

<p><b>DISTRICT COURT, WATER DIVISION 6, STATE OF COLORADO</b> Routt County District Court 1955 Shield Drive, Unit 200 Steamboat Springs, CO 80487</p>	
<p><b>CONCERNING THE APPLICATION FOR WATER RIGHTS OF: YELLOW JACKET WATER CONSERVANCY DISTRICT In the White River or Its Tributaries IN RIO BLANCO COUNTY, COLORADO</b></p>	<p><b>▲ COURT USE ONLY ▲</b></p>
<p><b>Attorneys for Yellow Jacket Water Conservancy District</b> Scott A. Grosscup, #35871 <b>BALCOMB &amp; GREEN, P.C.</b> Post Office Drawer 790 Glenwood Springs, Colorado 81602 Tele: (970) 945-6546 Email: sgrosscup@balcombgeen.com</p> <p><b>Attorneys for The Oil Shale Corporation</b> Alan E. Curtis, #34571 <b>WHITE &amp; JANKOWSKI LLC</b> 1333 W. 120th Ave., Suite 302 Westminster, Colorado 80234 Tele: (303) 595-9441 Fax: (303) 825-5632 alanc@white-jankowski.com</p> <p>Jacques S. Ruda, #8456 6000 East Evans Avenue, Suite 1-211 Denver, Colorado 80222 Tele: (303) 297-3800 Fax: (303) 297-9417 Email: ruda@cmconline.com</p>	<p>Case No. 2020CW3031</p>
<p><b>STIPULATION BETWEEN APPLICANT, YELLOW JACKET WATER CONSERVANCY DISTRICT AND THE OIL SHALE CORPORATION</b></p>	

Applicant, Yellow Jacket Water Conservancy District (“District”) and The Oil Shale Corporation (“TOSCO”), a wholly owned subsidiary of ConocoPhillips Company, by and through their undersigned attorneys enter this binding stipulation:

1. The District agrees to include the following or substantially similar language in any final decree entered in this matter:

The District shall not place a call against any water right located between the original point of diversion and the new point of diversion or place of storage sought in this case for: (1) the Ripple Creek Reservoir water right confirmed by the Decree in Civil Action No. 1269, District Court in and for the County of Rio Blanco, dated November 21, 1966; and (2) the North Fork Feeder Conduit water right confirmed by the Decree in Case No. W-4325, Water Division 5, dated September 28, 1977.

2. In return, TOSCO has stipulated and agreed that it will not file a statement of opposition, a motion to intervene, a protest to the Water Referee's ruling, or otherwise oppose the District's application in this case.
3. TOSCO and the District stipulate and agree that each will bear their own costs and fees associated with this matter.
4. This Stipulation shall benefit and be binding upon heirs, successors, and assigns of the undersigned parties.
5. This Stipulation may be enforced both as an agreement of the parties and as an order of the Water Court.
6. TOSCO consents to and will support the District's motion to the Water Court for an order approving this Stipulation, provided that TOSCO will review the motion and proposed order before they are filed. The District will promptly file the approved motion and proposed order following the execution of this Stipulation.

Dated this \_\_\_ day of \_\_\_\_\_, 2020.

**WHITE & JANKOWSKI LLC**

**BALCOMB & GREEN, P.C.**



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