

12/08/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 1-37A
NAME AND ADDRESS: LOIS L POND
3546 W 6800 S
REXBURG ID 83440

GAYLEN POND
3546 W 6800 S
REXBURG ID 83440

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 2.400 CFS
PRIORITY DATE: 06/01/1891
POINT OF DIVERSION:

T05N R39E S35 SESENW Within MADISON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	2.400 CFS

PLACE OF USE: IRRIGATION in MADISON County

T05N R39E S27	SWNE	30.50	T05N R39E S27	SENE	26.00
T05N R39E S27	NESE	4.50			

61 ACRES TOTAL

Right Nos. 1-319B and 1-37A are limited to the irrigation of a combined total of 61 acres in a single irrigation season.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Water is delivered through Bannock Jim Canal to Nelson Corey Canal.

11/15/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS:

Water right number: 1-37A

LOIS L POND
3546 W 6800 S
REXBURG ID 83440
Telephone Number: (208)356-6678

GAYLEN POND
3546 W 6800 S
REXBURG ID 83440
Telephone Number: (208)356-6678

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

There is a 6 1/2 acre Price of land south of the land shown which is included in the property. We irrigate about 4 1/2 acres of that Price.

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-28-06 SIGNATURE: Lois L. Pond
Please print your name: Lois L Pond

IDWR Regional Office, 900 N Skyline Dr Ste A, Idaho Falls, ID 83402, 2085257161

KMO
17/5



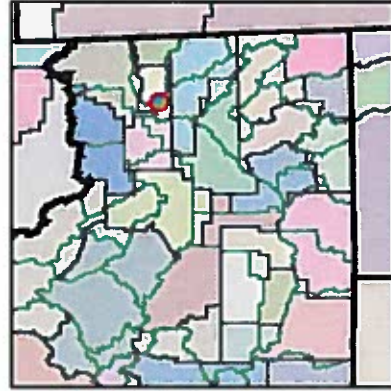
Idaho Department of Water Resources

SRBA Recommendation:

