

**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: 13-901  
Date Received: 2/28/2025  
Receipt No: 7002073  
Claim Fee: \$450.00  
Received By: MB

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AUG 07 2025

IDWR/Preston

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

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

TWIN LAKES CANAL CO  
PO BOX 3  
WESTON ID 83286-0003

Phone: (208) 852-0415

**2. Date of Priority:** 4/1/1901

**3. Source:**  
MINK CREEK

**Trib. to:**  
BEAR RIVER

**4. Point of Diversion:**

| Township | Range | Section | ¼ of ¼ of ¼ | Lot | County   | Type |
|----------|-------|---------|-------------|-----|----------|------|
| 14S      | 40E   | 1       | SW SE       |     | FRANKLIN |      |

**5. Description of diverting works:**

Concrete headgate structure that diverts Mink Creek water into an open canal. This open canal uses gravity to flow westward and service Twin Lakes shareholders within the service boundary. This main canal reaches the Condie, Winder, and Twin Lakes Reservoirs. Attachment will be provided showing general diversion works locations.

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

| Purpose                 | From  | To    | C.F.S. | (or) | A.F.A  |
|-------------------------|-------|-------|--------|------|--------|
| DIVERSION TO STORAGE    | 09/30 | 05/01 | 300    |      |        |
| IRRIGATION              | 04/20 | 09/30 | 300    |      |        |
| IRRIGATION STORAGE      | 01/01 | 12/31 |        |      | 14,000 |
| IRRIGATION FROM STORAGE | 04/20 | 09/30 |        |      | 14,000 |
| STOCKWATER              | 01/01 | 12/31 | 4      |      |        |

7. Total Quantity Appropriated is:

300 C.F.S. Total Diversion Rate.  
 300 C.F.S. for Irrigation Only;  
 300 C.F.S. for Diversion to Storage;  
 14,000 A.F.A. for Irrigation Storage;  
 14,000 A.F.A. for Irrigation from Storage.

8. Non-irrigation uses:

Stockwater (4 C.F.S.); Approximately 2,000 head of mixed stock drink from the canal, lateral, and shareholder systems.

9. Place of use:

IRRIGATION within FRANKLIN County

Place of use is limited to 18,235 acres within Twin Lakes' digital boundary authorized under Idaho law.

IRRIGATION FROM STORAGE within FRANKLIN COUNTY

Place of use is limited to 18,235 acres within Twin Lakes' digital boundary authorized under Idaho law.

IRRIGATION STORAGE within FRANKLIN County

| TWP | RGE | SEC | NE 1/4 |    |    |    | NW 1/4 |    |    |    | SW 1/4 |    |    |    | SE 1/4 |    |    |    |
|-----|-----|-----|--------|----|----|----|--------|----|----|----|--------|----|----|----|--------|----|----|----|
|     |     |     | NE     | NW | SW | SE | NE     | NW | SW | SE | NE     | NW | SW | SE | NE     | NW | SW | SE |
| 14S | 38E | 13  |        |    |    |    |        |    |    |    |        |    | St | St |        |    |    |    |
| 14S | 38E | 14  |        |    |    |    |        |    |    |    |        |    |    |    | St     | St | St | St |
| 14S | 38E | 23  | St     | St |    | St |        |    |    |    |        |    |    |    | St     |    |    | St |
| 14S | 38E | 24  |        |    |    |    | St     | St | St | St | St     | St | St | St |        | St | St | St |
| 14S | 38E | 25  |        |    |    |    | St     | St |    |    |        |    |    |    |        |    |    |    |



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.

Claimant is a canal company that provides water allocated to its water rights to Twin Lakes shareholders, who own the places of use upon which water is utilized. Most of the Twin Lakes Reservoir property is owned by Twin Lakes. The right to store water on other property is by virtue of a prescriptive easement.

11. Other Water Rights Used:

13-896B, 13-946B, 13-2289, 13-2296, and 13-7481.

12. Remarks:

Priority Date Explanation:

This is the same date decreed for this right in UP&L v. Last Chance (Dietrich Decree (1920) and the use has continued since. Stockwater beneficial use has been added based on the Dietrich Decree's provisions since Twin Lakes has diverted water for stockwatering use by its shareholders. Storage quantity is for Twin Lakes Reservoir and is based on company knowledge as well as historical IDWR dam records.

This right is also subject to this condition included in the Dietrich Decree: "When the flow of Mink Creek does not exceed 60.0 cfs at Consolidated Irrigation Company's, Riverdale Canal Company's, and Twin Lakes Canal Company's headgates then water shall be divided as follows: -2/5 to Twin Lakes Canal Co. -3/5 to Riverdale Canal Co. and Consolidated Irrigation Co."

