STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87466

This is to certify that: PANCHERI BROTHERS LLC
4128 N LITTLE LOST RIVER HWY
HOWE, ID 83244-8733

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
33-15081	WR/DECREED	5/7/1963	3.860 cfs	N/A	314.5	549.6	GROUND WATER
33-15082	WR/DECREED	2/13/1953	3.970 cfs	N/A	198.4	549.6	GROUND WATER
33-15083	WR/DECREED	5/1/1956	3.610 cfs	N/A	361.1	549.6	GROUND WATER
33-15084	WR/DECREED	5/1/1954	3.270 cfs	N/A	241.1	549.6	GROUND WATER
33-15085	WR/DECREED	7/1/1951	3.040 cfs	N/A	361.1	549.6	GROUND WATER
33-15086	WR/DECREED	7/13/1949	1.940 cfs	N/A	154.8	549.6	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
33-15081	NO	NO	NO	YES	NO	NO
33-15082	NO	NO	NO	YES	NO	NO
33-15083	NO	NO	NO	YES	NO	NO
33-15084	NO	NO	NO	YES	NO	NO
33-15085	NO	NO	NO	YES	NO	NO
33-15086	NO	NO	NO	YES	NO	NO

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
33-15081	33-15081	3.860 cfs	N/A	314.5	549.6	N/A	N/A	N/A	N/A	N/A
33-15082	33-15082	3.970 cfs	N/A	198.4	549.6	N/A	N/A	N/A	N/A	N/A
33-15083	33-15083	3.610 cfs	N/A	361.1	549.6	N/A	N/A	N/A	N/A	N/A
33-15084	33-15084	3.270 cfs	N/A	241.1	549.6	N/A	N/A	N/A	N/A	N/A
33-15085	33-15085	3.040 cfs	N/A	361.1	549.6	N/A	N/A	N/A	N/A	N/A
33-15086	33-15086	1.940 cfs	N/A	154.8	549.6	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**10.990 cfs**	**1923.6 af**	**549.6**	**549.6**		**N/A**	**N/A**	**N/A**	**N/A**

SCANNED
MAR 16 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 87466

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 17th day of March, 2023.

Regional Manager

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15081

As Modified by Transfer No. 87466

In accordance with the approval of Transfer No. 87466, Water Right No. 33-15081 is now described as follows:

Right Holder: PANCHERI BROTHERS LLC
4128 N LITTLE LOST RIVER HWY
HOWE, ID 83244-8733

Priority Date: 5/7/1963

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate
IRRIGATION	4/01	to	11/01	3.860 cfs
				3.860 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNWNW	Sec 16 Twp 06N Rge 29E	BUTTE County
GROUND WATER	SENE	Sec 21 Twp 06N Rge 29E	BUTTE County
GROUND WATER	SESENE	Sec 21 Twp 06N Rge 29E	BUTTE County
GROUND WATER	SWSENE	Sec 21 Twp 06N Rge 29E	BUTTE County
GROUND WATER	NWSENE	Sec 23 Twp 06N Rge 29E	BUTTE County
GROUND WATER	NWNWSE	Sec 23 Twp 06N Rge 29E	BUTTE County
GROUND WATER	NENENE	Sec 25 Twp 06N Rge 29E	BUTTE County
GROUND WATER	NWNWNE	Sec 25 Twp 06N Rge 29E	BUTTE County
GROUND WATER	SWSWSE	Sec 8 Twp 06N Rge 29E	BUTTE County
GROUND WATER	L1 (NWNW)	Sec 30 Twp 06N Rge 30E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	29E	14											35.0						35.0
06N	29E	15													36.0	35.0	33.0	34.0	138.0
06N	29E	23	24.0	15.0	25.0	36.0									35.0	33.0	33.0	33.6	234.6
06N	29E	25	38.0	39.0	33.0	32.0													142.0

Right Acre Limit: 314.5
POU Total Acres: 549.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 314.5 acres within the authorized place of use in a single irrigation season.

2. Rights 33-15081, 33-15083 and 33-15085 when combined shall not exceed the irrigation of 361.1 acres.

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15081

As Modified by Transfer No. 87466

CONDITIONS OF APPROVAL

3. Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.

4. Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E, NWNWNE, Sec. 25, 06N, 29E and Lot 1 (NWNW), Sec. 30, 06N, 30E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.

5. Use of water under this right may 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 the diversion and use of water under Transfer approval 87466, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

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 place of use.

9. Use of water under this right is combined with water from Blaine County Canal Co.

10. The right holder shall accomplish the change authorized by this transfer within one 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.

12. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15082

As Modified by Transfer No. 87466

In accordance with the approval of Transfer No. 87466, Water Right No. 33-15082 is now described as follows:

Right Holder: PANCHERI BROTHERS LLC
4128 N LITTLE LOST RIVER HWY
HOWE, ID 83244-8733

Priority Date: 2/13/1953

Source: GROUND WATER

BENEFICIAL USE	From	To	Diversion Rate
IRRIGATION	4/01	to 10/31	3.970 cfs
			3.970 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNWNW	Sec 16	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SENE	Sec 21	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SESENE	Sec 21	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SWSENE	Sec 21	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NWSENE	Sec 23	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NWNWSE	Sec 23	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NENENE	Sec 25	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NWNWNE	Sec 25	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SWSWSE	Sec 8	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	L1 (NWNW)	Sec 30	Twp 06N	Rge 30E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	29E	14											35.0						35.0
06N	29E	15													36.0	35.0	33.0	34.0	138.0
06N	29E	23	24.0	15.0	25.0	36.0									35.0	33.0	33.0	33.6	234.6
06N	29E	25	38.0	39.0	33.0	32.0													142.0

Right Acre Limit: 198.4
POU Total Acres: 549.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 198.4 acres within the authorized place of use in a single irrigation season.

2. Rights 33-15082 and 33-15084 when combined shall not exceed the irrigation of 241.1 acres.

3. Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15082

As Modified by Transfer No. 87466

CONDITIONS OF APPROVAL

4. Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E, NWNWNE, Sec. 25, 06N, 29E and Lot 1 (NWNW), Sec. 30, 06N, 30E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.

5. Use of water under this right may 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 the diversion and use of water under Transfer approval 87466, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

7. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

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 place of use.

9. Use of water under this right is combined with water from Blaine County Canal Co.

10. The right holder shall accomplish the change authorized by this transfer within one 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.

12. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15083

As Modified by Transfer No. 87466

In accordance with the approval of Transfer No. 87466, Water Right No. 33-15083 is now described as follows:

Right Holder: PANCHERI BROTHERS LLC
4128 N LITTLE LOST RIVER HWY
HOWE, ID 83244-8733

Priority Date: 5/1/1956

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate
IRRIGATION	4/01	to	10/31	3.610 cfs
				3.610 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNWNW	Sec 16	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SENE	Sec 21	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SESENE	Sec 21	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SWSENE	Sec 21	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NWSENE	Sec 23	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NWNWSE	Sec 23	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NENENE	Sec 25	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NWNWNE	Sec 25	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SWSWSE	Sec 8	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	L1 (NWNW)	Sec 30	Twp 06N	Rge 30E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	29E	14											35.0						35.0
06N	29E	15													36.0	35.0	33.0	34.0	138.0
06N	29E	23	24.0	15.0	25.0	36.0									35.0	33.0	33.0	33.6	234.6
06N	29E	25	38.0	39.0	33.0	32.0													142.0

Right Acre Limit: 361.1
POU Total Acres: 549.6

CONDITIONS OF APPROVAL

1. Rights 33-15081, 33-15083 and 33-15085 when combined shall not exceed the irrigation of 361.1 acres.

2. Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15083

As Modified by Transfer No. 87466

CONDITIONS OF APPROVAL

3. Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E, NWNWNE, Sec. 25, 06N, 29E and Lot 1 (NWNW), Sec. 30, 06N, 30E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.

4. Use of water under this right may 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 the diversion and use of water under Transfer approval 87466, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

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 place of use.

