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MAY 13 2014

**DEPT. OF WATER RESOURCES
SOUTHERN REGION**

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ISB #3862**

Attorneys for the Applicant, Richard Larry Stone and Nan Allison-Stone

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

IN THE MATTER OF PERMIT TO	)	
APPROPRIATE WATER NO. 36-16965	)	
	)	STIPULATION TO RESOLVE
IN THE NAME OF:	)	PROTESTS
LARRY STONE AND NAN ALLISON-	)	
STONE	)	
	)	
	)	
	)	
	)	
	)	

COMES NOW, the Applicant, Richard Larry Stone and Nan Allison-Stone ("Stones") by and though Fritz X. Haemmerle of Haemmerle & Haemmerle, P.L.L.C., and the Protestants the Big Bend Irrigation & Mining Co. ("Big Bend"), by and through c/o Almer Huntley, President; and Buckeye Farms, Inc. ("Buckeye") by and through Barker, Rosholt & Simpson, LLP, and hereby STIPULATE and AGREE to resolve the Protests to the aforementioned permit as follows:

1. The Parties agree to the following amendments to the above Application:
 - a. The "Owner" of the Application shall be amended to "Richard Larry Stone and Nan Allison-Stone";
 - b. "Waste Water" as a source will be eliminated;

STIPULATION TO RESOLVE PROTESTS - 1

c. "Waste Water" as a location of Point of Diversion will be eliminated;

d. "Diversion to Storage" as a purpose of use will be eliminated;

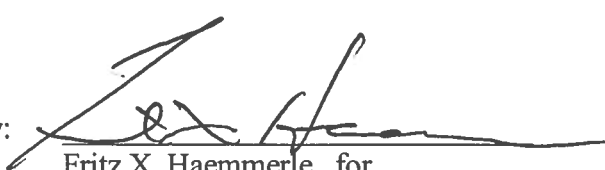
e. ~~The "Season of Use" for all uses will be amended to "10/15 to 1/31"; and~~ *25M PLH*

f. The diversion volume will be amended to ~~0.7 AFA~~ *1.2 AFA* *PLH* *25M*, combined, for all uses.

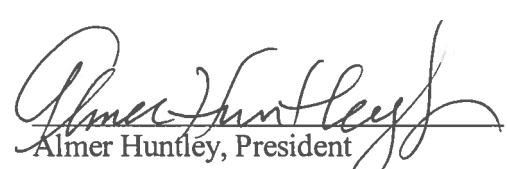
2. On condition of the Idaho Department of Water Resources approving these amendments to the Application, the Protestants agree to withdraw their Protests in the above matter.

DATED this 31st day of January 2014.

By:


Fritz X. Haemmerle, for
Richard Larry Stone and Nan Allison-Stone

By:


Almer Huntley, President
BIG BEND IRRIGATION & MINING CO.

By:


Barker Rosholt & Simpson LLP, for
BUCKEYE FARMS, INC.

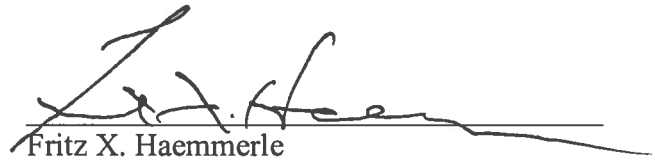
CERTIFICATE OF MAILING

I certify that on ^{May}~~January~~ 7, 2014, I mailed the original and copies of this response, including all attachments, to the following persons:

Fritz X. Haemmerle
HAEMMERLE & HAEMMERLE, PLLC
P.O. Box 1800
Hailey, Idaho 83333

Big Bend Irrigation & Mining Co.
c/o Almer Huntley, President
P.O. Box 334
Hagerman, ID 83332-0334

Buckeye Farms, Inc.
c/o BARKER ROSHOLT & SIMPSON, LLP
195 River Vista Pl., Ste. 204
Twin Falls, ID 83301


Fritz X. Haemmerle