

OCT 04 2024

DEPT. OF WATER RESOURCES
EASTERN REGION

Jeff Hawley
Hawley Land and Livestock
3895 N. Little Lost River Hwy.
Howe, Idaho 83244

September 30, 2024

To whom it may concern:

This letter is to inform Pancheri Inc. and the Idaho Department of Water Resources (IDWR) that we are protesting water right transfer NO. 89297.

Reasons for protest are but not limited to:

- 21.84 cfs of the proposed change are junior to my water right No. 33-51 impacting stream flows to my lower diversion points.
- Pancheri Inc.'s proposal to add a diversion point to my upper diversion or near it would impact my ability to receive water down river by closing flood control for fear of flooding their gate. This diversion point has been maintained by the Hawley family for 150 years and the diversion point is not adequately designed to support an additional gate.
- We have not been notified about sharing a diversion point by Pancheri Inc. and are not currently sharing a point of diversion.
- This proposal would create an additional diversion point in SWNE sec 11 T06N R28E.
- On a dry year, this transfer would dry up the last estimated 8 miles of the Little Lost River injuring other senior water right uses as well as possibly impacting current land values.
- The Little Lost River is already impacted by flood control; thus, by drying up the river in the winter affecting stock water rights and well water rights senior to the proposed water transfer.
- This transfer would start a precedence that other water users would begin to divert their water just below the Knolan ranch; thus, causing the Little Lost River, a natural river flow, to become dry even on a high-water year. This impact would greatly affect all surface and ground water use in the entire valley.
- A study has not been conducted on this proposed water transfer explaining the impact it will have on the environment including the aquifer, surrounding land and habitat, and wildlife.

Thank you,

Jeff Hawley

**FILING FEE INFORMATION**

FEES PAID: \$25.00 **DATE:** 10/4/24
RECIPT NO.: E050406 **BY:** CH