8. Use of water under this right is combined with water from Blaine County Canal Co.

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 Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15084

As Modified by Transfer No. 87466

In accordance with the approval of Transfer No. 87466, Water Right No. 33-15084 is now described as follows:

Right Holder: PANCHERI BROTHERS LLC
4128 N LITTLE LOST RIVER HWY
HOWE, ID 83244-8733

Priority Date: 5/1/1954

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate
IRRIGATION	4/01	to	10/31	3.270 cfs
				3.270 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNWNW	Sec 16	Twp 06N Rge 29E	BUTTE County
GROUND WATER	SENE	Sec 21	Twp 06N Rge 29E	BUTTE County
GROUND WATER	SESENE	Sec 21	Twp 06N Rge 29E	BUTTE County
GROUND WATER	SWSENE	Sec 21	Twp 06N Rge 29E	BUTTE County
GROUND WATER	NWSENE	Sec 23	Twp 06N Rge 29E	BUTTE County
GROUND WATER	NWNWSE	Sec 23	Twp 06N Rge 29E	BUTTE County
GROUND WATER	NENENE	Sec 25	Twp 06N Rge 29E	BUTTE County
GROUND WATER	NWNWNE	Sec 25	Twp 06N Rge 29E	BUTTE County
GROUND WATER	SWSWSE	Sec 8	Twp 06N Rge 29E	BUTTE County
GROUND WATER	L1 (NWNW)	Sec 30	Twp 06N Rge 30E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	29E	14											35.0						35.0
06N	29E	15													36.0	35.0	33.0	34.0	138.0
06N	29E	23	24.0	15.0	25.0	36.0									35.0	33.0	33.0	33.6	234.6
06N	29E	25	38.0	39.0	33.0	32.0													142.0

Right Acre Limit: 241.1
POU Total Acres: 549.6

CONDITIONS OF APPROVAL

1. Rights 33-15082 and 33-15084 when combined shall not exceed the irrigation of 241.1 acres.
2. Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15084

As Modified by Transfer No. 87466

CONDITIONS OF APPROVAL

3. Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E, NWNWNE, Sec. 25, 06N, 29E and Lot 1 (NWNW), Sec. 30, 06N, 30E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.

4. Use of water under this right may 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 the diversion and use of water under Transfer approval 87466, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

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 place of use.

8. Use of water under this right is combined with water from Blaine County Canal Co.

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 Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15085

As Modified by Transfer No. 87466

In accordance with the approval of Transfer No. 87466, Water Right No. 33-15085 is now described as follows:

Right Holder: PANCHERI BROTHERS LLC
4128 N LITTLE LOST RIVER HWY
HOWE, ID 83244-8733

Priority Date: 7/1/1951

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate
IRRIGATION	4/01	to	10/31	3.040 cfs
				3.040 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNWNW	Sec 16	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SENE	Sec 21	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SESENE	Sec 21	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SWSENE	Sec 21	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NWSENE	Sec 23	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NWNWSE	Sec 23	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NENENE	Sec 25	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	NWNWNE	Sec 25	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	SWSWSE	Sec 8	Twp 06N	Rge 29E	BUTTE County
GROUND WATER	L1 (NWNW)	Sec 30	Twp 06N	Rge 30E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	29E	14											35.0						35.0
06N	29E	15													36.0	35.0	33.0	34.0	138.0
06N	29E	23	24.0	15.0	25.0	36.0									35.0	33.0	33.0	33.6	234.6
06N	29E	25	38.0	39.0	33.0	32.0													142.0

Right Acre Limit: 361.1
POU Total Acres: 549.6

CONDITIONS OF APPROVAL

1. Rights 33-15081, 33-15083 and 33-15085 when combined shall not exceed the irrigation of 361.1 acres.

2. Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15085

As Modified by Transfer No. 87466

CONDITIONS OF APPROVAL

3. Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E, NWNWNE, Sec. 25, 06N, 29E and Lot 1 (NWNW), Sec. 30, 06N, 30E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.

4. Use of water under this right may 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 the diversion and use of water under Transfer approval 87466, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

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 place of use.

8. Use of water under this right is combined with water from Blaine County Canal Co.

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 Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15086

As Modified by Transfer No. 87466

In accordance with the approval of Transfer No. 87466, Water Right No. 33-15086 is now described as follows:

Right Holder: PANCHERI BROTHERS LLC
4128 N LITTLE LOST RIVER HWY
HOWE, ID 83244-8733

Priority Date: 7/13/1949

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate
IRRIGATION	4/01	to	10/31	1.940 cfs
				1.940 cfs

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER	NWNWNW	Sec 16 Twp 06N Rge 29E	BUTTE County
GROUND WATER	SENE	Sec 21 Twp 06N Rge 29E	BUTTE County
GROUND WATER	SESENE	Sec 21 Twp 06N Rge 29E	BUTTE County
GROUND WATER	SWSENE	Sec 21 Twp 06N Rge 29E	BUTTE County
GROUND WATER	NWSENE	Sec 23 Twp 06N Rge 29E	BUTTE County
GROUND WATER	NWNWSE	Sec 23 Twp 06N Rge 29E	BUTTE County
GROUND WATER	NENENE	Sec 25 Twp 06N Rge 29E	BUTTE County
GROUND WATER	NWNWNE	Sec 25 Twp 06N Rge 29E	BUTTE County
GROUND WATER	SWSWSE	Sec 8 Twp 06N Rge 29E	BUTTE County
GROUND WATER	L1 (NWNW)	Sec 30 Twp 06N Rge 30E	BUTTE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	29E	14											35.0						35.0
06N	29E	15													36.0	35.0	33.0	34.0	138.0
06N	29E	23	24.0	15.0	25.0	36.0									35.0	33.0	33.0	33.6	234.6
06N	29E	25	38.0	39.0	33.0	32.0													142.0

Right Acre Limit: 154.8
POU Total Acres: 549.6

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 154.8 acres within the authorized place of use in a single irrigation season.

2. Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.

SCANNED
MAR 16 2023

WATER RIGHT NO. 33-15086

As Modified by Transfer No. 87466

CONDITIONS OF APPROVAL

3. Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E, NWNWNE, Sec. 25, 06N, 29E and Lot 1 (NWNW), Sec. 30, 06N, 30E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.

4. Use of water under this right may 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 the diversion and use of water under Transfer approval 87466, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.

6. Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.

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 place of use.

