

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 BEAR RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 79576

Ident. Number: 11-4024A

Date Received: 9/11/2023

Receipt No: P000420 + P000648

Claim Fee: \$1470.00 1474.00

Received By: UA

RECEIVED

DEC 05 2023

IDWR/Preston

Amended

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MILL CANYON NORTH CANAL CO
C/O DALE HYMAS
468 HYMAS LN
OVID ID 83254

Phone: (208) 847-5684

2. Date of Priority: 6/1/1890

3. Source:

COPENHAGEN CREEK
MILL CREEK

Trib. to:

NORTH CREEK
OVID CREEK

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
12S	42E	25	NE SW		BEAR LAKE	
13S	42E	2	NW NE	2	BEAR LAKE	

5. Description of diverting works:

ENTIRE STREAM BED GETS TURNED INTO THE DITCH SYSTEM FOR DISTRIBUTION. GPS
COORDINATES: -111 29.778 W, 42 20.591 N.
WOODEN HEADGATE BEDDED WITH CONCRETE CONTROLLED WITH WODDEN GATES. GPS
COORDINATES: -111 30.794 W, 42 19.527 N. DITCH SYSTEM WITH LATERALS DISTRIBUTE WATER
TO USERS. SEE ATTACHMENTS FOR DIMENSIONS OF DIVERSION STRUCTURE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
DOMESTIC	04/01	11/01	0.06	10	
IRRIGATION	04/01	11/01	27.7		
STOCKWATER	04/01	11/01	0.28		

7. Total Quantity Appropriated is:

~~28~~ 28.04 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

DOMESTIC USE FOR ~~2 HOUSES~~ 2 homes, 1 shophouse and 1 cabin.
1,311 MIXED STOCK, MOSTLY CATTLE AND HORSES.

9. Place of use:

DOMESTIC within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
12S	42E	24	SW		SE		
12S	42E	25	SW		NE		
12S	42E	25	SW		SE		
12S	42E	25	SE		SE		
12S	42E	36	NE		NE		
12S	42E	36	NW		NE		
12S	42E	36	SW		NE		
12S	42E	36	SE		NE		
12S	42E	36	NE		NW		
12S	42E	36	NW		NW		
12S	42E	36	SW		NW		
12S	43E	29	NW		SW		
12S	43E	29	SW		SW		
12S	43E	29	SE		SW		
12S	43E	30	NE		NE		
12S	43E	30	NW		NE		
12S	43E	30	SW		NE		
12S	43E	30	SE		NE		
12S	43E	30	NE		NW		
12S	43E	30	NW		NW	1	
12S	43E	30	SW		NW	2	
12S	43E	30	SE		NW		
12S	43E	30	NE		SW		
12S	43E	30	NW		SW	3	
12S	43E	30	SW		SW	4	
12S	43E	30	SE		SW		
12S	43E	30	NE		SE		
12S	43E	30	NW		SE		
12S	43E	30	SW		SE		
12S	43E	30	SE		SE		
12S	43E	31	NE		NE		
12S	43E	31	NW		NE		
12S	43E	31	SW		NE		

12S	43E	31	SE	NE	
12S	43E	31	NE	NW	
12S	43E	31	NW	NW	1
12S	43E	31	SW	NW	2
12S	43E	31	SE	NW	
12S	43E	31	NE	SE	
12S	43E	31	NW	SE	
12S	43E	31	SW	SE	
12S	43E	31	SE	SE	
12S	43E	32	NE	NW	
12S	43E	32	NW	NW	
12S	43E	32	SW	NW	
12S	43E	32	SE	NW	
12S	43E	32	NE	SW	
12S	43E	32	NW	SW	
12S	43E	32	SW	SW	
12S	43E	32	SE	SW	
12S	43E	32	NW	SE	
12S	43E	32	SW	SE	
13S	43E	5	NW	NE	2
13S	43E	5	NE	NW	3

IRRIGATION within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
12S	42E	24	SW		SE		40
12S	42E	25	SW		NE		40
12S	42E	25	SW		SE		40
12S	42E	25	SE		SE		40
12S	42E	36	NE		NE		40
12S	42E	36	NW		NE		40
12S	42E	36	SW		NE		40
12S	42E	36	SE		NE		40
12S	42E	36	NE		NW		40
12S	43E	29	NW		SW		40
12S	43E	29	SW		SW		40
12S	43E	29	SE		SW		40
12S	43E	30	NE		NE		40
12S	43E	30	NW		NE		40
12S	43E	30	SW		NE		40
12S	43E	30	SE		NE		40
12S	43E	30	NE		NW		40
12S	43E	30	NW		NW	1	61
12S	43E	30	SW		NW	2	62
12S	43E	30	SE		NW		40

