

**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: 11-4024B
Date Received: 2/5/2024
Receipt No: P000 739
Claim Fee: \$383.00
Received By: MB

RECEIVED

FEB 05 2024

IDWR/Preston

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

LIBERTY HILLSIDE CANAL CO
C/O MIKE DERRICOTT
4706 HWY 36
LIBERTY ID 83264

Phone: (208) 945-2877

2. Date of Priority: 6/1/1890

3. Source:

MILL CREEK

Trib. to:

OVID CREEK

4. Point of Diversion:

Township	Range	Section	¼ of ¼ of ¼	Lot	County	Type
12S	43E	31	NW SW	3	BEAR LAKE	

5. Description of diverting works:

No structure, the creek makes a natural turn where rocks are placed to divert water into the ditch system. The ditch system then flows through gravity to supply the shareholders who flood and sprinkler irrigate. Portions of the ditch are piped and planning to be piped, 18" pipes. We are claiming 111 acres of irrigation, see shareholder descriptions.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	4/15	10/15	2.22		
STOCKWATER	04/15	10/15	0.08		
STOCKWATER	10/15	11/15	2.22		

7. Total Quantity Appropriated is:

2.3 C.F.S. and/or A.F.A.

8. Non-irrigation uses:

Stock drink directly from the canal system.

9. Place of use:

IRRIGATION within BEAR LAKE County

Township	Range	Section	¼	of	¼	Lot	Acres
12S	43E	31	SW		SE		20
12S	43E	31	SE		SE		6.9
13S	43E	5	SW		NE		16
13S	43E	5	NW		NW	4	1.6
13S	43E	5	SW		NW		15
13S	43E	5	SE		NW		3.9
13S	43E	5	NE		SW		38
13S	43E	5	NW		SW		7.8
13S	43E	5	SE		SW		3
13S	43E	5	NE		SE		8.5
13S	43E	5	NW		SE		27
13S	43E	5	SW		SE		1.6
13S	43E	5	SE		SE		1.2
13S	43E	6	NE		NE	1	2.5

Total Acres = 153

STOCKWATER same as IRRIGATION

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.

_Canal company supplies the water but does not own the land_____

11. Other Water Rights Used:

12. Remarks:

Priority Date Explanation:

To the best of my knowledge this is when the irrigation canal company formed the ditch and began using the water. The use has continued to today. Currently we have meeting minutes and will continue to find evidence beyond the information provided in the statutory claim.

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

____ Secretary _____ of _____ Liberty Hillside Canal Company _____,
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 X Mike Derrickott Date 2/05/2024

