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WATER RESOURCES  
WESTERN REGION

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Attorneys for City of Eagle

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

IN THE MATTER OF APPLICATION  
FOR PERMIT NO. 63-34807 IN THE  
NAME OF PETERMAN NAMPA LLC

**STIPULATION FOR  
WITHDRAWAL OF PROTEST**

Protestant City of Eagle, by and through its counsel of record, Norman M. Semanko of Parsons Behle & Latimer, and Peterman Nampa LLC, by and through its counsel of record, Albert P. Barker of Barker Rosholt & Simpson, hereby stipulate to the City of Eagle's withdrawal with prejudice of its protest filed in the above-captioned matter, provided that any approval of the Application include the following conclusion and condition for the water right, substantially as follows:

Upon annexation of any portion of the place of use into the City of Eagle, the permit holder shall convey and transfer all, or a proportionate share, of this water right to the City of Eagle for use in its municipal system, to provide service to such place of use. This condition shall not require the permit holder to transfer the well or any associated water delivery structures associated with the permit.

The Applicant further agrees that it will apply for annexation and development with the City of Eagle and obtain a final decision on said application and entitlement requests from the City prior to seeking an entitlement to develop the place of use from Ada County or any other jurisdiction.

DATED this 2 day of June May, 2020.

BARKER ROSHOLT & SIMPSON

By: 

Albert P. Barker

*Attorneys for Peterman Nampa LLC*

DATED this 26 day of May, 2020.

CITY OF EAGLE

By: 

Jason Pierce

*Mayor of City of Eagle*

DATED this 28 day of May, 2020.

PARSONS BEHLE & LATIMER

By: 

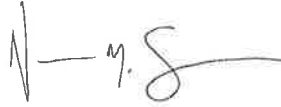
Norman M. Semanko

*Attorneys for City of Eagle*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 3rd day of June, 2020, I served the foregoing document on the parties listed below by their designated method of service.

Albert P. Barker Barker Rosholt & Simpson 1010 W. Jefferson Street Suite 102 Boise, ID 83702 <i>apb@idahowaters.com</i>	<input checked="" type="checkbox"/> U.S. First Class Mail, Postage Prepaid <input type="checkbox"/> U.S. Certified Mail, Postage Prepaid <input type="checkbox"/> Federal Express <input type="checkbox"/> Hand Delivery <input type="checkbox"/> Electronic Mail or CM/ECF
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NORMAN M. SEMANKO