

COPY

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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

In Re SRBA	)	Subcase No. 45-498, 45-499, 45-502,
	)	45-504, 45-2184, 45-2221, 45-2222B,
Case No. 39576	)	45-2234, 45-2244, 45-2247, 45-2274
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

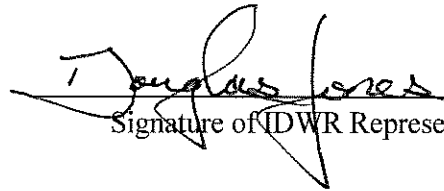
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 1-6-05



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 1/7, 2005, I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Cummins Farms
PO Box 30
Murtaugh ID 83344
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Luis Bettencourt
Sharon Bettencourt
PO Box 587
Jerome ID 83338
4. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
5. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724


Signature of person or attorney mailing the form

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-498

NAME AND ADDRESS: LUIS M BETTENCOURT
PO BOX 587
JEROME ID 83338

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: DRY CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.400 CFS
680.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 8.88 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1776 AF. COMBINED RIGHT NOS.: 45-498,
45-2234, 45-2247, 45-2559, 45-2581, 45-2826.

PRIORITY DATE: 10/21/1908

POINT OF
DIVERSION: T12S R19E S13 SWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	3.400 CFS 680.00 AFY

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S23	NESE	38.0	T11S R19E S23	NWSE	39.0
T11S R19E S23	SWSE	39.0	T11S R19E S23	SESE	39.0
T11S R19E S26	NENE	39.0	T11S R19E S26	NWNE	38.0
T11S R19E S26	SWNE	39.0	T11S R19E S26	SENE	38.0
T11S R19E S26	NESW	4.0	T11S R19E S26	SESW	4.0
T11S R19E S26	NESE	40.0	T11S R19E S26	NWSE	40.0
T11S R19E S26	SWSE	39.0	T11S R19E S26	SESE	37.0

473 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 170 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-498, 45-2247, 45-2826, 45-2581.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 444 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-498, 45-2234, 45-2247, 45-2559, 45-2581,
45-2826.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 170 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

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

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.

THIS RIGHT IS DELIVERED VIA THE STRONG DITCH.

The right holder shall accomplish the change authorized by transfer 4582 within one year of August 2, 1995.

Failure of the right holder to comply with the conditions of transfer 4582 is cause for the Director to rescind approval of the transfer.

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-499

NAME AND ADDRESS: LUIS M BETTENCOURT
PO BOX 587
JEROME ID 83338

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: DRY CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 3.000 CFS

PRIORITY DATE: 10/21/1908

POINT OF
DIVERSION: T12S R19E S13 SWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	3.000 CFS

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S26	NESW	36.0	T11S R19E S26	NWSW	40.0
T11S R19E S26	SWSW	39.0	T11S R19E S26	SESW	35.0

150 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-2244 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 150 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 IS DELIVERED VIA THE STRONG DITCH.

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-502

NAME AND ADDRESS: LUIS M BETTENCOURT
PO BOX 587
JEROME ID 83338

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: DRY CREEK TRIBUTARY: SNAKE RIVER

QUANTITY: 0.600 CFS

PRIORITY DATE: 10/21/1908

POINT OF
DIVERSION: T12S R19E S13 SWSW Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.600 CFS

PLACE OF USE: IRRIGATION Within TWIN FALLS County
T11S R19E S34 NENE 40.0

40 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-2436 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 80 ACRES IN A SINGLE IRRIGATION
SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 30 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE 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

THIS RIGHT IS DELIVERED VIA THE STRONG DITCH.

