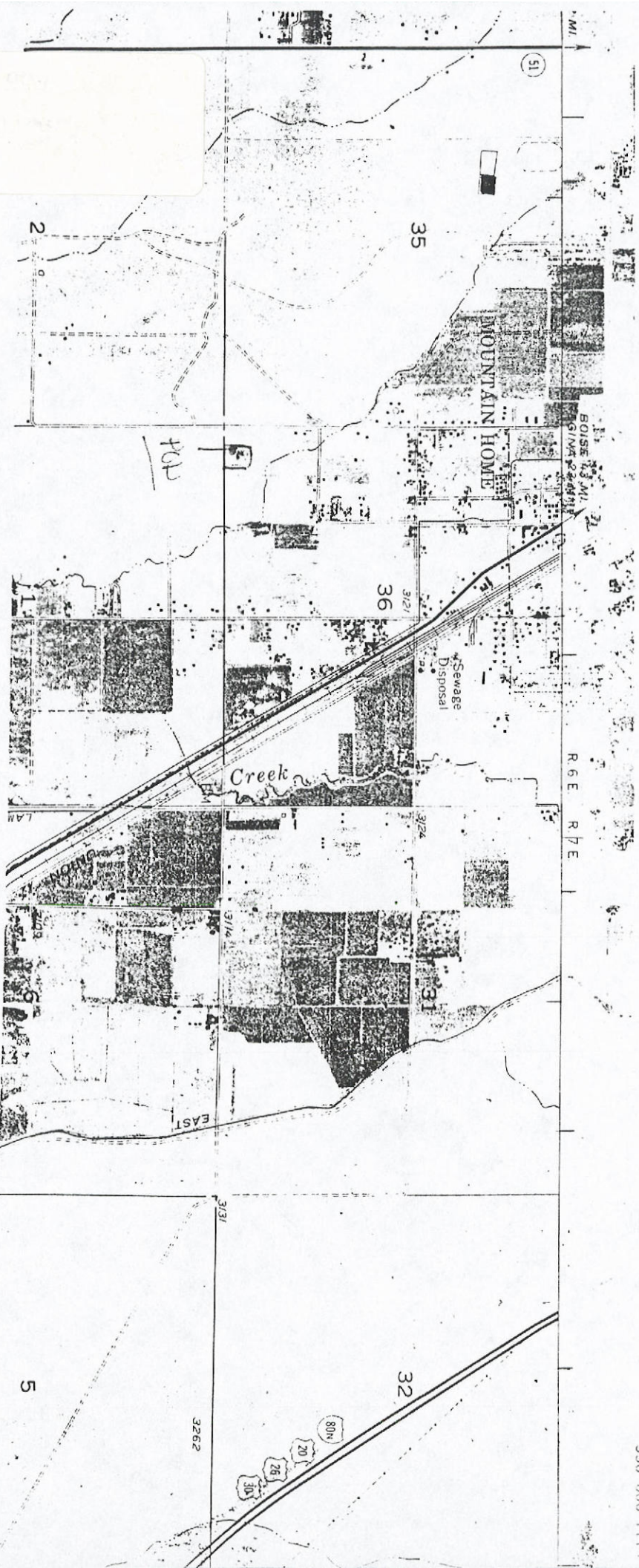




KS

T32
R6E R7E



Ab1-04667

SACRED.

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A61-04067B
Date Received: 11/ 1/1989
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: ANTHONY BETTENCOURT 208-587-7911
Address: 1640 SOUTH 5TH W.
MOUNTAIN HOME ID 83647
AND/OR
Name: REBA J. BETTENCOURT 208-587-7911
Address: 1640 SOUTH 5TH W.
MOUNTAIN HOME ID 83647

2. Date of Priority: APR 23, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03S	06E	36	SW	SW	SW		ELMORE

5. Description of diverting works:

WELL REPLACED IN 1985, 603' DEEP, 10" CASING, 2.5 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:

0.040 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

D/ ONE HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	06E	36	SW	SW		DOMEST	

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

THE 2/5HP PUMP IS USED AT THE HOUSE ONLY
THIS CLAIM IS A RESULT OF INFORMATION GATHERED DURING THE FIELD
EXAM FOR CLAIM NO. A61-04067 WHICH FOUND DISTINCT DELIVERY
SYSTEMS FOR THE IRRIGATION AND DOMESTIC USES. 11/22/1994 MM.

