

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. 45-457, 45-507, 45-4223,
	)	45-11041, 45-13487
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

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

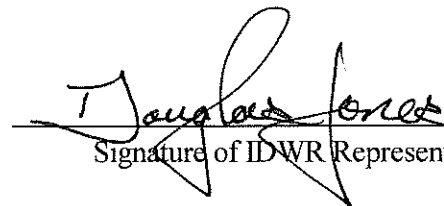
Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

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: _____

4/19/25


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4/20, 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. Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Galen Myers
Peggy Myers
PO Box 1627
Dubois WY 82513

Luis Bettencourt
Sharon Bettencourt
PO Box 587
Jerome ID 83338



Signature of person or attorney mailing the form

04/19/2005

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

RIGHT NUMBER: 45-457

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: 2.800 CFS
1,200.00 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.5 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1541 AF. COMBINED RIGHT NOS.: 45-457,
45-4223, 45-11041.

PRIORITY DATE: 12/06/1922

POINT OF
DIVERSION: T12S R19E S2 SESWNE Within CASSIA County
T12S R19E S2 NENESE 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	2.800 CFS 1,200.00 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R19E S01 Lot 4	NWNW	38.0	T12S R19E S01	SWNW	39.0
T12S R19E S01	NWSW	31.0	T12S R19E S02 Lot 1	NENE	39.0
T12S R19E S02 Lot 2	NWNE	39.0	T12S R19E S02	SWNE	39.0
T12S R19E S02	SENE	39.0	T12S R19E S02 Lot 3	NENW	38.0
T12S R19E S02	SENW	39.0	T12S R19E S02	SESW	22.0
T12S R19E S02	NESE	23.0	T12S R19E S02	NWSE	39.0
T12S R19E S02	SWSE	30.0			

455 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-4223 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 320 ACRES IN A SINGLE
IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 455 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-457, 45-507, 45-4223, 45-11041, 45-13487.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 300 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

04/19/2005

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

RIGHT NO. 45-11041 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
SECTION 42-1416B, IDAHO CODE.

Use of this right is combined with water from Southwest Irrigation District.

04/19/2005

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

RIGHT NUMBER: 45-507

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: 2.400 CFS

USE OF THIS RIGHT WITH RIGHT NO. 45-13487 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 9.10 CFS.

PRIORITY DATE: 10/04/1911

POINT OF
DIVERSION: T12S R19E S13 NWSWSW 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	2.400 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R19E S01 Lot 4 NWNW	38.0	T12S R19E S01	SWNW	39.0	
T12S R19E S01	NWSW	31.0	T12S R19E S02 Lot 1 NENE	39.0	
T12S R19E S02 Lot 2 NWNE	39.0	T12S R19E S02	SWNE	39.0	
T12S R19E S02	SENE	39.0	T12S R19E S02 Lot 3 NENW	38.0	
T12S R19E S02	SENW	39.0	T12S R19E S02	SESW	22.0
T12S R19E S02	NESE	23.0	T12S R19E S02	NWSE	39.0
T12S R19E S02	SWSE	30.0			

455 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 455 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-457, 45-507, 45-4223, 45-11041 & 45-13487.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 120 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.

Use of this right is combined with water from Southwest Irrigation District.

04/19/2005

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

RIGHT NUMBER: 45-4223
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: 0.700 CFS
341.60 AFY

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.5 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1541 AF. COMBINED RIGHT NOS.:45-457,
45-4223, 45-11041.

PRIORITY DATE: 04/26/1955

POINT OF
DIVERSION: T12S R19E S2 SESWNE Within CASSIA County
T12S R19E S2 NENESE 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	0.700 CFS 341.60 AFY

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R19E S01 Lot 4 NWNW	38.0	T12S R19E S01	SWNW	39.0	
T12S R19E S01	NWSW	31.0	T12S R19E S02 Lot 1 NENE	39.0	
T12S R19E S02 Lot 2 NWNE	39.0	T12S R19E S02	SWNE	39.0	
T12S R19E S02	SENE	39.0	T12S R19E S02 Lot 3 NENW	38.0	
T12S R19E S02	SENW	39.0	T12S R19E S02	SESW	22.0
T12S R19E S02	NESE	23.0	T12S R19E S02	NWSE	39.0
T12S R19E S02	SWSE	30.0			

455 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 45-457 IS LIMITED TO THE IRRIGATION
OF A COMBINED TOTAL OF 320 ACRES IN A SINGLE IRRIGATION SEASON.

