



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN

September 15, 2008

Mr. & Mrs. S. Loosli
3140 E. 11000 N.
Ashton, ID 83420

Re: Subcase Nos. 21-41G and 21-51B

Dear Mr. & Mrs. Loosli:

Enclosed please find the documents entitled "Standard Form 5 -- Stipulated Elements of A Water Right" (commonly referred to as SF 5) which has the water right recommendation attached.

Please review the recommendations which are attached to the SF 5s. If all the information is correct, please sign and date the first page of the original and initial the page entitled "Recommendation of Water Rights Acquired Under State Law." Once you have signed and initialed the documents, please return the documents to my attention in the self addressed stamped envelope provided. Once all the signatures have been acquired a fully executed copy will be forwarded to you for your records.

If you have any questions regarding the enclosed documents, please do not hesitate to call me at (208) 287-4814.

Sincerely,

A handwritten signature in black ink that reads "Renea Ridgeway".

Renea Ridgeway
Paralegal, IDWR

Enclosures

**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. 21-51B
	)	
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.

CLAIMANTS/OBJECTORS:

Portia Loosli Date

S. Lynn Loosli Date

IDWR Concurrence:

Denise Kidman
Agent, IDWR

Date

Nicholas Spencer
Deputy Attorney General

Date

CERTIFICATE OF MAILING

I certify that on _____, 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

2. Copies to:

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

LYNN LOOSLI
PORTIA R LOOSLI
S LYNN LOOSLI
3140 E 1100 N
ASHTON, ID 83420

Signature of person mailing the form

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

RIGHT NUMBER: 21-51B

NAME AND ADDRESS: PORTIA R LOOSLI
3140 E 1100 N
ASHTON ID 83420

S LYNN LOOSLI
3140 E 1100 N
ASHTON ID 83420

SOURCE: FALL RIVER

TRIBUTARY: HENRYS FORK

QUANTITY: 4.220 CFS ~~2-800-CFS~~

~~The rights listed below are limited to a total combined diversion rate of 7.02 cfs. Combined Right Nos.: 21-41G, 21-51B, 21-12358, 21-12977, 21-12978~~

The rights listed below are limited to a total combined diversion rate of 8.42 cfs. Combined Right Nos.: 21-41G, 21-51B, 21-12358, 21-12977, 21-12978

PRIORITY DATE: 06/01/1890

POINT OF
DIVERSION: T08N R42E S20 SWSW Within FREMONT County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	<u>4.220 CFS</u>
		~~2-800-CFS~~

PLACE OF USE: IRRIGATION in FREMONT County

T08N R41E S12	SWSE	6.40	T08N R41E S12	SESE	6.80
T08N R41E S13	NENE	40.00	T08N R41E S13	NWNE	37.00
T08N R41E S13	SWNE	36.00	T08N R41E S13	SENE	38.00
T08N R41E S13 Lot 3	SWNW	31.00	T08N R41E S13	SENW	40.00
T08N R41E S13 Lot 5	NESW	13.00	T08N R41E S13 Lot 4	NWSW	20.00
T08N R41E S14 Lot 1	NESE	10.00			

278.2 ACRES TOTAL

This right is limited to the irrigation of 65 acres within the place of use described above in a single irrigation season.

Use of the rights listed below is limited to the irrigation of a combined total of 278.2 acres in a single irrigation season. Combined Right Nos.: 21-12358, 21-41G, 21-51B, 21-21977, 21-12978

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

In Re SRBA	)	Subcase No. 21-41G
	)	
Case No. 39576	)	
	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

IDWR Concurrence:

Denise Kidman
Agent, IDWR

Date

Nicholas Spencer
Deputy Attorney General

Date

CERTIFICATE OF MAILING

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

LYNN LOOSLI
PORTIA R LOOSLI
S LYNN LOOSLI
3140 E 1100 N
ASHTON, ID 83420

Signature of person mailing the form

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

RIGHT NUMBER: 21-41G

NAME AND ADDRESS: PORTIA R LOOSLI
3140 E 1100 N
ASHTON ID 83420

S LYNN LOOSLI
3140 E 1100 N
ASHTON ID 83420

SOURCE: Source:
FALL RIVER

Tributary:
HENRYS FORK

QUANTITY: 3.420 CFS ~~4.420 CFS~~
0.000 AFY

The rights listed below are limited to a total combined diversion rate of 8.42 cfs. Combined Right Nos.: 21-41G, 21-51B, 21-12358, 21-12977, 21-12978

~~The rights listed below are limited to a total combined diversion rate of 7.02 cfs. Combined Right Nos.: 21-41G, 21-51B, 21-12358, 21-12977, 21-12978~~

PRIORITY DATE: 06/01/1890

POINT OF DIVERSION: T08N R42E S20 SWSW
Within FREMONT County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	IRRIGATION	04/01 10/31	<u>3.420 CFS</u> ~~4.420 CFS~~

PLACE OF USE: IRRIGATION within FREMONT County
T08N R41E S12 SWSE 6.4
T08N R41E S12 SESE 6.8
T08N R41E S13 NENE 40.0
T08N R41E S13 NWNE 37.0
T08N R41E S13 SWNE 36.0
T08N R41E S13 SENE 38.0
T08N R41E S13 Lot 3 SWNW 31.0
T08N R41E S13 SENW 40.0
T08N R41E S13 Lot 5 NESW 13.0
T08N R41E S13 Lot 4 NWSW 20.0
T08N R41E S14 Lot 1 NESE 10.0

278.2 ACRES TOTAL

This right is limited to the irrigation of 153 acres within the place of use described above in a single irrigation season.

Use of the rights listed below is limited to the irrigation of a combined total of 278.2 acres in a single irrigation season. Combined Right Nos.: 21-12358, 21-41G, 21-51B, 21-12977, 21-12978

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