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DEPARTMENT OF
WATER RESOURCES

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Attorneys for Respondent The Village Green at the
Valley Club Homeowner's Association, Inc.

BEFORE THE DEPARTMENT OF WATER RESOURCES

OF THE STATE OF IDAHO

IN THE MATTER OF DISTRIBUTION OF WATER TO WATER RIGHTS HELD BY MEMBERS OF THE BIG WOOD & LITTLE WOOD WATER USERS ASSOCIATION DIVERTING FROM THE BIG WOOD RIVER	Docket No. CM-DC-2015-001
IN THE MATTER OF DISTRIBUTION OF WATER TO WATER RIGHTS HELD BY MEMBERS OF THE BIG WOOD & LITTLE WOOD WATER USERS ASSOCIATION DIVERTING FROM THE LITTLE WOOD RIVER	Docket No. CM-DC-2015-002 **STIPULATION AND ORDER**

COMES NOW, Respondent The Village Green at the Valley Club Homeowners Association, Inc. ("Village Green"), by and through its counsel of record, Lawson Laski Clark & Pogue, PLLC, and the Big Wood and Little Wood Water Users Association ("Petitioners"), by and through their attorney of record, Joseph F. James of Brown & James, and stipulate as follows:

1. Village Green was notified by the Idaho Department of Water Resources that its water right(s) may be subject to a curtailment as a result of the Petitioners' Big Wood

Delivery Call (docket no. CM-DC-2015-001) and the Little Wood Delivery Call (docket no. CM-DC-2015-002) (collectively, the "Delivery Calls");

2. Village Green is the owner of Water Right Nos. 37-22752 and 37-22753 (the "Village Green Water Rights");
3. The Village Green Water Rights are not sourced from ground water and, therefore, are not subject to a call or curtailment pursuant to conjunctive management of water rights, or subject to curtailment as a result of Petitioners' pending delivery calls brought pursuant to the conjunctive management rules; and
4. Based on the foregoing, the Director may enter an order specifying that the Village Green Water Rights are not subject to a call or curtailment as a result of the Delivery Calls and that the Village Green Water Rights shall continue to be subject to the conditions of approval set forth in each of its permits.

DATED this 13th day of August 2015.

LAWSON LASKI CLARK & POGUE, PLLC

By _____
Heather E. O'Leary
Attorney for Respondent

DATED this 7th day of August 2015.

BROWN & JAMES

By _____
Joseph F. James
Attorney for Petitioners

ORDER

Based on the foregoing stipulation, and for good cause shown, it is hereby ordered that the Village Green Water Rights are not subject to a call or curtailment as a result of the Delivery Calls. The Village Green Water Rights shall continue to be subject to the conditions of approval set forth in each of its permits.

Dated this ____ day of August, 2015.

_____

Gary Spackman, Director

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 13th day of August 2015, I served a true and correct copy of the above and foregoing document by placing a copy of the same in the United States mail, postage prepaid and properly addressed and by e-mail to participants who have provided e-mail addresses to the Department for service to the following:

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