
33-2094	NO	NO	NO	NO	NO	NO
33-2126B	NO	NO	NO	NO	NO	NO
33-7038	NO	NO	NO	NO	NO	NO

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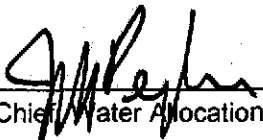
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70402

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
33-44	33-44	1.40 cfs	245.0 af	70.0	991.0		N/A	N/A	N/A	N/A
33-45	33-45	2.40 cfs	420.0 af	120.0	991.0		N/A	N/A	N/A	N/A
33-46	33-46	1.30 cfs	227.5 af	65.0	991.0		N/A	N/A	N/A	N/A
33-47	33-47	2.10 cfs	367.5 af	105.0	991.0		N/A	N/A	N/A	N/A
33-2056	33-2056	2.74 cfs	623.0 af	178.0	991.0		N/A	N/A	N/A	N/A
33-2068B	33-2068B	2.64 cfs	476.0 af	136.0	991.0		N/A	N/A	N/A	N/A
33-2093	33-2093	2.41 cfs	847.0 af	242.0	991.0		N/A	N/A	N/A	N/A
33-2094	33-2094	4.11 cfs	1530.0 af	437.0	991.0		N/A	N/A	N/A	N/A
33-2126B	33-2126B	4.04 cfs	962.5 af	275.0	991.0		N/A	N/A	N/A	N/A
33-7038	33-7038	3.06 cfs	459.0 af	153.0	991.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		18.32 cfs	3468.5 af	N/A	991.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 11 day of June, 2003

For  Chief, Water Allocation Bureau

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WATER RIGHT NO. 33-44
As Modified by Transfer No. 70402

In accordance with the approval of Transfer No. 70402, Water Right No. 33-44 is now described as follows.

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244

Priority Date: March 25, 1885

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 10/31	1.40 CFS	245.0 AF
			1.40 CFS	245.0 AF

LOCATION OF POINT(S) OF DIVERSION:

LITTLE LOST RIVER	L4 (NENWNW)	Sec. 4 Twp 05N Rge 29E	BUTTE County
LITTLE LOST RIVER	SESWNW	Sec. 30 Twp 06N Rge 29E	BUTTE County
LITTLE LOST RIVER	SWNWNW	Sec. 32 Twp 06N Rge 29E	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	
05N 29E 4					41.6	34.0											75.6
05N 29E 5	37.0			34.0													71.0
06N 29E 19													40.0	36.0	15.0	38.0	129.0
06N 29E 29	33.0	39.0	39.0	33.0	39.0	38.0	25.7	39.0	14.0	32.7	4.0						336.4
06N 29E 30											25.8			36.0	34.0		95.8
06N 29E 31	28.0	39.0			12.0												79.0
06N 29E 32			11.0		14.5	32.0		30.8					32.0	23.3	33.3	27.3	204.2

Total Acres: 991

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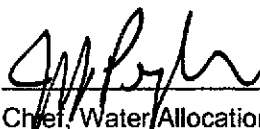
WATER RIGHT NO. 33-44
As Modified by Transfer No. 70402

CONDITIONS OF APPROVAL

1. 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.
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, Little Lost River.
3. Prior to diversion of water under this right, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
4. Rights 33-44, 33-45, 33-46, 33-47, 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total diversion rate of 11.15 cfs from all authorized points of diversion and the irrigation of 554 acres.
5. This right is limited to the irrigation of 70 acres within the place of use described above in a single irrigation season.
6. 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. The right holder shall accomplish the change authorized by this transfer within one (1) 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.

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 11 day of June, 2003


For Chief, Water Allocation Bureau

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JUL 23 2003

WATER RIGHT NO. 33-45
As Modified by Transfer No. 70402

In accordance with the approval of Transfer No. 70402, Water Right No. 33-45 is now described as follows.

