

Cefalo, James

From: Rob Harris <rharris@holdenlegal.com>
Sent: Monday, October 16, 2017 11:08 PM
To: Cefalo, James
Cc: T. J. Budge; Travis Thompson; Kent Fletcher (wkf@pmt.org)
Subject: Signed Stipulation for MPH Farms Transfer Nos. 81333, 81337, and 81338
Attachments: 201701017 Stipulation-signed.pdf

Hearing Officer Cefalo:

Enclosed for processing with IDWR is a fully-executed stipulation to resolve protests to three transfers filed by MPH Farms—Transfer Nos. 81333, 81337, and 81338.

Because the stipulation calls for IDWR to include certain conditions, to ensure the conditions are acceptable, I have included a signature line for you to approve the form and content of the stipulation. This is only to assure the parties to the stipulation that the conditions, as written, are acceptable to the Department. We recognize that the Department is not a party to this agreement and do not intend for IDWR to become a party by signing. If the conditions as written are acceptable, please include your signature on the stipulation, and email a copy to the parties. I recall that we discussed these provisions generally at a pre-hearing conference, and we do not think there are any conditions that should be of concern. However, if there are any conditions that are a concern, please let us know.

The stipulation calls for an amended transfer for 81333 that will need to be readvertised, which will be filed once you indicate that the conditions are acceptable.

The stipulation also calls for the withdrawal of 81337. We anticipate that the stipulation is sufficient to withdraw 81337. However, if another filing is necessary for withdrawing this transfer, please let me know. Consistent with past IDWR practice, we anticipate that a confirmation letter indicating 81337 has been withdrawn will be sent to the parties.

Finally, once we know that the conditions in the stipulation are acceptable, an amended transfer application for 81338 will be filed, but it will not need to be readvertised because the amended transfer will reduce the number of acres that are proposed to be moved in the transfer. However, the approved transfer must include the conditions set out in the stipulation.

Please let me know if you have any questions regarding the stipulation.

Thanks,



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