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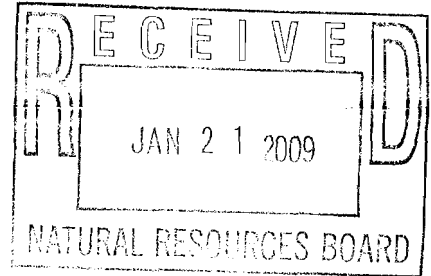
JAN 20 2009

VERMONT ENVIRONMENTAL COURT

STATE OF VERMONT ENVIRONMENTAL COURT

LAND USE PANEL of the)
 NATURAL RESOURCES BOARD,)
 Petitioner)
 v.)
 TRIPTIK REALTY PARTNERSHIP, a.k.a.)
 TRIPTIK REAL ESTATE PARTNERSHIP,)
 a.k.a. TRIPTIK III REAL ESTATE)
 PARTNERSHIP; THREE FRIENDS REALTY)
 PARTNERSHIP; and STEVEN KIDDER)
 Respondents)

DOCKET NO. 188-8-08 Vtec



STIPULATION /ORDER

(K40)

The parties in this action stipulate and agree as follows:

- 1. The following entry shall be made:

DISMISSED, WITH PREJUDICE

2. The respondents shall pay to the State of Vermont the sum of \$11,250, in 11 equal monthly installments of \$1,000, beginning on the 10th day of March, 2009 and on the same day of each month thereafter and one final installment of \$250. In the event that any installment is not timely paid, then the entire remaining balance, plus interest thereon at 12 percent per annum, shall be immediately due and payable.

3. This Stipulation shall be a complete release and discharge by the Petitioner of all claims available against the Respondents, and by each Respondent of all claims available against the Petitioner.

- 4. The respondents shall be solely responsible for the fees of the mediator.


5. Pursuant to 10 V.S.A. Section 8007(d), the respondents shall not be liable for any additional civil or criminal penalties with respect to the specific facts described herein and about which the Land Use Panel has notice on the date of this Stipulation, provided that the respondents fully comply with the terms of this Stipulation.

6. This Stipulation shall be deemed a violation for purposes of calculating any future penalties pursuant to 10 V.S.A. Section 8010(b)(4).

Dated this 20th day of January, 2009 at Berlin, VT. SO ORDERED: Thomas S. Durkin, Environmental Judge


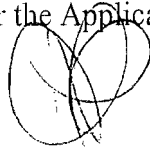
Thomas S. Durkin

Dated: January 14, 2009.



Kenneth Smith, Esq., Attorney
for Land Use Panel

LISMAN, WEBSTER & LECKERLING, P.C.
Attorneys for the Applicant



By Carl H. Lisman, Esq.

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