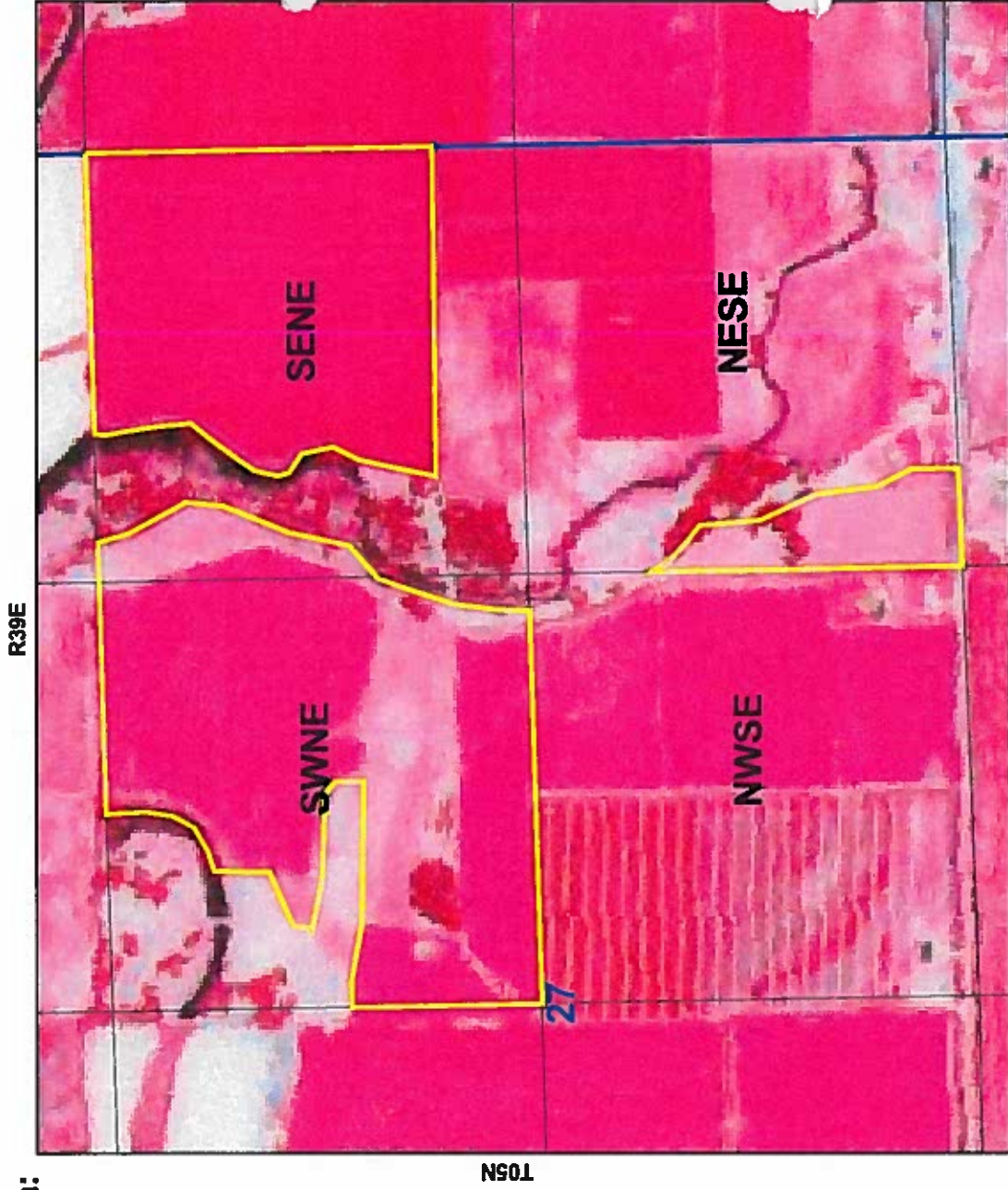
1-37A
1-319B

Legend

- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Madison County
IDWR Basin 1



Prepared by A. Golart
On Friday, December 8, 2006
1987/88 Aerial Photography

Notes

4.8 decreed cfs

123 decreed irrigated
acres

$$= 0.039 * 61 \text{ acres} = 2.38 \text{ cfs.}$$

4.8

123

$$= 0.039 \frac{\text{cfs}}{\text{acre}} * 56.5 \text{ acres} = 2.2 \text{ cfs.}$$

30.5

26.0

56.5 acres in decreed FOU.

Water Right No(s). A 01-00037A

Bannock-Jim Slough
GPS Data- 2674328
1393421

GB File #
22653C

GPS DATA:

Tag # Existing A0000229 Location: on headgate floor

Diversion Data:

Source: Snake River Trib to: Columbia River

MOTOR

Ditch
Make: _____ Model: _____ Hp: _____
SN: _____

PUMP

Make: _____ Model: _____ Disch: _____
SN: _____

NOTES:

Was still not back from down South. I believe Gaylen
has passed away. Accrue in NISB claimed as 3 arms.

