

ORIGINAL

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Attorneys for The Valley Club, Inc.

RECEIVED
JUL 24 2013
DEPT. OF WATER RESOURCES
SOUTHERN REGION

BEFORE THE DEPARTMENT OF WATER RESOURCES

FOR THE STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR
TRANSFER NO. 78255 IN THE NAME OF
THE VALLEY CLUB, INC.

STIPULATION FOR WITHDRAWAL
OF PROTEST

Protestant United States Department of Interior, Bureau of Land Management ("United States"), hereby withdraws its Protest to the above-captioned Transfer application on the terms set forth below:

1. The Protest states that the Valley Club Application for Transfer describes a legal land description under the proposed new place of use element that includes 0.5 acres of land in the NWSW, S21, T03N, R18E that is federal public land (the "BLM Parcel"), and which Valley Club is not authorized to irrigate or otherwise use.
2. The Valley Club agrees that this is the case, and asserts that it does not now irrigate the BLM Parcel, and does not intend to either irrigate the BLM Parcel or include the BLM Parcel within a permissible place of use of the Valley Club water rights pursuant to the instant transfer or otherwise.

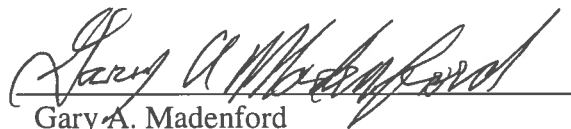
3. The inadvertent inclusion 0.5 acres of the BLM Parcel within the described intended place of use is an apparent artifact of a discrepancy between available aerial photo imagery, Blaine County Parcel GIS data and the Geographic Coordinate Data Base ("GCDB") used by the United States and Idaho Department of Water Resources ("Department") and used by Valley Club in preparing its Application for Transfer.
4. The Valley Club stipulates with the United States that any approval of the instant Transfer shall not authorize irrigation by Valley Club of any federal public lands, including but not limited to the BLM Parcel. Any approval of the Transfer may include the 0.5 acres within a permissible place of use on non-federal public lands owned or controlled by Valley Club.

DATED this 23rd day of July, 2013.

GIVENS PURSLEY LLP

By 
Michael C. Creamer
Attorneys for The Valley Club, Inc.

UNITED STATES DEPARTMENT OF
INTERIOR, BUREAU OF LAND
MANAGEMENT

By: 
Gary A. Madenford
Water Rights Team Leader
July 17, 2013

CERTIFICATE OF SERVICE

I hereby certify that on this 23rd day of July, 2013, I caused to be served a true and correct copy of the foregoing document to the person(s) listed below by the method indicated:

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Hobdey & Hobdey
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