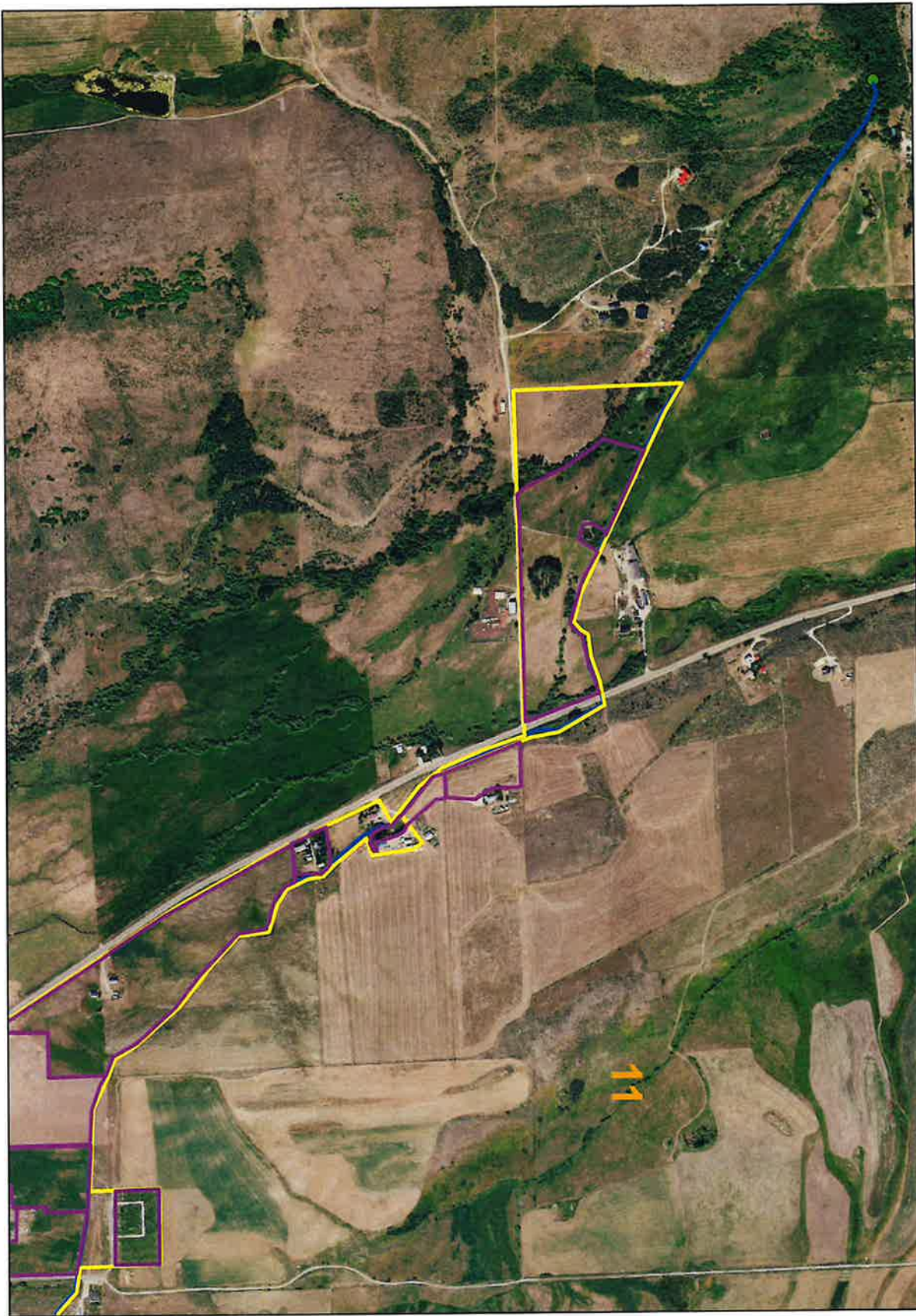
Printed Name of Authorized Agent Mike Derrickott

Liberty Hillside Canal Company



- Service Boundary: —
- Shareholder Irrigated Acres: —
- Canal: —
- Point of Diversion: ●