8. Use of water under this right is combined with water from Blaine County Canal Co.

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

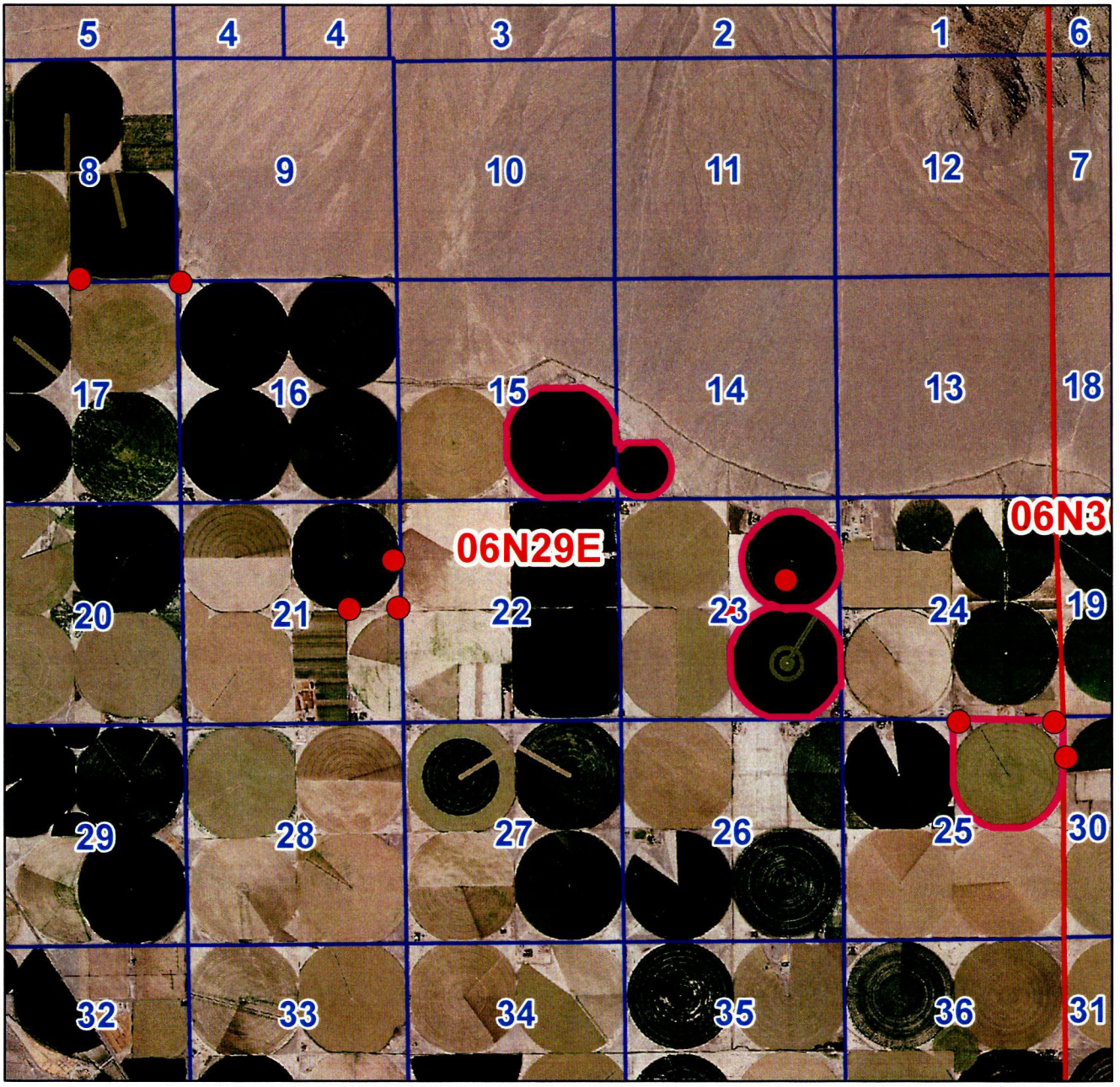
10. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

11. Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED
MAR 16 2023

Attachment to Transfer Approval 87466

This map depicts the place of use boundary at the time of this transfer approval and is attached to the approval document solely for illustrative purposes.



Legend

- WR POD
- WR POU
- Township/Range
- Sections

0 0.250.5 1 Miles

N
W E
S

SCANNED
MAR 16 2023

Date: 3/17/2023

42-222 POD - 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JAN 25 2023
Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

AMENDED

Check all that apply:

☐ Change diversion point(s) ☑ Add diversion point(s) ☐ Ownership change ☐ Ownership split

☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Pancheri Brothers LLC Phone 208-339-1293
2. **MAILING ADDRESS** 4128 N Little Lost River Hwy City Howe
   State ID Zip 83244 Email rpancheri@gmail.com

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086

☑ Attach a copy of the water right(s) as recorded, available at *idwr.idaho.gov, Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 1.96 (diversion rate) cubic feet per second and/or _____ (storage volume) acre-feet per annum.

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☑ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources.*

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y			NW	NW	30	6N	30E	Butte	Ground Water	
					All other PODs will remain the same.					
N		NW	SE	NE	23	6N	29E	Butte	Ground Water	
N		NW	NW	SE	23	6N	29E	Butte	Ground Water	
N		NW	NW	NW	16	6N	29E	Butte	Ground Water	
N		SW	SE	NE	21	6N	29E	Butte	Ground Water	
N		SE	SE	NE	21	6N	29E	Butte	Ground Water	
N			SE	NE	21	6N	29E	Butte	Ground Water	

Transfer No. 87466

SCANNED
FEB 01 2023

42-222 POD - 07/18

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED
JAN 18 2022
Department of Water Resources
Eastern Region

APPLICATION FOR TRANSFER OF WATER RIGHT – POINT(S) OF DIVERSION

This form may be used to apply to change and/or add points of diversion for existing water rights and to report an ownership change for a water right(s) in connection with the proposed point of diversion change(s). Do not use this form to apply for changes to other elements of a water right. See the *Application for Transfer Instructions* for help completing this form and for mailing addresses of Department offices where your application can be submitted.

Check all that apply:

☐ Change diversion point(s) ☑ Add diversion point(s) ☐ Ownership change ☐ Ownership split

☐ Transfer is for changes pursuant to Idaho Code § 42-221.O.8. Attach an explanation and any supporting documentation.

1. **APPLICANT(S)** Pancheri Brothers LLC Phone 208-339-1293
2. **MAILING ADDRESS** 4128 N Little Lost River Hwy City Howe
   State ID Zip 83244 Email rpancheri@gmail.com

☐ If the applicant is not an individual and not registered to do business in the State of Idaho, attach documentation identifying officers authorized to sign for the applicant.

☐ If the applicant is not the current water right(s) owner, attach documentation of authority to file the application.

☐ If the application includes a change in ownership of water right(s), attach a copy of the conveyance document, such as a warranty deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property conveyed or description of the water right if no land is conveyed. Additional fee(s) are required for water right ownership changes; see Item 9 for the fee schedule.

If the ownership change resulted in the water right(s) being split, how did the division occur? Mark one:

☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

☐ If the application is not signed by the applicant, attach a Power of Attorney or other documentation providing authority to sign for the applicant.

3. **LIST WATER RIGHT NUMBER(S)** 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086

SUPERCEDED

☑ Attach a copy of the water right(s) as recorded, available at *idwr.idaho.gov, Water Right Transfers, Step 1*, or by contacting any Department office.

4. **TOTAL AMOUNT OF WATER** transferred is 1.96 (diversion rate) cubic feet per second and/or _____ (storage volume) acre-feet per annum.

5. **POINT OF DIVERSION** – Describe all the point(s) of diversion to be included on the water right(s) after the proposed change.

☑ Attach Eastern Snake Plain Aquifer (ESPA) analysis if this transfer proposes to change a point of diversion affecting the ESPA. ESPA analysis information is available at idwr.idaho.gov, *Water Rights, Water Right Transfers, Modeling Resources*.

New?	Lot	¼	¼	¼	Sec	Twp	Rge	County	Source	Local name or tag #
Y			NW	NW	30	6N	29E	Butte	Ground Water	
					All other PODs will remain the same.					
N		NW	SE	NE	23	6N	29E	Butte	Ground Water	
N		NW	NW	SE	23	6N	29E	Butte	Ground Water	
N		NW	NW	NW	16	6N	29E	Butte	Ground Water	
N		SW	SE	NE	21	6N	29E	Butte	Ground Water	
N		SE	SE		21	6N	29E	Butte	Ground Water	
N			SE	NE	21	6N	29E	Butte	Ground Water	

Transfer No. 87466 APPROVED

87466

FEB 01 2023

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Ident. No. _____

Point of Diversion/Place of Use Supplement

Attachment to: ☐ Application for Permit to Appropriate Water ☒ Application for Transfer** ☐ Adjudication Claim
☐ Application for Amendment of Permit ☐ Beneficial Use Field Report ☐ Statutory Claim

Location of points of diversion (POD):

New POD?	Twp	Rge	Sec	Govt Lot	¼	¼	¼	County	Source	Local name or well/diversion tag #
☐ Yes	06N	29E	08		SW	SW	SE	Butte	Ground Water	
☐ Yes	06N	29E	25		NE	NE	NE	Butte	Ground Water	
☐ Yes	06N	29E	25		NW	NW	NE	Butte	Ground Water	
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										
☐ Yes										

Description of place of use (POU):

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
b. If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below.

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

**If this supplemental sheet is for an Application for Transfer, insert this page into Part 1B of the application. Page _____

87466

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FEB 01 2023

6. **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 proposed POD already exists and is in close proximity to the existing delivery system. Additional mainline will be installed to connect the new POD. A measuring device can be installed on the new mainline to monitor flows.