15. Basis of Claim: STATUTORY CLAIM

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 SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A61-04067
Date Received: 11/01/1989
Receipt No: MOOSE56
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ANTHONY BETTENCOURT 208-587-7911
Address: 1640 SOUTH 5TH W.
MOUNTAIN HOME, ID 83647
AND/OR
Name: REBA J. BETTENCOURT 208-587-7911
Address: 1640 SOUTH 5TH W.
MOUNTAIN HOME, ID 83647
2. Date of Priority: APR 23, 1962
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03S	06E	36	SW	SW	SW		ELMORE
5. Description of diverting works:
WELL REPLACED IN 1985, 603' DEEP, 10" CASING, 2.5 & 10 HP PUMPS
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.100		
DOMESTIC	01/01	12/31	0.040		
7. Total Quantity Appropriated is:
0.140 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 15.0 Acre Feet Per Annum.
9. Non-irrigation uses:
D/ ONE HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03S	06E	36	SW	SW		IRR	5.0
			SW	SW		DOMEST	

Section Acres 5.0

Total Acres 5.0

11. Place of use in counties: ELMORE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

NONE

14. Remarks:

THE 10HP PUMP IRRIGATES WITH 60 SPRINKLERS FROM A BURIED 2" AND 1" PIPE LINE.

THE 2/5HP PUMP IS USED AT THE HOUSE ONLY

15. Basis of Claim: BENEFICIAL USE

16. 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 Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): X *[Signature]* Date: 11/1/89
_____ Date: _____

State of Idaho)
County of Elmore) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of November 19 89
[Signature]
Notary Public