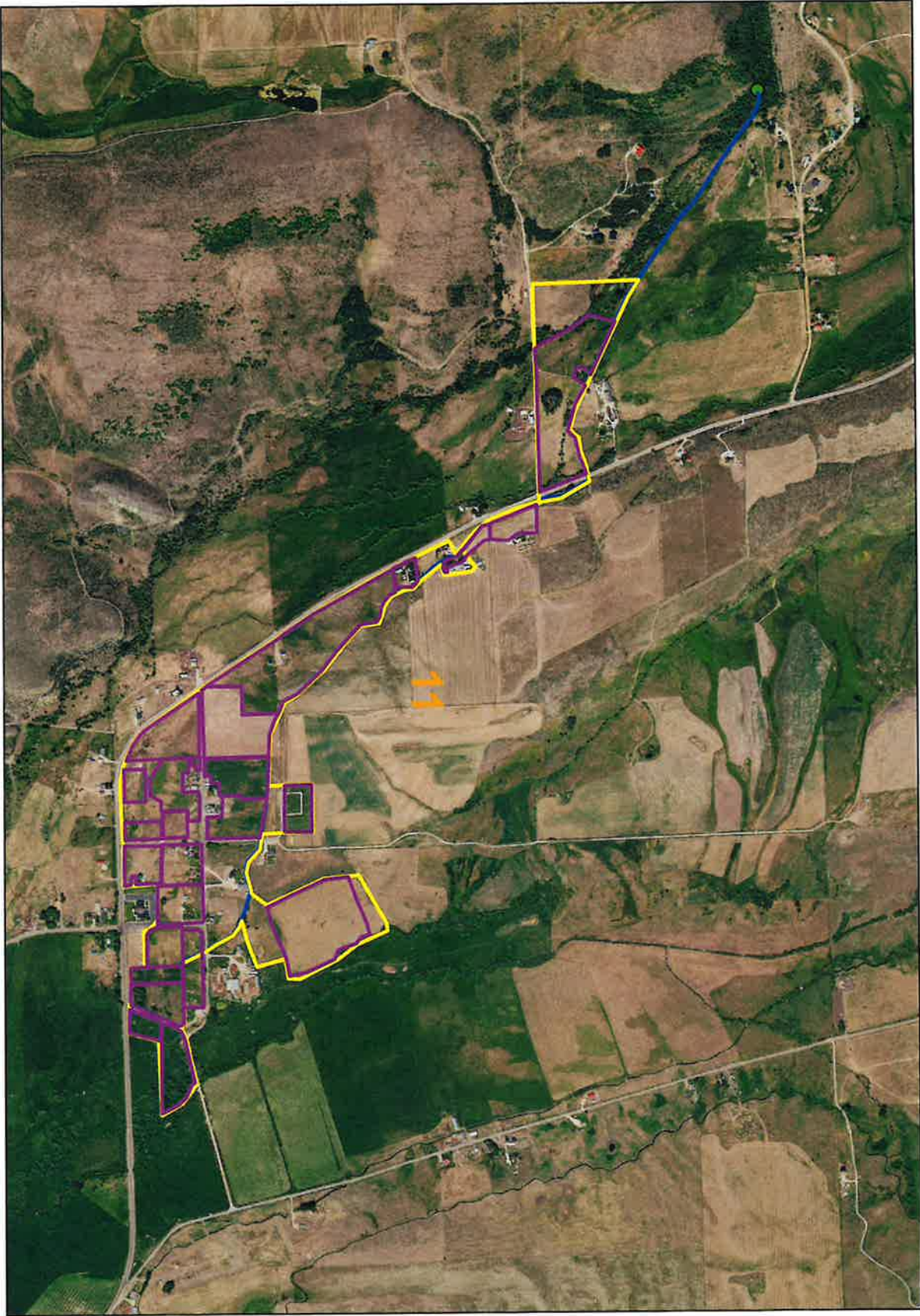
Liberty Hillside Canal Company



Service Boundary:  **Canal:** 

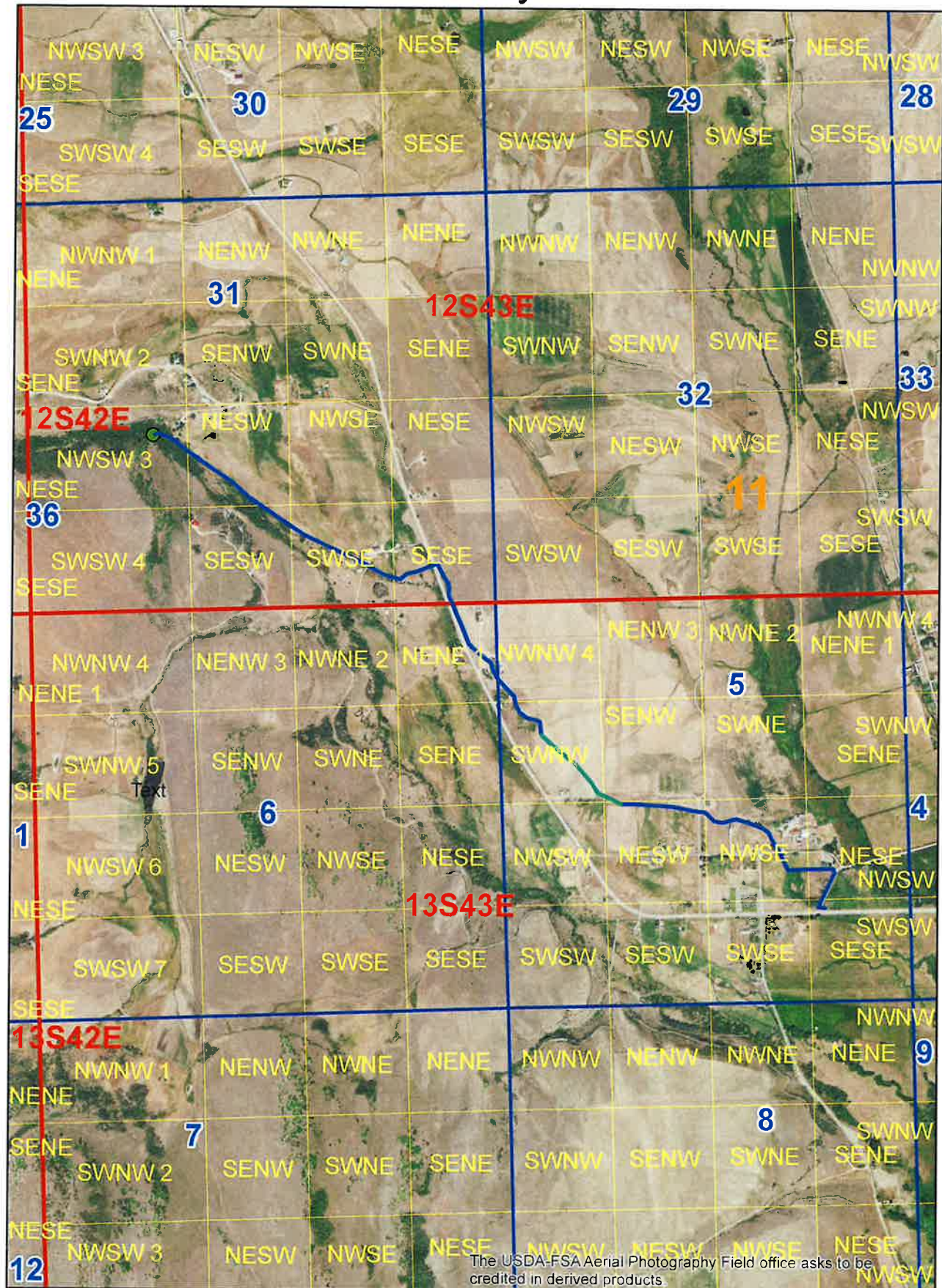
Shareholder Irrigated Acres:  **Point of Diversion:** 

Liberty Hillside Canal Company



Service Boundary:  Canal: 
Shareholder Irrigated Acres:  Point of Diversion: 

Liberty Hillside Canal Company Diversion System



Point of Diversion: ●

Open Ditch: — Closed Pipe: —

0 550 1,100 2,200 3,300 4,400 Feet



Minutes of a meeting of the stock holders of the Liberty Hill side canvas Co. held at the meeting house at Liberty Id. Mar 27 - 1916. Called to order by B. P. Hyman

Minutes of former meetings were read and approved.

Treasurer Jos. M. Hyman reported and report was accepted.

The committee appointed to buy books and transfer stock reported books bought and transfer made. Board report was accepted. The committee was given a vote of thanks for their work. They made no charge for the same. Moved & carried that all boys employed to work on the ditch under 18 years of age shall receive \$1.50 per day. Moved and carried that the ~~present~~ board of directors be held over for the ensuing year.

Adjourned

J. V. Simmons
 Secy

2 Mar 27 - 1916

Minutes of a meeting of
the board of directors of the
Liberty H & canal CO held
at L D & Muting house Mar 27/16
B. P. Hyman was elected President
A C Austin Vice president
J W Simmons Secretary
and Jos M Hyman Treasurer
Jos M Hyman was appointed
water master
an assessment of 20¢ per share
was levied for clearing ditch
The time left to the President and
Secretary

Adjourned

J W Simmons Secy

Minutes of a meeting of the
board of directors the L H &
canal company held at the
residence of J W Simmons
Dec 2nd / 1916 B. P. Hyman
presiding Water master Jos
M Hyman reported and
report was accepted A C Austin
reported the house stream
question be discussed in
the annual meeting

In the matter of shutting
out the water for the winter
it was agreed that the board
investigate in a body and
determine the best way to
dispose of same.

