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Attorneys for Dan Olsen and Jennie Olsen

**BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO**

IN THE MATTER OF APPLICATION FOR)	
TRANSFER NO. T84843)	STIPULATION TO WITHDRAW
)	PROTEST
IN THE NAME OF DAN OLSEN AND/OR)	
JENNIE OLSEN)	
)	
)	
_____)	

COMES NOW, Applicant, Dan Olsen and Jennie Olsen (Olsen) and Protestants, A&B Irrigation District, Burley Irrigation District, Milner Irrigation District, North Side Canal Company, Twin Falls Canal Company, American Falls Reservoir District #2 and Minidoka Irrigation District (Protestants), by and through their undersigned counsel of record and/or representatives, and pursuant to IDAPA 37.01.01.201, .260, .557 and .612, hereby stipulate to a settlement of the protests in the above entitled matter, the terms and conditions of which are set forth herein.

1. The parties agree that the following conditions (Conditions) are required to be included in any approvals of Application for Transfer No. 84843:

A. Diversion of water under this right is limited to those times when water is available for diversion under the priority of this right at the original point of diversion from Palisades Creek in the SWSE, Section 26, T01N, R44E.

B. Diversion of water under this right is limited to the quantity of water available under this right at the original point of diversion on Palisades Creek or the quantity of water at the confluence of Palisades Creek and the Snake River, whichever is less.

C. Upon specific notice from the watermaster or the Department, the right holder shall install a measuring device on Palisades Creek near the confluence with the Snake River to measure the amount of water entering the Snake River from Palisades Creek.

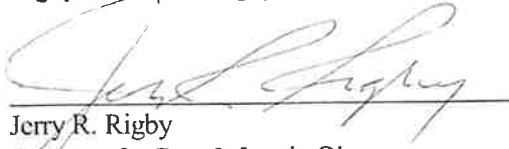
The parties move the Department, pursuant to IDAPA 37.01.01.557, .612 for an order (Order) approving the Conditions set forth herein and confirming that they will be included by the Department in any approval of the Application.

Protestant's protests to the Application shall be deemed withdrawn upon the issuance of a final Order state that the Conditions are approved and shall be made a part of the Application's approval. Provided that the Application is not subsequently amended from its current form except as may be required by the Department to continue processing, the withdrawal of Protestant's respective protests shall be with prejudice.

The parties respectfully request the entry of an Order approving the stipulated settlement set forth herein including the Conditions; each party to bear its own costs, expenses, and attorney's fees.

Dated this 20th day of September, 2021.

Rigby, Andrus & Rigby Law, PLLC



Jerry R. Rigby
Attorney for Dan & Jennie Olsen

DATED this 14th day of September, 2021.

Barker Rosholt & Simpson, LLC



Travis L. Thompson
Attorney for A&B Irrigation District, Burley Irrigation
District, Milner Irrigation District, North Side Canal
Company, Twin Falls Canal Company

DATED this 20 day of September, 2021.

Fletcher Law Office



W. Kent Fletcher
Attorney for American Falls Reservoir District #2 and
Minidoka Irrigation District