Field Exam Date: 3-13-06 Agent: A. L. Jones



AOI-37A, Dannoek Jim Hradgate

05N39E35

NW1/4

NE1/4

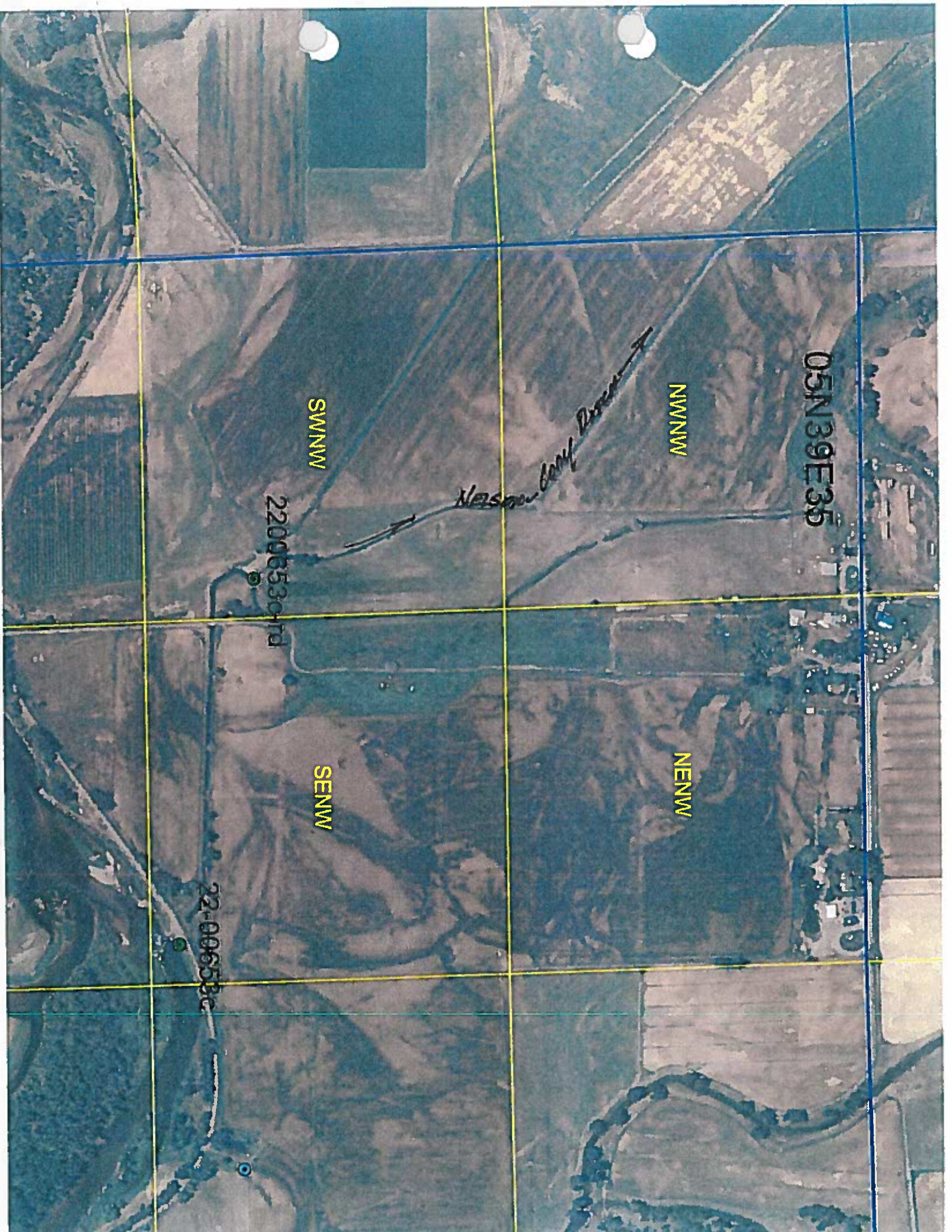
SW1/4

SE1/4

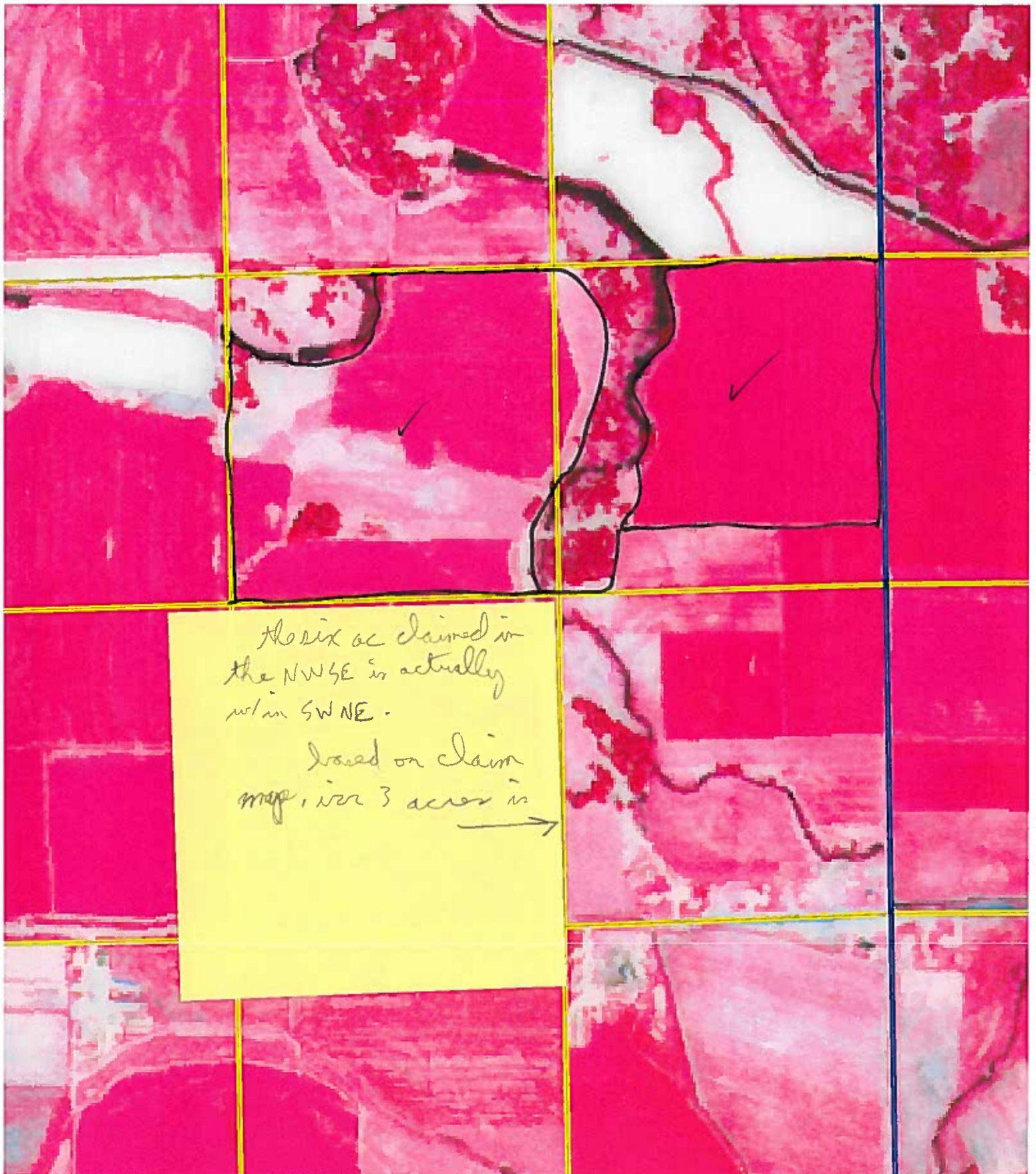
Nelson Creek Road

22006530 rd

22-006530



01-00037A



~~01-037~~
Carlson, Peter O.
Carlyle, Claude

240 inches. June 1, 1891. Bannock Jim Slough.

~~22 0197~~
Carrington, Enoch

The Farmers' Friend
Canal Company.

Ceder Hollow
& Foot Hills
Canal Company

160 inches. May 26, 1900. Mahogany Creek.

(Part of system of
Idaho Canal &
Improvement Company)

~~1 038~~
Cedar Point Water
Company

10,000 inches. Apr. 6, 1889. Snake River. T 16 72

~~1 039~~
Cedar Point Water
Company

2,500 inches. Sept. 1, 1903. Snake River. T 16 72

~~22 0198~~
Central Teton
Canal Company

1,680 inches. Oct. 31, 1903. Teton River Creek.

Chase, Isaac

Enterprise Canal
Company.

~~22 0199~~
Chelsey, John P.

200 inches. June 1, 1890. Paul Spring Creek,
Grove Creek, Deep
Creek, and Little
Spring Creek.

~~22 0200~~
