

MEMORANDUM

Date: February 3, 2015
To: Transfer 79706
From: Kerrie Mathews
Re: Transfer Evaluation

Transfer No. 79706 for water rights 33-69, 33-70, 33-71, 33-72, 33-73, 33-74, 33-76, 33-78, 33-79, 33-80, 33-81, 33-82, 33-2057, 33-2083, 33-2086, 33-2091 and 33-7018 proposes to re-arrange the place of use. This re-arrangement will improve the efficiency of the farming operation by converting all lands to sprinkler irrigation. The water rights are composed of surface water and ground water rights, with complex conditions that limit the acres applicable to each source. Because of these complex conditions the separation of the place of use for surface and ground water was maintained.

Water right 33-2133 partially overlaps the irrigation water rights. No changes are proposed to Water Right 33-2133 which has a different beneficial use and period of use. Water Right 33-2133 was not added to the transfer application and the exclusion of this right does not affect the changes proposed to the irrigation rights.

Authority to file:

An ownership change was completed on all of the water rights on December 15, 2014. All of the rights are now in the name of Pancheri Brothers LLC and/or Pancheri Inc. The current place of use is in the name of Pancheri Brothers LLC or Pancheri Inc. The application was signed by Rod Pancheri a representative of Pancheri Brothers LLC and Pancheri Inc, he has signature authority for the companies.

Validity of the Water Right:

All of the water rights were decreed on December 31, 2004. Aerial photography shows consistent irrigation. Forfeiture does not appear to be an issue.

Injury to Other Water Rights:

No injury to other water rights was identified. An ESPA analysis was not conducted because no change to the Points of Diversion is occurring. The application was advertised statewide, no protests were received. The water master for WD33 was notified of the transfer and did not provide comments.

Local Public Interest:

No issues identified.

Beneficial Use / Conservation of Water Resources:

No issues identified.

Review of the application finds there is not clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this transfer application.