

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,  
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION  
OF RIGHTS TO THE USE OF WATER FROM  
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A29-07625  
Date Received: 4/03/1990  
Receipt No: 1006465  
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: PONY ACRES WATER ASSN. 208-237-5961  
Address: C/O CAROLYN TAFT  
14061 W. SYPHON RD.  
POCATELLO, ID 83202

2. Date of Priority: DEC 15, 1981

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County  |
|----------|-------|---------|--------|--------|--------|-----|---------|
| 06S      | 34E   | 5       | NE     | NE     | NE     |     | BANNOCK |

5. Description of diverting works:  
WELL, PUMP AND PRESSURE TANK

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.060 |      |        |
| DOMESTIC   | 01/01 | 12/31 | 0.100 |      |        |

7. Total Quantity Appropriated is:  
0.160 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 6.0 Acre Feet Per Annum.

9. Non-irrigation uses:  
DOMESTIC, 4 HOMES.

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 of | Lot | Use | Acres |
|----------|-------|---------|--------|--------|-----|-----|-------|
| 06S      | 34E   | 5       | NE     | NE     |     | IRR | 2.0   |

A29-07625

Page 1

Date: 04/03/90

A2907625



MICROFILMED  
NOV 13 1992

10. Place of Use: Continued

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use           | Acres |
|----------|-------|---------|--------|-----|-----|---------------|-------|
| 06S      | 34E   | 5       | NE     | NE  |     | DOMEST        |       |
|          |       |         |        |     |     | Section Acres | 2.0   |
|          |       |         |        |     |     | Total Acres   | 2.0   |

11. Place of use in counties: BANNOCK

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:  
FORT HALL IRRIGATION

14. Remarks:  
THE PLACE OF USE IS OWNED BY MEMBERS OF THE PONY ACRES WATER  
ASSOCIATION.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not \_\_\_\_\_ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: \_\_\_\_\_

For Organizations:

I do solemnly swear or affirm that I am Secretary - Treasurer of

Pony Acres Water Assn., that I have signed the foregoing

document in the space below as Secretary - Treasurer of

Pony Acres Water Assn. and that the statements contained in the

foregoing document are true and correct.

Cassidy J. J. J.  
Signature of Authorized Agent

Secretary - Treasurer  
Title and Organization  
Pony Acres Water Assn.  
4-3-90  
Date

State of Idaho )  
County of Bannock ) SS.

Subscribed and sworn (or affirmed) before me this 3<sup>rd</sup> day  
of April 19 90

Carter Fritschle  
Notary Public

Seal

Residing at Carter Fritschle, Notary Public  
Residing at Eagle, Idaho  
My Commission Expires March 21, 1994

[illegible][illegible][illegible][illegible]

Log for claim A29-07625

Spatial Dynamics BTD

9/25/00

| TR             | SEC | QQ   | Acres<br>Claimed | Acres<br>Found | COMMENT |
|----------------|-----|------|------------------|----------------|---------|
| 06s34e         | 5   | NENE | 2                | 2              |         |
| <b>Totals:</b> |     |      | 2                | 2              |         |

AJ5809NP  
No. A29-07625

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/24/00  
PAGE: 128

| OWNER<br>CODE    | NAME & ADDRESS                                                                                         | PRIORITY<br>DATE | WATER USE              | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE      | DIVERSION<br>VOLUME |
|------------------|--------------------------------------------------------------------------------------------------------|------------------|------------------------|----------------------------|------------------------|---------------------|
| C                | PONY ACRES WATER ASSN<br>C/O CAROLYN TAFT<br>14061 W SYPHON RD<br>POCATELLO ID 83202<br>(208) 237-5961 | 12/15/1981       | IRRIGATION<br>DOMESTIC | 03-15 11-15<br>01-01 12-31 | 0.060 CFS<br>0.100 CFS |                     |
| TOTAL DIVERSION: |                                                                                                        |                  |                        |                            | 0.160 CFS              |                     |
| CONSUMPTIVE USE: |                                                                                                        |                  |                        |                            |                        | 6.00 AFA            |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T06S R34E S05 NENENE

BANNOCK County

Place of use Legal Description for: IRRIGATION

|     |     |   |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |             |     |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------|-----|
| T   | R   | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | :           | SUM |
| 06S | 34E | 5 | : | 02 |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | :           | 2.0 |
|     |     |   |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES | 2.0 |

Place of use Legal Description for: DOMESTIC

|     |     |   |   | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |    |    |   |  |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|--|
| T   | R   | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : |  |
| 06S | 34E | 5 | : | D  |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | : |  |

POU County: BANNOCK

Non-Irrigation Uses: DOMESTIC, 4 HOMES.