Cherry, Thomas

80 inches. July 30, 1896. Trail Creek.

~~22 0201~~
Cherry, Thomas

80 inches. June 1, 1898. Trail Creek.

~~21 0034~~
Chester Canal &
Irrigation
Company.
Limited.

5,600 inches. Apr. 1, 1896. Fall River, This includes appropriation to the
Twin Falls
Irrigation Company.

Christensen, J. P.

Lowder Canal Company.

~~22 0202~~
Christensen, Nels C. 160 inches. June 1, 1894. Fox Creek.

The Sunny Dell Irriga-
tion Canal Company.

Christensen, Nels

The Sunny Dell Irriga-
tion Canal Company.

Christensen, Nels, C.

The Sunny Dell Irriga-
tion Canal Company.

Christensen, Peter

Christiansen

lands of stockholders of said company,
situated in Township 5 North, Range 43
E., B. M., T. 6, N., R. 41 E., B. M.,
T. 6 N., R. 42 E. B. M., and in T. 7 N. R.
41 E., B. M., aggregating over 10,000 acres.

Carlson, Carl T.

$E\frac{1}{4}$ of $NE\frac{1}{4}$, $NW\frac{1}{4}$ of $NE\frac{1}{4}$. Sec. 34, $SE\frac{1}{4}$
of $SE\frac{1}{4}$ of Sec. 27. T. 5 N., R. 39 E.B.M.

Carlson, Carl T.

