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Department of Water Resources

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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 positioned above a horizontal line.

TERRENCE A. DOLAN

Special Master

Snake River Basin Adjudication

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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:

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