

IDAHO DEPARTMENT OF WATER RESOURCES

IN RE IGWA'S AMENDED THIRD
PLAN TO MITIGATE MATERIAL INJURY
TO WATER RIGHT NOS. 36-02551
& 36-07694 HELD BY RANGEN, INC.,
AND OTHER WATER RIGHTS IN WATER
DISTRICT 36A.

Docket No. CM-MP-2014-005

STIPULATION

The parties hereby stipulate and agree to approval of the following components of the Sandy Ponds recharge proposal set forth in IGWA's Third Mitigation Plan, and to vacate the hearing scheduled for February 18-19, 2015:

1. The parties agree to the measuring devices recommended by SPF Water Engineering (as outlined in SPF's July 28, 2014, technical memorandum and January 9, 2015, supplement thereto) so long as they are approved by both IDWR and the Water District 36A Watermaster.
2. The parties agree that if the number, type, and location of the measuring devices are constructed and maintained in accordance with industry standards and IDWR and the Water District 36A Watermaster's approval, they should be capable of calculating to a reasonable degree of certainty: (1) how much water enters the Sandy Ponds; and (2) how much water exits the Sandy Ponds.
3. The parties agree that the amount of water that seeps into the ground through the Sandy Ponds can be calculated to a reasonable degree of certainty by deducting evapotranspiration and outflows from the Sandy Ponds from inflows to the Sandy Ponds, and that IGWA may file requests for mitigation credit for aquifer recharge at the Sandy Ponds.
4. The protestants reserve the right to protest and object to any requests for mitigation credit for aquifer recharge at the Sandy Ponds,

including, but not limited to, whether any mitigation credit should be granted and the method for calculating any mitigation credit, and whether such recharge complies with all other agencies' requirements.

5. The protestants reserve the right to protest and object to any other mitigation plans seeking mitigation credit for aquifer recharge at the Sandy Ponds.

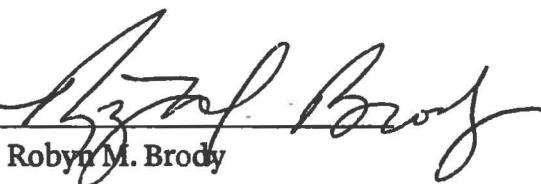
DATED this 9th day of January, 2015.

RACINE OLSON NYE BUDGE &
BAILEY, CHARTERED

By: 
Thomas J. Budge


DATED this 9th day of January, 2015.

BRODY LAW OFFICE, PLLC

By: 
Robyn M. Brody

DATED this ____ day of January, 2015.

BARKER ROSHOLT & SIMPSON,
LLP

By: 
Travis L. Thompson

DATED this ____ day of January, 2015.

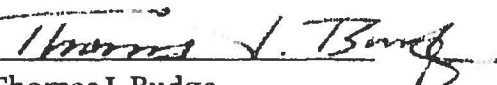
Patrick D. Brown

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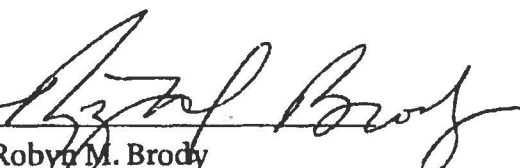
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BARKER ROSHOLT & SIMPSON,
LLP

By: _____
Travis L. Thompson

DATED this 9 day of January, 2015.


Patrick D. Brown

DATED this ____ day of January, 2015.

Marjorie M. Mikels

DATED this 9 day of January, 2015.

ARKOOSH LAW

By: 
C. Tom Arkoosh

DATED this ____ day of January, 2015.

Kathleen McKenzie

DATED this ____ day of January, 2015.

Bret McKenzie

DATED this ____ day of January, 2015.

Jamie Martin

DATED this ____ day of January, 2015.

Katherine Martin

DATED this ____ day of January, 2015.

Marjorie M. Mikels

DATED this ____ day of January, 2015.

ARKOOSH LAW

By: _____
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Bret McKenzie
Bret McKenzie

DATED this ____ day of January, 2015.

Jamie Martin

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Katherine Martin

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Marjorie M. Mikels

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C. Tom Arkoosh

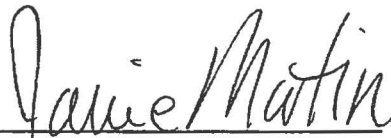
DATED this ____ day of January, 2015.

Kathleen McKenzie

DATED this ____ day of January, 2015.

Bret McKenzie

DATED this ____ day of January, 2015.



Jamie Martin

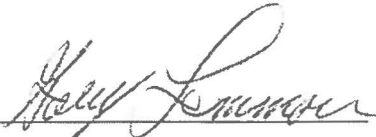
DATED this ^{9th}1 day of January, 2015.



Katherine Martin

DATED this 9 day of January, 2015.

BLIND CANYON AQUARANCH,
INC.

By: 
Gary Lemmon

CERTIFICATE OF MAILING

I certify that on this 9 day of January, 2015, the foregoing document was served on the following persons in the manner indicated.



Signature of person mailing form

Director, Gary Spackman Idaho Department of Water Resources PO Box 83720 Boise, ID 83720-0098 Deborah.Gibson@idwr.idaho.gov	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input checked="" type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
Garrick Baxter Emmi Blades Idaho Department of Water Resources P.O. Box 83720 Boise, Idaho 83720-0098 garrick.baxter@idwr.idaho.gov emmi.blades@idwr.idaho.gov	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
Robyn M. Brody Brody Law Office, PLLC PO Box 554 Rupert, ID 83350 robynbrody@hotmail.com	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
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<p>C. Tom Arkoosh Arkoosh Law P. O. Box 2900 Boise, Idaho 83701 tom.arkoosh@arkoosh.com</p>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<p>Kathleen McKenzie P.O. Box 109 Hagerman, Idaho 83332 knbmac@q.com</p>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<p>Bret McKenzie P.O. Box 472 Hagerman, Idaho 83332 knbmac@q.com</p>	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
<p>Jamie & Katherine Martin 2561 Vineyard Alley Hagerman, ID 83332</p>	<input checked="" type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input type="checkbox"/> E-mail

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Courtesy copy: Robert E. Williams WILLIAMS MESERVY & LOTHSPREICH P. O. Box 168 Jerome, Idaho 83338 rewilliams@cableone.net	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail
Courtesy copy: Candice McHugh Chris M. Bromley MCHUGH BROMLEY, PLLC 380 South 4 th Street, Suite 103 Boise, Idaho 83702 cmchugh@mchughbromley.com cbromley@mchughbromley.com	<input type="checkbox"/> U.S. Mail/Postage Prepaid <input type="checkbox"/> Facsimile <input type="checkbox"/> Overnight Mail <input type="checkbox"/> Hand Delivery <input checked="" type="checkbox"/> E-mail