Seal

Residing at _____

My Commission Expires _____

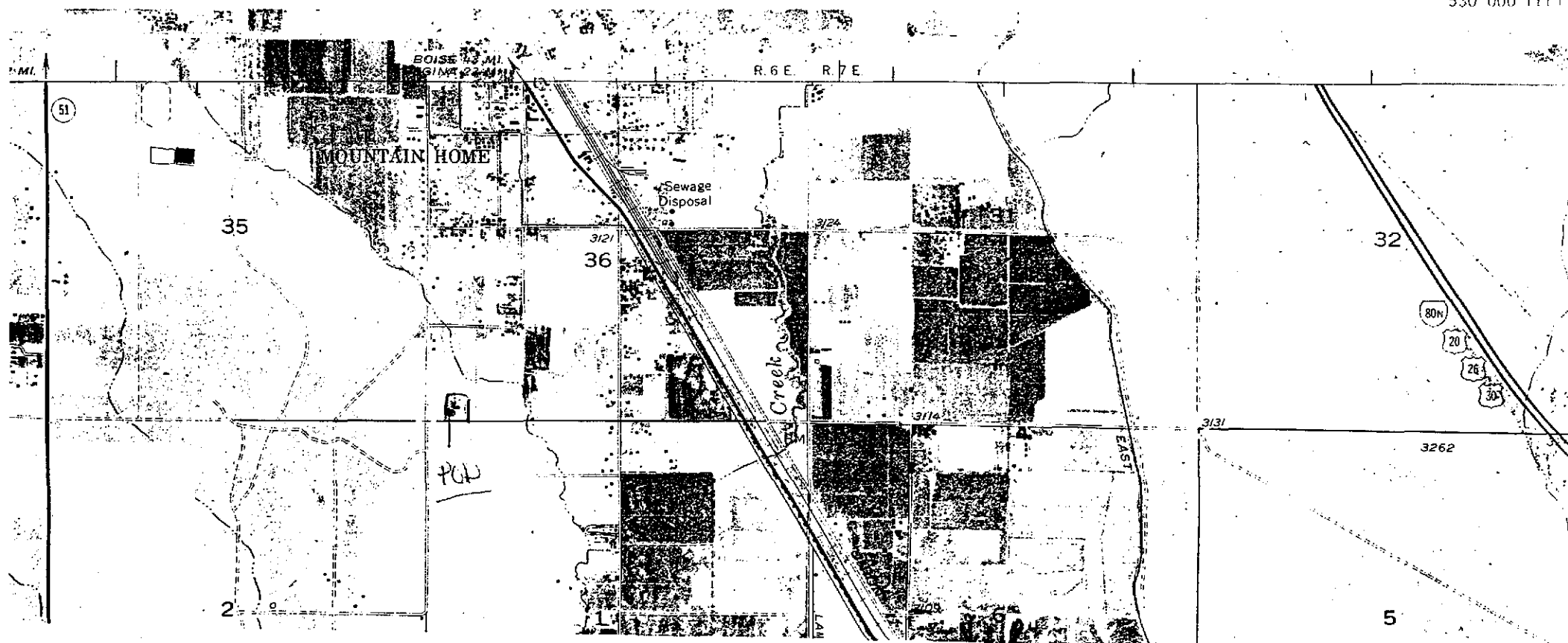


ES

T3S
R6E R7E

MOUNTAIN HOME

530 000 FT



A61-04067

5 Acres.

Form 42-248/42-1409(6) July, 2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

SEP 09 2004

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
61-04067A					
61-04067B					

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Anthony Bettencourt / Reba J. Bettencourt

4. New Owner/Claimant(s)

Jeff Andrews / Polli Andrews

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

1640 S. 5TH W

City, State and ZIP Code

Mountain Home, Id. 83647

New Telephone Number

(208) 587-8004

5. Date you acquired the property

8/30/04

Note - Originals sent to S.O. - decreed 10/2000

Form 42-2 (8/42-14946) July, 2000

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable) *Jeff Andrews*
Holly Andrews

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only
 Received by DB Date 9-9-04 Fee \$25- EA
 Receipted by DB Date 9-9-04 Receipt No. W032213
 Processed by _____ AJ Date _____ WR _____ Date _____

PERSONAL REPRESENTATIVE'S DEED

FOR VALUE RECEIVED

Freida J. McLaughlin, Personal Representative of the Estate of Anthony Bettencourt also known as Tony Bettencourt, Deceased, Case No. CV-2004-904.

GRANTOR(s) do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

Jefferey S. Andrews and Polli S. Andrews, husband and wife

GRANTEE(s) whose address is: 1640 South 5th West Street, Mountain Home, Idaho 83647

the following described real property in ELMORE County, Idaho to wit:

Township 3 South, Range 6 East, Boise Meridian, Elmore County, Idaho

Section 36: A parcel of land located in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ in said section, more particularly described as follows:

Beginning at the SW corner of said Section 36, which is the Real Point of Beginning; thence South 89°42' East 660.00 feet along the southerly boundary of said Section 36 to an iron pin; thence North parallel to the westerly boundary of said Section 36, to a point, which is 349.00 feet North of the South boundary of said Section 36, thence West parallel to the southerly boundary of said Section 36, 660 feet to the westerly boundary of said Section 36, to a point which is 349.00 feet north of the SW corner of said section; thence South 349.00 feet along the westerly boundary of said Section 36, to the SW corner of said Section 36, which is the Real Point of Beginning.

SAVE AND EXCEPT the Westerly 30 feet deeded to the Mountain Home Highway District in Right-of-Way Deed recorded May 31, 1960, in Book 3 of Rights-of-Way, Page 90, records of Elmore County, Idaho.

Subject to: Taxes, easements and restrictions of record.

TO HAVE AND TO HOLD said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: August 30, 2004

Estate of Anthony Bettencourt also known as Tony Bettencourt, Deceased, Case No. CV-2004-904.

