

**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: 13-748  
Date Received: 8/6/2025  
Receipt No: P001122, P001122  
Claim Fee: \$50.00  
Received By: \_\_\_\_\_

**RECEIVED**

**AUG 06 2025**

**IDWR/Preston**

**AMENDED**

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

**1. Name of Claimant(s)**

TODD KIRBY  
2312 LAGO LIBERTY RD  
GRACE ID 83241

Phone: (208) 851-2271

**2. Date of Priority:** 5/1/1901

**3. Source:**  
MIDDLE FORK TROUT CREEK

**Trib. to:**  
TROUT CREEK

**4. Point of Diversion:**

| Township | Range | Section | ¼ of ¼ of ¼ | Lot | County  | Type |
|----------|-------|---------|-------------|-----|---------|------|
| 11S      | 41E   | 15      | SE SW       |     | CARIBOU |      |

**5. Description of diverting works:**

Water is split off from trout creek into ditch system. That system runs south to a small reservoir. Water from the reservoir is diverted from that collection system to another canal that brings the water further south. There is a box in the canal that I use to divert water in to gravity fed system that waters the southern fields.

**6. Water is used for the following purposes:**

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 4/20  | 9/30  | 0.7    |      |        |
| STOCKWATER | 04/20 | 09/30 | 0.08   |      |        |

**7. Total Quantity Appropriated is:**

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

8. Non-irrigation uses:

40 mixed stock.

9. Place of use:

IRRIGATION within FRANKLIN County

| Township | Range | Section | ¼  | of | ¼  | Lot | Acres |
|----------|-------|---------|----|----|----|-----|-------|
| 15S      | 40E   | 29      | NW |    | NE |     | 0.4   |
| 15S      | 40E   | 29      | NE |    | NW |     | 0.3   |

Total Acres = 0.7

STOCKWATER within FRANKLIN County

| Township | Range | Section | ¼  | of | ¼  | Lot | Acres |
|----------|-------|---------|----|----|----|-----|-------|
| 15S      | 40E   | 29      | NW |    | NE |     |       |
| 15S      | 40E   | 29      | NE |    | NW |     |       |

10. Do you own the property listed above as place of use? Yes

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

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11. Other Water Rights Used:

13-747

12. Remarks:

Priority Date Explanation:

This is the date from the decreed water right.

Stock water use from the irrigation water has always occurred.

P/U, AC IRR=115.

P/D, JOHN P. SORENSEN DITCH - LEGAL FROM TRANS 1961.

13. Basis of Claim: Decreed

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 Individuals:**

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

Signature of Claimant(s):



Date: 8-6-2025

Date: \_\_\_\_\_