

MEMORANDUM

Date: May 21, 2019
To: Transfer 83038
From: James Cefalo
Re: Review & Evaluation of Sufficiency of Information

This transfer proposes to change the point of diversion, add points of diversion and change the place of use for a 40-acre portion of water rights 33-2138, 33-7040 and 33-7172. The applicant plans to install a small wiper pivot at the end of an existing irrigation system. The existing system has multiple interconnected wells. Therefore, the transfer proposes to list 13 points of diversion one point of injection and two points of rediversion on the split rights.

Authority to File: Pancheri Brothers LLC is the current owner of record for the water rights. Butte County taxlot data lists Pancheri Brothers LLC as the owner of the existing and proposed places of use and points of diversion. Application was signed by Rod Pancheri. Amendment was signed by Roman Pancheri. Both are authorized to sign for Pancheri Brothers LLC.

Water Right Validity: Water rights were decreed in 2000. All acres described under the rights have been consistently irrigated. No apparent forfeiture issues.

Injury to Other Water Rights: The amount of water being transferred is small compared to the amount of ground water pumped at the proposed points of diversion. No apparent issues.

Enlargement of Use: Application for Transfer 83044 was filed at the same time as this application. Application 83044 proposed to combine a surface water right, 33-101A, with the remaining portions of water rights 22-2138, 22-7040 and 33-7172. After conducting a field exam for the surface water right and reviewing historical diversion data for the system at the existing place of use for the water rights, Pancheri Brothers decided to reduce the amount of irrigated acres involved in this transfer (from 62.4 acres to 40 acres) to leave more ground water acres at the existing place of use. Rod Pancheri filed an amended application on May 20, 2019. There are no enlargement concerns with this application. The enlargement evaluation for combining a surface right with the remaining portion of water rights 22-2138, 33-7040 and 33-7172 will be summarized in Application 83044.

Local Public interest: No issues identified.

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.

Application for Transfer 83038

Water Rights Prior to Transfer

Right No.	Rate (cfs)	Vol (af)	Acres
33-2138	2.63	460	131.5
33-7040	4.43	776	221.6
33-7172	0.67	118	33.7
Combined	7.33		386.8

Water Rights to be Transferred

Right No.	Rate (cfs)	Vol (af)	Acres
33-15080	0.27	47.6	13.6
33-15078	0.46	80.2	22.9
33-15079	0.07	12.2	3.5
Combined	0.76		40.0

Remaining Portion of Water Rights

Right No.	Rate (cfs)	Vol (af)	Acres
33-2138	2.36	412.4	117.9
33-7040	3.97	695.8	198.7
33-7172	0.60	105.8	30.2
Combined	6.57		346.8