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Attorneys for Protestant Hillsdale Estates
Homeowners' Association, Inc.

BEFORE THE DEPARTMENT OF WATER RESOURCES OF
THE STATE OF IDAHO

_____	)	
IN THE MATTER OF APPLICATION FOR	)	
TRANSFER NO. 75912 IN THE NAME OF	)	STIPULATION TO RESOLVE PROTEST
WILLOWBROOK DEVELOPMENT, INC.	)	
_____	)	

COMES NOW, Applicant Willowbrook Development, Inc. (hereinafter "Applicant") by and through its counsel of record, Eberle, Berlin, Kading, Turnbow & McKlveen, Chartered, and the Protestant Hillsdale Estates Homeowners' Association, Inc. (hereinafter "Protestant") by and through its counsel of record, Ringert Law, Chartered and hereby submit this *Stipulation to Resolve Protest* in the above-captioned matter.

Applicant and Protestant hereby stipulate and agree to the following in order to resolve Protestant's protest in the above-captioned matter:

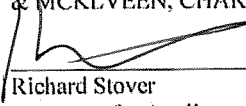
1. Applicant shall amend its current transfer application on file with IDWR to provide that **3.8 acres** of the place of use, **.076 cfs**, and **17.1 AFY** of water right nos. 63-7131A and 63-8376E shall be left in T5N R01W, Section 28 NWSW.
2. The amended transfer application shall request that the portions of water rights

63-7131A and 63-8376E referenced in paragraph 1 hereinabove that continue to have T05N R01W Section 28 NWSW as a place of use shall be conditioned by the Idaho Department of Water Resources to provide that future transfers of such water rights shall require the permission of the owners of the real property upon which such water rights are appurtenant.

3. Once Protestant receives a copy of the application with the amendments discussed in paragraphs 1 and 2 hereinabove that has been conformed by IDWR, Protestant shall immediately execute and file the attached Withdrawal of Protest with IDWR.
4. This settlement is specifically contingent upon the inclusion in any approval of transfer no. 75912 of the condition described in paragraph 2 hereinabove.
5. Protestant and Applicant agree to meet within 75 days of the execution of this Stipulation to mutually address in good faith the issues raised by Willowbrook counsel's November 3, 2011 letter to Hillsdale's counsel, specifically including an operating agreement for the domestic water supply system serving the Hillsdale subdivision.

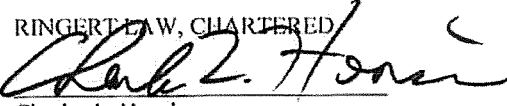
Dated this 8th day of December, 2011.

EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED


Richard Stover
Attorneys for Applicant Willowbrook
Development, Inc.

Dated this 7th day of December, 2011.

RINGERT LAW, CHARTERED


Charles L. Honsinger
Attorneys for Protestant Hillsdale
Estates Homeowners' Association, Inc.