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. 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 used in a mitigation plan limiting the use of water under the right(s), or
☐	☑	currently enrolled in a Federal set-aside program limiting the use of water under the right(s)?

If yes, describe:

d. Is any portion of the water right(s) proposed to be changed currently leased to the Water Supply Bank? ☐ Yes ☑ No

☐ If yes and there are multiple owners, attach a Lessor Designation form.
☐ If yes, the individual owner or designated lessor must complete, sign and attach an IRS Form W-9.
(Disregard if these items are on file and ownership has not changed.)

7. **MAP** – ☑ Attach a map of the diversion, measurement, control and distribution system. Include the place of use if a split of the water right occurred. Clearly label the map with township, range, section and ¼ ¼ of section information. You may create a map at idwr.idaho.gov, *Water Rights, Water Right Transfers, File a Transfer Application, Step 2C.*

8. **SIGNATURE** – The information in this application is true to the best of my knowledge. I understand any willful misrepresentations in this application may result in rejection of the application or cancellation of an approval.

Signature of applicant or authorized agent	Print name and title if applicable	Date
Rod Pancheri	Rod Pancheri Partner	1-6-23

9. **FEE** – ☐ The application filing fee provided in Idaho Code § 42-221.O, must be submitted with the application for transfer. Applications for changes pursuant to Idaho Code § 42-221.O.8. require a filing fee of $50 per water right. All other application fees are based on the total amount of water proposed for transfer in Item 4: the larger fee for either cubic feet per second (diversion rate) or acre-feet per annum (storage volume). The Fee Schedule is available at *www.idwr.idaho.gov, Water Right Transfers, Step 4* and in the Application for Transfer Instructions.

FOR DEPARTMENT USE ONLY

Transfer includes _____ pages of attachments. Received by _____ Date _____

Fee paid $580 Date 1/18/2023 Receipted by JB Receipt # E048856

Preliminary review by _____ Date _____ Active in the Water Supply Bank? Yes ☐ No ☐

W-9 received? Yes ☐ No ☐ Name on W-9 _____ W-9 forwarded to fiscal? Yes ☐ No ☐

(Do NOT scan the W-9 – confidential information is held by fiscal only)

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Narrative in Support of Application
Pancheri Brothers LLC

Applicant owns water rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, and 33-15086 from ground water for the irrigation of a total of 549.6 acres and a total diversion of 10.99 cfs. The wells and pivots are not all contiguous, but are connected through mainline. Two of the nine authorized wells directly provide the ground water rights for the place of use in Section 25. These two wells are located on the northwest and northeast corners of the pivot. Production is poor in these wells and continues to decline.

The property to the east is also owned by applicant. In 2018, applicant drilled a new well for the neighboring farm under water rights 33-2115 and 33-14852 and was able to develop a very productive well. It is proposed to use this new well as another point of diversion for the water rights listed in this transfer application.

Water rights 33-15081 et al include a condition for the two wells in Section 25 as follows:

> Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E and NWNWNE, Sec. 25, 06N, 29E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.

This condition is a result of a Stipulation of Withdrawal of Protest of Transfer No. 83556. To remain in compliance with the stipulation and the resulting condition, it is proposed that the proposed POD be added to the condition limiting diversion of the three wells to 1.96 cfs. The result is that the proposed POD can be used solely or work in combination with the existing two wells to provide irrigation water to the Section 25 place of use without exceeding the current diversion limits under these rights.

No impacts are anticipated to the Eastern Snake Plain Aquifer since no spatial changes will occur in the irrigation practices. Attachment #5 provides additional detail.

Rocky Mountain ENVIRONMENTAL ASSOCIATES, INC.
SCANNED
FEB 01 2023
87466

Attachment #3

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

2/8/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 33-15081

Owner Type	Name and Address
Current Owner	PANCHERI BROTHERS LLC 4128 N LITTLE LOST RIVER HWY HOWE, ID 83244-8733 2083391293

Priority Date: 05/07/1963

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	11/01	3.86 CFS	
Total Diversion			3.86 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSWSE	Sec. 08	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWNW	Sec. 16	Township 06N	Range 29E	BUTTE County
GROUND WATER	SENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SWSENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SESENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWSENE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWSE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NENENE	Sec. 25	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWNE	Sec. 25	Township 06N	Range 29E	BUTTE County

IRRIGATION Use:

Acre Limit: 314.5

Place(s) of use:

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FEB 01 2023

87466

Attachment #3

Place of Use Legal Description: IRRIGATION BUTTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	29E	14		SWSW	35									
		15		NESE	36		NWSE	35		SWSE	33		SESE	34
		23		NENE	24		NWNE	15		SWNE	25		SENE	36
				NESE	35		NWSE	33		SWSE	33		SESE	33.6
		25		NENE	38		NWNE	39		SWNE	33		SENE	32

Total Acres: 549.6

Conditions of Approval:

1.	X27	This right is limited to the irrigation of 314.5 acres within the authorized place of use in a single irrigation season.
2.	X35	Rights 33-15081, 33-15083 and 33-15085 when combined shall not exceed the irrigation of 361.1 acres.
3.	X35	Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.
4.		Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E and NWNWNE, Sec. 25, 06N, 29E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.
5.	R05	Use of water under this right may 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.	214	Prior to the diversion and use of water under Transfer approval 83556, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7.	213	Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
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 place of use.
9.	E18	Use of water under this right is combined with water from Blaine County Canal Co.
10.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11.	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.
12.	T19	Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

SCANNED

87466

FEB 01 2023

Attachment #3

Dates:

Licensed Date:

Decreed Date: 08/11/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 33

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Civil Case Number:

Old Case Number:

Decree Plantiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

87466

SCANNED
FEB 01 2023

Attachment #3

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

2/17/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 33-15082

Owner Type	Name and Address
Current Owner	PANCHERI BROTHERS LLC 4128 N LITTLE LOST RIVER HWY HOWE, ID 83244-8733 2083391293
Original Owner	HOPE LAND & WATER CO INC C/O W T WILLIAMS RT 1 TWIN FALLS, ID 83301

Priority Date: 02/13/1953

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	3.97 CFS	
Total Diversion			3.97 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSWSE	Sec. 08	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWNW	Sec. 16	Township 06N	Range 29E	BUTTE County
GROUND WATER	SENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SWSENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SESENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWSENE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWSE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NENENE	Sec. 25	Township 06N	Range 29E	BUTTE County

87466

SCANNED
FEB 01 2023

Attachment #3

GROUND WATER | NWNWNE | Sec. 25 | Township 06N | Range 29E | BUTTE County

IRRIGATION Use:

Acre Limit: 198.4

Place(s) of use:

Place of Use Legal Description: IRRIGATION BUTTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	29E	14		SWSW	35									
		15		NESE	36		NWSE	35		SWSE	33		SESE	34
		23		NENE	24		NWNE	15		SWNE	25		SENE	36
				NESE	35		NWSE	33		SWSE	33		SESE	33.6
		25		NENE	38		NWNE	39		SWNE	33		SENE	32

Total Acres: 549.6

Conditions of Approval:

1.	X27	This right is limited to the irrigation of 198.4 acres within the authorized place of use in a single irrigation season.
2.	X35	Rights 33-15082 and 33-15084 when combined shall not exceed the irrigation of 241.1 acres.
3.	X35	Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.
4.		Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E and NWNWNE, Sec. 25, 06N, 29E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.
5.	R05	Use of water under this right may 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.	214	Prior to the diversion and use of water under Transfer approval 83556, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
7.	213	Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
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 place of use.
9.	E18	Use of water under this right is combined with water from Blaine County Canal Co.
10.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
11.	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.