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244

Priority Date: April 01, 1886

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 10/31	2.40 CFS	420.0 AF
			2.40 CFS	420.0 AF

LOCATION OF POINT(S) OF DIVERSION:

LITTLE LOST RIVER	L4 (NENWNW)	Sec. 4 Twp 05N	Rge 29E BUTTE County
LITTLE LOST RIVER	SESWNW	Sec. 30 Twp 06N	Rge 29E BUTTE County
LITTLE LOST RIVER	SWNWNW	Sec. 32 Twp 06N	Rge 29E 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	
05N 29E 4					41.6	34.0											75.6
05N 29E 5	37.0			34.0													71.0
06N 29E 19													40.0	36.0	15.0	38.0	129.0
06N 29E 29	33.0	39.0	39.0	33.0	39.0	38.0	25.7	39.0	14.0	32.7	4.0						336.4
06N 29E 30											25.8			36.0	34.0		95.8
06N 29E 31	28.0	39.0			12.0												79.0
06N 29E 32			11.0		14.5	32.0		30.8					32.0	23.3	33.3	27.3	204.2

Total Acres: 991

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JUL 23 2003

WATER RIGHT NO. 33-45
As Modified by Transfer No. 70402

CONDITIONS OF APPROVAL

1. Prior to diversion of water under this right, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
2. 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.
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, Little Lost River.
4. Rights 33-44, 33-45, 33-46, 33-47, 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total diversion rate of 11.15 cfs from all authorized points of diversion and the irrigation of 554 acres.
5. This right is limited to the irrigation of 120 acres within the place of use described above in a single irrigation season.
6. 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. 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. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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 11 day of June, 2003

For 
Chief, Water Allocation Bureau

MICROFILMED

111 23 2003

WATER RIGHT NO. 33-46
As Modified by Transfer No. 70402

In accordance with the approval of Transfer No. 70402, Water Right No. 33-46 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 10/31	1.30 CFS	227.5 AF
			1.30 CFS	227.5 AF

LOCATION OF POINT(S) OF DIVERSION:

LITTLE LOST RIVER	L4 (NENWNW)	Sec. 4	Twp 05N	Rge 29E	BUTTE County
LITTLE LOST RIVER	SESWNW	Sec. 30	Twp 06N	Rge 29E	BUTTE County
LITTLE LOST RIVER	SWNWNW	Sec. 32	Twp 06N	Rge 29E	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	
05N 29E 4						41.6	34.0										75.6
05N 29E 5	37.0			34.0													71.0
06N 29E 19													40.0	36.0	15.0	38.0	129.0
06N 29E 29	33.0	39.0	39.0	33.0	39.0	38.0	25.7	39.0	14.0	32.7	4.0						336.4
06N 29E 30											25.8			36.0	34.0		95.8
06N 29E 31	28.0	39.0			12.0												79.0
06N 29E 32			11.0		14.5	32.0		30.8					32.0	23.3	33.3	27.3	204.2

Total Acres: 991

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JUL 23 2003

WATER RIGHT NO. 33-46
As Modified by Transfer No. 70402

CONDITIONS OF APPROVAL

1. Prior to diversion of water under this right, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
2. 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.
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, Little Lost River.
4. Rights 33-44, 33-45, 33-46, 33-47, 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total diversion rate of 11.15 cfs from all authorized points of diversion and the irrigation of 554 acres.
5. This right is limited to the irrigation of 65 acres within the place of use described above in a single irrigation season.
6. 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. 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. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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 11 day of June, 2003


For _____
Chief, Water Allocation Bureau

MICROFILMED

JUN 23 2003

WATER RIGHT NO. 33-47
As Modified by Transfer No. 70402

In accordance with the approval of Transfer No. 70402, Water Right No. 33-47 is now described as follows.

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244

Priority Date: May 25, 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	10/31	2.10 CFS	367.5 AF
			2.10 CFS	367.5 AF

LOCATION OF POINT(S) OF DIVERSION:

LITTLE LOST RIVER	L4 (NENWNW)	Sec. 4	Twp 05N	Rge 29E	BUTTE County
LITTLE LOST RIVER	SESWNW	Sec. 30	Twp 06N	Rge 29E	BUTTE County
LITTLE LOST RIVER	SWNWNW	Sec. 32	Twp 06N	Rge 29E	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	
05N 29E 4					41.6	34.0											75.6
05N 29E 5	37.0			34.0													71.0
06N 29E 19													40.0	36.0	15.0	38.0	129.0
06N 29E 29	33.0	39.0	39.0	33.0	39.0	38.0	25.7	39.0	14.0	32.7	4.0						336.4
06N 29E 30											25.8			36.0	34.0		95.8
06N 29E 31	28.0	39.0			12.0												79.0
06N 29E 32			11.0		14.5	32.0		30.8					32.0	23.3	33.3	27.3	204.2