A cash assessment of 27¢
per share was levied to meet
expenses of the season. Past
due and delinquent
adjourned

Minutes of a meeting of
the board of directors of the
L & S Canal Co. held at Liberty
Feb 13 / 1917 B P Hyman presiding
Treasurer Jos M Hyman reports
all corp assessments were
paid. The company bills were
all paid and year business
was closed
adjourned

James V. Simmons
Secretary

URGENT

In regard to **ADJUDICATION** of rights to the use of **WATER** from the Bear River Water System

LIBERTY HILLSIDE CANAL COMPANY

Please fill out this questionnaire and mark on the attached map YOUR irrigation location.

Return questionnaire in stamped envelope enclosed as soon as possible.

SHARE HOLDER NAME

Robert & Kelly Boush

ADDRESS

5085 Hwy 36

LEGAL DESCRIPTION OF

IRRIGATION LAND

Township 12S, Range 43E
Section 31, NW 1/4 of SE
Parcel 12S43E17800

NUMBERS OF ACRES IRRIGATED

15

NUMBER OF SHARES OWNED

~~8.33~~ 3.33

NUMBER OF ANIMALS USING STOCKWATER

50

NON-IRRIGATION USE

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

URGENT

In regard to **ADJUDICATION** of rights to the use of **WATER** from the Bear River Water System

LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

LIBERTY CEMETERY

ADDRESS

LIBERTY CEMETERY ROAD

LEGAL DESCRIPTION OF

IRRIGATION LAND

LIBERTY CEMETERY

NUMBERS OF ACRES IRRIGATED

3

NUMBER OF SHARES OWNED

3

NUMBER OF ANIMALS USING STOCKWATER

0

NON-IRRIGATION USE

0

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

URGENT

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LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

KENDELL OR STEPHANIE ROBERTS

ADDRESS

134 LIBERTY CEMETERY ROAD

LEGAL DESCRIPTION OF

IRRIGATION LAND

NUMBERS OF ACRES IRRIGATED

2.5

NUMBER OF SHARES OWNED

5 1/3

NUMBER OF ANIMALS USING STOCKWATER

7

NON-IRRIGATION USE

OTHER INFORMATION

CEMETERY USES OURS WHEN NEEDED

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

2 SHARED DIVERSION POINTS

1- WITH JOHN HENNING

1- WITH GLADE HYMAS

URGENT

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LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

GLADE Hymas

ADDRESS

123 CHURCH RD, OLD IDIUM
LOTS 2+3 ALK 4
LOTS 5+8 ALK 3
83254

LEGAL DESCRIPTION OF

IRRIGATION LAND

NUMBERS OF ACRES IRRIGATED

11

NUMBER OF SHARES OWNED

10

NUMBER OF ANIMALS USING STOCKWATER

30

NON-IRRIGATION USE

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

URGENT

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LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

Dale Hymas & Meadow Pond LLC

ADDRESS

468 Hymas Lane

LEGAL DESCRIPTION OF

IRRIGATION LAND

NUMBERS OF ACRES IRRIGATED

15

NUMBER OF SHARES OWNED

14 1/3

NUMBER OF ANIMALS USING STOCKWATER

10

NON-IRRIGATION USE

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

URGENT

In regard to **ADJUDICATION** of rights to the use of **WATER** from the Bear River Water System

LIBERTY HILLSIDE CANAL COMPANY

Please fill out this questionnaire and mark on the attached map YOUR irrigation location.

