

RECEIVED
JUL 07 2008
DEPARTMENT OF
WATER RESOURCES

RECEIVED
JUN 10 2008
IDWR/North

RECEIVED
JUN 23 2008
IDWR/North

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. 75-14523
	)	This water right is a split from
	)	water right no. 75-10007
Case No. 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.

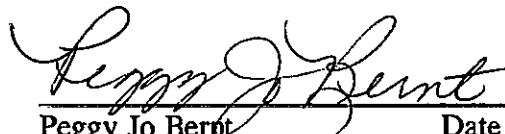
The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions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

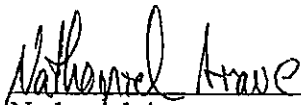
CLAIMANT/OBJECTOR
Bill Bernt

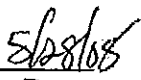
CLAIMANT:
Peggy Jo Bernt

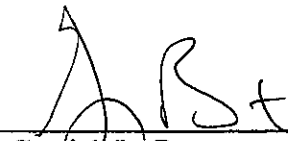

Bill Bernt
Pro Se
Date 6/19/08

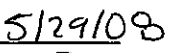

Peggy Jo Bernt
Pro Se
Date 6/19/08

IDWR Concurrence:


Nathaniel Arave
Senior Water Resource Agent


Date


Garrick L. Baxter
Deputy Attorney General
Attorney for IDWR


Date

CERTIFICATE OF MAILING

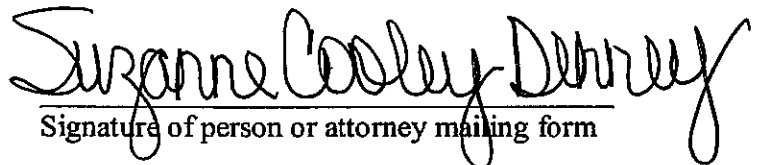
I certify that on July 3, 2008, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

CLERK OF THE DISTRICT COURT
SNAKE RIVER BASIN ADJUDICATION
253 THIRD AVENUE NORTH
P.O. BOX 2707
TWIN FALLS, IDAHO 83303-2707

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BILL BERNT
PEGGY JO BERNT
P.O. BOX 425
SALMON, ID 83467-0425


Signature of person or attorney mailing form

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

RIGHT NUMBER: 75-14523

NAME AND ADDRESS: BILL BERNT
PO BOX 425
SALMON ID 83467-0425

PEGGY JO BERNT
PO BOX 425
SALMON ID 83467

SOURCE: NORTH FORK TOWER CREEK

TRIBUTARY: SALMON RIVER

QUANTITY: 0.080 CFS

PRIORITY DATE: 12/10/1909

POINT OF

DIVERSION: T23N R22E S4 SWNESW Within LEMHI County

T23N R22E S4 NWSESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.080 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T23N R22E S04

NESW

0.40

T23N R22E S04

SESW

4.50

4.9 ACRES TOTAL

Right Nos. 75-14522 and 75-14523 are limited to the irrigation of a combined total of 4.9 acres 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 - Beneficial Use

This right is a split from former right 75-10007 .