Other Rights: FORT HALL IRRIGATION

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

29-10658 29-10659 29-11384 29-11737 29-11960 A29-10658 A29-10659 A29-11384 A29-11737 A29-11960

Remarks: GEN THE PLACE OF USE IS OWNED BY MEMBERS OF THE PONY ACRES WATER ASSOCIATION.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:  
Presumption Flag:

Audit: 04/03/90 MOBILE2 07/28/94 THOMPSON 03/29/95 POST-STD

**State of Idaho**  
**Department of Water Resources**  
**WATER RIGHT LICENSE**

License of Water Right No. 29-7625 Priority December 15, 1981 Amount 0.16 cfs

THIS IS TO CERTIFY, that Pony Acres Water Assn.  
of Pocatello, Idaho, has complied with the terms and conditions of Permit  
No. 29-7625 issued pursuant to Application for Permit dated December 15, 1981,  
and has submitted proof to the Department of Water Resources on March 1, 1982,  
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a  
capacity for the diversion of 0.22 cfs of water from a groundwater source,  
tributary to \_\_\_\_\_, and that the permit holder has applied to a beneficial use and  
established a right to use water as follows:

| Beneficial Use         | Period of Use                               | Rate of Diversion      | Annual Volume        |
|------------------------|---------------------------------------------|------------------------|----------------------|
| <u>Irrigation</u>      | from <u>March 15</u> to <u>November 15</u>  | at <u>0.06</u> cfs and | <u>7.0 acre feet</u> |
| <u>Domestic</u>        | from <u>January 1</u> to <u>December 31</u> | at <u>0.10</u> cfs and | <u>2.4 acre feet</u> |
| <u>(4 Units)</u>       | from _____ to _____                         | at _____ cfs and       | _____                |
| (both dates inclusive) |                                             |                        |                      |

Subject, however, to the condition that no more than 0.16 cfs of water be diverted at any one time, and  
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose  
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed  
9.4 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$  Section 5,  
Twp 6S, Rge 34E in the County of Bannock

Description and location of place of use:

| Twp. | Range | Sec. | NE $\frac{1}{4}$ |                  |                  |                  | NW $\frac{1}{4}$ |                  |                  |                  | SW $\frac{1}{4}$ |                  |                  |                  | SE $\frac{1}{4}$ |                  |                  |                  | Totals |
|------|-------|------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|------------------|--------|
|      |       |      | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ | NE $\frac{1}{4}$ | NW $\frac{1}{4}$ | SW $\frac{1}{4}$ | SE $\frac{1}{4}$ |        |
| 6S   | 34E   | 5    | 2                |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  | 2      |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |
|      |       |      |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |                  |        |

Total number of acres irrigated 2

**APPROVED**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT **APPROVED**

To appropriate the public waters of the State of Idaho

1. Name of applicant FOXY ACRES WATER ASSN. Phone 231-5961  
Post office address PO CAROLYN TAFT - RT. 1 No. SYMPHON RD., POCAHELLO, ID.
2. Source of water supply GROUND WATER which is a tributary of \_\_\_\_\_
3. Location of point of diversion is NE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 5 Township T6S  
Range 34E B.M. BANNECK County, additional points of diversion if any: \_\_\_\_\_

## 4. Water will be used for the following purposes:

Amount 0.10 cfs\* for DOMESTIC purposes from JAN 1 to DEC 31 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount 0.08 for irrigation purposes from Mar. 15 to Nov. 15 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

## 5. Total quantity to be appropriated: \*All changes made per telecon KCW/12/16/81

a. -20- 0.18 cfs cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

## 6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. well with submersible  
5 HP pump, pressure tank to mainline with four individual homes  
with pressure tanks
- b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir capacity \_\_\_\_\_ acre-feet, materials used in storage dam: \_\_\_\_\_  
Period of year when water will be diverted to storage \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Month/Day) (Month/Day)
- c. Proposed well diameter is 6 inches; proposed depth of well is 100 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years).