13. Basis of Claim: Decreed: UP&L v. Last Chance (Dietrich Decree (1920); IDWR WR Number: 13-901

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 X 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

Chasen mau of Twin Lakes  
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 HAK POUY Date 7-25-25

Printed Name of Authorized Agent HAK POUY

# TWIN LAKES CANAL COMPANY WATER RIGHTS

| Water Right No. | Name of Water Right  | Book                        | Priority Date | Source     | Beneficial Use                                                    | Individual Diversion Rate Limitation (cfs) | Individual Volume Limitation (AFY) | Individual Area Limitation | Total Place of Use (acres) | Season of Use (m/d)                                                                                                  | Point of Diversion            | Candidates                                                                                                                                                                                                                                                                                                                                                                  | Notes                                                                                                                                |
|-----------------|----------------------|-----------------------------|---------------|------------|-------------------------------------------------------------------|--------------------------------------------|------------------------------------|----------------------------|----------------------------|----------------------------------------------------------------------------------------------------------------------|-------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------|
| 13.0968         |                      |                             | May 1, 1882   | Mink Creek | Irrigation                                                        | 4 (see notes)                              | None                               | None                       |                            | See notes (4/20 to 9/30)                                                                                             |                               |                                                                                                                                                                                                                                                                                                                                                                             | Diversion rate decreases as irrigation season progresses<br>4/20 to 7/25, 4.0 cfs<br>7/25 to 9/01, 3.03 cfs<br>9/01 to 9/30, 2.0 cfs |
| 13.901          |                      | Deeded (Overhead Diversion) | Apr. 1, 1901  | Mink Creek | Diversion to storage, irrigation, irrigation storage              | 300                                        | None                               | None                       | 18,335                     | Irrigation Storage<br>1/01 to 12/31<br>Irrigation<br>4/20 to 9/30<br>Diversion to Storage<br>9/30 to 5/1             | SWSE, Sec. 1, T. 14S, R. 40E  | The right is also subject to this condition included in the Overhead Decree: "When the flow of Mink Creek does not exceed 600 cfs at Consolidated Irrigation Company's, Riverdale Canal Company's, and Twin Lakes Canal Company's headgates then water shall be divided as follows: 2/5 to Twin Lakes Canal Co. 3/5 to Riverdale Canal Co. and Consolidated Irrigation Co." | Water right developed for both irrigation of Twin Lakes land and for storage of water in Twin Lakes Reservoir                        |
| 13.9468         | Twin Lakes Canal Co. |                             | May 6, 1911   | Deep Creek | Irrigation                                                        | 9.95                                       | 3611 F                             | None                       |                            | 4/15 to 10/15                                                                                                        | MMN, Sec. 26, T. 14S, R. 38E  |                                                                                                                                                                                                                                                                                                                                                                             | Water right developed upon construction of Condie Reservoir                                                                          |
| 13.2289         |                      |                             | Aug. 19, 1940 | Mink Creek | Irrigation from storage, irrigation storage                       | None                                       | 2300                               | None                       |                            | 1/1 to 12/31                                                                                                         | SWNW, Sec. 14, T. 14S, R. 39E |                                                                                                                                                                                                                                                                                                                                                                             | Water right developed upon construction of Winder Reservoir                                                                          |
| 13.2296         |                      | License                     | Mar. 25, 1956 | Mink Creek | Irrigation                                                        | 5.56                                       | 1900                               | None                       |                            | 4/1 to 10/31                                                                                                         | SWSE, Sec. 1, T. 14S, R. 40E  |                                                                                                                                                                                                                                                                                                                                                                             |                                                                                                                                      |
| 13.7481         |                      | License                     | Dec. 6, 1990  | Deep Creek | Diversion to storage, irrigation from storage, irrigation storage | 10                                         | 4050                               | None                       |                            | Diversion to Storage<br>10/1 to 4/30<br>Irrigation from Storage<br>5/1 to 9/30<br>Irrigation Storage<br>1/1 to 12/31 | NENE, Sec. 26, T. 14S, R. 38E |                                                                                                                                                                                                                                                                                                                                                                             | Water diverted out of Deep Creek into Twin Lakes                                                                                     |
| 13.4326         |                      | Statutory Claim             | July 11, 1923 | Spring     | Domestic Stockwater                                               | 0.06                                       | None                               | None                       |                            | 1/1 to 12/31                                                                                                         | SENE, Sec. 24, T. 14S, R. 38E |                                                                                                                                                                                                                                                                                                                                                                             | Stockwater use for approximately 150 miscellaneous farm animals                                                                      |

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