

**IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS**

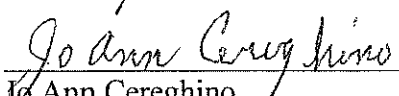
In Re SRBA	)	Subcase No. 79-02066A
	)	
	)	
Case 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT
	)	

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

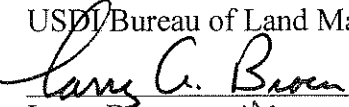
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

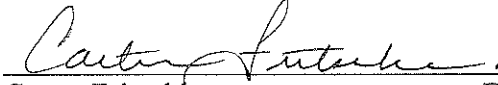
CLAIMANTS:

	11-8-07
David Cereghino	Date
	11-09-07
Jo Ann Cereghino	Date

OBJECTOR:

USDI Bureau of Land Management	
	11/8/2007
Larry Brown	Date
Attorney for the United States	

IDWR Concurrence:

	
Carter Fritschle	Andrea Courtney
11-8-07	11/8/07
Date	Date
	Deputy Attorney General

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

Right Number: 79-02066A

Name and Address: DAVID CEREGHINO
JO ANN CEREGHINO
PO BOX 387
LUCILE, ID 83542-0387

Source: JOHN DAY CREEK Tributary: SALMON RIVER

Quantity: 2.33 CFS

USE OF THIS RIGHT WITH RIGHT NO. 79-7203 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 2.80 CFS.

Priority Date: 06-12-1929

Diversion Point: T26N R02E S20 NWSE Within Idaho County

Purpose and Period of Use:	Purpose of Use	Period of Use	Quantity
	Irrigation	02-15 TO 11-30	2.33 CFS

Place of Use: Irrigation Within Idaho County
T26N R01E S23

	SWNE 33
LOT 4	(SENE) 23
~~LOT 6~~	~~(NWSW) 2~~
LOT 5	(NWSW) 2
	NWSE 32

SENE 6
NESW 36
NESE 8

140 Acres Total

USE OF THIS RIGHT WITH RIGHT NO. 79-7203 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 140 ACRES IN A SINGLE
IRRIGATION SEASON.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 135.5 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

Other Provisions Necessary for Definition / 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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO
SECTION 42-1425, IDAHO CODE.

RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION PURSUANT TO
SECTION 42-1425, IDAHO CODE.

CERTIFICATE OF MAILING

I certify that on November 14, 2007, I mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
PO Box 2707
Twin Falls, ID 83303-2707

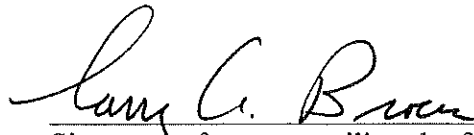
2. Copies to:

David Cereghino
Jo Ann Cereghino
P.O. Box 387
Lucile, ID 83542-0387

IDWR Document Depository
P O Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P O Box 44449
Boise, ID 83711-4449

US Department of Justice
Environment and Natural Resources Section
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person mailing the form