## 8. Description of proposed uses:

- a. If water is not for irrigation:  
(1) Give the place of use of water: NE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 5 Township T6S  
Range 34E B.M.
- (2) Amount of power to be generated: \_\_\_\_\_ horsepower under \_\_\_\_\_ feet of head.
- (3) List number of each kind of livestock to be watered \_\_\_\_\_
- (4) Name of municipality to be served FOXY ACRES SUBDIVISION, or number of families to be supplied with domestic water 4.
- (5) If water is to be used for other purposes describe: \_\_\_\_\_

MICROFILMED

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

| TWP | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|-----|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|     |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
| 6S  | 34E   | 5    | 4   |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     | 4      |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|     |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated 4

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Pony Acres Water Assn.  
 b. Who owns the land to be irrigated or place of use Pony Creek Water Association Shareholders  
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

CAROLYN TAFT

Pony Acres Water Assn. SECRETARY + TREASURER

10. Remarks

MICROFILMED

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

SYMPHON RD.  
R 34 E

Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of State of Idaho as herein set forth.

RECEIVED  
JAN 10 1911

Carlson J. L.  
(Applicant)  
Secretary - Trustees  
Pony Creek Water Assn.

Proposed Priority 12/15/1981

Received by CW Date 12-15-81 Time 12:12P

Preliminary check by KCW Fee \$ 30.00

Received by CW Date 12-16-81 # 20009

Publication prepared by KS Date 12-16-81

Published in Idaho St. Journal

Publication dates 12-24 Aug 12-31-81

Publication approved CW Date 1-08-82

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by SPC. Jim

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 29-7625, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 83.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. Other: \_\_\_\_\_

Witness my hand this 2nd day of February, 19 82

A. Glen Saxton  
Chief, Operations Bureau

MICROFILMED

JAN 31 1984

99-7625

Permit No. \_\_\_\_\_

CONTACT WITH PERMIT HOLDER

| DATE | INITIALS | REMARKS |
|------|----------|---------|
|------|----------|---------|

- ☐ Appointment letter mailed: \_\_\_\_\_
- ☐ Telephone call made: \_\_\_\_\_  
(List Telephone No. used) \_\_\_\_\_
- ☐ Appointment scheduled for: \_\_\_\_\_  
(Date, time, location) \_\_\_\_\_

## EXAMINATION

Date 6-30-1982 Accompanied by Candyn Taft Total Q measured Theoretical 0.22 cfs

If source is surface water, estimate total flow of source

| Methods of measurement | Meets Permit requirements? |
|------------------------|----------------------------|
| Handwritten notes      |                            |
| Photocopying           |                            |
| Audio recording        |                            |
| Video recording        |                            |
| Electronic devices     |                            |
| Other methods          |                            |

Measurement calculations:

$V = 24000 \times 3.5 \text{ AF}$   
 $= 79 \text{ AF}$  ✓

$V = 0.00051 \times 7885 \text{ 240 days}$   
 $= 19.43 \text{ AF}$

$$\frac{5 \text{ hp} \times 8.814 \times 0.8}{80 + (35 \times 2.308)} = \frac{35.26}{160.78} = 0.22 \text{ cfs}$$
 ✓

4 dormitories = 0.10 cfs  
2 new buildings = 0.04 cfs

4 homes  $\times 0.6 \text{ AF} = 2.4 \text{ AF}$  - lawn irrigation

[illegible]

System Description 5hp pump set at 80' to pressure tank in well house and pressure tanks in each of 4 houses

\*Code with map on reverse side. Disregard code if only one.