$E\frac{1}{2}$ of $NE\frac{1}{4}$, $NW\frac{1}{4}$ of $NE\frac{1}{4}$. Sec. 34, $SE\frac{1}{4}$
of $SE\frac{1}{4}$ of Sec. 27, T. 5 N., R. 39 E.B.M.

Carlson, Charles

Lots 2, 3 and 4, of Sec. 18, and Lot 1 of
Sec. 19, T. 15 N., R. 42 E., B. M. containing
160 acres.

Carlson, Peter O.

$E\frac{1}{4}$ of $NE\frac{1}{4}$, $SW\frac{1}{4}$ of $NE\frac{1}{4}$, and $NW\frac{1}{4}$ of
 $SE\frac{1}{4}$ of Sec. 27. T. 5 N., R. 39 E., B. M.
containing 160 acres.

Carrier, Annie E.

$S\frac{1}{2}$ of $SE\frac{1}{4}$ of Sec. 25, and Lot 4, less 13
acres sold, in T., 2 N. R., 37 E., B. M.
containing 110 acres.

Carrington, Enoch

$NW\frac{1}{4}$ of Sec. 5, and $NE\frac{1}{4}$ of Sec. 6, T. 4 N.,
R. 45 E., B. M., $W\frac{1}{2}$ of $NW\frac{1}{4}$ of Sec. 32,
and $E\frac{1}{2}$ of $SE\frac{1}{4}$ of Sec. 31, T. 5 N. R.,
45 E. B., M., containing 480 acres.

142777
978831

1801

01-37A

1113.75'

1056

$$\begin{array}{r} 224.75 \\ \hline 206.25 \end{array}$$

1334

259:57

九



7817
7815
7814
7813
7812
7811

7801

~~Adeline M. Anderson~~

Kathleen L. Korn et al

T-2309
2310
2306

Brown, Christopher ~ et al
~~et al Sanford & Heide J. et al~~
B150 P506
289714
291043
291045

Lunda L. Birch
~~Everett A Scott~~
 149174
 272831
 295075
 295835E
 312421

610-5

2	2
2	2

A hand-drawn map showing a road intersection. A road labeled "misch G." runs diagonally from the top left towards the bottom right. Another road runs horizontally across the bottom. A third road runs vertically from the top right towards the intersection. Handwritten numbers are placed along these roads: 386.61 at the top right, 17.71 on the vertical road, 73.09 and 47.52 on the diagonal road, 26.35 near the intersection, 34.76 and 79.25 on the horizontal road, and 71.20 at the bottom left. A dashed line labeled "L. 115" is also visible, along with the number "28-1714".

1307.55 ~~1326.25~~

27

Linda L Burch,
Eva A. Seale
149174
272831
295075
295895E
312421

7817
7815
7814
7814

Victoria A. Anderson

Kathleen L. Kern et al
272831
276757

7801

149173 266983
266985 266984
266986

1534'

259.57

224.95
206.25

1056

Bryan W. Christensen et al
Cathy Sanford & Heide Jensen
8150 P506
289714
291043
291045

T-22009
2306
2310
2306

Kevin O. Hallford et al
268420
250808

1820
251878 T-201
2891
2890
288113
295501
295119
295119
295119

7100
23943
295079
295503

313474
313476
317231

3209

T-21
Ronald W. Johnson
3773

Lotus Laura
142779
291042
291922

7440
7441

Lois L. + Gaylen R. Johnson
T-180
36593
273857
289715
582.3
165.47
T-140
291922
426
291922

7830

Michael T. Johnson
7841
273856
289715
291922

2320
305714
244112
250

Harry M.

1st Avenue W. 100' north

8401

T-25

SCANNED

AUG 17 2001

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: A01-00037A
Date Received: 6/24/1988
Receipt No: 2000507
Received By: ES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOIS L. POND 208-356-6678
Address: 3546 W. 6800 S.
REXBURG, ID 83440
AND/OR
Name: GAYLEN POND 208-356-6678
Address: 3546 W. 6800 S.
REXBURG, ID 83440

A0100037A



2. Date of Priority: JUN 01, 1891

3. Source: SNAKE RIVER ,SOUTH FORK Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	39E	35	SE	SE	NW		MADISON

5. Description of diverting works:
HEADWORKS OF BANOCK JIM SLOUGH TO NELSON/CORY CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.400		

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

8. Total consumptive use is 160.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED

OCT 16 1992

10. Place of Use:

[illegible]

11. Place of use in counties: MADISON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

01-00319B/300 SHARES PALISADES WATER USERS

14. Remarks:

THIS CLAIM SHOWS CURRENT OWNERSHIP AND USE OF RIGHT

15. Basis of Claim: DECREED

Water Right Number:

Case Number:

Court :

Decree date: 12/16/1910

REXBURG IRR. CANAL

Decree Plaintiff

VS

TETON IRR. CANAL ET. AL.

