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RECEIVED
OCT 22 2012
DEPT. OF WATER RESOURCES
SOUTHERN REGION

Attorneys for Diamond K Revocable Living Trust

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE STATE OF IDAHO

IN THE MATTER OF THE AMENDED)
APPLICATION FOR TRANSFER OF WATER RIGHT,) **STIPULATION FOR**
APPLICATION NO. 78065, IN THE NAME OF) **WITHDRAWAL OF**
DIAMOND K REVOCABLE LIVING TRUST) **PROTEST**
)
)
)
)

COMES NOW, Applicant, Diamond K. Revocable Living Trust ("Applicant"), and
Protestants, Big Wood Canal Company ("Protestant"), by and through their respective attorneys
of record, and hereby stipulate to the withdrawal of the *Notices of Protest*, filed by the Protestant
in this matter.

The Applicant and Protestant have reached a resolution of the Protest filed in this matter.

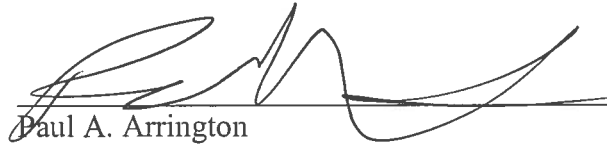
Pursuant to the resolution, the following condition will be placed on the final Transfer Order:

- The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

Pursuant to the agreement identified above, the Protestant agrees to withdraw its Protest
in this matter. Protestants reserve the right to challenge any final order relating to this transfer
that does not include the agreed upon condition.

Dated this 22nd day of Oct., 2012

BARKER ROSHOLT & SIMPSON LLP

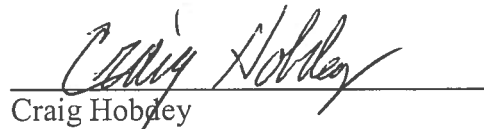


Paul A. Arrington

Attorneys for Diamond K Revocable Living Trust

Dated this 18 day of October, 2012

HOBDEY LAW OFFICES



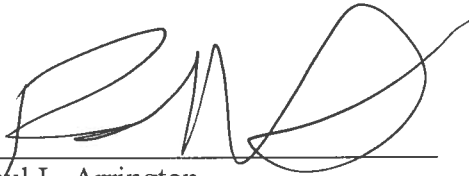
Craig Hobdey

Attorneys for Big Wood Canal Company

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on this 22nd day of Oct, 2012, I caused to be served a true and correct copy of the foregoing to be served on the following via first class mail, postage prepaid:

Craig Hobdey
P.O. Box 176
Gooding, ID 83330



Paul L. Arrington