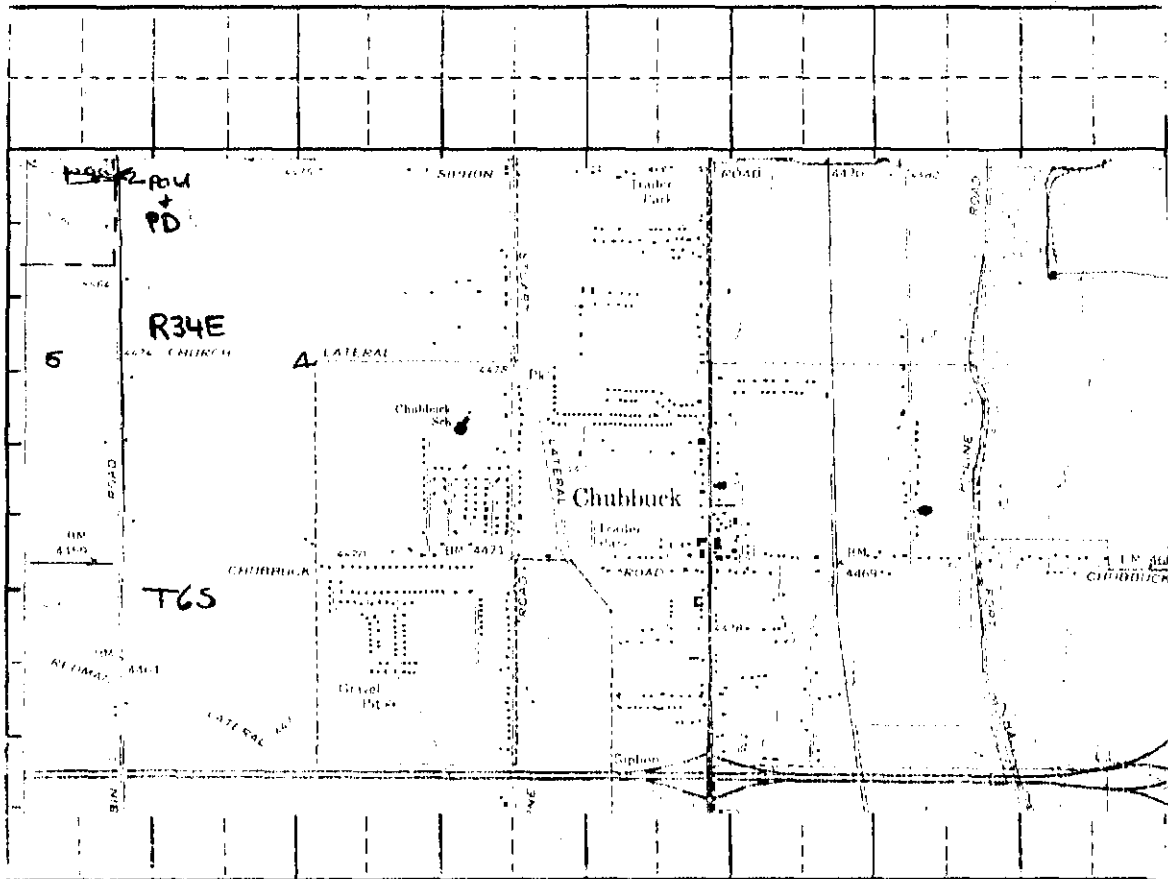
## RECOMMENDED AMOUNTS

Irrigation requirement = 3.5 ✓ AFA/Acre

| USE                            | Q (cfs)                     | $\frac{Q}{A}$ (afal)     | FROM   | TO    |
|--------------------------------|-----------------------------|--------------------------|--------|-------|
| Domestic (4) ✓                 | 0.10 ✓                      | 2.4 ✓                    | 1-1 ✓  | 12-3  |
| Irrigation ✓                   | <del>0.04</del>             | <del>1.8</del>           | 3-15 ✓ | 11-15 |
| Allow $0.03 \times 2ac = 0.06$ | 0.06                        | 7.0 ✓                    |        |       |
|                                |                             |                          |        |       |
|                                |                             |                          |        |       |
|                                |                             |                          |        |       |
| Total                          | 0.16 cfs<br><del>0.14</del> | 9.4 AF<br><del>1.8</del> |        |       |

[illegible]

RECORDED



### SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: ✓ NE 1/4 NE 1/4 Sect. 5 T6S R34E

### Places of Use

per front page of exam.

[illegible]

**Recommended Amendments:**

- ☐ Change P.D. as reflected above      ☐ Add P.D. as reflected above      ☒ None  
☐ Change P.U. as reflected above      ☐ Add P.U. as reflected above      ☐ Other

Examiner's Signature \_\_\_\_\_

Checked by

Approved by

Date 12-01-1983

Date 30 Jan 1984

Date 7-8-1986

