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DEPARTMENT OF
WATER RESOURCES

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9:00 A.M.

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. 74-15603
)
) Standard Form 5
Case No. 39576)
) 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 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 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:

Galen J. Kossler
Norma F. Kossler

Galen J. Kossler 3-29-07
Galen J. Kossler Date
Norma F. Kossler 3/29/07
Norma F. Kossler Date

IDWR CONCURRENCE:

Ernest Carlsen 3-22-07
Ernest Carlsen Date
Water Resource Program Manager

OBJECTOR:

United States on behalf of the
Bureau of Land Management

Larry A. Brown 4/05/07
Larry A. Brown Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

Christopher M. Bromley 3/22/07
Christopher M. Bromley Date
Deputy Attorney General

01/19/2006

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

RIGHT NUMBER: 74-15603
NAME AND ADDRESS: GALEN J KOESLER
8 KOESLER LN
SALMON ID 83467-5219
NORMA F KOESLER
8 KOESLER LN
SALMON ID 83467-5219

SOURCE: LEMMI RIVER TRIBUTARY: SALMON RIVER
QUANTITY: 0.750 CFS
PRIORITY DATE: 04/01/1995
POINT OF DIVERSION: T20N R23E S25 SEW Within LEMMI County
PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/15 11/15	0.750 CFS
PLACE OF USE:	<u>IRRIGATION Within LEMMI County</u>		
	T20N R23E S10 SEW 24.00	T20N R23E S10 SEW	0.80
	24.8 ACRES TOTAL		

PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LAND.

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.

01/19/2006

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

RIGHT NUMBER: 74-15603
NAME AND ADDRESS: GALEN J KOSSLER
8 KOSSLER LN
SALMON ID 83467-5219

NORMA F KOSSLER
8 KOSSLER LN
SALMON ID 83467-5219

SOURCE: LEMHI RIVER TRIBUTARY: SALMON RIVER
QUANTITY: 0.750 CFS
PRIORITY DATE: 04/01/1895

POINT OF
DIVERSION: T20N R23E S25 SENE Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.750 CFS

PLACE OF USE: IRRIGATION Within LEMHI County

T20N R23E S10	SWNE	24.00	T20N R23E S10	SENE	0.80
24.8 ACRES TOTAL					

PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LAND.

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.

CERTIFICATE OF MAILING

I certify that on April 5, 2007 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
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copy to:

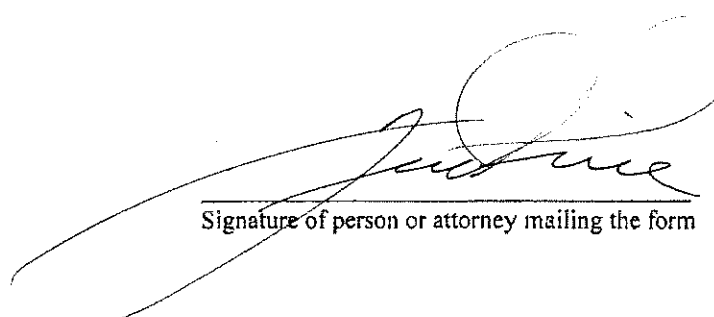
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

Galen J. & Norma F. Kossler
8 Kossler Lane
Salmon, Idaho 83467-5219



Signature of person or attorney mailing the form



Fredric
Price/IDSO/ID/BLM/DOI
04/05/2007 04:06 PM

To larry.brown@usdoj.gov, david.negri@usdoj.gov
cc Sherman Beazer/IDSO/ID/BLM/DOI
bcc
Subject SF-5s FedEx'd to Court Today

Larry, David,

Thank you very much David for signing off on a pile of SF-5s (14) while Larry is on vacation! I completed Certificate of Mailing and FedEx'd the originals to the court.

Fred

SUBCASES	CLAIMANT
27-11960	Circle Two Bar Ranch, Inc. (Burch)
74-00006	Martin
74-00007	Martin
74-00619	Martin
74-00630A	Barrett
74-00630D	McAfee (Shane)
74-00918	Martin
74-01593	McKinney (Sam & Barbara)
74-01599	McKinney (Sam & Barbara)
74-01832	McNellis (Terry & Jessica)
74-02057	McNellis (Terry & Jessica)
74-07101	Weiss
74-15021	Andrews (Melvin & Martha)
74-15603	Kossler