

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: A75-10390
Date Received: 5/01/1990
Receipt No: M006821
Received By: Ray

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALLEN B. EVELAND 208-756-2502
Address: P.O. BOX 234
CARMEN, ID 83462

AND/OR
Name: ISABEL EVELAND 208-756-2502
Address: P.O. BOX 234
CARMEN, ID 83462

2. Date of Priority: APR 01, 1901

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
23N	22E	4	NE	SW			LEMHI

5. Description of diverting works:
WELL, 2" CASING, 30' DEEP, 2 HP ABOVE GRD. PUMP, PIPE TO HOUSE

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:
DOMESTIC, 1 HOME AND UP TO 7 CATTLE/HORSES



10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
23N	22E	4	NE SW		DOMEST	

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
NONE

14. Remarks:

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 pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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): *Isabel Evdard* Date: 5-1-90

Date: _____

State of Idaho)
County of Lemhi) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of May 19 90

Seal

Alan Harrington
Notary Public

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

AJ5856NP

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

DATE: SEP-23-1997
PAGE: A-268

RIGHT NUMBER: 75-10390

NAME & ADDRESS: ALLEN B EVELAND
ISABEL EVELAND
PO BOX 234
CARMEN ID 83462

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 04/01/1901

POINT OF DIVERSION: T23N R22E S04 NESW Within LEMHI County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within LEMHI County
T23N R22E S04 NESW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
UP TO 7 CATTLE/HORSES
RP 23N22E040608 A

Claim data entry by: UW
Date: 1009
Data entry verified by: 524
Date: OCT 15 1997

JUL-08-1997
0151

1

RIGHT NUMBER: 75-10390

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ISABEL EVELAND
PO BOX 234
CARMEN ID 83462

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PRIORITY DATE: 04/01/1901

POINT OF DIVERSION: T23N R22E S04 NESW Within LEMHI County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within LEMHI County
T23N R22E S04 NESW

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

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UP TO 7 CATTLE/HORSES
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PRIORITY DATE: 04/01/1901

POINT OF DIVERSION: T23N R22E S04 NESW Within LEMHI County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within LEMHI County
T23N R22E S04 NESW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
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EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
UP TO 7 CATTLE/HORSES
RP 23N22E040608 A

✓ RBA-OK
10/7/98



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

FEB 24 1999

Department of Water Resources
Eastern Region

DATE OF CLOSING: 2/16/99

LEGAL DESCRIPTION OF PROPERTY: Township 23 NORTH Range 22 E., B.M.
Section 4, NE 1/4 of SW 1/4 of 1/4 Govt. Lot , B.M.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s) A75-10027 & A75-10390
Assigned by IDWR:

☒ Name and Address of Former Owner/Claimant(s)(Seller): ALLEN B. EVELAND AND ISABEL EVELAND
P.O. BOX 234, SALMON, IDAHO 83467

☒ New Owner/Claimant (Purchaser): WILLIAM C. AND PEGGY JO BERNT

☒ New Mailing Address: P.O. BOX 425, SALMON, IDAHO 83467

☒ New Telephone Number: (208) 756 - 4167

☒ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☒ Attach proof of ownership, describe RECORDED WARRANTY DEED
proof attached:

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☒ Signature of New Owner/Claimant(s) William C. Bernt Date 2/16/99

☒ Signature of Former Owner/Claimant(s) Peggy Jo Bernt Date 2/16/99

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: _____ By: _____

Further Action Needed:

Further Action Taken
Date: _____ By: _____

Final Review and Data-Entry
Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

In Re SRBA

Case No. 39576

SUB CASE NO. 75-10390

IDWR has completed the following Administrative proceeding: SUBSTITUTION OF PARTY

FROM: Claimant/Seller(s):

Name and Address of Claimant/Seller(s):

ALLEN & ISABEL EVELAND
PO BOX 234
SALMON ID 83467

Phone:

TO: Claimant/Purchaser(s):

Name and Address of Claimant/Purchaser(s):

WILLIAM & PEGGY JO BERNT
PO BOX 425
SALMON ID 83467

Phone: (208) 756-4167

The Claimant has filed Objections or Responses to the following water rights:

NO OBJECTIONS

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: March 4, 1999

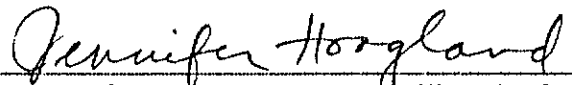
Ernest Carlson

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 3/5, 1999, 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:
ALLEN & ISABEL EVELAND
PO BOX 234
SALMON ID 83467
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
WILLIAM & PEGGY JO BERNT
PO BOX 425
SALMON ID 83467
4. One Copy to:
Each party in the subcase or attorney of record:
N/A
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. 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

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 75-10390

NAME & ADDRESS: WILLIAM C BERNT
PEGGY JO BERNT
PO BOX 425
SALMON ID 83467

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

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GALLONS PER DAY.