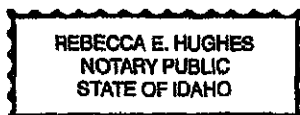
Freida J. McLaughlin

Freida J. McLaughlin, Personal Representative

State of IDAHO
County of ELMORE

On August 10, 2004, before me, a Notary Public, personally appeared Freida J. McLaughlin, known or identified to me to be the person whose name is subscribed to the within instrument as the personal representative of the estate of Anthony Bettencourt also known as Tony Bettencourt, deceased and acknowledged to me that she executed the same as such personal representative.

WITNESS my hand and official seal.



Rebecca E. Hughes
Notary Public
Residing at: Mountain Home, Idaho
Commission Expires: 1/30/10

Idaho Department of Water Resources Receipt

Receipt ID W032213

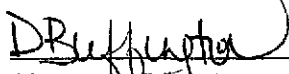
Payment Amount \$50.00 Date Received 9/9/2004 11:09:25 AM Region Western Status
Payment Type Check Check Number 1116

Payer ANDREWS, JEFF S (OR) POLLI S

Comment CHANGE OF OWNERSHIP: 61-4067A & 61-4067B (\$25 EA)

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$50.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	62140	1155



Signature Line (Dept. Representative)

SRBA

SUBCASE SUMMARY REPORT 61-04067B

[Return to SRBA Home Page](#)

SRBA
09-09-2004

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 61-04067B FILE#: 00000
CLAIMANT: BETTENCOURT, ANTHONY
1640 S 5TH W

MOUNTAIN HOME ID 83647
STATUS: PD ISSUED SPECIAL MASTER:
WATER SOURCE: GROUNDWATER

**** PARTIES INVOLVED ****

ANTHONY BETTENCOURT C PRO SE
REBA J BETTENCOURT C PRO SE

**** ROA ENTRIES ****

10-26-2000 PARTIAL DECREE FILED

10-26-2000

[Return to SRBA Home Page](#)

AJ0749NP
No. R61-04067B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/03/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ANTHONY BETTENCOURT	04/23/1962	DOMESTIC	01-01 12-31	0.04 CFS	
C	REBA J BETTENCOURT					
	1640 S 5TH W					
	MOUNTAIN HOME ID 83647			TOTAL DIVERSION:	0.04 CFS	
	(208) 587-7911					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T03S R06E S36 SWSWSW

ELMORE County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE									
		NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
03S	06E	36	:		:		:		:		:		:		:		:		:		:		:		
			:		:		:		:		:		:		:		:		:		:		:		
			:		:		:		:		:		:		:		:		:		:		:		

POU County: ELMORE

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks: EXP PARCEL NO. 03S06E366240.
RIGHT NO. 61-04067A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 08/04/1994 Verified Date: 08/03/1998 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 11/23/1994 User-ID: MMINICUC Subject: COPIED FROM REMARKS
THE 2/5HP PUMP IS USED AT THE HOUSE ONLY

AJ0749NP
No. R61-04067B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 08/03/98
PAGE: 2

=====

Comments: Date: 11/23/1994 User-ID: MMINICUC Subject: COPIED FROM REMARKS
THIS CLAIM IS A RESULT OF INFORMATION GATHERED DURING THE FIELD
EXAM FOR CLAIM NO. A61-04067 WHICH FOUND DISTINCT DELIVERY
SYSTEMS FOR THE IRRIGATION AND DOMESTIC USES. 11/22/1994 MM.

Date: 01/27/1997 User-ID: DS1-DSHA Subject: D&S 1 HOME UPDATE
USE-NOT-IRRIGATION FIELD TEXT REPLACED WITH "1 HOME".
CONDITION CODES N11 AND N13 ADDED IF NOT ALREADY PART OF RECORD.
ANY GEN REMARK CHANGED TO AN EXP REMARK.

