State of Idaho
DEPARTMENT OF WATER RESOURCES
322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098
Phone: (208) 287-4800 • Fax: (208) 287-6700 • Website: www.idwr.idaho.gov

C.L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Director

January 6, 2017

FRANK TIEGS LLC
PO BOX 3350
PASCO WA 99302

RE: Expiration of Water Supply Bank Rental Agreement for water rights: 2-2280, 2-2368, 2-2422

Renter,

This letter is to inform you that your rental agreement(s) to rent the above listed water rights from the Water Supply Bank (Bank) expired at the end of 2016.

Once the rental agreement concludes, any diversion or use of water under the rental agreement will no longer be authorized and, if occurring, may be subject to an enforcement action.

If you wish to rent water in the future, please download a rental application from: http://idwr.idaho.gov.You may submit rental applications on November 1 of the year prior to the intended use of rental water. **YOU ARE ENCOURAGED TO FILE AN APPLICATION AT LEAST 3 MONTHS PRIOR TO THE DATE YOU DESIRE TO USE RENTAL WATER.**

If you have any questions about this matter, please contact me at (208) 287-4918.

Sincerely,

Remington Buyer
Water Supply Bank Coordinator

Enclosures:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT

RECEIVED
JUN 20 2016
DEPARTMENT OF
WATER RESOURCES

This is to certify that: **FRANK TIEGS LLC**
PO BOX 3350
PASCO, WA 99302
(509)545-4545

filed an application to rent water from the Water Supply Bank ("Bank"). The Idaho Water Resource Board ("Board"), being authorized to operate a Bank and to contract by and through the Director of the Idaho Department of Water Resources ("Director, Department") for rental of water from the Bank, agrees to rent water as follows:

Summary of Water Rights or Portions Rented from the Bank

Water Right	Priority Date	Source	Tributary	Rented Rate	Annual Rented Volume	Total Rented Acres
2-2280	3/2/1964	SNAKE RIVER	COLUMBIA RIVER	0.01 cfs	2.6 af	0.6 ac
2-2368	4/8/1965	SNAKE RIVER	COLUMBIA RIVER	0.05 cfs	10.8 af	2.4 ac
2-2422	5/12/1966	SNAKE RIVER	COLUMBIA RIVER	0.01 cfs	1.9 af	0.4 ac
		Total Annual Combined Limit		**0.07 cfs**	**15.3 af**	**3.4 ac**

Annual Combined Rental Totals **0.07 cfs** **15.3 af** **3.4 ac**

Term of Rental: **This rental is in effect from the day the Idaho Water Resource Board signs the rental agreement and shall be in effect until December 31, 2016.**

Rental Fee: **$26.01**

The fee for rental of the above-described water is $260.10 per year. Because you own the above referenced water rights you are obligated to pay ten percent ($26.01) to the Department for administrative costs only.

No rental fees will be refunded once the fee is collected and the start date for a Rental Agreement has passed.

Detailed water right conditions are attached.

SUPPORT DATA
IN FILE # 2-2280

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT

The undersigned renter agrees to use the water rented under this agreement in accordance with the Water Supply Bank rules and in compliance with the limitations and conditions of use described in this agreement:

Signature of Renter	Printed Name and Title*	Date
[signature]	Frank Tiegs, Managing Member	6-10-16
Signature of Renter	Printed Name and Title*	Date

*Please provide title of signatory if signing on behalf of a company or organization or with power of attorney

Having determined that this agreement satisfied the provisions of Idaho Code § 42-1763 and IDAPA 37.02.03.030 (Water Supply Bank Rule 30), for the rental and use of water under the terms and condition herein provided, and none other, I hereby execute this Rental Agreement on behalf of the Idaho Water Resource Board.

