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**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	)	STANDARD FORM 5
	)	
Case No. 39576	)	SUBCASE NO: 34-07030
	)	(ONE NUMBER ONLY)
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

THIS FORM MAY ONLY BE USED IF ALL PARTIES HAVE STIPULATED TO ALL ELEMENTS OF A WATER RIGHT AND MAY BE SUBMITTED AT ANY TIME FOLLOWING THE CLOSE OF THE STATUTORY RESPONSE PERIOD.

This form is used to report the proposed elements of one federal reserved water right or one water right acquired under state law. Submission of this form will not result in the automatic 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; and they have been served with sufficient process, according to the law, and have appeared, prosecuted and defended their positions with regard to this water right dispute.

Instructions For Use

Elements where there has been no objection should be listed exactly as they appear in the director's report. The statement as to an uncontested element shall state "as recommended in the director's report."

Contested elements that are the result of an objection filed with the court shall be accompanied by a statement fully describing all facts, documents, expert opinions and law which support the element of the water right (attach additional pages if necessary).

1. The name and address of the claimant is:

KATHLEEN K LAMBSON
GARY G LAMBSON
PO BOX 262
MACKAY ID 83251

Required Statement: As recommended in the director's report.

2. The source of water is: Source: GROUNDWATER

Required Statement: As recommended in the director's report.

3. The quantity of water used in cubic feet per second or the quantity of water stored in acre-feet per year is:

IRRIGATION	0.25 CFS
	112.0 AFY
TOTAL QUANTITY:	0.25 CFS
	112.0 AFY

Required Statement: As recommended in the director's report.

4. The priority date is: 02/09/1973

Required Statement: As recommended in the director's report.

5. The legal description of the point(s) of diversion is; if the claim is for an instream flow, then a legal description of the beginning and ending points of the claimed instream flow:

T07N R24E S29 NENE

Required Statement: As recommended in the director's report.

6. The purpose of use is:

IRRIGATION

Required Statement: As recommended in the director's report.

7. The period of year when the water is to be used is:

IRRIGATION 04-15 10-15

Required Statement: As recommended in the director's report.

8. The legal description of the place of use or of the reservation is:

PLACE OF USE: IRRIGATION
T07N R24E S29 NENE 16.0 ACRES, NWNE 12.0 ACRES, SWNE 2.0 ACRES,
SENE 2.0 ACRES

32.0 ACRES TOTAL

Required Statement: As recommended in the director's report.

9. The annual volume of consumptive use is:

80.0 AFY

Required Statement: As recommended in the director's report.

10. Other matters necessary to define this water right.

These matters are necessary because: Not Applicable

These matters do not fall within the 9 elements listed above because: Not Applicable

Signature and Address of Parties and their Attorney of Record

I have read this form and know its contents and that the statements are true to the best of my knowledge and belief.

The stipulation of the parties is attached hereto and incorporated herein by reference.

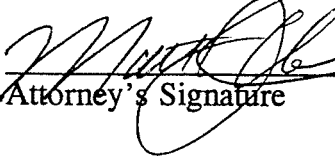
Name: Idaho Dept. of Water Resources

Address: P.O. Box 83720

City/State/Zip: Boise, ID 83720-0098

Attorney of Record: Matt Howard

A. Lynne Krogh


Attorney's Signature

2/7/96
Date

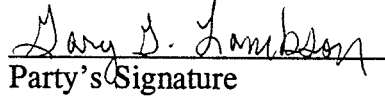
Name: Gary G. & Kathleen K. Lambson

Address: P.O. Box 262

City/State/Zip: Mackay ID 83251

Attorney of Record:




Party's Signature

2-1-96
Date

Attorney's Signature

Date

Name: Oval L. Caskey

Address: P.O. Box 262

City/State/Zip: Mackay ID 83251

Attorney of Record:


Party's Signature

2-1-96
Date

by Kathleen K. Lambson P.O.A.

Attorney's Signature

Date

INSTRUCTIONS FOR MAILING

You must mail the form, including all attachments, to the Clerk of the SRBA Court and to the parties identified in the Certificate of Mailing. **FAX filings will not be accepted by the SRBA Clerk of the Court.**

You must sign the Certificate of Mailing to show that you followed these steps.

CERTIFICATE OF MAILING

I certify that on February 7, ¹⁹⁹⁶~~1995~~, 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:

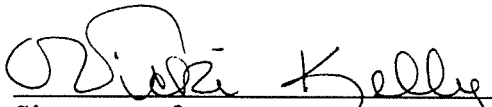
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

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

Oval L. Caskey
c/o Kathleen K. Lambson
P.O. Box 262
Mackay ID 83251

Kathleen K. Lambson
Gary G. Lambson
P.O. Box 262
Mackay, ID 83251



Signature of person or attorney mailing the form

MATT HOWARD
A. LYNNE KROGH
Deputy Attorneys General
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098
Telephone: (208) 327-7900
Fax: (208) 327-5400

Attorneys for IDWR

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. 34-07030
	)	
Case No. 39576	)	
	)	
	)	STIPULATION
	)	

DESCRIPTIVE SUMMARY

This is a stipulation to resolve the objection to water right number 34-07030.

