

COPY

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED _____

2000 JUN 25 PM 12 05

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. 47-2306A, 47-2306B
	)	
Case No. 39576	)	
	)	NOTICE OF COMPLETED
_____	)	ADMINISTRATIVE PROCEEDING

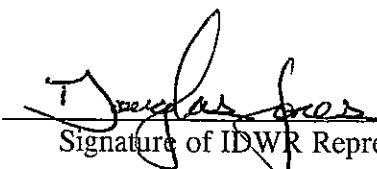
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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: 6/24/00



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 6/25, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required 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

Luis M Bettencourt and Sharon Bettencourt 2008 Trust
2930 S 2300 E
Wendell ID 83355

Henry C Hafliger Jr
2175 E 3500 N
Filer ID 83328

Antoinette Hafliger
3765 N 2300 E
Filer ID 83328



Signature of person or attorney mailing the form

06/17/2008

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

RIGHT NUMBER: 47-2306A

NAME AND ADDRESS: LUIS M BETTENCOURT AND SHARON BETTENCOURT 2008 TRUST
2930 S 2300 E
WENDELL ID 83355

HENRY CALVIN HAFLIGER JR
2175 E 3500 N
FILER ID 83328

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.850 CFS
358.00 AFY

The total instantaneous diversion of water from all points of diversion under Transfer 5474 shall not exceed 0.85 cfs, nor a total combined annual volume of 358.0 af for irrigation.

PRIORITY DATE: 01/31/1957

POINT OF
DIVERSION:

T11S R16E S6 NENWSE 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	0.850 CFS 358.00 AFY

PLACE OF USE: IRRIGATION in TWIN FALLS County

T11S R16E S06 Lot 1 NENE	13.00	T11S R16E S06 Lot 2 NWNE	12.00
T11S R16E S06 SWNE	14.00	T11S R16E S06 SENE	16.00
T11S R16E S06 NESE	40.00	T11S R16E S06 NWSE	40.00
T11S R16E S06 SWSE	36.00	T11S R16E S06 SESE	38.00

209 ACRES TOTAL

This right is limited to the irrigation of 89.5 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.

The right holder shall retain all shares of the Salmon River Canal Company associated with the place of use prior to approval of previous Transfer 5148, and shall continue to use the shares on remaining irrigated acres under Right 47-02306A.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

Prior to diversion of water under this approval, a totalizing measuring device of a type approved by this Department shall be installed and maintained on each of the wells authorized under Rights 47-02306A and 47-02306B. The volume of water diverted from each well shall be measured and recorded monthly and reported annually to the Department. The annual reports may be subject to reporting fee requirements.

06/17/2008

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

RIGHT NUMBER: 47-2306B

NAME AND ADDRESS: LUIS M BETTENCOURT AND SHARON BETTENCOURT 2008 TRUST
2930 S 2300 E
WENDELL ID 83355

HENRY CALVIN HAFLIGER JR
2175 E 3500 N
FILER ID 83328

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.590 CFS
250.00 AFY

The total instantaneous diversion of water from all points of diversion under Transfer 5475 shall not exceed 0.59 cfs, nor a total combined annual volume of 250.0 af for stockwater and commercial uses.

PRIORITY DATE: 01/31/1957

POINT OF
DIVERSION:

T11S R16E S6 NWSENE Within TWIN FALLS County
T11S R16E S6 NWSENE Within TWIN FALLS County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.590 CFS 250.00 AFY
COMMERCIAL	01/01 12/31	0.590 CFS 250.00 AFY

PLACE OF USE: STOCKWATER in TWIN FALLS County

T11S R16E S06 Lot 1 NENE	T11S R16E S06 Lot 2 NWNE
T11S R16E S06 SWNE	T11S R16E S06 SENE

COMMERCIAL in TWIN FALLS County

T10S R16E S31 SESE	T11S R16E S05 Lot 4 NWNW
T11S R16E S05 SWNW	T11S R16E S05 NWSW
T11S R16E S06 Lot 1 NENE	T11S R16E S06 Lot 2 NWNE
T11S R16E S06 SWNE	T11S R16E S06 SENE
T11S R16E S06 NESE	T11S R16E S06 NWSE
T11S R16E S06 SWSE	T11S R16E S06 SESE
T11S R16E S07 NENE	T11S R16E S07 SENE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

The right holder shall retain all shares of the Salmon River Canal Company associated with the place of use prior to approval of previous Transfer 5148, and shall continue to use the shares on remaining irrigated acres under Right 47-02306A.

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

Prior to diversion of water under this approval, a totalizing measuring device of a type approved by this Department shall be installed and maintained on each of the wells authorized under Rights 47-02306A and 47-02306B. The volume of water diverted from each well shall be measured and recorded monthly and reported annually to the Department. The static water levels of the dairy wells shall be measured and recorded twice each year in April and October and reported annually to the Department. The annual reports may be subject to reporting fee requirements.

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

Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare, and all applicable dairy operation standards of the Idaho Department of Agriculture. The dairy operation authorized under this approval shall comply with applicable city and county zoning and land use ordinances.