Decree Defendant

MICROFILMED
OCT 16 1992

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 Y wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Lain L. Pond Date: June 24, 1988

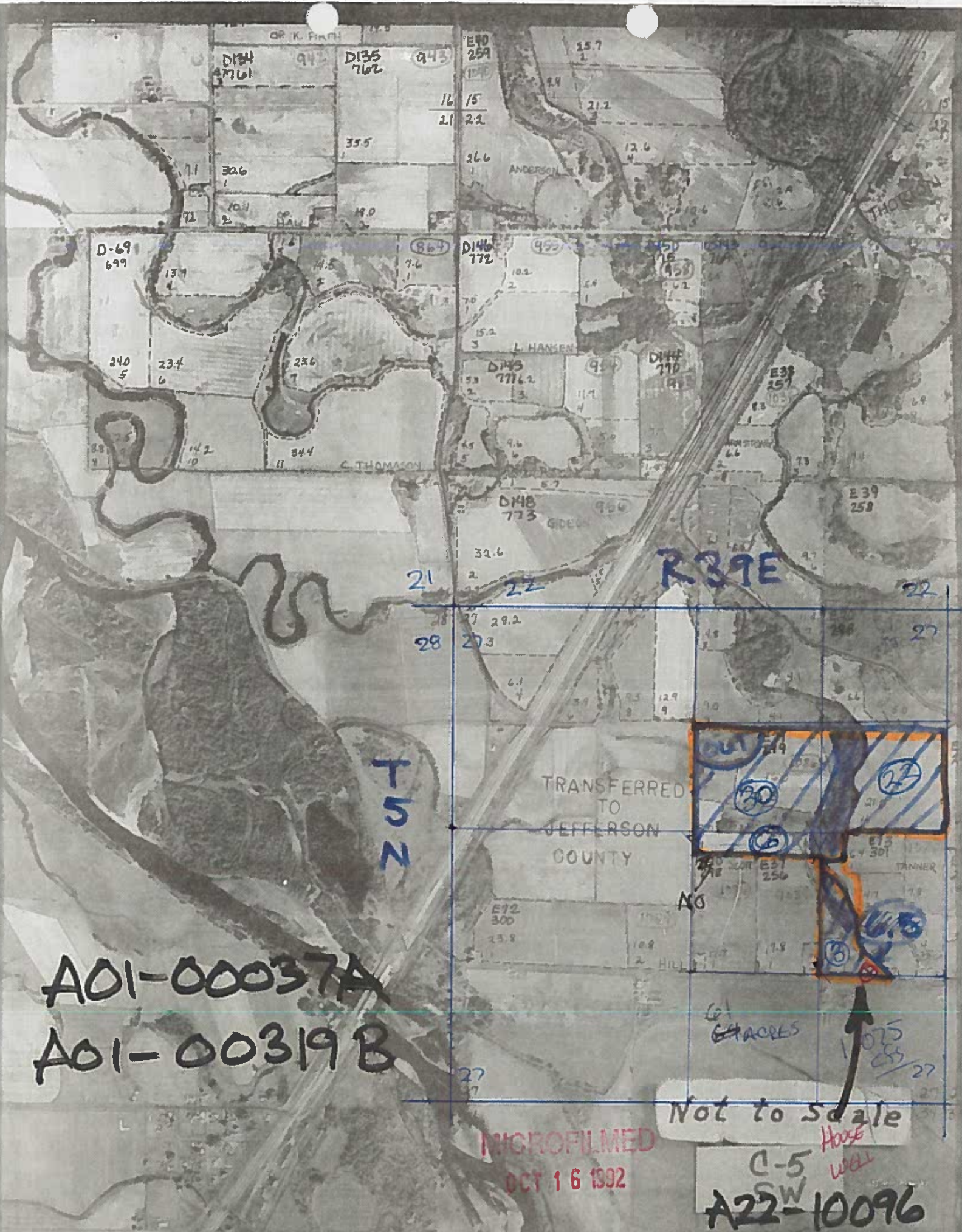
Date: _____

State of Idaho)
County of Bannock) ss.