STIPULATION

To resolve the dispute over the above-captioned water right, the Idaho Department of Water Resources (IDWR), Oval L. Caskey (the objector), and Kathleen K. and Gary G. Lambson (the claimant), stipulate and agree that:

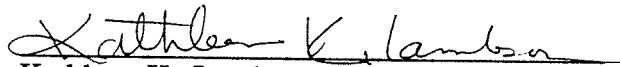
1. The Standard Form 5 for water right no. 34-07030, attached hereto and incorporated by reference herein, sets forth the description of the water right as described in the director's report. All decrees, whether partial or final, should describe the water right as shown in the director's report.

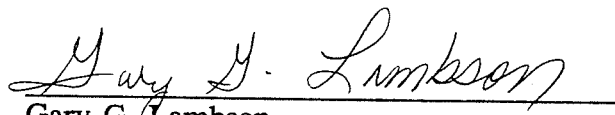
2. The Standard Form 5 and this stipulation have been reached through good faith negotiations for the purpose of resolving legal disputes, including pending litigation, and all parties agree that no offers and/or compromises made in the course thereof shall be construed as admissions against interest or be used in any legal proceeding, and that this agreement is not and shall not be used as precedent for resolution, either through settlement or litigation, of 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 1 day of Feb., 19⁹⁶~~95~~.


Kathleen K. Lambson
Claimant


Gary G. Lambson
Claimant

Dated this 1 day of February, 199⁹⁶~~5~~.

Oval L. Caskey by Kathleen K. Larkin
Oval L. Caskey
Objector
-P.O.A.

Dated this 01 day of Feb., ~~1995~~ 1996

Matt Howard 2/1/96
Matt Howard/A. Lynne Krogh
Deputy Attorney General
Idaho Department of Water Resources

GENERAL POWER OF ATTORNEY
(DURABLE - TITLE 15, T.C.)

KNOW ALL MEN BY THESE PRESENTS: That OVAL CASKEY of Mackay, County of Custer, State of Idaho, has made, constituted and appointed, and by these presents does make, constitute, and appoint KATHLEEN CASKEY LAMBSON, of Mackay, Custer County, State of Idaho, true and lawful attorney for and in his name and stead, and for his use and benefit, to ask, demand, sue for, recover, collect, and receive all such sums of money, debts, dues, accounts, legacies, bequests, interest, dividends, annuities, and demands whatsoever, as are now or shall hereafter become due, owing, payable, or belonging to him, and have, use, and take all lawful ways and means in his name or otherwise for the recovery thereof, by attachments, arrests, distress or otherwise, and to compromise and agree for the same, and acquittances, or other sufficient discharges for the same, for him and in his name, to make, seal, and deliver; to bargain, contract, agree for, purchase, receive, and take lands, tenements, hereditaments, and accept the seisen and possession of all lands, and all deeds and other assurances in the law therefor, and to lease, let, demise, bargain, sell, remise, release, convey, mortgage, and hypothecate lands, tenements, and hereditaments upon such terms and conditions, and under such covenants as he shall think fit. Also, to bargain and agree for, buy, sell, mortgage, hypothecate, and in any and every way and manner deal in and with goods, wares, and merchandise, choses in action, and other property in possession or in action, and to make, do, and transact all and every kind of business of what nature or kind soever, and also for him and in his name and as his act and deed to sign, seal, execute, deliver, and acknowledge such deeds, leases, and assignment of leases, covenants, indentures, agreements, mortgages, hypothecations, bills of lading,

bills, bonds, notes, receipts, evidences of debt, releases, and satisfaction of mortgages, judgments and other debts, and such other instruments in writing of whatever kind and nature as may be necessary or proper in the premises.

Giving and granting unto his said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully to all intents and purposes as he might or could do if present hereby ratifying and confirming all that his said attorney shall lawfully do or cause to be done by virtue of these presents.

This Power of Attorney shall become effective upon the disability or incapacity of the principal, and shall not be affected by the subsequent disability or incapacity of the principal.

Undersigned nominates the Attorney-in-fact as conservator, guardian of the Estate and/or person, if such proceedings are hereafter commenced.

IN WITNESS WHEREOF, I have hereunto set my hand and seal the 24 day of March, 1986.

Oval S. Caskey
OVAL CASKEY

STATE OF IDAHO)
County of Custer) ss.

On this 24 day of March, 1986, before me, the undersigned, a Notary Public in and for said State, personally appeared OVAL CASKEY, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(SEAL)

Theresa Fay Robinson
Notary Public for Idaho
Residing at Wooten, Idaho
Commission Expires: 1991