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SETTLEMENT AGREEMENT FOR LATAH COUNTY'S PROTEST TO ADAM REED'S WATER RIGHT APPLICATION #87-10081

SECTION 1. INTRODUCTION

Latah County ("County") filed a timely protest on the application for Water Right #87-10081 made by Adam Reed ("Reed"). Through negotiations, County agreed to withdraw its protest in exchange for modifications to the application for Water Right #87-10081. This Settlement Agreement by and between Reed and County sets forth these terms and conditions.

SECTION 2. OBJECTIVE

To ensure that Water Right #87-10081 complies with the Palouse Basin Aquifer Plan ("Plan"), and to ensure the amounts withdrawn from groundwater by Reed for the purpose of irrigation are not harmful to properties utilizing the same aquifer for drinking water. The Plan requires developments to use water resources as efficiently as reasonably possible.

SECTION 3. TERMS AND CONDITIONS

Reed agrees that Item #5 on "Application for Permit to appropriate the public waters of the State of Idaho" from the State of Idaho Department of Water Resources for Water Right #87-10081("Application") shall be modified as such:

5. *Total quantity to be appropriated is (a).2 cubic feet per second (cfs) and/or (b) 3 acre feet per year (af).*

Reed agrees that he shall not withdraw more than a total of three (3) acre feet (977,553 gallons) per year to irrigate 10 acres using drip irrigation or other techniques to limit the amount of water used. It is expected that this will be the maximum used by Reed on dry years, and he will likely use around 750,000 gallons on years with regular rainfall/snowfall for the entire 10 acres. It is assumed that Reed will use proportionally less water when irrigating fewer acres.

In his effort to conserve water and comply with the Plan, Reed also agrees that he shall use best water saving practices when irrigating his farm and shall investigate possible surface water sources for irrigation.

Upon modification of the Application/Water Right Permit #87-10081, County agrees to withdraw its protest of Water Right #87-10081.

SECTION 4. EFFECTIVE DATE

This Agreement shall be effective upon signing and implementation by the Idaho Department of Water Resources.

DATED this 2nd day of ~~February~~ ^{March} 2015.

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[Signature]
Richard Walser, Chairman

Attest: [Signature]

Clerk/Deputy Clerk of the Board

DATED this 25th day of February 2015.



[Signature]
Adam Reed

Printed Name: Maurika Knott

Date: 2/25/15

Notary Public in and for said State

Residing at Latah County

My Commission Expires 3/13/2019