By [signature] Date 6/22/2016
BRIAN PATTON, Acting Administrator
Idaho Water Resource Board

Rental Approved by IDWR [signature] Date 6-22-2016

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER SUPPLY BANK RENTAL AGREEMENT

WATER USE DETAILS

LOCATION OF POINT(S) OF DIVERSION
2-2280, 2-2368 and 2-2422
SNAKE RIVER L7(SWSWNE) Sec. 36, Twp 01N, Rge 03W, CANYON County

BENEFICIAL USE

IRRIGATION

SEASON OF USE

03/15 TO 11/15

RENTER'S PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02W	31		1.0				1.0			1.0	0.4							3.4

Total Acres: 3.4

CONDITIONS APPLICABLE TO ALL RENTED WATER RIGHTS

1. The use of water under this agreement shall be subject to the provisions of Idaho Code § 42-1766.
2. Rental of the specified right from the bank does not, in itself, confirm the validity of the right or any elements of the water right, or improve the status of the right including the notion of resumption of use. It does not preclude the opportunity for review of the validity of this water right in any other department application process.
3. Use of water under this agreement does not constitute a dedication of the water to renter's place of use, and upon expiration of this agreement, the points of diversion and place of use of the water shall revert to those authorized under the water right and/or again be available to rent from the bank.
4. This rental does not grant any right-of-way or easement to use the diversion works or conveyance works of another party.
5. Use of water under this agreement shall not prejudice any action of the Department in its consideration of an application for transfer or permit filed by the applicant for this same use.
6. Renter agrees to comply with all applicable state and federal laws while using water under this agreement.
7. Renter agrees to hold the Board, the Director and the state of Idaho harmless from all liability on account of negligent acts of the renter while using water.
8. Renter acknowledges and agrees that the Director may terminate diversion of water if the Director determines there is not a sufficient water supply for the priority of the right or portion thereof being rented.
9. Failure of the renter to comply with the conditions of this agreement is cause for the Director to rescind approval of the rental agreement.
10. This rental agreement does not authorize the construction of a well.
11. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

12. Use of water under this agreement will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 02.

13. The following rights are diverted through point(s) of diversion described above: 2-2172, 2-2177, 2-2184, 2-2185, 2-2191A, all splits of 2-2191B, 2-2192, 2-2193, 2-2194A, 2-2196, 2-2199, 2-2208, 2-2280, 2-2363, 2-2368, 2-2422, 2-7010, 2-7011, 2-7078, 2-7081, 2-10029, 2-10059, 2-10184, 2-10185 2-10218, 2-10219, 2-10220, 2-10221, 2-10490, 2-10491, 2-10492, 2-10494, 2-10508 and 2-10509.

14. The use of water for irrigation under rights 2-2280, 2-2368, and 2-2422 may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

15. Use of water under rights 2-2280, 2-2368, 2-2422 is subject to the provisions of an agreement and stipulation between the water right holder and protestants dated 8/3/1992.

Form 42-1761-2 10/15

STATE OF IDAHO
WATER RESOURCE BOARD

RECEIVED JAN 04 2016 DEPARTMENT OF WATER RESOURCES

RECEIVED DEC 31 2015 DEPT OF WATER RESOURCES SOUTHERN REGION

APPLICATION TO RENT WATER FROM THE BOARD'S WATER SUPPLY BANK

Applicant Name: Frank Tiegs LLC

Is this application being submitted with a lease application as a lease/rental package? Yes ☑ No ☐
If yes, specify companion water rights in Section 4

This application must be completed according to the minimum requirement checklist below. This checklist is part of the rental application and must be included with the rental application. **Applications that do not meet the minimum requirements will not be placed in the processing queue and may be returned until all minimum requirements have been met.**

Rental applications should be submitted well in advance of the desired start date for the use of rental water. Rental applications may be processed as early as November 1 of the year prior to the intended use of rental water. Any rental application received on or before November 1 for use in the next year will be assigned a received date of November 1. Rental applications submitted more than one year in advance of the proposed start date for the use of rental water will not be accepted and will be returned to applicants. Rental applications may be returned to applicants if the desired start date for the use of rental water cannot be accommodated by the Water Supply Bank. Rental requests will not be accepted once the rental season of use period has concluded.

One rental application per beneficial use of water. For multiple beneficial uses of water, separate rental requests should be submitted for each unique beneficial use of water. One rental application can be submitted if you propose to rent water from multiple sources.