Total Acres: 991

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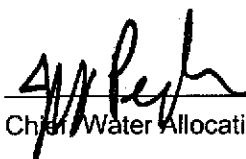
WATER RIGHT NO. 33-47
As Modified by Transfer No. 70402

CONDITIONS OF APPROVAL

1. Prior to diversion of water under this right, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
2. 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.
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, Little Lost River.
4. Rights 33-44, 33-45, 33-46, 33-47, 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total diversion rate of 11.15 cfs from all authorized points of diversion and the irrigation of 554 acres.
5. This right is limited to the irrigation of 105 acres within the place of use described above in a single irrigation season.
6. 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. The right holder shall accomplish the change authorized by this transfer within one (1) 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.

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 11 day of June, 20 03

For 
Chief Water Allocation Bureau

MICROFILMED

JUL 23 2003

WATER RIGHT NO. 33-2056
As Modified by Transfer No. 70402

In accordance with the approval of Transfer No. 70402, Water Right No. 33-2056 is now described as follows.

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244

Priority Date: January 18, 1950

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	2.74 CFS	623.0 AF
			2.74 CFS	623.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWSW Sec. 20 Twp 06N Rge 29E 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	
05N	29E	4						41.6	34.0										75.6
05N	29E	5	37.0			34.0													71.0
06N	29E	19													40.0	36.0	15.0	38.0	129.0
06N	29E	29	33.0	39.0	39.0	33.0	39.0	38.0	25.7	39.0	14.0	32.7	4.0						336.4
06N	29E	30											25.8			36.0	34.0		95.8
06N	29E	31	28.0	39.0			12.0												79.0
06N	29E	32			11.0		14.5	32.0		30.8				32.0	23.3	33.3	27.3		204.2

Total Acres: 991

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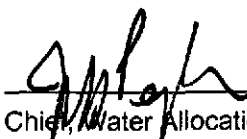
WATER RIGHT NO. 33-2056
As Modified by Transfer No. 70402

CONDITIONS OF APPROVAL

1. 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.
2. After specific notification by the Department, the right holder shall measure the diversion 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. Rights 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total annual diversion volume of 1950.2 af.
4. Rights 33-44, 33-45, 33-46, 33-47, 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total diversion rate of 11.15 cfs from all authorized points of diversion and the irrigation of 554 acres.
5. This right is limited to the irrigation of 178 acres within the place of use described above in a single irrigation season.
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. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
8. 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. The right holder shall accomplish the change authorized by this transfer within one (1) 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

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 11 day of June, 2003


For Chief, Water Allocation Bureau

MICROFILMED

JUN 23 2003

WATER RIGHT NO. 33-2068B
As Modified by Transfer No. 70402

In accordance with the approval of Transfer No. 70402, Water Right No. 33-2068B 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 10/31	2.64 CFS	476.0 AF
			2.64 CFS	476.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER 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	
05N 29E 4						41.6	34.0										75.6
05N 29E 5	37.0			34.0													71.0
06N 29E 19													40.0	36.0	15.0	38.0	129.0
06N 29E 29	33.0	39.0	39.0	33.0	39.0	38.0	25.7	39.0	14.0	32.7	4.0						336.4
06N 29E 30											25.8			36.0	34.0		95.8
06N 29E 31	28.0	39.0			12.0												79.0
06N 29E 32			11.0		14.5	32.0		30.8					32.0	23.3	33.3	27.3	204.2

Total Acres: 991

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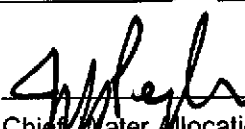
WATER RIGHT NO. 33-2068B
As Modified by Transfer No. 70402

