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**BEFORE THE
ENVIRONMENTAL QUALITY COUNCIL
STATE OF WYOMING**

Terri A. Lorenzon, Director
Environmental Quality Council

IN THE MATTER OF THE APPEAL AND REVIEW OF)
THE DECISION REGARDING THE RECLASSIFICATION)
OF EIGHT MAIN STREAM DRAINAGES TO POWDER)
RIVER AND OTHER TRIBUTARIES IN THE)
POWDER RIVER BASIN, DATED DECEMBER 22, 2004)

Docket No. 05-3203

STIPULATION OF THE PARTIES

COME NOW the Petitioners, by and through their undersigned attorney, Dennis M. Kirven of Kirven and Kirven, P.C.; Kennedy Oil and Yates Petroleum, by and through their undersigned attorney, Randall T. Cox; and the State of Wyoming, by and through its undersigned attorney, John S. Burbridge of the Wyoming Attorney General's Office, and hereby stipulate as follows:

1. That the Petition for Leave to Intervene filed herein by Kennedy Oil and Yates Petroleum should be granted and the Council should enter an appropriate order allowing Yates to be joined as a party herein.
2. That the Motion to Dismiss filed herein by Kennedy Oil and Yates Petroleum should be denied and the Council should enter an appropriate order denying said motion.

DATED this 12th day of September, 2005.

KIRVEN and KIRVEN, P.C.:

By 

DENNIS M. KIRVEN, Attorney
for Petitioners

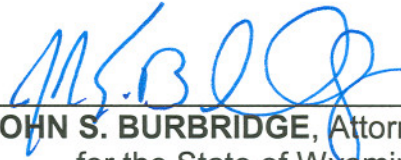
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