SCANNED
FEB 01 2023

Attachment #3

12.	T19	Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates:

Licensed Date:

Decreed Date: 08/11/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 33

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Civil Case Number:

Old Case Number:

Decree Plantiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

SCANNED
FEB 01 2023

87466

Attachment #3

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

2/17/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 33-15083

Owner Type	Name and Address
Current Owner	PANCHERI BROTHERS LLC 4128 N LITTLE LOST RIVER HWY HOWE, ID 83244-8733 2083391293

Priority Date: 05/01/1956

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	3.61 CFS	
Total Diversion			3.61 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSWSE	Sec. 08	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWNW	Sec. 16	Township 06N	Range 29E	BUTTE County
GROUND WATER	SENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SWSENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SESENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWSENE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWSE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NENENE	Sec. 25	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWNE	Sec. 25	Township 06N	Range 29E	BUTTE County

IRRIGATION Use:

Acre Limit: 361.1

Place(s) of use:

87466

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FEB 01 2023

Attachment #3

Place of Use Legal Description: IRRIGATION BUTTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	29E	14		SWSW	35									
		15		NESE	36		NWSE	35		SWSE	33		SESE	34
		23		NENE	24		NWNE	15		SWNE	25		SENE	36
				NESE	35		NWSE	33		SWSE	33		SESE	33.6
		25		NENE	38		NWNE	39		SWNE	33		SENE	32

Total Acres: 549.6

Conditions of Approval:

1.	X35	Rights 33-15081, 33-15083 and 33-15085 when combined shall not exceed the irrigation of 361.1 acres.
2.	X35	Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.
3.		Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E and NWNWNE, Sec. 25, 06N, 29E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.
4.	R05	Use of water under this right may 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.	214	Prior to the diversion and use of water under Transfer approval 83556, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6.	213	Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7.	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 place of use.
8.	E18	Use of water under this right is combined with water from Blaine County Canal Co.
9.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10.	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.
11.	T19	Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates:

Licensed Date:

SCANNED
FEB 01 2023

87466

Attachment #3

Decreed Date: 08/11/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 33

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Civil Case Number:

Old Case Number:

Decree Plantiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

SCANNED

87466

FEB 01 2023

Attachment #3

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

2/17/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 33-15084

Owner Type	Name and Address
Current Owner	PANCHERI BROTHERS LLC 4128 N LITTLE LOST RIVER HWY HOWE, ID 83244-8733 2083391293
Original Owner	HOPE LAND WATER CO

Priority Date: 05/01/1954

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	3.27 CFS	
Total Diversion			3.27 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSWSE	Sec. 08	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWNW	Sec. 16	Township 06N	Range 29E	BUTTE County
GROUND WATER	SENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SWSENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SESENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWSENE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWSE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NENENE	Sec. 25	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWNE	Sec. 25	Township 06N	Range 29E	BUTTE County

IRRIGATION Use:

Acre Limit: 241.1

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FEB 01 2023

87466

Attachment #3

Place(s) of use:

Place of Use Legal Description: IRRIGATION BUTTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	29E	14		SWSW	35									
		15		NESE	36		NWSE	35		SWSE	33		SESE	34
		23		NENE	24		NWNE	15		SWNE	25		SENE	36
				NESE	35		NWSE	33		SWSE	33		SESE	33.6
		25		NENE	38		NWNE	39		SWNE	33		SENE	32

Total Acres: 549.6

Conditions of Approval:

1.	X35	Rights 33-15082 and 33-15084 when combined shall not exceed the irrigation of 241.1 acres.
2.	X35	Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.
3.		Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E and NWNWNE, Sec. 25, 06N, 29E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.
4.	R05	Use of water under this right may 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.	214	Prior to the diversion and use of water under Transfer approval 83556, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6.	213	Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7.	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 place of use.
8.	E18	Use of water under this right is combined with water from Blaine County Canal Co.
9.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10.	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.
11.	T19	Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates:

SCANNED
FEB 01 2023

87468

Attachment #3

Licensed Date:

Decreed Date: 08/11/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 33

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Civil Case Number:

Old Case Number:

Decree Plantiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

SCANNED
FEB 01 2023

87466

Attachment #3

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

2/17/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 33-15085

Owner Type	Name and Address
Current Owner	PANCHERI BROTHERS LLC 4128 N LITTLE LOST RIVER HWY HOWE, ID 83244-8733 2083391293
Original Owner	HOPE LAND WATER CO

Priority Date: 07/01/1951

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	3.04 CFS	
Total Diversion			3.04 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSWSE	Sec. 08	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWNW	Sec. 16	Township 06N	Range 29E	BUTTE County
GROUND WATER	SENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SWSENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SESENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWSENE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWSE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NENENE	Sec. 25	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWNE	Sec. 25	Township 06N	Range 29E	BUTTE County

IRRIGATION Use:

Acre Limit: 361.1

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FEB 01 2023

87466

Attachment #3

Place(s) of use:

Place of Use Legal Description: IRRIGATION BUTTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	29E	14		SWSW	35									
		15		NESE	36		NWSE	35		SWSE	33		SESE	34
		23		NENE	24		NWNE	15		SWNE	25		SENE	36
				NESE	35		NWSE	33		SWSE	33		SESE	33.6
		25		NENE	38		NWNE	39		SWNE	33		SENE	32

Total Acres: 549.6

Conditions of Approval:

1.	X35	Rights 33-15081, 33-15083 and 33-15085 when combined shall not exceed the irrigation of 361.1 acres.
2.	X35	Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.
3.		Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E and NWNWNE, Sec. 25, 06N, 29E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.
4.	R05	Use of water under this right may 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.	214	Prior to the diversion and use of water under Transfer approval 83556, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6.	213	Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7.	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 place of use.
8.	E18	Use of water under this right is combined with water from Blaine County Canal Co.
9.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10.	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.
11.	T19	Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates:

SCANNED
FEB 01 2023

87466

Attachment #3

Licensed Date:

Decreed Date: 08/11/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 33

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Civil Case Number:

Old Case Number:

Decree Plantiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

87466

SCANNED
FEB 01 2023

Attachment #3

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT REPORT

2/17/2022

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report

WATER RIGHT NO. 33-15086

Owner Type	Name and Address
Current Owner	PANCHERI BROTHERS LLC 4128 N LITTLE LOST RIVER HWY HOWE, ID 83244-8733 2083391293

Priority Date: 07/13/1949

Basis: Decreed

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Volume
IRRIGATION	4/01	10/31	1.94 CFS	
Total Diversion			1.94 CFS	

Location of Point(s) of Diversion:

GROUND WATER	SWSWSE	Sec. 08	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWNW	Sec. 16	Township 06N	Range 29E	BUTTE County
GROUND WATER	SENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SWSENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	SESENE	Sec. 21	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWSENE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWSE	Sec. 23	Township 06N	Range 29E	BUTTE County
GROUND WATER	NENENE	Sec. 25	Township 06N	Range 29E	BUTTE County
GROUND WATER	NWNWNE	Sec. 25	Township 06N	Range 29E	BUTTE County

IRRIGATION Use:

Acre Limit: 154.8

Place(s) of use:

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Attachment #3

Place of Use Legal Description: IRRIGATION BUTTE County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
06N	29E	14		SWSW	35									
		15		NESE	36		NWSE	35		SWSE	33		SESE	34
		23		NENE	24		NWNE	15		SWNE	25		SENE	36
				NESE	35		NWSE	33		SWSE	33		SESE	33.6
		25		NENE	38		NWNE	39		SWNE	33		SENE	32

Total Acres: 549.6

Conditions of Approval:

1.	X27	This right is limited to the irrigation of 154.8 acres within the authorized place of use in a single irrigation season.
2.	X35	Rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086 when combined shall not exceed a total diversion rate of 10.99 cfs, a total annual maximum diversion volume of 1923.6 af at the field headgate, and the irrigation of 549.6 acres.
3.		Diversion of water from the wells located in the NENENE, Sec. 25, 06N, 29E and NWNWNE, Sec. 25, 06N, 29E under the following water rights shall be limited to the diversion of 1.96 cfs: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086.
4.	R05	Use of water under this right may 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.	214	Prior to the diversion and use of water under Transfer approval 83556, the right holder shall install and maintain acceptable measuring device(s) at the authorized point(s) of diversion in accordance with Department specifications, or shall obtain an approved variance from the Department to determine the amount of water diverted from power records or to maintain an existing measuring device.
6.	213	Upon specific notification of the Department, the right holder shall install and maintain data loggers to record water usage information at the authorized point(s) of diversion in accordance with Department specifications.
7.	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 place of use.
8.	E18	Use of water under this right is combined with water from Blaine County Canal Co.
9.	T07	The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
10.	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.
11.	T19	Pursuant to Idaho Code § 42-1412(6), 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 determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Dates:

Licensed Date:

SCANNED
FEB 01 2023

87466

Attachment #3

Decreed Date: 08/11/2000

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal: S

Owner Name Connector:

Water District Number: 33

Generic Max Rate per Acre: 0.02

Generic Max Volume per Acre: 3.5

Civil Case Number:

Old Case Number:

Decree Plantiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

SCANNED
FEB 01 2023

87466

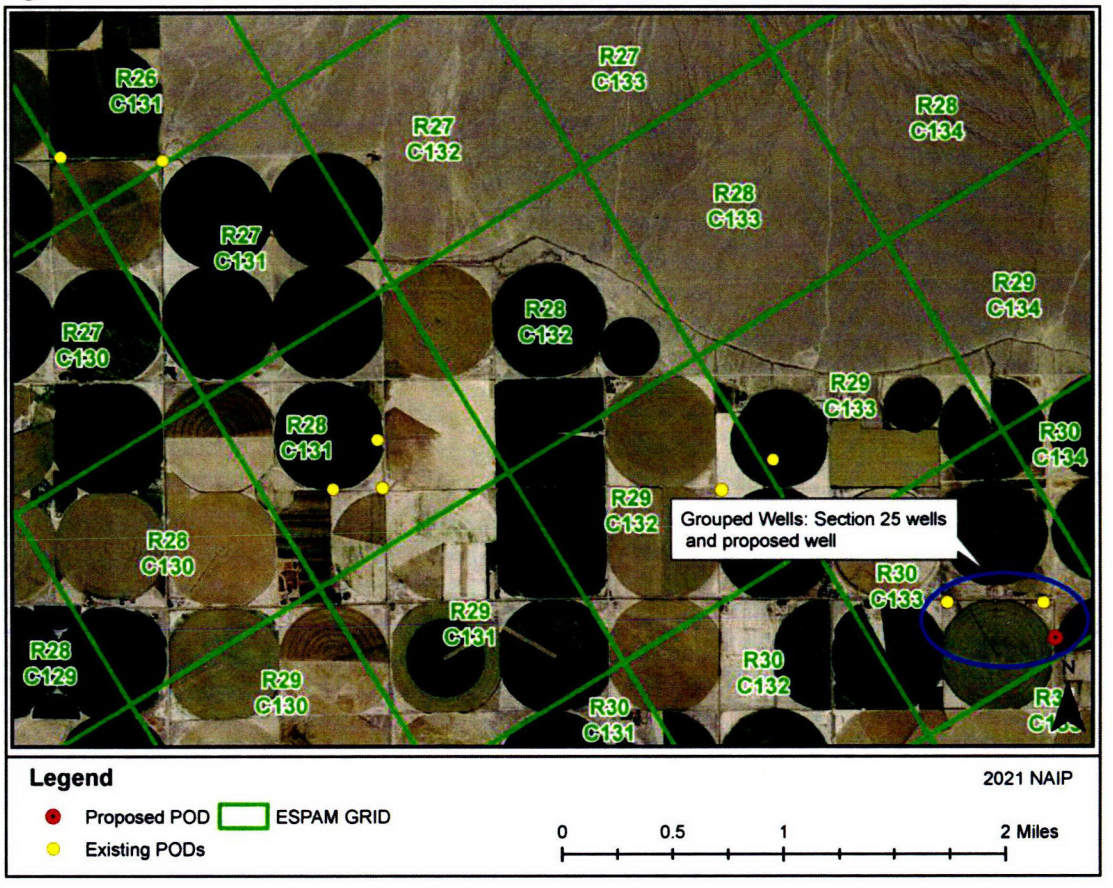
Eastern Snake Plain Aquifer Modeling Analysis

Pancheri Brothers LLC

The Applicant proposes to add a neighboring existing well as a point of diversion for the water rights listed in this transfer. The purpose of including the proposed POD is to provide a reliable well for irrigation of the place of use in Section 25. The two wells in Section 25 that are already authorized as PODs on the water rights are poor producers and production is continuing to diminish. The proposed POD will be used in place of or in combination with the two wells in Section 25. No additional diversion rate will be delivered from this group of wells within the system.

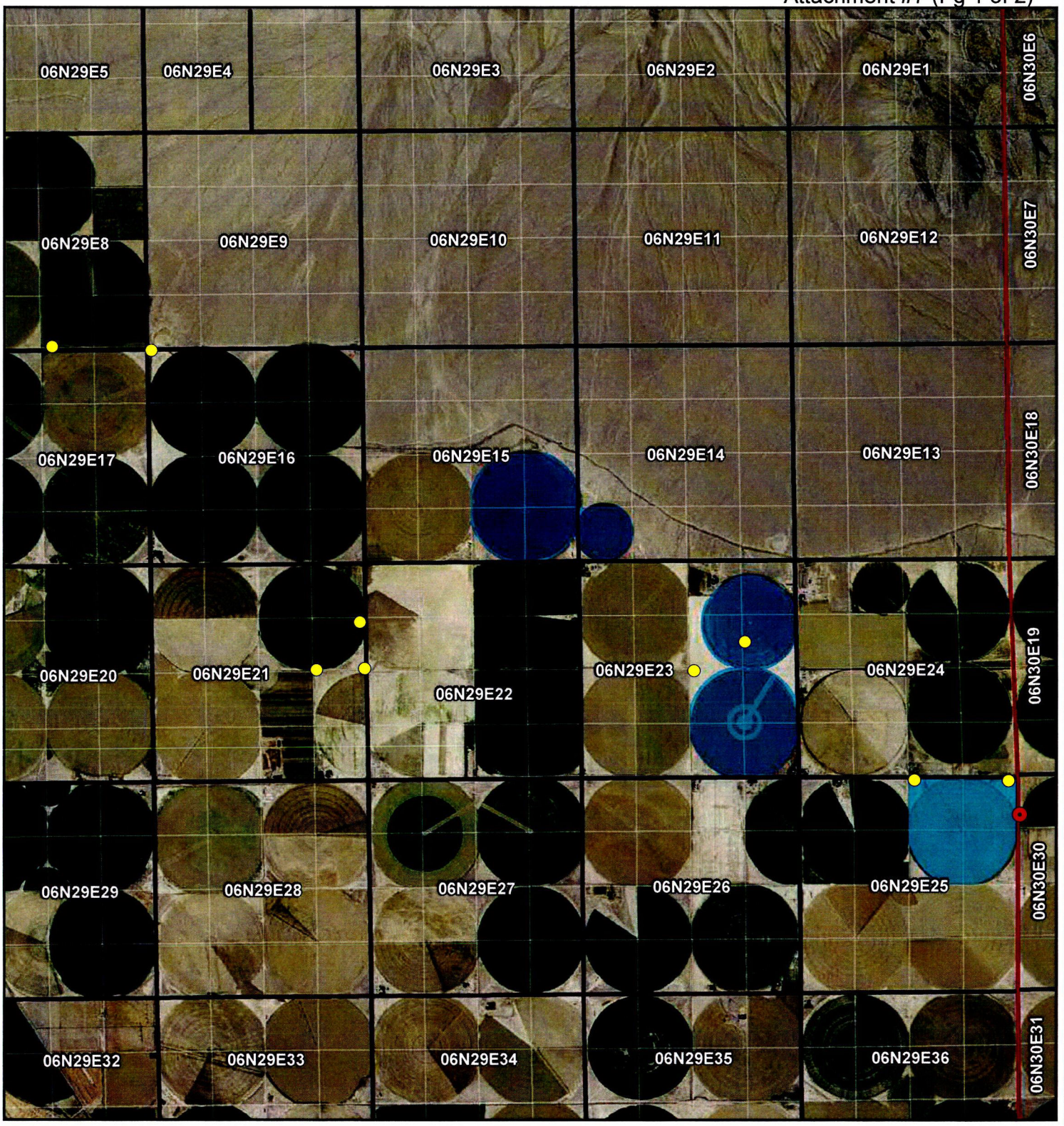
Well locations are identified in Figure 1 below. The wells in Section 25 and the proposed POD are all located in the same model cell. **Therefore, it is determined that no modeling is required.**