PRIORITY DATE: 04/01/1901

POINT OF DIVERSION: T23N R22E S04 NESW Within LEMHI County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within LEMHI County
T23N R22E S04 NESW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 7 CATTLE/HORSES
PARCEL NO. RP 23N22E040608 A



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

WILLIAM C & PEGGY JO BERNT
PO BOX 425
SALMON ID 83467

RE: Notice of Change of Water Right Ownership (NCO) for 75-10390
and Notice of Completed Administrative Proceeding (NCAP)

Dear Mr. & Mrs. Bernt:

On February 24, 1999, the Idaho Department of Water Resources (IDWR) received an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,

Jennifer Hoagland
Technical Records Specialist

Enclosure

cc: Allen & Isabel Eveland

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Eastern District Office
900 N. Skyline Dr.
Idaho Falls, ID 83402-1718

ALLEN & ISABEL EVELAND
PO BOX 234
SALMON ID 83467



INSUFFICIENT ADDRESS

NCAP
75-10390-

RECEIVED
MAR 10 1999
Department of Water Resources
Eastern Region

Copy

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
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AND/OR

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3. Source: GROUNDWATER Trib. to:

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Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
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Purpose	From	To	C.F.S.	(or)	A.F.A.
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Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
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11. Place of use in counties: LEMHI

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

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NONE

14. Remarks:

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 pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

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): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

WATER RIGHT NUMBER - A75-10390

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - + + - FIRST NAME - - + + - - - - - ADDRESS - - - - -

*** C - CURRENT OWNER ***
EVELAND

ALLEN B.

1 - P.O. BOX 234

2 -
3 -

CITY- CARMEN

STATE- ID ZIP- 83462

PHONE - 208-756-2502

EVELAND

ISABEL

1 - P.O. BOX 234

2 -
3 -

CITY- CARMEN

STATE- ID ZIP- 83462

PHONE - 208-756-2502

+ - - PRIORITY DATE - - + + - - - REGION - - - + + - - - STAGE - - - + + - - - STATUS - - - +
04/01/1901 13 EASTERN J - BENEFICIAL USE

+ - - - - SOURCE - - - - - + - - - - - TRIBUTARY - - - - -
GROUNDWATER

+ - - - - POINT OF DIVERSION - - - - -
TWN RNG SEC TRACT LOT RFLG COUNTY STREAM INDEX (BLANK IF NO INDEX CODE)

23N 22E 4 NE SW (59) LEWIS

+ - - - - WATER USE - - - - -
CODE DESCRIPTION PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

43 - DOMESTIC 01/01 12/31 0.040

+ - TOTAL DIV. RATE - + + - TOTAL DIV. VOLUME - + + - TOTAL DIV. CAPACITY - + + - TOTAL CONSUMPTIVE USE - + + - KW USAGE - +
0.040 0.0

+ - - - - PLACE OF USE - - - - -
TWN RNG SEC TRACT LOT ACRES CODE DESCRIPTION COUNTY

23N 22E 4 NE SW 43 DOMESTIC (59) LEWIS

+ - - DIVERSION MEANS - WELL, 2" CASING, 30' DEEP, 2 HP ABOVE GROUND PUMP, PIPE TO HOUSE

+ - - NON-IRRIGATION USE - DOMESTIC, 1 HOME AND UP TO 7 CATTLE/HORSES

+ - - OTHER RIGHTS FOR SAME USE - NONE

+ - - - - REMARKS - - - - -
NO REMARKS FOUND.

+ - - - - OLD WATER RIGHT NUMBERS - - - - -
NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - -
NO CONDITIONS OF APPROVAL FOUND.

AJ5802NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

07/04/92 20:45:39
PAGE 2

WATER RIGHT NUMBER - A75-10390

PREFIX TRANSLATION: ADJUDICATION CLAIM

+ - - - - DECREE PLAINTIFF - - - +

+ - - - - DECREE DEFENDANT - - - +

+ - DECREE DATE - +
00/00/0000

+ - - AUDIT FIELDS - 05/01/90 MOBILE4

+ - - - - COMMENTS - - - - -
NO COMMENTS FOUND

+ - - - - ADJUDICATION RIGHTS DATES AND FLAGS AREA - - - - -

COURT REPORT FILING	- 00/00/0000	FIELD INSPECTION MADE	- 00/00/0000	CIVIL CASE NUMBER	- 39576
OBJECTION FILED DATE	- 00/00/0000	FIELD INSPECTION FLAG	-	OLD CASE NUMBER	-
RESPONSE FILED DATE	- 00/00/0000	VERIFIED DATE	- 00/00/0000	OLD JUDICIAL DISTRICT	-
CLAIM RECEIVED DATE	- 05/01/1990	LAST AMENDED DATE	- 00/00/0000	TEMPORARY RIGHT	- P
PROOF DUE DATE	- 00/00/0000	PROOF MADE DATE	- 00/00/0000	WATER DISTRICT	-
LICENSED DATE	- 00/00/0000	RECEIPT NUMBER	- Y006821	FEDERAL/STATE INDICATOR	- S
CLAIMS TAPE ERROR FLG	-	PDU OWNERSHIP FLAG	- Y	PRESUMPTION FLAG	-
FEE EXEMPT FLAG	-	NAME CONNECTOR	- AND/OR	NOTICE OF ERROR FLAG	-

RP23N22E040608 A

DATA ENTRY

ENTERED

CHECKED

Verified By
Topo Map/Ortho-PO
ASCS Map
Watermaster Records
NAPP Photos
Field Exam
Other (See Remarks)
County Records
Witness Statement
Project Records
IDWR Records

VERIFIED

SEP 15 1992

CERTIFIED

MAR 29 1993

WATER EXAMINER