

RECEIVED

AUG 14 2009

DEPARTMENT OF
WATER RESOURCESIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho AUG 25 2009	Subcase No. 73-12082
Case No. 39576		STANDARD FORM 5
		STIPULATED ELEMENTS OF A WATER RIGHT

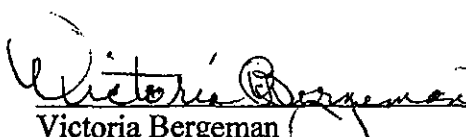
This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary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

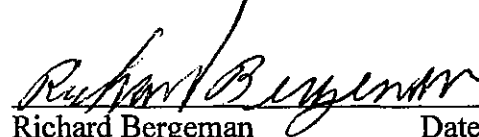
The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT
Victoria Bergeman

CLAIMANT/OBJECTOR:
Richard Bergeman


Victoria Bergeman
Pro Se

8/12/09
Date

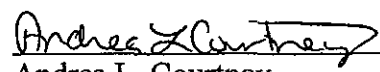

Richard Bergeman
Pro Se

8/12/09
Date

IDWR Concurrence:


Donald V. Shaff
Adjudication Bureau Chief

8-17-09
Date


Andrea L. Courtney
Deputy Attorney General
Attorney for IDWR

8/18/09
Date

RECEIVED

08 AUG 14 2009

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

RIGHT NUMBER: 73-12082

NAME AND ADDRESS: RICHARD BERGEMAN
2255 PAHSIMEROI RD
MAY ID 83253VICTORIA BERGEMAN
2255 PAHSIMEROI RD
MAY ID 83253

SOURCE: PATTERSON CREEK

TRIBUTARY: PAHSIMEROI RIVER

QUANTITY: 0.800 CFS

PRIORITY DATE: 02/22/1888

POINT OF
DIVERSION:

T14N R23E S26 NWNWNW Within LEMHI County

PURPOSE AND
PERIOD OF USE:PURPOSE OF USEPERIOD OF USEQUANTITY

IRRIGATION

04/01 10/31

0.800 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T14N R23E S22

NESW

21.00

T14N R23E S22

NWSW

8.30

~~T14N R23E S22~~~~SWNW~~~~31.00~~~~T14N R23E S22~~~~NWSW~~~~38.00~~29.3 99.3 ACRES TOTAL~~This right is limited to the irrigation of 40 acres within the place of use described above in a single irrigation season.~~~~The rights listed below are limited to the irrigation of a combined total of 97.3 acres in a single irrigation season. Combined Right Nos.: 73-215B, 73-12082.~~

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 - Decreed

This claim is for a combination of decreed rights 73-213C and 73-213D.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF SERVICE

I certify that on Aug 24th, 2009, I caused to be served true and correct copies of this Standard Form 50 to the following persons, in the manner indicated 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, ID 83303-2707

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

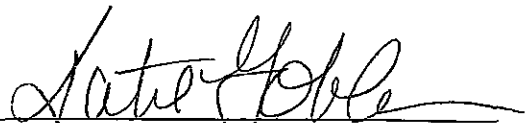
2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

☐ Overnight Mail
☐ Regular Mail
☒ Hand-Delivered
☐ Facsimile

Richard Bergeman
Victoria Bergeman
2255 Pahsimeroi Rd.
May, ID 83253

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile



Signature of person or attorney mailing the form