Figure 1. ESPA Model Grid and Well Locations



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FEB 01 2023

87466



Proposed POD
Existing PODs
Existing WR POU
Twp & Rng
Section
QQ

N
W
E
S

Application for Transfer - POD

Pancheri Brothers LLC

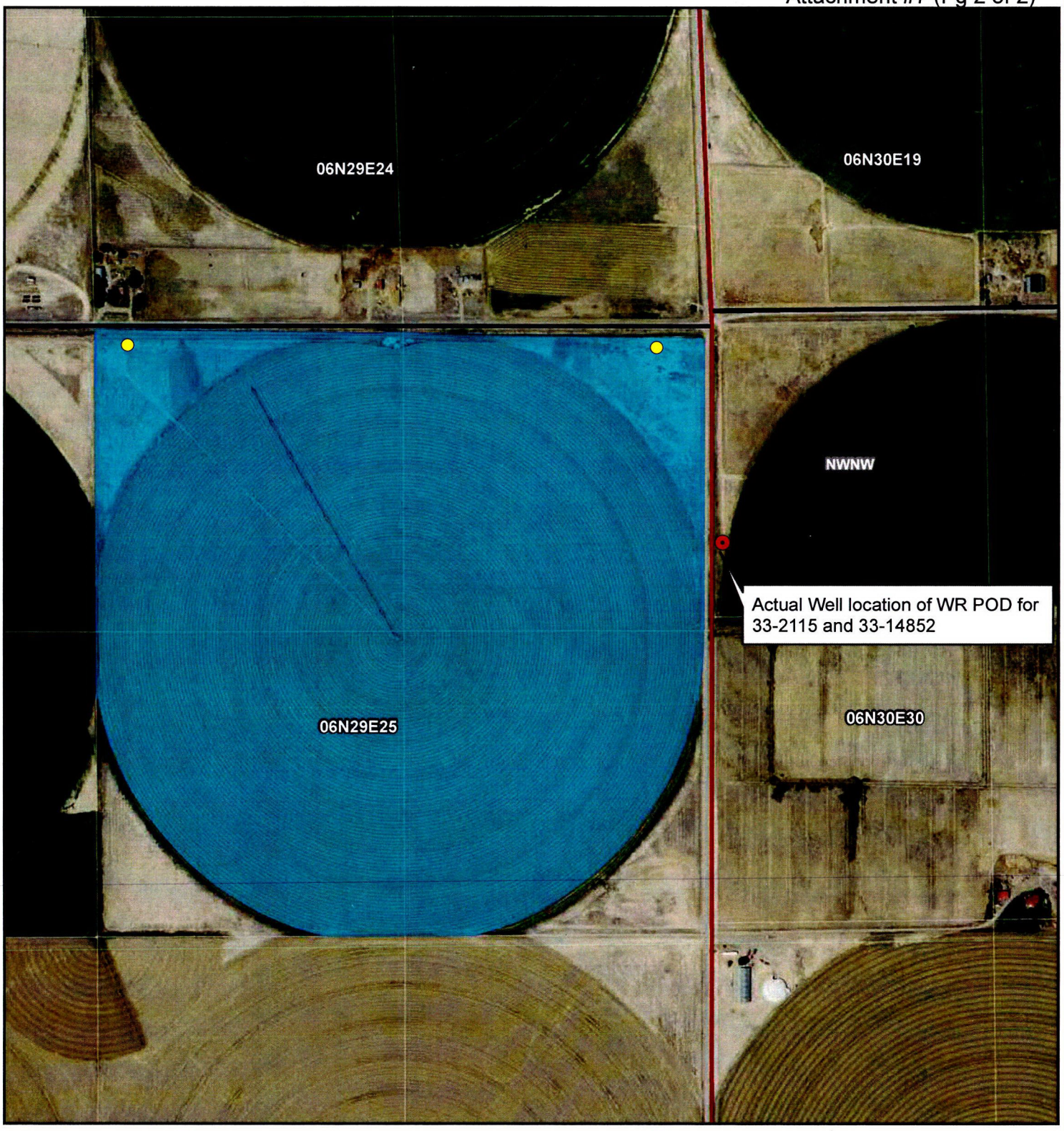
RMEA #13-0020
by: KM
Date: 1/6/2023

Rocky Mountain ENVIRONMENTAL ASSOCIATES, INC.

SCANNED

87466

RCB 01 2023



Proposed POD
Existing PODs
Existing WR POU
Twp & Rng
Section
QQ

N
W
E
S

Application for Transfer - POD

Pancheri Brothers LLC

RMEA #13-0020
by: KM
Date: 1/6/2023

Rocky Mountain ENVIRONMENTAL ASSOCIATES, INC.

SCANNED

87466

FEB 01 2023

0004834372

STATE OF IDAHO

Office of the secretary of state, Lawerence Denney

ANNUAL REPORT

Idaho Secretary of State
PO Box 83720
Boise, ID 83720-0080
(208) 334-2301
Filing Fee: $0.00

For Office Use Only

-FILED-

File #: 0004834372

Date Filed: 7/29/2022 9:02:49 AM

Entity Name and Mailing Address:

Entity Name:	PANCHERI BROTHERS LLC
The file number of this entity on the records of the Idaho Secretary of State is:	0000051352
Address	1460 HIGHWAY 33 HOWE, ID 83244-8719

Entity Details:

Entity Status	Active-Existing
This entity is organized under the laws of:	IDAHO
If applicable, the old file number of this entity on the records of the Idaho Secretary of State was:	W12350

The registered agent on record is:

Registered Agent	ROD PANCHERI Registered Agent Physical Address 1460 HWY 33 HOWE, ID 83244 Mailing Address

Limited Liability Company Managers and Members

Name	TItle	Business Address
Pancheri Brothers LLC	Member	ROD PANCHERI 1460 HWY 33 HOWE, ID 83244

The annual report must be signed by an authorized signer of the entity.

Job Title: Partner

Rod Pancheri — Sign Here

07/29/2022 — Date

SCANNED
MAR 16 20

Page 1 of 1

BC1-0009 07/29/2022 9:02 AM RECEIVED BY IDAHO SECRETARY OF STATE JAMES RISCH

IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

March 17, 2023

PANCHERI BROTHERS LLC
4128 N LITTLE LOST RIVER HWY
HOWE ID 83244-8733

Re: Transfer No: 87466
Water Right No(s).: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086

Transfer Approval Notice

Dear Water Right Holder:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department. Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

SCANNED
MAR 16 2023

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 525-7161.

Sincerely,

Christina Henman
Administrative Assistant

Enclosure
CC:

ROCKY MOUNTAIN ENVIRONMENTAL ASSOC INC
482 CONSTITUTION WAY STE 303
IDAHO FALLS ID 83402-3552

SCANNED
MAR 16 2023

CERTIFICATE OF SERVICE

I hereby certify that on March 17, 2023 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 87466
Water Right No(s).: 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086

PANCHERI BROTHERS LLC
4128 N LITTLE LOST RIVER HWY
HOWE ID 83244-8733

ROCKY MOUNTAIN ENVIRONMENTAL ASSOC INC
482 CONSTITUTION WAY STE 303
IDAHO FALLS ID 83402-3552

Christina Henman
Administrative Assistant

SCANNED
MAR 16 2023

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

SCANNED
MAR 16 2023

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

> Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:
>
> (a) The petition for reconsideration is disposed of; or
> (b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

SCANNED
MAR 16 2023

MEMORANDUM

Date: March 13, 2023

To: Transfer 87466

From: Brian Normandeau

Re: Review & Evaluation of Sufficiency of Information

This transfer proposes adding a point of diversion to water rights 33-15081, 33-15082, 33-15083, 33-15084, 33-15085 and 33-15086. The new point of diversion, an existing well and authorized point of diversion for rights 33-2115, and 33-14852, will be included in an existing rate limit of 1.96 cfs for the six transferred rights pertaining to the two nearest points of diversion on those rights.

