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*Attorneys for Sharon Busmann and
The Busmann Revocable Living Trust, u/t/a/ October 16, 2012*

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MAY 27 2014

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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MAY 22 2014

DEPARTMENT OF
WATER RESOURCES

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

IN THE MATTER OF APPLICATION FOR
PERMIT NO. 47-17614 IN THE NAME OF
DOUGLAS & CLARELYN ELGAN

**STIPULATED WITHDRAWAL
OF PROTEST**

Sharon Busmann, in her individual capacity and as Trustee on behalf of The Busmann Revocable Living Trust, u/t/a/ October 16, 2012 ("Busmann"), and Applicants Douglas and Clarelyn Elgan (together, "Elgan"), hereby stipulate to the withdrawal of Busmann's protest filed in the above-captioned matter on the terms and conditions contained herein.

The parties agree that Application for Permit No. 47-17614 (the "Application") may be approved by the Department only if such approval expressly states that the approval does not create or confirm any rights-of-way or other interest in the lands of others, and does not authorize diversions from any well located on Busmann's property, including the well which is the point of diversion for Busmann's decreed Water Right No. 47-7841 (the "Stipulated Conditions of Approval").

The parties move the Department, pursuant to IDAPA 37.01.01.612 for an order ("Order") approving the Stipulated Conditions of Approval and confirming that the same will be included by the Department in any approval of the Application.

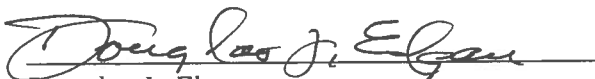
Busmann's protest to the Application shall be deemed withdrawn upon the issuance of a final Order stating that the Stipulated Conditions of Approval shall be made a part of the Application's approval. Provided that the Application is not subsequently amended from its current form except as may be required by the Department to continue processing, the withdrawal of Busmann's protest shall be with prejudice.

The parties respectfully request the entry of an Order approving the Stipulated Conditions of Approval, each party to bear its own costs, expenses, and attorney's fees.

The Parties request that the Department immediately resume processing the Application on an expedited basis, time being of the essence.

DATED this 20th day of MAY, 2014.

ELGAN:


Douglas L. Elgan


Clarelyn Elgan

BUSMANN:


Sharon Busmann


Sharon Busmann, as Trustee of The
Busmann Revocable Living Trust, u/t/a/
October 16, 2012

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 22^d day of MAY, 2014, the foregoing was filed, served, and copied as follows:

DOCUMENT FILED:

Idaho Department of Water Resources
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098

☐	U. S. Mail
☒	Hand Delivered
☐	Overnight Mail
☐	Facsimile
☒	E-mail (AUGEN MERRITT)

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