

351

DEPARTMENT OF
WATER RESOURCES

Abstract

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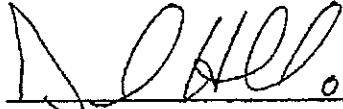
STANDARD FORM 5

STIPULATED ELEMENTS OF A WATER RIGHT

1

OBJECTOR:

Daryl Hull

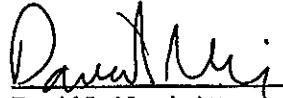
 02/04/2009

Daryl Hull
Pro Se

Date

RESPONDENT

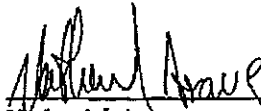
United States of America

 3/5/09

David L. Negri, Attorney
USDA Forest Service

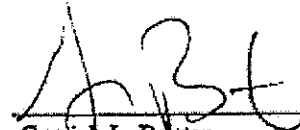
Date

IDWR Concurrence:

 2/17/2009

Nathaniel Arave
Senior Water Resource Agent

Date

 2/11/09

Garrick L. Baxter
Deputy Attorney General
Attorney for IDWR

Date

CERTIFICATE OF MAILING

I certify that on March 5, 2009, 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

ANN HELTSLEY
STUART L FELTON

Represented by:
JERRY R. RIGBY
25 N 2ND E
PO BOX 250
REXBURG, ID 83440-0250

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

RUSSELL J KOZACEK
PO BOX 128
NORTH FORK, ID 83466

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

PATRICK D MURPHY
14 BLAZE TREE TRAIL
NORTH FORK, ID 83466

DARYL HULL
15 BLAZE TREE TRAIL
NORTH FORK, ID 83466



Signature of person or attorney mailing form

PM
BPK
DN

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

RIGHT NUMBER: 75-4126

NAME AND ADDRESS: RUSSELL J KOZACEK
PO BOX 128
NORTH FORK ID 83466

SOURCE: ~~SPRING~~ UNNAMED STREAM

TRIBUTARY: NORTH FORK SALMON RIVER

QUANTITY: 0.320 CFS

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 05/01/1887

POINT OF DIVERSION:

T25N R21E S15 ~~SESW~~ SESW Within LEMHI County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/01 11/01	0.320 CFS
DOMESTIC	1/01 12/31	0.040 CFS
STOCKWATER	1/01 12/31	0.040 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T25N R21E S21 NWNE 3.00 T25N R21E S21 SWNE 5.00

STOCKWATER in LEMHI County

T25N R21E S21 NWNE T25N R21E S21 SWNE

DOMESTIC in LEMHI County

T25N R21E S21 NWNE

8 ACRES TOTAL

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.

The administration of this right is further defined and set forth in the Settlement Agreement between Russell Kozacek, Susan Kozacek, Patrick Murohy and Daryl Hull, dated December 19, 2008 and recorded as instrument number [Insert Number Here] in the Lemhi County Recorder's Office, Salmon, Idaho.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use