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Phone 801-897-3431

SHARE HOLDER NAME Lanny D. Allred

ADDRESS 4742 Highway 36 Liberty

LEGAL DESCRIPTION OF

IRRIGATION LAND FR.T-6163 - PIN 03528.02

NUMBERS OF ACRES IRRIGATED 1^{MP} acres

NUMBER OF SHARES OWNED One

NUMBER OF ANIMALS USING STOCKWATER 2 horse, 4 20^{lb} Cattle

NON-IRRIGATION USE _____

OTHER INFORMATION _____

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

URGENT

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LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

Mike & Karen Derricott

ADDRESS

*4706 Hwy 36
Liberty Sh 83254*

LEGAL DESCRIPTION OF

IRRIGATION LAND

*T-6874-FR LOT 415-13-43 (1957) (acres)
T-6312 FR LOT 4 (acres)*

NUMBERS OF ACRES IRRIGATED

1

NUMBER OF SHARES OWNED

1

NUMBER OF ANIMALS USING STOCKWATER

20 pair cattle

NON-IRRIGATION USE

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

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SHARE HOLDER NAME

DeWayne + Sue Dimick

ADDRESS

4634 Hwy 36
Liberty Id 83254

LEGAL DESCRIPTION OF

Moved here in 1976
Hose & Gravity Watering

IRRIGATION LAND

NUMBERS OF ACRES IRRIGATED

1 ACRE

NUMBER OF SHARES OWNED

2/3

NUMBER OF ANIMALS USING STOCKWATER 10 Cows 2 Horses

NON-IRRIGATION USE

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

2023 assessment
has been pd
Beth

URGENT

in regard to **ADJUDICATION** of rights to the use of **WATER** from the Bear River Water System

LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

Mayme Pugmire Family Trust

ADDRESS

4358 Hwy 36 (Liberty)

LEGAL DESCRIPTION OF

T2621F, SWNW, T3474
T885F NWSW 5-13-43

IRRIGATION LAND

NUMBERS OF ACRES IRRIGATED

20

NUMBER OF SHARES OWNED

19 1/3

NUMBER OF ANIMALS USING STOCKWATER

} 1 or 2 horses Jun-Oct,
25 cow/calf pairs for
} 4-6 weeks in late summer/
early fall

NON-IRRIGATION USE

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

11.29.2023
↓

URGENT

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LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

SHANNON BUNDERSON

ADDRESS

BOX 255 BLOOMINGTON, ID

LEGAL DESCRIPTION OF

IRRIGATION LAND

SECTION 5 - TWP 13 - R43

NUMBERS OF ACRES IRRIGATED

13.33

NUMBER OF SHARES OWNED

13.33

NUMBER OF ANIMALS USING STOCKWATER

100

NON-IRRIGATION USE

STOCKWATER ONLY

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

URGENT

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LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

Gary R. Hymas

ADDRESS

186 Hymas Lane
Liberty, Idaho 83254

LEGAL DESCRIPTION OF

IRRIGATION LAND

North East quarter of the Southwest
quarter Section 5
Township 13 Range 43 East

NUMBERS OF ACRES IRRIGATED

~~12~~ 12.64 8-66 ^{MP}

NUMBER OF SHARES OWNED

8 2/3

NUMBER OF ANIMALS USING STOCKWATER

30

NON-IRRIGATION USE

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

URGENT

In regard to **ADJUDICATION** of rights to the use of **WATER** from the Bear River Water System

LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

Kipp Adams

ADDRESS

3962 HWY 36 Liberty

LEGAL DESCRIPTION OF

IRRIGATION LAND

Yes

NUMBERS OF ACRES IRRIGATED

1 md

NUMBER OF SHARES OWNED

1

NUMBER OF ANIMALS USING STOCKWATER

5

NON-IRRIGATION USE

OTHER INFORMATION

Sprinkler irrigation

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

via Gravel lined pipe, catch hole, & sprinkler pump.

URGENT

In regard to **ADJUDICATION** of rights to the use of **WATER** from the Bear River Water System

LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

Garry Forsgren

ADDRESS

3882 Hwy 36 Ovid Id.

LEGAL DESCRIPTION OF

Lot 1 in Block 5 of Liberty Townsite
Bear Lake County Id.