12S	43E	36	SW	NW		40
12S	43E	36	NW	NW		40
12S	43E	30	NE	SW		40
12S	43E	30	NW	SW	3	62
12S	43E	30	SW	SW	4	62
12S	43E	30	SE	SW		40
12S	43E	30	NE	SE		40
12S	43E	30	NW	SE		40
12S	43E	30	SW	SE		40
12S	43E	30	SE	SE		40
12S	43E	31	NE	NE		40
12S	43E	31	NW	NE		40
12S	43E	31	SW	NE		40
12S	43E	31	SE	NE		40
12S	43E	31	NE	NW		40
12S	43E	31	NW	NW	1	62
12S	43E	31	SW	NW	2	63
12S	43E	31	SE	NW		40
12S	43E	31	NE	SE		40
12S	43E	31	NW	SE		40
12S	43E	31	SW	SE		40
12S	43E	31	SE	SE		40
12S	43E	32	NE	NW		40
12S	43E	32	NW	NW		40
12S	43E	32	SW	NW		40
12S	43E	32	SE	NW		40
12S	43E	32	NE	SW		40
12S	43E	32	NW	SW		40
12S	43E	32	SW	SW		40
12S	43E	32	SE	SW		40
12S	43E	32	NW	SE		40
12S	43E	32	SW	SE		40
13S	43E	5	NW	NE	2	39
13S	43E	5	NE	NW	3	39

Total Acres = ~~2210~~
2290

STOCKWATER within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
12S	42E	24	SW		SE		
12S	42E	25	SW		NE		
12S	42E	25	SW		SE		
12S	42E	25	SE		SE		
12S	42E	36	NE		NE		
12S	42E	36	NW		NE		
12S	42E	36	SW		NE		
12S	42E	36	SE		NE		
12S	42E	36	NE		NW		

12S	43E	29	NW	SW	
12S	43E	29	SW	SW	
12S	43E	29	SE	SW	
12S	43E	30	NE	NE	
12S	43E	30	NW	NE	
12S	43E	30	SW	NE	
12S	43E	30	SE	NE	
12S	43E	30	NE	NW	
12S	43E	30	NW	NW	1
12S	43E	30	SW	NW	2
12S	43E	30	SE	NW	
12S	43E	30	NE	SW	
12S	43E	30	NW	SW	3
12S	43E	30	SW	SW	4
12S	43E	30	SE	SW	
12S	43E	30	NE	SE	
12S	43E	30	NW	SE	
12S	43E	30	SW	SE	
12S	43E	30	SE	SE	
12S	43E	31	NE	NE	
12S	43E	31	NW	NE	
12S	43E	31	SW	NE	
12S	43E	31	SE	NE	
12S	43E	31	NE	NW	
12S	43E	31	NW	NW	1
12S	43E	31	SW	NW	2
12S	43E	31	SE	NW	
12S	43E	31	NE	SE	
12S	43E	31	NW	SE	
12S	43E	31	SW	SE	
12S	43E	31	SE	SE	
12S	43E	32	NE	NW	
12S	43E	32	NW	NW	
12S	43E	32	SW	NW	
12S	43E	32	SE	NW	
12S	43E	32	NE	SW	
12S	43E	32	NW	SW	
12S	43E	32	SW	SW	
12S	43E	32	SE	SW	
12S	43E	32	NW	SE	
12S	43E	32	SW	SE	
13S	43E	5	NW	NE	2
13S	43E	5	NE	NW	3

10. Do you own the property listed above as place of use? No

If your answer is no, describe in remarks below the authority you have to claim this water right.

11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:
SEE STATUTORY CLAIM.

RATES CLAIMED BASED ON OUR USE AND IDWR STANDARDS.
IN 1890, ORIGINAL SETTLERS BEGAN DIGGING THE DITCHES FOR IRRIGATION. THEY FILED THE
STATUTORY CLAIM BEGINNING 6/1/1890. WATER USE FOR IRRIGATION HAS CONTINUED SINCE
THEN. DITCHES HAVE BEEN MAINTAINED AND WEIRS REPLACES WHEN MAINTENANCE REQUIRES.
OPERATION ARE CURRENTLY ABOUT THE SAME FOR THE LAST 30 OR SO YEARS.

13. Basis of Claim: Statutory Claim

14. 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 BEAR 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 under penalty of perjury that I am, and I have signed the foregoing
document in the space below as the

President of The Mill Canyon North Canal Co.
Agents Title (please print) Name of Organization (please print)

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Dale Hymas Date 12-5-2023

Printed Name of Authorized Agent Dale Hymas

Domestic Use Area

