



MEMORANDUM

Date: February 2, 2012
To: File
From: Nick Van Dyke
Re: Analysis of Transfer 73824; Permits 63-32560 and 63-32561

Narrative: Applications for Transfer 73824 and Permits 63-35260 and 63-32561 were filed as a group to cover two existing ponds in the SENE of Section 12 T5N R6W, roughly 3 miles west of Parma. The two ponds, 63-32560 (4 acres surface area) and 63-32561 (5 acres surface area) are filled by groundwater from excavation of cropland; transfer 73824 changes the nature of use for all of right 63-4632F from irrigation to wildlife/stockwater use to cover the consumptive use of the ponds. The period of use for the storage purposes will change to year-around. The diversion to storage time component of 63-4632F will remain the same as it was for irrigation purposes; from March 15th to November 15th. No other changes proposed by the transfer. The applications were amended; the transfer application stands as amended however the permit applications are being processed as originally filed. See my email dated December 8, 2011 in file for reference.

63-4632F is combined with a number of McConnel Island Ditch Company rights; acre limits will be addressed thru the approval document and the database will be updated after the transfer is approved.

Authority to File: At the time the transfer application was filed in 2006 it was signed by the president of McConnel Island Ditch Company, owner of record for 63-4632F. The permit applications were filed and signed by Tom Moroney, owner of the property in 2006. The property has since changed hands. An assignment of application for the permits was received January 10, 2012 conveying interest from Tom Moroney to John Lynch. ERO Resources is acting as consultant.

Water Right Validity: 63-4632F was decreed on January 13, 2012. Forfeiture is not a concern.

Injury to Other Water Rights: No injury anticipated. No change in diversion practices.

Enlargement of Use: No enlargement concerns. 7.6 acres of historical irrigation for 63-4632F (see Dan Nelson's November 21, 2008 review memorandum in transfer file). Per current ET data from the University of Idaho, alfalfa consumptive use for the Parma area is $2.81 \text{ afa} * 7.6 \text{ acres} = 21.4 \text{ af}$. Shallow water consumptive use for Parma is $2.39 * 9 \text{ acres} = 21.5 \text{ af}$.

Local Public Interest: No issues identified. Applications were advertised, no protests.

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 application.