

RECEIVED

JUN 23 2003

Department of Water Resources

2003 JUN 20 AM 11: 58

DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS  
FILED 308

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE  
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA ) Subcases 47-16433, *et al.*  
Case No. 39576 ) (see list of 26 subcases attached)  
 ) (USDA/FS)  
 )  
 ) ORDER GRANTING MOTION  
 ) TO WITHDRAW MOTIONS TO  
 ) FILE LATE OBJECTIONS

On June 17, 2003, objectors Scott Bedke and Michael and Gary Poulton filed a *Notice of Withdrawal of Motions to File Late Objections* in the above 26 subcases. The *Notice* stated:

The Objectors and the United States entered into an agreement last year entitled *Stipulation and Joint Motion for Order Approving Stipulation*, filed August 29, 2002, whereby the Objectors agreed that the United States' claims should be decreed consistent with the terms of that stipulation. Since the subject United States' claims are covered by the *Stipulation*, the Objectors hereby voluntarily withdraw their Motions to File Late Objections previously filed in this matter and having done so prior to any response being filed, request that an order of dismissal be entered by the Court, pursuant to I.R.C.P. 41(a)(1).

A status conference was held on June 19, 2003. David L. Negri appeared for claimant the United States of America, Department of Agriculture, Forest Service; Travis L. Thompson appeared for objectors Scott Bedke and Michael and Gary Poulton; objectors Bruce and Jared Bedke appeared *pro se*; and Roxanne Brown spoke by telephone for IDWR.

No one opposed the *Notice of Withdrawal*. Because on June 29, 1999, the USDA/FS responded to the *Motions to File Late Objections*, the *Notice of Withdrawal* will be deemed a motion to withdraw motions to file late objections.

THEREFORE, IT IS ORDERED that the motion to withdraw motions to file late objections filed by Scott Bedke and Michael and Gary Poulton is **granted**.

DATED June 20, 2003.

A handwritten signature in black ink, appearing to read "Terrence A. Dolan", is written over a horizontal line.

TERRENCE A. DOLAN

Special Master

Snake River Basin Adjudication

47-16433  
47-16434  
47-16435  
47-16437  
47-16438  
47-16440  
47-16441  
47-16442  
47-16443  
47-16444  
47-16445  
47-16446  
47-16447  
47-16448  
47-16449  
47-16458  
47-16459  
47-16460  
47-16461  
47-16463  
47-16464  
47-16465  
47-16466  
47-16470  
47-16471  
47-16474

CERTIFICATE OF MAILING

I certify that a true and correct copy of the ORDER GRANTING MOTION TO WITHDRAW MOTIONS TO FILE LATE OBJECTIONS was mailed on June 20, 2003, with sufficient first-class postage to the following:

GARY R POULTON  
MICHAEL A POULTON  
SCOTT C. BEDKE  
Represented by:  
TRAVIS L THOMPSON  
205 N 10TH ST, STE 520  
PO BOX 2139  
BOISE, ID 83701-2139  
Phone: 208-336-0700

USDA FOREST SERVICE  
Represented by:  
US DEPARTMENT OF JUSTICE  
ENVIRONMENT & NATL' RESOURCES  
550 WEST FORT STREET, MSC 033  
BOISE, ID 83724

DIRECTOR OF IDWR  
PO BOX 83720  
BOISE, ID 83720-0098

BRUCE BEDKE  
JARED BEDKE  
42 E BASIN RD  
OAKLEY, ID 83346  
Phone: 208-862-3679