CONDITIONS OF APPROVAL

1. 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.
2. After specific notification by the Department, the right holder shall measure the diversion 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. Rights 33-44, 33-45, 33-46, 33-47, 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total rate of 11.15 cfs from all authorized points of diversion and the irrigation of 554 acres.
4. Rights 33-2068B and 33-2093 when combined shall not exceed a total annual volume of 987 af and the irrigation of 282 acres.
5. Rights 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total annual diversion volume of 1950.2 af.
6. This right is limited to the irrigation of 136 acres within the place of use described above in a single irrigation season.
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. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
9. 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. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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

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 11 day of June, 20 03


For _____
Chief Water Allocation Bureau

MICROFILMED

JUL 23 2003

WATER RIGHT NO. 33-2093
As Modified by Transfer No. 70402

In accordance with the approval of Transfer No. 70402, Water Right No. 33-2093 is now described as follows.

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244

Priority Date: July 27, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	2.41 CFS	847.0 AF
			2.41 CFS	847.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNWNW Sec. 32 Twp 06N Rge 29E 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	
05N 29E 4					41.6	34.0											75.6
05N 29E 5	37.0			34.0													71.0
06N 29E 19													40.0	36.0	15.0	38.0	129.0
06N 29E 29	33.0	39.0	39.0	33.0	39.0	38.0	25.7	39.0	14.0	32.7	4.0						336.4
06N 29E 30										25.8				36.0	34.0		95.8
06N 29E 31	28.0	39.0			12.0												79.0
06N 29E 32			11.0		14.5	32.0		30.8					32.0	23.3	33.3	27.3	204.2

Total Acres: 991

MICROFILM

JUL 23 2002

WATER RIGHT NO. 33-2093
As Modified by Transfer No. 70402

CONDITIONS OF APPROVAL

1. 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.
2. After specific notification by the Department, the right holder shall measure the diversion 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. Rights 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total annual diversion volume of 1950.2 af.
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. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
6. This right is limited to the irrigation of 242 acres within the place of use described above in a single irrigation season.
7. Rights 33-44, 33-45, 33-46, 33-47, 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total rate of 11.15 cfs from all authorized points of diversion and the irrigation of 554 acres.
8. Rights 33-2068B and 33-2093 when combined shall not exceed a total annual maximum diversion volume of 987 af and the irrigation of 282 acres.
9. 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. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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

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 11 day of Jun, 2003

MICROFILMED

JUL 23 2003

For


Chief Water Allocation Bureau

WATER RIGHT NO. 33-2094
As Modified by Transfer No. 70402

In accordance with the approval of Transfer No. 70402, Water Right No. 33-2094 is now described as follows.

Right Holder: PANCHERI INC
1494 HWY 22
HOWE ID 83244

Priority Date: September 11, 1960

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 10/31	4.11 CFS	1,530.0 AF
			4.11 CFS	1,530.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSE	Sec. 19 Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NWNWNW	Sec. 29 Twp 06N	Rge 29E	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	
05N 29E 4					41.6	34.0											75.6
05N 29E 5	37.0			34.0													71.0
06N 29E 19													40.0	36.0	15.0	38.0	129.0
06N 29E 29	33.0	39.0	39.0	33.0	39.0	38.0	25.7	39.0	14.0	32.7	4.0						336.4
06N 29E 30											25.8			36.0	34.0		95.8
06N 29E 31	28.0	39.0			12.0												79.0
06N 29E 32			11.0		14.5	32.0		30.8					32.0	23.3	33.3	27.3	204.2

Total Acres: 991

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JUL 23 2003

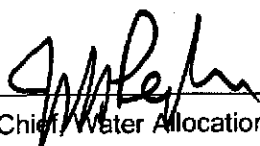
WATER RIGHT NO. 33-2094
As Modified by Transfer No. 70402

CONDITIONS OF APPROVAL

1. 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.
2. After specific notification by the Department, the right holder shall measure the diversion 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. Rights 33-2094 and 33-7038 when combined shall not exceed a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 437 acres.
4. 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. 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. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
7. The right holder shall accomplish the change authorized by this transfer within one (1) 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.

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 11 day of June, 2003


For Chief Water Allocation Bureau

MICROFILMED

JUL 23 2003

WATER RIGHT NO. 33-2126B

As Modified by Transfer No. 70402

In accordance with the approval of Transfer No. 70402, Water Right No. 33-2126B is now described as follows.