Authority to File:

The transfer applicant is Pancheri Brothers LLC. They are the current owner of the water rights and property which the rights are associated with, including at the new point of diversion. The application was signed by the applicant's registered agent.

Water Right Validity:

The water rights being transferred were decreed 8/11/2000. Based on aerial imagery, most of the place of use has been consistently irrigated. The corners of the NWNE and NENE of Sec 25 T06N R29E do not appear to be irrigated as consistently as the rest of the place of use; however, there is visible evidence of irrigation and cultivation occurring in 2017, 2019 and 2021. Further, NDVI data obtained from Climate Engine reflects irrigation of these areas in multiple years within the previous five-year period. No issues identified.

Injury to Other Water Rights:

The proposed additional point of diversion is an existing well that is not near other production wells. The transferred rights currently have a condition limiting the diversion rate from two wells in Sec 25 T06N R29E to 1.96 cfs. The new point of diversion is within the same ESPAM cell as these two wells and will be added to the combined limit such that the diversion from the three wells under these rights are limited to 1.96 cfs. As a result of this condition, there is no change to the volume of water diverted from any one model cell. The application was advertised and was not protested. The watermaster did not respond to a request for comment on the transfer. No issues identified.

Enlargement of Use:

Approval of this transfer does not indicate an increase to the diversion rate, total volume or total irrigated acres currently authorized by the transferred rights. No issues identified.

Local Public interest / Beneficial Use / Conservation of Water Resources:

No issues identified.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

SCANNED
MAR 16 2023

AFFIDAVIT OF PUBLICATION

I, Betsy Van Etten
of The Arco Advertiser, a weekly newspaper of general circulation, published weekly at Arco, Idaho, since March, 1909, do solemnly swear that a copy of this notice, per clipping attached, was published weekly in the regular and entire issue of said newspaper, and not in any supplement thereof, for 2 consecutive weeks, commencing with the issue dated February 9 2023
and ending with the issue dated February 16 2023

STATE OF IDAHO }
COUNTY OF BUTTE }

On this 16th day of February
in the year of 2023, before me, a Notary Public, personally appeared
Betsy Van Etten
known or identified to me to be the person, whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that he executed the same.

Notary Public for Idaho

Residing at Arco ID

My commission expires: January 28 2028

THOMAS DALE CAMMACK
Comm. Number 3617
NOTARY PUBLIC
My Commission Expires
Jan. 28, 2028
STATE OF IDAHO

RECEIVED

MAR 0 3 2023

Department of Water Resources
Eastern Region

LEGAL NOTICE LEGAL NOTICE
See Legal Notices Online at idahopublicnotices.com

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 87466

PANCHERI BROTHERS LLC, 4128 N LITTLE LOST RIVER HWY, HOWE, ID 83244-8733 has filed Application No. 87466 for changes to the following water rights within BUTTE County(s): Right No(s). 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows: add point of diversion. The proposed points of diversion are in Lot 1 (NWNW) Sec 30 T06N R30E (new), NWSENE & NWNWSE Sec 23, NWNWNW Sec 16, SWSENE, SESENE & SENE Sec 21, SWSWSE Sec 8, NENENE & NWNWNE Sec 25, T06N R29E for 10.99 cfs from Ground Water. The proposed new point of diversion will be limited to 1.96 cfs. For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of $25.00 for each application on or before 2/27/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/9/2023 and 2/16/2023

SCANNED

MAR 0 9 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

February 1, 2023

DAVE ANDREASON
3794 LITTLE LOST RIVER HWY
HOWE, ID 83244

RE: Transfer No. 87466

Dear Watermaster:

The Idaho Department of Water Resources (IDWR) is seeking written comment and/or recommendations from you regarding the above referenced water right application. You can find a copy of the application at: https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. Please review the application, then complete the enclosed recommendation form and return it to this office within 21 days of the date of this letter.

If the application is approved, IDWR will include appropriate standard conditions of approval for a water right located within a water district, such as regulation by the watermaster, lockable controlling works, and/or measuring devices. Any special conditions or other concerns you have related to this application should be specifically addressed in your recommendation.

IDWR can finish reviewing an unprotested application as soon as the protest period has past. Your prompt response to this request will ensure that your recommendation can be considered. If IDWR has not received your written recommendation within 21 days from the date of this letter, IDWR will presume that you do not oppose approval of the application and that you have no comments for IDWR to consider.

Sincerely,

Christina Henman
Administrative Asst. I

Enclosure(s)

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MAR 09 2023

IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718
Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little **Director Gary Spackman**

February 1, 2023

PANCHERI BROTHERS LLC
4128 N LITTLE LOST RIVER HWY
HOWE, ID 83244-8733

RE: Transfer No. 87466
Water Right No(s). 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086

Dear Applicant:

The Department of Water Resources has received your water right transfer application. Please refer to the transfer number referenced above in all future correspondence regarding this transfer.

A legal notice of the application has been prepared and is scheduled for publication in the ARCO ADVERTISER on 2/9/2023 and 2/16/2023. Protests to this application may be submitted for a period ending ten (10) days after the second publication.

If the application is protested, you will be sent a copy of each protest. All protests must be resolved before the application can be considered for approval. If the protest(s) cannot be resolved voluntarily, the Department will conduct a conference and/or hearing on the matter.

If the application is not protested, the Department will process your application and notify you of any action taken on the application. If your application is approved, the Department will send you a copy of the approval document.

Please contact this office if you have any questions regarding the application.

Sincerely,

Christina Henman
Administrative Assistant

CC:
ROCKY MOUNTAIN ENVIRONMENTAL ASSOC INC
C/O KRISTIN MOORE
482 CONSTITUTION WAY STE 303
IDAHO FALLS, ID 83402-3552

SCANNED
FEB 01 2023

Henman, Christina

From: Henman, Christina
Sent: Wednesday, February 1, 2023 10:34 AM
To: arcoadv@aol.com
Subject: Legal Notice for Arco Advertiser
Attachments: 87466 Arco Advertiser.docx

LEGAL NOTICE DEPARTMENT
ARCO ADVERTISER
PO BOX C
ARCO, ID 83213

RE: Transfer No. 87466
Water Right No(s). 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086

Dear Legal Notice Department:

Please publish the enclosed legal notice on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 2/27/2023. Your cooperation is appreciated.

Thank You,

IDAHO DEPARTMENT OF WATER RESOURCES

Christina Henman
Administrative Assistant
IDWR, Eastern Region
900 N Skyline Ste. A
Idaho Falls, ID 83402
Phone: (208) 525-7161

SCANNED
FEB 01 2023

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 87466

PANCHERI BROTHERS LLC, 4128 N LITTLE LOST RIVER HWY, HOWE, ID 83244-8733 has filed Application No. 87466 for changes to the following water rights within BUTTE County(s): Right No(s). 33-15081, 33-15082, 33-15083, 33-15084, 33-15085, 33-15086; to see a full description of these rights and the proposed transfer, please see https://research.idwr.idaho.gov/apps/waterrights/querynewtransfers. The purpose of the transfer is to change a portion of the above rights as follows: add point of diversion. The proposed points of diversion are in Lot 1 (NWNW) Sec 30 T06N R30E (new), NWSENE & NWNWSE Sec 23, NWNWNW Sec 16, SWSENE, SESENE & SENE Sec 21, SWSWSE Sec 8, NENENE & NWNWNE Sec 25, T06N R29E for 10.99 cfs from Ground Water. The proposed new point of diversion will be limited to 1.96 cfs.

For additional information concerning the property location, contact Eastern Region office at (208)525-7161. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Eastern Region, 900 N SKYLINE DR STE A, IDAHO FALLS ID 83402-1718 together with a protest fee of $25.00 for each application on or before 2/27/2023. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

Published on 2/9/2023 and 2/16/2023

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FEB 01 2023