IRRIGATION LAND

Township 13S Range 4E Section 5
QQ NESW

NUMBERS OF ACRES IRRIGATED

1

NUMBER OF SHARES OWNED

1

NUMBER OF ANIMALS USING STOCKWATER

2-5

NON-IRRIGATION USE

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

URGENT

In regard to **ADJUDICATION** of rights to the use of **WATER** from the Bear River Water System

LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

Tyler & Tacy Hymas

ADDRESS

214 Hymas Ln
Ovid, ID 83254

LEGAL DESCRIPTION OF

IRRIGATION LAND

214 Hymas Ln
Liberty, ID

NUMBERS OF ACRES IRRIGATED

~~3.5~~ 4

NUMBER OF SHARES OWNED

4

NUMBER OF ANIMALS USING STOCKWATER

8

NON-IRRIGATION USE

N/A

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

URGENT

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LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

Ryan Hymas Wilde

ADDRESS

3202 W. Chuteau Flats Ct. ^{S. Jordan}
^{UT}
⁸⁴⁰⁹⁵

LEGAL DESCRIPTION OF

IRRIGATION LAND

T-4623 F. LOTS 2,3 BLK 5 Liberty
1.44 AC

NUMBERS OF ACRES IRRIGATED

1. ~~44~~ AC mod.

NUMBER OF SHARES OWNED

1

NUMBER OF ANIMALS USING STOCKWATER

1-2

NON-IRRIGATION USE

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

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LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME	<u>Jonathan or Carrie Hemmick</u>
ADDRESS	<u>3780 Hwy 36, Ovid, ID</u>
LEGAL DESCRIPTION OF IRRIGATION LAND	<u>Lot 6+8, B4, Liberty</u> <u>Part W1/4 SE Sec 5, T13S-R43E</u>
NUMBERS OF ACRES IRRIGATED	<u>~~2.9~~ Acres $3\frac{1}{3}$ mp</u>
NUMBER OF SHARES OWNED	<u>$3\frac{1}{3}$</u>
NUMBER OF ANIMALS USING STOCKWATER	<u>5</u>
NON-IRRIGATION USE	<u>$\frac{1}{3}$</u>
OTHER INFORMATION	<u></u> <u></u>

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

URGENT

In regard to ADJUDICATION of rights to the use of WATER from the Bear River Water System

LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

Jeff Rhees

ADDRESS

531 Hymas Ln.

LEGAL DESCRIPTION OF

IRRIGATION LAND

3.14 A. / Res Lot +
Pasture

NUMBERS OF ACRES IRRIGATED

~~3.14~~ 2 $\frac{2}{3}$

NUMBER OF SHARES OWNED

2 $\frac{2}{3}$

NUMBER OF ANIMALS USING STOCKWATER

* 8-12

NON-IRRIGATION USE

* 

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

* IN Dry Years, my irrigation is used to keep well watered.
~~stock~~ stock are watered from the well. 8-12 for 6-Bucks

URGENT

In regard to ADJUDICATION of rights to the use of WATER from the Bear River Water System

LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

James W. Poulsen
375 So. 45th East

ADDRESS

Idaho Falls, Idaho 83401
SE COR BLK 3 T-3106 S-13-43 2.70 Ac.
T-881 F. LOT 15 BLK 3 S-13-43 .34 Ac.

LEGAL DESCRIPTION OF

IRRIGATION LAND

Yes

NUMBERS OF ACRES IRRIGATED

4 mp
3.04 Acres

NUMBER OF SHARES OWNED

4 Four

NUMBER OF ANIMALS USING STOCKWATER

8 Eight

NON-IRRIGATION USE

None

OTHER INFORMATION

Open Well For culinary
water 1 on each
property = 2 two
open spring on north east corner of
SE COR BLK 3 T-3106 S-13-43

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684

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LIBERTY HILLSIDE CANAL COMPANY

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SHARE HOLDER NAME

Shana Roberts

ADDRESS

20 Shanon Ln
Ovid Id. 83254

LEGAL DESCRIPTION OF

IRRIGATION LAND

Liberty Townsite
207 4' Block 3 5 1/2 Block
3

NUMBERS OF ACRES IRRIGATED

2

NUMBER OF SHARES OWNED

3

NUMBER OF ANIMALS USING STOCKWATER

20

NON-IRRIGATION USE

OTHER INFORMATION

Gary Hymas 208-852-7120

Mike Derricott 208-945-2877

Dale Hymas 208-847-5684