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WATER RESOURCES
WESTERN REGION

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Attorneys Idaho Water Company, L.L.C.

BEFORE THE DEPARTMENT OF WATER RESOURCES

FOR THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR
TRANSFER NO. 78560 IN THE NAME OF
IDAHO WATER COMPANY, L.L.C.

STIPULATION FOR WITHDRAWAL
OF PROTEST

Protestant Idaho Power Company ("Idaho Power"), through its attorneys Barker Rosholt & Simpson, LLP, and Applicant Idaho Water Company, LLC ("IWC"), through its attorneys Givens Pursley LLP, hereby stipulate as follows:

1. The parties acknowledge that changing the point of diversion of ground water rights as proposed by this Transfer may have a small, temporary impact on flows in the Snake River above the Murphy Gage (the "Connected Reach"). However, existing tools for characterizing ground water flow in the Mountain Home Plateau are inadequate for quantifying the current impacts of historical ground water transfers and water bank transactions, and any overlapping impacts associated with the proposed transfer, on flows in the Connected Reach.
2. The parties also acknowledge that under steady-state conditions there will be no impact on flows in the Connected Reach as a result of the proposed transfer.
3. In consideration of the above-described uncertainties, in the interest of compromise and settlement, and without any admission by either party concerning 1) the extent of the transient

impacts of this transfer on flows in the Connected Reach; 2) the sufficiency of the following condition in addressing any such effect; and 3) whether the Applicant has any legal obligation to address or mitigate any such effect, the parties stipulate that Idaho Power will withdraw its Protest of the above-captioned transfer with prejudice provided that any approval of the transfer include a condition in substantially the following form:

The applicant shall reduce the annual pumping volume at the approved point of diversion by 10% of the authorized diversion volume during the first two irrigation seasons following transfer approval.

This Stipulation represents the settlement and compromise of disputed claims.

Respectfully submitted this 2ND day of May, 2014.

GIVENS PURSLEY LLP

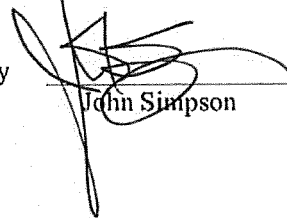
By



Michael C. Creamer
*Attorneys for Idaho Water Company,
L.L.C.*

BARKER ROSHOLT & SIMPSON, LLP

By



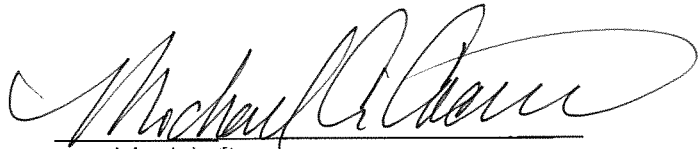
John Simpson

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 2nd day of May, 2014, a true and correct copy of the foregoing was served by United States mail, postage prepaid and properly addressed to the following:

John K. Simpson
Barker Rosholt & Simpson LLP
1010 W Jefferson St, Ste 102
PO Box 2139
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