Right Holder: PANCHERI INC
1494 HWY 22
HOWE ID 83244

Priority Date: July 22, 1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	4.04 CFS	962.5 AF
			4.04 CFS	962.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENWNE Sec. 19 Twp 06N Rge 29E 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	
05N 29E 4					41.6	34.0											75.6
05N 29E 5	37.0			34.0													71.0
06N 29E 19													40.0	36.0	15.0	38.0	129.0
06N 29E 29	33.0	39.0	39.0	33.0	39.0	38.0	25.7	39.0	14.0	32.7	4.0						336.4
06N 29E 30											25.8			36.0	34.0		95.8
06N 29E 31	28.0	39.0			12.0												79.0
06N 29E 32			11.0		14.5	32.0		30.8					32.0	23.3	33.3	27.3	204.2

Total Acres: 991

MICROFILMED

JUL 23 2003

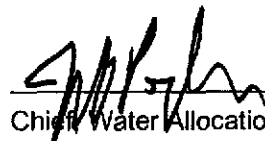
WATER RIGHT NO. 33-2126B
As Modified by Transfer No. 70402

CONDITIONS OF APPROVAL

1. 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.
2. After specific notification by the Department, the right holder shall measure the diversion 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. Rights 33-44, 33-45, 33-46, 33-47, 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total diversion rate of 11.15 cfs from all authorized points of diversion and the irrigation of 554 acres.
4. Rights 33-2056, 33-2068B, 33-2093 and 33-2126B when combined shall not exceed a total annual maximum diversion volume of 1950.2 af.
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. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
7. This right is limited to the irrigation of 275 acres within the place of use described above in a single irrigation season.
8. 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. The right holder shall accomplish the change authorized by this transfer within one (1) 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

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 11 day of June, 20 03


Fw Chief Water Allocation Bureau

MICROFILMED

JUL 23 2003

WATER RIGHT NO. 33-7038
As Modified by Transfer No. 70402

In accordance with the approval of Transfer No. 70402, Water Right No. 33-7038 is now described as follows.

Right Holder: PANCHERI INC
 1494 HWY 22
 HOWE ID 83244

Priority Date: February 03, 1975

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	3.06 CFS	459.0 AF
			3.06 CFS	459.0 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENWNW Sec. 29 Twp 06N Rge 29E 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	
05N 29E 4					41.6	34.0											75.6
05N 29E 5	37.0			34.0													71.0
06N 29E 19													40.0	36.0	15.0	38.0	129.0
06N 29E 29	33.0	39.0	39.0	33.0	39.0	38.0	25.7	39.0	14.0	32.7	4.0						336.4
06N 29E 30										25.8				36.0	34.0		95.8
06N 29E 31	28.0	39.0			12.0												79.0
06N 29E 32			11.0		14.5	32.0		30.8					32.0	23.3	33.3	27.3	204.2

Total Acres: 991

MICROFILMED

JUL 23 2003

WATER RIGHT NO. 33-7038
As Modified by Transfer No. 70402

CONDITIONS OF APPROVAL

1. 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.
2. After specific notification by the Department, the right holder shall measure the diversion 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. Rights 33-2094 and 33-7038 when combined shall not exceed a total annual maximum diversion volume of 1530 af at the field headgate, and the irrigation of 437 acres.
4. This right is limited to the irrigation of 153 acres within the place of use described above in a single irrigation season
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. Prior to diversion of water under this approval, the right holder shall provide a means of measurement and lockable controlling works for all authorized points of diversion. The means of measurement and controlling works must be suitable for control of the diversions and acceptable to the watermaster.
7. 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.
8. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
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.

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 11 day of June, 2003


For Chief, Water Allocation Bureau

MICROFILMED

JUL 23 2003

RECEIVED

MAY 22 2002

Department of Water Resources

2002 MAY 20 PM 4:15

DISTRICT COURT-SRBA
TWIN FALLS CO. IDAHO
FILED 30 35

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

)
) ORDER OF PARTIAL DECREE
)
) For Water Right 33-02093
)

On March 12, 2002, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 33-02093 is hereby **decreed** as set forth in the attached *Partial Decree* Pursuant to I.R.C.P. 54(b).

