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DEPARTMENT OF
WATER RESOURCES

2005 JAN -7 AM 10: 53

DISTRICT COURT - 5th-JRBA
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. 45-2557, 45-2559,
	)	45-2581, 45-2632A, 45-2632B, 45-2648,
Case No. 39576	)	45-2826, 45-4165, 45-10085, 45-10096
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

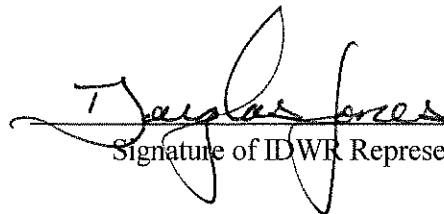
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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 4/7, 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: 45-2557
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: 2.000 CFS
640.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1600 AF. COMBINED RIGHT NOS.:
45-2284A, 45-2410, 45-2456, 45-2557, 45-2632A.

PRIORITY DATE: 09/30/1957

POINT OF
DIVERSION: T11S R19E S26 SWSENE Within TWIN FALLS County
T11S R19E S34 SESWNE 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	2.000 CFS 640.00 AFY

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S26	NENW	40.0	T11S R19E S26	NWNW	40.0
T11S R19E S26	SWNW	40.0	T11S R19E S26	SENE	40.0

160 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 400 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2284A, 45-2410, 45-2456, 45-2557, 45-2632A,
45-10085.

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: 45-2559

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: 2.670 CFS
1,120.00 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: 10/31/1957

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	2.670 CFS 1,120.00 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 280 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: 45-2581

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: 1.270 CFS
536.60 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: 06/09/1959

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	1.270 CFS 536.60 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.

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.

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.

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: 45-2632A

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: 0.160 CFS
78.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 1600 AF. COMBINED RIGHT NOS.:
45-2284A, 45-2410, 45-2456, 45-2557, 45-2632A.

PRIORITY DATE: 11/04/1960

POINT OF
DIVERSION: T11S R19E S26 SWSNW Within TWIN FALLS County
T11S R19E S34 SESWNE 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	0.160 CFS 78.00 AFY

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S27	NWSE	40.0	T11S R19E S27	SWSE	40.0
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80 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 400 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2284A, 45-2410, 45-2456, 45-2557, 45-2632A,
45-10085.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 74 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

01/06/2005

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

RIGHT NUMBER: 45-2632B

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: 0.650 CFS
317.20 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: 11/04/1960

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	0.650 CFS 317.20 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.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 155 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

01/06/2005

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

RIGHT NUMBER: 45-2648

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: 2.000 CFS
970.00 AFY

USE OF THIS RIGHT WITH RIGHT NO. 45-2184 IS LIMITED TO A TOTAL
COMBINED ANNUAL DIVERSION VOLUME OF 1280 AF.

PRIORITY DATE: 04/06/1961

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	2.000 CFS 970.00 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	SENE	40.0

320 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-2184 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 320 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 303 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

01/06/2005

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

RIGHT NUMBER: 45-2826
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: 0.720 CFS
304.20 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: 12/27/1948

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	0.720 CFS 304.20 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: 45-4165

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

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: WASTE WATER

TRIBUTARY: SINKS

QUANTITY: 0.900 CFS

PRIORITY DATE: 03/15/1958

POINT OF
DIVERSION: T11S R19E S23 NENESW Rediversion Within TWIN FALLS County
T11S R19E S23 SWNWSW Within TWIN FALLS County
T11S R19E S23 SWSWSW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.900 CFS

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S23	NESW	38.0	T11S R19E S23	NWSW	39.0
T11S R19E S23	SWSW	39.0	T11S R19E S23	SESW	39.0

155 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-2421 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 155 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 50 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 - Beneficial Use

THIS RIGHT REMAINS SUBJECT TO THE RIGHT OF THE ORIGINAL
APPROPRIATOR, IN GOOD FAITH AND IN COMPLIANCE WITH STATE LAWS
GOVERNING CHANGES IN USE AND/OR EXPANSION OF WATER RIGHTS,
TO CEASE WASTING WATER, TO CHANGE THE PLACE OR MANNER OF
WASTING IT, OR TO RECAPTURE IT.

USE OF THIS RIGHT IS COMBINED WITH WATER FROM ARTESIAN
IRRIGATION, INC.

01/06/2005

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

RIGHT NUMBER: 45-10085

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

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: WASTE WATER

TRIBUTARY: MURTAUGH LAKE

QUANTITY: 1.000 CFS

PRIORITY DATE: 05/01/1951

POINT OF
DIVERSION: T11S R19E S26 NENWNW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.000 CFS

PLACE OF USE: IRRIGATION Within TWIN FALLS County

T11S R19E S26	NENW	40.0	T11S R19E S26	NWNW	40.0
T11S R19E S26	SWNW	40.0	T11S R19E S26	SENW	40.0
T11S R19E S27	NENE	40.0	T11S R19E S27	SENE	40.0
T11S R19E S27	NWSE	40.0	T11S R19E S27	SWSE	34.0
T11S R19E S34	NWNE	40.0	T11S R19E S34	SWNE	40.0

394 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 400 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-2284A, 45-2410, 45-2456, 45-2557, 45-2632A,
45-10085.

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 - Beneficial Use

01/06/2005

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

RIGHT NUMBER: 45-10096

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

SHARON L BETTENCOURT
PO BOX 587
JEROME ID 83338

SOURCE: WASTE WATER

TRIBUTARY: SINKS

QUANTITY: 1.500 CFS

PRIORITY DATE: 11/04/1960

POINT OF
DIVERSION: T11S R19E S27 SESESW Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.500 CFS

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 - Beneficial Use