Subscribed and sworn (or affirmed) before me this 24th day
of June 19 88 William W. Hall
Notary Public

Seal

Residing at Orlando Falls
My Commission Expires 5/29/1991



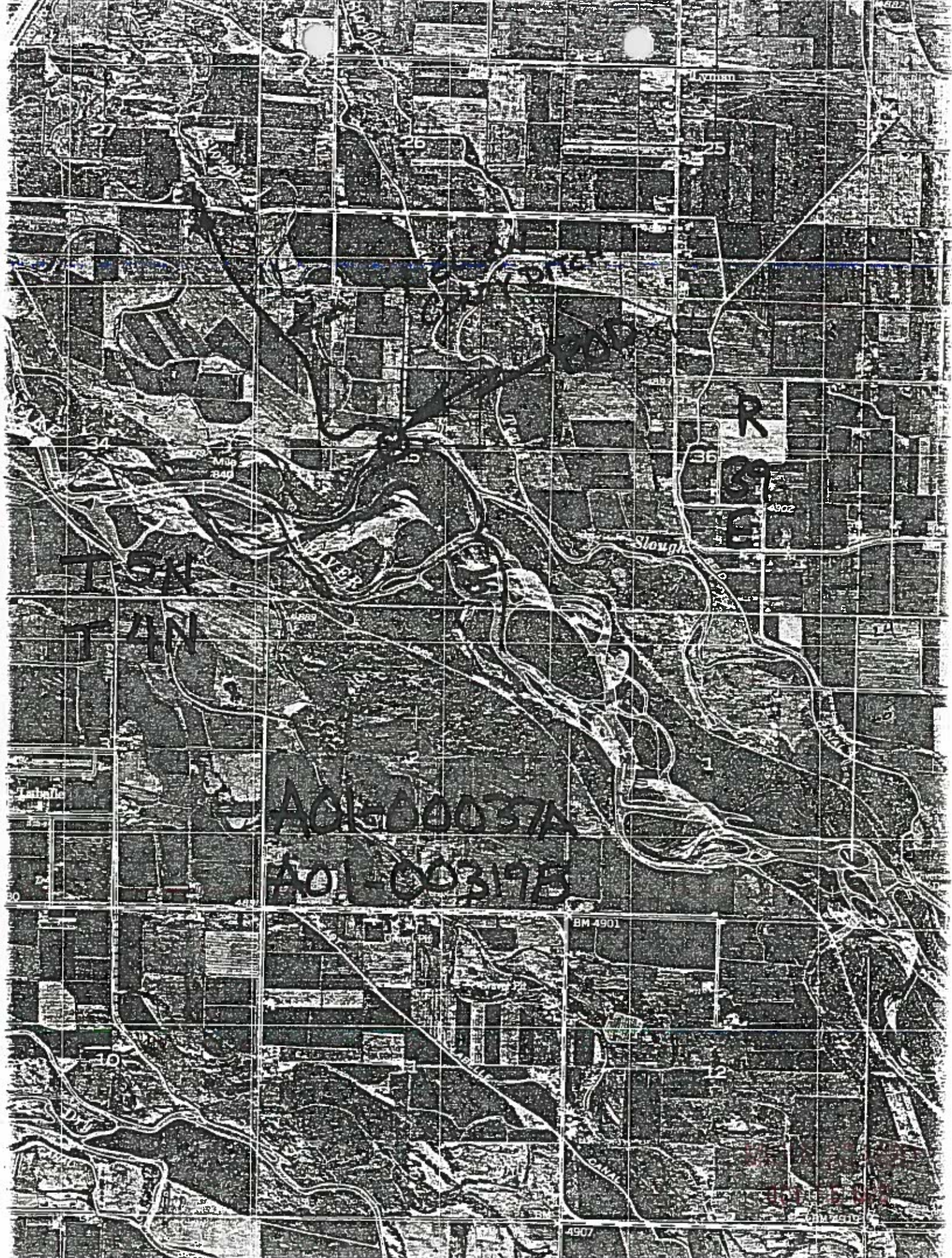
A01-00037A
A01-000319B

MICROFILMED
OCT 16 1992

Not to scale

C-5
SW
A22-10096

House
well



T 5N
T 4N

R 39E

ACI-00037A
ACI-00319B

Lyman

Slough

CANAL

Tribble

BM 4901

4907