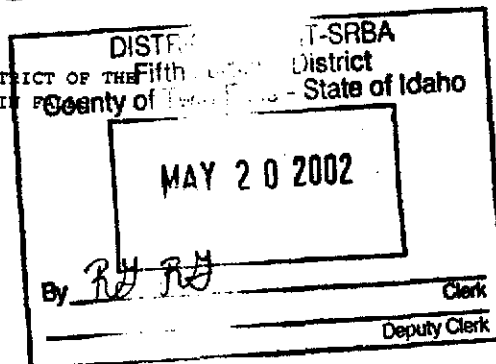
DATED May 20, 2002

Roger S. Burdick
ROGER S. BURDICK
Presiding Judge
Snake River Basin Adjudication

MICROFILMED
JUL 23 2003
SCANNED
MAY 21 2002
1

ORDER OF PARTIAL DECREE

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF BUTTE



In Re SRBA)
PARTIAL DECREE PURSUANT TO
Case No. 39576) I.R.C.P. 54(b) FOR
Water Right 33-02093

NAME AND ADDRESS: PANCHERI INC
C/O HOLDEN KIDWELL
HAHN & CRAPO
PO BOX 50130
IDHAO FALLS, ID 83405

SOURCE: GROUNDWATER

QUANTITY: 2.41 CFS
847.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 11.15 CFS. COMBINED RIGHT NOS.: 33-44,
33-45, 33-46, 33-47, 33-2068B, 33-2056, 33-2093, 33-2126B.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1950.2 AF. COMBINED RIGHT NOS.:
33-2056, 33-2068B, 33-2126B, 33-2093.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 5.64 CFS AND TO A TOTAL ANNUAL DIVERSION VOLUME
OF 987 AF. COMBINED RIGHT NOS.: 33-2068B AND 33-2093.

PRIORITY DATE: 07/27/1960

POINT OF DIVERSION: T06N R29E S32 NWNWNW Within Butte County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	04-01 TO 10-31	2.41 CFS 847.00 AFY

PLACE OF USE:	Irrigation	Within Butte County
	T05N R29E S04 LOT 04 (NWNW) 41.0	SWNW 34.0
	S05 LOT 01 (NENE) 37.0	SENE 34.0
	T06N R29E S19	NWSE 36.0
	NESE 40.0	SESE 38.0
	SWSE 14.0	NWNE 39.0
	S29	SENE 32.0
	NENE 33.0	NWNW 38.0
	SWNE 39.0	SENE 40.0
	NENW 39.0	SWSW 35.0
	SWNW 26.0	SESE 37.0
	NWSW 15.0	SESE 35.0
	SESE 3.0	NWNE 39.0
	S30	SESE 35.0
	SESE 26.0	NWNE 39.0
	S31	NENE 28.0
	NENE 12.0	NENW 16.0
	S32	SENE 11.0
	SWNE 11.0	SENE 28.0
	NWNW 31.0	
	NESE 36.0	
	SWSE 31.0	
	991.0 Acres Total	

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 282 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 33-2068B AND 33-2093.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF
A COMBINED TOTAL OF 554 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 33-44, 33-45, 33-46, 33-47, 33-2068B,
33-2056, 33-2093, 33-2126B.

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

PLACE OF USE (continued)

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 242 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

Roger Burdick

Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication

MICROFILMED
JUL 23 2003

2002 MAY 20 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 33-02093

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 33-02093 was mailed
on May 20, 2002, with sufficient first-class postage prepaid
to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

PANCHERI INC
Represented by:
KENT W FOSTER
PO BOX 50130
IDAHO FALLS, ID 83405
Phone: 208-523-0620

ROBBIN GLATZ
Chief Deputy Clerk

MICROFILMED

JUL 23 2003

CERTIFICATE OF MAILING

PAGE 1
05/20/02

MEMORANDUM

TO: FILE 33-2093
FROM: VAULT
RE: TRANSFER # 70402
DATE: 4-8-03

=====

**Original Transfer Application, Form and correspondence regarding the above
referenced Transfer is located within:**

FILE # 33-44

**MICROFILMED
JUL 23 2003**