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-504

NAME AND ADDRESS: LUIS M BETTENCOURT
PO BOX 587
JEROME ID 83338

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: DRY CREEK

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.200 CFS

PRIORITY DATE: 10/21/1908

POINT OF
DIVERSION: T12S R19E S13 SWS Within CASSIA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.200 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R19E S02 Lot 4 NWNW	39.0	T12S R19E S03 Lot 1 NENE	39.0
T12S R19E S03	SENE	39.0	

117 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 550 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-504, 45-2286, 45-2407.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 60 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE 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

THIS RIGHT IS DELIVERED VIA THE STRONG DITCH.

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-2184

NAME AND ADDRESS: LUIS M BETTENCOURT
PO BOX 587
JEROME ID 83338

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.840 CFS
1,280.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 45-2648 IS LIMITED TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1280 AF.

PRIORITY DATE: 11/27/1947

POINT OF
DIVERSION: T11S R19E S35 SESENW Within TWIN FALLS County
T11S R19E S35 SESENW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	2.840 CFS 1,280.00 AFY

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S27	NWNE	40.0	T11S R19E S27	SWNE	40.0
T11S R19E S27	NESE	40.0	T11S R19E S27	SESE	40.0
T11S R19E S35	NENW	40.0	T11S R19E S35	NWNW	40.0
T11S R19E S35	SWNW	40.0	T11S R19E S35	SENW	40.0

320 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-2648 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 320 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 - License

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-2221

NAME AND ADDRESS: LUIS M BETTENCOURT
PO BOX 587
JEROME ID 83338

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.520 CFS
640.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 640 AF. COMBINED RIGHT NOS.:
45-2221, 45-2274.

PRIORITY DATE: 07/03/1946

POINT OF
DIVERSION: T11S R19E S26 SESESW Within TWIN FALLS County
T11S R19E S35 SWSW Within TWIN FALLS County
T11S R19E S35 SWSESW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.520 CFS 640.00 AFY

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S35	NESW	40.0	T11S R19E S35	NWSW	40.0
T11S R19E S35	SWSW	40.0	T11S R19E S35	SESW	40.0

160 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 160 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2221, 45-2274.

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 - License

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-2222B

NAME AND ADDRESS: LUIS M BETTENCOURT
PO BOX 587
JEROME ID 83338

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.400 CFS
195.20 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 640 AF. COMBINED RIGHT NOS.:
45-2222B, 45-2284B, 45-2632B.

PRIORITY DATE: 07/03/1946

POINT OF
DIVERSION: T11S R19E S34 SWSWNE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.400 CFS 195.20 AFY

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S27	NESW	40.0	T11S R19E S27	NWSW	40.0
T11S R19E S27	SWSW	40.0	T11S R19E S27	SESW	40.0

160 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 160 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2222B, 45-2284B, 45-2632B, 45-10096.

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 - License

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-2234
NAME AND ADDRESS: LUIS M BETTENCOURT
PO BOX 587
JEROME ID 83338

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.600 CFS
640.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 7.14 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1776 AF. COMBINED RIGHT NOS.: 45-2234,
45-2247, 45-2559, 45-2581, 45-2826

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 8.88 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1776 AF. COMBINED RIGHT NOS.: 45-498,
45-2234, 45-2247, 45-2559, 45-2581, 45-2826.

PRIORITY DATE: 08/11/1947

POINT OF
DIVERSION: T11S R19E S26 SWSWNE Within TWIN FALLS County
T11S R19E S26 SWSWSE Within TWIN FALLS County
T11S R19E S26 SWSWSE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.600 CFS 640.00 AFY

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S23	NESE	38.0	T11S R19E S23	NWSE	39.0
T11S R19E S23	SWSE	39.0	T11S R19E S23	SESE	39.0
T11S R19E S26	NENE	39.0	T11S R19E S26	NWNE	38.0
T11S R19E S26	SWNE	39.0	T11S R19E S26	SENE	38.0
T11S R19E S26	NESW	4.0	T11S R19E S26	SESW	4.0
T11S R19E S26	NESE	40.0	T11S R19E S26	NWSE	40.0
T11S R19E S26	SWSE	39.0	T11S R19E S26	SESE	37.0

473 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 320 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2234, 45-2559.