For additional instructions on completing a rental application, visit the Bank's website at http://idwr.idaho.gov/water_supply_bank.

MINIMUM REQUIREMENT CHECKLIST

Check All Items as Either Attached (Yes) or Not Applicable (N/A)

Attachment	N/A	Yes	
		☑	Completed *Application to Rent Water from the Board's Water Supply Bank*
		☑	Confirmation that this form has been printed single sided, per requirement of the Water Supply Bank
2		☐	A map showing the proposed point(s) of diversion, place(s) of use, and water diversion and distribution systems proposed to be used with your rental request
3A	☐	☑	Detailed information on a proposed use of rental water
3F	☐	☑	Authorization from the owner/operator of the rental point(s) of diversion
3H	☑	☐	Water modeling to account for the impacts of the rental request
3J	☑	☐	Documents justifying a rate of flow greater than 0.02 cfs/acre
3K	☑	☐	Authorization from the owner/operator of the property at the proposed rental place(s) of use
4B	☑	☐	Explanation of how the rental water will sufficiently accomplish your rental purposes
4C	☑	☐	Explanation of consumptive use amounts for water rights experiencing a change in nature of use

Department Use Only – Proposed Water Right(s)	
2-2280	2-2422
2-2368	63-31977

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

RECEIVED
DEC 31 2015
DEPT OF WATER RESOURCES
SOUTHERN REGION

1. CONTACT INFORMATION

A. Applicant Frank Tiegs LLC

Mailing Address P.O. Box 3350 Pasco, WA 99302
Street City State Zip Code

Email Address _____ Phone Number _____

B. Is this application being completed by an authorized representative on behalf of the applicant? Yes ☐ No ☐
If yes, representatives (includes company employees if the applicant is a corporation, as well as legal counsel or consultants) should provide their information below if they desire to be included on correspondence with the rental applicant.

Representative Hattie Zobott Professional Title P.E.

Organization Brockway Engineering PLLC Relationship to Applicant Consultant

Mailing Address 2016 Washington Street North, Suite 4 Twin Falls, ID 83301

Email Address hattie.zobott@brockwayeng.com Phone Number 208-736-8543

2. MAP

Create a map of the proposed point(s) of diversion, place(s) of use and water diversion, delivery and distribution systems. Make sure the rental place of use is outlined and annotated with legal land descriptions (Township, Range, Section and Quarter-Quarters) or with GPS coordinates. For irrigation purposes, mark the number of acres you desire to irrigate. Attach the map to this application and label it **Attachment 2.**

3. DESCRIPTION OF PROPOSED USE FOR RENTAL WATER

A. Describe why you desire to rent water and provide a detailed description of your proposed use. If the proposed use is not for irrigation, describe in detail how you determined the amount of rental water required. If the space below is insufficient, attach additional sheets as required and label them **Attachment 3A:**

The applicant desires to rent water to cover a place of use without a water right. The water rights were decreed with a shape that does not match the current irrigation place of use. The lease places the portion of the water rights shape that will no longer be used in the bank and the rental rents to the property currently irrigated.

B. Enter the desired and/or minimum rates of flow, volume, or irrigable acres requested for your rental purposes:

Desired Rate (Cubic Feet/Second)	Desired Volume (Acre-Foot)	Minimum Rate* (Cubic Feet/Second)	Minimum Volume* (Acre-Foot)	Desired Acres (if applicable)
0.16 CFS	36 AF	0.16 CFS	36 AF	8.0 AC

* ***Sometimes water rights provide an exceptionally low rate per acre and/or low volume per acre. This section is meant to establish an acceptable range of water sufficient for your proposed water use. Please see question 4B and complete if necessary.***

C. This section must be completed in full. Enter the proposed start date and latest possible start date for using rental water as well as the number of years you would like to rent water. The latest possible start is the latest possible date by which you would be willing to pay for a rental and be able to benefit from utilizing rental water.

