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DEPARTMENT OF
WATER RESOURCES

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FEB 07 2008

WATER RESOURCES
WESTERN REGIONIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE
OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

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In Re SRBA

Subcase No. 63-04170

FEB 14 2008

Case No. 39576

Standard Form 5

DOJ/BOISE

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:

Max Lamborn
Deloras M. Lamborn

Max Lamborn 10-31-07
Max Lamborn Date

Deloras Lamborn 10-31-07
Deloras M. Lamborn Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management

Larry A. Brown 2/25/2008
Larry A. Brown FWP Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

Sandy Egbert 2-7-08
Sandy Egbert Date
GIS Specialist

IDWR CONCURRENCE:

Nicholas B. Spencer 2-6-08
Nicholas B. Spencer Date
Deputy Attorney General

Standard Form 5

Subcase No. 63-04170

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BLM ISO MR

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9:00 A.M.

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

RIGHT NUMBER: 63-4170

NAME AND ADDRESS: MAX LAMBORN
2725 ARGENTINA LN
BOISE ID 83704

DELORAS M LAMBORN
2725 ~~ARGENTINA~~ ARGENTINA LN
BOISE ID 83704

SOURCE: SPRING TRIBUTARY: CALIFORNIA GULCH CREEK

QUANTITY: 0.020 CFS

m.l. D.M.L. NBS
The quantity of water under this right shall not exceed
13,000 gallons per day.

PRIORITY DATE: 04/01/1968

POINT OF
DIVERSION: T07N R04E S14 NENW

FUP
m.l. D.M.L. NBS
Within BOISE County

POINT OF DIVERSION DOES NOT INCLUDE FEDERAL PUBLIC LANDS.

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC	1/01 12/31	0.020 CFS

Domestic use is for 1 home.

PLACE OF USE: DOMESTIC in BOISE County
T07N R04E S14 NWNE

PLACE OF USE DOES NOT INCLUDE FEDERAL PUBLIC LANDS.

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 quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

CERTIFICATE OF MAILING

I certify that on February 12 2008 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:

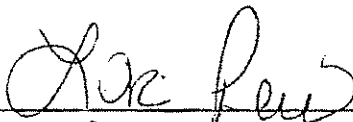
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

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

Max & Deloras Lamborn
2725 Argentina Ln
Boise, Idaho 83704



Signature of person or attorney mailing the form

CERTIFICATE OF MAILING

I certify that on Feb. 28, 2008, 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:

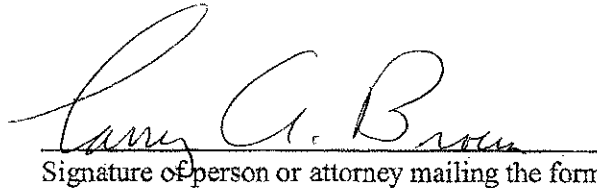
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