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 444 ACRES IN A SINGLE IRRIGATION SEASON. COMBINED RIGHT NOS.: 45-498, 45-2234, 45-2247, 45-2559, 45-2581, 45-2826.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 160 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE 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 - License

USE OF THIS RIGHT IS COMBINED WITH WATER FROM DRY CREEK.

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.

This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

The right holder shall accomplish the change authorized by transfer 4583 within one year of August 2, 1995.

Failure of the right holder to comply with the conditions of transfer 4583 is cause for the Director to rescind approval of the transfer.

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-2244
NAME AND ADDRESS: LUIS M BETTENCOURT
PO BOX 587
JEROME ID 83338

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.500 CFS
600.00 AFY

PRIORITY DATE: 01/23/1948

POINT OF
DIVERSION: T11S R19E S26 SESESW Within TWIN FALLS County
T11S R19E S35 SWSW Within TWIN FALLS County
T11S R19E S35 SWSESW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.500 CFS 600.00 AFY

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S26	NESW	36.0	T11S R19E S26	NWSW	40.0
T11S R19E S26	SWSW	39.0	T11S R19E S26	SESW	35.0

150 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-499 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 150 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 - License

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-2247
NAME AND ADDRESS: LUIS M BETTENCOURT
PO BOX 587
JEROME ID 83338

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.880 CFS
371.80 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 7.14 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1776 AF. COMBINED RIGHT NOS.: 45-2234,
45-2247, 45-2559, 45-2581, 45-2826

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 8.88 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1776 AF. COMBINED RIGHT NOS.: 45-498,
45-2234, 45-2247, 45-2559, 45-2581, 45-2826.

PRIORITY DATE: 12/27/1950

POINT OF
DIVERSION: T11S R19E S26 SWSWNE Within TWIN FALLS County
T11S R19E S26 SWSWSE Within TWIN FALLS County
T11S R19E S26 SWSWSE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.880 CFS 371.80 AFY

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S23	NESE	38.0	T11S R19E S23	NWSE	39.0
T11S R19E S23	SWSE	39.0	T11S R19E S23	SESE	39.0
T11S R19E S26	NENE	39.0	T11S R19E S26	NWNE	38.0
T11S R19E S26	SWNE	39.0	T11S R19E S26	SENE	38.0
T11S R19E S26	NESW	4.0	T11S R19E S26	SESW	4.0
T11S R19E S26	NESE	40.0	T11S R19E S26	NWSE	40.0
T11S R19E S26	SWSE	39.0	T11S R19E S26	SESE	37.0

473 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 170 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-498, 45-2247, 45-2826, 45-2581.

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 444 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-498, 45-2234, 45-2247, 45-2559, 45-2581, 45-2826.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 170 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE 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 - License

USE OF THIS RIGHT IS COMBINED WITH WATER FROM DRY CREEK.

This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.

The right holder shall accomplish the change authorized by transfer 4583 within one year of August 2, 1995.

Failure of the right holder to comply with the conditions of transfer 4583 is cause for the Director to rescind approval of the transfer.

01/06/2005

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 45-2274

NAME AND ADDRESS: LUIS M BETTENCOURT
PO BOX 587
JEROME ID 83338

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.200 CFS
585.50 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 640 AF. COMBINED RIGHT NOS.:
45-2221, 45-2274.

PRIORITY DATE: 09/21/1948

POINT OF
DIVERSION: T11S R19E S26 SESESW Within TWIN FALLS County
T11S R19E S35 SWSW Within TWIN FALLS County
T11S R19E S35 SWSESW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.200 CFS 585.50 AFY

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S35	NESW	40.0	T11S R19E S35	NWSW	40.0
T11S R19E S35	SWSW	40.0	T11S R19E S35	SESW	40.0

160 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 160 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2221, 45-2274.

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 - License