Desired Start Date (month/day/year)	Latest Possible Start Date (month/day/year)	*Mark Desired Rental Duration (Calendar Years)					**Applicant's preference if rental application cannot be processed prior to the latest possible start?	
03/15/2016	06/15/2015	☑ 1	☐ 2	☐ 3	☐ 4	☐ 5	☑ Process application as soon as possible	☐ Return application to applicant

* ***The number of years permissible for a rental is subject to the lease contract duration for the water right(s) being rented.***

** ***Per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right. Water Supply Bank rental applicants are not authorized to utilize rental water prior to the execution of an approved rental agreement. Rental requests may be returned to applicants if no water is available from the Bank to fulfill a rental request.***

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

D. Describe your water distribution system and how rental water will be delivered from the point(s) of diversion (POD) to the proposed place of use (POU):
Water from the Snake River is delivered through the Hat Butte Canal Company. The water is currently diverted at the farm for the same purpose. The Place of Use for the rental is currently excluded from the water rights.

E. Describe the physical type (pump, headgate, etc.) and location of the POD from which rental water is proposed to be diverted:

POD Description	Water Source	Other Water Rights Diverted from this POD
Canal	Snake River	2-2280 et al.

If the POD(s) above are located where water is turned into a canal, lateral or ditch, or if they are located on your property but are serviced by water that is delivered via a canal, lateral or ditch, your rental request must include documented authorization from all relevant canal companies, irrigation districts and/or water delivery entities, confirming that they consent to your diversion of water from their system.

F. Has documented consent from all relevant water delivery entities been obtained? Yes ☐ N/A ☑
If yes, include documented consent as **Attachment 3F.**

G. Do any POD(s) identified in Question 3E divert from a water source that may require water modeling? Yes ☐ No ☑
Refer to the Water Modeling Requirements Information Sheet to determine if a rental POD may require water modeling.

H. Has water modeling been provided with your rental request? Yes ☐ N/A ☑
If yes, label modeling Attachment 3 H.
Rental applications that require modeling will be returned if modeling is not provided.

I. Specify the desired beneficial use of water and the requested season of use or number of acres required:

☑ Irrigation 8.0 (number of acres) Duration: Subject to IDWR standard seasons of use

☐ Commercial from: _____ (mm/dd) to: _____ (mm/dd)

☐ Stockwater from: _____ (mm/dd) to: _____ (mm/dd)

☐ Industrial from: _____ (mm/dd) to: _____ (mm/dd)

☐ Other: _____ from: _____ (mm/dd) to: _____ (mm/dd)

J. For irrigation uses, do you propose to divert water at a rate greater than 0.02 cfs/acre? N/A ☐ Yes ☐ No ☑
If yes, justify the rate of flow and attach any supporting documents as **Attachment 3J.** Justification may include information on soil composition, conveyance losses, crop type, irrigation systems, public access areas, etc. A rate of 0.03 cfs/acre is permissible for irrigation of 5 acres or less.

K. Do you own the land at the proposed rental place of use (POU)? Yes ☑ No ☐
If no, attach documentation from the POU owner/operator confirming your authorization to use the POU and label it **Attachment 3K.**

L. List all other water rights and sources of water at the rental place of use for the same purpose, including privately owned water rights and water received from a municipal supplier, an irrigation district, a canal company or any other water delivery entity. Explain why additional water is required:
2-2280, 2-2368, 2-2422, 63-31977

STATE OF IDAHO
WATER RESOURCE BOARD

Application to Rent Water (Continued)

4. RENTAL REQUESTS FOR SPECIFIC WATER RIGHTS

A. Are you requesting to rent specific water rights? Yes ☑ No ☐

If yes, specify below the elements of the water rights you are requesting to rent. **If no**, continue to Question 4B.

Important Information: Diversion rates and volumes sought for rent must be proportionate to the per acre diversion rates and per acre volume limits of the water right under lease contract to the Water Supply Bank. Prior to completing this section, applicants should review all water right lease contracts and any active rental agreements to determine which elements of a water right are available to satisfy a rental request. Lease and rental documents are searchable via IDWR's website.

Water rights identified below must either already be leased to the Bank or a lease proposal should accompany this rental request. **Rental requests for water rights not yet leased to the Bank will be returned if companion lease applications are not provided with the rental request.** For leased rights featuring combined limits, rentals must be consistent with combined diversion rate, volume or acre limits. Combined limits should be listed on a row below water right numbers.

