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OFFICE OF THE
ATTORNEY GENERAL

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) Sub-case No. 34-00175

Case No. 39576)

) STIPULATION

DESCRIPTIVE SUMMARY

This is a stipulation to resolve the objection to the above-captioned water right.

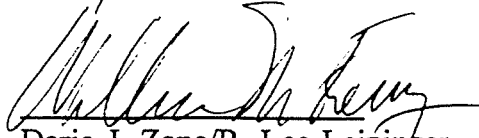
STIPULATION

To resolve the dispute over the above-captioned water right, the parties stipulate and agree that:

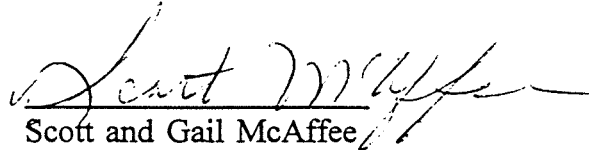
1. The Standard Form 5 for the water right attached hereto and incorporated by reference herein, sets forth the description of the water right as agreed by the parties. All decrees, whether partial or final, should describe the water right as shown in the Standard Form 5.
2. The Standard Form 5 and this stipulation have been reached through good faith negotiations for the purpose of resolving legal disputes, including pending litigation, and all parties agree that no offers and/or compromises made in the course thereof shall be construed as admissions against interest or be used in any legal proceeding, and that this agreement is not and shall not be used as precedent for any other claim to a water right.
3. All parties agree to bear their own costs and attorney's fees in connection with this matter.

4. The Standard Form 5 and this stipulation were entered into and executed voluntarily by all parties in good faith, and without any fraud, misunderstanding, overreaching, misrepresentation, duress, or undue influence whatsoever.

Dated this 3 day of JANUARY


Daria J. Zane/R. Lee Leisinger
William M. Ferry Attorneys
Environment and Natural Res.
Division/US Dept. of Justice

✓ Dated this 13 day of Jan. 1996


Scott and Gail McAfee