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 455 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-457, 45-507, 45-4223, 45-11041, 45-13487.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 320 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

04/19/2005

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 - Beneficial Use

RIGHT NO. 45-11041 IS AN EXPANSION OF THIS RIGHT PURSUANT TO
SECTION 42-1416B, IDAHO CODE.

Use of this right is combined with water from Southwest Irrigation District.

04/19/2005

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

RIGHT NUMBER: 45-11041

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: 1.480 CFS

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED
DIVERSION RATE OF 3.5 CFS AND TO A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1541 AF. COMBINED RIGHT NOS.: 45-457,
45-4223, 45-11041.

PRIORITY DATE: 06/30/1985

POINT OF
DIVERSION: T12S R19E S2 SESWNE Within CASSIA County
T12S R19E S2 NENESE 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	1.480 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R19E S01 Lot 4 NWNW	38.0	T12S R19E S01	SWNW	39.0	
T12S R19E S01	NWSW	31.0	T12S R19E S02 Lot 1 NENE	39.0	
T12S R19E S02 Lot 2 NWNE	39.0	T12S R19E S02	SWNE	39.0	
T12S R19E S02	SENE	39.0	T12S R19E S02 Lot 3 NENW	38.0	
T12S R19E S02	SENW	39.0	T12S R19E S02	SESW	22.0
T12S R19E S02	NESE	23.0	T12S R19E S02	NWSE	39.0
T12S R19E S02	SWSE	30.0			

455 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 455 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-457, 45-507, 45-4223, 45-11041, 45-13487.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 135 ACRES WITHIN THE
PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

04/19/2005

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.

THIS RIGHT IS AN EXPANSION OF RIGHT NOS. 45-457 & 45-4223
PURSUANT TO SECTION 42-1416B, IDAHO CODE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of this right is combined with water from Southwest Irrigation District.

04/19/2005

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

RIGHT NUMBER: 45-13487

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: 7.600 CFS

USE OF THIS RIGHT WITH RIGHT NO. 45-507 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 9.10 CFS.

PRIORITY DATE: 10/21/1908

POINT OF
DIVERSION: T12S R19E S13 NWSWSW 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	7.600 CFS

PLACE OF USE: IRRIGATION Within CASSIA County

T12S R19E S01 Lot 4 NWNW	38.0	T12S R19E S01	SWNW	39.0	
T12S R19E S01	NWSW	31.0	T12S R19E S02 Lot 1 NENE	39.0	
T12S R19E S02 Lot 2 NWNE	39.0	T12S R19E S02	SWNE	39.0	
T12S R19E S02	SENE	39.0	T12S R19E S02 Lot 3 NENW	38.0	
T12S R19E S02	SENW	39.0	T12S R19E S02	SESW	22.0
T12S R19E S02	NESE	23.0	T12S R19E S02	NWSE	39.0
T12S R19E S02	SWSE	30.0			

455 ACRES TOTAL

USE OF THE RIGHTS LISTED BELOW IS LIMITED TO THE IRRIGATION OF A
COMBINED TOTAL OF 455 ACRES IN A SINGLE IRRIGATION SEASON.
COMBINED RIGHT NOS.: 45-457, 45-507, 45-4223, 45-11041 & 45-13487.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 380 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.

04/19/2005

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

THIS RIGHT IS DELIVERED VIA THE STRONG DITCH.

THIS RIGHT IS A COMBINATION OF OLD RIGHT NOS.45-500, 45-501.

Use of this right is combined with water from Southwest Irrigation District.