Audit: 08/03/98 SBOCK

AJ0749NP
No. R61-04067B

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/23/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ANTHONY BETTENCOURT	04/23/1962	DOMESTIC	01-01 12-31	0.04 CFS	
C	REBA J BETTENCOURT					
	1640 SOUTH 5TH WEST					
	MOUNTAIN HOME ID 83647			TOTAL DIVERSION:	0.04 CFS	
	(208) 587-7911					

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion:

T03S R06E S36

SWSWSW

ELMORE County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE																
				NENE	NWNE	SWNE	SENE					NENW	NWNW	SWNW	SENW					NESW	NWSW	SWSW	SESW					NESE	NWSE	SWSE	SESE	
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:		
03S 06E 36 :																																

POU County: ELMORE

Non-Irrigation Uses: DOMESTIC, ONE HOUSEHOLD

Other Rights: NONE

Remarks: PARCEL NO. 03S06E366240.
RIGHT NO. 61-04067A IS ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE.

Dates: Exam Made Date: 08/04/1994 Verified Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Comments: Date: 11/23/1994 User-ID: MMINICUC Subject: COPIED FROM REMARKS
THE 2/5HP PUMP IS USED AT THE HOUSE ONLY
THIS CLAIM IS A RESULT OF INFORMATION GATHERED DURING THE FIELD
EXAM FOR CLAIM NO. A61-04067 WHICH FOUND DISTINCT DELIVERY
SYSTEMS FOR THE IRRIGATION AND DOMESTIC USES. 11/22/1994 MM.

Audit: 11/23/94 MMINICUC

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
CLAIM VERIFICATION EXAM SHEET

(use in place of the CVR for small Domestic/Stock exams)

1. ☒ No Change NAME Data entry standards
☐ NEW OWNER: _____
☐ No Change ADDRESS _____
☐ NEW ADDRESS: _____
2. ☒ No Change - DATE OF PRIORITY: Completed - No Field Verification Needed.
☐ Incomplete - Claim shows no priority date, claimant should be asked during the exam when was water first used.
Priority date, per claimant, is _____
(if the priority date, based on your exam, seems questionable, explain in remarks.)
3. ☒ No Change - SOURCE
☐ Source is different than that claimed:
Source found: _____
4. ☒ No Change - POINT OF DIVERSION
☐ Point of diversion is different than the claim
New P/D: Twp. _____, Rge. _____, Sec. _____, 1/4 1/4 1/4
5. ☐ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete desc., complete items missing, IF KNOWN.
☒ Additional comments in remarks.
HP of pump _____ Pump Ser. # _____ Pumping water level _____
Well depth _____ Motor Ser. # _____ Static water level _____
Casing size _____ Method of irr. _____
6. ☒ No Change - WATER USES
☐ Different uses, (list uses found).
Use _____ From _____ To _____ Amount _____ cfs _____ af
Use _____ From _____ To _____ Amount _____ cfs _____ af
7. ☒ No Change - TOTAL VOLUME
☐ Incomplete on claim, the total is, -- -- _____ cfs _____ af
☐ Change found, the new total is, -- -- -- _____ cfs _____ af
8. N/A
9. ☒ No Change - NON-IRRIGATION USES: Completed on claim
☐ Incomplete on claim - Exam found:
Domestic - No. of homes _____ Stockwater - No. of head _____
Other: _____

10. ☒ No Change - PLACE OF USE: (If changed, list below.)
Use Twp. Rge. Sec. 1/4, 1/4,

Remarks: (Comments pertinent to field examination)

FOS - A61-~~04067A~~ 04067A

Parcel No. 03506E36 6240

Sec. claim A61-04067A for maps.

Bar Code updated 11/23/1994

ATTACHMENTS:

Attached to
This Form.

Attachments are
in Permit File.

PHOTOS (optional) ☐
MAP ☐
SYSTEM DIAGRAM ☐

☐
☐
☐

☐ Changes found during exam or additional information in the permit file, see permit file.

DATE EXAM CONDUCTED: 08/04/1994

FIELD EXAMINER:

Signature

ARIA T. MICUCCI
Aria T. Micucci