



IDAHO DEPARTMENT OF
WATER RESOURCES

Eastern Region • 900 N Skyline Drive, Suite A • Idaho Falls, ID 83402-1718

Phone: 208-525-7161 • Fax: 208-525-7177 • Email: easterninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Mathew Weaver

November 17, 2023

FARMLAND RESERVE INC
79 S MAIN ST STE 1000
SALT LAKE CITY, UT 84111

HOLDEN KIDWELL HAHN & CRAPO
C/O ROBERT HARRIS
1000 RIVERWALK DR., STE 200
PO BOX 50130
IDAHO FALLS, ID 83405
rharris@holdenlegal.com

GREG SULLIVAN
2016 N WASHINGTON ST STE 4
TWIN FALLS, ID 83304
Greg.sullivan@brockwayeng.com

RE: Applications for Transfer 87498 & 87507

Dear Parties,

The Department of Water Resources has received and acknowledges the withdrawal of protests against each of the above referenced applications. Withdrawals have been received from the following protestants:

- Idaho Power Company

The application does not have any remaining protests; therefore, the department will take the steps necessary to bring the application to a final resolution.

Please contact this office if you have any questions regarding this procedure. Information about water rights and other matters administered by this agency is also available online at www.idwr.idaho.gov.

Sincerely,

Christina Henman
Administrative Assistant

CC
IDAHO POWER COMPANY
C/O SCOTT PUGRUD
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BOISE, ID 83707
Spugrud2@idahopower.com

MARTEN LAW
C/O JOHN K. SIMPSON
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Attorney for Idaho Power Company

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

IN THE MATTER OF APPLICATIONS FOR
TRANSFER NOS. T87507 & T87498

In the name of Farmland Reserve, Inc.

**STIPULATION FOR WITHDRAWAL OF
PROTEST**

COMES NOW, Idaho Power Company (the "Company") and Farmland Reserve, Inc., ("Applicant"), collectively "Parties" and hereby stipulate and agree to the withdrawal of the Company's protest filed in Transfer nos. T87507 & T87498 upon the following conditions:

1. That the Parties acknowledge that there remain concerns expressed by the Company regarding the individual and cumulative impacts associated with transfers of water rights in the Eastern Snake Plain Aquifer, and the additional depletive effects of such transfers on reaches of the Snake River below Milner Dam.
2. That the Parties acknowledge if transfer nos. T87507 & T87498 are approved, and

absent any consideration or evaluation of other transfers that may offset the modeled depletions for the Snake River below Milner Dam, the modeled depletions in the reaches of the Snake River below Milner Dam will increase.

3. That withdrawal of the Company's protest to Transfers nos. T87507 & T87498 shall not be used as precedent or an admission against interest as to either Party in any future proceedings.

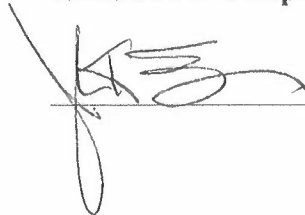
DATED this 10 day of October, 2023.

Farmland Reserve


Scott Baird (Oct 10, 2023 10:51 MDT)

Scott Baird
Vice President-Land Management

Idaho Power Company



CERTIFICATE OF SERVICE

I hereby certify that on this 26th day of October, 2023, I served the original of the foregoing **STIPULATION FOR WITHDRAWAL OF PROTEST**, by email, as indicated, addressed to the following:

Idaho Department of Water Resources
Idaho Water Center
322 East Front Street
Boise, Idaho 83702-7374

☐ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile
☒ Email: file@idwr.idaho.gov

Farmland Reserve, Inc.
79 S Main Street
Salt Lake City, UT 84111

☐ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile
☒ Email: naturalresources@farmlandreserve.org

Robert Harris
Holden Kidwell Hahn & Crapo
PO Box 50130
Idaho Falls, ID 83405

☐ U.S. Mail, Postage Prepaid
☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile
☒ Email: rharris@holdenlegal.com

Greg Sullivan
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☐ Hand Delivery
☐ Overnight Mail
☐ Facsimile
☒ Email: greg.sullivan@brockwayeng.com


John K. Simpson

FARMLAND RESERVE, INC.
INCUMBENCY CERTIFICATE

I, Paul L. Allen, HEREBY CERTIFY that I am the Secretary/Treasurer of Farmland Reserve, Inc., a Utah Corporation (the "Corporation").

I DO HEREBY FURTHER CERTIFY:

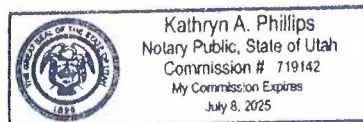
1. L. Scott Baird is the duly elected and acting Vice President of the Corporation.
2. Pursuant to the Corporation's Articles of Incorporation and Bylaws, L. Scott Baird, in his capacity of the Corporation's Vice President, is authorized to execute instruments, documents, applications and agreements on behalf of the Corporation and otherwise to represent the Corporation before and in dealing with individuals, other entities and governmental bodies and authorities.

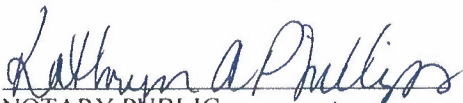
IN WITNESS WHEREOF, I have signed my name this 16th day of August, 2023.


Paul L. Allen, Secretary

STATE OF UTAH)
 §
COUNTY OF SALT LAKE)

On this 16th day of August, 2023, Paul L. Allen, who is personally known by me, signed this document in my presence.




NOTARY PUBLIC
My Commission Expires 7/8/2025