Water Right Elements Leased to Water Supply Bank					Leased totals, minus water right elements involved in active rental agreements, equals water right elements available for rent	Water Supply Bank Rental Request		
Water Right Number (leave blank if sub-total of combined limits)	Nature of Use	Diversion Rate (CFS)	Volume (AF)	Acres (AC)		Diversion Rate (CFS)	Volume (AF)	Acres (AC)
2-2280	Irrigation	0.02	4.1	0.9		0.008	1.8	0.4
2-2368	Irrigation	0.23	51.0	11.5		0.10	22.4	5.1
2-2422	Irrigation	0.04	9.0	2.0		0.018	4.0	0.9
63-31977	Irrigation	0.08	17.8	3.7		0.035	7.8	1.6
Applicants must ensure the requested rate per acre and volume per acre do not exceed the rate per acre and volume per acre limits of water rights leased to the Water Supply Bank					**TOTAL**	0.16	36.0	8.0
						CFS	**AF**	**AC**

****Attach multiple copies of this page if space above is insufficient to list all water rights requested to be rented on this application.***

B. If water right conditions, combined limits, or the sum of all water right elements being requested provide an unconventional duty of water (e.g., an unusually low rate per acre or volume per acre for irrigation use), explain how your proposed rental will sufficiently accomplish your intended purposes. Attach a separate page if space is insufficient and label it **Attachment 4B**:

C. Does your rental request propose to change the nature of use for any water right(s) being rented? Yes ☐ No ☑

If yes, explain how the water right(s) will be converted to new uses. Include the historic, consumptive use amounts for the water right being rented if you have it, as well as the new consumptive use amount for your proposed beneficial use. If space below is insufficient, attach a separate page and label it **Attachment 4C**:

STATE OF IDAHO
WATER RESOURCE BOARD

Sig. page RCUD 3/3/16

Application to Rent Water (Continued)

5. ADDITIONAL INFORMATION

A. Is this the first time that rental water is being requested for this purpose at the rental place of use? Yes ☑ No ☐
If no, list previous rental requests/agreements and explain why you have not secured a permanent water right for your needs:

B. Have you or do you intend to submit an application for permit or transfer proposing a similar use as this rental? Yes ☑ No ☐
If yes, describe:
Yes, the applicant will pursue a transfer to correct the Place of Use for the acreage being rented.

C. Was this rental application submitted in response to a Notice of Violation (NOV) or a pending NOV? Yes ☐ No ☑
If yes, describe the date and location of the NOV.

D. Additional Information

DECLARATION

I hereby assert that the information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in rejection of the application or cancellation of an approval. I understand that if this rental application is approved, it will be subject to the provisions of Section 42-1766, Idaho Code and all applicable state and federal laws. I understand that the submission of a rental application provides no guarantee for approval of a rental agreement. I also understand that, per Idaho Code 42-201, it is unlawful to divert or use water without a valid water right and that I am not authorized to utilize water as proposed in this application prior to the execution of an approved rental agreement.

Signature of Applicant	Printed Name of Applicant	Date
Frank Tiegs	Frank Tiegs LLC	2/24/16
Signature of Representative	Printed Name of Representative	Date

Mail to:

Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Combined Water Right Rental Amounts

Total Acres	18.2		
CFS	0.37		
AFA	81.9	4.50	AFA/acre
Acres sold/ Transfering	8		
	0.4395604 %		

Water Right	Amount			Transfer Amount			Remaining Amount		
	cfs	AFA	Acres	cfs	AFA	Acres	cfs	AFA	Acres
2-2280	0.02	4.1	0.9	0.008	1.8	0.4	0.01	2.3	0.5
2-2368	0.23	51.0	11.5	0.101	22.4	5.1	0.13	28.6	6.4
2-2422	0.04	9.0	2.0	0.018	4.0	0.9	0.02	5.0	1.1
63-31977	0.08	17.8	3.7	0.035	7.8	1.6	0.04	10.0	2.1
Total	0.37	81.9	18.2	0.16	36.0	8.0	0.21	45.90	10.20

