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**BEFORE THE
IDAHO DEPARTMENT OF WATER RESOURCES**

IN THE MATTER OF INTEGRATED
MUNICIPAL APPLICATION PACKAGE
("IMAP") OF UNITED WATER IDAHO
INC., BEING A COLLECTION OF
INDIVIDUAL APPLICATIONS FOR
TRANSFERS OF WATER RIGHTS AND
APPLICATIONS FOR AMENDMENT OF
PERMITS.

STIPULATION AND WITHDRAWAL OF
PROTESTS OF THE CITY OF MERIDIAN
AND THE CITY OF CALDWELL

RECITALS

1. This Stipulation and Withdrawal of Protests is entered into by United Water Idaho Inc. ("United Water"), the City of Meridian and the City of Caldwell.
2. The City of Meridian and the City of Caldwell are represented by the firm Ringert Clark Chartered whose attorneys are authorized to enter into this Stipulation. United Water Idaho Inc. is represented by the firm Givens Pursley LLP whose attorneys are authorized to enter into this Stipulation.
3. On May 4, 2001 United Water filed a set of applications for transfer of water right and applications for amendment of permit titled the Integrated Municipal Application Package ("IMAP") with the Idaho Department of Water Resources ("Department"). United Water amended the IMAP on March 20, 2002 and April 9, 2003.

4. The Cities of Meridian and Caldwell each filed a Notice of Protest to the IMAP with the Department on April 22, 2002.

5. To resolve the protests, the parties have negotiated a series of conditions, attached as Exhibit A, to be included by the Department in any approval of any application included in the IMAP (the "Conditions").

STIPULATION AND WITHDRAWAL OF PROTESTS

6. The conditions set out in Exhibit A are hereby submitted to the Department by the undersigned Parties for consideration as conditions on each of the applications that make up the IMAP.

7. Upon statement of the Department that such conditions are approved and will be made a part of the approval of said applications, the protests of the City of Meridian and the City of Caldwell shall be deemed withdraw with prejudice.

AGREED AND SUBMITTED this 24th day of November, 2003.

GIVENS PURSLEY LLP

RINGERT CLARK CHARTERED

By: 
Christopher H. Meyer
John M. Marshall
Attorneys for Applicant
United Water Idaho Inc.

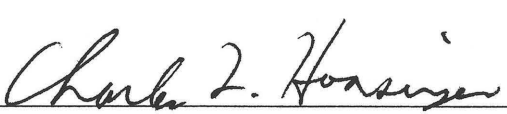
By: 
Daniel V. Steenson
Charles L. Honsinger
Attorneys for the City of Meridian and the City of Caldwell

EXHIBIT A

SETTLEMENT CONDITIONS PROPOSED BY SETTLING PARTIES NOVEMBER 24, 2003

Condition No. 1

The Department retains the right to initiate proceedings to re-evaluate the quantification of United Water's reasonably anticipated future needs when new population and other planning data become available. All interested parties shall be afforded an opportunity to participate in such proceedings, which shall be conducted pursuant to rules for contested cases. If no such proceeding has been initiated in any ten-year period, United Water shall petition the Department to initiate such a proceeding. In the event the Department finds that changed conditions justify a reduction in the reasonably anticipated future needs, water rights held in excess of such adjusted quantity would then be subject to forfeiture.

Condition No. 2

Any claim that diversion of water from any of the points of diversion for this water right is interfering with another ground or surface water right shall be evaluated on the basis of the priority of the pre-transfer/amendment water right(s) originally associated with the point of diversion which is the subject of the claim of interference.

Condition No. 3

Approval of this transfer/amendment shall not be construed to change or resolve the applicable law governing either conjunctive management of ground and surface water rights, or the recapture and re-use of water.

Condition No. 4

Approval of this transfer/amendment does not limit the rights of any entity to supply water for any purpose at any location.

Condition No. 5

The right holder's reasonably anticipated future needs in excess of its valid water rights do not constitute water rights and shall not serve as a basis for asserting injury.

Condition No. 6

Approval of this transfer/amendment does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Condition No. 7

The Department's findings with respect to future needs made in connection with this transfer/amendment may be submitted by the right holder or by any other person in any future water right proceeding. The Department shall give such effect, weight or deference to its prior findings as it shall determine appropriate under law.

Condition No. 8

The right holder may not divert from any point of diversion authorized for this water right at a rate in excess of the licensed/permitted quantity of the water right associated with such point of diversion prior to the approval of this transfer/amendment.

CERTIFICATE OF SERVICE

I hereby certify that on this 24th day of November, 2003, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Idaho Department of Water Resources
State Office
1301 N. Orchard Street
P.O. Box 83720
Boise, ID 83720-0098

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Kathleen Marion Carr, Esq.
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U.S. Department of the Interior
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