Hat Butte Portion		Transfering		Remaining	
		Total Limits			
0.13	CFS		0.16 CFS	0.21	CFS
28.18	AFA		36 AFA	45.9	AFA
6.36	Acres		8 Acres	10.2	Acres

SEP 22 1992
Department of Water Resources
Western Regional Office

BEFORE THE DIRECTOR OF THE IDAHO

DEPARTMENT OF WATER RESOURCES

IN THE MATTER OF HARVEST FARM CO. TRANSFER NO. 3699 AND APPLICATION FOR AMENDMENT OF PERMIT NO. 63-10741	AGREEMENT AND STIPULATION BETWEEN HAT BUTTE SELECT MEMBERS, THE HAT BUTTE MUTUAL CANAL COMPANY, INC. AND HARVEST FARM CO.

COMES NOW the Hat Butte Select Members, the Hat Butte Mutual Canal Company, Inc., and Harvest Farm Co. and agree and stipulate as follows:

1. Harvest Farm Co. is the holder of Permit No. 63-10741 issued by the Department of Water Resources on or about February 21, 1990.
2. Harvest Farm Co. is the owner of two parcels of land in Canyon County, Idaho, known as the Naito Place and the Allen Place.
3. The Naito Place is presently irrigated by means of a groundwater well. The Allen Place is irrigated by means of surface water from the Snake River delivered pursuant to the Hat Butte Mutual Canal Company.
4. Harvest Farm Co. has sought to amend its Permit No. 63-10741 to allow ground water from the Naito well to be used on the Allen Place. Harvest Farm Co. has also sought to transfer its water rights appurtenant to the Naito Place and the Allen Place such that water from the Allen Place and the Naito Place

APR 16 1993

RECEIVED AUG 31 1992

can be commingled and used on both properties. The Hat Butte Select Members and the Hat Butte Mutual Canal Co. have objected to use of Hat Butte water on the Naito Place and, unless monitored, use of Naito water on the Allen Place.

5. Harvest Farm Co., in an attempt to resolve the dispute over use of Naito water on the Allen Place and to provide proof that Hat Butte water is not used at the Naito Place, has installed a bi-directional flow meter in the line connecting the re-regulating pond on the Allen Place with the Naito Place. The purpose of the meter is to insure that a determination can be made that Hat Butte-delivered water is not transferred to the Naito Place while allowing Naito place water to be delivered to the re-regulating pond and then used on either the Naito Place or the Allen Place.

6. The Hat Butte Select Members and the Hat Butte Mutual Canal Company wish to insure that the bi-directional flow meter can be monitored by the Hat Butte ditch rider in order to assure the ditch rider that there is no exchange resulting in Hat Butte delivered water being transferred to the Naito Place.

7. Therefore, the Hat Butte Select Members, the Hat Butte Mutual Canal Company and the Harvest Farm Co. agree that the Hat Butte ditch rider shall be permitted to inspect and monitor the transfer of water recorded by the flow meter on a daily or weekly basis, as desired, to determine that no Hat Butte water has been transferred to the Naito Place. For purposes of showing a no-net-exchange it is agreed that a no-net-

exchange shall be determined during each two week period during such times that the Hat Butte system is delivering water to Hat Butte Members.

8. The Hat Butte Select Members and the Harvest Farm Co. also agree that the third sentence in Item No. 5 in Permit No. 63-10741 shall be modified to provide the following:

> Surface water shall continue to be used as the primary source of supply for the ground upon which it is now appurtenant, and ground water shall be used only when surface water supplies are insufficient for irrigation of the property.

9. This stipulation is intended to address all pending matters of dispute between Harvest Farm Co. and any and all members of the Hat Butte Select Members and the Hat Butte Canal Company. Should any presently disputed matters not be fully addressed by this stipulation or should subsequent issues arise between these parties, the parties to this stipulation or their representatives agree to meet and, in good faith, attempt to resolve said issues prior to any further judicial or administrative proceedings or hearings.

DATED this 3 day of Aug., 1992.

FEB 1 6